SANITARY SEWER PERFORMANCE BOND

BOND NO. __________________

KNOW ALL MEN BY THESE PRESENTS:

THAT we, ______________________________, as Principal, and _________________________, as Surety, a surety company incorporated under the laws of the State of __________________________, and authorized to conduct a surety business in the State of Washington, are held and firmly bound unto the Pierce County, a Political Subdivision of the State of Washington, as Obligee, in the full and just sum of $___________ to the payment of which well and truly to be made we do bind ourselves, successors and assigns, firmly by these presents.

WHEREAS, the Principal is the Developer of a certain tract of land in _________________ County in Section ______, Township ________, Range________, W.M., which development is known as __________________________, which development requires the construction of sanitary sewer facilities in _________________ County as shown in detail on the sanitary sewer plans approved by the Pierce County Wastewater Utility Manager, or is acting as the Agent of said Developer; and

WHEREAS, said Obligee requires that a good and sufficient bond be furnished by said Principal guaranteeing the satisfactory completion of said sanitary sewer facilities as outlined in the Construction Cost Estimate prepared by ______________________, the Engineer, and approved by the Pierce County Wastewater Utility Manager on ____________________, 20______.

NOW THEREFORE, the condition of this obligation is such that if said Principal shall well and truly construct the said sanitary sewer facilities in accordance with the above-designated plans and specifications and comply with all permitting conditions associated with said construction to the satisfaction of the Pierce County Wastewater Utility Manager, and the Principal and Surety are released from said obligation, in writing, by the Pierce County Wastewater Utility Manager, then this obligation shall be void, otherwise to be and remain in full force and effect.

IN THE EVENT that any actions or proceedings are initiated with respect to this bond, the parties agree that the venue thereof shall be Pierce County, State of Washington. Should any proceedings be necessary to enforce this bond, such sum as the Court may determine to be reasonable shall be awarded to Obligee as attorney’s fees, interest at the rate of twelve (12%) percent per annum, and other sums found due.

SEALED with our seals and dated the ______________ day of _________________, 20__________.

PRINCIPAL

___________________ __________________________
Principal (print or type name)   Name of Surety (print or type name)

___________________ __________________________
Principal's Signature   Officer's Signature

___________________ __________________________
Address of Principal     Address of Local Issuing Agent

City State Zip   City State Zip

___________________ __________________________
Telephone Number   Telephone Number

All correspondence regarding this bond should be sent to:

Pierce County Public Works and Utilities
9850 - 64th Street West
University Place, WA  98467-1078
SANITARY SEWER PERFORMANCE BOND (cont’d)

BOND NO. ______________

STATE OF ____________________ ) ss.
County of ____________________ )

I, the undersigned, a Notary Public in and for the State of ______________, duly commissioned and sworn, do hereby certify that on this _____________ day of ______________, 20______, personally appeared ________________________, to me known to be the individual described in and who executed the Principal within instrument and acknowledged that (he/she/they) signed the same as (his/her/their) free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN UNDER MY HAND AND OFFICIAL SEAL THIS ____________ day of ______________, ______.

______________________________
Notary Public in and for the State of ______________,
residing in ________________________.
My commission expires on _________________.

STATE OF ____________________ ) ss.
County of ____________________ )

I, the undersigned, a Notary Public in and for the State of ______________, duly commissioned and sworn, do hereby certify that on this _____________ day of ______________, 20______, personally appeared ________________________, to me known to be the Officer of the Surety described in and who executed the Officer within instrument and acknowledged that (he/she/they) signed the same as (his/her/their) free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN UNDER MY HAND AND OFFICIAL SEAL THIS ____________ day of ______________, ______.

______________________________
Notary Public in and for the State of ______________,
residing in ________________________.
My commission expires on _________________.

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