

**WAIVER OF LIABILITY AND RELEASE  
AND  
COVENANT NOT TO SUE  
AND  
PARTICIPATION AGREEMENT**

I, \_\_\_\_\_, a student/staff member/faculty member (circle) at the University of South Carolina Salkehatchie am 18 (eighteen) years of age or older, and have voluntarily applied to adopt a garden bed in the USC Salkehatchie Campus Community Garden.

I acknowledge that the nature of this activity may expose me to *hazards and risks* that may result in my *illness, personal injury, loss of personal property, or even death*. I understand and I appreciate the nature of such *hazards and risks* and that my participation is solely at *my own risk*.

In consideration of my participation in this activity, I do hereby waive, release, forever discharge and covenant not to sue the University of South Carolina, University of South Carolina Salkehatchie, its agents, employees, servants, officers, representatives, members of the Board, affiliated entities, current, future, and former, (hereinafter "University") from any and all liability to me, my personal representative, estate, heirs, next of kin, and assigns from and against any and all claims, lawsuits, demands, actions or causes of action of any type whatsoever, including damages, costs, attorneys fees, refunds, expenses, losses, property damage, personal injury, or death that may result or occur or arise out of my participation in the Activity or Trip, whether caused by the negligence of the University or otherwise.

FURTHER, I agree to indemnify and hold harmless the University from any and all liability for the injury or death of any person(s) or damage to property that may result from my negligent or intentional act or omission that may arise out of or result from my participation in this activity.

FURTHER, I acknowledge that it is recommended that I obtain health insurance to cover costs of medical care and treatment in the event that I am injured. I understand that I am solely responsible for any medical costs I may incur as a result of my participation in this activity.

AND IN CONSIDERATION OF MY BEING ALLOWED TO PARTICIPATE, I WILL abide by all University codes of student conduct, applicable University policies and requirements, and all applicable laws, statutes, and ordinances. I agree that I may be asked to discontinue this activity for my failure to abide by any University code of student conduct or applicable University policies and requirements, laws, statutes, and ordinances.

**I HAVE CAREFULLY READ THIS WAIVER OF LIABILITY AND RELEASE AND COVENANT NOT TO SUE AND PARTICIPATION AGREEMENT AND UNDERSTAND IT TO BE AN IMPORTANT LEGAL DOCUMENT.**

\_\_\_\_\_  
PARTICIPANT

\_\_\_\_\_  
Date:

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
Date: