

3

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

97073323 Travelers Casualty and Surety Company of America

97 OCT 29 AM 8:53
MORRIS W. BARTER
REC'D

Hartford, CT 06183

KNOW ALL MEN BY THESE PRESENTS, That We, Herman/Stewart Construction of Upper Marlboro, Maryland 20772 (hereinafter called "Principal"), as Principal, and Travelers Casualty and Surety Company of America, a corporation organized and existing under the laws of the State of Connecticut, of Hartford, CT 06183 (hereinafter called "Surety"), as Surety, are held and firmly bound unto the All Cities Town & Municipalities in Lake County, (hereinafter called "Obligee") as Obligee, in the penal sum of Five Thousand Dollars (\$5,000) for the payment of which sum of money well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by the present.

IN WITNESS WHEREOF, we have duly executed this obligation on the 15th day of October, A.D., 1997, to be effective on the 15th day of October, A.D. 1997,

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That Whereas, the above bounden Principal has obtained permission to exercise the vocation of General Contractor in the said All Cities Town & Municipalities in Lake County, for a period expiring October 15, 1998, subject to revocation by the Commissioner of Public Works as provided by ordinance.

Now, if the said Principal shall well and faithfully perform the duties of said vocation, faithfully observing and performing all the ordinances of the said Obligee, and faithfully observing and complying with all rules and regulations of all department of said Obligees governing or regulating said contracting work and shall also indemnify, save and keep harmless the said Obligee for any loss, cost and damages, expense or liability of any kind whatsoever, which it may suffer or which may accrue against, be charged or recovered from it, from or by reason of any act or thing done by said Contractor, or by any negligence in the execution of completion of any work done by said Contractor, or by or on account of any improper work done under and by virtue of the authority of the license or permit issued to the Contractor and shall immediately upon notice of revocation of this license or permit by the Commissioner of Public Works (in case of such revocation) cease to exercise such vocation of said Contractor, then this obligation to be void; otherwise to remain in full force and effect.

THIS BOND may be cancelled by the Surety thirty (30) days after the receipt by the Obligee of a written notice of cancellation sent by registered mail.

IT IS HEREBY EXPRESSLY UNDERSTOOD AND AGREED that the liability of the Surety for any and all claims herein shall in no event exceed the penal sum of Five Thousand Dollars (\$5,000).

THE LIABILITY UNDER THIS BOND TERMINATES on the 15th day of October, 1998, and this bond may be continued at the option of the Surety by the issuance of a Continuation Certificate.

Herman/Stewart Construction

By: [Signature]

Travelers Casualty and Surety Company of America

By: Nancy G. Heasley
Nancy G. Heasley, Attorney-in-Fact

1460
05
cp

POWER OF ATTORNEY AND CERTIFICATE OF AUTHORITY OF ATTORNEY(S)-IN-FACT

KNOW ALL MEN BY THESE PRESENTS, THAT TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, a corporation duly organized under the laws of the State of Connecticut, and having its principal office in the City of Hartford, County of Hartford, State of Connecticut, hath made, constituted and appointed, and does by these presents make, constitute and appoint Phillip A. McGee, Thomas Gworek, Kathleen S. Boyle, Paul N. Brodeur, Damian C. Caracciolo, Peggy A. Woods, Bridget M. Jennison, Timothy J. Hutton, Virginia A. Canfield, James S. McHenry, Eric J. Palmer, F. Christopher Matthes, Peggy F. Spivey, Deborah M. Parker, Vanessa R. Sawyer, Vilayphone Savanh, Puangtip Earmratana, Regina L. Good, Lisa M. Miller, Guy H. Goddard, III, Hung Q. Le, Nancy G. Heasley, Kim Schonacher, Edward W. Radgowski, Jr., Gilbert A. Wharwood, Robert A. Boldt, Gregory M. Lyon, Patrick M. Feehan or Duncan L. Barry * *

of Fairfax, VA, its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any place within the United States, or, if the following line be filled in, within the area there designated
, the following instrument(s):

by his/her sole signature and act, any and all bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking and any and all consents incident thereto

and to bind TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, thereby as fully and to the same extent as if the same were signed by the duly authorized officers of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, and all the acts of said Attorney(s)-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This appointment is made under and by authority of the following Standing Resolutions of said Company, which Resolutions are now in full force and effect:

VOTED: That each of the following officers: Chairman, Vice Chairman, President, Any Executive Vice President, Any Group Executive, Any Senior Vice President, Any Vice President, Any Assistant Vice President, Any Secretary, Any Assistant Secretary, may from time to time appoint Resident Vice Presidents, Resident Assistant Secretaries, Attorneys-in-Fact, and Agents to act for and on behalf of the Company and may give any such appointee such authority as his certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors may at any time remove any such appointee and revoke the power and authority given him or her.

VOTED: That any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the Chairman, the Vice Chairman, the President, an Executive Vice President, a Group Executive, a Senior Vice President, a Vice President, an Assistant Vice President or by a Resident Vice President, pursuant to the power prescribed in the certificate of authority of such Resident Vice President, and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary or by a Resident Assistant Secretary, pursuant to the power prescribed in the certificate of authority of such Resident Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact pursuant to the power prescribed in his or their certificate or certificates of authority.

This Power of Attorney and Certificate of Authority is signed and sealed by facsimile under and by authority of the following Standing Resolution voted by the Board of Directors of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, which Resolution is now in full force and effect:

VOTED: That the signature of each of the following officers: Chairman, Vice Chairman, President, Any Executive Vice President, Any Group Executive, Any Senior Vice President, Any Vice President, Any Assistant Vice President, Any Secretary, Any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA has caused this instrument to be signed by its Senior Vice President, and its corporate seal to be hereto affixed this 1st day of July, 1997.

STATE OF CONNECTICUT

} SS. Hartford

COUNTY OF HARTFORD



TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA

George W. Thompson

By _____
George W. Thompson
Senior Vice President

On this 1st day of July, 1997, before me personally came GEORGE W. THOMPSON to me known, who, being by me duly sworn, did depose and say: that he/she is Senior Vice President of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, the corporation described in and which executed the above instrument; that he/she knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; and that he/she executed the said instrument on behalf of the corporation by authority of his/her office under the Standing Resolutions thereof.



Marie C Tetreault

My commission expires June 30, 2001 Notary Public
Marie C. Tetreault

CERTIFICATE

I, the undersigned, Assistant Secretary of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, a stock corporation of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked; and furthermore, that the Standing Resolutions of the Board of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this 15th day of October, 1997.



By: _____

Rose Gonsoulin
Assistant Secretary