

# Gator Festival Volunteer Liability Waiver

## April 29, 2023 - Lake Waccamaw, NC

I hereby, for myself and my heirs, administrators, and assigns, release, acquit, and forever discharge and hold the Town of Lake Waccamaw and its directors, employees, agents, successors, and assigns (the “Released Parties”), harmless of and agree to indemnify the Released Parties for any and all actions, causes of action, claims, demands, damages, costs, expenses (including the costs of litigation, specifically including reasonable attorneys fees), third party actions, suits at law and in equity, and all direct, consequential, special, punitive, and other damages of every description, from, on account of, or growing out of my or, if applicable, my minor child’s or ward’s, service as a volunteer or otherwise at the North Carolina Alligator Festival [“Gator Fest”], whether such claims and actions are brought pursuant to injury, death, or property damage to me or, if applicable, my minor child or ward, and whether based on the negligence of the Released Parties or otherwise. I hereby certify that I am an adult and have the full right and lawful authority to execute this release of claims and assumption of liability for myself or, if applicable, that I have the authority to grant this release on behalf of my said minor child or ward. In signing this release, I fully recognize that if anyone is hurt or property is damaged while I am engaged in volunteer activities for the Town of Lake Waccamaw, I will have no right to make a claim or file a lawsuit against the Released Parties. Should it become necessary for the Released Parties or someone on the Released Parties’ behalf to incur attorneys’ fees and costs to enforce this release or any portion hereof, I agree to pay such person’s reasonable costs and attorneys’ fees thereby expended, or for which liability is incurred. This release of claims and assumptions of liability contains the entire agreement between the Town of Lake Waccamaw and the undersigned and the terms hereof are contractual.

**Minor Volunteers.** It is the policy of TLW that a child under the age of 16 must be accompanied by an adult chaperon. Volunteers between the ages of 16-18 must provide a signed release and waiver of liability for minors.

**Medical Treatment.** Volunteer and or Guardian of the Volunteer do hereby release and forever discharge the TLW from any claim whatsoever which arises or may hereafter arise on account of any first aid, treatment, or service rendered in connection with the Volunteer’s Activities with the TLW or with the decision by any representative or agent of the TLW to exercise the power to consent to medical treatment.

**Insurance.** The Volunteer and or Guardian of Volunteer understand that the TLW does not carry or maintain health, medical, or disability insurance coverage for any Volunteer.



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**Photographic release.** Volunteer and or Guardian of Volunteer do hereby grant and convey unto the TLW all right, title, and interest in any and all photographic images and video or audio recordings made by the TLW during the Volunteer's work for the TLW, including, but not limited to, any royalties, proceeds, or other benefits derived from such photographs or recordings.

**Other.** Volunteer and or Guardian of Volunteer expressly agree that this Release is not intended to be as broad and inclusive as permitted by the laws of the State of North Carolina, and that this release shall be governed by and interpreted in accordance with the laws of the Sate of North Carolina. Volunteer and Guardian agree that in the event that any clause or provision in the release shall be held to be invalid by any court of competent jurisdiction, the invalidity of such clauses or provision shall not otherwise affect the remaining provisions of this Release which shall continue to be enforceable.