



ECONODUNKER

Safety Rules



- ♦ Easy Dunker must always have an adult operator on duty when in use.
- ♦ When tank is going to be unattended, always drain water. NEVER LEAVE A DUNK TANK FILLED WITH WATER UN-ATTENDED!
- ♦ Cordon off a “danger zone” in front of, to the sides of, and behind the tank. Keep people out of the zone to avoid getting hit by an errant or deflected throw. Children should never be allowed inside this “danger zone.”
- ♦ Never place the dunk tank on a platform or stage. (NOTE: When filled the dunk tank weighs over 4,500 pounds.)
- ♦ Keep Easy Dunker away from electricity.
- ♦ Keep water level filled to at least 8” from the top of the tank.
- ♦ Only one person at a time should be allowed on the seat or in the tank.
- ♦ Keep all non-swimmers, anyone less than 5’ tall, or over 250 pounds off of the tank.
- ♦ Anyone with medical conditions which may place limitations on their physical exertion (such as, but not limited to: heart condition, pregnancy, back injury, etc.) should stay off of the dunk tank.
- ♦ To keep from slipping, the dunkee must always wear rubber sole shoes.
- ♦ Before (and each time) the dunkee climbs onto the seat, they must first make sure the seat is securely locked in place and that the safety latch is engaged.
- ♦ The dunkee should use the handles to assist in climbing out of the tank and for getting back up onto the seat after being dunked. However, the dunkee must not hold onto the handles while being dunked.
- ♦ The dunkee must move toward the front of the tank when coming up out of the water to avoid hitting their head on the seat.
- ♦ Never use hard balls.
- ♦ Never stand on seat.
- ♦ When being dunked, the dunkee must keep hands on knees and sit forward on the seat.
- ♦ Do not allow anyone to hit target with hands.
- ♦ Do not operate Easy Dunker during a storm.

***Be sure to have all dunk tank operators and all
"dunkees" read and initialize ALL safety rules.***

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- _____ Do not operate Easy Dunker during a storm.

I have read and agree to comply with all of the above safety rules.

Signed: _____ Date: ____/____/____

LIABILITY WAIVER AND RELEASE FORM

This Is A Release Of Legal Rights – Read And Understand Before Signing

In consideration of being allowed to participate and use the Easy Dunker, I hereby agree to waive and release, on behalf of myself, my children, my parents, my heirs, assigns and personal representatives, the right to sue or make any claim against the manufacturer, Delta Manufacturing, dba Twister Displays, or EVERYTHING RENTAL CENTER rental company or the organizer of the event, _____.

I further agree and acknowledge the following:

1. **Acknowledgment of Risk:** I recognize the fact that there are dangers, inherent and otherwise, which may or may not be expressed in this document, in the use and operation of the "Easy Dunker" dunk tank. These dangers include, but are not limited to, serious injury or death, and I understand that no amount of care, caution, instruction, or expertise can eliminate these dangers. I also recognize the fact that the use of the dunk tank involves physical movements, such as climbing a ladder and falling into a tank of water, and as is the case with all physical activity, the risk of injury, even serious or disabling, is always present and cannot be entirely eliminated. Since the Easy Dunker dunk tank also involves water, the risk of drowning or choking is always possible and cannot be avoided.

2. **Assumption of Risk:** In recognition of the known and unknown risks of the above activities, I confirm that I am physically and mentally capable of participating in the activity in using the dunk tank equipment. I have read and understand the safety rules attached to this document and the safety signs and warnings in place on the dunk tank itself. **I Expressly Agree and Promise to Accept and Assume All of the Risks Existing in Any Dunk Activity, Including the Risks of Injury, Drowning, or Death.** My participation in this activity is purely voluntary, and I knowingly elect to participate in spite of all of these risks.

3. **Minor Release:** I hereby certify that I am the adult parent or guardian of _____, a minor child under the age of 18 years, and I consent to his/her participation in the use of the dunk tank knowing all of the risks listed above. I understand that said minor child's participation in the dunk tank activities mentioned above involves suddenly falling into a tank of water and that I confirm that said minor child is able to swim and fully understands the safety rules attached hereto and the risks of injury listed above. I recognize my responsibility to ensure that said minor child participates in the activities and that he/she has the required skills, qualifications, swimming ability, and understanding of the rules attached hereto. I understand that Delta Manufacturing and the operator of the dunk tank shall have no responsibility to pay for medical treatment and related costs if said minor child is injured.

