

Agreement Related to Use of Tractor belonging to Saddle Ridge Property Owners Association, Inc.

This Agreement dated the _____ day of _____, 20__ is made by and between Saddle Ridge Property Owners Association , Inc. (“Association”) and _____, proposed user of the Association’s tractor (“Tractor User”).

Whereas, the Association is the owner’s association for the Saddle Ridge community in Blount County, Tennessee; and

Whereas, the Association owns a tractor; and

Whereas, the Association allows certain persons who are volunteers to use its tractor for Association related purposes only and not for any individual’s personal purposes; and

Whereas, the tractor is only allowed to be used within the Saddle Ridge community boundaries;

Whereas, Tractor User wishes to use the Association’s tractor, and the Association wishes to allow Tractor User to do so under the terms and conditions set forth herein;

Wherefore, the parties agree as follows:

1. The above recitals are true and correct, and the parties will abide by the rules stated in the recitals.
2. Tractor User agrees that he or she has received training from the Association approved trainer before using the tractor.
3. Tractor User is an adult and certifies by signing below that he or she is physically and mentally capable of operating the tractor in a safe manner and in accordance with this Agreement.
4. Tractor User agrees to follow all rules and regulations relating to the use of the tractor and to adhere to the safety and other precautions and best practices learned during training relating to the use of the tractor.
5. Tractor User will not use the tractor in a negligent or reckless manner or allow the tractor to be used by any other person when it is checked out to Tractor User. Tractor User will secure the tractor properly at all times and not leave the key in the tractor when it is not in use.
6. Tractor User hereby assumes all risk of harm in using the tractor (which is a dangerous activity) and releases and will hold harmless the Association, its directors, officers and

agents from and against all claims of damage to person or property including but not limited to death resulting from Tractor User's use of the tractor as provided herein.

7. The tractor will be parked in the Association's barn at all times when not in use or preparing for immediate use.
8. The tractor must be checked out by the Equipment Chair.
9. Road work must be approved by the Road Chair before being performed.
10. A log will be kept of the time the tractor is used and its fuel consumption and Tractor User agrees to assist in the keeping of this log.
11. This Agreement may be amended only in a writing signed by the parties hereto and remains in effect until cancelled in writing. Either party may cancel this Agreement at any time the tractor is not being used upon written notice to the other party hereto.
12. Any and all oral agreements related to the subject matter of this agreement are merged with this Agreement.

It is so agreed on the day first written above.

TRACTOR USER:

Tractor User signature

ASSOCIATION :

BY: _____

Its: _____