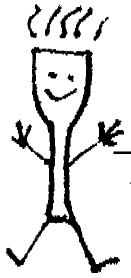

Ocoee Adventure Center

Highway 64 in Ducktown, TN

4651 Hwy 64, Copperhill, TN 37317 1-888-RAFT-OAC 1-423-496-4437 FAX 423-338-5086

PLEASE READ CAREFULLY
WAIVER OF RELEASE AND LIABILITY

In consideration of The Ocoee Adventure Company LLC, DBA Ocoee Adventure Center furnishing services and/or equipment to enable me to participate in whitewater rafting, kayaking, mountain biking and hiking I agree as follows:

I fully understand and acknowledge that: (a) outdoor recreational activities have inherent risks, dangers and hazards and such exists in my use of rafting, kayaking or biking equipment and my participation in the above mentioned activities; (b) my participation in such activities and/or use of such equipment may result in injury or illness including, but not limited to bodily injury, disease, strains, fracture, partial and/or total paralysis, death or other ailments that could cause serious disability; (c) these risks and dangers may be caused by the negligence of the owners, employees, officers or agents of the Ocoee Adventure Center, the negligence of the participants, the negligence of others, accidents, breaches of contract, the forces of nature or other causes. Risks and dangers may arise from foreseeable or unforeseeable causes including, but not limited to, guide decision making, including that a guide may misjudge terrain, weather, bike, trail or river route location, and water level, risks of falling out of or drowning while in a raft, canoe or kayak and such other risks, hazards and dangers that are integral to recreational activities that take place in a wilderness, outdoor or recreational environment; and (d) by my participation in these activities and/or use of equipment, I hereby assume all risks and dangers and all responsibility for any losses and/or damages, whether caused in whole or in part by the negligence or other conduct of the owners, agents, officers, or employees of The Ocoee Adventure Company LLC, the Ocoee Adventure Center, or by any other person. In addition, I hereby grant permission to the Ocoee Adventure Center to make and use for promotion or other purposes, photographic records without recourse or compensation to me.

I, on behalf of myself, my personal representatives and my heirs hereby voluntarily agree to release, waive, discharge, hold harmless, defend and indemnify The Ocoee Adventure Company LLC, the Ocoee Adventure Center, the State of Tennessee, the United States of America, and the Tennessee Valley Authority, and their owners, agents, officers and employees from any and all claims, actions or losses for bodily injury, property damage, wrongful death, loss of services or otherwise which arise out of my use of rafting, kayaking, biking or hiking equipment or my participation in those activities. I specifically understand that I am releasing, discharging and waiving any claims or actions that I may have presently or in the future for the negligent acts or other conduct by the owners, agents, officers or employees of The Ocoee Adventure Company LLC, the Ocoee Adventure Center, the State of Tennessee, the United States of America, and the Tennessee Valley Authority.

The venue of any dispute that may arise out of this agreement or otherwise between the parties to which The Ocoee Adventure Company LLC, the Ocoee Adventure Center or its agents is a party shall be either the Town of Copperhill of Tennessee, Tennessee Justice Court or the County or State Supreme Court in Davidson County.

I HAVE READ THE ABOVE WAIVER AND RELEASE AND BY SIGNING IT, AGREE IT IS MY INTENTION TO EXEMPT AND RELIEVE THE OCOEE ADVENTURE COMPANY LLC, THE STATE OF TENNESSEE, THE UNITED STATES OF AMERICA, AND THE TENNESSEE VALLEY AUTHORITY FROM LIABILITY FOR PERSONAL INJURY, PROPERTY DAMAGE OR WRONGFUL DEATH CAUSED BY NEGLIGENCE OR ANY OTHER CAUSE.

SIGNATURE _____ AGE _____ DATE _____ TIME OF TRIP _____

SIGNATURE OF PARENT OR GUARDIAN (If less than 18 years old) _____

Please print clearly one letter per box:

First Name													**last name**													
Address																									
City																	**state**			**Zip**					
Home Phone													**work phone**												
Birthday											**email**														

Name of the person in your party who made your reservation: