

Contract No.

Escrow No. _____

EXHIBIT "C"

RE: NOTIFICATION OF FAILURE OF PERFORMANCE, DEMAND FOR SALE OF SECURITIES AND DEMAND FOR PAYMENT

You, as Escrow Agent in that certain Escrow Agreement for Deposit of Securities in Lieu of Cash Retention on Municipal Services Project between the , (referred to as Owner) , (referred to as Contractor), and

_____.

a state or federally chartered bank (referred to as Escrow Agent), dated _____, are hereby notified that the said Contractor has failed to perform all or part of that certain construction contract described in the said escrow agreement after having been given written notice of lack of performance. You are hereby directed to cause to be sold securities deposited by the said contractor with you in accordance with the escrow agreement, said securities having a minimum value of \$ _____, and to deliver forthwith to the Owner's Engineer the sum of \$ _____. Any remaining securities deposited pursuant to the terms of the said escrow agreement shall be retained by you pursuant to further written notice by the Owner's Engineer.

Dated: _____ at _____, California.

,
By _____
Owner's Engineer