

TILTON ATV PARK  
PARTICIPANT AGREEMENT, RELEASE AND ASSUMPTION OF RISK

In consideration of the services of the Village of Tilton, Illinois, their agents, owners, officers, volunteers, participants, employees, and all other persons or entities acting in any capacity on their behalf (hereinafter collectively referred to as "the Village"), I hereby agree to release, indemnify, and discharge the Village, on behalf of myself, my spouse, my children, my parents, my heirs, assigns, personal representative and estate as follows:

1. I acknowledge that riding an ATV and using the Tilton ATV Park entails known and unanticipated risks that could result in physical or emotional injury, paralysis, death, or damage to myself, to property, or to third parties. I understand that such risks simply cannot be eliminated without jeopardizing the essential qualities of the activity. I acknowledge that use of the Tilton ATV Park constitutes a hazardous recreational activity.

The risks include, among other things: There is the possibility of rough terrain; passengers can be jolted, jarred, bounced, thrown about and otherwise shaken during rides; it is possible that riders could be injured if they come into contact with other passengers or equipment; injuries can be sustained from the trail, equipment or from items on the trail such as holes, bumps, ruts, obstacles, tree limbs and branches or rocks; major injuries are a risk as are bruises and sprains; further, passengers can be thrown off the vehicles which can result in any of the above events occurring; collisions, and flipping over; accidents or illness can occur in remote places without medical facilities; the machine itself may fail; and slips and falls are always a possibility.

2. I expressly agree and promise to accept and assume all of the risks existing in this activity. My participation in this activity is purely voluntary, and I elect to participate in spite of the risks.

3. I hereby voluntarily release, forever discharge, and agree to indemnify and hold harmless the Village from any and all claims, demands, or causes of action, which are in any way connected with my participation in this activity or my use of the Village's ATV Park.

I HAVE READ THE ABOVE WAIVER AND RELEASE AND BY SIGNING IT I AGREE IT IS MY INTENTION TO EXEMPT AND RELIEVE THE VILLAGE FROM LIABILITY FOR PERSONAL INJURY, PROPERTY DAMAGE OR WRONGFUL DEATH CAUSED FROM USE OF THE TILTON ATV PARK.

I FURTHER EXPRESSLY AGREE THAT THE FOREGOING WAIVER AND RELEASE OF LIABILITY IS INTENDED TO BE AS BROAD AND INCLUSIVE AS IS PERMITTED BY LAW.

I HAVE READ THIS WAIVER AND RELEASE OF LIABILITY AND ASSUMPTION OF RISK AGREEMENT, FULLY UNDERSTAND ITS TERMS, AND SIGN IT FREELY AND VOLUNTARILY.

I CERTIFY THAT THE VEHICLE(S) I BRING TO THIS EVENT IS/ARE LAWFULLY REGISTERED, INSPECTED, AND INSURED, AND THAT I HAVE NO KNOWLEDGE OF ANY CONDITION THAT MIGHT RENDER THE VEHICLE(S) UNSAFE IN ANY WAY. ADDITIONALLY, I CERTIFY THAT I AM PHYSICALLY AND MENTALLY HEALTHY AND HAVE NO CONDITION THAT WILL PUT ME AT RISK WHILE PARTICIPATING IN ANY ACTIVITIES AS HEREIN DESCRIBED.

\_\_\_\_\_  
PARTICIPANT'S SIGNATURE

\_\_\_\_\_  
DATE SIGNED

\_\_\_\_\_  
PLEASE PRINT NAME—MUST BE LEGIBLE. DATE OF BIRTH

\_\_\_\_\_  
ADDRESS

\_\_\_\_\_  
CITY, STATE

\_\_\_\_\_  
ZIP CODE

\_\_\_\_\_  
DAYTIME PHONE

( ) \_\_\_\_\_  
EVENING PHONE

\_\_\_\_\_  
EMAIL

I HAVE RECEIVED a copy of the Tilton ATV Park Rules and agree to abide by them: \_\_ \_\_ (Initial)

