



**Ober Gatlinburg**

## SNOW TUBING RELEASE

I accept responsibility of the care of the snow tube while in my use.

I understand the inherent risk and the potential for injury involved in snow tubing. These risks may include, but are not limited to, changes in snow conditions, variations in steepness, terrain, obstacles both natural and manmade, and collisions with other tubers. I am aware that weather and snow conditions change constantly, and that snowmaking and grooming are part of normal operating procedures. I understand that due to the inherent risk of snow tubing and despite the best efforts of Ober Gatlinburg, Inc. serious or fatal injury may occur.

By signing this agreement, I hereby release and indemnify Ober Gatlinburg, Inc. for any loss or damages arising out of the aforementioned injuries resulting from snow tubing. I further promise to bind myself, my heirs, administrators and executors to repay Ober Gatlinburg, Inc. any sum of money they may hereafter be compelled to be paid because of future claims by my minor child. I understand that snow tubing is included in the Tennessee Ski Area Liability Act as an assumed risk activity.

I also agree to give Ober Gatlinburg, Inc. permission to use my photograph and/or images in its promotional materials and publicity efforts.

Notwithstanding the above, if I sue Ober Gatlinburg, I agree that I will only sue it, whether on my own behalf or on behalf of a family member, in the State or Federal Court of Tennessee. I further acknowledge and understand that this agreement shall be governed solely by the laws of the State of Tennessee. I agree that if any part of this agreement is determined to be unenforceable, all other parts shall be given full force and effect.

I have read and understand the above release. Date: \_\_\_\_\_ Contact Phone # \_\_\_\_\_

Print Name: \_\_\_\_\_ Signature: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

IF UNDER 18: Parent/Guardian Signature: \_\_\_\_\_ Birth Date of Minor: \_\_\_\_\_