

**PROPOSAL BOND (Design-Build Projects)**

KNOW ALL MEN BY THESE PRESENTS, that

\_\_\_\_\_, as Principal, and  
(Name of Design-Build Firm)

\_\_\_\_\_, as Surety,  
(Name of Surety)

a corporation duly organized under the laws of the State of \_\_\_\_\_, licensed to do business in the State of Montana, are held and bound unto the Montana Department of Transportation, as the Obligee, in the sum of ten percent (10%) of the amount bid, for payment of which the Principal and Surety, bind themselves, jointly and severally.

Surety and Principal understand and agree that this Bond has been requested, and is given, as bid security under the provisions of §§18-1-201 *et seq* and 18-2-302, MCA. This Bond is submitted as a condition precedent for Obligee's consideration of Principal's Proposal, as evidence of the Principal's good faith, and to fully indemnify the Obligee for Obligee's benefit against any possible failure or refusal by the Principal to enter into any written contract that may be awarded to it by the Obligee following the Obligee's acceptance of the Principal's Proposal.

The Principal expressly covenants that it will not withdraw the Proposal herewith submitted, will comply with the provisions contained in Principal's Proposal and, if it is awarded the contract, will, within twenty calendar days after receipt of the contract, enter into a formal contract, provide all requested insurance policies, and give a good and sufficient bond to secure the performance of the terms and conditions of the contract.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, for Project Number \_\_\_\_\_

THE CONDITIONS OF THIS OBLIGATION ARE: that if Obligee accepts the bid of Principal and Principal enters into a contract with Obligee for the project, provides all requested insurance policies, and gives bond with good and sufficient surety for the faithful performance of such contract, then this obligation shall be null and void, otherwise to remain in full force and effect.

\_\_\_\_\_  
Name of Principal

SEAL (if applicable)

\*\* By: \_\_\_\_\_

\_\_\_\_\_  
Name of Insurance Company

SEAL

\*\* By: \_\_\_\_\_

Title: \_\_\_\_\_

\*\* **THIS BOND MUST BE SIGNED BY A DULY AUTHORIZED REPRESENTATIVE OF THE SURETY AND THE PRINCIPAL. UNSIGNED BONDS ARE NOT RESPONSIVE AND A BID WILL BE REJECTED IF THE BOND IS NOT PROPERLY SIGNED.**

**NOTE:** A copy of the agent's Power of Attorney for the Insurance Company must be attached to this bond form.