

**THE ENCLAVE AT CANYON LAKE
COMMUNITY ASSOCIATION, INC.**

1600 NE Loop 410, Suite 202

San Antonio, Texas 78209

210-829-7202 Office * 210-829-5207 Fax * 1-866-232-4386 Toll Free

2010 NOTICE OF WAIVER AND LIABILITY

This agreement is made between **The Enclave at Canyon Lake Community Association, Inc.** (referred to as the Association), and _____ (to be referred to as the "Members"), who are the **owner of record** of the following real property located in **The Enclave at Canyon Lake Community Association, Inc.** (Lot/Address) _____. Member, for and in consideration of the permission of the Association to use the Association property, namely the swimming pool and pavilion, for the purposes of swimming and general recreation, hereby agrees to hold the Association harmless for any acts and/or omissions of any person with regard to the Association's property arising from or relating to the use of said recreation center for swimming and general recreation or for any other purpose. Member, on behalf of themselves and all minor children, acknowledges the adequacy of consideration of this Release.

Member acknowledges by the signing of this agreement that there are **NO LIFEGUARDS** present on the Association's property for the purpose of watching or supervising Member or Member's immediate family. Member uses the above described pool and its surrounding common areas **AT HIS OR HER OWN RISK**.

**MEMBER BEING DEFINED AS OWNERS OF RECORD; IMMEDIATE
FAMILY BEING DEFINED AS LIVING WITH THE MEMBER; AND THEIR GUEST(S).**

Members and member's immediate family agree to abide by the following rules and any others which may be established from time to time:

1. **Only ONE ACCESS CARD is issued to a family. *NOTE* Cards are issued only to members whose accounts are current. If the card is lost, there is a \$50.00 charge for a replacement.**
2. Children under the age of 14 may not use the pool at any time unless accompanied by a family member age 18 or older. (Proper ID Required)
3. Pool hours are 6:00 a.m. to 10:00 p.m. from April 15, 2010 to October 31, 2011.
4. The gate will remain locked at all times.
5. The Board of Directors shall reserve the right to suspend, terminate, and/or revoke, without notice, any and all pool privileges related to non-supervised swimming or other violation of the rules.
6. Please refer to the current year Recreation Area Rules for complete coverage of rules and guidelines.

This agreement constitutes a waiver by Member and all minor children of any claim(s) he/she may have against the Association for acts and/or omissions of any person with regard to the Association's property for the purpose of use of said recreation center, which may result in an injury to Member or Member's immediate family, including all minor children.

Member

Date

Member

Date

Representative

Date

Card # Issued: _____