PAYMENT BOND

PUBLIC WORK - STATE OF TEXAS

STATE OF TEXAS }
COUNTYOF_____ } BOND NUMBER _____

KNOW ALL MEN BY THESE PRESENTS: That _____
_____ of the City of _____
County of _____ and State of _____ (hereinafter called the Principal) , and _____ , authorized under the laws of the State of Texas to act as Surety on bonds for Principals (hereinafter called the Surety) are held and firmly bound unto El Paso Water Utilities / Public Service Board (hereinafter called the Owner) , in the penal sum of _____ Dollars ($_____) for the payment whereof, the said Principal and Surety bind themselves and their heirs, administrators executors, successors and assigns, jointly and severally, by these presents.

WHEREAS, the Principal has entered into a certain written contract with the Owner, dated the _____ day of _____ , 20 _____ for _____
_____ to which contract is hereby referred to and made part hereof as fully and to the same extend as if copied at length herein.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH that if the said Principal shall pay all claimants supplying labor and material to him or a subcontractor in the prosecution of the work provided for in said contract, then this obligation shall be void: otherwise to remain in full force and effect.

PROVIDED, HOWEVER, that this bond is executed pursuant to the provisions of Chapter 2253 of the Texas Government Code and all liabilities on this bond shall be determined in accordance with the provisions of said Chapter to the same extend as if it were copied at length herein.

Surety, for value received, stipulates and agrees that no change, extension of time, alteration or addition to the terms of the contract, or to the work performed thereunder, or the plans, specifications or drawings accompanying the same, shall in anywise affect its obligation on this bond and it does hereby waive notice of any such change, extension of time, alteration or addition to the terms of the contract, or to the work to be performed thereunder.

IN WITNESS WHEREOF, the said Principal and Surety have signed and sealed this instrument this _____ day of _____ , 20 _____.

_____

BY: _____
Principal

WITNESS:

_____ BY: _____
Surety