

WELLINGTON HEIGHTS POA & WAIVER AGREEMENT

ACKNOWLEDGEMENT

In consideration of the Wellington Heights POA allowing the use of the Pool, Clubhouse, and any other facilities or properties common to the Wellington Heights POA (Pool and other facilities collectively referred to hereinafter as "Facilities"), I the undersigned, agree as follows:

- 1. I acknowledge having received a copy of the Wellington Heights POA Pool & Clubhouse Rules. I have carefully read and understand them, and agree to abide by them.
1. I assume all responsibility, risks, liabilities and hazards incident to my use of the Facilities and hereby release and forever discharge the Association and their officers, committee members, directors and employees, agents and members, past, present and future, from any and all claims, costs, causes of action and liability for personal injury or death and damage to or destruction of property arising from any use of the Facilities.
2. I agree to indemnify and hold harmless the Association and their officers, committee members, directors and employees, agents and members, past, present and future, from any and all claims, costs, causes of action and liability (including but not limited to attorney's fees) resulting from negligence or otherwise for an injury, to any person or property, suffered by me, my family members, employees, agents, guests, invitees or any member of the Association or any other person which arise from or are in any way related to my use of the Facilities.
3. I assume all responsibility for the actions and behavior of all persons present at the Facilities at my request or invitation or as a result of this agreement and agree to be personally responsible for causing all such persons to comply with the rules and regulations concerning Facilities use.
4. I understand that privileges to use the Facilities may be suspended, at the discretion of the appropriately appointed POA committee, from those who fail to abide by the agreed upon rules.
5. I understand that only owners of property in the Wellington Heights subdivision who are current in their POA dues are member of the Association.
6. If the FOB for access is lost then a \$35 replacement charge will be levied and the old FOB deactivated for security.
7. I have carefully read and understand this Agreement and agree to be bound by the terms.

Form with three columns: Name of Homeowner (please print), Homeowner Signature, Date; Address, Daytime Phone, Evening Phone; Lot Number, Email Address, Email Address.