

Application and Agreement to Use Association Amenities and Release of Liability

**Association:
(AWAT) The Waters Condominium Association
(Available Amenity: Pool)**

Applicant hereunder represents to be the property owner and by his/her signature below acknowledge and accept the terms and conditions contained herein. After Applicant has signed this Application and Agreement, Applicant should make a copy for his/her personal files. Should a copy of this agreement be required at a later time please contact Goodwin Management, Inc., (512) 502-7515 or email AmenityAccess@Goodwintx.com to request a copy.

In consideration of being provided access to any of the Association’s amenities including, but not limited to, swimming pools, basketball courts, tennis courts, volleyball areas, playscapes, play features, clubhouse, amenity center, bathhouse, boat docks, piers, parks, trails, greenbelts, parking areas, parking garages, etc.. Applicant hereby agrees that the use of such amenities is at the sole risk of Applicant, Applicant’s family, Applicant’s guests, Applicant’s tenants, Applicant’s invitees, or anyone for whom Applicant facilitates access to said amenities. Applicant acknowledges that amenities may be unsupervised (no lifeguard) and that accident, injury, or death may occur as a result of use.

Applicant hereby agrees to indemnify, defend, and hold harmless the Association, Goodwin Management, Inc., the Association’s agents, employees, and contractors, from and against any and all claims, demands, causes of action, and/or liabilities associated with the use of the Association’s amenities by Applicant, Applicant’s family, Applicant’s guests, Applicant’s tenants and their guests, Applicant’s invitees, or anyone for whom Applicant facilitates access to said amenities.

For purposes of this paragraph, the term “Applicant” shall be deemed to be Applicant, Applicant’s family, Applicant’s guests, Applicant’s tenants and their guests, Applicant’s invitees, and anyone for whom Applicant facilitates access to the amenities. Applicant agrees to abide by all published and/or posted rules and regulations associated with the amenities and to obey the instructions of any person or entity that may be present at such amenities for the purpose of monitoring or controlling amenity use on behalf of the Association. (For example, pool monitor instructions must be obeyed.) Applicant agrees to use amenities in a reasonable and typical manner during the time frames allowed by the Association, to not make excessive noise so as to disrupt or disturb others, and to limit guests to the number allowed by the Association’s rules/regulations as same may be determined from time to time. Unless additional rules/regulations are more restrictive, Applicant agrees that all parties and groups of more than 4 people require special permission from the Association. Applicant agrees to provide a copy of this Application and Agreement (including any attached additional rules/regulations) to any tenant of Applicant and to have tenant agree to abide by all provisions required of Applicant.

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AGREED AND ACCEPTED

BY APPLICANT SIGNATURES BELOW

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Access Device Request Addendum

Association:

(AWAT) The Waters Condominium Association

(Available Amenity: Pool)

Print Name: _____ Owner ____ Tenant ____

Property Address: _____

Mailing Address: _____

(____ Place "X" in box if mailing address is same as property address)

Phone: home _____ cell _____ email _____

List all minors/others in household (required for pool use)

- 1. _____ / ____ / ____ (D.O.B.)
2. _____ / ____ / ____ (D.O.B.)
3. _____ / ____ / ____ (D.O.B.)
4. _____ / ____ / ____ (D.O.B.)
5. _____ / ____ / ____ (D.O.B.)
6. _____ / ____ / ____ (D.O.B.)

Owner:

(Signature) Date: _____
(Signature) Date: _____

Tenant: (Note: Owner must sign all requests)

(Signature) Date: _____
(Signature) Date: _____

Print, sign and email Waiver and Addendum as attachment to AmenityAccess@Goodwintx.com, or fax to (512) 346-4873, or mail to: Goodwin Management, Inc., Attention: Amenity Access, 11149 Research Blvd., Suite 100, Austin, TX 78759-5227

RETURN BOTH WAIVER AND SIGNED ADDENDUM