

CWB delivery contracts and Producer Payment Options Continuing Personal Guarantee

This document must be completed by actual producers and landlords who appear on a delivery permit as a joint producer, trade name or partnership before signing a Producer Payment Option (PPO) contract.

By signing this document, individuals comprising a joint operation, partnership or trade name are jointly and severally liable for all debts and obligations for CWB delivery contracts and PPOs signed up by the joint operation, partnership or trade name.

<p>Examples where only one form is required</p>	<p>John Simpson + Mary Brown complete one form.</p> <p>Walton Farms completes one form. (The form must be signed by all individuals who are part of <i>Walton Farms</i>.)</p> <p>Brook Acres Ltd. + ABC Farms Ltd. complete one form. One signing officer for each company must sign the form and indicate their position (e.g. President).</p>
<p>Examples where more than one form is required</p>	<p>John Smith + XYZ Farms complete two forms.</p> <ul style="list-style-type: none"> one form for the joint operation <i>John Smith + XYZ Farms</i> (the form must be signed by <i>John Smith</i> and one member of <i>XYZ Farms</i> with signing authority); one form for the partnership <i>XYZ Farms</i> (the form must be signed by all individuals who are part of <i>XYZ Farms</i>). <p>Additional forms can be found online at www.cwb.ca/forms.</p>

PART 1 - Producer name (This form must be completed in ink.)

Producer name as shown on the delivery permit	CWB Producer ID No.
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PART 2 - Declaration of Guarantors

List all partners and members. (If additional space is required, please print another form from our Web site).

All guarantors must sign in Part 4 - Signatures →

	Full legal name	Contact information		
A	Name	PO Box No. or number and street		Telephone
	Company/Partnership name and position (if applicable)	Town or city	Province	Postal code
B	Name	PO Box No. or number and street		Telephone
	Company/Partnership name and position (if applicable)	Town or city	Province	Postal code
C	Name	PO Box No. or number and street		Telephone
	Company/Partnership name and position (if applicable)	Town or city	Province	Postal code
D	Name	PO Box No. or number and street		Telephone
	Company/Partnership name and position (if applicable)	Town or city	Province	Postal code
E	Name	PO Box No. or number and street		Telephone
	Company/Partnership name and position (if applicable)	Town or city	Province	Postal code
F	Name	PO Box No. or number and street		Telephone
	Company/Partnership name and position (if applicable)	Town or city	Province	Postal code

PART 3 - Guarantee

This guarantee will constitute a continuing guarantee for all delivery permits in which the producer (named in Part 1) appears, now and in the future.

In consideration of any agreements that I/we have entered into or will enter into with the CWB, I/we the undersigned, jointly and severally guarantee that if I am/we are in default under any CWB delivery contract or Producer Payment Option now or hereafter issued, I/we and each of us are responsible to pay to the CWB the entire outstanding amount of any liquidated damages or pricing damages plus collection costs, until the balance is paid in full.

Without requiring any further consent or any notice (same being expressly waived), I/we assent and agree, and without discharging or in any way affecting our joint and several liability, that the CWB may:

- grant extensions of time, renewals and indulgences to the producer;
- apply all other monies owing by the CWB to the producer(s) against all outstanding amounts that are attributable to the delivery permit that is the subject of this continuing guarantee.

The CWB shall not be bound to exhaust its recourse against any one of the producers or other parties or to hold or to exercise its right under any lien, statutory or otherwise, before being entitled to payment from me/us under this guarantee.

This guarantee shall continue to be binding upon me/us and my/our heirs, executors, administrators and assigns.

PART 4 - Signatures

I/We the undersigned solemnly declare that I/we have read, understand and agree to be bound by this declaration and continuing guarantee and that all information set forth in this form is true, correct and complete.

And I/we make this solemn declaration conscientiously, knowing that it is of the same force and effect as if made under oath.

The declaration must be personally signed by the individuals named in the Declaration (Part 2). The parties cannot sign on behalf of the joint operation, trade name or partnership and must sign in their personal capacity. This Continuing Personal Guarantee may be executed in any number of counterparts and all such counterparts taken together shall be deemed to constitute one and the same instrument.

To knowingly make any misrepresentation or wilfully furnish any false or misleading information with respect to this document is an offence under the Criminal Code and the *Canadian Wheat Board Act*.

Signature of each Guarantor

A new form is required if there is an addition or removal of a partner or member.

I/We the undersigned declare that:

- a) at least one of the partners or members has attained the age of majority in the province where the farming operation is located; and
- b) all partners or members are listed in Part 2.

(Do not include partnership, trade or joint name. Each person must sign in their personal capacity.)

Signature	Date
A	
B	
C	
D	
E	
F	

Please fax completed form to the CWB at 1-204-983-8031.

Please keep a copy for your records.