

WARNING

UNDER TEXAS LAW (CHAPTER 87, CIVIL PRACTICE AND REMEDIES CODE), A FARM ANIMAL PROFESSIONAL IS NOT LIABLE FOR AN INJURY TO OR THE DEATH OF A PARTICIPANT IN FARM ANIMAL ACTIVITIES RESULTING FROM THE INHERENT RISKS OF FARM ANIMAL ACTIVITIES.

WARNING I, _____, agree that as a voluntary condition of participation in equine coaching, training and/or educational activities offered by Mary D'Arcy O'Connell and any of her actual or apparent agents/servants/employees (regardless if compensated or not), that I am participating at my own risk, assume such risk, and fully and completely release and hold harmless Mary D'Arcy O'Connell and her actual or apparent agents/servants/employees for all liability, including any liability for negligence, gross negligence, wilful and wanton negligence or intentional conduct, for property damage (equine or otherwise) or damages arising from personal injury or death due to my participation in an equine activity, competition or show resulting from the dangers or conditions that are a risk of an equine activity or the showing of an animal on a competitive basis, including but not limited to, the propensity of an equine or livestock animal to behave in ways that may result in personal injury or death to a person on or around it; the unpredictability of an equine or livestock animal's reaction to sound, a sudden movement, or an unfamiliar object, person, or other animal; with respect to any equine activity, competition and/or show, land conditions and hazards, including surface and subsurface conditions; a collision with another animal or an object; or the potential of a participant to act in a negligent manner that may contribute to injury to the participant or another, including failing to maintain control over the equine or livestock animal or not acting within the participant's ability.

As further condition of my participation in equine coaching, training and/or educational activities offered by Mary D'Arcy O'Connell and any of her actual or apparent agents/servants/employees, I acknowledge that I am providing my own tack and supplies and my own horse; that neither Mary D'Arcy O'Connell nor any of her actual or apparent agents/servants/employees have made representations concerning the condition of the property on which any equine coaching, training and/or educational activities are to take place; that neither Mary D'Arcy O'Connell or any of her actual or apparent agents/servants/employees have control over such property; and that neither Mary D'Arcy O'Connell or any of her actual or apparent agents/servants/employees have any control over non-participants, spectators or auditors to the equine coaching, training and/or educational activities offered by Mary D'Arcy O'Connell. I further agree to indemnify and defend Mary D'Arcy O'Connell for any claim, lawsuit, demand, obligation, action, cause of action, damages, costs, fees, and expenses incurred by her in connection with, or arising out of property damage, personal injury or death due to my participation in equine coaching, training and/or educational activities offered by Mary D'Arcy O'Connell and any of her actual or apparent agents/servants/employees.

Signature, or Signature of / Printed Name
Parent/Guardian if Under 18

Date