



## Harris County Public Library Gardening Tools Waiver

### Borrower Responsibility Agreement

- All tools lent are the property of Harris County Public Library. Only the borrower is authorized to use the tools. The borrower shall not permit the use of said tools by any other person except by the written permission of the HCPL.
- The borrower agrees that the Harris County Public Library is not responsible for any manufacturing defects in quality of workmanship or materials inherent in any borrowed tools.
- The borrower agrees that if the borrowed tool becomes unsafe or in a state of disrepair, the borrower will immediately discontinue use of the tool and return it to Baldwin Boettcher Branch Library.
- The borrower warrants and represents that he or she is capable of using the tools in a safe and proper manner. Borrower acknowledges use of such tools may result in risk of personal injury or harm. Borrower assumes all risk of personal injury or damage to property caused by Borrower's use of the tools.

I AM FULLY AWARE THAT USING A BORROWED TOOL MAY RESULT IN RISK OF PERSONAL INJURY TO MYSELF OR THOSE AROUND ME. I WAIVE THE RIGHT TO CLAIM ANY LIABILITY AGAINST HARRIS COUNTY AND HEREBY AGREE TO INDEMNIFY, DEFEND, AND HOLD HARMLESS HARRIS COUNTY, ITS AGENTS, OFFICERS OR ASSIGNS, THE HARRIS COUNTY PUBLIC LIBRARY, ITS ADMINISTRATORS, EMPLOYEES, AND VOLUNTEERS FROM AND AGAINST ANY AND ALL CLAIMS AND LIABILITY FROM THE USE OF THE TOOLS. I

THIS INDEMNIFICATION AND HOLD HARMLESS AGREEMENT SHALL INCLUDE INDEMNITY AGAINST ALL COSTS, (INCLUDING WITHOUT LIMITATION, ATTORNEY'S FEES AND COURT COSTS), EXPENSES AND LIABILITIES INCURRED IN OR IN CONNECTION WITH ANY SUCH CLAIM OR PROCEEDING BROUGHT THEREON AND IN DEFENSE THEREOF.

I HAVE READ AND UNDERSTAND THIS RELEASE, INDEMNIFICATION AND HOLD HARMLESS FORM. I VOLUNTARILY SIGN IT AND TO ABIDE BY THE POLICIES LISTED.

Printed Name: \_\_\_\_\_

Parent or Guardian Name if Borrower is a Minor: \_\_\_\_\_

Signature: \_\_\_\_\_

Contact Number: \_\_\_\_\_

Library Card: \_\_\_\_\_

Staff Initials: \_\_\_\_\_ Date: \_\_\_\_\_