



Waiver of Liability and Release for use of Indoor Baseball Facility at Legion Field at Heroes Park Located at 901 N. Black Ave. Bozeman, MT 59715

I, the undersigned participant/parent or guardian of the participant, recognize and acknowledge that use of the Indoor Baseball Facility at Legion Field at Heroes Park located at 901 N. Black Ave. Bozeman, MT 59715 (hereinafter "Indoor Facility") involve inherent risks, including but not limited to the risk of serious injury, including permanent disability or death, and severe social and economic losses which might result from participant action, inaction, negligence of others, rules of play, or the condition of the premises or any equipment used thereon. Further, I understand that there may be other risks not known or reasonably foreseeable at this time and that such risks shall be assumed by the undersigned. In consideration of such risks, known or unknown, I agree as follows:

I expressly agree and promise to accept and assume all the risks existing in this activity. My/my child's participation in this activity is purely voluntary and I elect, in spite of the risks, to participate and/or to allow my child to participate. I assume all the foregoing risks and accept personal responsibility for any damages or injuries that I or my child may suffer.

On behalf of myself, my children, my parents, my heirs, assigns, personal representatives I hereby voluntarily release, waive, forever discharge, and agree to indemnify and hold harmless Bozeman Baseball Inc. Legion Division and each of its respective directors, managers, coaches, agents, contractors and volunteers, from any and all liability for any and all claims, demands of causes of action which are in any way connected with my or my child's use of the Indoor Facility. This release of liability, indemnity and hold harmless applies equally to losses, damages, or injuries caused or alleged to be caused in whole or in part by the negligence of the Bozeman Baseball Inc. Legion Division, its respective directors, managers, coaches, agents, contractors and volunteers. I further agree to release, waive and discharge, and covenant not to sue the Bozeman Baseball Inc. Legion Division and each of its respective directors, managers, coaches, agents, contractors and volunteers, for any claims, demands, or actions whatsoever arising out of any damage, loss, or injury incurred on or to me or my child as a result of my participation, or my child's participation, in activities involving the Indoor Facility.

I further understand that I am legally responsible for actions of my child, including, but not limited to, any damage to private or public property.

I hereby certify that I have read and am familiar with the Indoor Facility Rules and Regulations and will comply with conditions set forth therein.

I acknowledge and certify that I am at least 18 years old, or the parent or legal guardian of the participant under 18, and I agree I and my child will follow the rules and regulations while in the Indoor Facility. I hereby provide that Bozeman Baseball Inc. Legion Division and its directors, managers, coaches, agents, contractors, and volunteers has my permission to administer basic First Aid and I authorize Bozeman Baseball Inc. Legion Division or its directors, managers, coaches, agents, contractors or volunteers to contact 911 or other emergency personnel as needed.

By signing this document, I acknowledge that if anyone is hurt, or property is damaged during participation in this activity a court of law may find me to have waived my and my child's right to maintain a lawsuit against Bozeman Legion Baseball Inc. Legion Division and each of its respective directors, managers, coaches, agents, contractors and volunteers, on the basis of any claim from which I have released them herein. I HAVE HAD SUFFICIENT OPPORTUNITY TO READ THE ENTIRE DOCUMENT. I HAVE READ AND UNDERSTOOD IT, AND I AGREE TO BE BOUND BY ITS TERMS.

(Parent's signature if under 18 years of age)

I represent that I have legal capacity and authorize to act on behalf of the minor named herein.

Parent/Guardian Name (Please Print) : _____

Parent/Guardian Signature: _____ Date: _____

Participant's Name (Please Print) : _____ Date: _____

Participant's Signature: _____

In case of emergency, contact: _____ Phone: _____

Facility Rules

- **All users of the facility understand they use the facility at their own risk. Bozeman Legion Baseball is not liable for any personal injury sustained in or around the facility.**
- **No outside shoes allowed on the Turf inside of the Facility. All users are required to bring a clean pair of shoes to use while inside of the Facility. Leave all outside shoes on the black mats along the doorways.**
- **No Metal Cleats allowed inside of the Facility.**
- **No gum/food/seeds/peanuts/candy/Drinks excluding Water.**
- **No Spitting or Nose Clearing**
- **No Pets or Animals inside of the Facility.**
- **Throw away any and all garbage, please be courteous of the facility, nobody wants to pick up after you.**
- **No equipment use without adult or coach supervision. This includes all batting/pitching machines.**
- **Your access is for you and only you. Any persons outside of the main user are not allowed into the facility for use or coaching unless cleared by the Bozeman Legion Baseball Director or Board.**
- **Private Lessons have to be cleared by the Bozeman Legion Baseball Director or Board.**
- **Throwing is to be done only in an East to West orientation. (Width wise) No throwing in front of garage doors or heaters.**
- **No batting baseballs outside of a cage.**
- **No storage of personal equipment, shoes, etc inside of the facility. If you bring it, take it home with you.**
- **No Bozeman Legion Baseball equipment will be taken out of the facility. If it is used during the time that you're inside of the facility, return it to its designated area.**
- **Appropriate Attire is required while using the facility**
- **Batting Helmets are required in the cages when using machines.**
- **When throwing, front tossing or pitching to any bater an L-Screen must be used. Please stay behind the L screen at all times.**
- **Two Strike policy. IF YOU ARE CAUGHT BREAKING ANY OF THE RULES YOU GET ONE WARNING A SECOND STRIKE AND YOU WILL LOSE ACCESS TO THE FACILITY. It is a privilege to use this space please treat it as one or it will be taken away. The facility is under video surveillance at all times.**

I have Read and Agree to the Rules and Regulations of Use of the Indoor Facility