PROC-2118 (REV. 03-04)

PAYMENT BOND (See Instruction on back page)	Date Bond Executed (Must be same or later than date of subcontract):			
Principal (Legal name and business address)	Type of Organization ("X" one):			
	Individual	Pa	ırtnership	
	Joint Venture	Co	orporation	
	State of Incorporation:			
Surety(ies) Names(s) and business address(es):	PENAL SUM OF BOND			
	Million(s)	Thousand(s)	Hundred(s)	Cents
	Subcontract Date: Subcontract No:			

## **OBLIGATION:**

We, the Principal and Surety(ies), are firmly bound to Battelle Energy Alliance, LLC (hereinafter called the Contractor) and to the United States of America (hereinafter called the Government) in the above penal sum (as adjusted by subcontract modifications). For payment of the penal sum, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally. However, where the Sureties are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" as well as "severally" only for the purpose of allowing a joint action or actions against any or all of us. For all other purposes, each Surety binds itself, jointly and severally with the Principal, for the payment of the sum shown opposite the name of the Surety. If no limit of liability is indicated, the limit of liability is the full amount of the penal sum.

## CONDITIONS:

The above obligation is void if the Principal promptly makes payment to all persons having a direct relationship with the Principal or a lower-tier subcontractor of the Principal for furnishing labor, material or both in the prosecution of the work provided for in the subcontract identified above, and any authorized modifications of the subcontract that subsequently are made. Notice of those modifications to the Surety(ies) are waived.

## WITNESS:

The Principal and Surety(ies) executed this payment bond and affixed their seals on the above date.

PRINCIPAL					
Signature(s):	1. (Seal)	2. (Seal)	Corporate Seal		
Name(s) & Title(s) (Typed)	1.	2.			
	CORPORATE SUF	RETY(IES)			
SURETY A: Name: Address:		State of Inc:			
		Liability Limit: \$	Corporate Seal		
Signature(s):	1.	2.			
Names(s) & Title(s) (Typed)	1.	2.			
			d Form 25-A (Rev. 1-90)		

CORPORATE SURETY(IES)					
SURETY B: Name: Address:		State of Inc: Liability Limit: \$			
Signature(s):	1.	2.			
Names(s) & Title(s) (Typed)	1.	2.			
SURETY C: Name:		State of Inc:			
Address:		Liability Limit: \$			
Signature(s):	1.	2.			
Names(s) & Title(s) (Typed)	1.	2.			
SURETY D: Name: Address:		State of Inc: Liability Limit: \$			
Signature(s):	1.	2.			
Names(s) & Title(s) (Typed)	1.	2.			
SURETY E: Name:		State of Inc:			
Address:		Liability Limit: \$			
Signature(s):	1.	2.			
Names(s) & Title(s) (Typed)	1.	2.			

## Instructions

- 5. Type the name and title of each person signing this bond in the space provided.
- 1. This form, for the protection of persons supplying labor and material, is used when a payment bond is required under the Act of August 24, 1935, 49 Stat. 793 (40 U.S.C. 270a-270e). Any deviation from this form will require the written approval of the Contractor.
- 2. Insert the full legal name and business address of the Principal in the space designated "Principal" on the face of the form. An authorized person shall sign the bond. Any person signing in a representative capacity (e.g., an attorney-in-fact) must furnish evidence of authority if that representative is not a member of the firm, partnership, or joint venture, or an officer of the corporation involved.
- 3. (a) Corporations executing the bond as sureties must appear on the Department of Treasury's List of approved sureties and must act within the limitation listed therein. Where more than one corporate surety is involved, their names and addresses shall appear in the spaces (Surety A, Surety B, (etc.) headed "CORPORATE SURETY(IES)". In the space designated "SURETY(IES)" on the face of the form, insert only the letter identification of the sureties.
- 4. Corporations executing the bond shall affix their corporate seals. Individuals shall execute the bond opposite the word "Corporate Seal" and shall affix an

adhesive seal if executed in Maine, New Hampshire, or any other jurisdiction requiring adhesive seals.