

WRITTEN QUESTIONS #2

Bill,

Based on our conversation of yesterday, the correct bid bond form to use for the above reference project is the DAGS (Exhibit A) – Copy attached and not :

- EJCDC C-430
- RUS Form 307 (U.S. Department of Agriculture)

Please confirm my understanding and the fact that an addendum will be published to this effect.

Thank you very much for your assistance.

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EXHIBIT A

SURETY [BID] [PROPOSAL] BOND
(11/17/98)

Bond No. _____

KNOW TO ALL BY THESE PRESENTS:

That we, _____
(Full Name or Legal Title of Offeror)

as Offeror, hereinafter called Principal, and _____
(Name of Bonding Company)

as Surety, hereinafter called Surety, a corporation authorized to transact business as a Surety
in the State of Hawaii, are held and firmly bound unto _____
(State/County Entity)

as Owner, hereinafter called Owner, in the penal sum of _____
(Required Amount of Bid Security)

Dollars (\$ _____), lawful money of the United States of America, for the payment of
which sum well and truly to be made, the said Principal and the said Surety bind ourselves, our
heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these
presents.

WHEREAS:

The Principal has submitted an offer for _____
(Project by Number and Brief Description)

NOW, THEREFORE:

The condition of this obligation is such that if the Owner shall reject said offer, or in the
alternate, accept the offer of the Principal and the Principal shall enter into a Contract with the
Owner in accordance with the terms of such offer, and give such bond or bonds as may be
specified in the solicitation or Contract Documents with good and sufficient surety for the faithful
performance of such Contract and for the prompt payment of labor and material furnished in the
prosecution thereof as specified in the solicitation then this obligation shall be null and void,
otherwise to remain in full force and effect.

Signed this _____ day of _____, _____.

Answer: Yes, This form is also acceptable.