

OATLANDS ADULT
RELEASE AND WAIVER OF LIABILITY
Binding Legal Document

I request permission to participate in cross-country riding at Oatlands Historic House & Gardens ("Oatlands") and in consideration of such permission agree to the terms as expressed in this Release and Waiver of Liability ("Release").

I fully understand that cross-country horseback riding, which may include encountering obstacles and rough or unpredictable terrain, is a dangerous activity and includes many inherent risks, including but not limited to:

1. The propensity of an equine to behave in dangerous ways which may result in injury to the rider;
2. The inability to predict an equine's reaction to sound, movements, objects, persons or animals;
and,
3. Hazards of surface or subsurface conditions and riding over unknown terrain where hazards may be hidden by vegetation or development.

I wish to participate in these activities knowing they are dangerous. I accept and assume all the risks of injury (including death) to me or my property. In exchange for being permitted to participate in these activities, for myself, my heirs, guardians, and legal representatives, I RELEASE and agree not to make or bring any claim of any kind against Oatlands, including its officers, directors, agents, and employees, for any injury (including death), to me or any damage to my property whether from anyone's negligence or not, or any other cause, arising out of my participation in these activities. I also agree if anyone makes any claim because of any injury to me (including death), or for any damage to my property, I will INDEMNIFY and keep all those released by this agreement free of any damages or costs because of those claims.

I also agree to the Rider's Code of Conduct:

- Wear a hard hat while riding at all times.
- Ride during the hours of daylight.
- Ride only on trails designated for horse use.
- Cast or carry out all manure in the equine parking area.
- Maintain control of my horse, and provide my horse sound and humane treatment on the trail.
- Where applicable, attend an orientation ride to become familiar with the trail and the rules applying to the trail.
- Not smoke, litter, bring/or consume alcoholic beverages or controlled substances on the trail or in the parking area.
- Not bring dogs (except authorized Service Dogs), cats or firearms with me on the trail or to the parking area.
- Be safe and courteous when encountering others on the trail. Larger groups have right of Minimize damage to the trail, especially during wet periods where riding may not be allowed in certain areas.
- Securely close any gates or road barriers I am permitted to open.
- Not damage crops.
- Supervise children at all times.

Report to the Trail Master, Landowner, or authorities, apparent or possible vandalism, illegal acts, fires, trespassing by others, or injured livestock observed while on the trail, including apparent violations of this Code of Conduct by other riders.

Print Name

Signature

Date

OATLANDS MINOR
RELEASE AND WAIVER OF LIABILITY
Binding Legal Document

I am the parent or legal guardian of the minor whose name appears below ("Minor"). On behalf of Minor, I request permission for Minor to participate in cross country riding at Oatlands Historic House & Gardens ("Oatlands") and in consideration of such permission agree to the terms as expressed in this Release and Waiver of Liability ("Release"). I have complete authority to make this Release and Waiver of Liability on behalf of Minor and I understand that but for such apparent authority, Oatlands would not have allowed Minor to participate in the activities noted below. I fully understand that cross-country horseback riding, which may include encountering obstacles and rough or unpredictable terrain, is a dangerous activity and includes many inherent risks, including but not limited to:

1. The propensity of an equine to behave in dangerous ways which may result in injury to the rider;
2. The inability to predict an equine's reaction to sound, movements, objects, persons or animals; and,
3. Hazards of surface or subsurface conditions and riding over unknown terrain where hazards may be hidden by vegetation or development.

Knowing these activities are dangerous, I wish for Minor to participate. On behalf of Minor, I accept and assume all the risks of injury (including death) to Minor or property.

In exchange for Minor being permitted to participate in these activities, for Minor, myself, Minor's heirs, guardians, and legal representatives, I and on behalf of Minor RELEASE and agree not to make or bring any claim of any kind against Oatlands, including its officers, directors, agents, and employees, for any injury (including death), to Minor or any damage to property whether from anyone's negligence or not, or any other cause, arising out of Minor's participation in these activities. I also agree if anyone makes any claim because of any injury to Minor (including death), or for any damage to property, I, on behalf of Minor will INDEMNIFY and keep all those released by this agreement free of any damages or costs because of those claims.

