

Seller's Property Disclosure - Condominium

Notice to Licensee and Seller: Only the Seller should fill out this form.

Notice to Seller: Florida law¹ requires a seller of a home to disclose to the buyer all known facts that materially affect the value of the property being sold and that are not readily observable or known by the buyer. This disclosure form is designed to help you comply with the law. However, this disclosure form may not address every significant issue that is unique to the Property. You should think about what you would want to know if you were buying the Property today; and if you need more space for additional information, comments, or explanations, check the Paragraph 10 checkbox and attach an addendum.

Notice to Buyer: The following representations are made by Seller and not by any real estate licensee. This disclosure is not a guaranty or warranty of any kind. It is not a substitute for any inspections, warranties, or professional advice you may wish to obtain. It is not a substitute for your own personal judgment and common sense. The following information is based only upon Seller's actual knowledge of the Property's condition. Sellers can disclose only what they actually know. Seller may not know about all material or significant items. You should have an independent, professional home inspection to verify the condition of the Property and determine the cost of repairs, if any. This disclosure is not a contract and is not intended to be a part of any contract for sale and purchase.

Florida law² entitles a prospective buyer, who has entered into a contract for the purchase of a condominium unit with a seller who is not a developer, at Seller's expense, to a current copy of the declaration of condominium, articles of incorporation of the association, bylaws and rules of the association, the most recent annual financial statement and annual budget and the "Frequently Asked Questions and Answers" document, if buyer requests these in writing. These documents, and meeting agendas and minutes, contain important matters to be considered before acquiring a condominium unit, such as recurring dues or fees; special assessments; capital contributions, penalties; and alteration, leasing, parking, pet, resale, vehicle and other types of restrictions.

Except for information provided in paragraph 6, 7, 8 and 9, the following information is only about the individual Unit specified below and not about any limited common element, any common element or the condominium association ("Association").

Seller makes the following disclosure regarding the property described as: _____

1923 HIGHWAY A1A C-3, INDIAN HARBOUR BEACH, FL 32937 (the "Unit").

The Unit is owner occupied tenant occupied unoccupied (if unoccupied, how long has it been since Seller occupied the unit? _____)

1. Structures; Systems; Appliances

- | | Yes | No | Don't Know |
|---|-------------------------------------|-------------------------------------|--------------------------|
| (a) Is the roof a common element maintained by the Association? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| (b) To your knowledge, is roof of Unit structurally sound and free of leaks? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| (c) Are other structures, including ceilings; walls; doors and windows structurally sound and free of leaks? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| (d) Has any additional structural reinforcement been added to the Unit? | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| (e) Are heating and cooling systems common elements maintained by the Association? | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| (f) To your knowledge, are heating and cooling systems in working condition, i.e., operating in a manner in which the item was designed to operate? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| (g) Are existing major appliances and mechanical and electrical systems in working condition, i.e. operating in a manner in which the item was designed to operate? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| (h) Are any of the appliances leased? | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| If yes, which ones: <u>2020-2021 Concrete Restoration project - all buildings included.</u> | | | |
| (i) If the answer to questions 1(b), 1(c), 1(f), 1(g) is no, or if 1(d) is yes, please | | | |

¹ Johnson v. Davis, 480 So.2d 625 (Fla. 1985).

² Section 718.503(2), Florida Statutes.

Seller [Signature] and Buyer _____ acknowledge receipt of a copy of this page, which is Page 1 of 4 Pages.

explain: _____

Yes No Don't Know

2. Termites; Other Wood Destroying Organisms; Pests

- (a) Are termites; other wood-destroying organisms, including fungi; or pests present in the Unit or has the Unit had any structural damage by them? Yes No Don't Know
- (b) Has the Unit been treated for termites; other wood-destroying organisms, including fungi; or pests? Yes No Don't Know
- (c) If any answer to questions 2(a)-2(b) is yes, please explain: _____

3. Water Intrusion; Plumbing; Flood Insurance

- (a) Has past or present water intrusion or flooding affected the Unit? Yes No Don't Know
- (b) Are polybutylene pipes present in the Unit? Yes No Don't Know
- (c) Have past or present plumbing leaks or backups affected the Unit? Yes No Don't Know
- (d) Have there been any leaks or water intrusion from units above or adjacent to your Unit or leaks or water intrusion from your Unit to units below or adjacent to it? Yes No Don't Know
- (e) Does your lender require flood insurance? Yes No Don't Know
- (f) If any answer to questions 3(a)-3(d) is yes, please explain: _____

4. Fire Protection; Improvements; Alterations

- (a) Does the Unit have sprinklers for fire protection? Yes No Don't Know
- If no, has the Association voted to forego retrofitting each unit with a fire sprinkler system? Yes No Don't Know
- (b) Have any improvements or alterations to the Unit, whether by you or by others, been made without obtaining required Association approval? Yes No Don't Know
- (c) Have any improvements or alterations to the Unit, whether by you or by others, been made in violation of building codes or zoning restrictions or without necessary permits? Yes No Don't Know
- (d) Are any improvements located below the base flood elevation? Yes No Don't Know
- (e) Have any improvements been constructed in violation of applicable local flood guidelines? Yes No Don't Know
- (f) Are there any open permits on the Unit that have not been closed by a final inspection? Yes No Don't Know
- (g) If any answer to questions 4(b)-4(f) is yes, please explain: _____

