

2023 MUD VOLLEYBALL PLAYER WAIVER, RELEASE OF LIABILITY AND INDEMNIFICATION AGREEMENT

Team Name:

I, the undersigned player, acknowledge, agree and understand that:

1. I voluntarily and of my own free will, I elect to participate as a member of the Jesse James Festival mud volleyball tournament indicated below.
2. I understand that there are certain risks and hazards involved in participating in mud volleyball that may result in injury or death to me or other players, including, but not limited to those hazards associated with weather conditions, playing conditions, equipment and other participants.
3. I understand that sliding is dangerous to me and to other players and may result in serious injury or death.
4. I understand that the very nature of the game of mud volleyball is hazardous and risky, including but not limited to the acts of hitting, throwing and catching of the ball, the running and jumping. Stretching, sliding, diving and collisions with other players and with stationary objects all of which can cause serious injury or death to me and to all other players.

Further, I, the undersigned player, agree that in consideration for the right to play as a member of the team designated below and in consideration for permission to play on the fields arranged for by the team or league;

1. I voluntarily elect to accept and assume all risks of injury incurred or suffered by me (a) while practicing or playing as a member of the team so designated, (b) while serving in a non-playing capacity as a team member during practice or play by the other teams or by other players on my team, and (c) while on or upon the premises of any and all of the fields arranged for by my team or league for practice or play.
2. I assume the risk of all dangerous conditions associated with the playing of mud volleyball and waive any and all specific notice of the existence of such conditions. I do also assert that I am of sound physical condition and capable of participating in strenuous activities without undue risk.

I understand shoes are encouraged to be worn at all times during play.

3. I release, discharge and agree not to pursue legal action against the team and league designated below, the field owner or other entity designated below, including The City of Kearney and the Jesse James Festival Committee, Inc. or their owners, officers, agents, servants, volunteers, sponsors, associations, employees, or any person or entity connected with the team, league, field, City of Kearney and / or The Jesse James Festival Committee, Inc., for any claim, damages sustained or incurred by me from whatever cause including but not limited to the negligence, breach of contract or wrongful conduct of the parties hereby released. ***City of Kearney***

Photo Release: I grant permission to all of the foregoing the right to use any photographs, motion pictures, recording, or any record of this event for any legitimate purpose. I authorize Jesse James Festival Committee Inc, its assigns and transferees to copyright, use and publish the same in print and/or electronically. I agree that Jesse James Festival Committee, Inc may use such Medias with or without the use of my name (s) for any lawful purpose, including for example such purpose as publicity, illustration, advertising, and web content.

I ACKNOWLEDGE THAT I HAVE READ AND THAT I UNDERSTAND EACH AND EVERY ONE OF THE ABOVE PROVISIONS IN THIS WAIVER, RELEASE OF LIABILITY AND INDEMNIFICATION AGREEMENT AND AGREE TO ABIDE BY THEM AND THAT I AM 18 YEARS OR OLDER & ATTACHED IS A COPY OF MY STATE ISSUED ID.

<u>NAME OF PLAYER</u>	<u>CONTACT NUMBER</u>	<u>SIGNATURE & DATE</u>
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