NAPERVILLE KAYAK

RENTAL AGREEMENT AND WAIVER

1. The risk of injury from the activities involved in this program is significant, including the potential for permanent paralysis and death. **I KNOWINGLY AND FREELY ASSUME ALL SUCH RISKS**, both known and unknown, **EVEN IF ARISING FROM THE NEGLIGENCE OF THE RELEASEES** or others, and assume full responsibility for my participation.

If I observe any unusual significant hazard during my presence or participation, I will remove myself from participation and bring such to the attention of the nearest official immediately.

I, for myself and on behalf of my heirs, assigns, personal representatives and next of kin, **HEREBY RELEASE, INDEMNIFY, AND HOLD HARMLESS NAPERVILLE KAYAK LLC**, its officers, officials, agents and/or employees, other participants, sponsors, advertisers, and, if applicable, owners and lessors of premises used to conduct the event, from any and all claims, demands, losses, and liability arising out of or related to any **INJURY, DISABILITY OR DEATH** I may suffer, or loss or damage to person or property, **WHETHER ARISING FROM THE NEGLIGENCE OF THE RELEASEES OR OTHERWISE**, to the fullest extent permitted by law.

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.

X_____ _____ _____

Participant's Signature Age Date

FOR PARENTS/GUARDIANS OF PARTICIPANT OF MINOR AGE (UNDER AGE 18 AT TIME OF REGISTRATION)

This is to certify that I, as parent/guardian with legal responsibility for this participant, do consent and agree to his/her release as provided above of all the Releasees, and, for myself, my heirs, assigns, and next of kin, I release and agree to indemnify and hold harmless the Releasees from any and all liability incidents to my minor child's involvement or participation in these programs as provided above, EVEN IF ARISING FROM THE NEGLIGENCE OF THE RELEASEES, to the fullest extent permitted by law.

X_____ _____

Parent/Guardian Signature Date

NAPERVILLE KAYAK

RULES AND REGULATIONS

- Kayaks can be rented only to persons 13 years of age or older (participants of minor age must have parent or guardian signature)
- Children 12 and under must be accompanied by a parent or guardian at all times
- One person per seat. Children may not ride on an adult's lap
- Please refrain from splashing other participants
- Please refrain from colliding with other boats or the dock
- All damages must be reported immediately
- Please wait for an attendant to help you in and out of your boat
- Any misuse of boats or equipment by the renters or their guests will cause a suspension or revocation of privileges
- Renter assumes full responsibility for boats issued to them and will pay for any damages caused by themselves or their guests
- In the event of thunder or lightning or the Thor-Guard system sounds, guests must leave the water immediately and seek shelter
- All individuals in a kayak must wear a correctly fitted life vest at all times, including when entering or exiting the kayak
- Naperville Kayak LLC and the Naperville Park District are not responsible for lost, stolen, or damaged belongings
- The following are prohibited when renting a kayak:
  - Food or alcohol, glass in any form, smoking, swimming or diving, abusive language, exiting to shore or changing occupants, fishing, standing or transporting, racing, boating beyond designated area, removing, loosening, or untying straps or buckles from life vest

Each participant must have the ability to:

- Wear all protective equipment recommended/required by industry standards
- Enter and exit the kayak independently or with the assistance of a companion
- Remain seated and balanced using adaptive equipment if necessary
- Get out from under the watercraft, remain face up in the water with the aid of a life jacket, and make progress to the shoreline, in the event of a capsize
- Move the watercraft independently or with the assistance of a companion—through the water in a stable manner and return it to the rental area

OFFICE USE ONLY:

☐ Single boat ☐ Tandem boat Time Out: _____