EXCAVATION OR FILL SURETY COMPANY
PERFORMANCE BOND

Bond #: _____

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, THE UNDERSIGNED, _____ as PRINCIPAL, and _____ _____ as SURETY, are held and firmly bound unto the BOARD OF COUNTY COMMISSIONERS OF SARASOTA COUNTY, FLORIDA, in the penal sum of _____ _____ ($_____) the payment whereof well and truly to be made, we do bind ourselves, our respective heirs, personal representatives, successors, and assigns, jointly and severally, firmly by this bond.

THE CONDITION OF THIS BOND is that if the excavation of fill to be performed as shown on the approved permit documents shall be completed within the time specified therein or any extensions thereof, and in accordance with the requirements contained in Sarasota County Ordinance No. 81-60, and that all costs incurred in connection therewith shall be paid, then this obligation shall be null and void, otherwise it shall remain in full force and effect.

The SURETY shall not be entitled to the defense of pro tanto discharged because of any change or modification in the permit documents to which SURETY is not a party, and the SURETY hereby waives notice of any alteration or change to said permit documents, including any extension of time for performance under same; provided, however, that in any event the liability of the SUREY shall not be increased beyond the sum hereinabove mentioned as a result of any change, modification or extension of time.

This bond shall be construed under the laws for the State of Florida, the maximum liability to the SURETY under this bond shall be the sum provided for above exclusive of costs and attorney fees incurred by Sarasota County in connection with the successful enforcement of all or any portion of the SURETY'S obligations under this bond.

The SURETY agrees to pay all reasonable costs and attorney fees incurred by Sarasota County in connection with the successful enforcement of all or any portion of the SURETY'S obligations under this bond.

IN WITNESS WHEREOF, the said PRINCIPAL and SURETY have signed and sealed this instrument this _____ day of _____, _____.

Witness as to PRINCIPAL: _____
(Principal as appears at top)

_____ By_____
Title:
(SEAL)

Witness as to SURETY: _____
(Surety as appears at top)

_____ By_____
Title: Attorney-in-Fact
(SEAL)

APPROVE as to form and execution:

_____
Attorney to Board of County of Commissioners of
Sarasota County, Florida