



Rental Agreement, Waiver and Release of Liability
(Please complete ALL information requested)

Required per FWC and Florida Boating Safety Act 2022

Rental Date(s) ___/___/___ Pick-up Time _____ Return Time _____ Reservation # _____

Kayak/SUP Model/Color _____ No. of Persons to Vessel _____

Name of Participant _____ Date of Birth ___/___/___

Address _____

Email _____ Driver's License # _____

Cell Phone # (while you are on the water) _____

Credit Card # _____ Exp. Date _____

Emergency Contact Name _____ Phone # _____

As a watersport rental company, RiverWitch Kayak Rentals & Tours, LLC (RWKRT) must remain compliant with Florida State laws and regulations. RWKRT is required to obtain waivers and provide ALL participants with FWC's Pre-Rental and Pre-Ride Instruction and Attestation form. Participants on paddle boards or kayaks must adhere to these requirements. Renter agrees to receive and follow all pre-rental and pre-ride instructions per FWC guidelines of the Florida Boating Safety Act (SB606). Renter acknowledges that all overdue rentals by four (4) hours or more must be reported to law enforcement per Florida Boating Safety Act 2022. Your compliance with the law is essential for a safe experience. Florida Administrative Code Rule 68D-34.002 mandates that ALL renters, including minors, must receive and sign a pre-rental and pre-ride instruction form.

I understand that my credit card number will be held as a deposit for my equipment return and damage deposit and for any late fees incurred if the rental is not returned at the specified time confirmed through the reservation. I am responsible for the return of this equipment in the same state in which I received it. I agree to pay in full for any cleaning, repairs or replacement if the equipment is returned dirty, damaged, or lost. I understand that I will need to review the Equipment Checklist (on back).

I agree to obey all local, State and Federal laws and regulations for the operation of the equipment noted above.

I am aware that kayaking/camping is a dangerous sport and I am aware of the dangers of kayaking/camping. I understand that RiverWitch Kayak Rentals & Tours, LLC is in no way responsible for my safety or the safety of the equipment I am renting. I am of good health and physically capable of participating in this activity on my own. I acknowledge that wearing a PFD (life jacket) may increase the chance to save my life and the life of any minor(s) in my care and I am responsible whether or not I decide for myself and minor(s) to wear a PFD (life jacket). I assume the risk of activities associated with paddling and for the minor(s) in my care. Per Florida State Law, all minors below the age of six years old are required to wear a PFD.

I understand that RiverWitch Kayak Rentals & Tours, LLC makes no warranty as to the fitness or suitability of the equipment. I am fully responsible for my own safety, the safety of others present, and for the equipment.

I agree to assume all risks in connection with the use of the equipment, whether foreseen or unforeseen and whether or not caused by the fault or negligence of RiverWitch Kayak Rentals & Tours, LLC and/or its employees. I also agree to release RiverWitch Kayak Rentals & Tours, LLC and/or its employees from all liability for any harm, injury or damage, which may befall myself, others or the equipment I rent. I also agree to indemnify and save and hold harmless RiverWitch Kayak Rentals & Tours, LLC or its employees from any claim by me, my family, estate, heirs, assigns or any third party arising out of my rental of the equipment. I assume all responsibility for my safety, health and well-being and that of any minor(s) in my care.

I further state that I am at least 18 years of age and legally competent to sign this agreement. I also understand that this is a contract and not a mere recital, and I agree I have signed this contract as my own free act.

Photo/Video Consent for Marketing Purposes - *I understand that RWKRT periodically takes pictures and/or video footage of the rental area and surrounding waterways for the sole purpose of marketing of the business on its website, social media channels and print publications. In the event that the customer knowingly or unknowingly appears in said picture or video footage, he/she gives his/her unrestricted permission to RWKRT to use such images, unless the customer states in writing that they do not want their image used for any purposes by RWKRT.*

Continue to next page for completion and signature



Equipment Rental Checklist

Equipment Rental Fees

Rental Type	Single Kayak (Replacement Cost \$250-500)	Double Kayak (Replacement Cost \$550-700)	Fishing Kayak (Paddle) (Replacement Cost \$900-\$1000)	Fishing Kayak (Pedal Fin) (Replacement Cost \$900-\$1000)	Paddleboard (Replacement Cost \$450-500)
1 Hour	\$20	\$30	N/A	N/A	\$20
Half Day (up to 4 hours)	\$35	\$50	\$45	\$70	\$35
Full Day (up to 8 hours)	\$50	\$70	\$60	\$90	\$50
Overnight (24 hours)	\$60	\$80	\$70	\$100	N/A

~Prices listed above do not include sales tax

Included Accessories

Item	Rental Fee Each	Replacement Cost Each	Item	Rental Fee Each	Replacement Cost Each
Life Vest (PFD)*	N/A	\$15- \$30	Paddle*	N/A	\$50
Whistle*	N/A	N/A	Anchor	N/A	\$25
Paddle*	N/A	\$45	Anchor/Push Pole*	N/A	\$60
Bait Bucket*	N/A	\$10	Fishing Rod Holder*	N/A	\$25
			Headlamp*	N/A	\$10

~Prices listed above do not include sales tax *Included with Rental

A late fee will be charged at the hourly rental rate for each rental returned each hour after the scheduled return time. Overnight rentals are to be returned 1 hour before close of business day on day of return or a late fee will be charged. If, for any reason, you are going to be late returning your rental, contact RWKRT to let them know.

All kayaks are cleaned prior to rental. There will be a **\$15 cleaning fee** for kayaks rented for overnight camping and returned dirty, a **\$25 fee for any kayak returned with any smelly residue of fish or bait** and **\$35 fee for wet or dirty camping equipment**. All cleaning fees will be charged to the credit card we have on file. Please be courteous and clean your gear prior to checking it in.

