

1 **MLS' of SOUTH BEND-MISHAWAKA & ELKHART COUNTY**
2 **LEAD-BASED PAINT CERTIFICATION AND ACKNOWLEDGMENT**
3 **Disclosure of Information on Lead-Based Paint and/or Lead-Based Paint Hazards**
4 **(SALES)**
5

6 **PROPERTY ADDRESS:** _____

7 **LEAD WARNING STATEMENT**

8 *Every buyer of any interest in residential real property on which a residential dwelling was built prior to 1978 is*
9 *notified that such property may present exposure to lead from lead-based paint that may place young children at*
10 *risk of developing lead poisoning. Lead poisoning in young children may produce permanent neurological damage,*
11 *including learning disabilities, reduced intelligence quotient, behavioral problems, and impaired memory. Lead*
12 *poisoning also poses a particular risk to pregnant women. The seller of any interest in residential real property is*
13 *required to provide the buyer with any information on lead-based paint hazards from risk assessments or inspections*
14 *in the seller's possession and notify the buyer of any known lead-based paint hazards. A risk assessment or*
15 *inspection for possible lead-based paint hazards is recommended prior to purchase.*
16

17 **SELLER'S DISCLOSURE**

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

19
20 (i) Known lead-based paint and/or lead-based paint hazards are present in the housing (explain): _____
21 _____

22
23 (ii) Seller has no knowledge of lead-based paint and/or lead-based paint hazards in the housing.
24
25

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

27 (i) Seller has provided the buyer with all available records and reports including *Seller's Residential Real Estate*
28 *Sales Disclosure* form, if applicable, pertaining to lead-based paint and/or lead-based paint hazards in the
29 housing (list and attach documents below): _____
30 _____

31
32 (ii) Seller has no reports or records pertaining to lead-based paint and/or lead-based paint hazards in the housing.
33

34 **BUYER'S ACKNOWLEDGMENT (initial)**

35 (c.) _____ Buyer has received copies of all information listed above.

36 (d.) _____ Buyer has received the pamphlet *Protect Your Family From Lead In Your Home*.

37 (e.) _____ Buyer has **(check (i) or (ii) below)**:

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

40 **OR**

41 (ii) waived the opportunity to conduct a risk assessment or inspection for the presence of lead-based paint and/or
42 lead-based paint hazards.
43

44 **BROKER'S ACKNOWLEDGMENT (initial)**

45 (f.) AC Broker has informed the seller of seller's obligations under the Residential Lead-Based Paint Hazard
46 Reduction Act of 1992 (42 U.S.C. 4852d) and is aware of broker's responsibility to ensure compliance.

47 **(NOTE: where the word "Broker" appears, it shall also mean "Salesperson/Agent".)**
48
49

50 **CERTIFICATION OF ACCURACY**

51 The following parties have reviewed the information above and certify, to the best of their knowledge, that the
52 information they have provided is true and accurate.
53

54 This *Certification and Acknowledgment* may be executed simultaneously or in two or more counterparts, each of
55 which shall be deemed an original, but all of which together shall constitute one and the same instrument. The
56 parties agree that this *Certification and Acknowledgment* may be transmitted between them by facsimile machine.
57 The parties intend that faxed signatures constitute original signatures and are binding on the parties. The original
58 document shall be promptly executed and/or delivered, if requested.

(Buyer's Initials)

SW
(Seller's Initials)

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59 _____
60 BUYER'S SIGNATURE DATE

61 _____
62 _____

63 PRINTED _____

64 _____
65 _____
66 BUYER'S SIGNATURE DATE

67 _____
68 _____

69 PRINTED _____

70 _____
71 _____
72 SELLING BROKER DATE

SK Whitaker 4/2/05
SELLER'S SIGNATURE DATE

Steven K. Whitaker
PRINTED

SELLER'S SIGNATURE DATE

PRINTED

Don Connolly
LISTING BROKER DATE



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