

HUGUENOT YACHT CLUB NEW ROCHELLE, NEW YORK

**WINTER SAILING
Waiver and Release of Liability and Related Indemnity**

As a condition of participating in winter dinghy racing at Huguenot Yacht Club (“HYC”), the undersigned hereby:

(a) acknowledges that (i) dinghy racing involves substantial risk of personal injury and that winter dinghy racing (October – April) involves even greater risks due to various factors, including the substantially lower water and air temperatures, (ii) in the event of a capsize, a crash boat may not be available for a substantial period of time, and (iii) in the event of a medical emergency, the affected participant or participants may not be able to get ashore for a substantial period of time; and

(b) warrants to HYC, its officers, trustees, members, agents and employees, including the members of the Winter Sailing Committee (collectively, the “Releasees”), that (i) he or she understands and assumes the risks of winter dinghy racing and will explain them to each and every crew he or she may take with him or her while winter dinghy racing and each and every other person who may use, borrow or sail in his or her dinghy (and, if any such crew or other person is a minor, to a parent or legal guardian or such crew or other person), (ii) he or she is, and each crew or other person will be, a competent dinghy sailor and a capable swimmer able to deal with the risks of winter dinghy sailing, and (iii) neither he nor she has, nor any such crew or other person will have, any medical condition that significantly increases such risks; and

(c) on behalf of himself or herself and his or her heirs, successors and assigns, waives any and all claims, actions, suits and demands against the Releasees for any personal injury (including death) or property damage resulting from negligence or other acts or omissions by the Releasees or any of them or otherwise arising in connection with winter dinghy racing at LYC and releases and forever discharges Releasees therefrom; and

(d) indemnifies and holds harmless the Releasees and each of them against and from any and all claims, actions, suits and demands by any such crew or parent or legal guardian of any such crew against the Releasees or any of them for any personal injury (including death) or property damage resulting from the negligence or other acts or omissions by the Releasees or any of them or otherwise arising in connection with such crew’s participation in winter sailing with the undersigned.

I HAVE CAREFULLY READ THIS WAIVER AND RELEASE OF LIABILITY AND RELATED INDEMNITY AND FULLY UNDERSTAND ITS CONTENTS.

_____ **Type of Boat and Sail Number or Committee**

_____ **Date**

_____ **Signature**

_____ **Print Name**