

PERFORMANCE AND PAYMENT BOND
PUBLIC CONSTRUCTION BOND

Page 1 of 2

By this bond, we _____ as Principal and _____, as Surety, are bound to **Lee County Board of County Commissioners**, herein called Owner, in the sum of \$ _____, for payment of which we ourselves, our heirs, personal representatives, successors, and assigns jointly and severally are liable **THE CONDITION OF THIS BOND IS** that is Principal:

1. Performs this contract dated _____, 2_____, between Principal and Owner for the _____, RFP #_____, the contract being made a part of this bond by reference, at the times and in the manner prescribed in the contract, and;
2. Promptly makes payments to all claimants, as defined in Section 255.05 (1) Florida Statutes, supplying Principal with labor, materials or supplies, used directly or indirectly by Principal in the prosecution of the work provided for in the contract, and;
3. Pays Owner all loss, damages, expenses, costs, and attorney's fees, including appellate proceedings that Owner sustains because of a default by Principal under this contact, and;
4. Performs the guarantee of work and materials furnished under this contract for the time specified in the contract, then this bond is void; otherwise it remains in full force.

Any changes in or under the contract documents and compliance or non-compliance with any formalities connected with the contract or the changes do not affect Surety's obligation under this bond.

_____ DATED THIS _____ DAY
Principal OF _____, 2_____
By: _____
Title
Address: _____

STATE OF _____

COUNTY OF _____

The foregoing instrument was acknowledged before me this ____ day of _____ by _____ (name and title of corporate officer) of _____ (name of corporation), a _____ (state or place of incorporation) corporation, on behalf of the corporation. He/she is personally known to me or has produced _____ (type of identification) as identification.

Signature line for notary public _____

Name of notary typed, printed, or stamped _____

Title or rank _____

Serial number if any _____

My Commission Expires: _____

DAY

Surety

By: _____
Attorney-in-Fact for Surety

Address: _____

.....
DATED THIS _____

OF _____, 2__

STATE OF _____

COUNTY OF _____

The foregoing instrument was acknowledged before me this ____ day of _____ by _____ (*name and title of corporate officer*) of _____ (*name of corporation*), a _____ (*state or place of incorporation*) corporation, on behalf of the corporation. He/she is personally known to me or has produced _____ (*type of identification*) as identification.

Signature line for notary public _____

Name of notary typed, printed, or stamped _____

Title or rank _____

Serial number if any _____

My Commission Expires: _____

Contractor is required to execute and record the bond in the Clerk of Courts Recording department and deliver a certified copy of this bond to Lee County Procurement Management.