

WAIVER AND RELEASE AGREEMENT

Whereas: Turner Adventures, Inc. hereinafter referred to as “SILVER SPUR GUEST RANCH”

In consideration for my being permitted to participate in the activities of the SILVER SPUR GUEST RANCH and the use of the property, animals, and facilities, I agree to the following Waiver and Release:

I acknowledge that horseback riding, hiking, fishing, boating or hunting has inherent risks, hazards, and dangers for anyone and that these potential dangers cannot be eliminated, particularly in wilderness and ranch environments. **I understand that these risks, hazards, and dangers include without limitation:**

1. The propensity of the animal to behave in ways that may result in injury, harm or death, to persons on or around them;
2. The unpredictability of the animal's reaction to such things as sounds, sudden movements and unfamiliar objects, person, or other animals;
3. Certain hazards such as surface and sub-surface conditions;
4. Collisions with other animals or objects;
5. The potential of the participant to act in a negligent manner that may contribute to injury of the participant or others, such as failing to maintain control over the animal or not acting within his or her ability. I may encounter variations in terrain that are my responsibility and I assume these risks including creeks, water, bridges, traveled roads, wild things, stumps, forest growth, debris, rocks and cliffs, and other obstacles whether they are obvious or not obvious, manmade or natural.
6. Hiking in rugged country;
7. Encounters with wildlife, animals, and insects;
8. Temperature extremes;
9. Inclement weather conditions and the unavailability of immediate medical attention in the wilderness in case of injury;
10. The risk of handling firearms and being near others that have firearms in their possession.

I understand the risks, hazards, and dangers described above and have had the opportunity to discuss them with the SILVER SPUR GUEST RANCH management. I understand that these activities may require good physical conditions and a degree of skill and knowledge. I believe that I have good physical conditioning and the degree of skill and knowledge necessary for me to engage in these activities safely. I understand that I have responsibilities. My participation in this activity is purely voluntary. No one is forming me to participate and I elect to participate in spite of the risks.

I am voluntarily using the services of the SILVER SPUR GUEST RANCH with full knowledge of the inherent risks, hazards, and danger involved and hereby assume and accept any and all risks of injury, paralysis, or death.

I am voluntarily using the services of the SILVER SPUR GUEST RANCH, including the Round-Up Room, the Healing Studio and the equipment therein, with full knowledge of the inherent risks, hazards, and danger involved and hereby assume and accept any and all risks of injury, paralysis, or death.

Lastly, I, for myself, my heirs, successors, executors, and subrogees, hereby knowingly and intentionally waive and release, indemnify and hold harmless the SILVER SPUR GUEST RANCH, its directors, officers, agents, employees, and volunteers from and against any and all claims, actions, liabilities, suits, expenses (including reasonable attorney fees), which are related to, but not limited to, negligence of any nature, whether foreseen or unforeseen, arising directly or indirectly out of any damage, loss, injury, paralysis, or death to me or my property as a result of my engaging in these activities or the use of these services, animals or equipment., whether such damage, loss, injury, paralysis, or death results from negligence of the SILVER SPUR GUEST RANCH or from some other cause. I for myself, my heirs, my successors, executors, and subrogees, further agree not to sue the SILVER SPUR GUEST RANCH as a result of any injury, paralysis, or death suffered in connection with my use of and participation in the activities of the SILVER SPUR GUEST RANCH.

All guests need to fill out this part: Guests Contact Information

Printed Name

Mailing Address

City

State Zip

Phone Number

Email Address

Guest's Signature

Date

