



LAKE HEATHER

2023 Lake Heather USE and INDEMNITY AGREEMENT and Boat Permit Application

2023
Calendar
Year

Lake Heather is privately owned. Persons are allowed onto our private property only by permit. If you would like to be considered for boating or fishing on Lake Heather in 2023, please complete and return this Lake Use Permit Application and Rules pages.

Make Check Payable to: LHHA, Lake Operations

In the Amount of: \$375

Mail to: LHHA, Lake Operations
2100 Lake Heather Drive
Hoover, Alabama 35242

FILL OUT COMPLETELY.

DO NOT write "Same as before" or "No Change" or anything similar, because Past Year forms are not kept with Current Year forms, therefore a previous year's information does not transfer to the new year. Incomplete applications will not be processed and may be returned to applicant.

Lake User: ONLY ONE NAME IS ALLOWED

If more than one name is entered, the first name entered will be considered to be the Applicant, or the Application may be returned to the applicant.

First Name: _____ Last Name: _____

Address: _____

City: _____ ST: _____ Zip: _____

Email Address: _____

Home Phone: _____ Work Phone: _____

Cell Phone of registered boat owner: _____

Emergency Contacts:

Name: _____ Relationship: _____ Home Phone: _____ Cell #: _____

Name: _____ Relationship: _____ Home Phone: _____ Cell #: _____

What is your relationship to Inverness?

- Homeowner in Inverness
- Apartment Resident in Inverness Apt. Complex Name: _____ Apt. #: _____ Lease End Date: _____
- Non-Inverness Resident

Boat:

Make: _____ Model: _____ Serial #: _____ Year: _____ Color: _____

Alabama Boat Registration #: _____

References:

How did you hear about Lake Heather? If it was a person, enter their name here: _____

List persons you know who have, or have had, a permit to use Lake Heather: _____

Lake Heather and Lake Heather Area USE and INDEMNITY AGREEMENT

The person whose name appears above ("Lake User") hereby acknowledges that he/she is age 21 or older, and hereby applies for permission to enter onto and make use of Lake Heather and agrees to abide by all Lake Heather Rules and Regulations (receipt of a copy of which is hereby acknowledged); further, Lake User hereby releases and agrees to defend, indemnify and hold harmless, the Lake Heather Homeowners' Association, Inc., its officers, members, agents, servants, representatives, employees, board members and assigns, and any and all property owners bounding Lake Heather, from and against any and all claims, damages, suits, or causes of action arising from: (a) the entry onto the lake and/or the lake vicinity property; (b) the injury or death of any person including Lake User and his/her guests, agents, invitees and/or any other occupant of Lake User's boat or any other boat being used by any of them, regardless of whether the person(s) was/were authorized to be on or about the lake, or; (c) the damage to, or loss of, property of Lake User, his/her guests, agents, invitees, in, on or about the aforementioned lake, shoreline, docks, drives or other improvements associated therewith. Further, Lake User acknowledges and agrees that Lake Heather and associated lake access property are private properties. There may be hazards, known and unknown. Hazards can include, but are not limited to, slippery surfaces such as the concrete boat launch and unstable surfaces such as the floating dock. Lake User assumes all risks, responsibilities and liabilities for himself/herself and his/her guests, when on the lake and associated property.

"LHHA" as used herein, is an abbreviation for Lake Heather Homeowners Association, Inc., the owner of Lake Heather.
Rev. 10/6/2022

Lake User's Signature, agreeing to the above
ONLY ONE PERSON CAN BE THE PERMIT HOLDER

Date

↓ Continue to Rules Pages ↓

LAKE HEATHER RULES AND REGULATIONS

NOTE: Lake Heather is a private lake, owned by Lake Heather Homeowners' Association, Inc. ("LHHA"). A valid, current permit must be obtained for each calendar year in order to boat or fish on the lake. See www.lakeheather.org for further permitting information. Anyone using the lake for any purpose without such a permit will be considered a trespasser and will be prosecuted accordingly.

1. Fun and great fishing are what we hope everyone has on Lake Heather, but Safety is the primary focus when considering who is allowed to use Lake Heather. All persons who are on our lake property are to have all safety equipment as required by State law. A violation of this rule will result in the revocation of the associated permit(s). Life jackets are to be in excellent condition. Please wear your life jacket or have it readily at hand while on the water (wearing is preferred). State law has specific requirements for safety items required to be in each boat, including items such as throw ring, life vests, including the type, size and age.

