

HOLD HARMLESS & INDEMNIFICATION - WAIVER

NAME OF EVENT:

TOLUCA LAKE CERTIFIED FARMERS MARKET

IN CONSIDERATION OF THE GRANTING OF THE PARTICIPATION IN THE ABOVE REFERENCED FARMERS MARKET EVENT, EXCEPT FOR THE ACTIVE NEGLIGENCE OR WILLFUL MISCONDUCT OF THE MARKET MANAGEMENT (CNFMCA, INC.) – CERTIFIED NEIGHBORHOOD FARMERS MARKETS, INC. OR SCHOLASTIC GARDENS OR ANY OF THEIR RESPECTIVE BOARDS, MANAGERS, OFFICERS, ASSIGNS, EMPLOYEES, AND SUCCESSORS IN INTEREST, THE PERMITTEE UNDERTAKES AND AGREES TO INDEMNIFY, DEFEND AND HOLD HARMLESS CNFMCA, INC., SCHOLASTIC GARDENS, AND ANY AND ALL OF THEIR RESPECTIVE BOARDS, MANAGERS, OFFICERS, ASSIGNS, EMPLOYEES, AND SUCCESSORS IN INTEREST, FROM AND AGAINST ALL SUITS AND CAUSES OF CLAIMS, LOSSES, ACTIONS, DEMANDS AND EXPENSES, INCLUDING, BUT NOT LIMITED TO ATTORNEY’S FEES AND COSTS OF LITIGATION, DAMAGES, LIABILITIES OF ANY NATURE WHATSOEVER, FOR DEATH OR INJURY TO ANY PERSON, INCLUDING PERMITTEE’S EMPLOYEES AND IN ANY MANNER BY REASON OF THE NEGLIGENT ACTS, OMISSIONS, ERRORS OR WILLFUL MISCONDUCT INCIDENT TO THE PERFORMANCE OF THE AGREEMENT ON THE PART OF THE PERMITTEE.