BOND OF STREET OBSTRUCTION AND/OR EXCAVATION, WITH CORPORATE SURETY

Know all men by these presents:

That		
of the City of	, in the County of	
and the State of	, (as principal), and	
	a corpora	ntion organized under
the laws of the State of the Insurance Commissioner of the State of Minr surety (as surety) are held and firmly bound, join	nesota, showing that it is authorized	to contract as a
Minnesota, in the sum of		
good and lawful money of the United States, to be full, well and truly to be made, we do bind oursel or assigns, jointly and severally, firmly by these	lves, our heirs, executors and admir	
Sealed with our seals, and dated this	day of	.20

WHEREAS, Sec. 45-15 through Sec. 45-26 of the Legislative Code of the City of Duluth, declares among other things, that it is unlawful for any person whatsoever to make any excavation for any purpose in the streets, avenues, alleys, highways, and public grounds or to place any obstruction therein, or to place or cause to be placed any scaffold, obstruction, equipment or materials of any kind in, upon or above any of the public sidewalks, or immediately adjacent thereto, whether or not said application be for a permit authorizing an excavation as a necessary incident to the connection of a private sewer, water or gas service with any of the sewer, water and gas mains owned by the City of Duluth, without first applying for and obtaining a permit so to do from the City Engineer under the terms and conditions as set forth in those said sections; and

WHEREAS, as a condition to the allowance and issuance of a permit, the applicant therefor, or his duly authorized agent or contractor, as the case may be, must file with the City Engineer a corporate surety bond of an insurance company duly authorized by the laws of the State of Minnesota to transact business as a surety, in the sum of at least Ten Thousand (\$10,000) Dollars. Permittee shall provide, in addition thereto, a certificate from an insurance company duly authorized by the laws of the State of Minnesota to transact business as an insurance company, certifying that the applicant has in force with such company a comprehensive general liability policy, including completed operations, products liability, explosions, collapse, and underground property liability coverage to cover his operations under such permit in the amount of One Million Five Hundred Thousand (\$1,500,000) Dollars for bodily injury occurring in any year and Five Hundred Thousand (\$500,000) Dollars for property damage in any year, and also, that such bond and certificate of insurance have been approved as to form, correctness and validity by the City Attorney and shall contain a condition that they may not be cancelled without thirty (30) days written notice to the City of Duluth, and certificate of insurance shall list the City of Duluth as additional insured; and

WHEREAS, the above bounden principal is desirous of obtaining a permit under the aforesaid sections;

NOW, THEREFORE, the condition of this obligation is such that if a permit is allowed and issued to or on behalf of the above bounden principal, and if such principal shall restore the street, avenue, alley, highway, sidewalk or other public ground to the condition it was prior to the making of such excavation or obstruction, and that any work done under any permit, including the installation of any sewer, gas or water connections, is done in accordance with all applicable ordinances and rules and regulations of the City of Duluth, and also indemnifies and saves the City harmless from any and all claims, demands, damages or causes of action of any kind whatsoever arising or to arise out of the doing of the work or the thing authorized by such permit, then this obligation to be void; otherwise, it shall remain in full force and effect.

Signed, Sealed and Delivered In the Presence of:		Principal
	By:	President
(As to Principal)	Attest:	Secretary
(As to Surety)		Surety
Approved as to form, correctness and validity this	By:	
day of, 20	Attest:	

STAT	TE OF MINNESOTA)		
Coun	ty of St. Louis) s	5.	
(1)	(This paragraph to be used	only for INDIVIDUAL PRINCI	PAL.)
	On this	day of	, 20, before me
perso perso deed.		d, and acknowledged that he exec	to me known to be the cuted the same as his free act and
	(NOTARIAL SEAL)		County, State of
		My commission expires	
Coun	TE OF MINNESOTA) sty of St. Louis)		
(2)		only for CO-PARTNERS.)	
	On this	day of	, 20, before me
erso	nally appeared		
			nt each acknowledged that he executed tnership named in said Bond.
	(NOTARIAL SEAL)	Notary Public	County, State of
		My commission expires	

STA	TE OF MINNESOTA)) ss.					
Coun	ty of St. Louis) ss.)					
(3)	(This paragraph to be	(This paragraph to be used only for CORPORATE PRINCIPAL.)					
	On this	day of		, 20	, before me		
perso	nally appeared			, who, l	being by me first duly		
said I	n, did say that he is the cove Bond; that the seal a Bond was executed in bel officer acknowledged said	nalf of said corporate	principal by authorit	ty of its Boar	ed of Directors, and		
	(NOTARIAL SEAL)				y, State of		
	TE OF MINNESOTA ty of St. Louis)) ss.)	(FOR CORPO	RATE SUR	ETY)		
	On this	day of		, 20	, before me		
who be Bond corporate of Diameter Minn	nally appeared peing sworn, did say that as SURETY; that the secondariation, and that said Bon rectors; that said corporatesota, showing that it is a powledged said Bond to be	he is the Attorney-in- al affixed to said Bond d was executed in bel- te surety holds a certif- authorized to contract	fact for the corporate d as the seal of said half of said corporate ficate of the Insuran- as a surety, and the	tion which excorporate sure surety by a ce Commissi Attorney-in-	xecuted the above rety is the seal of said uthority of its Board ioner of the State of		
	(NOTARIAL SEAL)	Notary Pub	olic	Count	y, State of		
		My commi	ssion expires				