

RELEASE FROM LIABILITY, COVENANT NOT TO SUE, AND INDEMNIFICATION

1. The undersigned states that he/she has requested and been assigned a gardening plot at the community garden located on land owned by the Minnesota Department of Transportation (MnDOT) at [LOCATION] in the City of \_\_\_\_\_. The assignment to a gardening plot was made by the [COMMUNITY GROUP] pursuant to a permit issued by MnDOT to the City of \_\_\_\_\_.

2. The undersigned agrees, on behalf of himself/herself and other persons who may use the gardening plot assigned to the undersigned, to release and forever discharge and covenant not to sue the City of \_\_\_\_\_ and its employees or the State of Minnesota, its Commissioner of Transportation and employees, and also agrees to hold them harmless from any and all claims, demands, and causes of action of any kind that in any way arise out of or relate to his/her use of the assigned garden plot or the operation of the community garden, regardless of whether such injury, death, loss or damage is caused in part by the negligence of MnDOT or the City, or is deemed to be the responsibility of MnDOT or the City because of its failure to supervise, inspect or control the operations at the community garden site, or otherwise discover or prevent actions giving rise to liability of any person.

3. The undersigned attests that he/she has authority to bind all persons who may use the gardening plot assigned to the undersigned.

4. This Release shall be governed by and construed in accordance with the laws of the State of Minnesota.

NAME OF GARDENER \_\_\_\_\_  
Signature \_\_\_\_\_  
Address \_\_\_\_\_  
Date \_\_\_\_\_

Witness: \_\_\_\_\_  
\_\_\_\_\_