

Today's date: _____

DIVR VIRTUAL REALITY WAIVER AND RELEASE OF LIABILITY

The DIVR Virtual Reality Experience at Kalahari Resort is a physical activity that requires a certain degree of physical fitness, coordination and swimming ability. There is risk of injury including death that no amount of instruction or experience can eliminate fully. Possible injuries to the participant or others include, but are not limited to, drowning death and bodily impact with: others in the pool; the pool walls; the pool bottom. Participants should be good swimmers in good physical condition with no heart, joint, muscle or skeletal deficiencies. Pregnant women should not participate. Persons with a history of seizures should not participate. Prior experience using a snorkel is recommended. I, the undersigned, state that I am in good physical condition consistent with an active physical lifestyle and am not in any other manner disqualified from participating in this activity. I acknowledge that the DIVR Virtual Reality Experience is an underwater activity that may be disorienting, confusing, induce panic or create discomfort or pain. **I assume the risks that are part of this activity.** I will obey all warnings and directions and behave in a manner that will not cause or contribute to injury to others or myself. **I fully and completely RELEASE FROM LIABILITY KALAHARI DEVELOPMENT, LLC; KALAHARI MANAGEMENT CO., LLC; their affiliates, agents, employees and all for whom they are responsible in law ("Releasees"), for any and all claims or damages of any kind related to my voluntary participation in this recreational activity even if caused by the negligence of Releasees. I further agree that I SHALL INDEMNIFY, DEFEND AND HOLD HARMLESS** Releasees for any and all claims or damages of any kind related to my participation in this activity, including claims of injury by or to third parties, even if caused by the negligence of Releasees.

For participants less than 18 years of age a parent or legal guardian must sign. By signing for a minor I, the undersigned, agree that I shall indemnify, defend and hold harmless Releasees for any and all claims or damages of any kind related to the minor's participation in this activity even if caused by the negligence of Releasees.

READ CAREFULLY AND COMPLETELY BEFORE SIGNING. YOU ARE GIVING UP CERTAIN LEGAL RIGHTS TO SUE KALAHARI RESORT

Signature:

Print name & name of minor, if applicable:
