

Harmony Community Development District

Boat Use Agreement

Name: _____ First Initial of Last Name: _____

Address: _____ Driver License #: _____

Home Phone: _____ Other Phone: _____

In consideration of the use of Buck Lake Park boats and equipment, I agree to the following terms and conditions:

1. I agree to return the boat and all equipment immediately following the completion of use in as good condition as I received it, but in no event later than the time stated above on such date.
2. The boat and all keys and equipment shall be returned to the Dockmaster, or to a location that the Dockmaster may direct, at the conclusion of my use.
3. I will only use the boat and equipment within the boundary of Buck Lake Park and agree not to remove the boat or any equipment from Buck Lake Park.
4. I represent that:
 - (A) I am familiar with the operation and use of the boat;
 - (B) I have received and I understand any requested instruction on its operation;
 - (C) I can operate and control this boat in accordance with the instructions given me; and
 - (D) I will not allow operation of the boat by any person other than myself.
5. **I FURTHER AGREE TO ACCEPT ALL RISKS ASSOCIATED WITH THE USE AND OPERATION OF THE BOAT AND EQUIPMENT, including without limitation, risks involving boat malfunction, falling overboard, changes in weather conditions, conflicts with wildlife or other unforeseeable circumstances. I UNDERSTAND THAT BUCK LAKE PARK IS NOT STAFFED WITH PERSONNEL THAT CAN PROVIDE IMMEDIATE EMERGENCY SUPPORT TO ME OR MY PARTY.**

INITIAL: _____

6. I further agree that I am responsible for all applicable federal, state, and local boating laws when operating the boat.
7. If the boat exhibits any signs of a malfunction, I agree to return it to the dock immediately to be repaired or replaced.
8. I further agree to pay for any damage sustained by the boat and any equipment loss during the time of my possession, and to pay any damages to the facilities or grounds of Buck Lake Park caused by the use of the boat. I understand that upon completion of repairs, I may incur additional charges.

9. I, on behalf of myself and my party, **RELEASE THE HARMONY COMMUNITY DEVELOPMENT DISTRICT, THE HARMONY COMMUNITY AT LARGE, THE HARMONY DEVELOPER, AND THEIR AFFILIATES FROM LIABILITY FOR, AND AGREE TO INDEMNIFY THEM AGAINST, ALL LOSSES INCURRED AS A RESULT OF:**

- (i) the failure of me or any member of my party to fulfill any condition of this agreement;
- (ii) injury or property damage (including, without limitation, injury to me or any member of my party) arising out of or in any way connected with the operation of the boat and equipment during my possession of the boat, regardless of whether I was operating the boat at the time of the incident; or
- (iii) the failure of me or any member of my party to comply with any applicable federal, state, or local laws.

INITIAL: _____

10. **HARMONY COMMUNITY DEVELOPMENT DISTRICT, THE HARMONY COMMUNITY AT LARGE, THE HARMONY DEVELOPER, AND ANY OF THEIR AFFILIATES, SHALL NOT BE LIABLE for any and all claims for loss, damage, or injury of any nature whatsoever to person or property resulting in any way from or in any fashion arising from, connected with, or resulting from occupancy and use of the reserved boat, WHETHER CAUSED BY NEGLIGENT ACTS OF THE HARMONY COMMUNITY DEVELOPMENT DISTRICT, THE HARMONY COMMUNITY AT LARGE, THE HARMONY DEVELOPER, AND THEIR AFFILIATES, AGENTS, SERVANTS, EMPLOYEES, OR OTHERWISE.**

INITIAL: _____

11. I understand that my privilege to use the lake, including, without limitation, the use of the boat and equipment, can be suspended or terminated upon breach of any term or condition of this Agreement or if I or members of my party fail to adhere to posted rules pertaining to Buck Lake Park.

Signed: _____ Date: _____
Operator

Signed: _____ Date: _____
Parent/Guardian if operator under 21 years

Witness: _____ Date: _____
Parent/Guardian if operator under 21 years

Witness certifies that the Operator and/or Parent/Guardian of Operator has reviewed each provision contained in this agreement and specifically read, initialed, and agreed to the provisions in bold print above.

**Link to District Boat Reservation System:
<https://www.HarmonyCDD.org/Boat-Reservation>.**