

**ENCROACHMENT PERMIT
FAITHFUL PERFORMANCE BOND**

Bond No. _____
Premium \$ _____

WHEREAS, _____
_____ ("PRINCIPAL") agrees to install
and complete certain designated public improvements, located at _____
_____ as per Encroachment Permit No.
_____ ("ENCROACHMENT PERMIT"), dated _____, 20__; and

WHEREAS, said PRINCIPAL is required under the terms of the
ENCROACHMENT PERMIT to furnish a bond for the faithful performance of said
ENCROACHMENT PERMIT; and

NOW, THEREFORE, the PRINCIPAL and _____
_____, a _____, admitted and
duly authorized to transact business under the laws of the State of California, as
SURETY ("SURETY"), are held and firmly bound unto the City of Roseville ("CITY"), in
the penal sum of _____
_____ dollars (\$ _____), lawful
money of the United States, for the payment of which sum well and truly to be made,
SURETY binds itself, its heirs, successors, executors and administrators, jointly and
severally, firmly by these presents.

The condition of this obligation is such that if the PRINCIPAL, his or its heirs,
executors, administrators, successors or assigns, shall abide by, and in all respects
perform the covenants, conditions and provisions of the ENCROACHMENT PERMIT
and any alteration thereof made as therein provided, on his or its part to be kept and
performed at the time and in the manner therein specified, and in all respects and
according to their true intent and meaning, and shall indemnify and save harmless
CITY, its officers, agents and employees, as therein stipulated, then this obligation shall
be null and void; otherwise this obligation shall be and remain in full force and effect.

As part of this obligation secured by this ENCROACHMENT PERMIT bond and
in addition to the face amount specified above, there shall be included costs and
reasonable expenses and fees, including reasonable attorney's fees, incurred by CITY
in successfully enforcing such obligation of this ENCROACHMENT PERMIT bond, all to
be taxed as costs and included in any judgment rendered.

The SURETY hereby stipulates and agrees that no change, extension of time,
alteration or addition to the terms of the ENCROACHMENT PERMIT or to the work to
be performed pursuant to the ENCROACHMENT PERMIT or the specifications
accompanying it shall in any way affect the SURETY'S obligations under this bond and
it does hereby waive notice of any such change, extension of time, alteration or addition

to the terms of the ENCROACHMENT PERMIT or to the work or to the specifications. The SURETY waives all rights of subrogation against the CITY or any person employed by CITY. The SURETY hereby waives the provisions of Section 2819 of the Civil Code.

This bond shall be released twelve (12) months after acceptance of work performed under the above ENCROACHMENT PERMIT, as per the City of Roseville Municipal Code §13.28.050.

IN WITNESS WHEREOF, this instrument has been duly executed by the PRINCIPAL and SURETY above-named on the _____ day of _____, 20____.

PRINCIPAL:
BY: _____
PRINT NAME: _____
PRINT TITLE: _____

SURETY:
BY: _____
PRINT NAME: _____
PRINT TITLE: _____

AND
BY: _____
PRINT NAME: _____
PRINT TITLE: _____

MAILING ADDRESS:

(Notarization by Surety and copy of Power of Attorney required.)

APPROVED AS TO FORM:
BY: _____
City Attorney

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of _____
County of _____)

On _____ before me, _____, Notary Public
(insert name and title of the officer)

personally appeared _____,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal)