

**MAINTENANCE BOND FOR ROADS**

KNOW ALL MEN BY THESE PRESENTS, that \_\_\_\_\_  
[name of developer/owner] hereinafter called "Principal," and \_\_\_\_\_  
[name of surety company] hereinafter called "Surety," are held and firmly bound unto Newton County, Georgia, in the sum of \_\_\_\_\_ [amount of bond] for securing the maintenance of the required improvements and works, as hereinafter set forth, for the payment of which sum Principal and Surety do well and surely bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, acknowledge and agree as follows:

WHEREAS, the Principal has completed a development known as \_\_\_\_\_ hereinafter called "Project," and located at \_\_\_\_\_ in Newton County, Georgia, and Principal now desires a Final Plat approval, Certificate of Occupancy or Letter of Completion; and

WHEREAS, the Newton County Development Regulations require a Development Performance and Maintenance Agreement and maintenance bond to insure maintenance of streets for a period of 36 months from \_\_\_\_\_ [date of final plat approval by the Development Services Director], through and including \_\_\_\_\_ [end date];

NOW THEREFORE, the conditions of this obligation are as follows, that whenever the Principal is declared in default by the Newton County Planning Director or his designee, the Surety shall promptly remedy the default as follows:

1. Reimburse Newton County for all costs of repair and maintenance of streets in the Project during the bond period; or at the option of the County,
2. Complete the repairs and maintenance required under the direction and approval of Newton County.

The Surety shall commence performance of its obligations and undertakings under this Bond promptly and without delay, after written notice from the Newton County Planning Director to the Surety.

This bond is intended to comply with the requirements of the Newton County Development Regulations and shall be interpreted so as to comply with the minimum requirements thereof. However, in the event the express language of this bond exceeds the minimum requirements, then the additional protection shall be enforced to the benefit of the County. All legal proceedings initiated with respect to this document shall be subject to Georgia courts and law.

IN WITNESS WHEREOF, the undersigned have caused this instrument to be executed and their respective corporate seals to be affixed and attested by their duly authorized representatives this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

PRINCIPAL: \_\_\_\_\_  
[corporation or entity name]

\_\_\_\_\_  
by: [print name of officer] L.S.

its: \_\_\_\_\_[title]

Attest:

\_\_\_\_\_  
Secretary

SURETY: \_\_\_\_\_  
[corporation or entity name]

\_\_\_\_\_  
by: [print name of officer] L.S.

its: \_\_\_\_\_[title]

Attest:

\_\_\_\_\_  
Secretary

[attach power of attorney]