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# Western Surety Company

## CONTINUATION CERTIFICATE

2002 015401

Western Surety Company hereby continues in force Bond No. 25185765  
briefly described as General Contractor The Board of Commissioners of The County of Lake  
State of Indiana, and Any Cities and Towns in Lake County, Indiana  
for BACKWATER, INC. DBA FINKE'S

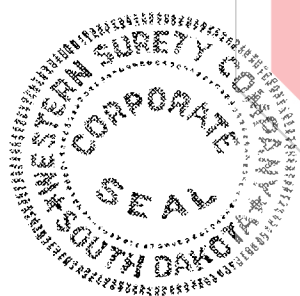
\_\_\_\_\_, as Principal,  
in the sum of \$FIVE THOUSAND AND NO/100 Dollars, for the term beginning  
March 12, 2002, and ending March 12, 2003, subject to all  
the covenants and conditions of the original bond referred to above.

This continuation is issued upon the express condition that the liability of Western Surety Company  
under said Bond and this and all continuations thereof shall not be cumulative and shall in no event exceed  
the total sum above written.

Dated this 06 day of February, 2002.



2002 FEB 12 PM 3:01  
MORRIS W. CARTER  
RECORDER



WESTERN SURETY COMPANY  
By Stephen T. Pate  
Stephen T. Pate, Executive Vice President

MORRIS W. CARTER  
RECORDER

2002 FEB 12 PM 3:01

2002 015401

THIS "Continuation Certificate" MUST BE FILED WITH THE ABOVE BOND.

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# Western Surety Company

## POWER OF ATTORNEY

### KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

Stephen T. Pate of Sioux Falls,  
State of South Dakota, its regularly elected Executive Vice President,  
as Attorney-in-Fact, with full power and authority hereby conferred upon him to sign, execute, acknowledge and deliver for and on its behalf as Surety and as its act and deed, all of the following classes of documents to-wit:

Indemnity, Surety and undertakings that may be desired by contract, or may be given in any action or proceeding in any court of law or equity, policies indemnifying employers against loss or damage caused by the misconduct of their employees; official, bail, and surety and fidelity bonds. Indemnity in all cases where indemnity may be lawfully given; and with full power and authority to execute consents and waivers to modify or change or extend any bond or document executed for this Company, and to compromise and settle any and all claims or demands made or existing against said Company.

Western Surety Company further certifies that the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company duly adopted and now in force, to-wit:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

In Witness Whereof, the said WESTERN SURETY COMPANY has caused these presents to be executed by its Executive Vice President with the corporate seal affixed this 06 day of February, 2002.

ATTEST

L. Nelson  
Assistant Secretary

By Stephen T. Pate  
Stephen T. Pate, Executive Vice President

STATE OF SOUTH DAKOTA }  
COUNTY OF MINNEHAHA } ss

On this 06 day of February, 2002, before me, a Notary Public, personally appeared Stephen T. Pate and L. Nelson

who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Executive Vice President and Assistant Secretary, respectively, of the said WESTERN SURETY COMPANY, and acknowledged said instrument to be the voluntary act and deed of said Corporation.

D. KRELL  
NOTARY PUBLIC  
SOUTH DAKOTA  
My Commission Expires November 30, 2006

D. Krell

Notary Public

