

Berkshire East LLC
Snowtubing Release from Liability

PLEASE READ CAREFULLY BEFORE SIGNING

1. I accept the use of a snow tube and accept full responsibility for the care of the snow tube while in my possession.
2. I understand that there are inherent and other risks involved but are not limited to; variations in snow, steepness and terrain, ice and icy conditions, moguls, rocks, trees, and other forms of forest growth or debris (above and below the surface), bare spots, other forms of natural or man made obstacles on and/or off chutes, as well as collisions with equipment, obstacles or other snow tubers. Snow chute conditions vary constantly due to weather changes and snow tubing use. Be aware that snowmaking and snow grooming may be in progress at any time. These are some of the risks of snow tubing. All are inherent risks of snow tubing present the risk of serious and/or fatal injury.
3. I agree to hold harmless and indemnify Berkshire East LLC, and/or any employee of and aforementioned for the loss or damage, including and loss or injuries that result from damages related to the use of the snow tube or lift.
4. I understand and am aware that snow tubing is a HAZARDOUS ACTIVITY. I understand that snow tubing and the use of snow tubes involves a risk of injury to any or all parts of my body. I hereby freely agree and expressly assume and accept responsibility for any and all risks of injury or death while participating in this activity. I have explained the aforementioned risks to my child and believe that my child has the ability to appreciate these risks. _____ (Please initial).
5. As purchaser of this ticket, I agree that all disputes arising under this agreement and/or from my use of the facilities at Berkshire East LLC shall be litigated exclusively in the Court of Franklin County, Massachusetts.
6. Snow tubes are to be used on designated snow tubing hills only. Anyone using a snow tube outside of the designated snow tubing area will lose his or her snow tubing ticket.

I HAVE READ THE ABOVE PARAGRAPHS AND FULLY UNDERSTAND THEM:

Date: _____ Age: _____

Name: _____

Address: _____

City/Town: _____ State: _____ Zip: _____

Telephone: () _____

Signature: _____

Signature of Parent/Guardian if Under 18 years old:
