

PAYMENT BOND
Page 1 of 2

Principal: _____

Surety: _____

Obligee: ALDI _____, and its representatives, successors and assigns

Bond Amount: \$ _____

WHEREAS, the Principal has been awarded a contract with Aldi _____, for

(hereinafter called the "Contract") and which Contract is hereby referred to and incorporated by express reference as if fully set forth herein.

Principal and Surety bind themselves, and their respective heirs, administrators, executors, successors and assigns, jointly and severally, to Aldi _____ as Obligee, for Payment as required by the Contract referenced herein, in the amount of this Bond.

Principal shall promptly make payment in full to all persons or entities supplying labor, material, supplies, services, utilities and equipment used or consumed in the prosecution and completion of the work provided for in the Contract and any and all modifications of the Contract that may hereafter be made, and shall indemnify and save Aldi harmless of and from any and all loss, damage and expense, including costs and attorney's fees, which Aldi may sustain by reason of Principal's failure to do so, and, in the event that Principal fails in any of these obligations, Surety will assume such obligations.

The Surety agrees that no change, extension of time, alteration, addition, omission, waiver, or other modification of the terms of the Contract or the work to be performed, or in the specifications, the plans, or the contract documents, or any forbearance on the part of either Aldi or the Principal to the other, shall in any way affect its obligation on this Bond, and Surety waives notice of any modifications and consents to the same without notice.

Principal and Surety agree that this Bond shall insure to the benefit of all persons or entities supplying labor, material, supplies, services, utilities and equipment in the prosecution and completion of the work provided for in said Contract, as well as to Aldi, and that any of such persons or entities may maintain independent actions upon this Bond in their own name.

Payment Bond
Page 2 of 2

The parties executing this Bond on behalf of Principal and Surety represent and warrant that they are duly authorized to bind the Principal and Surety respectively.

IN WITNESS WHEREOF, the above named parties have executed this instrument this _____ day of _____, 20____, and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

PRINCIPAL: _____

By: _____

Title: _____

Principal's Address

Witness:

Or Secretary's Attest

[Seal]

SURETY: _____

By: _____

Title: _____

Surety's Address

Surety's Tel. No.

Surety's E-Mail

Witness:

Or Secretary's Attest

[Seal]

[Attach Power of Attorney if executed by attorney-in-fact on behalf of Surety]