

Silverdale Water District
2018 Escrow Agreement
Cash Performance Bond

Project Name: _____

On _____, _____ Silverdale Water District, Kitsap County, Washington, a municipal corporation, hereinafter designated as the "District" and _____ hereinafter designated as the "Developer" has entered into a Construction Agreement for the _____, calling upon the Developer to install water improvements to the water system.

RCW 57.08.050 and RCW 39.08.010 et seq. require the Developer to post a bond guaranteeing that the Developer will faithfully perform all of the provisions of the Construction Agreement, and pay all laborers, mechanics, subcontractors, and materialmen and all other persons who supply labor and materials.

To meet the bond requirement, the Developer has elected to post cash in a special escrow account at _____. By Resolution of the Board of Commissioners and as required by statute, the total cash deposit for the performance bond shall be \$_____.

Interest accruing on the deposit may be disbursed to the Developer by the Bank, at such intervals as the Developer and the Bank agree. The principal balance of the funds deposited shall not, however, be disbursed to the Developer unless and until the Bank receives a release signed by no less than two of the Water District's three commissioners.

The District shall release the bond deposit to the Developer 90 days after the District has finally accepted the work performed under the Construction Agreement, unless the District has received claims against the bond as provided under RCW 39.08.030. If claims are on file, the District shall retain so much of the bond in the escrow account as is necessary to pay the claims, until the claims are resolved.

DATED this ___ day of _____, 20__.

Commissioner

Commissioner

Developer

Bank