



## City of Port Lavaca Lawn Library Release of Liability

### RELEASE OF LIABILITY

Borrower agrees to and EXPRESSLY RELEASES, WAIVES AND ABANDONS any and all CLAIMS OF NEGLIGENCE, GROSS NEGLIGENCE, AND STRICT LIABILITY against the City, its employees, agents or assigns for liability and responsibility which the City may have or may incur, whether by the use of the equipment by the borrower or by a third party, by its condition or care, or by or for any other means. Borrower agrees that City, its agents and employees, shall not be liable or responsible for, and shall be SAVED, HELD HARMLESS, RELEASED and INDEMNIFIED by Borrower and RELEASES AND FOREGOES any and all claims that Borrower may have, now or later, against the City, its employees, agents or assigns from the use of the use of the equipment by the Borrower or by a third party, by its condition or care, or by or for any other means. Borrower expressly accepts and adopts all responsibility and liability for the equipment in all ways: its condition, how it is used, how it is stored, etc. Additionally, Borrower expressly accepts and adopts all responsibility and liability for the use or misuse of this equipment as it may affect third parties, in person or in rem, and will INDEMNIFY AND DEFEND the City, its employees, agents and assigns from all claims which may be made against the same by third parties.

### LOAN AGREEMENT

The requested tools must be used for the completion of a residential or community project only. Tools must be picked up and returned to the Lawn Library. All tools must be stored in a secure location from the weather. Tools must be returned on time to ensure their availability for use by other residents and community organizations. Failure to abide by these conditions may make you ineligible to borrow tools in the future.

\_\_\_\_\_ I have read this form in its entirety and accept all provisions and Terms and Conditions.

\_\_\_\_\_  
NAME (PLEASE PRINT)

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
DATE

### OFFICE USE ONLY

APPROVED BY:

MEMBERSHIP ID#

DATE: