

PERFORMANCE BOND

Bond # B-2223-77

Old Republic Bond No.: 7439351

KNOW ALL MEN BY THESE PRESENTS:

That we, ACS Playground Adventures Inc., as Principal, and
*, a corporation organized under the laws of the State of WI, and authorized to transact
business in the State of Oklahoma, as Surety, are held and firmly bound unto THE CITY OF
NORMAN, a Municipal Corporation and city of the first class, of the State of Oklahoma, in the full
and just sum of Two Hundred Thousand DOLLARS and No CENTS, (\$ 200,000.00), for the
payment of which, well and truly to be made, we, and each of us, bind ourselves, our heirs,
executors and assigns, themselves, and its successors and assigns jointly and severally, firmly by
these presents. Dated this _____ day of _____, 20____.

* Old Republic
Surety Company

The conditions of this obligation are such, that whereas, said Principal is the lowest and best bidder
for the making of the following city work and improvements, viz.:

BENTLEY PARK PLAYGROUND

and has entered into a certain written contract with THE CITY OF NORMAN dated
_____ 20_____, for the erection and construction of said work and improvement, which
said contract is hereby made a part and parcel of this bond as if literally written herein.

NOW, THEREFORE, if said Principal shall, in all particulars, well, truly and faithfully perform and
abide by said Contract and each and every covenant, condition and part thereof and shall fulfill all
obligations resting upon said Principal by the terms of said contract and said specifications; and if
said Principal shall promptly pay, or cause to be paid, all labor, materials and/or repairs and all bills
for labor performed on said work, whether by subcontract or otherwise; and if said Principal shall
protect and save harmless said City of Norman from all loss, damage and expense to life or property
suffered or sustained by any person, firm, or corporation caused by said Principal or his or its
agents, servants, or employees in the construction of said work, or by or in consequence of any
negligence, carelessness or misconduct in guarding and protecting the same, or from any act or
omission of said Principal or his or its agents servants, or employees, and if said Principal shall
protect and save the City of Norman harmless from all suits and claims of infringement or alleged
infringement or patent rights or processes, then this obligation shall be null and void, otherwise to
be and remain in full force and effect.

It is further expressly agreed and understood by the parties thereto that no changes or alterations in
said Contract and no deviations from the plan or mode of procedure herein fixed shall have the
effect of releasing the sureties, or any of them, from the obligations of this Bond.

IN WITNESS WHEREOF, the said Principal has caused these presents to be executed in its name
and its corporate seal to be hereunto affixed by its duly authorized officers, and the said surety has
caused these presents to be executed in its name and its corporate seal to be hereunto affixed by its
attorney-in-fact, duly authorized to do so, the day and year first above written.

Bond # B-2223-77

ATTEST:

Clint Pitzer
Corporate Secretary

ACS Playground Adventures, Inc.

BY Clint Pitzer
Principal Clint Pitzer, President

ATTEST:

Cassidy Scott
Cassidy Scott, ~~Witness~~ Corporate Secretary (Surety)

Old Republic Surety Company
BY Dillon Rosenhamer
Dillon Rosenhamer, Attorney-in-Fact Surety

STATE OF OKLAHOMA, COUNTY OF CLEVELAND, SS:

Before me, the undersigned, a Notary Public in and for said County and State, on this 10th day of April, 2023 personally appeared Clint Pitzer to me know to be the identical person who executes the foregoing, and acknowledge to me that He executed the same as His free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and seal the day and year last above written.

Jana Taylor
Notary Public Jana Taylor

My Commission Expires: 10/16/2025
Commission Number: 13009645

Approved as to form and legality this 13 day of April, 2023.

Rebecca
City Attorney

Approved by the Council of the City of Norman, this _____ day of _____, 20____.

ATTEST:

Mayor

City Clerk