

**Painted Hills
2018 Lake Use Waiver**

Member
Name: _____

I hereby acknowledge and agree

- Use of the lakes on the properties of Lakes of the Painted Hills, Inc. ("lakes") is a privilege extended to members in good standing and their immediate families in accordance with all Lakes of the Painted Hills, Inc. rules and regulations. Members can extend lake use privileges to guests, who must comply with all rules and regulations.
- I have knowledge of the nature and extent of all the risks associated with water sports and the use of the lakes, including but not limited to: 1. All manner of injury resulting from swimming in open water, including adverse health effects and the risk of drowning. 2. All manner of injury resulting from use of water crafts, including adverse health effects, drowning, and property damage.
- It is unlawful to operate a watercraft while under the influence of alcohol or dangerous drugs.
- **Do NOT** throw any refuse into the lake or onto the shore.
- That the maximum length of boats (watercraft) allowed on the lakes is twenty-eight (28) feet for pontoons and twenty-two (22) feet for all other boats.
- Boats under my ownership that are used on the lakes ("boats") are
 - Appropriately registered with Lakes of the Painted Hills, Inc.;
 - In compliance with all government regulations and safety standards;
 - Of safe construction and presentable in appearance;
 - And motors are muffled at all times.
- Boats are equipped with at least one Coast Guard approved life preserver, life jacket, buoyant vest or cushion for each person on board at all times.
- Boats must be equipped with lights per the below, and lights must always be used during the period between sunset and sunrise.
 - Lights must be kept in good repair;
 - Boats are equipped with a bright white light aft, visible in all directions. If motorized with a motor of 15 HP or more, boats are equipped with a combination light forward which is lower than the white light aft. The forward light shows green to starboard and red to port and shall be visible for one mile or more. This light is affixed or attached so as to throw light from dead ahead to two points abaft the beam either side.
 - All other boats not specifically mentioned are equipped with a hand portable lantern or flashlight not affixed or attached to any part of the boat and capable of throwing a white light visible for a distance of two miles or more. It is the duty of the operator or boats to display the light in sufficient time to avoid collision with any other boat.
- No one under the age of sixteen (16) years of age will operate boats with a horsepower rating in excess of twenty-five (25) horsepower except when accompanied by a person of age eighteen (18) or older.
- No person shall operate boats with reckless or heedless disregard of the rights, safety and property of other persons.
- The security officer has right to remove boats and their operators from the lake as deemed necessary.
- If towing any water ski, water sled, aquaplane, or similar object, or any person thereon, the boat must be occupied by at least one other person who is giving his/her entire attention to the operation of towed objects.
- All motor boats must travel in a counter-clockwise direction on Lake Holiday and shall operate at idle speed during the period one-half hour before sunset until 9:00 a.m.
- All motor boats on Lake Nebo will operate at idle speed at all times.
- Boats must not be operated within 50 feet of shore or within marked areas at more than idle speed (no wake).
- Boats will not be operated at a rate of speed greater than is reasonable and prudent, having due regard for the conditions and hazards, actual and potential, then existing, including weather and density of traffic, or other reasons.
- Personal watercraft such as Jetski, Seadoo, Waverunner, and Wetjet are prohibited on the lakes.
- All boats configured to create an abnormal wake are prohibited on the lakes.
- The operator of a boat involved in any accident or collision resulting in injury or death to any person or damage to any boat or other property must:

- Stop such boat immediately and as close as possible to the scene of such accident;
- Return to the scene of such accident and remain there until he has complied with the requirements of this section;
- Give his/her name and address, a full identification of the boat operated by him/her, and the name and address of the owner;
- Render reasonable assistance to any person injured;
- Report the accident to the Painted Hills security officer and complete the necessary written report and mail to: The Department of Natural Resources, Law Enforcement Division, 402 W. Washington, Room 255-D, Indianapolis, Indiana 46204, within twenty-four (24) hours.
- Boat right-of-way, approaching and passing:
 - When two boats are approaching each other "head and head," or nearly so, each boat shall bear to the right and pass the other on its left side;
 - When two boats are approaching each other obliquely or at a right angle, the boat on the right shall have the right-of-way;
 - A boat may overtake and pass another boat on either side if the same can be done with safety and within assured clear distance ahead, but the boat overtaken shall have the right-of-way;
 - A boat leaving a dock, pier, or wharf or the shore shall have the right-of-way over all boats approaching the same;
 - The right-of-way of boats shall be in the following order: kayaks, canoes, rowboats.
- Although I acknowledge that there is no obligation for any person to provide me with medical attention in connection with my use of the Reservoir. I hereby consent to any such care or attention that may be provided to me.

I ACKNOWLEDGE THAT BY SIGNING AND PURCHASING THESE BOAT STICKERS THAT I _____ ASSUME ALL LIABILITY ARISING FROM USE OF THE BOAT TO WHICH THEY ARE AFFIXED.

STICKER # _____ BOAT; Year _____ Length _____ Model _____

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STICKER # _____ BOAT; Year _____ Length _____ Model _____

STICKER # _____ BOAT; Year _____ Length _____ Model _____

STICKER # _____ BOAT; Year _____ Length _____ Model _____

Member Signature _____

Lot# /Address _____

Insurance Company _____ Policy # _____