

Rev. 8/68
Rev. 6/71
Rev. 1/1/80
Rev. 3/2/81
Rev. 11/1/82
Rev. 9/1/94

Bond No. _____

PERFORMANCE BOND
(Construction)

KNOW ALL MEN BY THESE PRESENTS that we _____ of
_____ as principal, and _____ of
_____ as surety, are held and firmly bound unto the Missouri Highway and
(Address)

Transportation Commission in the penal sum of _____ (Minimum of One Thousand Dollars), good and lawful money of the United States, to be paid to the Missouri Highway and Transportation Commission, its successors or assigns, for which payment well and truly to be made, we bind ourselves, our agents, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Sealed with our seal and dated this _____ day of _____, 20_____.

WHEREAS, the above bounden principal has applied and will apply to the Missouri Highway and Transportation Commission for permission to construct facilities on or across certain state highways in Missouri and agrees to construct all said facilities and all attachments at such places as the Chief Engineer of the Missouri Highway and Transportation Commission or its District Engineer shall designate and agrees not to trim or cut any trees or shrubs within or along any state highway right-of-way without detailed written permission of the District Engineer, therefore, and will always install said facilities and fixtures to the satisfaction of the District Engineer and in such a way as to not be a hazard to the traveling public or interfere with the maintenance of the highway.

NOW, THEREFORE, the condition of this obligation is such that if the said principal, its successors, assigns, executors, administrators, employees, agents, or contractors shall at all times as long as any construction work is being performed within a state highway duly observe and perform all and singular of the agreements, covenants and conditions as above set out to be observed and performed by said principal, then this obligation shall be void, otherwise to remain in full force and effect until ninety (90) days after written notice of termination or cancellation shall be given the Chief Engineer of the Missouri Highway and Transportation Commission by the surety.

ATTEST: (Corporate Seal)

Principal

By _____
Official Title

Corporate Secretary

Countersigned By* (Surety Seal)

Surety

City
Agent or Broker

By _____
Signature of Attorney-in-Fact

Please print or type name

NOTE: Power of Attorney for persons signing for surety company must accompany this bond. A Corporation Acknowledgment or Individual Acknowledgment must accompany this bond for the Principal. An acknowledgment is not necessary for the surety.

*If Attorney-in-Fact for surety is not a Missouri resident, the bond must be countersigned by an agent or broker licensed by the Director of the Missouri Division of Insurance.

*****SEE REVERSE SIDE FOR ACKNOWLEDGMENT*****

PRINCIPAL'S ACKNOWLEDGMENT

1. FORM TO BE USED IF PRINCIPAL IS AN INDIVIDUAL

State of _____)
)ss.
County of _____)

On this _____ day of _____, 20 _____, before me personally appeared _____ to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

Notary Public

My Commission Expires _____.

2. FORM TO BE USED IF PRINCIPAL IS A PARTNERSHIP OR UNINCORPORATED COMPANY

State of _____)
)ss.
County of _____)

On this _____ day of _____, 20 _____, before me personally appeared _____ to me known to be the person described in and who executed the foregoing instrument and being first duly sworn, acknowledged that he executed the same as the free act and deed of the partnership or company known and doing business as _____

Notary Public

My Commission Expires _____.

3. FORM TO BE USED IF PRINCIPAL IS A CORPORATION

State of _____)
)ss.
County of _____)

On this _____ day of _____, 20 _____, before me appeared _____ to me personally known, who, being by me duly sworn did say that he is the _____ of _____, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors, and said _____ acknowledges said instrument to be the free act and deed of said corporation.

Notary Public

My Commission Expires _____.