4. **Waiver of Negligence:** This waiver and release is intended to release Delta Manufacturing, the operator of the dunk tank, and the _____ organization from negligence to the fullest extent permitted by law. Although I understand that this release includes all claims against Delta Manufacturing, dba Twister Display and the operator from their ordinary negligence, it does not include claims arising from claims of gross negligence. I agree that I, my children, my parents, my heirs, assigns, personal representatives, guardians, and estate will not make a claim against, sue, attach the property of, or prosecute Delta Manufacturing or the dunk tank operator or _____ for any injury or damage resulting from negligence or other acts, how so ever caused, as a result of my participation, or my minor child's participation in the activities or use of the dunk tank. I therefore covenant and agree not to initiate a lawsuit against Delta Manufacturing, the operator, or _____.

5. **Indemnity Clause:** To the extent permitted by law, I hereby agree to indemnify and hold harmless Delta Manufacturing and the operator of the dunk tank from any and all liabilities or claims made by other individuals or entities as a result of my actions or any failure of any equipment I use, or while I am engaged in any activity involving a dunk tank, including any litigation, expenses, attorneys fees, lawsuits, liability, damage, or cost which may occur as a result of any such claims. Should Delta Manufacturing or its operator be required to incur attorneys fees and costs to enforce this agreement, I agree to indemnify and hold them harmless from all such fees and costs.

6. **California Civil Code Concerning Release of Liability for Unknown Claims and Liability for One's Negligent Acts or Omissions:** I am aware of and specifically waive the provisions of California Civil Code Sections 1542, Code Section 1714.

7. **Governing Law, Jurisdiction and Severability Provisions:** This waiver and release of liability shall be governed by Ohio law and construed broadly to provide a release and waiver to the maximum extent permissible under applicable law. In the event that I file a lawsuit against Delta Manufacturing or its operator, I agree to do so solely within the State of Ohio. I agree that if any portion of this waiver and release of liability is held to be invalid, the rest shall nonetheless remain in full force and effect.

8. **Safety Rules:** I have read the posted safety rules on the dunk tank itself, and I agree to abide by them. Delta Manufacturing, dba Twist Display is not responsible for enforcing these rules on me or other participants using the Easy Dunker dunk tank.

9. **Risks Understood by Child:** I have discussed the risks of using the dunk tank with my child, who understands these risks. I have also discussed the importance of following all safety rules attached hereto and posted on the dunk tank.

10. **Entire Agreement:** This document constitutes the entire agreement between the parties and it cannot be changed or modified except in writing.

By signing this document, I acknowledge that if anyone is hurt or property is damaged during my participation in using the Easy Dunker, I may be found by a court of law

to have waived my right to maintain a lawsuit against Delta Manufacturing, dba TWISTER DISPLAY, on the basis of any claim from which I have released them herein. It is the intention of the undersigned to exempt and relieve Delta Manufacturing, dba Twister Display, and associated parties from liability for personal injury, property damage, or wrongful death. I have carefully read all pages of this agreement and fully understand its contents. I sign this at my own free will.

Print Name

Street Address

City, State, Zip Code

Telephone Number

Date of Birth

Date

ECONODUNKER

Set-up/Safety

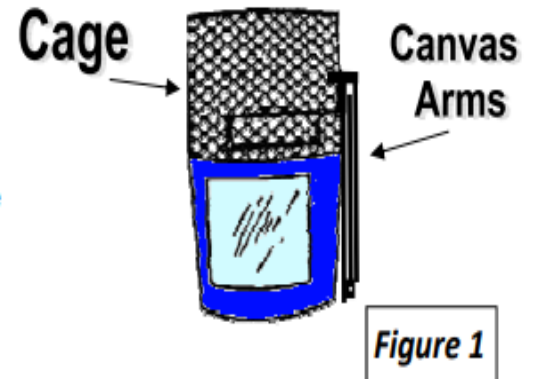
Instructions



ECONODUNKER

Initial Assembly

1. Remove all packing, and remove unit from pallet. (**NOTE: steel frame and tank are one unit, do not try to separate!**)
2. Remove cage from front of tank. Turn cage over and line the holes in the cage with the holes along the top of the tank. Drop a 1/4" carriage bolt through each hole. Then put on a flat washer, lock washer, and nut and tighten down. Start at one end of the cage and work your way around to the other end. (**See Figure 1.**)
3. Insert the 5/8" x 6" bolt into the tire tube (at the bottom of the frame). Place the flat washer onto the bolt, followed by the tire and lock nut on the outside and tighten. Repeat on the other side.



