

Document 00315  
BIDDER'S BOND

THE STATE OF TEXAS

§

§

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF HARRIS

§

**THAT WE,** \_\_\_\_\_, as Principal,

[Bidder]

hereinafter called Bidder, and the other subscriber hereto, \_\_\_\_\_, as Surety, do hereby acknowledge ourselves to be held and firmly bound to the City of Houston, a municipal corporation, in the sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_) (an amount equal to 10 percent of the Total Bid Price, including Cash Allowances and Alternate Bids, if any) for the payment of which sum, well and truly to be made to the City of Houston and its successors, the said Bidder and Surety do bind themselves, their heirs, executors, administrators, successors, and assigns, jointly and severally.

**THE CONDITIONS OF THIS OBLIGATION ARE SUCH THAT:**

**WHEREAS,** the Bidder has submitted on or about this day a proposal offering to perform the following:

\_\_\_\_\_  
[Project Description]

in accordance with the Drawings, Specifications, and terms and conditions related thereto to which reference is hereby made.

**NOW, THEREFORE,** if the said Bidder's offer as stated in the Document 00310 - Form of Proposal is accepted by the City, and the said Bidder executes and returns to the City the number of original counterparts of the Document 00510 - Form of Agreement required by the City, on the forms prepared by the City, for the work described herein and also executes and returns the same number of the Performance, Payment and Maintenance Bonds (such bonds to be executed by a Corporate Surety authorized by the State Board of Insurance to conduct insurance business in the State of Texas, and having an underwriting limitation in at least the amount of the bond) and other submittals as required by Document 00450 - Post-Bid Procedures, in connection with the work described herein, within the time specified, then this obligation shall become null and void; otherwise it is to remain in full force and effect.

In the event that the Bidder is unable to or fails to perform the obligations undertaken herein, the undersigned Bidder and Surety shall be liable to the City for the full amount of this obligation which is hereby acknowledged as the amount of damages which will be suffered by the City on account of the failure of such Bidder to perform such obligations, the actual amount of such damages being difficult to ascertain.

Notices required or permitted hereunder shall be in writing and shall be deemed delivered when actually received or, if earlier, on the third day following deposit in a United States Postal Service post office or receptacle, with proper postage affixed (certified mail, return receipt requested), addressed to the respective other party at the address prescribed in the Contract Documents, or at such other address as the receiving party may hereafter prescribe by written notice to the sending party.

**IN WITNESS THEREOF,** the said Bidder and Surety have signed and sealed this instrument on the respective dates written below their signatures and have attached current Power of Attorney.

ATTEST, SEAL: (if a corporation)  
WITNESS: (if not a corporation)

\_\_\_\_\_  
[Name of Bidder]

By: \_\_\_\_\_  
Name:  
Title:

By: \_\_\_\_\_  
Name:  
Title:  
Date:

ATTEST/SURETY WITNESS: (SEAL)

\_\_\_\_\_  
[Full Name of Surety]

\_\_\_\_\_  
[Address of Surety for Notice]

\_\_\_\_\_  
[Telephone Number of Surety]

By: \_\_\_\_\_  
Name:  
Title:  
Date:

By: \_\_\_\_\_  
Name:  
Title:  
Date:

END OF DOCUMENT