

VENDOR TERMS AND CONDITIONS

BOOTH INFORMATION: Each space is 10'x10' and will be clearly marked. The booth fee is \$100 for the space only. All vendors are required to bring their own canopies, tables, chairs, etc. No generators allowed without approval. Payment must be submitted with the application. No refunds will be provided for cancellations received after October 20th, 2010. The Morgan Hill Marathon and Half Marathon assesses a \$25.00 fee for returned checks.

Overnight security will be provided at the event site, however risk for theft or losses are the assumption of the vendor. The Morgan Hill Marathon and Half Marathon (SVE) has the right to prohibit and/or evict (without refund or assumption of liability for lost sales or expenses) any presentation or person who is in any manner deemed offensive or unprofessional. Vendors must provide their own display and must conform to the assigned space. Morgan Hill can be windy after 4pm, and the festival is on grass so please be prepared. The vendor will be held liable in the event that their display causes damage to the display or work of another vendor or event site property, or if anyone is injured due to your negligence.

SELECTION: Space is limited. Selections are made based on date received, duplication of items. Vendors must have a current resale permit number if selling any merchandise. Applications and payment must be received in the Morgan Hill Marathon and Half Marathon office by the deadline date of October 4th, 2010. Any applications received after that date will be charged a \$25 last processing fee. The Selection Committee will review applications upon the deadline date, and notify you of your acceptance or non-acceptance. Once you've been juried, you will be notified. 10 days before the event you will receive a festival map with booth location and further vendor instructions. Once the deadline date is past, the Selection Committee will review applications until all spaces are filled. If not accepted, all materials and fees will be returned promptly. **NO REFUNDS!** Every effort will be made to accommodate special requests and are not guaranteed. All placement decisions are final. **NO NEGOTIATIONS!**

REGISTRATION: Donuts and Coffee will be available at registration on Saturday, November 6th, 2010 at 7am. Registration will be located in the Centennial Recreation Center Parking lot. It is not required for you to come to registration as we will have staff walking the festival, beginning at 9am, to check you in. If you have not shown up by 9:00 a.m, you will be deemed a no-show, without refund, and the adjoining booths will absorb your space. All vehicles must be off the grounds by 9:00 a.m. and all booths completely set up and ready for business by 9:30 a.m.

SET-UP: Security will be available on Friday night, November 5th, 2010. You are welcome to set-up your booth Friday 12:00 to 5:00 p.m., at your own risk. If you set up in the wrong area/location, you will be asked to move. Please drop your booth equipment and merchandise off at the curb all merchandise and equipment will have to be hand trucked to booth location. No vehicles allowed on grass then proceed directly to vendor parking and registration. Your space must be completely set up by 9:30 a.m. and open for business. All **vehicles must be moved from the event area immediately after unloading.** Do not drive vehicles on grass. **NO EXCEPTIONS!** If your vehicle is left unattended during set-up, you WILL be towed.

TEAR DOWN: All vendors agree to participate for the entire event and understand that tear down before 5pm on Saturday and 5pm on Sunday is not allowed for any reason. Vendors may not bring vehicles onto the grounds until 5:00pm so we can give the public, security and the larger service vehicles time to leave safely. All vendors are responsible to clean up and bag your own trash. This includes plastic ties straps. A \$50 cleaning fee will be charged to any vendor who leaves trash behind, and the possibility of being declined as future vendor in the Morgan Hill Marathon and Half Marathon Festival. At the conclusion of the festival, all vendors are required to be completely torn down and off the Centennial Recreation Park area by 8pm on Sunday November 7th, 2010. Anyone who is still on the grounds after 8pm will be invoiced overtime fees of \$25 every 30-minute thereafter.

HOLD HARMLESS: This event is held rain or shine and no space fees or vendor expenses will be refunded should an emergency or any nature arise prior to the opening time or during the event that would prevent or cancel its production. In consideration for being allowed to attend and participate in the 1st annual Morgan Hill Marathon and Half Marathon Festival, November 5th- 7th, 2010, vendor agrees to protect, defend and hold harmless Morgan Hill Marathon and Half Marathon (South Valley Endurance), and their respective elective or appointed boards, officers, agents, and contract employees from any and all claims, liabilities, expenses, or damages or any nature, including reasonable attorney's fees, t the extent such claims, liabilities, expenses, or damagers arise out of the participation by the Morgan Hill Marathon and Half Marathon, its agents, officers, employees, subcontractors, or independent contractors, at the festival.

WAIVER: I have read and fully understand the Terms & Conditions on this application. In consideration for being allowed to attend and participate in the 1st Annual Morgan Hill Marathon and Half Marathon Festival, November 5th – 7th,2010, I agree to abide by these terms and conditions, as outlined above. **Please make sure to make a copy for your records**

Signature: _____ Date: _____

PLEASE SIGN AND RETURN WITH APPLICATION

Please note:

This application must be signed and returned with application in order to process the application

WAIVER & HOLD HARMLESS

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WAIVER: I have read and fully understand the Terms & Conditions. In consideration for being allowed to attend and participate in the 1st Annual Morgan Hill Marathon and Half Marathon Festival, November 5th -7, 2010, I agree to abide by these terms and conditions, as outlined on page 3 of the application. ***Please make a copy for your records***

Company Name: _____

Name: (please print) _____

Signature: _____ Date: _____