RIGHT OF WAY CONSTRUCTION BOND

No. _____

Applicant's Telephone Number: _____

KNOW ALL MEN BY THESE PRESENTS:

That (I), (We), _____,

of _____, _____,
Street City State

as Principal, and _____ of

_____,
as Surety, are held and firmly bound unto the City of Waterloo, Black Hawk County, Iowa, in the penal sum of FIFTEEN THOUSAND DOLLARS ($15,000.00) lawful money of the United States of America, to the payment of which sum, well and truly to be made, the Principal herein firmly binds (himself) (herself) (themselves) their heirs, executors and administrators, and the said Surety binds themselves, their successors, assigns, executors and administrators, jointly and severally, firmly by these presents.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH that, by the provisions of the Ordinances of the City of Waterloo, Iowa, a Surety Bond in the sum of Fifteen Thousand Dollars ($15,000.00) must be filed with the City Clerk/Auditor of the City of Waterloo, Iowa, before one may engage in construction, reconstruction or excavation in the public right of way in said City.

NOW, THEREFORE, if the above bounden _____ of _____ will faithfully perform any and all duties and abide by any and all regulations required by said Ordinances regulating the construction, reconstruction and excavation projects within said City; and if (he), (she), (they) will promptly pay to said City any and all sums and amounts due or that may become due or owing by reason of or under said Ordinances; and if (he), (she), (they) will pay all fines imposed upon (him), (her), (them), or a violation of said Ordinances occurring during the life of this bond; and if (he), (she), (they) will indemnify and keep the City harmless from all liability for any accident and/or damages arising from (his), (her), (their) doing, protecting or completing the work, then this obligation to be null and void, otherwise to remain in full force and effect.

The effective date of this Bond is _____ , through April 30, _____.

Witness our hands this _____ day of _____, _____.

_____
PRINCIPAL

By: _____

Printed Name: _____

_____
SURETY

By: _____
Attorney-in-fact

PLEASE MAIL TO:

City of Waterloo, Iowa
Engineering Department
715 Mulberry Street
Waterloo, IA 50703

Updated March 2017

PLEASE COMPLETE CHECKLIST ON REVERSE SIDE BEFORE SUBMITTING BOND.

<u>THE FOLLOWING IS A HELPFUL CHECKLIST TO ASSIST THE PRINCIPAL AND/OR SURETY. THERE MAY BE OTHER ITEMS REQUIRED BY THE SURETY, WHICH ARE NOT LISTED HERE. BEFORE SUBMITTING THIS RIGHT-OF-WAY CONSTRUCTION BOND FORM, PLEASE BE SURE THE FOLLOWING ITEMS ARE COMPLETED</u>:

- the correct local telephone number of the principal is included;
- the typewritten name of the principal is the same as the name on the signature line;
- the bond is signed by the principal;
- the correct address for the principal is included;
- surety's address is correct;
- beginning and expiration dates are correct, beginning date on bond may be changed, all right-of-way construction bonds expire on April 30 of the following year (i.e. bond written during 2005 shall expire April 30, 2006);
- the attached power-of-attorney must be effective prior to, or on, the date the bond is issued;
- attorney-in-fact signing the right-of-way construction bond is listed on the power-of-attorney; and
- name of attorney-in-fact is typed under the signature line;
- once the above-referenced items are completed this form must be submitted to the City of Waterloo Engineering Department so that it can be forwarded to the City Council for approval before any permits can be issued. Any items received in the Engineering Department by 4:00 P.M. on Tuesdays will be placed on the following Monday's agenda or the next available Council meeting due to a fifth Monday in a month and/or holidays.