



NON-CIRCUMVENT/CONFIDENTIALITY and NON-DISCLOSURE AGREEMENT

TNG Real Estate Services Inc. ("Broker") is presenting for sale the Subject Property ("Property") known as 401 S. 1st. Street Clayton, New Mexico and 511 State Highway 518 Mora, New Mexico by the Property's owner (the "Owner"). The undersigned ("Recipients") hereby acknowledges and agrees that certain confidential information that has been or may be disclosed is intended solely for Recipients' limited use in considering whether to pursue negotiations to acquire the Property.

Neither the Owner of the Property nor Broker or any of their respective officers, employees or agents, make any representation or warranty, expressed or implied, as to the accuracy or completeness of this confidential information and no legal liability is assumed or shall be implied with respect thereto. Information provided has been or will be gathered from sources that are deemed reliable; however, neither Owner nor Broker warrants or represents that the information is true or correct. Recipient is advised to verify information independently. Owner and/or Broker reserve(s) the right to change the Property's purchase price, or any Property or market information provided, or to withdraw the Property from the market at any time without notice.

Recipient agrees that the information provided by Broker is confidential and as such, agrees to hold and treat such information in the strictest of confidence. In addition, Recipients agree not to disclose, directly or indirectly, or permit anyone else to disclose this information to any person, firm or entity without prior written authorization of Owner or Broker and not use, or permit to be used this information in any fashion or manner detrimental to the interests of Owner or Broker. Photocopying or other duplication of such confidential information is strictly prohibited. Recipients agree not to contact the Property's tenant(s), leasing brokers or property management staff in connection with Recipients' review of the Property or confidential information. IN ADDITION, THE CONFIDENTIAL INFORMATION SHALL NOT BE DEEMED AS REPRESENTATIVE OF THE STATE OF AFFAIRS OF THE PROPERTY OR CONSTITUTE AN INDICATION THAT THERE HAS BEEN NO CHANGE IN THE BUSINESS OR AFFAIRS OF THE PROPERTY SINCE THE DATE OF PREPARATION OF THE OFFERING MEMORANDUM AND/OR DATE ON WHICH THE DILIGENCE DOCUMENTS WERE LOADED ONTO THE DATA SITE.

While Owner and/or Broker may discuss the purchase and sale of the Property with Recipients, either Owner or Broker, in our sole and absolute discretion, may terminate sale discussions at any time and for any reason. Recipients acknowledge that neither Owner nor Broker has any obligation to discuss or agree to the sale of the Property. The acquisition discussions may be lengthy and complex. Notwithstanding that the parties may reach one or more oral understandings or agreements on one or more issues, neither of the parties shall be bound by any oral agreement of any kind, and no rights, claims, obligations or liabilities of any kind, either expressed or implied, shall arise or exist in favor of or be binding upon either Owner or Broker except to the extent expressly set out in a written agreement signed by both Owner and Broker.

This letter will further confirm that Recipients understand that Broker is presenting the information on the above-referenced Property and that Recipient agree not to circumvent Broker and contact the Owner of the Property. Due to the confidentiality of these properties, all offers involving the above referenced properties must be written and presented by TNG Real Estate Services, Incorporated.

Please execute below and return to Chris Nikchevich via email at chris@tngres.com at your earliest convenience.

NT and ACCEPTED, this _____ day of _____ 2020. Co-OP

PRINCIPAL: _____

BROKER : _____

Address: _____

Address: _____

By: _____

By: _____

Name: _____

Name: _____

Its: _____

Its: _____

Phone: _____

Phone: _____

Fax: _____

Fax: _____

Email: _____

Email: _____