

**RELEASE AND WAIVER**

The George Washington University (“GW”) is transferring, by donation or sale to \_\_\_\_\_ (“Transferee”) the equipment identified on Exhibit A attached hereto (the “Equipment”). Transferee desires and is accepting such Equipment, and acknowledges that the Equipment itself constitutes sufficient, good and valuable consideration to Transferee.

The Equipment is accepted in “as is, where is and with all faults” condition. GW assumes no responsibility, and expressly disclaims any and all warranties for the Equipment’s present condition, past or future maintenance, or longevity. GW is not the manufacturer nor is it a merchant of this Equipment. Transferee acknowledges that no representations are being made by GW as to the condition or maintenance of the equipment, nor to its fitness for any purpose that Transferee may intend for it.

Transferee states that it has had an opportunity to inspect the Equipment, and that Transferee believes in its sole judgment that the Equipment is useful to Transferee and is not being accepted as waste or for disposal.

Transferee hereby fully releases, absolves and holds harmless GW, its trustees, officers, administrators, faculty, staff employees or agents for any harm which arises out of the acceptance, use or eventual disposal of the Equipment. Transferee further agrees that Transferee shall indemnify GW, its trustees, officers, administrators, faculty, staff employees or agents against all claims, demands, suits, judgments, and all cost, expenses and counsel fees incurred on account thereof, which are based upon injuries, sickness, disease, or death suffered by Transferee or by third parties caused in any manner by the Equipment, and/or arising in whole or in part from any negligent acts or omission of Transferee, or the Transferee’s volunteers, agents, servants, employees, directors and/or trustees in relation to said Equipment and/or its use.

Transferee agrees that this release has been freely and voluntarily executed and that the contents have been fully and completely read and understood.

[TRANSFEREE]

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Name:  
Title:

**EXHIBIT A**

**Transferred Equipment**

**Item Description**

**Quantity**

**Manufacturers  
Serial No(s).**