



## KAYAK, CANOE, AND PADDLEBOARD USER AGREEMENT AND GENERAL RELEASE

I agree to borrow the equipment described below for the time-period I have indicated. The Rules and Regulations are included in this form. I acknowledge receipt of the Rules and Regulations applying to the watercraft activities and confirm that I have read them. In consideration of being allowed to participate in watercraft activities and being provided with this watercraft and equipment, I agree to the following GENERAL RELEASE.

For myself and for my heirs, personal representatives and assigns, I hereby:

### 1) ACKNOWLEDGMENT OF RISKS

Acknowledge that some, but not all, of the risks of participating in watercraft activities include:

- a) Changing water flow, currents, wave action and wakes from other boats.
- b) Falling while launching watercraft.
- c) Collisions with any of the following: other participants, the watercraft, other watercraft and manmade or natural objects.
- d) Wind, inclement weather, lightning, variances and extremes of wind, weather and temperature.
- e) My sense of balance, physical coordination, ability to operate equipment, swim and/or follow instructions.
- f) Collision, capsizing, sinking or other hazard which results in wetness, injury, exposure to the elements, hypothermia, and/or drowning.
- g) The presence of insects, marine life forms and other wildlife.
- h) Equipment failure or operator error.
- i) Heat or sun related injuries or illnesses, including sunburn, sunstroke or dehydration; and fatigue, chill and/or dizziness, which may diminish my reaction time and increase the risk of an accident.

### 2) EXPRESS ASSUMPTIONS OF RISK AND RESPONSIBILITY

Agree to assume responsibility for all risk of the activity, whether identified above or not. My participation in the activity is purely voluntary. I assume full responsibility for myself for any bodily injury, accident, illness, paralysis, death, loss or personal property and expense thereof as a result of any accident that may occur while I participate in the activity. I certify that I have no medical or physical condition which could interfere with my safety while participating in these activities, or else I am willing to assume, and bear the costs of, all risks that may be created, directly or indirectly, by any such condition. I understand that certain eligibility criteria are required to reduce the dangers involved in water activities, and I certify that I meet these criteria. I agree to wear a properly fastened personal floatation device at all times while in the water, and to use such other safety equipment as may be provided to me by the Town of Enosburgh, Vermont. I understand and agree that should emergency rescue evacuation become necessary, the expenses are my sole responsibility and not that of the Town of Enosburgh, Vermont.

### 3) RELEASE

Release the Town of Enosburgh, Vermont, their principals, directors, officers, agents, employees and volunteers, and their insurers, (collectively hereinafter "Town of Enosburgh") from any and all claims, demands, actions, causes of action, suits in equity of whatever kind or nature, and from any and all liability of any nature for any and all injury or damage (including death) to me and any other persons as a result of my participation in the activity, regardless of the cause. I understand that this release includes any claims based on negligence, action or inaction, of any of the above parties.

### 4) ESSENTIAL ELIGIBILITY CRITERIA In order to participate in the program, one:

- a) Must have the ability to follow verbal and/or visual instructions independently or with the assistance of a companion.
- b) Must have an ability to wear a properly fitted personal floatation device.
- c) Must have the ability to enter and exit the watercraft independently or with the assistance of a companion.
- d) Must have the ability to remain seated, maneuver, and balance independently or with the assistance of a companion, in the case of a double watercraft.
- e) Must have at least one person in/on the watercraft who is able to move it through water in a stable manner and return it back to the launching area.
- f) Must have the ability to be able to right oneself and remain face up in the water with the aid of a personal floatation device, in the event of a capsized.

**5) RULES AND REGULATIONS**

- a) Kayak, canoe, and paddleboard rentals are at your own risk. The Town of Enosburgh is not responsible for personal injury or loss of property. Participation in watercraft activities may be dangerous. Staff reserves the right to deny rental.
- b) Person renting a kayak/canoe/paddleboard must be 18 years or older. Parent or legal guardian required to allow minor participation.
- c) Maximum capacity- kayaks one (1), canoes two (2), and paddleboards one (1).
- d) All children and adults must wear a personal floatation device (PFD). For the safety of our renters, if you are seen without the proper PFD, we may revoke your renting privileges.
- e) Wearing of life vests at all times helps reduce the risk of drowning.
- f) Alcoholic beverages and pets are prohibited.
- g) Intentional capsizing or swamping is prohibited. No swimming allowed.
- h) No gas or electric motors to be attached to rental boats.
- i) Do not stay on the water in the event of thunder or lightning.
- j) Please make sure you have water, sunscreen and bug spray on extended trips.
- k) If your boat capsizes or swamps, it will continue to float. Hold on to the boat as you make your way to shore.
- l) Please dispose of litter in proper receptacles at the end of the trip.
- m) Renter will be required to reimburse the concessionaire for all damaged or lost equipment. Reimbursements will be at replacement costs.
- n) Rental equipment shall not be removed from park property.
- o) Return rental equipment to the rental location.
- p) All canoes, kayaks, paddleboards, and equipment must be returned at agreed time.
- q) No fishing from the watercraft.

Name (please print): \_\_\_\_\_ Date: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Number in Party: \_\_\_\_\_ Contact Phone#: \_\_\_\_\_

There is a **four-hour** maximum for all rentals. However, if you wish to remain on the water, you may check in with us after four hours to see if there is anybody waiting for your kayak/canoe/paddleboard.

KAYAK/CANOE/ PADDLEBOARD	# PFD	# PADDLES	CHECK-OUT TIME	CHECK- IN TIME	# HOURS USED
K ( ) C ( ) P ( )	Adult Jr		AM/PM	AM/PM	

The signature and name of the adult individual who will be renting and using the watercraft is required below.

*Seen and agreed to:*

<b>Printed Name:</b>	<b>Signature:</b>
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