

AGREEMENT & LIABILITY RELEASE CONTRACT

I, (print name) _____, IN CONSIDERATION OF ADVENTURE SKI SCHOOLS, INC. MAKING AVAILABLE TO ME FOR USE AND PERMITTING ME TO USE THE REVOLVING CARPETED SKI MACHINE (HEREINAFTER "SKI MACHINE") OWNED AND OPERATED BY ADVENTURE SKI SCHOOLS, INC., ACKNOWLEDGE AND AGREE TO THE FOLLOWING:

1) SNOW SKIING AND SNOWBOARDING ARE HAZARDOUS SPORTS CARRYING SIGNIFICANT RISK OF PERSONAL INJURY AND THAT MY USE OF THE **SKI MACHINE** AND LESSONS AND PRACTICE CONDUCTED THEREON IS SUBJECT TO ALL OF THE RISKS ASSOCIATED WITH SNOW SKIING AND SNOWBOARDING AND THOSE ADDITIONAL RISKS RESULTING FROM THE USE OF THE **SKI MACHINE**: (_____) **INITIALS**

2) I HEREBY EXPRESSLY AGREE TO ASSUME ALL RISKS ASSOCIATED WITH THE **SKI MACHINE**, INSTRUCTION, PRACTICE SESSIONS, OBSERVATION, AND USE OF SKIS, BOOTS, BINDINGS, POLES, SNOWBOARD, AND ANY OTHER EQUIPMENT, WHETHER OR NOT PROVIDED BY ADVENTURE SKI SCHOOLS, INC.: (_____) **INITIALS**

3) I HEREBY RELEASE AND AGREE TO INDEMNIFY ADVENTURE SKI SCHOOLS, INC. FOR ALL CLAIMS, JUDGEMENTS AND COSTS, INCLUDING ATTORNEY'S FEES, AND PROMISE NOT TO SUE KENT BRY PERSONALLY AND ADVENTURE SKI SCHOOLS, INC. AND ITS OFFICERS, DIRECTORS, SHAREHOLDERS, AND EMPLOYEES FOR ANY AND ALL LOSS, DAMAGE, OR LIABILITY ARISING FROM THE USE OF THE **SKI MACHINE** AND SKIING OR SNOWBOARDING EQUIPMENT (AS DESCRIBED IN PARAGRAPH 2 OF THIS CONTRACT), INCLUDING, BUT NOT LIMITED TO LOSSES OR INJURY CAUSED BY THE NEGLIGENCE OF ADVENTURE SKI SCHOOLS, INC. AND ITS EMPLOYEES, OFFICERS, OR AGENTS: (_____) **INITIALS**

4) IF I DO NOT FULLY ACCEPT EACH OF THE CONDITIONS CONTAINED HEREIN I WILL NOT BE ALLOWED TO USE THE **SKI MACHINE** AND WILL NOT BE PERMITTED TO TAKE INSTRUCTION FROM ANY OFFICER OR EMPLOYEE OF ADVENTURE SKI SCHOOLS, INC. OR USE THE **SKI MACHINE** FOR PRACTICE: (_____) **INITIALS**

5) I UNDERSTAND THAT THERE ARE INHERENT AND OTHER RISKS INVOLVED IN LEARNING AND PRACTICING THE SPORTS OF SKIING AND SNOWBOARDING, AND THAT INJURIES ARE A COMMON AND ORDINARY OCCURRENCE OF THESE ACTIVITIES, AND I FREELY ASSUME THOSE RISKS: (_____) **INITIALS**

6) I UNDERSTAND THAT THE SNOWBOARD/BOOT/BINDING SYSTEM WILL NOT ORDINARILY RELEASE DURING USE, NOR IS IT SPECIFICALLY DESIGNED TO RELEASE AS THE RESULT OF FORCES INDUCED DURING ORDINARY OPERATION, AND IS THEREFORE ABSOLUTELY NO GUARANTEE OF MY SAFETY: (_____) **INITIALS**

7) IF ANY PROVISION OF THIS CONTRACT SHOULD BE UNENFORCEABLE FOR ANY REASON IT IS AGREED THAT ALL REMAINING PROVISIONS SHALL REMAIN IN FULL FORCE AND EFFECT: (_____) **INITIALS**

I HAVE CAREFULLY READ THIS AGREEMENT AND LIABILITY RELEASE CONTRACT, I FULLY UNDERSTAND ITS CONTENTS AND I HAVE HAD THE OPPORTUNITY TO ASK ANY QUESTIONS I MAY HAVE, AND MY SIGNATURE BELOW IS MADE OF MY OWN FREE WILL.

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