

**BUFFALO SKI CLUB
DAILY LIFT TICKET AND SEASON PASS
AGREEMENT AND ACKNOWLEDGEMENT OF RISK**

WARNING: THIS AGREEMENT MAY AFFECT YOUR LEGAL RIGHTS.

1. Skiers and ski lift passengers are governed by the New York State SAFETY IN SKIING CODE, Article 18 of the New York General Obligations Law.
2. BEFORE AFFIXING YOUR PASS/TICKET or allowing any pass/ticket to be affixed to your person, your attention is directed to a posted ‘WARNING TO SKIERS’ which has been displayed where your pass/ticket was purchased.
3. The Safety in Skiing Code requires you to seek out, read, and understand the ‘WARNING TO SKIERS’ before you decide to participate in the sport of skiing. “WARNING TO SKIERS” Downhill skiing, like many other sports, contains inherent risks including, but not limited to the risk of personal injury, including catastrophic injury, or death, or property damage, which may be caused by variations in terrain or weather conditions; or surface or subsurface snow, ice, bare spots or areas of thin cover, moguls, ruts, bumps; or other persons using the facilities; or rocks, forest growth, debris, branches, trees, roots, stumps; or, other natural objects or manmade objects, or machinery, including snowmobiles and snow grooming machinery, that are incidental to the provision or maintenance of a ski facility in New York State. New York law imposes a duty on you to become apprised of, and understand, the risks inherent in the sport of skiing, which are set forth above, so that you may make an informed decision of whether to participate in skiing notwithstanding the risks. New York law also imposes additional duties upon you, to which you must adhere, for the purpose of avoiding injury caused by any of the risks inherent in skiing. If you are not willing to assume all of these risks and abide by all of these duties, you must not participate in skiing at this area. Management is not responsible for lost passes/cards/tickets, and passes/cards/tickets may be revoked without a refund, at any time, by the management for misconduct or nuisance caused by the holder. Passes/tickets must be attached securely and visibly. I agree that all disputes and/or lawsuits under this contract and/or relating to my use of the facilities at Buffalo Ski Club shall be litigated exclusively in the Supreme Court of the State of New York, County of Erie, or in the United States District Court for the Western District of New York.

EXPRESS ASSUMPTION OF RISK: I have read and understand the NOTICE printed above. I have read, reviewed and understand the ‘WARNING TO SKIERS’ posted at this ski area. I signify that I am aware of and understand and accept the risks inherent in the sport of skiing as set forth on the “WARNING TO SKIERS”. I agree that this acknowledgement shall be for the entire term of the pass/card or documents received. If I am purchasing this pass/ticket for a minor, I represent that I have read the “WARNING TO SKIERS” in an age appropriate manner to the minor, and the minor has acknowledged that he/she is aware of, understands and accepts those risks. For their entire term, I relinquish my right to a refund of the purchase price of the pass or other documents purchased that is allowable under the Safety in Skiing Code for those

persons unwilling to ski because of the risks of the sport or the duties imposed upon skiers by law.

NOTE: All purchases are final and non-transferable. No refunds, credits or substations of any kind will be issued if you fail to use or take possession of your Season Pass for any reason, unless you have purchased a protection policy and qualify for reimbursement thereunder. Personal checks and credit cards will be accepted for payment Season Pass & Day Passes must be visible at all times.

Registrant:

1. Print Name: _____

Signature: _____ Date: _____

2. Print Name: _____

Signature: _____ Date: _____

Under 18 years of age Participants:

Child's Name _____ Age _____ Parent/Guardians Initials _____

Child's Name _____ Age _____ Parent/Guardians Initials _____

Child's Name _____ Age _____ Parent/Guardians Initials _____

Child's Name _____ Age _____ Parent/Guardians Initials _____

Child's Name _____ Age _____ Parent/Guardians Initials _____

Child's Name _____ Age _____ Parent/Guardians Initials _____