In addition, we require that the cell phone shown on the permit holder's Permit Application be in the boat and turned on at all times when the permit holder is on lake property.

2. **For kayak and canoe users:** Positive floatation life jackets must be worn at all times. The type of life jacket must be one that works without having to pull a cord, or similar, to activate the life saving benefits. **For boaters with boats that are less than 14 feet long, life jackets are required to be worn. We encourage everyone to wear a life jacket at all times when on or near the water.**
3. For the safety of all lake users, NO ALCOHOL or other intoxicants are allowed on property (i.e. road, boat launch area, lake, etc.).
4. All laws are to be obeyed.
5. **The person whose name is on the permit (permit holder), must be in the boat,** but can have guests with him/her but the permit holder is totally responsible for his/her guests as described in the indemnity agreement to which the permit holder is a party.
6. Stop Aquatic Hitchhikers -- If you fish other lakes or ponds with the same boat or equipment that you bring onto Lake Heather, please make sure that you have done the following when you exit the other lakes or ponds, well before you arrive onto Lake Heather property:
 - a. Clean off aquatic plants and mud from your watercraft, motor, trailer and other equipment.
 - b. Drain water from your watercraft including the motor, bilge, live well and ballast areas.
 - c. Dry your watercraft in order to kill small species not easily seen.
7. **No night fishing or boating is allowed.** Boat launch hours are from 30 minutes before the official sunrise until 30 minutes after the official sunset, seven days a week. Anyone on the property (lake or dry land) outside of those times is subject to arrest and prosecution for trespassing. Sunrise and Sunset times can be found on Lake Heather's website at www.LakeHeather.org/Lake
8. The boat launch is for boat use **ONLY**. No swimming, sunbathing or loitering is allowed.
9. NO swimming, wading or other similar use of the lake is permitted. Use of the lake is only from inside a boat or bank fishing by a shoreline property homeowner (and guests) with a current Lake Heather permit from their shoreline property. No other bank fishing is allowed.
10. **Each boat is required to have two permit decals** with the placement locations on the boat the same as the state requirements. (The boat decals must be visible on both the port (left) and starboard (right) sides of your boat and located toward the bow (front)). Decals must be renewed each year. **This applies whether you use the boat launch or not.**
11. A Lake Heather parking decal must be attached to the tongue of your boat trailer unless you have received other written instructions.

12. Gasoline motors may not be used on the lake, even when trailering your boat. Gasoline motors must be tilted up and out of the water at all times. Only electric motors are permitted. Non-turbulent and non-disturbing wakes only.
13. Jet skis or other motorized personal watercraft are **NOT** permitted.
14. Paddle boards are allowed if the operator wears a life vest.
15. No Litter. Please do not discard any items into the lake or onto any lake related property. There is a trash can at the boat launch for disposing of trash.
16. No boats may be stored at the boat launch area.
17. Out of courtesy to others, loud music or other loud disturbances are not allowed while using the lake.
18. No game fish are to be taken by any method other than pole and line or rod and reel.
19. Under no circumstances shall trot lines, jug fishing, cast nets or any commercial apparatus for the catching of fish be allowed.
20. Fines or penalties, including but not limited to revocation of Lake Use permits, for violating these Rules & Regulations may be levied on a Lake User by LHHA.
21. Upon entering the boat launch area, all Lake Users must lock the gate to the boat launch area behind them, so that it is locked both while they are in the boat launch area and upon leaving.
22. No keys issued to Lake Users may be duplicated or given, sold or loaned to anyone else. A specific key is assigned to each permit holder. The Boat Permit Decals, the Parking Permit and the Key in use by the person on the property, must all match the person on the property (i.e. the registered permit holder). That means no sharing of keys, boat permit decals or parking permits.
23. If a Lake User loses his/her key to the boat launch gate, the replacement cost is the cost of a new permit and all costs associated with re-keying and re-issuing keys.
24. LHHA reserves the right to revoke any Lake Heather Use Permit at any time for any reason.
25. LHHA reserves the right to change or amend these rules at any time.

Lake User's Signature, agreeing to the rules above

Date

Print name signed above