I also agree to the Rider's Code of Conduct:

- Wear a hard hat while riding at all times.
- Ride during the hours of daylight.
- Ride only on trails designated for horse use.
- Cast or carry out all manure in the equine parking area.
- Maintain control of my horse, and provide my horse sound and humane treatment on the trail.
- Where applicable, attend an orientation ride to become familiar with the trail and the rules applying to the trail.
- Not smoke, litter, bring/or consume alcoholic beverages or controlled substances on the trail or in the parking area.
- Not bring dogs (except authorized Service Dogs), cats or firearms with me on the trail or to the parking area.
- Be safe and courteous when encountering others on the trail. Larger groups have right of way.
- Minimize damage to the trail, especially during wet periods where riding may not be allowed in certain areas.
- Securely close any gates or road barriers I am permitted to open.
- Not damage crops.
- Supervise children at all times.
- Report to the Trail Master, Landowner, or authorities, apparent or possible vandalism, illegal acts, fires, trespassing by others, or injured livestock observed while on the trail, including apparent violations of this Code of Conduct by other riders.

Print Name/Minor

Print Name/Parent

Signature/Parent

Date

STATE EQUINE ACTIVITY LIABILITY STATUTES

PLEASE RETAIN FOR YOUR PERSONAL RECORDS.

MICHIGAN

MCLA 691.1661 - 1667 WARNING: Under the Michigan equine activity liability act, an equine professional is not liable for an injury to or the death of a participant in an equine activity resulting from an inherent risk of the equine activity.

MINNESOTA

MN ST § 604A.12

MISSISSIPPI

MS ST § 95-11-1 - 7 WARNING: Under Mississippi law, an equine or livestock activity sponsor or an equine or livestock professional is not liable for an injury to or the death of a participant in equine activities or livestock shows resulting from the inherent risks of equine activities or livestock shows, pursuant to this chapter.

MISSOURI

MO ST 537.325 WARNING: Under Missouri law, an equine activity sponsor, an equine professional, a livestock activity sponsor, a livestock owner, a livestock facility, a livestock auction market, or any employee thereof is not liable for an injury to or the death of a participant in equine or livestock activities resulting from the inherent risks of equine or livestock activities pursuant to the Revised Statutes of Missouri.

MONTANA

MT ST 27-1-725 - 728

NEBRASKA

NE ST § 25-21,249 - 253 WARNING: Under Nebraska law, an equine professional is not liable for an injury to or the death of a participant in equine activities resulting from the inherent risks of equine activities, pursuant to sections 25-21,249 to 25-21,253.

NEVADA

Nev. Rev. Stat. Ann. § 41.519

NEW HAMPSHIRE

NH Rev. Stat. § 508:19

NEW MEXICO

NMSA 1978, § 42-13-1 - 5

NEW JERSEY

NJ ST 5:15-1 to 5:15-1 12 WARNING: UNDER NEW JERSEY LAW, AN EQUESTRIAN AREA OPERATOR IS NOT LIABLE FOR AN INJURY TO OR THE DEATH OF A PARTICIPANT IN EQUINE ANIMAL ACTIVITIES RESULTING FROM THE INHERENT RISKS OF EQUINE ANIMAL ACTIVITIES, PURSUANT TO P.L.1997, c.287 (C.5:15-1 et seq).

NEW YORK

Laws of New York, 2017, Chapter 338, § 18-301 - 18-303

NORTH CAROLINA

NC ST § 99E-1 - 99E-9 WARNING: Under North Carolina law, an equine activity sponsor or equine professional is not liable for an injury to or the death of a participant in equine activities resulting exclusively from the inherent risks of equine activities. Chapter 99E of the North Carolina General Statutes.

NORTH DAKOTA

ND ST 53-10-01; ND ST 53-10-02

OHIO

OH ST § 2305.321

OKLAHOMA

76 OK St. Ann. § 50.1 - 50.4

OREGON

ORS § 30.687 - 697

PENNSYLVANIA

PA ST 4 P.S. § 601 - 606 WARNING: You assume the risk of equine activities pursuant to Pennsylvania law.

