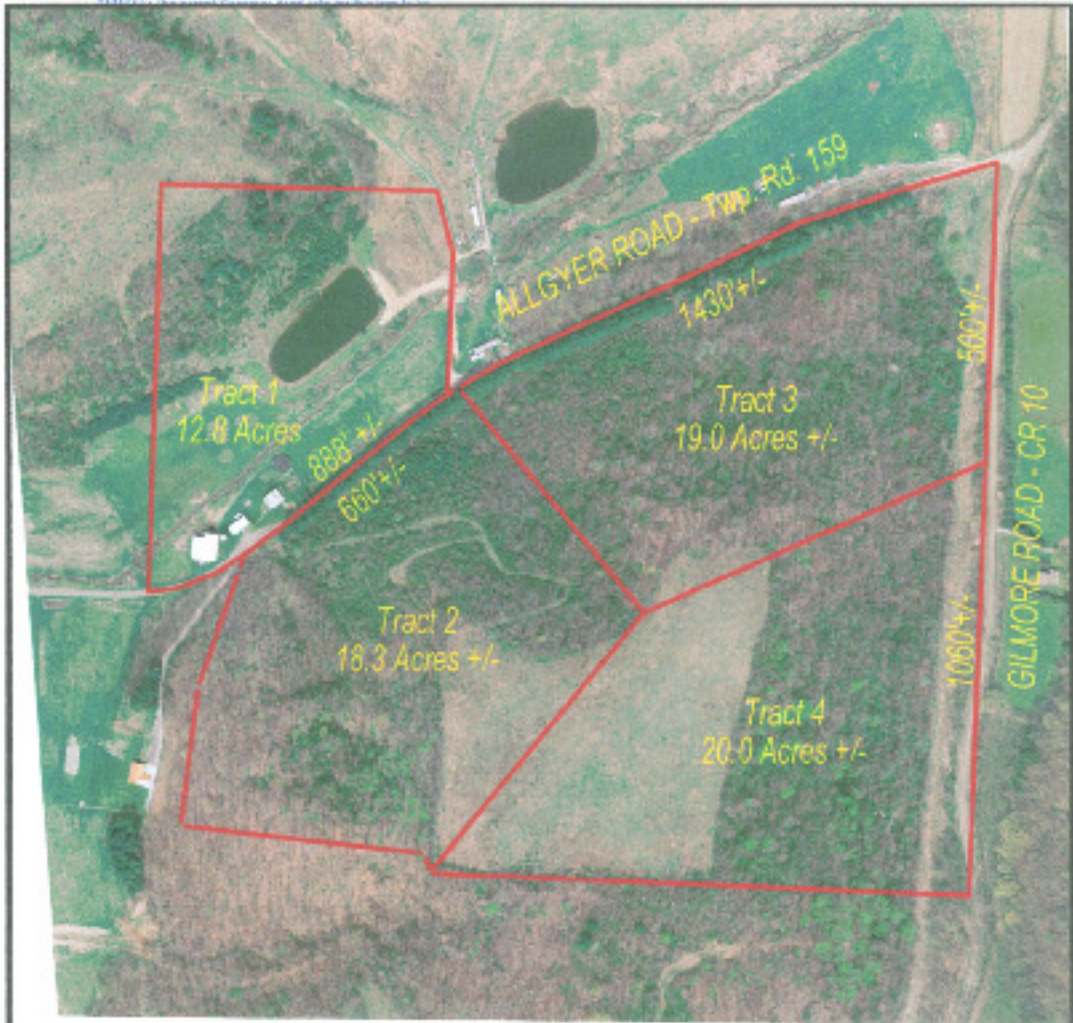


Don R. Wallick Auctions, Inc.

965 N. Wooster Avenue - Strasburg, Ohio 44680 - www.WallickAuctions.com

Toll Free: 1-866-348-9446 - Tel: 330-878-0075 - Fax: 330-878-7318





ALL ACREAGES, FRONTAGES AND LOT MARKERS MUST BE CONSIDERED APPROXIMATE AND SUBJECT TO SURVEY

HENRY S. ALLGYER PROPERTY

Situated in the Township of Clay, the County of Tuscarawas, the State of Ohio.

Being located in the Southwest Quarter of Section 20 and in the Northwest Quarter of Section 27 in Township 6, Range 7 of the United States Military Lands.

ALL NEW DRIVEWAYS MUST BE APPROVED BY THE TUSCARAWAS COUNTY ENGINEER PRIOR TO CONSTRUCTION!

