



READ CAREFULLY

WAIVER AND RELEASE OF LIABILITY – In consideration of Mountain Adventure Guides LLC dba 1-866-USA-RAFT or USA Raft, Inc. furnishing services and/or equipment to enable me to participate in a whitewater activity, I agree as follows:

I fully understand and acknowledge that outdoor recreational activities have: (a) inherent risks, dangers and hazards and such exists in my use of whitewater equipment and my participation in whitewater activities; (b) my participation in such activities and/or use of such equipment may result in injury or illness including, but not limited to bodily injury, disease, strains, fractures, partial and/or total paralysis, death or other ailments that could cause serious disability; (c) these risks and dangers may be caused by the negligence of the owners, employees, officers or agents of Mountain Adventure Guides LLC dba 1-866-USA-Raft or of USA Raft, Inc.; the negligence of the participants, the negligence of others, accidents, breaches of contract, the forces of nature or other causes. Risks and dangers may arise from foreseeable or unforeseeable causes including, but not limited to, guide decision making, including that a guide may misjudge terrain, weather, trail or river route location, and water level, risks of falling out of or drowning while in a raft, canoe or kayak and such other risks, hazards and dangers that are integral to recreational activities that take place in a wilderness, outdoor or recreational environment; and (d) by my participation in these activities and/or use of equipment, I hereby assume all risks and dangers and all responsibility for any losses and/or damages, whether caused in whole or in part by the negligence or other conduct of the owners, agents, officers, or employees of Mountain Adventure Guides LLC dba 1-866-USA-RAFT or of USA Raft, Inc. or by any other person.

I, on behalf of myself, my personal representatives and my heirs hereby voluntarily agree to release, waive, discharge, hold harmless, defend and indemnify Mountain Adventure Guides LLC dba 1-866-USA-RAFT, USA Raft, Inc., the TVA, the State of Tennessee, the United States, and their respective owners, agents, officers and employees from any and all claims, actions or losses for bodily injury, property damage, wrongful death, loss of services or otherwise which may arise out of my use of whitewater equipment or my participation in whitewater activities. I specifically understand that I am releasing, discharging and waiving any claims or actions that I may have presently or in the future for the negligent acts or other conduct by the owners, agents, officers or employees of Mountain Adventure Guides LLC dba 1-866-USA-RAFT, or of USA Raft, Inc.

I HAVE READ THE ABOVE WAIVER AND RELEASE AND BY SIGNING IT AGREE. IT IS MY INTENTION TO EXEMPT AND RELIEVE MOUNTAIN ADVENTURE GUIDES LLC dba USA RAFT FRENCH BROAD OR USA RAFT, INC. FROM LIABILITY FOR PERSONAL INJURY, PROPERTY DAMAGE OR WRONGFUL DEATH CAUSED BY NEGLIGENCE OR ANY OTHER CAUSE TO THE FULLEST EXTENT PERMITTED BY LAW.

The Venue of any dispute that may arise out of this waiver and release or otherwise between the parties to which Mountain Adventure Guides LLC dba 1-866-USA-RAFT, or USA Raft, Inc. or its agents is a party shall be the Circuit Court of Buncombe County, North Carolina.

Finally, I hereby irrevocably consent to and authorize Mountain Adventure Guides LLC dba 1-866-USA-RAFT or USA Raft, Inc. to use and reproduce any and all photographs and videos taken of me for any purpose whatsoever, without further compensation to me. All such photographs and videos, including negatives and the like are solely the property of Mountain Adventure Guides LLC dba 1-866-USA-RAFT.

SIGNATURE \_\_\_\_\_ AGE \_\_\_\_\_ DATE \_\_\_\_\_

SIGNATURE OF PARENT OR GUARDIAN (If less than 18 years old) \_\_\_\_\_

Person's name your reservation is under \_\_\_\_\_

PLEASE COMPLETE THIS SECTION. PLEASE CLEARLY PRINT ONE LETTER PER BOX

Grid for personal information: FIRST NAME, LAST NAME, MAILING ADDRESS, CITY, ST, ZIP, EMAIL ADDRESS

We do not share mailing address or email information with outside parties beyond mandated regulatory requirements.

Trip Date \_\_\_\_\_ Trip Time \_\_\_\_\_

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