

# Mountain Springs Ranch Property Owners Association 2009 Recreation Facilities Agreement & Release of Liability

This agreement is made between Mountain Springs Ranch Property Owners Association (Association) and \_\_\_\_\_ (Member) who are the owners of record (or renters) of the following real property located in the Mountain Springs Ranch community: Lot \_\_\_\_\_ at \_\_\_\_\_, Canyon Lake, Texas 78133. Member, for and in consideration of the permission of the Association to use Association's property, namely the Mountain Springs Ranch Recreation Center to include a splash pool, family pool, sports pool, and other items to include but not limited to a pavilion, walking trails, playground, and a fishing pond, for the purposes of swimming and general recreation, hereby agrees to hold Association harmless for any acts and/or omissions of any person with regard to the Association's property arising from or relating to the use of said Recreation Center for swimming and general recreation or for any other purpose. Member, on behalf of themselves, their guests, and all minor children, acknowledges the adequacy of consideration for this Release.

Member acknowledges by the signing of this agreement that there are **NO LIFEGUARDS** present on the Association's property for the purpose of watching or supervising Member or Member's immediate family; furthermore, **LIFEGUARDS ARE NOT EMPLOYED BY THE ASSOCIATION TO SUPERVISE AND/OR MAINTAIN THE POOL AREAS. MEMBER USES THE ABOVE-DESCRIBED POOLS AND THE SURROUNDING COMMON AREAS AT HIS OR HER OWN RISK.**

**MEMBER BEING DEFINED AS OWNER OF RECORD (OR RENTER). IMMEDIATE FAMILY BEING DEFINED AS LIVING AT THE STATED ADDRESS, AND THEIR GUEST(S).**

Member and Member's guests acknowledge receipt of, and agree to abide by, the Mountain Springs Ranch Property Owners Association Recreational Facilities Handbook and the following rules, which may be amended from time to time:

1. **Only ONE CARD KEY will be issued to a Member.** NOTE: Card Keys are only issued to Members whose accounts with the Association are current.
2. **The fee for a lost card shall be \$50.**
3. No Member or Member's immediate family under the age of 18 will be issued a card key.
4. The Board of Directors of the Association shall reserve the right to suspend, terminate, and/or revoke, without notice any and all pool privileges if there is a violation of the rules as posted or stated in the Mountain Springs Ranch Recreational Facilities Handbook.

**THIS AGREEMENT CONSTITUTES A WAIVER BY MEMBER, MEMBER'S GUESTS, AND ALL MINOR CHILDREN OF ANY CLAIM(S) HE/SHE/THEY MAY HAVE AGAINST THE ASSOCIATION FOR ACTS AND/OR OMISSIONS OF ANY PERSON WITH REGARD TO THE ASSOCIATION'S PROPERTY FOR THE PURPOSE OF USE OF SAID RECREATION CENTER, WHICH MAY RESULT IN AN INJURY TO MEMBER, MEMBER'S GUESTS, OR MEMBER'S IMMEDIATE FAMILY, INCLUDING ALL MINOR CHILDREN.**

\_\_\_\_\_  
Member (print name)

\_\_\_\_\_  
Member Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mailing Address if different than MSR Property Address

\_\_\_\_\_  
Email Address

Phone: \_\_\_\_\_ Cell Phone: \_\_\_\_\_ Card Key Number: \_\_\_\_\_

Please fax to 830-885-7420 or mail to Mountain Springs Ranch Property Owners Association  
20475 Hwy 46 West, Ste 180 PMB 604  
Spring Branch, Texas 78070

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To be completed by Mountain Springs Ranch Property Owners Association:

\_\_\_\_\_  
Association Representative

\_\_\_\_\_  
Date