



Bond No. _____

SUBCONTRACT PERFORMANCE BOND

KNOW ALL MEN BY THESE PRESENTS: that _____ (Name, address and telephone) as Principal, hereinafter called the Subcontractor, and _____ (Name, address and telephone) as Surety, hereinafter called the Surety, are held and firmly bound unto M. B. KAHN WATERWORKS, LLC; PO BOX 1179; COLUMBIA, SC 29202 as Obligee, hereinafter called the Contractor, in the amount of _____ Dollars (\$ _____), for the payment whereof the Subcontractor and the Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Contractor has been awarded a contract (hereinafter called the "Prime Contract"), by _____ for the construction of _____ and;

WHEREAS, the Subcontractor has entered into a written Subcontract with the Contractor, dated _____ to perform, as the Subcontractor, certain portions of the work in connection with the Prime Contract, consisting of _____ which Subcontract is hereby referred to and made a part hereof.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the Subcontractor shall promptly and faithfully perform the Subcontract and any and all modifications of the Subcontract that may hereafter be made, and shall indemnify and save harmless the Contractor of and from any and all loss, damage, and expense, including costs and attorney's fees, which the Contractor may sustain by reason of failure so to do, then this obligation shall be null and void; otherwise it shall remain in full force and effect.

The Subcontractor and the Surety agree that no change, extension of time, alteration, addition, omission, or other modification of the terms of either the Subcontract or the Prime Contract, or both, or in the said work to be performed, or in the specifications, or in the plans, or any forbearance on the part of either the Contractor or Subcontractor to the other, shall in anywise affect its obligation on this Bond, and it does hereby waive notice of any such changes, extensions of time, alterations, additions, omissions, and other modifications.

Signed and sealed this _____ day of _____ 20 _____.

SUBCONTRACTOR AS PRINCIPAL: Corporate Seal

SURETY: Corporate Seal

Company

Company

Signature

Signature

Name and Title

Name and Title

Witness

Witness

AGENT or BROKER: For Information Only

Name: _____

Address: _____

Telephone: _____