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Operating Instructions

SET UP

1. Select a level area for set up.
2. Remove the transportation chains from around the arms. Drop the Bottom Canvas Arm into the horizontal position. Remove the pin securing the Top Canvas Arm from its (vertical) transportation position and put in into its horizontal position, securing it with the pin. (See **Figure 2**.)

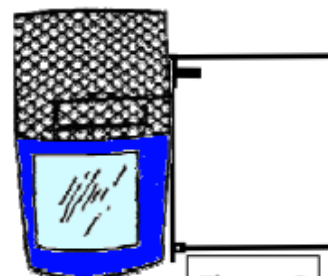


Figure 2

4. Slide the canvas onto the top and bottom canvas arms. (See **Figure 3**.)

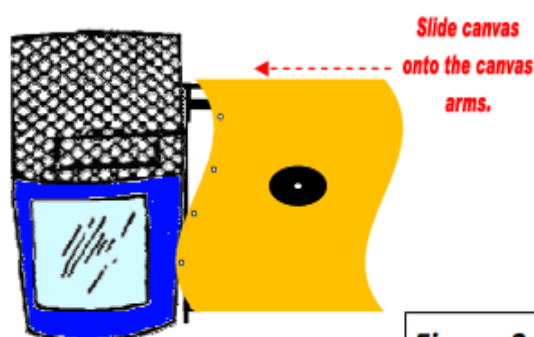


Figure 3

5. Extend top canvas bar to full height, and use the ball bungees to secure canvas to the vertical bar. (See **Figure 4**.)

6. Place the arm into the trigger mechanism. Put the other end through the hole in the canvas. Make sure the arm drops into the tube on the side of the frame. Insert the target into the end of the arm, and screw tight.

7. Place one hand on the front of the seat and push down. With the other hand test the target to see that it

works properly.

8. Check drain plug to make sure it is tight and then fill tank to the top with water (approx. 500 gallons).
9. REVIEW SAFETY RULES WITH ALL PARTICIPANTS.

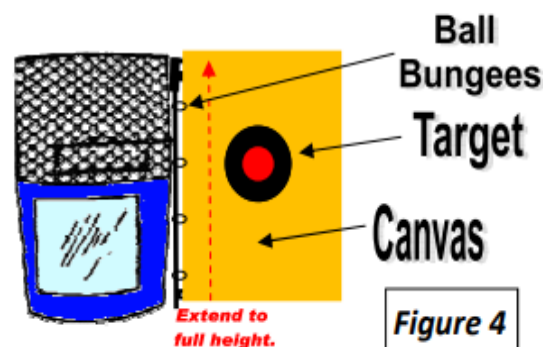


Figure 4

ECONODUNKER

Operating Instructions

OPERATION

1. Check to see that seat is properly locked and is released when the target is pressed. Be sure to show this operation to the person who will be on the tank as they will need to know how to reset the seat and trigger mechanism each time it is released, before they get back onto the seat. Instruct them to use the grip handles for support when climbing up out of the tank. *Also, be sure instruct the dunkee on the proper use of the seat safety latch, which is located behind the seat, to keep it secure until they are ready to be dunked.*

Please remind the dunkee to keep their hands on their knees and sit forward on the seat.

2. Use ONLY the balls that came with the EASY DUNKER.
3. Monitor water level to keep it full.

TAKE DOWN

1. As soon as you are finished using the dunker, open the drain and let the tank empty.
2. Remove target and target arm. Stow the target arm on the side of the frame, inserting the pin into the tube. Secure with a cotter pin. **(See Figure 5.)**
3. Remove the pin and carefully lower the top canvas arm, and remove canvas. **(See Figure 6.)**
4. Lift the bottom canvas arm. Rotate the top canvas arm into its (vertical) transport position and secure with pin. Be sure both top and bottom chains are wrapped around the canvas arms and the target arm.
5. Place seat in its "up" position and lock.