Prepared by
WARD & EMER SURVEYING, INC.
113 Third Street SE
New Philadelphia Ohio 44663-2512
(330) 264-5000 (voice)
(330) 384-1157 (fax)

THE TUSCARAWAS COUNTY TITLE COMPANY

203 Fair Avenue N.E. - P. O. Box 548
New Philadelphia OH 44663
Phone: (330) 364-4450 Fax: (330) 343-2976
Email: tusctitle@tusctitle.net

TAX AND LEGAL REPORT

DATE: April 27, 2009

REQUESTED BY: Don Wallick Wallick Auctions

PROPERTY ADDRESS: 1071 Allgyer Rd., S.E. Gnadenhutzen Ohio

PRESENT OWNER: Henry S. Allgyer and Helen G. Allgyer

VOLUME: 344

PAGE: 225

TRANSFER: February 5, 1954

PARCEL NO: 07-00002.000 *Note: Conveyances Out*

=====

REAL ESTATE TAXES ARE CURRENTLY LISTED ON THE 2008 TAX DUPLICATE IN THE NAME OF

Henry S. Allgyer and Helen G. Allgyer

PARCEL NO.: 07-00002.000

DESC. 2-6-20 S PR W/2 SW 25.116A

VALUATIONS:

LAND: 11,810
BUILDING: 22,930
TOTAL: 34,740
AUV: 4,580

TAXES:

GENERAL TAXES: \$ 880.32
TAX REDUCTION: \$ - 257.09
10% ROLLBACK: \$ - 62.32
2 1/2% REDUCTION \$ - 7.20
HOMESTEAD CREDIT \$ - 173.45
TOTAL PER 1/2 YEAR \$ 380.26
UNPAID REAL \$
CURRENT SA: \$ 6.00
PENALTY: \$
PRIOR DEL: \$
TOTAL DUE: \$ 386.26

Special Assessments: MWCD

Taxes for the first half year 2008 are paid
Taxes for the second half year 2008 are determined but not yet due.
Taxes for the year 2009 are undetermined but not yet due.

Approved: _____
Not Approved: **X-Will be Red Stamped**

BY: Laura J. Andrews

PRIOR FILE NO.

This information, including any lot dimensions shown, is derived solely from public records and the internet. While the information is usually reliable, it cannot be guaranteed without a full title examination and a current survey to verify its accuracy.

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Phone: (330) 364-4450 Fax: (330) 343-2976
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TAX AND LEGAL REPORT

DATE: April 27, 2009

REQUESTED BY: Don Wallick Wallick Auctions

PROPERTY ADDRESS: Allgyer Road Gnadenhutzen Ohio

PRESENT OWNER: Henry S. Allgyer and Helen G. Allgyer

VOLUME: 344

PAGE: 225

TRANSFER: February 5, 1954

PARCEL NO.: 07-00006.000

=====

REAL ESTATE TAXES ARE CURRENTLY LISTED ON THE 2008 TAX DUPLICATE IN THE NAME OF

Henry S. Allgyer and Helen G. Allgyer

PARCEL NO.: 07-00006.000

DESC. 2-6-20 S PR W/2 SW 25.116A

VALUATIONS:

LAND: 20
BUILDING: 0
TOTAL: 20
AUV:

TAXES:

GENERAL TAXES: \$ 0.64
TAX REDUCTION: \$ - 0.19
10% ROLLBACK: \$ - 0.05
2 1/2% REDUCTION \$
HOMESTEAD CREDIT \$
TOTAL PER 1/2 YEAR \$ 0.40
UNPAID REAL \$
CURRENT SA: \$
PENALTY: \$
PRIOR DEL: \$
TOTAL DUE: \$ -0-

Special Assessments: None

Taxes for the first half year 2008 are paid
Taxes for the second half year 2008 are determined but not yet due.
Taxes for the year 2009 are undetermined but not yet due.

