

OCOEE RIVER WAIVER AND RELEASE OF LIABILITY

(Please Print)

Date of Raft Trip: _____ **Trip Time:** _____ **Activity:** Whitewater Rafting – Ocoee River

Your Name: _____ **D.O.B.** _____

Parent or Guardian (if under 18): _____ **D.O.B.** _____

Address: _____ **EMAIL:** _____

City: _____ **State:** _____ **Zip:** _____ **Phone#:** _____

Waiver and Release of Liability

In consideration of Ocoee River Whitewater Rafting L.L.C. d.b.a. Sunburst Adventures furnishing services and/or equipment to enable me to participate in whitewater rafting and or tubing, 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 Ocoee River Whitewater Rafting L.L.C. d.b.a. Sunburst Adventures equipment and my participation in whitewater rafting 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 Ocoee River Whitewater Rafting L.L.C. d.b.a. Sunburst Adventures; the negligence of the participants, the negligence of others, accidents, breaches of contract, the forces of natures 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 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 such 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 Ocoee River Whitewater Rafting L.L.C. d.b.a. Sunburst Adventures or by any other person.

I, on behalf of myself, my **personal** representatives and my heirs or as parent or legal guardian of the undersigned participant hereby voluntarily agree to release, waive, discharge, hold harmless, defend and indemnify Ocoee River Whitewater Rafting L.L.C. d.b.a. Sunburst Adventures, the State of Tennessee, the United States of America, Ocoee River Outfitters Association and the Tennessee Valley Authority, and their owners, agents, officers, employees, representatives and lenders from any and all claims, actions or losses for bodily injury, property damage, wrongful death, loss of services or otherwise which arise out of my use of rafting and/or tubing equipment or my participation in whitewater rafting 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, employees or representatives of Ocoee River Whitewater Rafting L.L.C. d.b.a. Sunburst Adventures, the State of Tennessee, the United States of America, Ocoee River Outfitters Association and the Tennessee Valley Authority. In addition, I hereby grant permission to make and use for promotion or other purposes photographic records without recourse or compensation to me.

I have read the above waiver and release and by signing it, agree it is my intention to exempt and relieve Ocoee River Whitewater Rafting L.L.C. d.b.a. Sunburst Adventures, the State of Tennessee, the United States of America, Ocoee River Outfitters Association and the Tennessee Valley Authority from liability for personal injury, property damage or wrongful death caused by negligence or any other cause.

X _____ (_____) X _____

Participant’s Signature

Age (if under 18)

Parent/Guardian’s Signature *(if participant is under the age of 18)*