



INDEMNITY AND EXCLUSION OF LIABILITY AGREEMENT

The Royal Kennebecasis Yacht Club, hereinafter referred to as the "Club"

and _____, of _____, hereinafter referred to as the "Member"

Whereas the Club provides haul-out, storage and launch services and other facilities/services for his or her boat, on its grounds located in Millidgeville, Saint John, New Brunswick.

And whereas the member is a member of the Club and wishes to make use of the facilities for his or her boat named "The Boat" hereinafter referred to as "The Boat"

The Member and the Club agree to the following:

- i. This agreement shall remain in full force and effect as long as the Member is a boat-owning member at the Club.
- ii. The Club retains the right to refuse to provide facilities/services to the Member should his/her account be in arrears.
- iii. The Member shall have damage and loss insurance to cover the value of the boat and liability to a minimum of \$1,000,000.

Specifically, with respect to launch and haul-out:

- iv. The Member agrees to have the boat ready for launch and haul-out on the date set by the Club and that the boat will be launched and hauled at the discretion of the Club.
- v. The Member, or his/her designate, shall be present to supervise the launch and haul-out.
- vi. The Member shall supply a crib suitable to receive the boat in a safe manner.
- vii. The boat must be in a suitable condition to be safely launched and hauled.

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Except for claims arising and proven to have resulted from the Club's negligence, the Club shall not be held responsible for damage or theft of the boat or any other property owned by the Member or death or injury to the member or his/her invitees whatsoever. Except for claims arising and proven to have resulted from the Club's negligence, the Member shall indemnify and save harmless the Club, its officers, members, servants, and employees for any and all such damage, theft, death or injury whatsoever.

The Member and the Club as evidenced by the signatures below agree to the terms and conditions as identified in the preceding paragraphs.

Member _____

Date _____