Approved: _____
Not Approved: **X-Will be Red Stamped**

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TAX AND LEGAL REPORT

DATE: April 27, 2009

REQUESTED BY: Don Wallick Wallick Auctions

PROPERTY ADDRESS: Allgyer Road Gnadenhutzen Ohio

PRESENT OWNER: Henry S. Allgyer and Helen G. Allgyer

VOLUME: 344 **PAGE:** 225 **TRANSFER:** February 5, 1954

PARCEL NO.: 07-00008.000

=====

REAL ESTATE TAXES ARE CURRENTLY LISTED ON THE 2008 TAX DUPLICATE IN THE NAME OF

Henry S. Allgyer and Helen G. Allgyer

PARCEL NO.: 07-00008.000
DESC. 2-6-20 S PR E/2 SW 28.00A

VALUATIONS:

LAND: 9,770
BUILDING: 0
TOTAL: 9,770
AJV:

TAXES:

GENERAL TAXES: \$ 30.40
TAX REDUCTION: \$ - 8.88
10% ROLLEBACK: \$ - 2.15
2 1/2% REDUCTION \$
HOMESTEAD CREDIT \$
TOTAL PER 1/2 YEAR \$ 19.37
UNPAID REAL \$
CURRENT SA: \$
PENALTY: \$
PRIOR DEL: \$
TOTAL DUE: \$ -0-

Special Assessments: None

Taxes for the first half year 2008 are paid
Taxes for the second half year 2008 are determined but not yet due.
Taxes for the year 2009 are undetermined but not yet due.

Approved: _____
Not Approved: **X-Will be Red Stamped**

BY: Laura J. Andrews **PRIOR FILE NO.**

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Email: tusctitle@tusctitle.net

TAX AND LEGAL REPORT

DATE: April 27, 2009

REQUESTED BY: Don Wallick Wallick Auctions

PROPERTY ADDRESS: Allgyer Road Gnadenhutten Ohio

PRESENT OWNER: Henry S. Allgyer and Helen G. Allgyer

VOLUME: 344

PAGE: 225

TRANSFER: February 5, 1954

PARCEL NO.: 07-00007.000

=====

REAL ESTATE TAXES ARE CURRENTLY LISTED ON THE 2008 TAX DUPLICATE IN THE NAME OF

Henry S. Allgyer and Helen G. Allgyer

PARCEL NO.: 07-00007.000

DESC. 2-6-21 PR E/2 NW 20.00A

VALUATIONS:

LAND: 7,170
BUILDING: 0
TOTAL: 7,170
AUV: 690

TAXES:

GENERAL TAXES: \$ 22.08
TAX REDUCTION: \$ - 6.45
10% ROLLBACK: \$ - 1.56
2 1/2% REDUCTION \$
HOMESTEAD CREDIT \$
TOTAL PER 1/2 YEAR \$ 14.07
UNPAID REAL \$
CURRENT SA: \$
PENALTY: \$
PRIOR DEL: \$
TOTAL DUE: \$ -0-

Special Assessments: None

Taxes for the first half year 2008 are paid
Taxes for the second half year 2008 are determined but not yet due.
Taxes for the year 2009 are undetermined but not yet due.

Approved: _____
Not Approved: X-Will be Red Stamped

BY: Laura J. Andrews

PRIOR FILE NO.

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TAX AND LEGAL REPORT

DATE: April 27, 2009

REQUESTED BY: Don Wallick Wallick Auctions

PROPERTY ADDRESS: Allgyer Road Gnadenhutzen Ohio

PRESENT OWNER: Henry S. Allgyer and Helen G. Allgyer

VOLUME: 344

PAGE: 225

TRANSFER: February 5, 1954

PARCEL NO: 07-00928.000

=====

REAL ESTATE TAXES ARE CURRENTLY LISTED ON THE 2008 TAX DUPLICATE IN THE NAME OF

Henry S. Allgyer and Helen G. Allgyer

PARCEL NO.: 07-00928.000

DESC. 2-6-9 S PR E/2 SE .078A

VALUATIONS:

LAND: 30
BUILDING: 0
TOTAL: 30
AUV: 10

TAXES:

GENERAL TAXES: \$ 0.32
TAX REDUCTION: \$ - 0.09
10% ROLLBACK: \$ - 0.02
2 1/2% REDUCTION \$
HOMESTEAD CREDIT \$
TOTAL PER 1/2 YEAR \$ 0.21
UNPAID REAL \$
CURRENT SA: \$
PENALTY: \$
PRIOR DEL: \$
TOTAL DUE: \$ -0-

Special Assessments: None

Taxes for the first half year 2008 are paid
Taxes for the second half year 2008 are determined but not yet due.
Taxes for the year 2009 are undetermined but not yet due.

Approved: _____
Not Approved: **X-Will be Red Stamped**

BY: Laura J. Andrews

PRIOR FILE NO.

