

Texas200 Sailing Club Liability Waiver

No Liability Or Responsibility

All people, companies, and agents associated in any way with The Texas200 do not accept any liability or responsibility what so ever for your safety and well being. Your safety and well being are your responsibility.

Consider the Following – You Must Sign This Waiver

The Texas200 is a long, grueling cruise that is extremely demanding, both physically and mentally. Entrants are encouraged to consult a physician to ensure that they are in good health and can withstand the rigors that participation entails. The physical demands of the event, combined with sleep deprivation, heat, cold, water, dehydration, and exhaustion, often cause participants to become disoriented. Amnesia, hallucinations, hypothermia, heat stroke, and other debilitating conditions are not uncommon. Such effects can impair judgment, a condition especially dangerous for the solo paddler or sailor.

All participants are required to comply with Coast Guard and local regulations regarding safety equipment and operation of their boat. Required Coast Guard equipment includes, but is not limited to, a PFD, signaling equipment, and lighting. The event organizers and associates will not take responsibility for your compliance. Your compliance is your responsibility.

A PFD is required by the Coast Guard and it is strongly urged that all participants wear them at all times. Weak swimmers or non-swimmers should not be in this event.

Water, even under normal conditions, involves certain inherent dangers. A person in a boat may be struck by overhead branches or man-made objects. A person may be struck by lightning. A boat may strike stationary or floating objects causing injury. A boat may collide with another boat. A person in the water may be pulled under. He/she might be pinned against the boat or another object or under the sail. Boats and swimmers can be swept out to sea or into shoreline hazards. Even slow-moving water or small waves have tremendous force. All participants are expected to be experts in their sport, their watercraft, and their equipment. Participants are expected to use a vessel that is seaworthy and suitable for the course. Participants are expected to be able to control their watercraft in any and all conditions. Participants are expected to become familiar with the course. All potential hazards cannot be listed in this warning.

If you are not an expert paddler and or sailor, do not enter this event. Even if you are a well prepared expert you may DIE – yes, you may DIE.

The effects of heat can be extremely debilitating and lead to injury or death. As an expert you are expected to know how to prevent and treat heat exhaustion and heat stroke. The effects of cold water and weather can lead to hypothermia which can result in injury or death. As an expert you are expected to know how to prevent and treat hypothermia. As an expert it is expected that you know how to protect yourself from the sun. Lack of proper hydration (drinking fluids) and nutrition (eating) can exacerbate all dangerous aspects of the course and can result in injury or death.

As an expert you are expected to know how to eat and drink properly before, during, and after the event. Fresh water may or may not be available anywhere along the course.

Animals will break into your boats and rip open plastic jugs to get at your water. After they take all your water, they will take your food. An expert would not let this happen. Animal hazards are common. These attacks can come from cats, dogs, sharks, alligators, rattlesnakes, cottonmouths, coral snakes, sting rays, jelly fish, barracuda, spiders, bees, hornets, wasps, fire ants, ticks, and mosquitoes. Other dangerous or annoying critters, too numerous to mention, are also in abundance. As an expert you are expected to know how to counter these attacks and it is expected that you have an adequate first aid kit and that you know how to use it.

Mosquitoes are ever present year round in Texas and especially on the coast. Mosquitoes can carry disease including, but not limited to West Nile Virus. And there have been documented cases of large animals dying from mosquito bites alone due to loss of blood. As an expert you are expected to be able to deal with mosquitoes.

As an expert it is expected that you will carry a GPS, a VHF, and a cell phone. No expert would allow these items to fail due to water intrusion or lack of batteries.

As an expert it is expected that you will listen to current weather reports and that you know how to predict and deal with the weather around you. Remember that the event will not be put on hold for weather delays, but as an expert you should be able to determine if weather conditions are not safe for you and your craft. Weather of less severity than required for a small craft warning can still present dangerous conditions. As an expert it is expected that you can recognize dangerous weather conditions and take appropriate action.

Even though you consider yourself to be an expert you may be injured or die in this event. Rescue services are not provided by The Texas200 or anyone associated with this event. There are no chase boats. There are no life guards. There are no paramedics or doctors. You are on your own. If you get in trouble, you should call the Coast Guard or 911 or passing boats. Only after you have been rescued by them should you call Event Officials to inform them of your situation.

If you drop out of the event anywhere, you are on your own and no effort will be made to transport you. Repeat, you will be on your own. If you do not notify officials that you have dropped out, you could be liable for search and rescue costs.

This warning cannot list all hazards, dangers, or other safety considerations. Assume this is a very dangerous event that can cause your injury, death, or mental anguish. By entering this event, you are asserting that you are an expert and you take full responsibility for your own actions.

By entering The Texas200, you are agreeing that all the people, companies, and agents associated with the event owe you nothing nor do we owe you duty of care or any other duty. We promise you nothing. We do not and will not even try to make this event safe for anyone. This event is not safe for anyone. This is no joke. We won't even try to warn you about every known danger or hazardous condition, whether we know about it or not. If we do decide to warn you about something, that doesn't mean we will try to warn you about everything. If we do make an effort to make some aspect of the event safer, we may not correct other aspects, and we may even make matters worse! We and our agents may do things that are unwise and dangerous. Sorry, we're not responsible. We may give you bad advice. Don't listen to us. In short, ENTER AND PARTICIPATE IN THIS EVENT AT YOUR OWN RISK. And have fun!

I have read, understand, and agree to all contained herein. Further I release ANY AND ALL PARTIES associated in any way with this event from liability or responsibility. I am an expert paddler and/or sailor, and I can take care of myself and my crew. My physical condition, mental acuity, and health is good and more than sufficient to meet any and all challenges before, during, and after this event. In the event of my death, incapacity, or disappearance, I direct my heirs, family, friends, attorneys, agents, and all other associates and representatives to hold ANY AND ALL PARTIES associated with this event harmless and free from liability or responsibility.

Signed: _____ Date: _____

Print name: _____

Signature of Parent or Guardian (if applicable) _____