RHODE ISLAND

RI ST § 4-21-1 - 4 WARNING: Under Rhode Island Law, an equine professional, unless he or she can be shown to have failed to be in the exercise of due care, is not liable for an injury to, or the death of, a participant in equine activities resulting from the inherent risks of equine activities, pursuant to this chapter.

SOUTH CAROLINA

SC Code 1976 § 47-9-710 - 730 WARNING: Under South Carolina law, an equine activity sponsor or equine professional is not liable for an injury to or the death of a participant in an equine activity resulting from an inherent risk of equine activity, pursuant to Article 7, Chapter 9 of Title 47, Code of Laws of South Carolina, 1976.

SOUTH DAKOTA

SDCL § 42-11-1 - 5 WARNING: Under South Dakota law, an equine professional is not liable for an injury to or the death of a participant in equine activities resulting from the inherent risks of equine activities, pursuant to § 42-11-2.

TENNESSEE

TCA § 44-20-101 - 105 WARNING: Under Tennessee Law, an equine professional is not liable for an injury to or the death of a participant in equine activities resulting from the inherent risks of equine activities, pursuant to Tennessee Code Annotated, title 44 chapter 20.

TEXAS

VTCA CIV PRAC & REM CODE § 87.001 - 005 WARNING: UNDER TEXAS LAW (CHAPTER 87, CIVIL PRACTICE AND REMEDIES CODE), A FARM ANIMAL PROFESSIONAL IS NOT LIABLE FOR AN INJURY TO OR THE DEATH OF A PARTICIPANT IN FARM ANIMAL ACTIVITIES RESULTING FROM THE INHERENT RISKS OF FARM ANIMAL ACTIVITIES. **WARNING:** UNDER TEXAS LAW (CHAPTER 87, CIVIL PRACTICE AND REMEDIES CODE), A LIVESTOCK SHOW SPONSOR IS NOT LIABLE FOR AN INJURY TO OR THE DEATH OF A PARTICIPANT IN A LIVESTOCK SHOW RESULTING FROM THE INHERENT RISKS OF LIVESTOCK SHOW ACTIVITIES.

UTAH

UT ST § 78B-4-201 - 203 An equine or livestock activity sponsor is not liable for inherent risks with regard to equine or livestock activities. "Inherent risk" with regard to equine or livestock activities means those dangers or conditions which are an integral part of equine or livestock activities, which may include: (a) the propensity of the animal to behave in ways that may result in injury, harm, or death to persons on or around them; (b) the unpredictability of the animal's reaction to outside stimulation such as sounds, sudden movement, and unfamiliar objects, persons, or other animals; (c) collisions with other animals or objects; or (d) the potential of a participant to act in a negligent manner that may contribute to injury to the participant or others, such as failing to maintain control over the animal or not acting within his or her ability.

VERMONT

12 VSA § 1039 WARNING: Under Vermont Law, an equine activity sponsor is not liable for an injury to, or the death of, a participant in equine activities resulting from the inherent risks of equine activities that are obvious and necessary, pursuant to 12 V.S.A § 1039.

VIRGINIA

VA ST § 3.2-6200 - 6302

WASHINGTON

RCWA 4.24.530 - 540

WEST VIRGINIA

W.Va. CODE § 20-4-1 - 7 Each participant in an equestrian activity expressly assumes the risk of and legal responsibility for any injury, loss or damage to the person or property which results from participation in an equestrian activity. Each participant shall have the sole individual responsibility for knowing the range of his or her own ability to manage, care for, and control a particular horse or perform a particular equestrian activity, and it shall be the duty of each participant to act within the limits of the participant's own ability, to maintain reasonable control of the particular horse or horses at all times while participating in an equestrian activity, to heed all posted warnings, to perform equestrian activities only in an area or in facilities designated by the horseman and to refrain from acting in a manner which may cause or contribute to the injury of anyone.

WISCONSIN

WSA 895.481 NOTICE: A person who is engaged for compensation in the rental of equines or equine equipment or tack or in the instruction of a person in the riding or driving of an equine or in being a passenger upon an equine is not liable for the injury or death of a person involved in equine activities resulting from the inherent risks of equine activities, as defined in section 895.481(1)(e) of the Wisconsin Statutes.

WYOMING

WY ST § 1-1-122 - 123