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TAX AND LEGAL REPORT

DATE: April 27, 2009

REQUESTED BY: Don Wallick Wallick Auctions

PROPERTY ADDRESS: Allgyer Road Gnadenhuffen Ohio

PRESENT OWNER: Henry S. Allgyer and Helen G. Allgyer

VOLUME: 1139

PAGE: 613

TRANSFER: January 9, 2004

PARCEL NO.: 07-01391.003

=====

REAL ESTATE TAXES ARE CURRENTLY LISTED ON THE 2008 TAX DUPLICATE IN THE NAME OF

Henry S. Allgyer and Helen G. Allgyer

PARCEL NO.: 07-01391.003

DESC. 2-6-21-29 W/2 SW S/2 NW 11.511A

VALUATIONS:

LAND: 4,170
BUILDING: 0
TOTAL: 4,170
AUV: 450

TAXES:

GENERAL TAXES: \$ 12.80
TAX REDUCTION: \$ - 3.74
10% ROLLBACK: \$ - 0.91
2 1/2% REDUCTION \$
HOMESTEAD CREDIT \$
TOTAL PER 1/2 YEAR \$ 8.15
UNPAID REAL \$
CURRENT SA: \$
PENALTY: \$
PRIOR DEL: \$
TOTAL DUE: \$ -0-

Special Assessments: None

Taxes for the first half year 2008 are paid
Taxes for the second half year 2008 are determined but not yet due.
Taxes for the year 2009 are undetermined but not yet due.

Approved: **X-Previously Approved**

Not Approved: _____

BY: Laura J. Andrews

PRIOR FILE NO.

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COMMENTS/REMARKS
 NOTE: SEE ROUTE #15-17
 15% Land Use Imp.

OWNER/SHT ALLGAYER HENRY S & HELEN G

PARCEL 07-00062-000
 DISTRICT 7 CHAY TWP-INDIAN VALLEY S1
 SECTION & PLAT 21
 ROUTING NUMBER 14-000
 PROPERTY CLASS Ill. Cash-grain or gen. comm.
 ZONING KEY
 PROPERTY ADD 1071 ALGAYER RD. E.
 NEIGHBORHOOD 1-01 CLAY TOWNSHIP
 LIVING AREA 1706

4400 Land 2 Imp

2 6 20 S PR W/2 SW 25.116A

DATE: 01/07/04 REASON FOR VALUATION: ANN EQUAL LISTED.

VALUATION		VALUATION	
ASSESSMENT DATE	ANN EQUAL	ASSESSMENT DATE	ANN EQUAL
01/01/94	31750	01/01/94	31750
REASON FOR CHANGE	49970	REASON FOR CHANGE	49970
LAND	54500	LAND	54500
IMPROV	92250	IMPROV	92250
TOTAL	131000	TOTAL	131000
ASSESSED	22320	ASSESSED	22320
TOTAL	34740	TOTAL	34740

LAND DATA		VALUATION	
BASE RATE	EXTENDED VALUE	INFO MCTR	MARKET VALUE
9000.69	9000		9000
900.98	1450		1450
936.60	18900		18900
			29150

CONSTRUCTION DATA		FINISHING TOWER	
LEVEL	CMSE	BASE AREA	PERM. FIRE AREA
1	1.00	658	658
2	1.00	658	658
3	1.00	658	658
4	1.00	658	658

CONSTRUCTION DATA		FINISHING TOWER	
LEVEL	CMSE	BASE AREA	PERM. FIRE AREA
1	1.00	658	658
2	1.00	658	658
3	1.00	658	658
4	1.00	658	658

CONSTRUCTION DATA		FINISHING TOWER	
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CONSTRUCTION DATA		FINISHING TOWER	
LEVEL	CMSE	BASE AREA	PERM. FIRE AREA
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2	1.00	658	658
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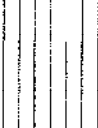
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2	1.00	658	658
3	1.00	658	658
4	1.00	658	658



USE	EST	CHS	HT	YEAR	CONST	BEANED	COND	NEIGH	SIZE	AREA	ADD-ONE

CONSTRUCTION DATA		FINISHING TOWER	
LEVEL	CMSE	BASE AREA	PERM. FIRE AREA
1	1.00	658	658
2	1.00	658	658
3	1.00	658	658
4	1.00	658	658

CONSTRUCTION DATA		FINISHING TOWER	
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CONSTRUCTION DATA		FINISHING TOWER	
LEVEL	CMSE	BASE AREA	PERM. FIRE AREA
1			



Effective 1/1/07

STATE OF OHIO
DEPARTMENT OF COMMERCE

RESIDENTIAL PROPERTY DISCLOSURE FORM

Pursuant to section 5302.30 of the Revised Code and rule 1301:1-4-10 of the Administrative Code.

