

CAPTAIN RUFUS' RECYCLE REGATTA RELEASE/COVENANT NOT TO SUE

THIS AGREEMENT is between the Town of Melbourne Beach, Florida, a Florida Municipal Corporation, (the "TOWN") and _____ (Print Name) (the "YOU"), whose address is _____, _____ (state) _____ (zip code).

In consideration of the privilege of participating in Captain Rufus' Recycle Regatta held in May, 2009, at the Melbourne Beach Pier (the "Regatta"), you for yourself and your estate ("YOU") and the TOWN agree:

* If YOU are physically injured, killed, or have property damaged, YOU agree that the TOWN and its employees and volunteers will not be held liable due to participation in the Regatta.

* YOU agree that the TOWN and its employees and volunteers are released from any liability arising from injuries, death, or property damaged arising from the Regatta. YOU agree not to sue the TOWN or its employees or volunteers.

* This release and agreement not to sue includes all actions or omissions of the TOWN and its employees and volunteers whether prior to or after the Regatta, whether by YOU, the TOWN, or other people.

* You release and agree not to sue the TOWN and its employees and volunteers for faulty construction or inadequate or faulty repair of the Pier; faulty supervision of TOWN employees or volunteers; faulty safety measures or lack of safety measures; dangerous submerged bottoms with rocks, broken glass, protruding metal, or other dangers, near the shore, the pier, or in the Indian River; actions or omissions of TOWN employees or volunteers; faulty landing or launch points for YOUR raft or that of other individuals.

INITIAL ONE:

_____ YOU are at least 18 years of age and have shown your photo identification or driver's license to a TOWN Official.

_____ YOU are under the age of 18 years and have shown your photo identification or driver's license (if you have one) to a TOWN Official. YOUR parent or legal guardian has shown his/her photo identification or driver's license to a TOWN Official, and the parent or legal guardian hereby agrees to all of the foregoing. YOU must sign here (regardless of age):

CAPTAIN RUFUS' RECYCLE RELEASE/COVENANT NOT TO SUE

All of the provisions on the reverse side of this sheet are agreed to:

Address: _____

Phone: _____

DL/ID State and #: _____

If YOU are Under 18 Years of Age, YOUR parent or guardian must sign here:

Address: _____

Phone : _____

DL/ID State and #: _____

Signature of TOWN Official who has inspected driver's license or ID card of YOU and your parent or guardian. _____