INSURANCE CO.: \_\_\_\_\_ POLICY #: \_\_\_\_\_ EXP. DATE \_\_\_\_\_

DRIVERS LICENSE NUMBER: \_\_\_\_\_ STATE \_\_\_\_\_

EMERGENCY CONTACT: Name \_\_\_\_\_ PHONE ( ) \_\_\_\_\_

ATV REGISTRATION STATE: \_\_\_\_\_ NO. \_\_\_\_\_

VEHICLE/MACHINE MAKE (what you are using in the park): \_\_\_\_\_

## **Tilton ATV Park Rules:**

# **The Village of Tilton has determined the ATV Park to be a Hazardous Recreation Area and Will not be held Accountable for Accidents arising out of the use of the Park.**

**1. Season runs from April 1 to the Monday after Thanksgiving every year. ATV Park is open Wednesday through Sunday from 8:00 am til half an hour before sunset. You must be out a half an hour before sunset. Hours may be changed due to weather or staff determining that it is too dangerous to ride. Any schedule changes will be posted online as soon as possible. All members must be out of the ATV Park a half hour before dark. All members must have appropriate parking pass in vehicle, visible to staff members whenever they are riding. This applies to all yearly corporate, family and individual members. Parking passes will be assigned to specific member vehicles and if you come in another vehicle you must check in to get a temporary parking pass. When doing this, you must show proof that you are a member. All Guests and members must sign in and out. If you do not sign in and out, you will be considered trespassing and your membership will be revoked and further fines and PNT could be assessed.**

**Our ATV Park is dedicated to family and safety and we are not a raceway. This is why we have the rules and regulations which we enforce. This is also why we have designated colored trails.**

**Colored Trails are as follows:**

**Green Trails: No aggressive driving.**

**Yellow Trails: Little or a lot more dangerous than green trails. Please ride with caution.**

**Red Trails: Extremely more difficult than yellow and green trails. Please ride with extreme caution.**

**The sign on top is the color of the trail which you are on. Weather and staff members will determine which trails are open each and every day.**

**All rules and regulations are in form of a City Ordinance and you may be subject to a fine, your membership being revoked or your machine may be seized. These rules are enforced by the dedicated staff members and/or law enforcement officials. All rules apply to everyone, MEMBERS AND NON-MEMBERS. GREEN**

**TRAILS ARE FAMILY ONLY...ANYONE CAUGHT VIOLATING THE GREEN TRAILS WILL HAVE THEIR VEHICLE IMPOUNDED AND IT WILL BE \$300.00 TO RELEASE THE VEHICLE. THIS RULE IS STRICTLY ENFORCED.**

Fees have been revised and seasonal passes will start March 1 of each year. Trails will typically be closed from the Monday after Thanksgiving through March 1 of each year. The fees, starting April 1, 2019 will be as follows: Individual yearly passes will be \$50.00 for each adult 18 years of age and older. Family passes will be \$75.00 and will cover a man and wife and one child. Each additional child from ages 15-18 will be \$10.00 per year. There will be no additional fee for children under 15. All family passes will only cover a man, wife and their children who are living under the same roof. You must be 18 years old or older to ride alone. All minors 17 years and younger have to be accompanied by an adult and a waiver for the minor must be signed by a parent or guardian. Children under 15 must be with an adult at all times. **ALL FEES ARE NON REFUNDABLE. Even if you are an annual member, you MUST sign in and out each time you ride.** If you do not sign in and out each time you ride, you may be considered trespassing and you could face revocation of your membership as well as violation of State and local laws. A PNT (Public Nuisance Tow) could also be placed on the vehicle which will cost additional fines and towing fees.