TO BE COMPLETED BY OWNER (Please Print)

Property Address: 1071 Allgyer Road, Gnadenhuetten, OH 4629

Owners Name(s): Henry S. (Hank) Allgyer

Date: May 28, 2009

Owner is is not occupying the property. If owner is occupying the property, since what date: Jan. 2, 1954

Purpose of Disclosure Form: This is a statement of the condition of the property and of information concerning the property actually known by the owner as required by Ohio Revised Code Section 5302.30. Unless otherwise advised in writing by the owner, the owner, other than having lived at or owning the property, possesses no greater knowledge than that which could be obtained by a careful inspection of the property by a potential purchaser. Unless otherwise advised, owner has not conducted any inspection of generally inaccessible areas of the property. THIS STATEMENT IS NOT A WARRANTY OF ANY KIND BY THE OWNER OR BY ANY AGENT OR SUBAGENT REPRESENTING THE OWNER OF THE PROPERTY. THIS STATEMENT IS NOT A SUBSTITUTE FOR ANY INSPECTIONS. POTENTIAL PURCHASERS ARE ENCOURAGED TO OBTAIN THEIR OWN PROFESSIONAL INSPECTION.

Owner's Statement: The representations contained on this form are made by the owner and are not the representations of the owner's agent or subagent. This form and the representations contained in it are provided by the owner exclusively to potential purchasers in a transfer made by the owner, and are not made to purchasers in any subsequent transfers. The information contained in this disclosure form does not limit the obligation of the owner to disclose an item of information that is required by any other statute or law to be disclosed in the transfer of residential real estate. **For example, although some questions are limited to the past five years material problems or defects that occurred over five years ago that have not been fully corrected are required to be disclosed.**

Instructions to Owner: (1) Answer ALL questions. (2) Identify any material matters in the property that are actually known. (3) Attach additional pages with your signature if additional space is needed. (4) Complete this form yourself. (5) If some items do not apply to your property, write NA (not applicable). If the item to be disclosed is not within your actual knowledge, indicate Unknown.

THE FOLLOWING STATEMENTS OF THE OWNER ARE BASED ON OWNER'S ACTUAL KNOWLEDGE

A) WATER SUPPLY: The source of water supply to the property is (check appropriate boxes):

- Public Water Service
- Private Water Service
- Private Well
- Shared Well
- Holding Tank
- Cistern
- Spring
- Pond
- Unknown
- Other _____

Do you know of any current leaks, backups or other material problems with the water supply system or quality of the water?

Yes No If "Yes", please describe: Test of spring water nine years ago showed ecoli content. Has been continuously used for drinking

Is the quantity of water sufficient for your household use? (NOTE: water usage will vary from household to household) Yes No

If owner knows of any leaks, backups or other material problems with the water supply system or quality or quantity of the water since owning the property (but not longer than the past 5 years), please describe and indicate any repairs completed: New

Submersible pump installed in well at barn, which is connected to all buildings.

Owner's Initials HP Date 5/28/09 Purchaser's Initials _____ Date _____

Property Address 1071 Allgyer Road, Gadenhoten, OH 44629

B) SEWER SYSTEM: The nature of the sanitary sewer system servicing the property is (check appropriate boxes):

- Public Sewer Private Sewer Septic Tank
 Leach Field Aeration Tank Filtration Bed
 Unknown Other _____

If not a public or private sewer, date of last inspection: _____

Do you know of any current leaks, backups or other material problems with the sewer system servicing the property? Yes No

If "Yes", please describe: _____

If owner knows of any leaks, backups or other material problems with the sewer system since owning the property (but not longer than the past 5 years), please describe and indicate any repairs completed: _____

Information on the operation and maintenance of the type of sewage system serving the property is available from the department of health or the board of health of the health district in which the property is located.

