

**WAIVER AND RELEASE**

The person signing below who is a visitor, volunteer, student, staff or instructor (herein "Releasor") understands that there are various risks associated with activities that I may engage in on property owned by the Mary Lou Chapek Revocable Trust, TCP, LLC, or Turkey Creek Preserve Charitable Foundation (the "Property"), and that Releasor could sustain bodily injuries, property damage, or other economic loss during such activities. Releasor hereby assumes all the risks of engaging in activities on the Property.

Releasor for himself and his executors, administrators, personal representatives, heirs, successors and assigns, and any other person who may now or at any time in the future make any claim through or on behalf of Releasor hereby willingly, knowingly and voluntarily in good faith and with specific and express intent does forever waive, release and discharge to the fullest extent permitted by Nebraska law any and all claims, causes of action, judgments, liens, damages, losses, liabilities, expenses and obligations, whether known or unknown, foreseen or unforeseen against the Released Parties that Releasor may have for bodily injury, property damages, or other economic loss which directly or indirectly arise out of, result from, or occur in connection with the operating of the equipment owned by the Released Parties, whether such bodily injury, property damage, or other economic loss is caused by the negligence of the Released Parties or any of their agents or employees, or by any other cause.

Releasor hereby agrees not to sue any of the Released Parties for any of the claims or causes of action covered by this Waiver and Release; and Releasor agrees to indemnify the Released Parties against and to hold the Released Parties harmless from all costs, damages, or liabilities arising out of or based upon the claims and causes of action covered by this Waiver and Release.

For all purposes of this Waiver and Release, "Released Parties" means Mary Lou Chapek her agents, representatives, heirs, personal representatives, successors and assigns, Donnie Poast, his agents, representative, heirs, personal representatives, successors and assigns, and the Mary Lou Chapek Revocable Trust and its trustee(s), employees, agent's, and any other representatives, TCP, LLC, its manager and member and any and all other representatives, Board of Regents of the University of Nebraska for the benefit of University of Nebraska at Omaha, University of Nebraska-Lincoln, University of Nebraska at Kearney and Affiliated Institutions, the Turkey Creek Preserve Charitable Foundation, a Nebraska Nonprofit Corporation, its successors and assigns, Tim Dickson of Omaha, Nebraska, his agents, representatives, heirs, personal representatives, successors and assigns.

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Witness to Signature of Releasor:

\_\_\_\_\_  
Staff Title / Position

\_\_\_\_\_  
Signature of Releasor

\_\_\_\_\_  
Printed Name of Releasor

\_\_\_\_\_  
Address of Releasor

\_\_\_\_\_  
Signature of Parent / Guardian if under 18