

KI TRACKS, INC WAIVER OF LIABILITY

IMPORTANT INFORMATION

Ki Tracks, Inc. is committed to conducting its recreation programs and activities in a safe manner and holds the safety of participants in high regard. Ki Tracks, inc continually strives to reduce such risks and insists that all participants follow safety rules and instructions that are designed to protect the participants' safety. However, participants and parents/guardians of minors entering this facility should recognize that there is an inherent risk of injury when choosing to participate in off road recreational activities.

Off-highway vehicles (OHV's) are dangerous if not operated carefully, so you should take special care to prevent injury. Knowing all you can about your OHV and about the rules and regulations controlling its use will help you prepare for safe and enjoyable driving. As in all sports, experience plays a major role in reducing accidents. Begin gradually on gentle terrain before attempting more difficult trails. Before attempting a challenging trail ride, travel your intended course slowly at first. New hazards, such as fallen trees, may show up overnight.

You are solely responsible for determining if you or your minor child/ward are physically fit and/or adequately skilled for the activities contemplated by this agreement. It is always advisable, especially if the participant is pregnant, disabled in any way or recently suffered and illness, injury or impairment, to consult a physician before undertaking any physical activity.

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WARNING OF RISK

OHV trail or track riding, is an activity that challenges and engages the physical, mental and emotional resources of each user. However, despite careful and proper preparation, instruction, medical advice, conditioning and equipment, there is still a risk of serious injury, including but not limited to **death, head/brain injury and cervical spine injury (including quadriplegia)**.

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Understandably, not all hazards and dangers can be foreseen. Contributing factors to such risks include unfamiliarity with the trail; failing to wear protective equipment; losing control of the vehicle; inexperienced riders; riding to fast for conditions; adverse trail or weather conditions; excessive speed; poor knowledge of the capabilities of the vehicle; poor understanding of safety rules, laws, and regulations; carrying passengers; hitting visible or hidden fixed objects; unstable vehicle, impaired judgment and skill due to alcohol or drug consumption; mechanical malfunctions; striking an irregularity in the riding surface; losing balance; trying to perform stunts; inadequate or defective equipment; failure in supervision; attempting a maneuver beyond one's skill level, and all other circumstances inherent to trail or dirt riding. In this regard, **it must be recognized that it is impossible for Ki Tracks, Inc. to guarantee any safety.**

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RELEASE OF ALL CLAIMS AND ASSUMPTION OF RISK

Read this form carefully and be aware that in signing up and participating in this activity, you will be **expressly assuming the risk and legal liability and waiving and releasing all claims for injuries, damages or loss** which you or your minor child/ward might sustaining as a result of participating in any and all activities connected with and associated with this activity.

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I recognize and acknowledge that there are certain risks of physical injury to participants in this activity, and I voluntarily agree to assume the full risk of any injuries, damages or loss, regardless of severity, that my minor child/ward or I may sustain as a result of participation in any and all activities connected with or associated with trail or dirt riding. I further agree to waive and relinquish all claims I, or my minor child/ward may have (or accrue to me or my child/ward) as a result of participating in this program against Ki Tracks, Inc. including its officials, agents volunteers and employees.

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I do hereby fully release and forever discharge Ki Tracks, Inc. from any and all claims for injuries, damages or loss that my minor child/ward or I may have or which may accrue to me or my minor child/ward and arising out of, connected with, or in any way associated with this activity.

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ENTRANCE WILL BE DENIED if the signature and date of the adult participant or both parents/guardians are not on this waiver.

All information must be complete and legible

Name _____ Driver License # _____

Address _____ Date of Birth _____ Age _____

City, State, Zip _____ Phone # () _____

Email _____

(Ki Tracks sends information/track updates via email)

OHV (Off Highway Vehicle) Information:

Year: _____ Make: _____ Model: _____ Bike #: _____

I have read and fully understand both page one and two of this waiver.

Signature _____ Date _____

(Signatures good thru 12-31-10)

Emergency information (Must be completed)

Contact Name _____ Relationship _____

Address _____

City, State, Zip _____ Phone # () _____

List medical conditions that would be beneficial for us to know in the event that you are injured and unable to converse with responding individuals. (i.e. Diabetes, allergies or necessary medications) This information will be kept confidential and is solely for the purpose of helping to assist you in the event of an emergency.

If not applicable write "NONE"

Parent/Guardian Signatures for anyone under the age of 18.

Parent/Guardian 1 Signature _____ Date _____

Parent/Guardian 2 Signature _____ Date _____