C) ROOF: Do you know of any current leaks or other material problems with the roof or rain gutters? Yes No

If "Yes", please describe: _____

If owner knows of any leaks or other material problems with the roof or rain gutters since owning the property (but not longer than the past 5 years), please describe and indicate any repairs completed: _____

D) WATER INTRUSION: Do you know of any previous or current water leakage, water accumulation, excess moisture or other defects to the property, including but not limited to any area below grade, basement or crawl space? Yes No

If "Yes", please describe and indicate any repairs completed: _____

In heavy rain, minor seepage at west wall footer of residence basement

Do you know of any water or moisture related damage to floors, walls or ceilings as a result of flooding; moisture seepage; moisture condensation; ice damming; sewer overflow/backup; or leaking pipes, plumbing fixtures, or appliances? Yes No

If "Yes", please describe and indicate any repairs completed: _____

Purchaser is advised that every home contains mold. Some people are more sensitive to mold than others. If concerned about this issue, purchaser is encouraged to have a mold inspection done by a qualified inspector. Have you ever had the property inspected for mold by a qualified inspector?

Yes No If "Yes", please describe and indicate whether you have an inspection report and any remediation undertaken: _____

E) STRUCTURAL COMPONENTS (FOUNDATION, BASEMENT/CRAWL SPACE, FLOORS, INTERIOR AND EXTERIOR WALLS):

Do you know of any movement, shifting, deterioration, material cracks/settling (other than visible minor cracks or blemishes) or other material problems with the foundation, basement/crawl space, floors, or interior/exterior walls?

Yes No If "Yes", please describe: _____

If owner knows of any repairs, alterations or modifications to control the cause or effect of any problem identified above, since owning the property (but not longer than the past 5 years), please describe: _____

Do you know of any previous or current fire or smoke damage to the property? Yes No

If "Yes", please describe and indicate any repairs completed: _____

F) MECHANICAL SYSTEMS: Do you know of any current problems or defects with the following mechanical systems? If your property does not have the mechanical system, mark N/A (Not Applicable).

	YES	NO	N/A		YES	NO	N/A
1) Electrical	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	8) Water softener	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2) Plumbing (pipes)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	a. Is water softener leased?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3) Central heating	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	9) Security System	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
4) Central Air conditioning	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	a. Is security system leased?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5) Sump pump	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	10) Central vacuum	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
6) Fireplace/chimney	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	11) Built in appliances	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
7) Lawn sprinkler	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	12) Other mechanical systems	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If the answer to any of the above questions is "Yes", please describe and indicate any repairs to the mechanical system since owning the property (but not longer than the past 5 years): _____

Owner's Initials NPE Date 5/28/09

Purchaser's Initials _____ / _____ Date _____ / _____

Property Address 1071 Allgyer Road, Gnadewitter, OH 44627

G) WOOD BORING INSECTS/TERMITES: Do you know of the presence of any wood boring insects/termites in or on the property or any existing damage to the property caused by wood boring insects/termites? Yes No

If "Yes", please describe: _____

If owner knows of any inspection or treatment for wood boring insects/termites, since owning the property (but not longer than the past 5 years), please describe: _____

H) PRESENCE OF HAZARDOUS MATERIALS: Do you know of the previous or current presence of any of the below identified hazardous materials on the property?

- | | Yes | No | Unknown |
|---|--------------------------|-------------------------------------|-------------------------------------|
| 1) Lead-Based Paint | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2) Asbestos | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3) Urea-Formaldehyde Foam Insulation | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 4) Radon Gas | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| a. If "Yes", indicate level of gas if known _____ | | | |
| 5) Other toxic or hazardous substances | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

If the answer to any of the above questions is "Yes", please describe and indicate any repairs, remediation or mitigation to the property: _____

I) FLOOD PLAIN/LAKE ERIE COASTAL EROSION AREA:

Is the property located in a designated flood plain? Yes No Unknown

Is the property or any portion of the property included in a Lake Erie Coastal Erosion Area? Yes No Unknown

J) DRAINAGE/EROSION: Do you know of any current flooding, drainage, settling or grading or erosion problems affecting the property? Yes No

If "Yes", please describe: _____

If owner knows of any repairs, modifications or alterations to the property or other attempts to control any flooding, drainage, settling, grading or erosion problems since owning the property (but not longer than the past 5 years), please describe: _____

K) ZONING/CODE VIOLATIONS/ASSESSMENTS/HOME OWNERS ASSOCIATION: Do you know of any violations of building or housing codes, zoning ordinances affecting the property or any nonconforming uses of the property? Yes No

If "Yes", please describe: _____

Is the structure on the property designated by any governmental authority as a historic building or as being located in an historic district? (NOTE: such designation may limit changes or improvements that may be made to the property). Yes No

If "Yes", please describe: _____

Do you know of any recent or proposed assessments, which could affect the property? Yes No

If "Yes", please describe: _____

Is the property subject to any rules or regulations of, or the payment of any fees or charges to, a Homeowners Association, Condominium Association or any other Community Association? Yes No

If "Yes", please describe: _____

Owner's Initials WLL Date 5/28/09 Purchaser's Initials / / Date / /

Property Address _____

L) **BOUNDARY LINES/ENCROACHMENTS/SHARED DRIVEWAY/PARTY WALLS:** Do you know of any of the following conditions affecting the property?

