

## Boat Passenger Release of Liability Waiver and Behavior Agreement

I understand that participating on the Buffalo Pedal Tours boat is a potentially dangerous activity. I assume the risk that I may be injured and/or injure someone else while using the Buffalo Pedal Tours boat. I assume all risks associated with my use of the Buffalo Pedal Tours boat, as well as all risk of loss, theft or damage of personal property while using or present on the Buffalo Pedal Tours boat or at the establishments/locations where the tour may visit or at any other time and any other location before, during and after the tour. I will not bring any action against Buffalo Pedal Tours LLC, its employees, successors and/or assigns, for personal injury, property loss, or property damage, including any action for negligence, breach of warranty, products liability or strict liability, and hereby forever waive, on my own behalf and on behalf of my successors and/or assigns, the right to bring such action.

*I affirm that I am at least eighteen years of age and of sound and sober mind and capable of making this Release. Further, I agree that I understand all the language in this document and what I am doing and agreeing not to do by signing it. If I did not fully understand what this document means, I would not sign this document or use a Buffalo Pedal Tours boat until I had been advised regarding it by my own attorney.*

I further agree to release, indemnify and hold harmless the owners and manufacturers of the Buffalo Pedal Tours boat from any liability against any and all claims, including damages or demands of third parties, including but not limited to, successors and assigns, as a result of my use of the Buffalo Pedal Tours boat.

The Buffalo Pedal Tour captain is fully responsible for the Buffalo Pedal Tours boat and his/her decisions are final. 1. Any passenger arriving in an intoxicated condition shall not be allowed to board the Buffalo Pedal Tours boat. 2. All passengers on pub tours must be 21 years of age or older. 3. All laws and rules regarding alcohol apply to all passengers before, during and after Buffalo Pedal Tours boat tours. Passengers may bring three 12 ounce cans of beer or wine in non glass containers to consume on the boat. 4. Passengers must remain on the boat until instructed to disembark by the captain.

Inappropriate behavior includes but is not limited to: • Extreme intoxication • Foul Language or Gestures • Public urination /vomiting • Loitering more than 5 minutes after tour • Damage or theft of Buffalo Pedal Tours property.

Any transgressions of the above restrictions may result in the Captain ending the tour immediately and causing a fee charged to the tour booker's credit card. No refund will be issued for tours ended early due to passenger behavior.

***I have read, understood, and I agree to the above provisions.***

Name (print ) \_\_\_\_\_ Date of Birth \_\_\_\_\_

Passenger's Signature \_\_\_\_\_ Date \_\_\_\_\_

Photo ID checked      Date & Time of Trip: \_\_\_\_\_ Start Time: \_\_\_\_\_

Name of intake staff: \_\_\_\_\_