

THE PRESERVE AT BROOK VIEW
a Planned Community

Owner's Submission to Architectural Review Committee
(to be used when seeking ARC approval for exterior structural or landscaping changes)

In accordance with the Declaration and the Rules and Regulations of The Preserve at Brook View, I/we, as Owner(s) of the below-described Unit, hereby submit this request for ARC approval and furnish the following information (complete all items and attach additional page(s) as necessary):

1. Date of Request: _____

2. Briefly describe nature of requested change: _____

3. Briefly describe materials proposed to be used (include types, shapes, dimensions, and color, as applicable): _____

4. ***** IMPORTANT***** Attach Plans and Specifications and sketch(s) indicating proposed change in relation to original, existing structure and/or landscaping. **The sketch(s) must indicate property boundaries, footprint of existing structure and/or landscaping, and footprint of proposed modifications and/or additions).**

The information provided with this Submission is true and accurate to the best of my/our knowledge and has been provided to assist the ARC in determining whether to grant approval of my/our request. By my/our signature(s) below Owner affirms receipt of the **Disclaimer of Liability/Hold Harmless** form furnished to Owner as the second page to this Submission form (Owner retains Disclaimer of Liability form).

Owner's Name: _____ Signature: _____
Owner's Name: _____ Signature: _____
Address: _____ Unit Number _____

This Submission is not complete until all four (4) items above have been submitted and the form is signed. The ARC will process and consider this Submission form only when it is complete. Owner will receive a written response from the ARC.

Date complete Request Received by ARC: _____ (ARC USE ONLY)

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DISCLAIMER OF LIABILITY / HOLD HARMLESS
DUE TO OWNER'S ALTERATION OF ORIGINAL STRUCTURE
(distribute to all persons seeking approval from the ARC for any exterior structural or
landscaping change)

By written submission to the Architectural Review Committee ("ARC") the Owner has sought ARC approval to make certain changes to the original improvements on Owner's Unit.

Fishing Creek Valley Associates, L.P., as Declarant/Developer, Yingst Homes, Inc., as Developer/Builder, The Preserve at Brook View Homeowners Association, Inc., and the ARC, together hereby disclose to the Owner that any alteration, modification, addition, or other change in the original structure or landscaping could cause a negative impact to the original improvements on your property or to those on a neighboring property (*e.g.*, water leaks, premature deterioration of materials, discoloration, broken pipes, improper drainage of surface water, etc.).

In determining whether to grant Owner's request, the ARC has not made and will not make any independent investigation into the effect of any such proposed change to the original improvements. Declarant, Developer, Builder, Homeowners Association, ARC, and any of their respective agents and representatives expressly disclaim and deny any liability resulting from such proposed change. The Owner assumes all risk of loss associated with such proposed change and agrees to hold harmless from any claim of liability, the Declarant, Developer, Builder, Homeowners Association, ARC, and any of their respective agents and representatives.

Each Owner, by signing and delivering the Submission Form to the ARC, affirms that he/she has been furnished and has read this Disclaimer.