

Founders Village

FOUNDERS VILLAGE WAIVER OF LIABILITY

OFF HOURS ADULT SWIM AND POOL USE DISCLAIMER OF LIABILITY

It is expressly agreed that use of the pool facilities for morning, adult only swim, when there are no lifeguards on duty shall be undertaken by a member at his/her sole risk and the Founders Village Master Association (hereinafter FVMA) shall not be liable for any injuries or any damage to any member or be subject to any claim, demand, injury or damages whatsoever, irrespective of cause or origin and the negligence of the FVMA's agents, servants, assigns, employees or otherwise. The FVMA shall not be responsible or liable to members for articles damaged, lost or stolen, in or about the pool facilities or for loss or damages to any property including but not limited to automobiles and the contents thereof. The member also agrees not to allow anyone into the pool facilities during these times for any reason and if they do so, the member will automatically forfeit their rights to utilize the pool facilities for adult swim.

Swimmer will not distribute the code for the lockbox to any other owner or person.

Member hereby attests that the member has 1) read and understands the above and has received a copy of this disclaimer, 2) that the member has received, read and understands the FVMA pool facilities and clubhouse membership information and rules and regulations, and 3) that the member will keep his/her assessments current with the FVMA or forfeit the rights to utilize the clubhouse.

HOLD HARMLESS AGREEMENT

Every effort is made to ensure the safety of participants and to provide quality programs for all individuals at FVMA. However, participants must recognize that all activities of a physical nature involve some risk and when participating in these activities, including the after hours adult swim; there is an assumption of risk by participant. It is highly recommended by FVMA that all members consult their physician prior to participation.

I have read and acknowledge the following terms of this agreement.

Print Name

Signature and Date