

RELEASE OF LIABILITY AND WAIVER OF CLAIMS

PLEASE READ THIS DOCUMENT. IT IMPACTS YOUR LEGAL RIGHTS.

This agreement applies to the use and registration of the restrictive covenant created for use in the communities of Chinook Park, Kelvin Grove and Eagle Ridge in the City of Calgary (the “**Restrictive Covenant**”) provided to me by Guy Buchanan, Rodney Smith, Jim MacLean, Tom McNerney and other volunteers (collectively, the “**Committee**”) and drafted by Carbert Waite LLP (“**CW**”).

- 1 **ACKNOWLEDGMENTS:** I acknowledge the following with respect to the Restrictive Covenant:
 - 1.1 the Committee and CW have provided me with general information on Restrictive Covenants and how a Restrictive Covenant can be registered. Neither the Committee nor CW have been, or are, retained by me to provide legal advice specific to my situation;
 - 1.2 the law is constantly evolving, and there is no guarantee the Restrictive Covenant would ultimately be enforced by a court if it were challenged;
 - 1.3 neither the Committee nor CW is obligated to defend the Restrictive Covenant or pay for the defence of the Restrictive Covenant in any particular instance; and
 - 1.4 I have been encouraged to seek my own independent legal advice with respect to the Restrictive Covenant and this Release of Liability and Waiver of Claims.

- 2 **RELEASE OF LIABILITY:** In consideration for my use and registration of the Restrictive Covenant, I agree:
 - 2.1 to release, discharge, covenant not to sue, and waive any and all claims that I have now, or may have in the future, against the Committee or CW arising out of my use and registration of the Restrictive Covenant;
 - 2.2 that if I or anyone on my behalf, makes claim against any of the Committee or CW with respect to the Restrictive Covenant, I will indemnify each of the Committee or CW from any litigation expenses, legal fees, loss, liability, or costs that may be incurred as the result of such claim; and
 - 2.3 this agreement shall be binding upon me, my successors, representatives, heirs, executors, assigns, or transferees.

SIGNED THIS _____ day of _____, 2023, at Calgary, Alberta.

[NTD: Name]

Signature

Signature of Witness

[NTD: Name]

Signature

Signature of Witness