



HARTWICK
COLLEGE
CAMPUS SAFETY

Land Use Agreement

PERMISSION GRANTED TO:

*PRIMARY CONTACT _____

PERSONS IN PARTY: UNDER AGE 16 (Y or N)?

- 1. _____
- 2. _____
- 3. _____
- 4. _____
- 5. _____

PRIMARY APPLICANT
ADDRESS _____

PRIMARY CONTACT
PHONE NUMBER _____

PERMISSION DATE(S) _____ / _____ / _____ TO _____ / _____ / _____

REASON FOR ACCESS _____

VEHICLE¹ MAKE _____ YEAR _____ COLOR _____

I agree to, and will ensure that anyone in my party will, act in a safe, responsible, and lawful way, respecting Hartwick College property and others using it. I accept the responsibilities which are part of the activities which I pursue. I agree to comply, and to cause everyone in my party to comply, with the policies, procedures and instructions of Hartwick College while on college property.

I understand, and will ensure that anyone in my party understands, that potentially dangerous conditions exist on Hartwick College's property, including without limitation steep slopes, ledges, poor footing, trip hazards and other hazards associated with a natural area, and that the college may not perform regular inspections to identify and/or address such conditions. I further understand, and will ensure that anyone in my party understands, that use of Hartwick College's property involves risks of bodily injury, including death, and/or damage to property, and that such use is entirely at the risk of participants. These risks can come from causes which are many and varied, may not be presently foreseeable, and may include negligent or intentional acts or omissions of others. As an inducement to Hartwick College to permit access to its property, I agree (on behalf of myself and, as applicable, the other members of my party, representing that I have legal authority to do so) to the following:



**HARTWICK
COLLEGE**

CAMPUS SAFETY

Land Use Agreement

1. I and the other members of my party acknowledge, accept and assume all risk of bodily injury, including death, and/or damage to property which may arise out of access to Hartwick College's property.

2. I and the other members of my party waive and release Hartwick College and its trustees, officers, employees, agents, contractors and representatives (the "Released Parties") from all claims and liability arising out of, and agree not to sue them for, any bodily injury, including death, and/or damage to property which any or all of us may suffer as a result of access to Hartwick College's property. This waiver, release and covenant not to sue shall include, without limitation, claims and liability arising out of the actual or alleged negligence of the Released Parties.

3. I agree to defend with competent counsel, indemnify and hold harmless the Released Parties from and against any and all claims, demands, actions, suits and proceedings asserted by any member of my party notwithstanding paragraph 2 above, for any and all liability, loss, expense (including reasonable attorneys' fees), costs or damages in connection therewith.

4. I accept fiscal responsibility for any damage to Hartwick College property that I or any member of my party may cause, and agree to compensate the college upon demand for such damage.

I have read, understand, and agree to abide by the terms of this Agreement. I understand and agree that this Agreement is to be as broad and inclusive as is permitted by the laws of the State of New York, and that the provisions of this Agreement shall be in addition to (and not in lieu of) other immunities, protections and/or defenses to which the Released Parties may be entitled under applicable law, including without limitation New York General Obligations Law Section 9-103. If any portion of this Agreement is held invalid, the remaining terms shall continue in full force and effect.

SIGNED _____

DATE ____/____/____

**HARTWICK COLLEGE
ISSUING OFFICIAL SIGNATURE** _____

¹ Only licensed motorized vehicles are permitted on campus. Motorized vehicles are permitted only on paved roadways and parking lots.

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| Please return this form to: | Office of Campus Safety Dewar Union Hartwick College 1 Hartwick Drive Oneonta, NY 13820 | Questions: Call 607-431-4111 |
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