- | | Yes | No | | Yes | No |
|---------------------------|-------------------------------------|-------------------------------------|---|-------------------------------------|-------------------------------------|
| 1) Boundary Agreement | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4) Shared Driveway | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2) Boundary Dispute | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 5) Party Walls | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3) Recent Boundary Change | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 6) Encroachments From or on Adjacent Property | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

If the answer to any of the above questions is "Yes", please describe: New survey includes tract decided to daughter's as an addition to her tract

M) **UNDERGROUND STORAGE TANKS/WELLS:** Do you know of any underground storage tanks (existing or removed), oil or natural gas wells (plugged or unplugged), or abandoned water wells on the property? Yes No

If "Yes", please describe: _____

N) **OTHER KNOWN MATERIAL DEFECTS:** The following are other known material defects in or on the property: _____

For purposes of this section, material defects would include any non-observable physical condition existing on the property that could be dangerous to anyone occupying the property or any non-observable physical condition that could inhibit a person's use of the property.

Owner represents that the statements contained in this form are made in good faith based on his/her actual knowledge as of the date signed by the Owner. Owner is advised that the information contained in this disclosure form does not limit the obligation of the owner to disclose an item of information that is required by any other statute or law or that may exist to preclude fraud, either by misrepresentation, concealment or nondisclosure in a transaction involving the transfer of residential real estate.

OWNER: Henry S. Olyper DATE: May 28, 2009

OWNER: _____ DATE: _____

RECEIPT AND ACKNOWLEDGEMENT OF POTENTIAL PURCHASERS

Potential purchasers are advised that the owner has no obligation to update this form but may do so according to Revised Code Section 5302.30(G). Pursuant to Ohio Revised Code Section 5302.30(K), if this form is not provided to you prior to the time you enter into a purchase contract for the property, you may rescind the purchase contract by delivering a signed and dated document of rescission to Owner or Owner's agent, provided the document of rescission is delivered prior to all three of the following dates: 1) the date of closing; 2) 30 days after the Owner accepted your offer; and 3) within 3 business days following your receipt or your agent's receipt of this form or an amendment of this form.

I/WE ACKNOWLEDGE RECEIPT OF A COPY OF THIS DISCLOSURE FORM AND UNDERSTAND THAT THE STATEMENTS ARE MADE BASED ON THE OWNERS ACTUAL KNOWLEDGE AS OF THE DATE SIGNED BY THE OWNER.

Owner makes no representations with respect to any offsite conditions. Purchaser should exercise whatever due diligence purchaser deems necessary with respect to offsite issues that may affect purchaser's decision to purchase the property. Purchaser should exercise whatever due diligence purchaser deems necessary with respect to Ohio's Sex Offender Registration and Notification Law (commonly referred to as "Megan's Law"). This law requires the local Sheriff to provide written notice to neighbors if a sex offender resides or intends to reside in the area. The notice provided by the Sheriff is a public record and is open to inspection under Ohio's Public Records Law. If concerned about this issue, purchaser assumes responsibility to obtain information from the Sheriff's office regarding the notices they have provided pursuant to Megan's Law.

My/Our Signature below does not constitute approval of any disclosed condition as represented herein by the owner.

PURCHASER: _____ DATE: _____

PURCHASER: _____ DATE: _____



AGENCY DISCLOSURE STATEMENT



The real estate agent who is providing you with this form is required to do so by Ohio law. You will not be bound to pay the agent or the agent's brokerage by merely signing this form. Instead, the purpose of this form is to confirm that you have been advised of the role of the agent(s) in the transaction proposed below. (For purposes of this form, the term "seller" includes a landlord and the term "buyer" includes a tenant.)

