

## **Lake Retreat Liability Release for (BTO)**

In Consideration of Big Thompson Outfitters, Guest is permitted to use the lake and engage in the activities defined in this release and the Big Thompson Outfitters Rules and Regulations signed Agreement. As a condition of membership, Members who are over the age of 18 and the parent or legal guardian of each individual identified in the Membership who is under the age of 18, and Members' Guests (all of which are referred to herein as the "Releasing Parties"), on behalf of themselves, their heirs, estate, guardians, conservators, wards, children, family members, assigns, and next of kin:

1. HEREBY RELEASE, WAIVE, DISCHARGE AND COVENANT NOT TO SUE the Big Thompson Outfitters (fishing club) and the Big Thompson Outfitters (BTO) or any of its owners, officers, directors, shareholders, agents, employees, Land Owners, all heirs and assigns, and their lenders or insurance carriers which are referred to herein as the "Released Parties.") FROM ALL LIABILITY TO THE RELEASING PARTIES FOR ANY AND ALL LOSS OR DAMAGE, AND ANY CLAIM OR DEMANDS THEREFOR ON ACCOUNT OF INJURY TO THE PERSON OR PROPERTY OR RESULTING IN DEATH OF A RELEASING PARTY ARISING OUT OF OR RELATED TO THE USE OF THE PROPERTY OR INVOLVEMENT IN THE ACTIVITIES, WHETHER CAUSED BY THE NEGLIGENCE OF THE RELEASED PARTIES OR OTHERWISE.
2. HEREBY AGREES TO INDEMNIFY AND SAVE AND HOLD HARMLESS the Released Parties and of them FROM ANY LOSS, LIABILITY, DAMAGE OR COST they may incur arising out of or related to any NEGLIGENCE OF THE RELEASED PARTIES OR OTHERWISE.
3. HEREBY ASSUME FULL RESPONSIBILITY FOR ANY RISK OF BODILY INJURY, DEATH OR PROPERTY DAMAGE arising out of or related to the use of the Property or involvement in the Activities, whether caused by the NEGLIGENCE OF RELEASED PARTIES or otherwise.
4. HEREBY acknowledges that THE ACTIVITIES AND THE USE OF THE LAKE ARE VERY DANGEROUS and involve the risk of serious injury and/or death and/or property damage. Each Releasing also expressly acknowledges that INJURIES RECEIVED MAY BE COMPOUNDED OR INCREASED BY NEGLIGENCE RESCUE OPERATIONS OR PROCEDURES OF THE RELEASED PARTIES. Releasing understand the risks and dangers associated with using the Big Thompson Outfitters and engaging in the Activities include are not limited to, changing weather conditions, water conditions, hidden obstacles, changing and unpredictable currents, drowning, exposure, falling, dehydration, altitude sickness, changing road conditions, wild animals, and other similar risks. Recognizing those risks and dangers, Releasing Parties voluntarily choose to take part in the activities and use of Big Thompson Outfitters.

5. HEREBY agree that the terms hereof extend to all acts of negligence by the Released Parties, INCLUDING NEGLIENT RESCUE OPERATIONS and is intended to be as broad and inclusive as is permitted by the State of Colorado and that if any portion hereof is held invalid, it is agreed that the balance shall, notwithstanding, continue in full legal force and effect.

IN CONSIDERATION OF BEING PERMITTED TO USE BIG THOMPSON OUTFITTERS AND/OR TO ENGAGE IN THE ACTIVITIES, EACH RELEASING PARTY ACKNOWLEDGES REPRESENTS THAT THEY HAVE READ THESE PROVISIONS THOROUGHLY; FULLY UNDERSTANDS THE TERMS HEREOF; THE RELEASING PARTIES; UNDERSTAND THAT THEY HAVE GIVEN SUBSTANTIAL RIGHTS BY DOING SO, AND HAVE DONE SO FREELY AND VOLUNTARILY WITHOUT ANY INDUCEMENT, ASSURANCE OR GUARANTEE BEING MADE, AND INTEND SUCH ACT OR ACTS TO BE COMPLETE AND UNCONDITIONAL RELEASE OF ALL LIABILITY TO THE GREATEST EXTENT ALLOWED BY LAW. In Addition, I have read & understand all Lake Rules listed in Rules & Regulations agree to abide by same as a condition of membership.

**By signing this agreement I hereby agree to all Fishing and Activities Rules and the Release of Liability:**

**Signed on:** \_\_\_\_\_

\_\_\_\_\_

**Printed Name**

\_\_\_\_\_

**Member Signature**

\_\_\_\_\_

**Printed Name**

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**Spouse's Signature**

**All Children must be listed and age. Life Vests are non-negotiable for ages under 18**

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# Big Thompson Outfitters (BTO) Rules & Regulations

Fishing Opens March 1<sup>st</sup>-November 1<sup>st</sup>

## Upon Arrival to the club area:

1. Register by texting your name and number of people in your party to 785-230-8400 or 970-420-5137 when you arrive.
2. Respect the privacy and property of other members using the club.
3. Do not interfere with any farming/mowing/seeding etc operations and all vehicles must stay on the road at all times.
4. Members must be with their guest or family while at BTO fishing club. Each Head of Household can bring guests without the other member. (ex husband can bring his parents/guests while wife's working and vice versa)
5. All Members and Guests must sign a liability waiver before using the property for club approved activities.
6. Members can use the designated Paddle boats, Belly boats and Canoes at the boat ramp. Please return all boats to the same area as you got them.

