



Gnesen Community Center Waiver of Liability and Release for use of Batting Cage

I hereby acknowledge and agree that participation in the Batting Cages located within Gnesen Community Center, has inherent risks. In consideration of the services provided by the Town of Gnesen, their participants, employees and all other persons or entities acting in any capacity on their behalf, I now agree and certify as follows.

1. I acknowledge and fully understand that I, _____, the participant (if participant is 18 years of age or older) or parent/legal guardian of the above listed minor participant, will be engaging in activities that may involve risk or serious injury which might result not only from my own actions, inactions, or negligence, but from the actions, inactions, or negligence of others over whom the Town of Gnesen has no control, or the conditions of the premises or of any equipment used. Further, that there may be other risks not known or not reasonable foreseeable at this time. The risk may include, but are not limited to: nature of the activity, latent or apparent defects of conditions in equipment or property supplied by Gnesen Community Center of other entity; acts of other participants in this activity, employees of Gnesen Community Center; my own physical condition, acts of omissions; conditions of Gnesen Community Center facility and surrounding grounds of terrain and accidents connected with their use; first aid emergency treatment or other services.
2. I expressly accept and assume all the risks existing in this activity, including bodily injury, property damage arising out of my participation. My participating in this activity is purely voluntary and I elect, in spite of the risks, to participate. I assume all the foregoing risks and accept personal responsibility for the damages following such injury.
3. On behalf of myself, my children, my parents, my heirs, assigns, and personal representative, I hereby voluntarily release, waive, forever discharge, and agree to indemnify and hold harmless the Town of Gnesen, and each of their respective commissioners, directors, employees, its parent, subsidiaries, affiliates, other batting cage participants, and if applicable, operators of lessors of premises used to conduct the event/activity, from any and all liability for any and all claims, whether known or unknown, demands, of causes of action, which are in any way connected with my participation in this activity of my use of Gnesen Community Center equipment of facilities.
4. I hereby certify that I am at least 18 years old, or the part of legal guardian of the participant under 18, and I or, as applicable, my minor children will wear a batting helmet at all times while in the batting cage.
5. I hereby certify that I have been given Pitching Machine and Batting Cage Rules for use and will adhere to them.

By signing this document, I acknowledge that if anyone is hurt, or property is damaged during participation in this activity a court of law may find me to have waived my right to maintain lawsuit against the Town of Gnesen or its employees.

I have had sufficient time to read this entire document. I have read and understood it, and I agree to be bound by its terms.

Participant Signature or Parents/Legal Guardian (if participant is under age of 18)

Print Name

Date