

**ARIZONA SNOWBOARDS, PARENTAL/GUARDIAN RELEASE OF LIABILITY,
ACKNOWLEDGEMENT OF RISK AND EQUIPMENT RENTAL AGREEMENT
FOR 2010-11 SKI SEASON**

ACKNOWLEDGEMENT OF RISK

I understand and am aware that skiing is a HAZARDOUS activity. I understand that the sports of skiing/snowboarding and the use of ski/snowboard equipment involves a risk of injury to any and all parts of the student's body including death. I also understand that the use of ski lifts and the performance of any stunts and/or maneuvers as recommended by ski school instructors also involve the same risk of injury or death. I hereby agree to freely and expressly assume and accept any and all risks of injury or death to this student while participating in this class.

Warning: Under Arizona law, a skier accepts the risk of any injury to person or property resulting from any of the inherent dangers and risks of skiing, including changing weather conditions, existing and changing snow surface conditions, surface or subsurface conditions, whether marked or unmarked, conditions with natural or man-made objects, whether marked or unmarked and the failure of to ski/snowboard within their own abilities.

I agree that I, as the parent and/or guardian of the student identified below, to the fullest extent allowed by law, hereby will release, hold harmless, and indemnify Arizona Snowboard Resort Limited Partnership, United States Forest Service and their successors, assigns, agents, employees, directors, officers and shareholders from any and all responsibility or liability, including negligence, for damages, injuries or death sustained by this student while skiing, and I, on my own behalf or as the parent and/or guardian, agree NOT to make a claim against or sue Arizona Snowboard Resort Limited Partnership or United States Forest Service for damages, injuries or death relating to skiing, the use of ski equipment and/or this student's participation in this ski school class or private lesson.

I hereby agree to accept the terms and conditions of this contract. I have fully read this agreement and release of liability and fully understand its contents.

I am aware that this release of liability and a contract between myself and Arizona Snowboard Resort Limited Partnership, and I sign it of my own free will.

It is agreed and understood that in the event of any suit or action between the undersigned and Arizona Snowboard Resort Limited Partnership regarding this lesson or any injuries, occurring at the Ski Area, the venue shall be Coconino County Superior Court only.

EQUIPMENT RENTAL WARNING AND RELEASE OF LIABILITY

By signing this release, I authorize Arizona Snowboard to provide my minor child I or ward ("child") with ski and/or snowboard rental equipment. I understand and agree that my signature on this document is in lieu of my physical presence and signature on the rental form at Arizona Snowboard Ski Area.

1. I understand that my child will accept for use AGO to the equipment listed on the Arizona Snowboard's rental form, and accept full responsibility for the care of that equipment while it is in my child's possession. If equipment is damaged, I may be responsible for repair or replacement.

2. I will be responsible for the replacement at full retail value of any equipment rented under the Arizona Snowboard's rental form, but not returned to the shop.

3. I understand and agree that if at any time my child finds the equipment is not functioning properly, he/she will stop using it and return it for inspection, repair, or adjustments.

4. I understand that my child will return all rental equipment by the agreed date in **clean condition** to avoid any additional charges.

5. I understand that any child will be aware how to use or will have received instruction on the use of heater equipment and fully understand its use and function.

6. I understand that my child will make no misrepresentation to the ski shop concerning heater height, weight, age and skier type.

7. I, as the parent and/or guardian of the child, agree to hold harmless and indemnify the ski shop and its owners, agents and employees, as well as the equipment manufacturers and distributors for any loss or damages, including any that results from claims or personal injury, death, and property damage related to the use of this equipment.

8. I understand that the sports of skiing/snowboarding involve inherent and other **risks of INJURY and DEATH**. I, as the parent and/or guardian, voluntarily agree to expressly assume all my child's risks of injury or death that may result from skiing/snowboarding, or which result in any way to the use of this equipment.

9. I understand that a ski-brake-binding system will not release at all times or under all circumstances where release may prevent injury or death, nor is it possible to predict every situation in which it will release, and it is, therefore, no guarantee of my child's safety. I understand that the **snowboard-brake-binding** system is not intended to release as a result of forces induced during ordinary operation, and is therefore **absolutely no guarantee of my child's safety**.

10. I, on my own behalf and as the parent and/or guardian of the child, hereby release from any legal liability Arizona Snowboard Resort Limited Partnership and its owners, agents and employees as well as the manufacturers and distributors of this equipment from any and all liability for damage and injury or death to my child or to any person or property resulting from the selection, installation, maintenance adjustment or use of this equipment, and for any claim based on negligence, breach of warranty, contract or other legal theory, accepting myself, the full responsibility for any and all such damage, injury or death which may result.

11. This agreement is governed by the applicable law of this state. If any of this agreement is determined to be unenforceable, all other parts shall be given full force and effect.

12. I further agree and understand that if my child fails to return the rental property described in the rental agreement within seventy-two (72) hours or 2 copies of the "Equipment Return Card" listed in the rental agreement, I may be subject to criminal prosecutions for unlawful failure to return rented property as provided in A.R.S. § 13-1008.

13. **Helmet Rental:** I understand that a helmet designed for RECREATIONAL SAISON SPORTS use will help reduce the risk of some types of injuries to my child at ski/snow speeds and I have informed my child to wear a helmet when on the Arizona Snowboard property. I recognize that my child may receive serious injury or death can result from both low and high-energy impacts, even when a helmet is worn, and that wearing a helmet does not guard against injury to the neck, spine or any other part of the body. I agree that in the helmet is damaged or involved in any kind of accident, I have informed my child to notify an instructor of such and that my child should stop using it immediately, return it to the shop and report the accident or damage.

I, the undersigned, have read and understood this Rental & Liability Release.

Child's Name (Please Print) _____

Parent's/Guardian's Signature _____ Date _____

Snowbowl Parental Gaurdian Release

United States. Congress



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Milwaukee Magazine ,1991 **Congressional Record** United States. Congress,1978 The Congressional Record is the official record of the proceedings and debates of the United States Congress It is published daily when Congress is in session The Congressional Record began publication in 1873 Debates for sessions prior to 1873 are recorded in The Debates and Proceedings in the Congress of the United States 1789 1824 the Register of Debates in Congress 1824 1837 and the Congressional Globe 1833 1873

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