

Activities, Hazards and Risks

The Services of Provider include:

1. Renting rafts, tubes, canoes or kayaks (referred to, collectively, as watercraft).
2. The use of the Aerial Adventure Park.
3. Swimming, fishing, the use of pedal boats, and stand up paddle boards.
4. The use of the swimming pool, hot tub, lake, and beach area.
5. The use of the facilities for basketball, volleyball, horseshoes, cornhole, and miniature golf.
6. Various activities associated with the children's playground such as slides, rides, and climbing activities.
7. The use of the facilities for a banquet hall.
8. The use of go-karts and compliance with Ohio Revised Code 1711.551.
9. Activities, scheduled and unscheduled, associated with these services may include travel by water, swimming, wading, hiking, climbing on rocks and slopes, camping, haywagon rides, and travel to and from the activities.

The services of Provider include renting rafts, tubes, canoes, kayaks, paddle boards, or pedal boats (referred to, collectively, as watercraft). Activities, scheduled and unscheduled, associated with these services may include, in addition to travel by water, swimming, wading, hiking, climbing on rocks and slopes, camping, and travel to and from the activities.

The hazards and risks (together referred to as "risks") of the use of the watercraft include the following: entering, exiting and operating the watercraft; water which may be fast, deep, cold, and subject to rapid change; objects which may be encountered in and out of the water, and which may not be obvious, including debris, trees, rocks, boulders, dams, bridges, and other hazards; the watercraft may overturn, swamp and sink and occupants may become separated from the craft; feet and other parts of the body may become entrapped in or under rocks and other objects; Participants may strike or be struck by objects, other watercraft, and other persons, in and outside of the watercraft. Risks of other activities include those associated with camping, hiking and moving on and over terrain, including the shoreline, the premises of Provider and others, and elsewhere, which may be unstable, steep and slippery and where rocks, trees and other objects may fall, and man-made and natural structures may fail; animals, including poisonous reptiles, and poisonous plants may cause harm; swimming in unfamiliar surroundings may cause entrapment, injury from slips and falls and drowning. Other risks include errors in judgement of Provider's staff and other Participants, including the improper assessment of capabilities and conditions pertaining to the activities; equipment may be misused or may fail because of manufacturing defects or otherwise; collisions may occur while traveling by vehicle to and from the activities; the activities are subject to the unpredictable forces of nature, including exposure to the sun, cold, wind, hail, lightning, flash floods and other such phenomena; activities may take place in remote places, significantly delaying emergency medical care and evacuation.

Participant, and parent or guardian of a minor Participant, acknowledge and understand that the description of activities and risks above is not complete and that all activities, whether or not described, may be dangerous and may include risks which are inherent and cannot be reasonably avoided without changing the nature of the activity. Participation in the activities can cause bites, stings, allergic reactions, overexertion, heat stroke, hypothermia, illness due to contaminated water, burns, cuts, bruises, strains, broken bones, and other injuries and illnesses. Property loss, and serious injury and death, including by falling and drowning, are possible. In addition, Participant, and parent or guardian of a minor Participant, acknowledge and understand that participation in the activities of Provider may involve close and/or person-to-person contact in such ways that could facilitate the transfer of communicable illness or disease, such as the COVID-19 virus.

Provider has made no effort to determine, and accepts no responsibility for, medical, physical or other qualifications or the suitability of Participant, or other Participants, for the activities. Client, and the parent or guardian of a minor Participant, accepts full responsibility for determining Participant's medical, physical or other qualifications or suitability for participating in the activities. Provider is not responsible for the water conditions, routes, camp sites or other activities or renters of its equipment. Alcohol will, and other substances may, impair judgment and reduce a Participant's ability to effectively manage the risks of water travel, camping and land activities; Participants should inspect unfamiliar rapids and other hazards before attempting to pass through or over them; Participants should always wear a fastened life jacket (personal flotation device); Participants should wear footwear which will provide protection from sharp objects, and which will minimize the risk of foot entrapment. Failure to adhere to these and other safety precautions may result in serious injury or death.