



PERFORMANCE SURETY BOND – MONUMENTATION

_____, as Principal, and _____, a corporation organized and existing under the laws of the State of California and authorized to transact surety business in the State of California, as Surety, are held and firmly bound unto the County of San Luis Obispo for the cost of monumentation as shown on the final map or parcel map of Tract No./Parcel Map No. _____, which is not to be completed prior to the recording of the said final map or parcel map, in the sum of \$_____, lawful money of the United States of America for the payment of which we bind ourselves, our heirs, representatives, successors, and assigns jointly and severally.

WHEREAS, said Principal has submitted for approval to the County of San Luis Obispo a final map or parcel map of Tract No./Parcel Map No. _____, with a certificate thereon by the engineer or surveyor responsible for the survey for the final map or parcel map stating that some or all of the monuments will be set in the positions indicated on the final map or parcel map on or before a specified later date; that pursuant to Section 66496 of the Subdivision Map Act, the County of San Luis Obispo requires that the subdivider furnish to the Board of Supervisors thereof a bond in an amount equal to the estimated cost of setting such monuments not already set prior to recording of the final map or parcel map, guaranteeing payment of the cost thereof.

NOW THEREFORE, the condition of this obligation is such that:

1. If said subdivider does not present evidence to the Board of Supervisors of the County of San Luis Obispo that he has paid the engineer or surveyor for the setting of the said monuments, and if the engineer or surveyor notifies the Board of Supervisors that he has not been paid by the subdivider for the setting of the monuments, the Surety shall pay to the Board of Supervisors the cost for the setting of the monuments, the amount paid not to exceed the amount of this bond.

2. If the engineer or surveyor charged with the responsibility for setting the monuments dies, is disabled, or retires from the practice of engineering or surveying, and the Board of Supervisors directs the County Surveyor, or such other engineer or surveyor as it may select, to set such monuments, and if the subdivider does not present evidence to the Board of Supervisors of the County of San Luis Obispo that he has paid the substituted engineer or surveyor for the setting of the monuments, and if the substituted engineer or surveyor notifies the Board of Supervisors that he has not been paid by the subdivider for the setting of the monuments, the Surety shall pay to the County of San Luis Obispo the cost of setting of the monuments, the amount payable not to exceed the amount of this bond.

IN WITNESS WHEREOF, this instrument, has been duly executed by the Principal and Surety above named, on the _____ day of _____, 20____.

_____ (Seal)

_____ (Seal)

_____ (Seal)

Principal

_____ (Seal)

_____ (Seal)

_____ (Seal)

_____ (Seal)

Surety

_____ (Seal)

_____ (Seal)

Address

NOTE: Signature of those executing for Surety must be properly acknowledged.

**APPROVED AS TO FORM AND LEGAL EFFECT:
Rita L. Neal, County Counsel**

By: _____
Deputy County Counsel

Date

State of California)

County of _____)

On _____ before me, _____,
(insert name and title of officer)

personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Name printed _____

Signature _____ (Seal)