



**SIESTA RETIREMENT VILLAGE, INC.**  
**EXERCISE EQUIPMENT & FACILITIES**

**WAIVER OF LIABILITY**

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Name: \_\_\_\_\_ Date: \_\_\_\_\_

Drivers License No.: \_\_\_\_\_ State of Issuance: \_\_\_\_\_

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Park Address: \_\_\_\_\_ Phone : \_\_\_\_\_

Permanent Address: \_\_\_\_\_

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THE EXERCISE FACILITIES AND SUPPLIES MAINTAINED THEREIN CAN BE DANGEROUS AND HAZARDOUS. ANY USE AND OR OPERATION OF THE EQUIPMENT AND OR SUPPLIES COULD RESULT IN PROPERTY DAMAGE, SERIOUS BODILY INJURY AND OR DEATH. BY SIGNING THIS AGREEMENT YOU ACKNOWLEDGE THE FOREGOING DISCLOSURE AND WARNING AND AGREE TO USE AND OR OPERATE THIS EQUIPMENT AND SUPPLIES AT YOUR OWN RISK.

I waive the liability of and fully indemnify, release, protect and hold harmless Siesta Retirement Village, Inc. (hereinafter "Siesta") against all claims, demands, liens, damages, causes of action and liabilities of any and every nature whatsoever past, present or future, whether known or unknown, under any theory of recovery including, but not limited to, negligence or strict liability for injury of property or for injury to or death of the undersigned, or any other person or entity arising in any manner, directly or indirectly, out of a connection with or in the course of or incident to the use or operation of the exercise equipment and facilities (as now exist and may after be altered) by any person or entity of cause or of any fault or negligence or strict liability of Siesta, alone or in junction with any other person or entity. I shall reimburse Siesta for all expenses, losses, liabilities, fines, penalties and claims of including reasonable attorney's fees, imposed on or incurred by Siesta by my use or operation of the exercise equipment and facilities because of my failure to perform any of the terms herein and or the rules and regulations governing the use of the facility and equipment. The intention and purpose by this provision to satisfy the requirements set forth by the Courts of Texas regarding these agreements and the "express negligence rule". I declare that I am using the equipment and facilities (as now exist and hereafter may be altered) at my own sole risk.

I will observe and obey the rules and regulations of Siesta Retirement Village, including the signs posted in or around the exercise equipment and facilities area. I am over 18 years of age. I acknowledge that:

I shall consult with my own physician prior to beginning any exercise program.

I shall follow the instructions supplies for each machine.

Even if I follow the instructions, I may nonetheless suffer physical injuries or death.

I shall warm up properly and use all safety equipment.

Signature \_\_\_\_\_