

**POND SKIMMING EVENT—HOLIDAY VALLEY
ACKNOWLEDGEMENT AND ASSUMPTION OF RISK**

READ THIS DOCUMENT CAREFULLY, IT AFFECTS YOUR LEGAL RIGHTS.

Minimum age requirement is 8 years

Inverts / Somersaults are Not Permitted.

1. Personal/Parental Consent.

I have enrolled myself/my child in Holiday Valley's Pond Skimming Event which will take place on March 25, 2023.

2. Acknowledgement of Risk. I understand that this event includes, but is not limited to pond skimming which may include sliding and jumping maneuvers involving a body of water. I acknowledge that this type of skiing/snowboarding is dangerous. I understand that the event includes risks of injury from, but not limited to, falls, jumps, and other man made features, changing weather conditions, bare spots, variations in snow, ice, other ground cover, surface and subsurface conditions, and terrain, bumps, moguls, rocks, debris, equipment and machinery on slopes, collisions with other skiers and snowboarders and natural and manmade objects, and skier/snowboarder error. I/my child will visually inspect the terrain and features before participating in the event. Fencing, equipment covers, padding, signs, rope lines, and other marking devices may be in place in the terrain in which the event takes place. These markers will not prevent injury. I understand that it is my/my child's responsibility to stay away from marked areas. I also understand that there may be natural and manmade hazards which may not be marked. I acknowledge that I/my child have sufficient skills to participate in this event safely, and that I/my child will use equipment that is suitable for participating in the event safely. I am aware that participation in this event may result in serious injury, property damage, or death from these risks, and I voluntarily accept such risks on behalf of myself and my child. I have explained the risks inherent in the event to my child in an age appropriate manner and he/she has acknowledged that he/she understands and accepts those risks.

3. Effect on Legal Rights. I have read this agreement carefully and understand its contents. I have read this agreement to my child and he/she has acknowledged that he/she understands its contents. I am aware that the agreement includes an express assumption of risk. I understand that this agreement may affect legal claims for damages in the event of death or any injury to me/my child. I acknowledge that any questions I/my child have about this agreement or the risks inherent in participating in the event have been answered to my/my child's satisfaction. I signed this document of my own free will.

4. Controlling Law. I agree that the terms of this agreement are binding on me/my child and shall be governed by the Laws of the State of New York in Cattaraugus County. I/my child agree that any action arising out of or relating to this Acknowledgement or the Event shall be litigated solely in the courts of Cattaraugus County in the State of New York or in the District Court for the Western District of New York.

5. Model Release: I hereby consent to the use of my/my child's name and picture by Holiday Valley, their agents or assigns, for any and all purposes including without limitation television, theater, publication, and any other trade or advertising purposes.

Date: _____ Name: _____ Signature _____

Witness: _____ Parent/Guardian: _____ (if under 18)