

RELEASE OF LIABILITY, WAIVER OF CLAIMS AND INDEMNITY AGREEMENT

(PICKLEBALL)

TO: Summerfield Condominium Association and its unit owners, members, directors, officers, and their respective heirs, successors, and assigns (hereinafter collectively referred to as "Summerfield").

For good and valuable consideration including without limitation of the Undersigned being allowed to participate in the sport of Pickleball on Summerfield property, the Undersigned acknowledges and agrees that:

1. The Undersigned is aware that participating in the sport of Pickleball could cause the Undersigned to suffer injuries including without limitation collision with other persons or objects; being struck by a paddle or hit by a ball; the risk of life threatening conditions caused by physical exertion; the risk of personal injury including, but not limited to, scrapes, bruises, sprains, fractures, head traumas, spinal cord injury, or death; damage/loss of eyesight; loss of balance; trips and falls; and failure to act safely or within one's own ability.

2. The Undersigned is hereby advised that the Undersigned should be sufficiently physically fit for exercise and participation in the sport of Pickleball, and should consult a physician prior to taking any physical exercise.

3. THE UNDERSIGNED FREELY ACCEPTS AND FULLY ASSUMES ALL SUCH STANDARD, COMMON AND REASONABLY FORESEEABLE RISKS, DANGERS, AND HAZARDS INHERENT TO THE SPORT OF PICKLEBALL AND THE POSSIBILITY OF PERSONAL INJURY, DEATH, OR PROPERTY DAMAGE OR LOSS RESULTING THEREFROM. THE UNDERSIGNED ACKNOWLEDGES THAT HE/SHE IS RESPONSIBLE FOR HIS/HER CHOICE TO PARTICIPATE IN THE SPORT OF PICKLEBALL AFTER BEING NOTIFIED OF THE ABOVE-MENTIONED RISKS, DANGERS AND HAZARDS AND THAT THE LEVEL OF RISK, DANGER AND HAZARD THAT MAY AFFECT HIM/HER PERSONALLY MAY BE AFFECTED BY HIS/HER SKILL LEVEL AND EXPERIENCE IN THE SPORT OF PICKLEBALL, AS WELL AS ANY PRECAUTIONARY MEASURES THAT HE/SHE MAY OR MAY NOT HAVE TAKEN TO AVOID SUCH RISKS, DANGERS AND HAZARDS AND HIS/HER CHOSEN REACTION IN ANY GIVEN SITUATION WHILE PARTICIPATING IN THE SPORT OF PICKLEBALL.

4. As a condition of Summerfield allowing the Undersigned to participate in the sport of Pickleball on Summerfield property, the Undersigned agrees for his self/herself and his/her heirs and assigns to release, indemnify, and hold Summerfield harmless from and against any and all claims of any sort whatsoever, known or unknown, now or in the future, arising out of or in connection with the Undersigned's participation in Pickleball.

I HAVE READ THIS RELEASE OF LIABILITY AND ASSUMPTION OF RISK AGREEMENT, FULLY UNDERSTAND ITS TERMS, UNDERSTAND THAT I HAVE GIVEN UP SUBSTANTIAL RIGHTS BY SIGNING IT, AND SIGN IT FREELY AND VOLUNTARILY WITHOUT ANY INDUCEMENT.

Undersigned's Signature: _____

Print Name: _____

Date Signed: _____

05/09/2023