

Faust, Howell Associates, Inc
dba FHA Architects
Electronic Media (Data) Disclosure

Faust, Howell Associates, Inc agrees to provide an electronic disk/data for the referenced project subject to the following conditions.

Therefore, the recipient agrees as follows:

1. Due to the potential that the information set forth on the electronic media (hereafter referred to as "Disk" or "Data") can be modified unintentionally or otherwise; Faust, Howell Associates, Inc (FHA) shall reserve the right to remove all indices of its ownership, corporation name, and/or involvement from each electronic medium (and its contents) not in its possession.
2. The recipient recognizes that use of such Disk will be at their risk and without any liability risk or legal exposure to FHA, and that the disk is not certified as correct by a FHA architect. The recipient also recognizes that the information on the disk may or may not be identical to the construction plans, revisions to construction plans and/or other documents may have been made by manual drafting which will not appear on the Disk. It is the recipient's responsibility to verify completeness and accuracy of Disk information by comparing to the approved plans. Furthermore, recipient shall, to the fullest extent permitted by law, defend, indemnify and hold harmless FHA from all claims, damages, losses and expenses including attorney fees arising out of or resulting from the use of such Disk or data contained on such Disk.
3. The use of the Disk is restricted to the original site and project for which it was prepared. Disk or material prepared from said Disk shall not be used for other projects, or be transferred to any other party for use on other projects. Reuse or reproduction of the Disk, data, or documents prepared from, by, or with the Disk (in whole or in part) for any other purpose for which the material was not strictly intended, is prohibited. Possession of this Disk, or documents is prima facie evidence of the acceptance of the restrictions.
4. Recipient recognizes that information stored on electronic media including, but not limited to computer disks prepared by FHA may not be 100% compatible with their own computer system due to differences in computer hardware and software. Therefore, recipient agrees that FHA shall not be held liable for the completeness or accuracy of any materials or documents prepared from such Disk or data contained on such Disk.
5. Recipient recognizes that designs, plans, and data stored on electronic media, including, but not limited to computer disk may be subject to undetectable alteration and/or uncontrollable deterioration. Recipient therefore agrees that FHA shall not be held liable for the completeness or accuracy of any data or information contained on electronic media after possessing said media for 30 days or longer.

ACCEPTED BY:

Date

Signature

Name

Title

Company

Note: Recipient must sign a copy of this agreement prior to or at time of obtaining Disk.