

Electronic File Release & Waiver

Date: October 7, 2024
Organization: Weber County
Project: Eden Acres Storm Drain Project
Files: AutoCAD Drawings – Site Drawings

Sunrise Engineering, Inc. (SEI) hereby releases the electronic files indicated above to the Organization indicated above the subject to the following acknowledgments and conditions:

Data contained in these electronic files are part of our instruments of service and shall not be used by the Organization or anyone else receiving this data through or from the Organization for any purpose other than as a convenience. Any use or reuse by the Organization or others will be at the sole risk of the user and without liability or legal exposure to SEI. The Organization agrees to make no claim and hereby waives, to the fullest extent permitted by law, any claim or cause of action of any nature against SEI, its officers, directors, employees, agents or sub-consultants that may arise out of or in connection with the Organization's use of the electronic files.

The Organization shall, to the fullest extent permitted by law, indemnify and hold SEI harmless against all damages, liabilities or costs, including reasonable attorneys' fees and defense costs arising out of or resulting from the Organization's use of these electronic files.

Under no circumstances shall delivery of the electronic files for use by the Organization be deemed a sale by use, and SEI makes no warranties, either expressed or implied, of merchantability and fitness for any particular purpose. In no event shall SEI be liable for any loss of profit or any consequential damages as a result of the Organization's use or reuse of these electronic files.

The Organization shall not transfer, convey, provide, or otherwise issue the electronic files to any other or third parties with the express, written consent of SEI.

SEI makes no representation as to the compatibility of these files with the Organizations' computer hardware or software.

SEI makes no representation regarding the accuracy or completeness of these electronic files.

These electronic files are not construction documents. Differences may exist between these electronic files and any corresponding hard-copy construction documents. In the event that a conflict arises between hard-copy construction documents and the electronic files, the hard-copy construction documents shall govern. The Organization is responsible for determining if any conflicts exists and for otherwise checking, confirming and coordinating all dimensions and details, taking field measurements, verifying field conditions and coordinating its work with that of other contracts and consultants for the Project.

Because information presented on the electronic files can be modified, unintentionally or otherwise, SEI reserves the right to remove all indicia of ownership and/or involvement from each electronic display.

EXECUTION

On behalf of the Organization identified, I hereby acknowledge and accept the forgoing conditions. I furthermore represent that I am a duly authorized agent of the Organization and have authority to execute this waiver on behalf of the Organization.

Signature

Date