

IMPORTANT NOTES

About submitting a performance bond to INDOT:

- Except as otherwise specifically noted in the Notice to Contractors, a fully executed performance bond with valid power of attorney must be submitted for each proposal bid, and must be received by the Department by the time set for receipt of proposal bids.
- The performance bond and valid power of attorney shall be submitted as an email message attachment addressed to ConstructionLetting@indot.in.gov or on paper to the Department.
- The surety agent signing a performance bond shall be an Indiana resident agent, a nonresident agent properly licensed in Indiana, or an employee of the surety company.
- The power of attorney submitted with a performance bond must reference the performance bond.
- Failure to submit a performance bond that conforms with these notes, with the [Rules for Prequalification of Contractors and Bidding](#), and with any other applicable Indiana law is grounds for rejection of the proposal bid. Errors or omissions in the performance bond or in the power of attorney are not correctable after the time set for receipt of proposal bids in the Notice to Contractors.

PERFORMANCE BOND

KNOW ALL PERSONS BY THESE PRESENTS THAT _____ as principal, and _____ as surety, are firmly bound unto the State of Indiana in the penal sum of an amount equal to 100 percent the amount of the principal's bid or the contract price, if the proposal is accepted, for the payment of which, well and truly be made, we bind ourselves, jointly and severally, and our joint and several heirs, executors, administrators, and assigns, firmly by these presents.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH That, Whereas, the principal is herewith submitting a bid and proposal for the erection, construction, and completion of this contract in accordance with the plans and specifications approved and adopted by the Indiana Department of Transportation, which are made a part of this bond.

NOW, THEREFORE, if the Indiana Department of Transportation shall award the principal the contract for work and the principal shall promptly enter into a contract with the Indiana Department of Transportation in the name of the State of Indiana for the work and shall well and faithfully do and perform the same in all respects according to the plans and specifications adopted by the Indiana Department of Transportation, and according to the time, terms, and conditions specified in the contract to be entered into, and in accordance with all requirements of law and shall promptly pay all debts incurred by the principal or a subcontractor in the construction of the work, including labor, service, and materials furnished, then this obligation shall be void; otherwise to remain in full force, virtue, and effect.

IT IS AGREED that no modifications, omissions, or additions in or to the terms of such contract or in or to the plans or specifications therefor shall affect the obligation of such sureties on its bond.

IN WITNESS WHEREOF, we hereunto set our hands and seal.

NAME _____

NAME _____

ADDRESS _____

ADDRESS _____

BY _____

BY _____

Signature Surety Title

Signature Principal Title

(Printed or Typed) Surety

(Printed or Typed) Principal

State of Indiana. County of _____ SS:

State of Indiana. County of _____ SS:

Personally appeared before me,

Personally appeared before me,

as surety and acknowledged the execution of the above bond

as principal and acknowledged the execution of the above bond

this _____ day of _____

this _____ day of _____

By _____
Signature Notary Public

By _____
Signature Notary Public

(Printed or Typed) Notary

(Printed or Typed) Notary

My Commission Expires _____

My Commission Expires _____

(County of Residence)

(County of Residence)