



## **ACKNOWLEDGEMENT OF RISK, ACCEPTANCE OF RESPONSIBILITY & RELEASE OF LIABILITY**

I, the undersigned, HEREBY WAIVE AND RELEASE, indemnify, hold harmless and forever discharge Cottonwood Ridge Farms, LLC and its agents, employees, officers, directors, affiliates, successors and assigns, of and from any and all claims, demands, debts, contracts, expenses, causes of action, lawsuits, damages and liabilities, of every kind and nature, whether known or unknown, in law or equity, that I or Child ever had or may have arising from or in any way related to my/child's participation in any events or activities conducted by, on the premises of, or for the benefit of, Cottonwood Ridge Farms, LLC provided that this waiver of liability does not apply to any acts of gross negligence, or intentional, willful or want on misconduct.

I understand that the activities provided by the farm, which may include pony rides and farm animal interactions, that I/children will participate in and that I/children will see are inherently dangerous and may cause serious or grievous injuries, including bodily injury, damage to personal property and/or death. I/children will be in direct contact with farm animals that include but are not limited to: horses, goats, cows, rabbits, pigs, chickens, among other animals that may not be listed. I understand regardless of training, animals may act of their own free will and bite, kick, scratch, stomp, rear, paw, butt, charge, that could cause injury and/or death. I also understand animals may carry illnesses or diseases, unknown to Cottonwood Ridge Farms staff and/or visitors, that can or might be transmitted with human contact and interaction to myself and/or child.

UNDER INDIANA LAW, AN AGRITOURISM PROVIDER IS NOT LIABLE FOR AN INJURY TO, OR THE DEATH OF, A PARTICIPANT IN AGRITOURISM ACTIVITIES AT THIS LOCATION IF THE DEATH OR INJURY RESULTS FROM THE INHERENT RISKS OF AGRITOURISM ACTIVITY. INHERENT RISKS OF AGRITOURISM ACTIVITIES INCLUDE RISKS OF INJURY INHERENT TO LAND, EQUIPMENT, AND ANIMALS AS WELL AS THE POTENTIAL FOR YOU TO ACT IN A NEGLIGENT MANNER THAT MAY CONTRIBUTE TO YOUR INJURY OR DEATH, OR FOR OTHER PARTICIPANTS TO ACT IN A MANNER THAT MAY CAUSE YOU INJURY OR CAUSE YOUR DEATH. YOU ARE ASSUMING THE RISK OF PARTICIPATING IN THIS AGRITOURISM ACTIVITY.

I understand by participating in any activities on the farm, Cottonwood Ridge Farms, LLC, may take and publish photographs of myself and/or the minor child or children listed below, for use in the Cottonwood Ridge Farms LLC's online and video-based marketing materials, as well as other Company publications. I acknowledge that participation is voluntary and that neither I, the minor child, or minor children will receive financial compensation of any type associated with the taking or publication of these photographs or participation in company marketing materials or other Company publications. I hereby release Cottonwood Ridge Farms LLC, its contractors, its employees and any third parties involved in the creation or publication of Company publications, from liability for any claims by me or any third party in connection with my participation or the participation of the minor children listed below.

**\*\*I do NOT give permission for photographs or myself and/or my child to be taken or used by Cottonwood Ridge Farms, LLC. \*\***

X: \_\_\_\_\_

(Parent or Guardian signature)

I understand that this agreement contains a promise not to sue Cottonwood Ridge Farms LLC, their members, owners, volunteers, or employees.

I have read, understand and fully agree to the terms of this WAIVER AND RELEASE. I understand and confirm that by signing this WAIVER AND RELEASE that I/children have given up considerable future legal rights. I have signed this Agreement freely, voluntarily, under no duress or threat of duress, without inducement, promise or guarantee being communicated to me. My signature is proof of my intention to execute a complete and unconditional WAIVER AND RELEASE of all liability to the full extent of the law. This waiver remains in effect for ALL future visits to or by Cottonwood Ridge Farms, LLC. I understand this waiver will remain on file and I may ask to review it at anytime. I am 18 years of age or older, and/or legal guardian of children, and mentally competent to enter into this waiver.

**THIS IS A RELEASE OF LIABILITY. DO NOT SIGN OR INITIAL THIS RELEASE IF YOU DO NOT UNDERSTAND OR DO NOT AGREE WITH ITS TERMS.**

X: \_\_\_\_\_

(Parent/ Guardian signature)

X: \_\_\_\_\_

(Printed Name)

X: \_\_\_\_\_

(Name of child/ children participating)

X: \_\_\_\_\_

(Date)