

COUNTY OF SACRAMENTO
COUNTY ENGINEERING, SITE IMPROVEMENT AND PERMITS SECTION

GRADING PERMIT SURETY BOND

BOND NO: _____
PREMIUM: _____
BOND TERM: _____
APN: _____

WHEREAS, we, _____ [principal],
of _____ [mailing address of principal],
as PRINCIPAL, and _____, a corporation duly
licensed to do business in the State of California, as SURETY, are held and firmly bound unto
the COUNTY OF SACRAMENTO, a political subdivision of the State of California, hereinafter
COUNTY, in the sum of _____ (\$_____),
for the payment of which sum well and truly be made, we bind ourselves and our heirs,
executors, administrators, and successors, jointly and severally;

WHEREAS, the condition of this obligation is such that said PRINCIPAL above has applied to
COUNTY for a permit (Grading Permit No. _____) for the excavation, grading, or fill of the
real property located at _____
pursuant to the Sacramento County Code; and

WHEREAS, Section 16.44.110 of the Sacramento County Code requires the applicant to furnish
a surety bond prior to COUNTY's issuance of said permit.

NOW, THEREFORE, IT IS AGREED that PRINCIPAL shall:

- A. Comply with the provisions of chapter 16.44 of the Sacramento County Code, which sets forth COUNTY's land grading and erosion control requirements, and all other applicable COUNTY ordinances, resolutions, rules, regulations, and policies;
- B. Comply with all terms and conditions of the permit to the satisfaction of the COUNTY Engineer or his designee;
- C. Complete all of the work contemplated under said permit within the time limit specified in the permit and any extension(s) thereof;
- D. Complete the work to a safe condition satisfactory to the COUNTY Engineer or his designee;
- E. Reimburse COUNTY for any work required by the permit that COUNTY Engineer or his designee deems necessary to complete, correct, or otherwise undertake with regard to the work specified in the permit; and
- F. Indemnify and hold harmless COUNTY, its governing board, officers, directors, employees, agents and volunteers as stipulated in the permit [if the indemnity provision is not in the permit, then use "the work specified in the agreement between PRINCIPAL and COUNTY dated _____, 20____."]

IF PRINCIPAL, its executors, successors, and assigns promptly and faithfully perform all of the covenants, conditions and obligations of this agreement and the permit, at the time and in the manner specified herein and in the permit, then this obligation shall be null and void, otherwise it shall remain in full force and effect until the completion of said work to the satisfaction of COUNTY Engineer or his designee.

PROVIDED, HOWEVER, that SURETY, for value received, hereby stipulates and agrees that no change, extension of time, alteration or modification of the permit or of the work to be performed thereunder shall in any way affect its obligation on this bond, and it does hereby waive notice of any such change, extension of time, alteration or modification of the permit or of the work to be performed thereunder. SURETY further waives the provisions of sections 2819 and 2845 of the California Civil Code. In the event that the work to be performed under the permit is not completed in a timely manner, or if the work is suspended, or if the project site is left in a condition that is detrimental to the public health and safety, COUNTY may take action to complete the project or to collect unpaid fees and costs by calling the bond.

PROVIDED, FURTHER, that in case suit is brought upon the bond by COUNTY or any other person who may bring an action on this bond, reasonable attorneys' fees to be fixed by the court shall be paid by PRINCIPAL or SURETY.

IN WITNESS WHEREOF, PRINCIPAL and SURETY have executed, or caused to be executed, this instrument with all of the formalities required by law on this ___ day of _____, 20__.

PRINCIPAL

By: _____

Name: _____

Title: _____

(SEAL)

By: _____

Name: _____

Title: _____

SURETY, admitted in CALIFORNIA

By: _____

Attorney-in-fact

Name: _____

Address: _____

(SEAL)

Telephone: _____

*This bond must be acknowledged by PRINCIPAL and SURETY before a Notary Public, and certificates thereof attached. A corporation must execute the bond by two authorized officers or, if executed by a person not listed in California Corporations Code § 313, then a certified copy of a resolution by its Board of Directors authorizing execution must be attached.