

# 2023 TOUR OF TREES PHOTO CONTEST RULES

## A. GENERAL REQUIREMENTS

1. All contest photographs entered in the contest (referred to herein collectively as, "Entries" or in the singular as, an "Entry") must be taken in front of one in front of one of the themed Christmas trees featured in the 2023 Tour of Trees in the models at Trinity Falls master planned community.
2. Only Entries that satisfy all requirements and conditions outlined in the Contest Rules will be eligible for consideration.
3. Each contestant may submit multiple Entries for consideration, but the photos must be different. The same photo cannot be submitted more than once.
4. All Entries must be in digital format and uploaded to the "2023 Tour of Trees " contest page <https://www.trinityfalls.com/photo-contest> (the "Contest Page") between Saturday, Nov. 18, 2023 and Sunday, Dec 17, 2023 (11:59 PM CST) (the "Submission Deadline"). Entries will not be accepted for consideration after the Submission Deadline, provided, however, Trinity Falls Photo Contest administrators reserve the right to adjust the Submission Deadline if necessary (in their sole discretion).
5. Certain Entries will be selected by the contest judges panel for publication/reproduction in the Tour of Trees website gallery. At the time of uploading an Entry to the Contest Page, contestants must indicate how they would prefer to be credited in the event the Entry is selected for publication/reproduction in the Tour of Trees website gallery (see "Rights to Photos" for additional terms and conditions).

## B. ELIGIBILITY FOR CONTEST PARTICIPANTS

1. Must be 18 years of age or older to submit photographs and participate in the contest.
2. With the exception of Prohibited Parties and any minors that do not comply with the requirements of the immediately preceding sentence, the 2023 Tour of Trees photo contest is open to all individuals who wish to participate, regardless of residence or citizenship, so long as the laws of their jurisdiction allow participation.
3. For purposes hereof, "Prohibited Parties" or "Prohibited Party" means any (i) employee, officer or director of The Johnson Development Corp. ("JDC") or any affiliate or subsidiary owned or controlled by JDC and (ii) any immediate family member(s) of an employee, officer or director of JDC or any subsidiary owned or controlled by JDC. Any Entry submitted by a Prohibited Party will be disqualified from the contest and will not be eligible for a prize.
4. No purchase necessary or entry fee required to participate in the contest.

## C. JUDGING CRITERIA FOR ENTRIES

1. Tour of Trees photo contest judges will choose up to two (2) Entries that, in the judges' sole discretion, illustrate positive experience(s) during the 2023 Tour of Trees campaign. Judges will base their selections on the composition, creativity, originality, and overall impression of an Entry.

2. Tour of Trees Photo Contest judges retain the sole discretion over the selection of, and decision not to select, any particular Entry as a winner. Judges shall determine winner eligibility in their sole and absolute discretion. All decisions are final.

3. All photos must be appropriate as determined by Tour of Trees Photo Contest administrators, who retain the sole discretion over the approval or denial of submissions.

#### D. PRIZES

1. After the expiration of the Submission Deadline, a panel of Tour of Trees judges will select up to two (2) Entries as winners of the contest (see "Judging Criteria" for additional terms and conditions).

2. A contestant whose Entry is selected by the judges panel as a contest winner, will be entitled to receive a prize in the form of a \$500 e-gift card to Amazon.com (the "Prize"). If a participant submits multiple Entries, no more than one (1) of the Entries is selected as a winner. Gift cards will be sent via email to the email address provided by the participant at the time of uploading the Entry (or Entries) to the Contest Page.

#### E. ANNOUNCEMENT OF WINNERS & PRIZES

1. Winning contestants ("Winners" or individually, a "Winner") will be notified of such fact via email (a "Winner Notification") on Dec 18, 2023. Winner Notices will be sent to each Winner at the email address provided by such participant at the time of uploading the Entry (or Entries) to the Contest Page.

2. Winners will be required to respond to a Winner Notification via email within seven (7) days after the date such Winner Notification is transmitted (the "Acceptance Deadline").

3. Failure to respond to a Winner Notification by the Acceptance Deadline will result in forfeiture of the prize for such Entry (or Entries) and, in such event, an alternate winner may be selected by the judges panel (at their sole discretion).

4. Winners will be announced on the Trinity Falls website, Trinity Falls email and via Trinity Falls' social media channels.

#### F. OTHER TERMS AND CONDITIONS

1. All Entries must be the original work of the contestant that uploads such Entry (or Entries), and the contestant must own the right to distribute and reproduce the Entry.

2. Contestants must have the consent of any individuals whose faces are visible in a photo that is submitted as an Entry. Upon request, contestants may be required to provide a signed release for each individual pictured in the Entry.

3. All Entries should accurately reflect the subject matter and the scene as it appeared when the photograph was taken. All Entries that have been digitally altered beyond standard optimization for removal of dust, cropping, reasonable adjustments to exposure, color and contrast, or otherwise, will be disqualified from the contest. Multiple exposures that have been combined to produce a single High Dynamic Range (HDR) image are acceptable. Entries that do not meet these requirements may or may not be judged at the judging panel's sole discretion.

4. Tour of Trees Photo Contest administrators reserve the right to refuse photographs that contain nudity, violent or offensive material or trademarked or copyrighted images.

5. Trinity Falls, JDC, Trinity Falls, LP and any of their affiliates or subsidiaries are not responsible for lost, late, misdirected or incomplete Entries or technical errors or difficulties that may occur as a result of participating in the contest.

6. By electing to participate in the contest, participants effectively release and hold harmless Trinity Falls, JDC, Trinity Falls, LP, their employees, officers, directors and agents from any and all liability for any injuries, loss or damage of any kind arising from or in connection with the contest or any prizes awarded. Restrictions, conditions, and limitations apply.

7. By participating in this contest, each participant acknowledges, consents and agrees to the terms, conditions, limitations, requirements and other provisos set forth in these Contest Rules.

#### G. RIGHTS TO PHOTOS

1. Each participant will retain all rights to any photograph Entries submitted as part of the contest – including ownership, if applicable. By entering the 2023 Tour of Trees photo contest, each contestant grants Trinity Falls, JDC and Trinity Falls, LP a nonexclusive right and royalty free license, in perpetuity, to:

a. Publish the images for Trinity Falls marketing purposes in any format, including on Trinity Falls' website, social media accounts and in Trinity Falls collateral, such as newsletters, brochures, magazine issues, fundraising appeals, public service announcements, displays, mailings and invitations.

b. Use, in connection with the Tour of Trees photo contest, a participant's name, city, state and country of residence in promotions and other publications.

2. Participants are encouraged to keep the files provided and archive the images on disk or in other electronic forms, so that all Entries can be properly credited.

3. As a condition to permission to use, publish, and reproduce the Entries as contemplated by these contest rules, Tour of Trees Photo Contest administrators shall credit all Entries with the caption "©Person's Name" when the full name is available, or by the participant's social media handle/username when the participant's full name is unavailable.