

## **Snowshoe Mountain Resort Uphill Access Policy, Acknowledgment, and Release**

*This Policy Applies Year-Round (except when the Summer Uphill Access Policy is in effect)*

Snowshoe Mountain Resort (the “Resort”) permits uphill access in accordance with this policy. **Please read this policy each time you visit the Resort as it is subject to change from time to time without further notice.** It is your responsibility to understand the rules within this policy and to abide by them. Failure to do so may result in loss of pass, injury, or death.

**HIKING** (meaning on-foot access without snowshoes, skis, snowboard, or other snow sliding or traction equipment) is prohibited from on the Resort’s slope system while the Resort is operating for the winter season, including but not limited to snowmaking operations. **Hiking is only allowed on designated trails**, and areas which are subject to temporary closures that may be communicated on site and/or on the Resort website. Please note that the requirements of this policy do not apply to hikers.

### **UPHILL USERS MUST ABIDE BY THE FOLLOWING:**

- **Uphill users (which shall include alpine touring and splitboard devices) are required to sign this policy and purchase an UPHILL ACCESS TICKET for the CURRENT SEASON or EACH DAY prior to commencing any uphill activities for the current winter season.** Uphill tickets shall be obtained each day prior to commencing any uphill activities. Uphill tickets must be purchased at any on-mountain sales location for \$20/day or \$75/season and may be picked up at Silver Creek ticket window or The Depot. Uphill users must obtain an armband for each day prior to commencing any uphill activities regardless of multi-day or season uphill ticket purchase. For uphill users who have already purchased a lift ticket or season lift pass, uphill access is at no charge. However, such users containing a lift ticket or season lift pass must obtain a daily, uphill ticket prior to commencing any uphill activities.
- Uphill Users participating in the activity at night must sign in/out at the Silver Creek Ski Patrol
- Resort provided tickets **must be visible at all times** when involved in uphill activities. Users may be stopped and asked to show their ticket if it is not clearly visible and identification.
- Resort Employees hold the right to ask for identification, and to turn any uphill user around at any time.
- **Uphill access is allowed for the winter season during normal winter, slope operating hours.**
- **Uphill access is allowed** on the following slopes/trails during the normal operating hours of the Silver Creek area (as well as if such slopes/trails are indicated as open for uphill access on the daily snow report) **within the Silver Creek area as indicated below:**
  - **Cubb Run**
  - **Cubb Run Extension**
  - **Slaymaker**
  - **Spur**
  - **Cascade**
  - **Bear Claw (can skin up at night when Silver Creek area is open, but headlamp required)**
  - **Knife Blade**
  - **Little Spruce**
  - **Laurel Run**
  - **Downhill Options:** Upon skinning up, you may ski/ride down any open trail.

- **Access AFTER THE RESORT CLOSES for the ski season:** After the Resort closes for the ski season, **all slopes/trails and mountain facilities are closed** for uphill and downhill access
  
- **Uphill users may not enter closed slopes/trails that are closed for uphill and/or downhill access, including trails that have not been opened for the season.** It is the uphill user's responsibility to ensure a slope/trail is open for uphill and downhill access. Closed trails and terrain may not be marked or signed from the top or bottom of the trail but information as to whether a trail is open may be accessed on the Resort website (snow report) or by checking with the Silver Creek Ski Patrol (304-572-6949). If caught on a closed trail you may lose your uphill ticket, lift ticket, season lift pass and/or be prosecuted for civil and/or criminal trespass.
  
- **Uphill users must abide by Resort policies, follow Resort employee directions, and all West Virginia State laws** even though you may not have a lift ticket. You may not board a chairlift without a valid lift ticket or lift pass as this is theft of services and you may be prosecuted.
  
- **Stay on the side of the trails** to lessen the risk of collision with downhill traffic.
  
- Uphill users commencing uphill activities **at night must have a headlamp or other light visible** to downhill traffic
  
- Do not skin up on snowmobile packed tracks. Likelihood of encountering a snowmobile while skinning in one's tracks is significantly increased.
  
