

**WAIVER OF LIABILITY, RELEASE, ASSUMPTION OF RISK AND INDEMNIFICATION AGREEMENT**

Oak Springs Home Association, a California Nonprofit Corporation, owns and operates the Oak Springs Pool located at 39 Spring Road; Orinda, California, 94563. In accordance with my decision to use the Oak Springs pool, I hereby agree to abide by the rules and regulations of the Oak Springs Home Association as they may be amended from time to time.

For and in consideration of access to and use of the Oak Springs Pool, I hereby relinquish and release Oak Springs Home Association, board members, and employees, now and forever, from any and all claims, demands, liability or causes of action for personal injury, property damage, or death occurring to me or to anyone else caused by or arising from my presence at or use of the Oak Springs Pool which may occur on, off, or about the Oak Springs Pool premises, including but not limited to injury or damage caused by negligence of the Oak Springs Home Association. I agree to defend, indemnify and save harmless the Oak Springs Home Association and the board members, now and forever, from any and all claims or causes of action by whomever or whenever made or presented caused by or arising from my presence at or use of Oak Springs Pool thereof.

I hereby acknowledge, understand and assume the risks and potential dangers arising from the conditions and use of the Oak Springs Pool. I acknowledge and understand that included within the scope of this waiver and release is any cause of action arising from the performance or failure to perform construction, maintenance, inspection, supervision or control of Oak Springs Pool, equipment and premises and/or from the failure to warn of dangerous conditions existing at said pool, equipment or premises.

This agreement and the rules and regulations of the Oak Springs Home Association, as adopted and amended from time to time, set forth the entire agreement between the Oak Springs Home Association and me regarding liability. I have not relied on any representations made by or on behalf of the Oak Springs Home Association or its board members regarding this statement.

Signature \_\_\_\_\_ Date \_\_\_\_\_

(parent or guardian, if a minor)