

RELEASE AND INDEMNIFICATION AGREEMENT FOR PARTICIPANTS  
City of Batavia Community Garden

Participant Name:

Institution:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

City of Batavia

The above named participant will be entitled to use of the City of Batavia Community Garden and its associated facilities and equipment from the City of Batavia for a nominal fee as identified in the City of Batavia Community Site Rules and Application. The Participant is responsible for making improvements to the garden plots without assistance from City employees.

Date: \_\_\_\_\_

I, the above named PARTICIPANT, am eighteen (18) years of age or older and have voluntarily applied to participate in the City of Batavia Community Garden. I acknowledge that the nature of working in a community garden may expose me to hazards or risks that may result in my illness, personal injury or death and I understand and appreciate the nature of such hazards and risks. In consideration of my participation in the City of Batavia Community Garden, I hereby accept all risk to my health and of my injury or death that may result from such participation and I hereby release the above named City of Batavia, its governing board, officers, employees and representatives from any liability to me, my personal representatives, estate, heirs, next of kin, and assigns for any and all claims and causes of action for loss of or damage to my property and for and all illness or injury to my person, including my death, that may result from or occur during my participation in the City of Batavia Community Garden, whether caused by negligence of the City of Batavia, its governing board, officers, employees, or representatives, or otherwise. I further agree to indemnify and hold harmless the City of Batavia and its governing board, officers, employees, or representatives from liability for the injury or death of any person(s) and damage to property that may result from my negligent or intentional act or omission while participating in the described City of Batavia Community Garden.

**I HAVE CAREFULLY READ THIS AGREEMENT AND UNDERSTAND IT TO BE A RELEASE OF ALL CLAIMS AND CAUSES OF ACTION FOR MY INJURY OR DEATH OR DAMAGE TO MY PROPERTY THAT OCCURS WHILE PARTICIPATING IN THE DESCRIBED CITY OF BATAVIA COMMUNITY GARDEN AND IT OBLIGATES ME TO INDEMNIFY THE PARTIES NAMED FOR ANY LIABILITY FOR INJURY OR DEATH OF ANY PERSON AND DAMAGE TO PROPERTY CASUED BY MY NEGLIGENT OR INTENTIONAL ACT OR OMISSION.**

\_\_\_\_\_  
Signature of Participant

\_\_\_\_\_  
Date

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Date