

**DES MOINES PARKS AND RECREATION
“TOUR DM PARKS” TRIVIA CONTEST (“Contest”)
OFFICIAL RULES**

1.NO PURCHASE NECESSARY TO ENTER OR TO WIN

2.SPONSOR

City of Des Moines Parks and Recreation Department, 1551 E MLK Jr. Parkway, Des Moines, Iowa 50317. “Sponsor” shall mean the City of Des Moines and its co-sponsors and their respective employees, officers, elected officials, directors, volunteers, and agents.

3.ELIGIBILITY

This Contest is open to legal residents of Iowa who are **eighteen (18) years of age or older**. **This Contest is void wherever prohibited or restricted by law**. The Contest and any website pages and advertisements or promotional materials relating thereto are intended for viewing only within the United States. You are not authorized to participate in the Contest if you are not physically located in the United States at the time of entering. City of Des Moines employees and elected officials and their immediate family members are not eligible to participate in the Contest. By entering, entrants agree to comply with these Official Rules including all eligibility requirements.

4.HOW TO ENTER

To enter, submit a photo(s) showing yourself, using your individual social media account name, at the designated park landmark via Social Media (Facebook, Twitter, or Instagram) at the designated City of Des Moines park locations during the hours that the park is open to the public. Park locations will be designated on the City of Des Moines Facebook page and Parks and Recreation Website www.dmparks.org from July 1-31, 2018, with one new park landmark highlighted each day. Park locations may be visited and documented in any order and on any date during the designated timeframe. All profiles must be made public in order to be collected and considered as part of the event. The first 500 entrants who visit and submit a photo for at least ten of the 31 City of Des Moines Park and Recreation sites will receive a t-shirt with an estimated retail value of \$5. The first 500 participants who submit a photo of themselves for at least twenty of the designated locations will receive a “Parks Bucks” certificate with an estimated retail value of \$20.00 which may be used for any Des Moines Park and Recreation Department program through June 30, 2019. Only one entry per person per City of Des Moines Park and Recreation location is eligible. Odds of winning a t-shirt or “Parks Bucks” depend on number of entries received. All entries must be received by 11:59 pm on July 31, 2018. Winners may pick up prizes at the A.H Blank Golf Course Club House located at 808 County Line Road, Des Moines, IA at the Grand Finale event on Wednesday, August 8 or at the Municipal Service Center located at 1551 E. Martin Luther King Jr. Pkwy, Des Moines, IA 50317 starting on Tuesday, August 8 between 8am-5pm Monday through Friday until Friday, September 1, 2018.

5.GRAND PRIZE CONTESTANT QUALIFICATION, WINNER SELECTION AND NOTIFICATION

Entrants who submit a photo for all 31 City of Des Moines Park and Recreation sites or are in a tie with other contestants who submitted the most official entries (if no one completes all 31 sites) during the month of July 2018 will be eligible to compete in the “Tour DM Parks” Grand Prize Quiz testing each person’s knowledge of Des Moines Parks and Recreation programs and facilities. Qualified contestants will be notified via email of their potential eligibility by 5pm on Friday, August 3, 2018. A participant must be present to compete in the “Tour DM Parks” Trivia Contest to be held at 6pm on Wednesday,

August 8, 2018 at the Blank Golf Course Club House located at 808 County Line Road, Des Moines, IA. A verification that a contestant posted a submission for all 31 City of Des Moines Park and Recreation sites will be done prior to the start of the Trivia Contest. The contestant who answers the most questions correctly on the date of the Trivia Contest event will be declared the winner at the conclusion of the event. Scoring will be conducted by a panel of judges under the supervision of the City of Des Moines Park and Recreation Department. All judging and interpretation of these rules will be conducted by the judges. Failure to comply with any rule may result in disqualification. All decisions of the judges on matters relating to this Contest are final and binding. In the event of tie, all those with the same highest score will then toss bags onto a board with the player or players with the highest total advancing on to the next round and any others not with that highest number being eliminated. With each round players will move farther away from the board. This will continue until only one person is left to then receive the grand prize.

6. GRAND PRIZE.

The first place winner will be awarded:

\$1000 debit card provided by the Friends of Des Moines Parks.

