

# Warranty

Niagara Conservation Corp extends a warranty to the buyer that products shall be free of defects in material and workmanship for a period of (10 years) after installation for moving parts and for a period of (twenty five years) on the vitreous china. Under this warranty Niagara Conservation Corp. will upon written notification of a claim (1) ship replacement goods for the purchased product or any part therein (2) refund the consumer the invoice price of the product supplied by Niagara Conservation Corp. Replacements when supplied will be shipped at no cost to the consumer.

This warranty does not apply to the following:

- a. damage or loss sustained in a natural calamity such as fire, earthquake, flood, thunder, electrical storms, etc.;
- b. damage or loss resulting from any unreasonable use, misuse, abuse, negligence, or improper maintenance of the product;
- c. damage or loss resulting from removal, improper repair, or modification of the product;
- d. damage or loss resulting from sediments or foreign matter contained in the water system;
- e. damage or loss resulting from installation not in accordance with Niagara's instructions or from installation of a unit in a harsh and/or hazardous environment;

This written warranty is the only warranty made by NIAGARA. Repair or replacement as provided under this warranty shall be the exclusive remedy available to the purchaser. NIAGARA SHALL NOT BE RESPONSIBLE FOR LOSS OF THE PRODUCT OR FOR OTHER INCIDENTAL, SPECIAL OR CONSEQUENTIAL DAMAGES OR EXPENSES INCURRED BY THE PURCHASER OR FOR LABOR OR OTHER COSTS DUE TO INSTALLATION OR REMOVAL, OR COSTS OF REPAIRS BY OTHERS, OR FOR ANY OTHER EXPENSES NOT SPECIFICALLY STATED ABOVE. EXCEPT TO THE EXTENT PROHIBITED BY APPLICABLE LAW, ANY IMPLIED WARRANTIES, INCLUDING THAT OF MERCHANTABILITY OR FITNESS FOR USE, ARE EXPRESSLY HEREBY DISCLAIMED. Some states do not allow limitations on how long an implied warranty lasts or the exclusion or limitation of incidental or consequential damages, so the above limitation and exclusion may not apply to you.