

## **ACKNOWLEDGMENT OF RISKS, ASSUMPTION OF RISKS AND RESPONSIBILITY, AND RELEASE OF LIABILITY**

### **WARNING: THIS ACTIVITY REQUIRES STRONG SWIMMING ABILITY.**

There are significant elements of risk in any adventure, sports or activity associated with water sport type risks, the outdoors, the presence or use of any type of watercraft and the use of related equipment, and activities incidental thereto (referred to herein as "activity"). Although we have taken reasonable steps to provide you with appropriate equipment and/or skilled staff so that you can enjoy an activity for which you may not be skilled, this activity is not without risk. Certain risks cannot be eliminated without destroying the unique character of the activity. The same elements that contribute to the unique character of the activity can be causes of loss or death. For your safety, and that of other participants, prior to using any equipment it is important that you understand applicable boating laws and rights of way. We do not want to frighten you or reduce your enthusiasm for this activity, but we do think it is important for you to know in advance what to expect and to be informed of the inherent risks.

### **ACKNOWLEDGMENT OF RISKS:**

I acknowledge that the following describes some, but not all, of those risks: 1). Changing water flow, tides, currents, wave action, and ship's wakes; 2). Collision with any of the following: the watercraft or equipment upon which I am the operator or passenger, other participants, other watercraft, and manmade or natural objects; 3). Wind shear, inclement weather, lighting, variances and extremes of wind, weather and temperature; 4). My sense of balance, physical coordination, ability to operate equipment, swim and/ or follow directions; 5). Collision, capsizing, sinking or other hazard which results in wetness, injury, exposure to the elements, hypothermia, and/ or drowning; 6). Getting in or out of the craft; 7). Travel, including travel to or from the activity; 8). The presence of insects and marine life forms; 9). Equipment failure or operator error; 10). Heat or sun related injuries or illnesses including sunstroke, or dehydration; 11). Fatigue, chill and/ or dizziness, which may diminish my/ our reaction time and increase the risk of an accident.

I am (we are) aware that this activity may entail risks of injury or death. I/we understand the description of these risks is not complete and that unknown or unanticipated risks may result in injury, illness, or death.

### **EXPRESS ASSUMPTION OF RISK AND RESPONSIBILITY:**

I/we agree to assume responsibility for the risks identified herein and those risks not specifically identified. My/our participation in this activity is purely voluntary. No one is forcing me/ us to participate, I verify that I am physically fit, not under the influence of alcohol or drugs at this time and sufficiently qualified, trained and capable to participate in these activities.

Therefore,

I assume full responsibility for myself, including any minor children, for which I am responsible, for bodily injury, accidents, illness, death, loss of personal property, and expenses thereof as a result of any accident which may occur. I/we elect to participate in spite of the risks. I am responsible for protecting my skin and eyes from the elements. I agree to wear U.S. Coast Guard approved personal flotation device (life jacket) and a helmet at all times while participating in the activity. I assume the risk(s) of personal injury, accidents and/ or illness, including but not limited to sprains, torn muscles and/or ligaments; fractured or broken bones; eye damage; cuts, wounds, scraped, abrasions and/ or contusions; dehydration, drowning, oxygen shortage (anoxia), and/ or exposure; head, neck, and/ or spinal injuries; bite or attack by animal, insect or marine life; allergic reaction; shock; paralysis or death. sunburn,