

# CHINA PEAK MOUNTAIN RESORT LESSON AGREEMENT

Last Name	First Name	Date	
Street Address		Date Of Birth	
City	State	ZIP	Age
Phone	Email	Skier	Snowboarder
Kid's Beginner Lesson (Ages 4-12 Ski & Board)		Beginner Package – Ages 13+ Ski & Board	
Kid's All Mountain Lesson (4-12 Ski & Board Upper Level)		Adult All Mountain Lesson – Ages 13+ Ski & Board	
Kid's Mini-Skier Lesson (3 Years)		Private Lesson (Select Number of Hours) <b>1 Hr 2 Hr 3hr</b>	
Kid's Camp Half-Day (10AM-2PM or 12PM-4PM) Age 6-12, Ski & Board		2 <sup>nd</sup> Lesson (Same Day)	
		Group Lesson	
Kid's Camp (10AM-4PM) Age 6-12 Ski & Board			

### SKI AND BOARD SCHOOL PARTICIPANT'S RELEASE

In consideration of **China Peak Mountain Resort, LLC** and its employees, agents, subcontractors, officers, owners, directors, affiliates and related corporations, hereinafter "**CPMR**", allowing PARTICIPANT'S NAME "Participant", to participate in winter activities, including but not limited

to ski or snowboard lessons and snow sliding in its various forms at **CPMR**, it is agreed on behalf of Participant and for his/her heirs, assigns and representatives, (hereinafter collectively "Participant") that:

#### **ASSUMPTION OF RISK - Winter Activities**

Participant (and Guardian if Participant is a minor) is aware that participation in winter activities generally and particularly **THE SPORT OF SNOW SLIDING IN ITS VARIOUS FORMS** (including the use of Alpine, Snowboard, Telemark, and/or Cross-Country equipment; specialized disabled snow sliding equipment; the use of Race Courses, Freestyle Parks, Terrain Features or Half Pipes; any intentional or unintentional jumping at any location; and the use of chairlifts or surface tows) **INVOLVE INHERANT RISKS OF PROPERTY DAMAGE, INJURY, OR DEATH** that no amount of care, caution, instruction or expertise can eliminate. Such dangers include, but are not limited to, variations in terrain and surface conditions, falls, loss of control and collisions with other snow sliders or with natural and man-made objects. **PARTICIPANT** (and Guardian if Participant is a minor) **FREELY ASSUMES ANY AND ALL RISKS, INCLUDING THE RISK OF ANY NEGLIGENCE OF CPMR.**

#### **ASSUMPTION OF RISK - Alpine Conditions**

In addition to the above risks, Participant (and Guardian if Participant is a minor) understands and accepts that **SURFACE CONDITIONS** on roads, parking lots, walkways, stairs and any other area exposed to the elements of nature are subject to the deposit, melting and refreezing of snow, rain, sleet, hail, and ice, and the presence of sand, cinders, or gravel, any of which may also be tracked on to interior surfaces, such that **WALKING OR OTHER DAILY ACTIVITIES** may become **DANGEROUS**, particularly in ski boots or snowboard boots. **PARTICIPANT**, (and Guardian if Participant is a minor) **FREELY ASSUMES ANY AND ALL RISKS of all surface conditions, INCLUDING THE RISK OF ANY ALLEGED NEGLIGENCE OF CPMR.**

#### **RELEASE FROM LIABILITY AND COVENANT NOT TO SUE**

In consideration for being permitted to participate in winter activities at **CPMR**, **PARTICIPANT** (and Guardian if Participant is a minor) **AGREES TO FOREVER DISCHARGE AND RELEASE FROM ANY LEGAL LIABILITY AND TO NOT SUE CPMR** for any injuries, death or property damage caused by or resulting from any access to **CPMR's** premises or participation in any and all activities, **INCLUDING BUT NOT LIMITED TO INCIDENTS ARISING OUT OF CPMR's ALLEGED NEGLIGENCE.**

#### **INDEMNITY AGREEMENT**

Participant (and Guardian if Participant is a minor) agrees for himself/herself and his/her heirs, assigns and representatives to forever **INDEMNIFY CPMR AND HOLD CPMR HARMLESS** from any and all losses, claims, actions, causes of action, or proceedings of any kind which may be initiated by any third party or by Participant or by any other person or organization on Participant's behalf, for any and all damages, judgments, costs, loss of services, or expenses, including but not limited to payment of attorney fees incurred by **CPMR.**

#### **MEDICAL CONDITIONS DISCLOSURE AND AUTHORIZATION**

Participant (and Guardian if Participant is a minor) hereby represents they are physically able to participate in snow sliding activities and authorizes any medical treatment deemed necessary in the event of any injury occurring while at **CPMR.** Participant (and Guardian if Participant is a minor) either has appropriate insurance or, in its absence, agree to pay all costs of rescue and/or medical services as may be incurred on my/our behalf.

#### **PHOTOGRAPH AND MEDIA RELEASE**

Participant (and Guardian if Participant is a minor) grants permission to **CPMR** to use Participant's image appearing in any photographs, videotape, motion picture or any other media for any of **CPMR's** advertising or promotional purposes whatsoever, in perpetuity throughout the world.

**PARTICIPANT IS AWARE THAT THIS CONTRACT IS LEGALLY BINDING AND THAT HE/SHE IS RELEASING LEGAL RIGHTS FOR HIMSELF/HERSELF AND HIS/HER HEIRS BY SIGNING IT. PARTICIPANT, UNDER PENALTY OF FRAUD, REPRESENTS THAT THEY ARE AT OR OVER THE AGE OF EIGHTEEN AT THE TIME OF SIGNING BELOW.**

**PARTICIPANT FURTHER EXPRESSLY AGREES THAT THE FOREGOING AGREEMENT IS INTENDED TO BE AS BROAD AND INCLUSIVE AS IS PERMITTED BY LAW AND THAT IF ANY PORTION OR PARAGRAPH IS HELD INVALID, THE BALANCE SHALL CONTINUE IN FULL FORCE AND EFFECT.**

PARTICIPANT'S PRINTED NAME	PARTICIPANT'S SIGNATURE	DATE

### SECTION BELOW REQUIRED IF PARTICIPANT IS A MINOR

On behalf of the above person, who is a minor, I agree for said minor **and myself** to be bound by all terms and conditions of the foregoing agreement, including to **INDEMNIFY AND HOLD HARMLESS CPMR** as set forth above.

PARENT OR GUARDIAN PRINTED NAME	PARENT OR GUARDIAN SIGNATURE	DATE

**PLEASE BRING THIS COPY TO YOUR INSTRUCTOR AT TIME OF LESSON**  
**THIS IS YOUR PROOF OF PAYMENT**

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Street Address					Date Of Birth				
City			State	ZIP	Age				
Phone		Email			Skier		Snowboarder		
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