

TOWNEBANK TOWER FITNESS CENTER AGREEMENT

Name: _____

Company: _____

Job Title: _____

Office Address: _____

Email Address: _____

Work Phone: _____ **Home Phone:** _____

Badge or Fob #: _____ (first 5 numbers only)

Emergency Contact: _____ **Phone:** _____

User understands and agrees that: (a) they are bound by the terms of this Agreement; (b) they will comply with the rules and regulations (the Rules and Regulations) of the Fitness Center, which may be amended from time to time, and will be posted in the Fitness Center.

User acknowledges that Landlord (as defined herein) is making the Fitness Center available to all eligible users without supervision, instruction, or security. User understands that there is risk of physical injury associated with use of the Fitness Center. User assumes all risks associated with their use of the Fitness Center and accepts full responsibility for any injuries incurred while using the Fitness Center.

User represents that they (a) have consulted with a physician regarding the extent of physical activity that they may safely perform; (b) will consult with a physician before using the Fitness Center; or (c) assumes all risk of proceeding without such advice.

In consideration for Landlord permitting User to utilize the Fitness Center, User, with the intention of binding themselves, their heirs, legal representatives and assigns, expressly defends, releases and forever discharges Children's Hospital of The King's Daughters, Incorporated, and TowneBank (collectively, "Landlord¹"), their respective members, managers, officers, directors, affiliates, subsidiaries, agents and employees from any and all claims or demands of any nature, including but not limited to personal injury, worker's compensation claims, death, property damage, or lost or stolen property arising out of or related to User's use of the Fitness Center.

The undersigned User hereby acknowledges having read and received a copy of this Agreement and agrees to its terms and conditions for so long as User uses the Fitness Center.

User Signature

Date