

Bond No. _____

Effective Date: _____

EXCAVATION BOND

KNOW ALL MEN BY THESE PRESENTS, That we, _____

_____ as principal and _____ as surety, are held and firmly bound unto the CITY OF MANITOWOC in the penal sum of Ten Thousand Dollars (\$10,000) to be paid to the said City of Manitowoc, its successors and assigns, for which payment, well and truly to be made, we bind ourselves and our heirs, executors, and administrators, or successors and assigns, as the case may be, jointly and severally, firmly by these presents. Signed, sealed and dated the _____ day of _____, _____.

NOW, THE CONDITION OF THIS OBLIGATION IS SUCH, That if the said _____

_____ be granted a permit or permits for excavation in the streets, alleys or public grounds in the City of Manitowoc, he shall perform all work covered by said permit or permits in accordance with all pertinent ordinances to fully protect the public health, safety and welfare, and if _____

will backfill and compact any fill in any opening or excavation which he makes in any street, alley or public grounds as directed by and to the full satisfaction of the City Engineer, and shall pay the cost of restoring the permanent surface of the street, alley or public grounds by the City, and in the event settling occurs within three years after the date of completion of the work, shall make or cause to be made necessary resultant repairs to curbs, sidewalks, driveways, etc., subject to the provisions of the Municipal Code of the City of Manitowoc, and shall indemnify and save harmless the City of Manitowoc, and its officers and agents against any and all injuries and damages resulting or arising from the performance of any work for which a permit is issued, or from the performance by the applicant, his agents, employees or subcontractors of any work incidental to or connected with such work, and shall pay all judgments, costs and charges that may be recovered against the City of Manitowoc or any of its officers or agents by reason of the performance of said work or in consequence of any act done by said _____,

his agents, employees or subcontractors pursuant to said permit, then this obligation shall be void, otherwise it shall have full force and effect.

This bond shall cover all work done under any permits for excavation issued to the principal obligor and shall expire on _____, _____.

IN PRESENCE OF _____

Principal

Witness

AFFIDAVIT

Attorney In Fact

STATE OF WISCONSIN)

~~Manitowoc County~~) ss _____, being first duly sworn, on

oath deposes and says that he is an Attorney-in-fact of the _____

Company, surety on the attached bond, executed by _____ (Contractor)

Affiant further deposes and says that no officer, official or employee of the City of Manitowoc has any interest directly or indirectly, or is receiving any premium, commission, fee or other thing of value on account of the sale or furnishing of the policy, bond, undertaking or contract of indemnity guaranty or suretyship in connection with the above mentioned contract.

Subscribed and sworn to before me this _____

day of _____, A.D., _____

Attorney In Fact

Notary Public, ~~Manitowoc County Wisconsin~~

My commission Expires _____