

75004

A CAPITAL STOCK COMPANY

**ST. PAUL FIRE AND MARINE
INSURANCE COMPANY**
ST. PAUL, MINNESOTA

BOOK J PAGE 338

**THE ST. PAUL
INSURANCE COMPANIES**



Serving you around the world... around the clock

CALIFORNIA PRIVATE WORK PAYMENT BOND

Bond No. 400 DJ 3511

Charge for this Bond is included in
premium for Performance Bond.

THIS BOND MUST BE RECORDED IN THE OFFICE OF THE RECORDER OF THE COUNTY IN WHICH THE WORK IS TO BE PERFORMED IN ORDER TO COMPLY FULLY WITH THE MECHANICS LIEN LAW AND PROTECT ALL PARTIES AS PROVIDED IN SAID LAW.

KNOW ALL MEN BY THESE PRESENTS: That **S & O NORTHERN, INC.**
of **Albany, Oregon**

(hereinafter called the Principal), as Principal, and the **ST. PAUL FIRE AND MARINE INSURANCE COMPANY**, a Corporation organized under the laws of the State of Minnesota, and duly authorized to transact a surety business in the State of California, (hereinafter called the Surety), as Surety, are held and firmly bound unto Claimants, as defined in Section 3085 of the Civil Code of California, performing labor upon or bestowing skill or other necessary services on, or furnishing materials or leasing equipment to be used or consumed in or furnishing appliances, tools, or power contributing to the work of improvement described below in the sum of

THIRTY FIVE THOUSAND, FOUR HUNDRED SIXTY-THREE & NO/100ths - (\$ 35,463.00), lawful money of the United States of America, for the payment of which Principal and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, Principal has entered into a contract dated **July 12, 1972** with **STEVENSON CO., INC.**, Owner, for the construction of

**ENTER OWNER COPY OF SYSTEM
STEVENSON, WASHINGTON**

NOW THEREFORE, the condition of this obligation is such that if the Principal shall pay in full the claims of all Claimants, then this obligation to be void, otherwise to remain in full force and effect.

This bond is executed for the purpose of complying with the laws of the State of California, as contained in Chapter 6 of Title 15 of the Civil Code and all acts amendatory thereof, and this bond shall inure to the benefit of all Claimants, so as to give such person a right of action to recover upon this bond in any suit brought to enforce the liens provided for in Article 2 of Chapter 2 of said Code or in a separate suit brought on this bond.

PROVIDED, however, the foregoing obligation is subject to the following conditions, the performance of each of which shall be a condition precedent to any right of claim or recovery hereunder:

- (1) No action may be maintained on this bond unless the Claimant shall previously have either recorded a mechanic's lien claim pursuant to Title 15 of the Civil Code or given written notice to the Surety on this bond before the expiration of the time prescribed in Title 15 of the Civil Code for recording a lien, which notice shall contain all of the information listed in Section 3240 of the Civil Code, and be given in the manner set forth in Section 3241 of the Civil Code. Notice to the Surety may be addressed to or served upon it at its office in **San Francisco**, California.
- (2) No suit, action or proceeding to recover on this bond shall be sustained unless the same be commenced within six months from the completion of the work of improvement described in the above contract, as "completion" is defined under Section 3086 of the Civil Code.
- (3) No right of action shall accrue hereunder to or for the use of any person, firm or corporation other than the Claimants designated herein.

(4) The total amount of the Surety's liability under this bond shall in no event exceed the penal sum hereof and any payment made by Surety to any Claimant shall reduce the penal sum of this bond by the amount of such payment.

Signed, sealed and dated this 14th day of July, 1972.

Countersigned by:

Frank W. Hendrickson
Frank W. Hendrickson,
Resident Agent

S & O NORTHERN, INC.

(Seal)

(Principal)

ST. PAUL FIRE AND MARINE INSURANCE COMPANY

by

(Attorney-in-Fact)

D. H. Conkling

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ACKNOWLEDGMENT BY SURETY

STATE OF CALIFORNIA

COUNTY OF

On this 14th day of July, 1972, before me,

a notary public in and for the State of California with principal office in the County of

duly commissioned and sworn, personally appeared

to me to be the attorney-in-fact of the ST. PAUL FIRE AND MARINE INSURANCE COMPANY, a Minnesota corporation, and acknowledged to me that such corporation executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal, at my office in the aforesaid County, the day and year in this certificate first above written.

[Seal]

Notary Public

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