

APPENDIX "C"

PERFORMANCE BOND

Bond Number: _____

KNOW ALL MEN BY THESE PRESENTS THAT WE, _____ as Principal and _____ with _____ offices at _____ (must be in Sumner County or adjoining Tennessee County) as Surety, a corporation authorized to do business in the state of Tennessee, are held and firmly bound unto the City of Hendersonville, Attn: Planning Department, One Executive Drive, Hendersonville, Tennessee 37075 as Oblige, in the full and just sum of _____ (\$ _____) lawful money of the United States, to the payment of which sum, well and truly to be made, the Principal and the Surety bond themselves, their successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has entered into the attached Development Agreement with the City of Hendersonville, TN, as Oblige, guaranteeing that the Principal will construct, install, and complete the improvements in accordance with the City of Hendersonville Subdivision Regulations at certain land known as (subdivision name, phase and/or section).

NOW, THEREFORE THE CONDITION OF THIS OBLIGATION IS SUCH, that if the Principal shall carry out all the terms of said agreement and perform all the work as set forth therein, all within the time set forth in said agreement, then this obligation shall be null and void; otherwise to remain in full force and effect. FURTHERMORE, the rights of the obligee thereunder are exclusive to it and the surety shall have no obligation hereunder to any person or entity other than the named obligee herein. The rights of such obligee are not assignable.

SIGNED, SEALED AND DATED THIS _____ **DAY OF** _____ **200** .

PRINCIPAL: _____

ATTEST: _____ **BY:** _____

SURETY: _____

ATTEST: _____ **BY:** _____

_____, Attorney-In-Fact

Attachment: Power of Attorney and
Certificate of Authority of Attorney-In-Fact