

RELEASE AND WAIVER OF LIABILITY AND INDEMNITY AGREEMENT

Duke Memorial Methodist Church hereby accepts the gift of three (3) sets of risers from the Choral Society of Durham (hereinafter known as CSD). We acknowledge and confirm that the risers are in "as is" condition and that CSD makes no warranty as to the condition or fitness or suitability of use of said risers.

Duke Memorial Methodist Church hereby releases, waives, discharges and covenants not to sue CSD, its officers, employees and agents from liability from any and all claims resulting in personal injury, accidents and or property loss arising from any use of said risers by Duke Memorial Methodist Church and or the general public.

Duke Memorial Methodist Church further agrees to indemnify and save and hold harmless CSD from any and all loss, cost, damage and expense and liability arising from or relating to all uses of said risers by Duke Memorial Methodist Church and or the general public.

On behalf of the authority vested in me as Chairman of the Trustees of Duke Memorial Methodist Church, I hereby acknowledge that I have read and voluntarily sign this waiver of liability and indemnity agreement.

Richard Grogan ALFRED BUEHLER

6/13/06
Date

NORTH CAROLINA

DURHAM County

I, ANTHONY D. NICHOLSON, a Notary Public for the said County and State, do here certify that ALFRED BUEHLER personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this the 13TH day of JUNE, 2006 ~~November, 2005~~

SEAL

Anthony D. Nicholson
Notary Public

My Commission expires 9-17-2008.

