

AFFIRMATION, ASSUMPTION OF RISK & RELEASE FROM LIABILITY

I, (print name) _____ acknowledge that I have been trained in the proper use of skin & SCUBA diving equipment and am certified through (name of agency) _____ on (date) _____.
Card # _____ (If diving nitrox, nitrox certification information required)

For and in consideration of Truth Aquatics, Inc, permitting me to board and participate in SCUBA diving and other activities arising from or in conjunction with the TRUTH (the "Activities"), I hereby voluntarily release, waive and discharge any and all actions or causes of action for personal injury, property damage, wrongful death or loss of services occurring to me, which may arise as a result of or in connection with the activities whether caused by the negligence of Truth Aquatics, Inc., its owners, agents, employees and/or servants (the "Releasees") or otherwise. IT IS MY INTENTION BY SIGNING THIS DOCUMENT TO EXEMPT AND RELIEVE RELEASEES FROM LIABILITY FOR PERSONAL INJURY, PROPERTY DAMAGE, WRONGFUL DEATH OR LOSS OR SERVICES TO ME CAUSED BY NEGLIGENCE. I agree not to sue or make a claim against the Releasees for negligence relating to or in connection with the Activities and in the event I shall prosecute any such claim, then I shall indemnify and hold Releasees harmless from any loss or liability, including costs and attorneys' fees. Santa Barbara, California shall be the exclusive jurisdiction for any such suit or claim, which shall be resolved and determined by arbitration pursuant to the rules of the American Arbitration Association at Santa Barbara, California in accordance with the laws of the State of California.

ASSUMPTION OF RISK

I AM FULLY AWARE THAT SKIN AND SCUBA DIVING ARE HAZARDOUS ACTIVITIES AND IF I CHOOSE TO USE OXYGEN ENRICHED AIR (NITROX), I AM ALSO AWARE OF THE PARTICULAR HAZARDS OF DIVING WITH OXYGEN ENRICHED AIR. I AM VOLUNTARILY PARTICIPATING IN THESE ACTIVITIES WITH THE KNOWLEDGE OF THE INHERENT DANGER INVOLVED AND THAT INJURY OR DEATH CAN OCCUR. BY SIGNING THIS DOCUMENT I HEREBY VOLUNTARILY ASSUME ALL RISK OF PERSONAL INJURY, PROPERTY DAMAGE, WRONGFUL DEATH OR LOSS OF SERVICES UPON MYSELF. I UNDERSTAND THAT DIVING WITH COMPRESSED AIR/NITROX INVOLVES CERTAIN INHERENT RISKS INCLUDING BUT NOT LIMITED TO DECOMPRESSION SICKNESS, EMBOLISM AND/OR OTHER HYPERBARIC/AIR EXPANSION INJURIES THAT REQUIRE TREATMENT IN A RECOMPRESSION CHAMBER. I ALSO UNDERSTAND THAT DIVING WITH OXYGEN ENRICHED AIR (NITROX) INVOLVES INHERENT RISKS OF OXYGEN TOXICITY AND/OR IMPROPER MIXTURES OF BREATHING GAS. I KNOW THAT DIVES ON THIS TRIP MAY BE CONDUCTED AT REMOTE LOCATIONS AND THAT A HYPERBARIC CHAMBER MAY NOT BE EASILY OR READILY ACCESSIBLE. NONETHELESS I AGREE TO PROCEED WITH THIS DIVE TRIP AND I AGREE THAT IF I AM INVOLVED IN AN UNDERWATER ACCIDENT AND I AM EVACUATED TO A HYPERBARIC CHAMBER, I AM RESPONSIBLE FOR ALL ASSOCIATED EXPENSES.

ACKNOWLEDGEMENT

I acknowledge that I understand the safe practices for skin and SCUBA diving which include but are not limited to the practices listed below, and I understand the importance and purpose of these safe practices and my responsibility to adhere to them:

1. I should never skin or SCUBA dive while under the influence of alcohol or drugs; I must be in good physical & mental health.
2. I should never dive alone or with a person with whom I have not thoroughly discussed the dive plan or before either of us has reviewed one another's diving equipment and emergency procedures. I know that teams of three or more divers are not recommended.
3. I should always dive with a buoyancy control device that has a power inflation system, a depth gauge, submersible pressure gauge and a timing device.
4. I should adjust weights to maintain neutral buoyancy with no air/nitrox in my buoyancy control device at the surface of the water and position weights to keep the quick-release buckle centered and accessible at all times.
5. I should never dive in conditions I do not feel comfortable with or that exceed my physical ability.
6. I should surface with at least 300-500 psi in my air/nitrox tank and never stay under water until my air supply is exhausted.
7. I should dive within the decompression limits, making all dives "no decompression dives," and be proficient with the use of a dive table and/or computer.
8. I understand that each dive site may have special features and points of concern, such as areas of rapid depth change (drop-offs), possible current, etc. I know I should be aware of such things and if it is unclear to me, I am responsible for having my questions answered prior to entering the water.
9. I am responsible for knowing all fish and game regulations relating to any fish or game that I do take.

This document shall be binding upon me and my successors, heirs, executors, administrators and assigns. I have read this agreement and fully understand my responsibilities and the legal rights that I am giving up by signing this document.

Date: _____ Signature: _____

PLEASE PRINT ALL INFORMATION CLEARLY:

NAME _____

ADDRESS _____

EMAIL _____

() I would like to be included on Truth Aquatics' Mail List.
Interests: Diving ___ Hiking ___ Kayaking ___