

POOL USE AGREEMENT AND RELEASE

FOR AND IN CONSIDERATION of the use of and/or membership in the Polk Place Community Pool, the undersigned hereby acknowledge and agree as follows:

1. That I/we have read the Rules and Regulations governing the use of the Polk Place Community Pool and hereby agree to abide by those Rules and Regulations, including any amendments thereof.
2. That I/we understand that **THERE WILL BE NO LIFEGUARD AT THE POOL AT ANY TIME** and that it shall be my/our responsibility to insure my/our own safety and that if my/our children and guests.
3. That I/we, for myself/ourselves, my/our heirs, executors and successors in interest, do hereby release, acquit and forever discharge the Polk Place Homeowners Association, the individual owners/members of the Polk Place Homeowners Association, its officers, directors, shareholders, principals, agents, representatives, employees and successors in interest, from any and all claims, damages, costs and/or loss of services for bodily injury or property damage arising out of my/our use of the Polk Place Community Pool, clubhouse, or other related pool facilities.
4. That to the extent allowed by law, I/we further agree to indemnify and hold harmless the Polk Place Homeowners Association, the individual owners/members of the Polk Place Homeowners Association, its officers, directors, shareholders, agents, principals, representatives, employees and successors in interest from any and all claims, damages, costs and/or loss of services for bodily injury or property damage arising out of my/our children's use of the Polk Place Community Pool, clubhouse or other related pool facility.
5. That the releases and indemnities set forth herein shall be binding upon me/us regardless of whether the injury, accident, or event giving rise to a loss/claim is the result of my/our negligence, or the result of negligence on the part of the Polk Place Homeowners Association, the individual owners/members of the Polk Place Homeowners Association, its officers, directors, shareholders, principals, agents, representatives, employees and/or successors in interest.

Executed this _____ day of _____ 2011

_____ Name

_____ Address/Phone Number

_____ e-mail _____ card key number