5. Hazardous Substances

- (a) Was the Property built before 1978? Yes No Don't Know
- If yes, please see Lead-Based Paint Disclosure.
- (b) Does anything exist in the Unit that may be considered a hazardous substance, including, but not limited to, lead-based paint; asbestos; mold; radon gas; urea formaldehyde; methamphetamine contamination; or defective drywall? Yes No Don't Know
- (c) Has there been any damage, clean up or repair to the Unit due to any of the substances or materials listed in subparagraph (b) above? Yes No Don't Know
- If any answer to questions 5(b)-5(c) is yes, please explain: _____

6. Limited Common Elements

- (a) Are there any amenities outside the Unit, such as designated parking space(s), storage closet(s), boat slip(s), cabana(s), garage(s), carport(s), etc. that are for your exclusive use? Yes No Don't Know
- If yes, please identify the amenity and whether a separate deed or other legal document grants the exclusive right to use: _____

Seller [Signature] and Buyer () () acknowledge receipt of a copy of this page, which is Page 2 of 4 Pages.

7. The Association

Yes No Don't Know

- (a) Is there any proposed change to the Association's governing documents? Yes No Don't Know
- (b) Is there any proposed plan to materially alter the common elements? Yes No Don't Know
- (c) Is there any existing or threatened legal action by or against the Association? Yes No Don't Know
- (d) Has the Association ever been, or is it currently, involved in litigation or a claim over construction defects or defective building products? Yes No Don't Know
- (e) To your knowledge, is there any discussion of a conversion of the Condominium to something else? Yes No Don't Know
- (f) To your knowledge, is there any effort by an investor or investor group to purchase units in the complex? Yes No Don't Know
- (g) Has an increase in fees or assessments been approved but not yet implemented? Yes No Don't Know
- (h) Is any portion of the Association's property located in a special flood hazard area? Yes No Don't Know
- (i) Is any portion of the Association's property located seaward of the coastal construction control line? Yes No Don't Know
- (j) Does any past or present settling, soil movement, or sinkhole(s) affect any portion of the Association's property? Yes No Don't Know
- (k) Has there been any structural damage to any portion of the Association's property? Yes No Don't Know
- (l) Has any additional structural reinforcement been added to any portion of the Associations' property? Yes No Don't Know
- (m) Are there any rental restrictions by the Association? Yes No Don't Know
- (n) Are there any pet restrictions by the Association? Yes No Don't Know
- (o) If any answer to questions 7(a)-7(n) is yes, please explain: n - Flood Zone

VE / K-concrete restoration project 2020-2021 in 2020-2021 - concrete restoration in all buildings including buildings 2 floors - exempt

8. Milestone Inspection & Structural Integrity Reserve Study (F.S. 553.899)

- (a) Has anything appeared in the Association Agendas and or the Minutes regarding Milestone Inspection & Structural Integrity Reserve Study for your complex? Yes No Don't Know
- (b) Has the Association budgeted for the cost of hiring an engineer to complete the Milestone Inspection & Structural Integrity Reserve Study? Yes No Don't Know
- (c) Has the Association hired an engineer to complete the Milestone Inspection & Structural Integrity Reserve Study yet? Yes No Don't Know
If yes, what is the expected completion date for them? _____
- (d) Has the Association passed or discussed raising fees or doing a Special Assessment to pay for costs associated with complying with the Milestone Inspection and/or Structural Integrity Reserve Study? Yes No Don't Know
If yes, explain _____

(Note: Further information may be disclosed by using the Milestone Inspection and Structural Integrity Reserve Study Disclosure)

9. Foreign Investment in Real Property Tax Act ("FIRPTA")

- (a) Is the Seller subject to FIRPTA withholding per Section 1445 of the Internal Revenue Code? Yes No Don't Know
If yes, Buyer and Seller should seek legal and tax advice regarding compliance.

10. (If checked) Other Matters; Additional Comments: The attached addendum contains additional information, explanations or comments.

To verify Association information please contact Angela Phillips - Dependable Property Management

Seller *(Signature)* and Buyer _____ acknowledge receipt of a copy of this page, which is Page 3 of 4 Pages.

Seller represents that the information provided on this form and any attachments is accurate and complete to the best of Seller's knowledge on the date signed by Seller. Seller authorizes listing broker to provide this disclosure statement to real estate licensees and prospective buyers of the Property. Seller understands and agrees that Seller will promptly notify Buyer in writing if any information set forth in this disclosure statement becomes inaccurate or incorrect.

Seller: *Stephen Gallagher* / STEPHEN Date: 3-18-26
(signature) (print)

Seller: *Ellen Gallagher* / ELLEN GALLAGHER FAMI Date: 3-18-26
(signature) (print)

Buyer acknowledges that Buyer has read, understands, and has received a copy of this disclosure statement.

Buyer: _____ / _____ Date: _____
(signature) (print)

Buyer: _____ / _____ Date: _____
(signature) (print)

For specific questions or concerns -

Buyers should contact Angela Phillips - Dependable Property Management for copies of Rules + Regulations and Condo Docs
She can be contacted;

Dependable Property Management
2194 Hwy A1A, Ste 209
Indian Harbour Beach, FL 32937
321-773-4033

Milestone Inspection + Structural Reserve Study -
Not required for buildings under 3 floors.
our complex is exempt (2 floors)

Seller *SCG* and Buyer () () acknowledge receipt of a copy of this page, which is Page 4 of 4 Pages.