

PERFORMANCE BOND
(OFFSITE IMPROVEMENTS)

Bond No. _____

KNOW ALL PERSONS BY THESE PRESENTS:

THAT, _____ (hereinafter called Principal), as Principal, and _____, a corporation organized and existing under the laws of the State of _____, with its principal office in the City of _____ (hereinafter called the Surety), as Surety, are held and firmly bound unto the City of Avondale (hereinafter called the Obligee) in the amount of _____ (Dollars) (\$ _____), for the payment whereof, the said Principal and Surety bind themselves, and their heirs, administrators, executors, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has agreed to construct the following certain improvements within or adjacent to the designated public right-of-way: _____

_____ for the Project _____ and is hereby referred to and made a part hereof as fully and to the same extent as if copied at length herein.

WHEREAS, the Principal has applied for an Engineering (Right-of Way) Construction Permit ("Permit") from Obligee, for the improvements listed herein for the Project _____.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the Principal shall construct, or cause to have constructed, the improvements herein listed and described, including any required testing, reports and certifications per local, state or federal laws and specifications typically associated with construction of said improvements, during the term of the issued Permit, any extension of the Permit, with or without notice to the Surety, and during the life of any guaranty required under the Permit, plus any duly authorized modifications of the Permit that may hereafter be made, notice of which modifications to the surety being hereby waived; then the above obligation is void. Otherwise it remains in full force and effect.

The prevailing party in a suit on this bond shall recover as part of the judgment reasonable attorney fees that may be fixed by a judge of the Court.

Witness our hands this _____ day of _____ 20____.

Principal Seal

By: _____

Surety Seal

By: _____
Attorney-in-Fact

Agency of Record