

PERFORMANCE AND PAYMENT BOND

Bond No. _____

KNOW ALL MEN BY THESE PRESENTS:

Effective Date: _____

THAT _____,

as Principal, and _____, as Surety, are jointly and severally firmly held and bound unto the COUNTY OF TULSA, OKLAHOMA, as Obligee, in the penal sum of TWO THOUSAND DOLLARS (\$2,000.00) for the payment of which well and truly to be made we hereby bind ourselves, our administrators, executors, successors and assigns, firmly by these presents.

THE CONDITIONS OF THE FOREGOING OBLIGATION IS SUCH THAT:

WHEREAS, the Principal has applied to the Tulsa City-County Health Department for a license to operate in the unincorporated areas of Tulsa County as a septic tank installer, and

WHEREAS, the Board of County Commissioners of Tulsa County, Oklahoma, has heretofore promulgated certain regulations governing the operation of septic tank installers in the unincorporated areas of Tulsa County:

NOW, THEREFORE, if the Principal shall faithfully comply with the regulations of the County of Tulsa, with respect to septic tank installers, and shall reimburse Tulsa County for any expense which may be incurred by the Tulsa City-County Health Department in remedying any unsanitary conditions which might arise resulting from the faulty or improper construction of any septic tank system constructed or repaired by the Principal or which might arise from the Principal's violations of the regulations, then this obligation shall be void, otherwise to remain in full force and effect.

Whenever the Principal shall be and be declared by the Tulsa City-County Health Department to be in default under this bond, the Surety may promptly remedy the default, or shall promptly:

- (1) Complete the construction or repair in accordance with the regulations governing the operation of septic tank installers in the County of Tulsa, or
(2) Authorize a bid or bids for submission to Tulsa City-County Health Department to make the needed repairs or corrections and, upon determination by the Tulsa City-County Health Department and Surety of the lowest responsible bidder, arrange for a contract between such bidder and Surety for completion of needed repairs or construction in accordance with the regulations governing the operation of septic tank installers as promulgated by Tulsa County.

It is specifically provided that in the event one or more of the regulations governing the operations of septic tank installers in the unincorporated areas of Tulsa County shall be declared by a Court to be invalid for any reason whatsoever, that fact shall not be a defense to an action on this bond based upon a violation of such regulation which has occurred prior to such declaration of invalidity.

THIS BOND is given for the period of time between the date hereof and _____.

DATED _____.

Principal

Title

By: _____

ATTEST: _____

Title

Attorney in Fact

(A Power of Attorney, certified by an Officer of the Surety, shall accompany all bonds executed by Attorneys-in-Fact.)