Prize will be delivered at time of winner identification. Prizes are non-transferable and no substitution or exchange for cash in lieu or prize, except Sponsor reserves the right to substitute a similar prize or equal or greater value. By participating and winning a prize, winner releases Sponsor from any and all liability with respect to the prize. The awarding of any prize is contingent upon full compliance with these rules.

Subject to all U.S. federal, Iowa state and local laws and regulations. Taxes on prizes are the sole responsibility of winners.

7. RELEASE AND INDEMNIFICATION

PUBLICITY RELEASE. Entry constitutes permission to use winner's name and photo and hometown for purposes of marketing and promotion on behalf of the Contest and the City of Des Moines, Iowa, without additional compensation, unless prohibited by law. Winners may be required to sign and return a Publicity Release.

RELEASE. Entrants, and all entrant successors in interest, hereby release, relinquish, acquit, and forever discharge Sponsor from all liability whatsoever, including but not limited to, any losses, damages, expenses, costs, settlement amounts, attorney fees, judgments, interest, actions, claims, or any other liability arising out of or relating to your participation in this Contest, including those arising from the Grand Prize(s). This release includes, but is not limited to, a release of all liability, losses, damages, expenses, costs, settlement amounts, attorney fees, judgments, interest, actions, claims, or any other liability: (a) whether or not such liability is currently known and (b) whether or not such liability later arises, appears, develops, or is otherwise incurred. Winners of "Parks Bucks" and Grand Prize will be required to sign and return a Release and Waiver.

INDEMNIFICATION. Entrants agree to indemnify, defend, and hold harmless Sponsor from any and all liability, losses, damages, expenses, costs, settlement amounts, attorney fees, judgments, actions, claims, tax credit claims, or any other liability arising out of or related in any way to this Contest, including the Grand Prize(s). This obligation to indemnify, defend, and hold harmless Sponsor from liability under this provision includes, but is not limited to, an obligation to indemnify, defend, and hold harmless the Sponsor from: (a) all liability, losses, damages, expenses, costs, settlement amounts, attorney fees, judgments, actions, claims, tax credit claims, or any other liability of the claimants' successors in interest, and any other third parties; and (b) all liability, losses, damages, expenses, costs, settlement amounts,

attorney fees, judgments, actions, or claims of any third parties arising in whole or in part as a result of the Sponsor's acts or omissions.

9. WINNER AND ENTRANT CONSENTS

Winners consent to the use of his/her name and/or likeness (including his/her biographical information, city and state of residence, statements, and photograph) for advertising and promotional purposes, including on the City of Des Moines website, without additional compensation, except where prohibited by law. By entering this Contest, entrants agree that Sponsor may report or share their entry, including any likeness and name, in connection with this Contest, on all City of Des Moines social media platforms, except where prohibited by law.

10. INTERNET

Sponsor is not responsible for hardware or software or technical failures of any kind or for lost or unavailable network connections, failed, incomplete, gobbled or delayed computer transmissions or emails or any human error, which may occur in the receipt or processing of the entries. Proof of entering information through the Des Moines Parks and Recreation social media networks does not constitute proof of delivery or receipt. Sponsor reserves the right to modify the scheduling of the Contest without prior notification. Sponsor reserves the right to cancel, terminate, modify, or suspend the Contest without notice and to select the t-shirt and "Parks Bucks" winners from all eligible entries received prior to the cancellation or termination.

11. DISPUTES

Each entrant agrees that (1) any and all disputes, claims, and causes of action arising out of or in connection with this Contest, or any prizes awarded, shall be resolved individually, without resort to any form of class action, and any judicial proceeding shall take place in a federal or state court in Polk County, Iowa; (2) any and all claims, judgments, and awards shall be limited to actual out-of-pocket costs incurred, including costs associated with entering this Contest, but in no event attorney's fees and (3) under no circumstances will entrant be permitted to obtain awards for, and entrant hereby waives all rights to claim punitive, incidental, and consequential damages, and any other damages, other than for actual out-of-pocket expenses, and any and all rights to have damages multiplied or otherwise increased.

12. WINNER'S LIST

For winner names, log on to the Des Moines Parks and Recreation website starting Thursday, August 9, 2018, or send a self-addressed stamped envelope to: Des Moines Parks and Recreation "Tour DM Parks" Trivia Contest, 1551 E. Martin Luther King Jr. Parkway, Des Moines, Iowa 50317, to be received no later than two months after winners are chosen.