Florida residents and visitors are required to possess a Florida saltwater fishing license when engaged in fishing activities. A license is required to attempt to take fish. If you cast a line or catch and release, you need a fishing license. Saltwater fishing licenses can be obtained online at GoOutdoorsFlorida.com

For visitors wishing to backcountry camp in Canaveral National Seashore, primitive camping is available on designated islands throughout the Intracoastal Waterway/Indian River/Mosquito Lagoon. These campsites are available by reservation only and require a permit. Go to Recreation.gov for more information.

Please be courteous to the environment and practice Leave No Trace: If you pack it in, then be sure to pack it out. This includes fishing line and tackle.

CANCELLATIONS AND REFUNDS POLICY

We are as flexible and understanding as possible concerning cancellations. All our bookings are received well in advance of trip departures and other people may have been turned away because kayaks/paddleboards have been reserved. You, as our patron, are never charged when we cancel a trip due to weather. If for any other reason you must cancel the following schedule applies: Within 48 hours of departure date the full rental amount is retained; no shows included. If your time on the water ends early due bad weather, you will receive a credit for future use, but not a refund. If your time on the water ends early for any other reason, NO credit or refund will be given.

I HAVE FULLY INFORMED MYSELF OF THE CONTENTS OF THIS AGREEMENT BY READING IT BEFORE I SIGNED.

Renter's Signature _____

Date _____



Rental Agreement, Waiver and Release of Liability
For Participation of ALL Minors (Children Under the Age of 18)

Rental Date(s) ___/___/___ to (if appropriate) ___/___/___ Pick-up Time _____ Return Time _____

OR

Tour Date ___/___/___ Reservation # _____

Name of Minor(s):

Minor 1. _____ Date of Birth ___/___/___

Minor 2. _____ Date of Birth ___/___/___

Minor 3. _____ Date of Birth ___/___/___

Minor 4. _____ Date of Birth ___/___/___

Minor 5. _____ Date of Birth ___/___/___

Minor 6. _____ Date of Birth ___/___/___

I hereby certify that I am the adult parent or guardian of the minor(s) listed above and I consent to his/her/their participation in the paddlesport activity. Furthermore, I assume full responsibility for his/her/their actions before, during and following said activities. I assume full responsibility for my decision as to whether or not any minor(s) in my care wear a PFD (life jacket). Per Florida State Law, all minors below the age of six years old are required to wear a PFD.

Name of Adult Parent/Guardian Participant _____

Signature _____ Date _____



Florida Fish and Wildlife Conservation Commission

Livery Pre-Rental and Pre-Ride Instruction Checklist and Attestation

(Human Powered)

Instructions: Check each box on the left to indicate you received instruction. Enter N/A if topic is not applicable.

	Operator responsibility: Operator is responsible for the safe and proper operation of the vessel; Avoid careless, reckless and negligent operation of vessels; Effects of alcohol, controlled substances and stressors – <i>Alcohol and substances impair judgement that can cause an accident.*</i>
	Navigation rules: Maintain a proper lookout; keep a safe distance from other vessels and objects; operate at a safe speed for the conditions, location and environment; operate in a defensive manner; requirements to give way to other vessels; and vessel right of way - <i>Give motorized vessels the right-of-way and pass at the stern (behind the vessel) when crossing the channel.*</i>
	Aids to navigation; buoys and other waterways markers – <i>Stay on the outside of the green and red channel markers. Paddle close to the shoreline and not in the main channel.*</i>
	Awareness of the changes to weather or water conditions and proper responses to those changes – <i>This includes returning to launch site if lightning is within 10 miles. *</i>
	Special waterway hazards: Discuss operation within 300 feet of emergency vessels with activated emergency lights or within 300 feet of construction vessels displaying an orange flag.
	Characteristics of vessels (steering, stopping, propulsion, ect.): Discuss in general as well as for the specific vessel being leased or rented – <i>Provided verbally or by demonstration.*</i>
	Location and content of manufacturer warning labels – <i>Labels will be pointed out at time of rental.*</i>
	Location of and proper use of safety equipment – <i>It is recommended that you wear your PFD (life vest) at all times. A whistle is attached to your PFD in case of an emergency situation.*</i>
	Boarding, falling off, capsizing, taking on water, re-boarding and emergency procedures for dealing with these situations – <i>If the kayak capsizes, operator will flip the kayak to upright position. Operator will position themselves just in front of the seat and with a firm grip on the edge of the kayak, operator will float their legs to the surface behind them then give a powerful kick of the legs and push with their arms to haul their chest up and onto the kayak. Once there, operator will keep a low center of gravity, twist around and settle back into the seat.*</i>
	Problems seeing other vessels and being seen by them – <i>Avoid areas with high boat traffic. Keep a lookout and avoid motorized vessels. Use light and sound to make your presence known.*</i>
N/A	Dangers of reckless operations, such as wake surfing and jumping.
N/A	Boating safety and identification cards, age, and engine requirements: Discuss any applicable boating safety education requirements.
N/A	Photographic Identification
	Boating accidents: Causes and prevention of accidents; legal requirements; remain on-scene, render assistance, report incident to authorities – <i>If the operator is involved in a boating incident, they are legally required to remain on-scene, render assistance if able to, and report the incident to authorities.*</i>
	Florida divers-down warning device requirements - <i>When navigating near a divers-down flag, give enough space to the divers. If diving, you are required to display a device that features a divers-down symbol, a red rectangle or square with a white diagonal stripe, and must be prominently displayed whenever divers are wholly or partially submerged and using a face mask, snorkel or underwater breathing apparatus.*</i>

