

ASCUTNEY MOUNTAIN RESORT

MET NEW YORK COUNCIL RACE -- January 26, 2008

ASSUMPTION OF RISK – Read Carefully Before Signing

I understand and accept the fact that all forms of alpine activities are hazardous sports with many dangers and risks including the risk of personal injury, death or property damage. These dangers and risk also include changing weather and various snow conditions, ice, sheer drop-offs, bare ground, rocks, roots, stumps, trees, lift towers, ruts, bumps, snowmaking equipment, grooming vehicles, snowmobiles, debris and conditions of any gladed wooded areas, collisions with others, exceeding one's own abilities, design and conditions of natural and man-made terrain features, power poles and a multitude of other objects that are inherent to all forms of alpine activities. I realize that injuries or damages are a common and ordinary occurrence of my participation in this sport.

I agree and acknowledge, as a condition of being allowed to use the ski area facilities and premises, that I freely and voluntarily accept all risks of injury, death or property damage occurring thereon and covenant not to sue Ascutney Mountain Resort, and its employees, agents, officers, directors and shareholders for any claim of liability or responsibility for personal injury, death or property damage resulting from my participation in these sports including but not limited to conditions on or about the premises, and acts or omissions of employees or agents of the area, accepting for myself the full responsibility for any and all such damage or injury which may result.

I further agree that any claim, which I may at any time bring for any reason against Ascutney Mountain Resort ski area, its employees and agents, shall be submitted to the jurisdiction of the State or Federal courts in the State of Vermont and that no claims or actions shall be brought in any other jurisdiction and that any such claim shall be subject to Vermont law.

I have carefully read the foregoing ASSUMPTION OF RISK AND COVENANT NOT TO SUE language and understand, acknowledge and agree to its contents. I also agree and acknowledge that I am signing this for and on behalf of myself, spouse, guardian and heirs, as applicable, or on behalf of my child/children whom is/are a minor(s) and for whom I am acting with respect to signing this form.

PARENT OR GUARDIAN SIGNATURE: _____ DATE: _____