



Serial Number: \_\_\_\_\_

## SIMPLEX INDUSTRIES INCORPORATED HOMEBUYER ACKNOWLEDGMENT AND WAIVER

We are delighted that your builder, \_\_\_\_\_; (hereinafter "Builder") has decided to purchase your modular home from Simplex Industries, Inc. (hereinafter "Simplex"). It is important for you to understand that you are contracting for the purchase of your new home from your Builder. Please be aware that the Builder is not an agent, subsidiary or employee of Simplex. The Builder is an independent business entity in the home construction business. All documents concerning your home are exclusively between you and your builder; there are no documents between you and Simplex except for this form. Simplex is in the business of manufacturing and selling modular housing components to independent builders such as yours.

Typically a modular home is approximately 75 percent complete when it leaves Simplex Industries' facility dependent on model, design complexities and level of finishes. Consequently, as part of your contract with your Builder, the Builder also contracts with a set crew that is responsible to install the modular housing components on the foundation provided by your Builder and making the home weather tight. This means that your Builder is responsible for constructing the foundation prior to the delivery of your house and will be responsible to finish the interior and exterior of the home and construct any additional components to be added to the home on-site. You are purchasing the home from your Builder, not directly from Simplex. Simplex is not a party to any agreement you may enter into with your Builder or your Builder may enter into with other subcontractors, to complete your home on site. Simplex will not be held liable or responsible, and by signing this Acknowledgment and Waiver, you are hereby waiving any claim against Simplex, including claims under the contract between you and your Builder, in negligence, or on any statutory, expressed or implied warranties related to your purchase of your new modular home. Your warranty on the home is between you and your Builder. Any problem you may encounter with your new home should be brought to the attention of your Builder

In order to ensure that this information has been provided to you and that you understand and agree with this Acknowledgment and Waiver, Simplex requires that your Builder deliver this information to you for your review and signature and that the signed Acknowledgment and Waiver be return to Simplex. By signing this Acknowledgment and Waiver, you are not entering into a contract with Simplex. You are simply acknowledging that your Builder has provided the foregoing information to you and confirming your understanding and agreement with this Acknowledgment and Waiver. Please contact your Builder or an attorney if you have any questions.

Acknowledgment by:

\_\_\_\_\_  
Signature of Homebuyer/Customer                      Print name of Homebuyer/Customer                      Date

\_\_\_\_\_  
Signature of Homebuyer/Customer                      Print name of Homebuyer/Customer                      Date

\_\_\_\_\_  
Present Address for Homebuyer

\_\_\_\_\_  
Email Address for Homebuyer