

## **Terms and Conditions of Sale**

The following terms and conditions form part of the Quotation between Inland Concrete ("Inland") and the party named in the Quotation (the "Purchaser"):

1. The concrete blocks are sold "as is, where is" and the Purchaser unconditionally agrees that neither Inland nor any of its representatives have made or will be deemed to have made any representation, warranty or covenant express or implied (whether statutory or otherwise) as to the quality, durability, merchantability, fitness for any particular use or absence of any latent or other defects, all of which are hereby waived, excluded and extinguished.
2. The Purchaser understands that the construction of structures utilizing concrete blocks are potentially dangerous, the risks of which include property damage, injury and death.
3. Inland strongly recommends the following:
  - a. all structures utilizing concrete blocks be designed and constructed under the supervision of a professional engineer in accordance with such engineer's design documents, and that changes and substitutions be done only with the approval of such engineer; and
  - b. prior to commencing construction of any structures utilizing concrete blocks, clear and site-specific engineering documentation and building procedures be available at the work site.
4. The Purchaser shall indemnify and hold harmless and defend Inland, its affiliates and their respective directors, officers, employees, agents, invitees and contractors from and against any and all losses, damages, expenses, claims, suits and demands of whatever nature (including legal costs on a solicitor and client basis) in any way resulting from the design and/or construction of any structure utilizing, in whole or in part, concrete blocks.
5. Inland shall be responsible for loading concrete blocks onto the Purchaser's trucks. The Purchaser shall be responsible for securing the concrete blocks on the truck and transportation.
6. Title to the concrete blocks passes to the Purchaser when the concrete blocks have been loaded onto the Purchaser's trucks.
7. These terms and conditions shall be binding on the parties hereto and their respective heirs, executors, administrators and assigns.