Property Address: 1071 ALLGREN ROAD SE GARDENHUTTEN, OHIO
Buyer(s): _____
Seller(s): HANK ALLGYEN

I. TRANSACTION INVOLVING TWO AGENTS IN TWO DIFFERENT BROKERAGES

The buyer will be represented by _____, and _____
AGENT(S) BROKERAGE
The seller will be represented by _____, and _____
AGENT(S) BROKERAGE

II. TRANSACTION INVOLVING TWO AGENTS IN THE SAME BROKERAGE

If two agents in the real estate brokerage _____ represent both the buyer and the seller, check the following relationship that will apply:

- Agent(s) _____ work(s) for the buyer and Agent(s) _____ work(s) for the seller. Unless personally involved in the transaction, the broker and managers will be "dual agents", which is further explained on the back of this form. As dual agents they will maintain a neutral position in the transaction and they will protect all parties' confidential information.
- Every agent in the brokerage represents every "client" of the brokerage. Therefore, agents and _____ will be working for both the buyer and seller as "dual agents". Dual agency is explained on the back of this form. As dual agents they will maintain a neutral position in the transaction and they will protect all parties' confidential information. Unless indicated below, neither the agent(s) nor the brokerage acting as a dual agent in this transaction has a personal, family or business relationship with either the buyer or seller. *If such a relationship does exist, explain:* _____

III. TRANSACTION INVOLVING ONLY ONE REAL ESTATE AGENT

Agent(s) DON R. WALLICK AUSTON and real estate brokerage PISSOCRA-MATHIAS will

- be "dual agents" representing both parties in this transaction in a neutral capacity. Dual agency is further explained on the back of this form. As dual agents they will maintain a neutral position in the transaction and they will protect all parties' confidential information. Unless indicated below, neither the agent(s) nor the brokerage acting as a dual agent in this transaction has a personal, family or business relationship with either the buyer or seller. *If such a relationship does exist, explain:* _____

represent only the (check one) seller or buyer in this transaction as a client. The other party is not represented and agrees to represent his/her own best interest. Any information provided the agent may be disclosed to the agent's client.

CONSENT

I (we) consent to the above relationships as we enter into this real estate transaction. If there is a dual agency in this transaction, I (we) acknowledge reading the information regarding dual agency explained on the back of this form.

BUYER/TENANT _____ DATE _____

BUYER/TENANT _____ DATE _____

SELLER/LANDLORD Hank Allgyen _____

SELLER/LANDLORD _____ DATE _____

Disclosure of Information on Lead-Based Paint and/or Lead-Based Paint Hazards

Lead Warning Statement

Every purchaser of any interest in residential real property on which a residential dwelling was built prior to 1978 is notified that such property may present exposure to lead from lead-based paint that may place young children at risk of developing lead poisoning. Lead poisoning in young children may produce permanent neurological damage, including learning disabilities, reduced intelligence quotient, behavioral problems, and impaired memory. Lead poisoning also poses a particular risk to pregnant women. The seller of any interest in residential real property is required to provide the buyer with any information on lead-based paint hazards from risk assessments or inspections in the seller's possession and notify the buyer of any known lead-based paint hazards. A risk assessment or inspection for possible lead-based paint hazards is recommended prior to purchase.

Seller's Disclosure

(a) Presence of lead-based paint and/or lead-based paint hazards (check (i) or (ii) below):

(i) Known lead-based paint and/or lead-based paint hazards are present in the housing (explain).

(ii) Seller has no knowledge of lead-based paint and/or lead-based paint hazards in the housing.

(b) Records and reports available to the seller (check (i) or (ii) below):

(i) Seller has provided the purchaser with all available records and reports pertaining to lead-based paint and/or lead-based paint hazards in the housing (list documents below).

(ii) Seller has no reports or records pertaining to lead-based paint and/or lead-based paint hazards in the housing.

Purchaser's Acknowledgment (Initial)

(c) Purchaser has received copies of all information listed above.

(d) Purchaser has received the pamphlet *Protect Your Family from Lead in Your Home*.

(e) Purchaser has (check (i) or (ii) below):

(i) received a 10-day opportunity (or mutually agreed upon period) to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards; or

(ii) waived the opportunity to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards.

Agent's Acknowledgment (Initial)

(f) DLW Agent has informed the seller of the seller's obligations under 42 U.S.C. 4852d and is aware of his/her responsibility to ensure compliance.

Certification of Accuracy

The following parties have reviewed the information above and certify, to the best of their knowledge, that the information they have provided is true and accurate.

<u>[Signature]</u> Seller	Date	Seller	Date
<u>[Signature]</u> Purchaser	Date	Purchaser	Date
<u>[Signature]</u> Agent	Date	Agent	Date

6-29-09

Auction Conducted By:
Don R. Wallick Auctions, Inc.
Auctioneers: Don R. Wallick
Brennan R. Wallick
Ryan W. Wallick

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