

HIKING AND BIRD WATCHING PARTICIPANT AGREEMENT and RELEASE and ACKNOWLEDGEMENT OF RISK

In consideration of the services of John M. Rakestraw, I agree as follows:

Birding, like all outdoor activities, is not without risk. These risks include, but are not limited to:

- Slipping or falling during a hike, causing damage to equipment, personal injury, or even death.
- Exposure to the natural elements, which could cause hypothermia, sunburn, illness from drinking water or food, and/or dehydration.
- Injuries or illness caused by encounters with wildlife.
- Injuries or trauma suffered during lodging and the transportation portions of the trip.
- Errors on the part of the guide, including insufficient instruction or assistance.

I agree to assume responsibility for the risks identified herein and other risks inherent to a birding trip. My participation in this activity is purely voluntary and I elect to participate in spite of the risks.

I certify that I am fully capable of participating in this activity. Therefore, I assume full responsibility for myself, including my minor children, for bodily injury, death, and loss of personal property and expenses thereof as a result of those inherent risks and dangers and of my negligence in participating in this activity.

I agree that if any portion of this agreement is found to be void or unenforceable, the remaining portions shall remain in full force and effect. In the event that I file a lawsuit against John M. Rakestraw, I agree to do so solely in the state of Oregon.

I have read, understood, and accepted the terms and conditions stated herein and acknowledge that this agreement shall be effective and binding upon myself, my heirs, assigns, personal representatives and estate for all members of my family including any minors accompanying me.

Photographic Release: John M. Rakestraw reserves the right to take photographs or film records of any birding trip, and each trip member hereby agrees that John M. Rakestraw may use such photographs or film records for promotional and/or commercial purposes.

NAME (print) _____ TRIP DATE _____

SIGNATURE _____ DATE _____

Minor participants can sign here, but parent or legal guardian must sign below.

SIGNATURE OF LEGAL GUARDIAN SIGNING FOR MINOR LISTED ABOVE

John M. Rakestraw
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