## Night fishing:

1. Is allowed until midnight, however fishing in your boat we require wearing a life vest at all times and a text when you go out in your boat and a text when you come back to shore. Please follow the same rules listed Upon Arrival to the club. Please be safe and communicate with us to ensure your safety.  
**You must have a signed liability wavier before going out on the lake. No Exceptions! Night fishing is at your own risk.**

## Upon leaving the club area:

1. Please return club boats that are available for member use to the boat ramp. (where and how you found them please)
2. **Text a complete record of fish caught and kept to 785-230-8400 or 970-420-5137 before leaving. (this is vital information for future fish stocking and fish limits, we are working to make it the best fishing in the state with your help)**
3. Clean up after your-selves, family and your dogs (if applicable) and dispose of all trash in the dumpster provided. If you need anything please do not hesitate to call Jamie at 785-230-8400 or Dustin at 970-420-5137.

## Boat Requirements

1. Boats must be registered and insured. Members must provide a copy of registration and boat insurance on their boat with membership application or before brought onto BTO property.

2. Life jackets are required for all children under the age of 18 and recommended for all. If adults choose not to wear a life vest it is at your own risk. All children **MUST** wear a life vest.
3. **Liability waivers must be signed and turned in before going on to the lake. (No Exceptions)**
4. **Members are allowed to keep their boats on the property for their membership year under the following conditions. Member's boats must be insured and it is at their own risk.**

Other Rules/Regulations:

1. All boating is wake less (**THE LAKE IS A NO WAKE ZONE**) until further notice. (**NO EXCEPTIONS**)
2. **NO WEAPONS** of any kind. No guns, bows etc. BTO is a family club with children and their safety is the most important thing for us.
3. Vehicles must stay on the road at ALL TIMES to the best of your ability, so not to disturb new seeding.
4. Dogs are allowed and if you would like to use the lake to train your dog or let them swim that is fine, however under no circumstance can your dog disrupt another member's fishing experience. You must put them on a leash immediately, if another member arrives. If there is one complaint about your dog, you will no longer be able to have your dog off leash. **Your dog must be non-aggressive to be on the property at all.**
5. No ATV's or Motorcycles Allowed.
6. Guest Policy – Members are allowed to have 2 guests per visit whether it is friends or family. First visit is no charge after that it is \$20.00 per person and **all visitors must have a signed guest liability waiver** either emailed to [bighthompsonoutfitter@gmail.com](mailto:bighthompsonoutfitter@gmail.com) or [jam2finance@yahoo.com](mailto:jam2finance@yahoo.com) before arrival or dropped off to Dustin or Jamie Christensen, before use of property. (No Exceptions) Guests must be accompanied by the Member bringing them on every visit.
7. Members are responsible for all of their guest's actions. No Exceptions.
8. Keeping fish- Members only are allowed to keep fish, however there are limits and this will change yearly based on the growth in fish population, spawning, etc. Household limits for this year is 10 per day. (Example if a member and the whole family catch 30 crappie you can only keep 10 crappie for dinner please put the other 20 crappie back for another day. A member could keep 10 Crappie, 10 Perch, 10 Blue Gill, 3 Walleye, etc in one day. If you have questions please ask.
9. Limits per day (members only per household) are as follows: **MAX of 3 daily limit in a 7 day period.**
  - Crappie -10 per day must be 10 inches or bigger.
  - Perch- 10 per day must be 9 inches or bigger.
  - Blue Gill -10 per day **must release if 11 inches or bigger.**
  - Walleye -3 per day Any Walleye less than 15 inches or over 22 inches must be released. (3 Walleye between 15 and 22 inches)
  - Trout -2 per day **over 24 inches must be released.**
  - Bass –**ALL BASS MUST BE RELEASED IMMEDIATELY NOT EVEN TO KEEP IN YOUR LIVE WELLS.**
  - Catfish -2 per day OVER 24 INCHES MUST BE RELEASED
10. **No Illegal Drugs, NO Glass bottles. No underage drinking allowed.** You agree to drug and or alcohol testing if you are involved in an accident or altercation on the property. (this is for liability and insurance reasons only).

11. **The consumption of liquor/alcohol which becomes offensive/obnoxious to other members, their family, guests, and owners of the property is forbidden.** When, in the judgment of another member, it becomes a hazard or a safety issue, it will constitute grounds for expulsion.
12. Any damage to club property report ASAP to 970-420-5317 (Dustin) or 785-230-8400 (Jamie) or text so that it can immediately be addressed.
13. Glass bottles are never allowed on the property or in boats for any reason because of safety concerns for people and animals.
14. Members may not use the private property of other members without that member's permission. If you are unsure of what you can use, please just ask.
15. No fires or burning of any kind.
16. Camping is limited to Mothers Day, Fathers Day and Labor Day weekend's Friday thru 5pm on Sunday. Any member wishing to camp must submit a request in writing ahead of time with the number of guests camping. The space is limited so first come first served.
17. Big Thompson Outfitters reserves the right to change the Rules and Regulations at any time without notice and any changes will be emailed to all members and will be effective immediately.
18. ANNUAL FISHING CONTEST. Every year members can test their skill and win BTO fishing membership by winning first place in the fishing contest. (Guests do not qualify) A member must register for the tournament and download the Fish Donkey App (small fee applies) which will keep track of everyone's progress and provide the results to determine the winner of contest on the last day of fishing for the year (November 1st for the calendar year). Members must follow the rules of the Fish Donkey App and upload a picture of each entry to BTO Facebook page for their catch to count.