

**SAMPLE PERFORMANCE BOND**

SECTION IV. PERFORMANCE BOND

Bond No. \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS: That, (Enter Contractor Name and form of business), a(an) (Oregon) (corporation)(partnership)(joint venture).

as principal, and

as Surety, are jointly and severally held and bound unto the State of Oregon, in the sum of

(Enter performance bond amount in example format: One Hundred Sixty-seven Thousand Dollars and Zero Cents (\$167,000.00))

for the payment of which we jointly and severally bind ourselves, our heirs, executors, administrators and assigns or successors and assigns, firmly by these presents.

THE CONDITION OF THIS BOND IS SUCH

That, whereas the said principal herein has made and entered into a certain Contract, a copy of which is attached hereto, with the State of Oregon by and through its Transportation Commission and its Department of Transportation, which Contract, together with the applicable Plans, Standard Specifications, Special Provisions, and Schedule of Items, is by this reference made a part hereof, whereby the said principal agrees to do in accordance with the certain terms conditions, requirements, Plans and Specifications set out in said Contract and all authorized modifications of the Contract which increase the amount of the work and the amount of Contract. Notice to the Surety of any of the immediately foregoing is waived.

NOW, THEREFORE, if the principal herein shall faithfully and truly observe and comply with the terms, conditions and provisions of the said Contract, in all respects, and shall well and truly and fully do and perform all construction work (and design, if any) and all other work and matters and things by it undertaken to be performed under said Contract, upon the terms set forth therein, and within the time prescribed therein, or as extended as provided in the Contract, and shall indemnify and save harmless the State of Oregon, the Oregon Transportation Commission, the Oregon Department of Transportation and their respective members, officers, employees, and agents, against any direct or indirect damages of every kind and description that shall be suffered or claimed to be suffered in connection with or arising out of the performance of the said Contract by the said Contractor or any subcontractors and shall in all respects perform said Contract according to applicable law, then this obligation is to be void, otherwise to remain to full force and effect.

Nonpayment of the bond premium will not invalidate this bond nor shall the State of Oregon, by and through its Transportation Commission or its Department of Transportation, be obligated for the payment thereof.

Witness our hands this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Contractor: (Enter Contractor Name)  
Address: (Enter Contractor Address)  
Phone: (Enter Contractor Phone Number)  
Email: (Enter Contractor Email Address)

By \_\_\_\_\_  
Authorized Official Signature

By \_\_\_\_\_  
Authorized Official Signature

\_\_\_\_\_  
Surety

By \_\_\_\_\_  
Signature  
Attorney in Fact

\_\_\_\_\_  
Printed Name  
Attorney in Fact  
(A Power of Attorney for the Attorney in Fact  
must be attached to this bond)

By \_\_\_\_\_  
Agent (Required)  
Agent Phone Number: \_\_\_\_\_  
Agent Email: \_\_\_\_\_

\_\_\_\_\_  
Surety's Seal  
Must be affixed

**SAMPLE PAYMENT BOND**

SECTION V. PAYMENT BOND

Bond No. \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS: That, (Enter Contractor Name and form of business), a(an) (Oregon) (corporation)(partnership)(joint venture).

as principal, and

as Surety, are jointly and severally held and bound unto the State of Oregon, in the sum of

(Enter payment bond amount in example format: One Hundred Sixty-seven Thousand Dollars and Zero Cents (\$167,000.00))

for the payment of which we jointly and severally bind ourselves, our heirs, executors, administrators and assigns or successors and assigns, firmly by these presents.

THE CONDITION OF THIS BOND IS SUCH

That, whereas the said principal herein has made and entered into a certain Contract, a copy of which is attached hereto, with the State of Oregon by and through its Transportation Commission and its Department of Transportation, which Contract, together with the applicable Plans, Standard Specifications, Special Provisions, and Schedule of Items, is by this reference made a part hereof, whereby the said principal agrees to do in accordance with the certain terms, conditions, requirements, Plans and Specifications set out in said Contract and authorized modifications of the Contract which increase the amount of the work and the amount of Contract. Notice to the Surety of any of the immediately foregoing are waived.

NOW, THEREFORE, if the principal herein shall make payment promptly, as due to all subcontractors and to all persons supplying to the Contractor or any subcontractors, equipment, supplies, labor or materials for the prosecution of the work, or any part thereof, provided for in said Contract, and shall pay all contribution of amounts due its workers compensation carrier and the State Unemployment Compensation Trust Fund from such Contractor or subcontractors incurred in the performance of said Contract, and pay all sums of money withheld from the Contractor's employees and payable to the Revenue Department; and shall pay all other just debts, dues and demands incurred in the performance of the said Contract and shall pay the State of Oregon, by and through its Transportation Commission and its Department of Transportation, such damages as may accrue to the State under said Contract, then this obligation is to be void, otherwise to remain in full force and effect.

Nonpayment of the bond premium will not invalidate this bond nor shall the State of Oregon, by and through its Transportation Commission and its Department of Transportation, be obligated for the payment thereof.

Witness our hands this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Contractor: (Enter Contractor Name)  
Address: (Enter Contractor Address)  
Phone: (Enter Contractor Phone Number)  
Email: (Enter Contractor Email Address)

By \_\_\_\_\_  
Authorized Official Signature

By \_\_\_\_\_  
Authorized Official Signature

\_\_\_\_\_  
Surety

By \_\_\_\_\_  
Signature  
Attorney in Fact

\_\_\_\_\_  
Printed Name  
Attorney in Fact  
(A Power of Attorney for the Attorney in Fact  
must be attached to this bond)

By \_\_\_\_\_  
Agent (Required)  
Agent Phone Number: \_\_\_\_\_  
Agent Email: \_\_\_\_\_

\_\_\_\_\_  
Surety's Seal  
Must be affixed