

**BCFPI'S FACILITIES USE AGREEMENT**

**INDEMNITY**

CARD KEY # \_\_\_\_\_ BATH HOUSE KEY # \_\_\_\_\_

SEC. \_\_\_\_\_ BLOCK \_\_\_\_\_ LOT \_\_\_\_\_ PROPERTY OWNER  
\_\_\_\_\_

**INDEMNITY AGREEMENT TO BIRCH CREEK FOREST PROPERTIES, INC.**

STATE OF TEXAS  
COUNTY OF BURLESON

I, THE UNDERSIGNED MEMBER OF THE BIRCH CREEK FOREST PROPERTY INC., FOR AND IN CONSIDERATION OF THE USE OF THE ASSOCIATION'S **SWIMMING POOL AREA** BY MYSELF, MY FAMILY MEMBERS, AND MY GUESTS, DO HEREBY AGREE TO **INDEMNIFY** AND **HOLD** THE BIRCH CREEK FOREST PROPERTY OWNERS ASSOCIATION, ITS DIRECTORS, ITS OFFICERS, AND OTHER MEMBER **HARMLESS** FROM ANY AND ALL CLAIMS, CAUSES OF ACTION, AND/OR DAMAGES WHICH MIGHT BE PURSUED AGAINST OR SUFFERED BY THE ASSOCIATION, ITS DIRECTORS, ITS OFFICERS, OR OTHER MEMBERS FOR ANY ACCIDENT OR INJURY SUFFERED BY MYSELF, ANY OF MY FAMILY MEMBERS, OR MY GUESTS IN THEIR USE OF THE **SWIMMING POOL AREA**, REGARDLESS OF CAUSE..

FURTHER, ON BEHALF OF MYSELF, MY FAMILY MEMBERS, AND MY GUESTS, I AGREE THAT B.C.F.P.I. HAS MADE NO REPRESENTATIONS OF SAFETY OR SECURITY FOR OUR USE OF THIS AREA. I UNDERSTAND THAT I, MY FAMILY MEMBERS, AND MY GUESTS SWIM AND USE THE POOL AREA AT OUR OWN RISKS AND THAT NO LIFEGUARD WILL BE ON DUTY AT ANY TIME. I FURTHER UNDERSTAND THAT I, OR A FAMILY MEMBER, MUST BE PRESENT WHILE MY GUESTS ARE USING THE POOL AND THAT AN ADULT (AGE 16 OR OLDER) MUST BE INSIDE THE POOL FENCE WHILE MINOR CHILDREN OF MY FAMILY OR MY GUESTS ARE USING THE POOL.

I FURTHER UNDERSTAND THAT BY MY EXECUTION OF THIS AGREEMENT, I HAVE RELEASED THE ASSOCIATION, ITS DIRECTORS, ITS OFFICERS, AND ITS MEMBERS OF AND FROM ANY INJURIES OR DAMAGES WHICH I MAY SUFFER IN MY USE OF THE **SWIMMING POOL AREA** AND **OTHER FACILITIES**. IN ORDER TO USE THIS AREA, I WILL BE REQUIRED TO PAY MY YEARLY MAINTENANCE FEES WHEN DUE AND AVOID ABUSING THE EQUIPMENT OR DISREGARDING THE RULES GOVERNING THE **SWIMMING POOL AREA** AND I UNDERSTAND THAT MY CARD KEY MAY BE DEACTIVATED IF I FAIL TO COMPLY WITH THESE REQUIREMENTS.

CONSUMING ALCOHOL IN THE SWIMMING POOL AREA AND POOL PARKING LOT IS PROHIBITED.

BY SIGNING THIS AGREEMENT, I UNDERSTAND THAT THE **FACILITIES USE FEE** IS A **ONE TIME YEARLY FEE** BUT THAT THE AGREEMENT'S CONDITIONS, SPELLED OUT HEREIN, WILL CONTINUE EVERY YEAR UNTIL I AM NO LONGER A MEMBER OF BIRCH CREEK FOREST OR UNTIL B.C.F.P.I. REVISES THIS AGREEMENT.

SIGNED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_

MEMBER'S SIGNATURE \_\_\_\_\_  
DR LICENSE NO. \_\_\_\_\_  
TELEPHONE # \_\_\_\_\_  
CELL # \_\_\_\_\_

\$35.00 ONE-TIME YEARLY FEE                      CHECK # \_\_\_\_\_                      CASH

\_\_\_\_\_ APPROVED THIS AGREEMENT AND RECEIVED THE

PAYMENT.

revised 3/05/2016