**2. NO OFF ROAD VEHICLES ARE ALLOWED ON TRAILS, THIS INCLUDES JEEPS BUGGIES TRUCKS ETC. ONLY ATV AND OFF ROAD MOTORCYCLES ARE ALLOWED ON TRAILS. NO WEAPONS ARE ALLOWED EXCEPT BY PARK POLICE, OR POLICE THAT ARE PATROLING TRAILS. OFF DUTY POLICE OFFICERS MUST SHOW ID TO MANAGER. NO LITTERING ON TRAILS OR IN PARK.**

**3. No AGGRESIVE RIDING WILL BE PERMITTED ON GREEN TRAILS OR NEAR CHILDREN, WORKERS, EMERGENCIES ON TRAILS, BROKEN DOWN ATV'S OR BIKES OR BY DESIGNATED PULL OFF AREAS.**

**4. NO RIDING OUTSIDE OF MARKED TRAILS OR DESIGNATED AREAS. DRIVER'S MUST RIDE SAFELY AND RESPONSIBLY AT ALL TIMES. NO ALCOHOLIC BEVERAGES ARE ALLOWED IN OR ON TRAILS AND NO DRIVERS WILL BE ALLOWED TO BE ON TRAILS UNDER THE INFLUENCE OF ANY THING THAT COULD IMPAIR DRIVING OR THE MENTAL OR PHYSICAL CAPABILITY TO DRIVE SAFELY. STATE LAWS AND/OR LOCAL ORDINANCES SHALL PREVAIL FOR ALL ATV/OFF ROAD MOTORCYCLES RIDING AND IF EITHER/OR ARE VIOLATED, EXPULSION OF TRAIL PRIVILEGES FOR LIFE COULD OCCUR.**

**5. Riding outside of designated areas, including ATV Loading areas and parking lots, roads etc, will result in expulsion from trail and or park. Violators will be subject to prosecution for any damages, City Ordinance Fines ,Public Nuisance Tow or State Laws. Offloading areas, parking lots, roads, etc., are idle only.**

**6. VILLAGE OF TILTON ATV TRAILS AND PARK ARE A ZERO TOLERANCE FACILITY. ANY RULE VIOLATION OR VIOLATION OF STATE LAWS CAN RESULT IN YOUR TRAILS AND PARK PRIVILEGES BEING REVOKED. FURTHER, FINES UNDER STATE LAWS OR CITY ORDINANCES CAN BE ASSESSED. ALL FEES**

ARE NON REFUNDABLE.

7. Operators shall obey all signs that direct vehicle traffic or establish rules for the park. Speed limit in parking area is not to be over 10 m.p.h. Off road ATV's and motorcycles are only allowed in designated areas or on the trails, except to load and unload the machine, then it is idle only.

8. EVERY ATV OPERATOR MUST MEET STATE REQUIREMENTS REGARDING AGE AND SAFETY CERTIFICATION. NOBODY UNDER THE AGE OF 18 YEARS OLD WILL BE ALLOWED WITHOUT A CONSENTING ADULT WITH THEM. CONSENTING ADULT MUST STAY ON GROUNDS WHILE MINOR CHILD IS RIDING TRAILS.

9. Helmets must meet the minimum IDOT standards and they are required in all areas of the trails, park and on driver and passenger while ATV or motorcycle is in motion. All other safety gear must be in good working standard.

10. Every ATV and off road motorcycle must meet Federal noise and air pollution standards and have a functioning USFS spark arrestor.

11. Any personal injury or property damage must be reported immediately to the Village of Tilton.

12. No Off-Road Motorcycle or ATV may operate on premises over 96 db measured using SAE International (SAE) J1287 Measurement of Exhaust Sound Levels of Stationary Motorcycles.

13. All Illinois All-Terrain Vehicle Laws apply to ATV use at the park.

14. NO HUNTING NO WALKING ON TRAILS WHEN TRAILS ARE OPEN. PERMIT RIDERS ONLY ON THE PROPERTY.

15. IF YOU ARE CAUGHT DRIVING ON TRAILS IN A MOTORIZED VEHICLE, THIS WILL RESULT IN FINES AND PUBLIC NUISANCE TOW. IF YOU ARE CAUGHT RIDING IN NON DESIGNATED AREAS OF PARK FINES AND PUBLIC NUSANCES TOW WILL RESULT.

16. Protective eyewear and helmets are required on all trails.

17. NO REFUNDS

18. With the purchase of any Family Pass or Corporate Pass, all members must be in good standing for the pass to stay in good standing. If one person gets a rule violation, all members on the pass will be removed from the park.

19. You may not be a member of the park if you are a registered sex offender. If you become a member and we later become aware that you are a sex offender, no fees will be reimbursed.