



To Protect and Promote the Health and the Environment of the People of Kittitas County

ATHORIZATION, WAIVER, AND INDEMNIFICATION

This is a waiver between Valley Labs and Kittitas County Public Health Department

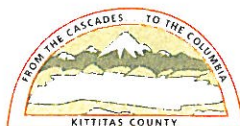
1. **Authorization.** The Lab hereby authorizes the KCPHD to collect and store water samples, as well as payment from Lab's customers.
2. **Waiver of KCPHD's Liability.** The Lab expressly waives forever any and all claims against the KCPHD for its collection and storage of water samples. Such claims may include, but are not limited to, negligence, gross negligence, intentional misconduct, and loss resulting from same..
3. **Indemnification of KCPHD's Liability.** Lab shall indemnify defend and hold Kittitas County, its departments, elected and appointed officials, employees, and agents, harmless from and against any and all claims, damages, losses and expenses, including reasonable attorney's fees, for any bodily injury, sickness, disease, or death, or any damage to or destruction of property including the loss of use resulting therefrom which are alleged or proven to be caused in whole or in part by a negligent act or omission of either parties elected and appointed officials, employees, and agents arising from either the testing of water samples that have been collected and stored at KCPHD or from that storage and relaying of those samples to Lab.; and
4. **Other.** The Lab expressly agrees that this Release is intended to be as broad and inclusive as permitted by the laws of the State of Washington, and that this Release shall be governed by and interpreted in accordance with the laws of the State of Washington. The Lab agrees that in the event that any clause or provision of this Release shall be held to be invalid by any court of competent jurisdiction, the invalidity of such clause or provision shall not otherwise affect the remaining provisions of this Release which shall continue to be enforceable. The Lab has had the opportunity to have this Release reviewed by an attorney and has fully read and does understand the terms and provisions of this Release. Lab further agrees that in any dispute between Lab and KCPHD, venue shall be proper only in Kittitas County.

Signature _____
Catherine Bambrick, Administrator
Kittitas County Public Health Department

Date _____

Signature _____
Valley Environmental Laboratory Signature

Date _____



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