## **Tamale Festival Weekend**

### MERCHANT VENDOR

FRIDAY, MAY 2, 2025 (5:30 - 8:30 PM) | SATURDAY, MAY 3, 2025 (11 AM - 7 PM)

Company Name:	Contact Name:
Address:	City: State: Zip:
Daytime Phone: Cell Phone:	Description of Items Selling/Distrubuting:
Best Time to Call:  Morning Afternoon Evenings Weekend	
Email Address:	Sellers Permit #
# of 10' x 10' Spaces (Each space is \$125):  Make checks payable to City of Atascadero or call (805) 470-  PLEASE NOTE: Electricity will not be provided. If you need electricity you will need to bring your own generator.	· ·
Please return the vendor form and hold harmless form immedia Additional required forms (included below), may be submitted be address below or emailed to events@atascadero.org.	
REQUIRED:	PLEASE RETURN FORM TO:
Hold Harmless. SIGNATURE REQUIRED.  General Liability Insurance for \$1 Million (naming City of Atascadero as additionally insured)	Tamale Festival C/O Recreation 5599 Traffic Way Atascadero, CA 93422
I agree to the above event regulations and requirements to the event I need to cancel after the April 14, 2025 deadl Festival event is cancelled due to inclement weather, or an following year's Tamale Festival event on on 5/1 & 5/2/202	ine, my vendor fee will not be refunded. If the Tamale ny other reason, my vendor fee will be applied to the

Signature of Vendor: \_\_\_\_\_\_ Date: \_\_\_\_\_

**QUESTIONS:** (805) 470-3360 | events@atascadero.org





# City of Atascadero Hold Harmless

#### **TAMALE FESTIVAL 2025**

#### **RELEASE OF LIABILITY:**

The Commercial Vendor, for herself/himself and successors, assigns, heirs, estate, employees, and all other persons, know or unknown, being fully aware that participation will expose her/ him to a risk of property damage, bodily injury, personal injury and/or death, hereby releases, waives, discharges and covenants not to sue **THE CITY OF ATASCADERO**, their officers, directors, trustees, employees, agents, representatives, volunteers, and servants, and all other persons and associates connected with **TAMALE FESTIVAL** and **THE CITY OF ATASCADERO**, whether known or unknown (HEREINAFTER COLLECTIVELY "SPONSORS"), from any and all liability, including for activity or passive negligence, for any and all property damage, personal injuries, bodily injury, death and/or other claims or causes of action arising out of or relating to the Commercial Vendor's participation in **TAMALE FESTIVAL**. **THE CITY OF ATASCADERO** INCLUDING THOSE CLAIMS WHICH ARE KNOWN AND UNKNOWN, FORESEEN AND UNFORESEEN, FUTURE OR CONTINGENCE.

#### **COVENANT NOT TO SUE:**

The Commercial Vendors Representative, for herself/himself and successors, assigns, heirs, estate, employees, and all other persons, known or unknown, covenants not to directly or indirectly commence or prosecute any action, suit, claim or other proceeding against the Sponsors arising out of or related to **THE CITY OF ATASCADERO**.

The Commercial Vendors Representative is aware of Civil Code1542 and waives its effect. Civil Code 1542 provides: "A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing this release, which is known by him, must have materially affected his settlement with the debtor."

#### **INDEMNITY AGREEMENT:**

Commercial Vendors Representative shall indemnify and hold harmless the Sponsors against any and all claims, demands, causes of action, personal injuries, death, damage, costs and liabilities, in equity, of every kind and nature, whatsoever, directly or proximately resulting or caused by the act or omission of the Commercial Vendors Representative, or any of its officers, agents, employees, guests, patrons, or invitees, and the Commercial Vendors Representative shall, at its sole risk and expense, defend any and all suits, actions or other legal binding proceedings which may be brought or instituted against any Sponsor or any such claim, demand or cause of action, and the Commercial Vendors Representative shall pay for any and all damaged or loss to the property of any Sponsor due to such loss or theft of such property, done or caused by the Commercial Vendors Representative, its officers, employees, guests, patrons, and invitees.

Business Name/Person:	Phone Number:
Business Address:	Email Address:
Signature:	Date:

