

DOCUMENT 00410
PROPOSAL SECURITY FORM
Addendum 3 – October 21, 2009

Bond Number _____

_____ Surety
_____ Offeror

FULTON COUNTY BOARD OF EDUCATION..... OWNER/Obligee
FIVE PERCENT (5%) OF THE AMOUNT OF THE BASE OFFER ATTACHEDAmount of Bond

Project Description: Barnwell ES – Addition & Renovation
Date of Proposal Submission: **28 October 2009**
Project Number: SA-5003301; LN-5003321
Proposal Number: **RFP 400-10**

WHEREAS, the offeror is herewith submitting to OWNER the above described offer, which is attached hereto and made part thereof.

NOW, THEREFORE, the Surety and the offeror are firmly held and bound, jointly and severally, to OWNER in the amount set forth above, lawful money of the United States, for which payment we bind ourselves, our heirs, executors, administrators, and assigns, jointly and severally, by these presents.

If the offer or any part of the offer shall be accepted and a contract awarded to the offeror by OWNER, and if the offeror shall well, truly and fully perform all the terms, conditions, and obligations to be kept and performed on the part of the offeror, and shall within the required time enter into a written contract and shall furnish bond(s) as required by the contract and specifications, or the call for offers, or by law, with a surety acceptable to OWNER, then this obligation shall be void; otherwise it shall remain in full force and effect for a minimum period of 90 days from the date of the offer, or longer if required by law, or longer through mutual agreement of the OWNER and offeror.

This instrument and the amount of money set forth above shall be applied toward, but shall not be considered a limitation upon, any damages which may be sustained by OWNER if the offeror fails to execute a written contract, or fails to secure the necessary bond(s), or fails to comply with all the terms, conditions and obligations to be kept and performed on the part of the offeror.

The maximum amount of Surety's liability claimable and recoverable under this instrument shall be and hereby is expressly limited to the amount of money set forth above. In addition to the liability of the Surety under this bond, the Court shall award to the prevailing party in any suit brought on this bond reasonable attorneys' fees and costs, even if such amounts exceed the penal sum of this bond.

Dated this _____ day of _____ 20 _____

ACKNOWLEDGMENT BY AN ATTORNEY-IN-FACT

_____ OFFEROR

State of _____ SS

By (signed) _____
Signature of Authorized Person

County of _____

Title _____

On _____, before me,

_____, a Notary Public

_____ SURETY

Personally appeared _____
Personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.
WITNESS my hand and official seal.

By (signed) _____
Signature of Attorney-In-Fact

(Notary Seal)

Address _____

City, State _____

Telephone _____

Signature of Notary

ATTACH CERTIFIED COPY OF POWER OF ATTORNEY AND ALL-PURPOSE ACKNOWLEDGMENT.
(THIS DOCUMENT CANNOT BE ALTERED, MODIFIED, OR CHANGED.)
[If you do not submit a certified or cashier's check, failure to submit this form shall render your proposal non-responsive]