



**STATUTORY PERFORMANCE BOND TEXAS PRIVATE WORKS**

Bond No. \_\_\_\_\_

**KNOW ALL BY THESE PRESENTS:** That we, \_\_\_\_\_,  
of \_\_\_\_\_, hereinafter referred to as the Principal, and The Guarantee  
Company of North America USA, as Surety, are held and firmly bound unto \_\_\_\_\_  
\_\_\_\_\_ of \_\_\_\_\_ hereinafter referred to  
as the Obligee, in the sum of \_\_\_\_\_ Dollars  
(\$ \_\_\_\_\_), for the payment of which we bind ourselves, our legal representatives, successors and  
assigns, jointly and severally, firmly by these presents.

**WHEREAS,** Principal has entered into a contract with Obligee, dated the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ for

which contract is hereinafter referred to as the "Contract".

**NOW, THEREFORE,** if the Principal shall faithfully perform the work required by such Contract or shall indemnify and save harmless  
the Obligee by reason of Principal's failure so to do, then this obligation shall be null and void; otherwise it shall remain in full force and  
effect in accordance with its terms. Surety shall be entitled to prompt notice of default by Principal under the Contract and reasonable  
opportunity to cure.

**ANY PROCEEDING,** legal or equitable, under this bond may be instituted in any court of competent jurisdiction in the location in which  
the work or part of the work is located and shall be instituted within twenty-five months after Principal's default under the Contract or  
within twenty-five months after the Contractor ceased working or within twenty-five months after the Surety refuses or fails to perform its  
obligations under this bond, whichever occurs first. If the provisions of this paragraph are void or prohibited by law, the minimum period  
of limitation available to sureties as a defense in the jurisdiction of the suit shall be applicable.

**IN WITNESS WHEREOF,** the said Principal and Surety have signed and sealed this instrument, this \_\_\_\_\_ day of  
\_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Witness

BY: \_\_\_\_\_  
Principal

ITS: \_\_\_\_\_

**The Guarantee Company of North America USA**

\_\_\_\_\_  
Witness

BY: \_\_\_\_\_  
Attorney-In-Fact

**IMPORTANT NOTICE TO OWNER:** In order to obtain full OWNER benefits of this bond, a copy of the bond and contract MUST be  
filed with the county clerk of the county where the work is to be performed.

Please see attached Rider for important Notices and Coverage Information