- **No boot packing or use of Nordic equipment**
  
- **Trails that are actively being groomed must be avoided at all times.**
  
- **Uphilling on trails where winch cat operations are taking place is strictly prohibited.** Such work involves cables stretched tightly across runs and is extremely dangerous. Skiing into them could result in serious injury or death. Respect strobe lights and signage and stay far away from any snow cat, even if you do not think it is winching.
  
- **Use caution and stay away from snowmobiles, groomers, and other machinery/vehicles.** Make sure operators of such machinery and vehicles can see you (make eye contact, waive, etc.)
  
- **Under no circumstances is uphilling allowed on trails where race training** may be in progress or racecourses partially erected. Racers may be present prior to the public skiing and may be difficult to see. Do not cross a racecourse. Do not travel uphill on any ski run being used for race training or race. You will be asked to turn around.
  
- Uphill users must **not cross snowmaking lines** (including but not limited to water/air lines or cables) at any time or interfere in any way with snowmaking operations.
  
- **If traveling in the dark, use reflective clothing to be more visible.**
  
- **For safety reasons, animals are not allowed on the slope system.**
  
- **This policy can change at anytime. Furthermore, any exception to this policy shall require written approval from the Snowshoe Risk/Safety Department or by an Authorized Representative.**

## ADVISORY AND AGREEMENT

**Be advised: You must sign this Agreement in order to obtain an uphill access ticket (the "Pass") to access the Resort and/or to participate in certain uphill activities at the Resort.**

I understand, accept, and agree that uphill activities have substantial risk of injury or death due to physical dexterity and collisions or encounters with various hazards, including but not limited to, falling and downed trees, tree wells, plowed roads, unstable ice and snow, wildlife, snowmaking operations, snow cats, groomers, winch cat cables, snowmobiles, vehicles, other persons, and equipment. By accessing the Resort and participating in uphill activities you are choosing to increase your risk of injury or death.

I understand, accept, and agree that usage of the Pass is subject to risks including, but not limited to, length or occurrence of each season which may be affected by weather, weather-related events, travel advisories, public health or government order, or any other event or occurrence that limits or prohibits the Resort from its operation.

Under West Virginia law any person using a skiing area for the purpose of engaging in the sport of skiing, which includes without limitation, sliding downhill or jumping on snow or ice on skis, a toboggan, a sled, a tube, a snowbike, a snowboard or any other device by utilizing any of the facilities of the ski area; in locations designated as the ski slopes and trails is considered a "skier", and further, that West Virginia law provides that a skier using the facilities of a ski area assumes certain "inherent risks of skiing" as defined in the West Virginia Skiing Responsibility Act.

BY SIGNING THIS DOCUMENT, I, ON BEHALF OF MYSELF AND ANY MINORS, (A) ACKNOWLEDGE AND AGREE TO ABIDE BY THIS POLICY, (B) Are voluntarily assuming ALL DANGERS AND RISKS OF SKIING, INHERENT OR OTHERWISE, AND are waiving rights, AND releasing claims in connection with DANGERS AND RISKS ABOVE AND BEYOND THOSE addressed by The West Virginia Skiing Responsibility Act, (C) ACKNOWLEDGE THAT THERE MAY BE NO SKIER SERVICES AVAILABLE DURING UPHILL ACCESS TIMES, AND (D) WAIVE, RELEASE, and NOT SUE, MAKE ANY CLAIM OR FILE ANY ACTIONS against SNOWSHOE MOUNTAIN, INC., ALTERRA MOUNTAIN COMPANY, AND ANY OF THEIR owners, landlords, operators, parents subsidiaries, affiliates, officers, directors, shareholders, members, representatives, employees, volunteers, agents, insurers, as well as any sponsors and equipment manufacturers and distributors (the "Released Parties") that are based on, arise or result from in whole or in part, from use of the Resort for any Uphill activities and without limitation claims arising out of or resulting from **alleged or actual negligence, BREACH OF ANY STATUTORY DUTY, where legally permissible, breach of contract, or breach of warranty** by any of the Released Parties.

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Name of Participant

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Date of Birth

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Signature of Participant/Guardian

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Date