

DATE: _____

PROJECT: _____

(Name)

(Address)

(City, State and Zip)

STOP NOTICE BOND

Bond For Notice To Withhold Construction Funds

[Per California (Civil) Code Section 3083]

For Use With Stop Notices On Private Construction Projects

NOT REQUIRED For Stop Notices On Public Works Projects

The undersigned principal and the undersigned sureties are held and firmly bound unto

_____ and
(Name of Owner of the Project)

_____ and
(Name of Construction Fund Holder, if Any)

_____ and
(Name of Prime Contractor)

as obligees, in the sum of \$ _____
(One and One-Half Times the Principal Amount of the Claim - See Note Below)

to be paid to the obligees, for which payment we bind ourselves firmly by these presents.

THE CONDITION OF THE OBLIGATION IS SUCH THAT, WHEREAS, the principal has performed the work described on the stop notice accompanying this bond, and has filed a Stop Notice Claim on the project, and

WHEREAS, in compliance with the provisions of §3083 of the California Civil Code, the principal is required to file a bond in the sum of one and one-quarter times the amount of the Stop Notice Claim, including interest,

NOW THEREFORE, if the defendant recovers judgment in an action brought on the Stop Notice, if the principal named below shall well and truly pay or cause to be paid all costs that may be awarded against the owner, contractor, construction fund holder, or other obligee named herein or any of them, and all damages that such owner, contractor, construction fund holder, or other obligee may sustain by reason of the equitable garnishment effected by the Stop Notice or by reason of the lien (not exceeding the penal sum of this bond) then this obligation shall be void otherwise to remain in full force and effect.

Principal: _____
(Name of Firm Which is the Stop Notice Claimant - Exactly the Same As It Appears on the Stop Notice Itself)

By: _____
(Signature of an Officer, Partner, or the Owner of the Stop Notice Claimant - Exactly the Same as it Appears on the Stop Notice Itself)

The undersigned surety is jointly and severally liable on the obligations of the statute providing for this bond. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. I attach an affidavit* certifying to my qualifications as a personal surety for this Stop Notice Bond, as required by California Code of Civil Procedure § 995.520.

Date: _____ (Place Signed)

Surety: _____
(Signature)

The undersigned surety is jointly and severally liable on the obligations of the statute providing for this bond. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. I attach an affidavit* certifying to my qualifications as a personal surety for this Stop Notice Bond, as required by California Code of Civil Procedure § 995.520.

Date: _____ (Place Signed)

Surety: _____
(Signature)

**SEE REVERSE SIDE FOR FURTHER INSTRUCTIONS
ATTACH THIS BOND TO THE STOP NOTICE**

NOTE: California Civil Code § 3083 requires that the Stop Notice Claimant file a bond in the amount of one and one-quarter times the amount of the Stop Notice Claim. However, if you want to recover allowable interest on your claim, you must increase the amount of the bond. As a rule of thumb, it is recommended that you file the bond in an amount equal to one and one-half times the principal amount claimed in the Stop Notice. If there is any doubt as to the procedure, consult your attorney.