

**Carlyle Overlook
2318 Mill Road
Alexandria, VA 22314**

**FITNESS CENTER
INDIVIDUAL WAIVER OF LIABILITY**

Name: _____ **Home Phone No.** _____

Home Address: _____

Employer _____ **Business Phone No.** _____

Business Address: _____

Emergency Contact Name: _____ **Emergency No.** _____

Building Access Card #: _____ **Gender:** _____

This Individual Waiver of Liability ("Waiver Agreement") is being executed by the undersigned (the "User") in favor of Unit Owner's Association for Carlyle Overlook Condominium (hereafter the "Association") in consideration of the Association's consent to make available the Carlyle Overlook Fitness Center (the "Fitness Center") to the employer listed above (the "Employer") pursuant to the terms of a certain Declaration and By-Laws between the Association and the Employer for certain premises located at Carlyle Overlook and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and the User by such execution hereby agrees to accept the terms and conditions of this Waiver Agreement relating to the Fitness Center.

The User expressly agrees that use of the Fitness Center shall be undertaken at his/her sole risk, and that none of the Association, the property manager (Cushman & Wakefield, also referred to herein as the "Manager") or any of the Association's Agents or the Manager's Agents (as such terms are defined below) shall be liable for any damage to the User or his/her guests or the property of any User or guest, or be subject to any claim, demand, injury, actions, causes of action, or damages whatsoever. The User, for himself/herself and on behalf of his/her executors, administrators, heirs, assigns and successors, does hereby expressly forever release and discharge the Association, the Manager, the Association's Agents, the Manager's Agents (as such terms are defined below) for all claims, demands, injuries damages, actions or causes of action. As used herein, "Association's Agents" means and refers to the directors, officers and trustees of and consultants and advisors of the Association and all of their and the Association's respective directors, employees, officers, partners, agents, contractors, successors and assigns and "Manager's Agents" means and refers to the consultants and advisors of the Manager and all of their and the Manager's respective employees, officers, partners, agents, contractors, successors and assigns. With respect to the foregoing and without limiting the generality thereof, none of the Association, the Manager, the Association's Agents and the Manager's Agents shall be responsible or liable to the Users or their guests for injuries to their person or articles damaged, lost or stolen in or about the Fitness Center, or in the lockers, or for loss of damages to any thereof.

Executed as a sealed instrument as of the date written below:

User Signature

Date