

THE EMBRY HILLS CLUB, INCORPORATED

WAIVER OF LIABILITY

The undersigned has been given the opportunity to use the swimming pool at the Embry Hills Club during morning and evening hours when no lifeguard is present. In consideration of such opportunity, the undersigned declares and covenants as follows:

1. I understand that swimming without a lifeguard present constitutes a risk.
2. I declare I am a competent swimmer and that I am 21 years of age or older.
3. I understand that I am solely responsible for my safety and for the safety of my family members.
4. I agree not to bring guests or other member's children to the pool during unguarded hours and understand that this waiver covers only my family household members. I understand that my children must be accompanied by and supervised by at least one of the below signed adults during unguarded hours. I understand that no one is to ever swim alone.
5. I agree to assume all risks of loss, injury, death, or damage of any kind whatsoever caused by or reasonably flowing from my decision to swim without a lifeguard present. I further agree to hold harmless The Embry Hills Club, Inc., its Board of Directors, officers, employees and agents from all liabilities and expenses (including attorney fees) in connection with any claim or suit brought by, or on behalf of, myself or any member of my family, alleging any loss, injury or damage that was caused by my decision to swim without a lifeguard present.
6. I agree not to bring bottles or glass containers anywhere on the club property. I agree to remove all trash and keep the pool and the deck area clean of debris. I agree to return any pool furnishings to their proper locations. I agree to comply with the current Embry Hills Club, Inc. Rules. I agree to sign-in in the log book upon arrival and sign-out on departure. I agree to ensure the gates are securely locked when I leave the pool.
7. I agree not to use the diving boards for any purpose when a lifeguard is not present.
8. Breaking any of the above agreements will result in the following penalties:
 - a) 1st offense: \$100.00 penalty
 - b) 2nd offense: \$500.00 penalty
9. My heirs and estate are also bound under this agreement.

All adults over the age of 21 living in the membership household must sign this form.

Date: _____

Name: _____

Signature: _____

Name: _____

Signature: _____

Name: _____

Signature: _____

Name: _____

Signature: _____

Name and date of birth of each family member under the age of 21:

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____

Board Member Witness: _____

Signature: _____