

Accident Waiver and Release of Liability Form

YOU, THE REGISTRANT, HEREBY ASSUME ALL THE RISKS OF PARTICIPATING IN ANY/ALL ACTIVITIES ASSOCIATED WITH The Randolph Winter Fest, including by way of example and not limitation, any risks that may arise from negligence or carelessness on the part of the persons or entities being released, from dangerous or defective equipment or property owned, maintained, or controlled by them, or because of their possible liability without fault.

You certify that you are physically fit and have not been advised by a qualified medical professional not to participate. You certify that there are no health-related reasons or problems which preclude your participation in this event and its activities.

You acknowledge that this Accident Waiver and Release of Liability Form will be used by the event holders, sponsors, and organizers of the activity in which you and those under your care, may participate and that it will govern your actions and responsibilities at said event.

In consideration of permitting you to participate in the activities, you hereby take action for yourself, your executors, administrators, heirs, next of kin, successors and assigns as follows:

- (A) YOU WAIVE, RELEASE, AND DISCHARGE from any and all liability, including but not limited to, liability arising from the negligence or fault of the entities or persons released, for your death, disability, personal injury, property damage, property theft, or actions of any kind which may hereafter occur to you including your travel to and from this activity, THE FOLLOWING ENTITIES OR PERSONS: Roanoke Properties LLC and/or their directors, officers, employees, volunteers, representatives, and agents, the sponsors, activity holders and volunteers.
- (B) INDEMNIFY, HOLD HARMLESS, AND PROMISE NOT TO SUE the entities or persons mentioned in the paragraph above from any and all liabilities or claims made as a result of participation in this event, whether caused by the negligence of release or otherwise. You acknowledge that they are NOT responsible for the errors, omissions, acts, or failures to act of any party or entity conducting a specific activity on their behalf.

You acknowledge that this activity may involve a test of a person's physical and mental limits and carries with it the potential for death, serious injury, and property loss. The risks include, but are not limited to, those caused by terrain, facilities, temperature, weather, condition of participants, equipment, vehicular traffic, lack of hydration, and actions of other people including, but not limited to, participants, volunteers, monitors, and/or procedures of the activity. These risks are not only inherent to participants but are also present for volunteers. You hereby consent on behalf of myself and any minors under my care to receive medical treatment which may be deemed advisable in the event of injury, accident, and/or illness during this activity.

You understand that you are responsible for the safety and supervision of any minors under your care who are participating in the activities at the Randolph Winter Fest. You understand you may be photographed. You agree to allow a photo, video, or film likeness to be used for any legitimate purpose by the activity holders, producers, sponsors, organizers, and assigns.

The Accident Waiver and Release of Liability Form shall be construed broadly to provide a release and waiver to the maximum extent permissible under applicable law.

YOU CERTIFY THAT YOU HAVE READ THIS DOCUMENT AND FULLY UNDERSTAND ITS CONTENT. YOU ARE AWARE THAT THIS IS A RELEASE OF LIABILITY AND A CONTRACT AND SIGN IT OF MY OWN FREE WILL.