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2005 052880



Effective Date: July 2nd, 2005

# Western Surety Company

## LICENSE AND PERMIT BOND

KNOW ALL PERSONS BY THESE PRESENTS:

Bond No. 14712318

That we, Apex Excavation, Inc.

of the Town Chesterton of Indiana, State of Indiana, as Principal, and WESTERN SURETY COMPANY, a corporation duly licensed to do surety business in the State of Indiana

, as Surety, are held and firmly bound unto the Board of Comm. of the County of Lake, State of IN & any cities & towns in Lake County, IN, State of Indiana, as Obligee, in the penal

sum of Five Thousand and 00/100 DOLLARS ( \$5,000.00 ) lawful money of the United States, to be paid to the Obligee, for which payment well and truly to be made, we bind ourselves and our legal representatives, firmly by these presents.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the Principal has been licensed Excavation Contractor

by the Obligee.

NOW THEREFORE, if the Principal shall faithfully perform the duties and in all things comply with the laws and ordinances, including all amendments thereto, pertaining to the license or permit applied for, then this obligation to be void, otherwise to remain in full force and effect until July 2nd, 2006, unless renewed by Continuation Certificate.

This bond may be terminated at any time by the Surety upon sending notice in writing, by First Class U.S. Mail, to the Obligee and to the Principal at the address last known to the Surety, and at the expiration of thirty (30) days from the mailing of said notice, this bond shall ipso facto terminate and the Surety shall thereupon be relieved from any liability for any acts or omissions of the Principal subsequent to said date. Regardless of the number of years this bond shall continue in force, the number of claims made against this bond, and the number of premiums which shall be payable or paid, the Surety's total limit of liability shall not be cumulative from year to year or period to period, and in no event shall the Surety's total liability for all claims exceed the amount set forth above. Any revision of the bond amount shall not be cumulative.

Dated this 7th day of June, 2005

APEX EXCAVATION, INC.

Principal

Principal

WESTERN SURETY COMPANY

By Paul T. Bruflat  
Paul T. Bruflat, Senior Vice President

Countersigned (where required)

By [Signature]  
Resident Agent

Form 532-5-2002

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2005 JUN 27 PM 2:06  
MICHELE COOPER  
CLERK

STATE OF INDIANA  
LAKE COUNTY  
RECORDED

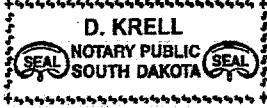
2005 052880

STATE OF SOUTH DAKOTA }  
COUNTY OF MINNEHAHA } ss

ACKNOWLEDGMENT OF SURETY  
(Corporate Officer)

On this 7th day of June, 2005, before me, the undersigned officer, personally appeared Paul T. Bruflat, who acknowledged himself to be the aforesaid officer of WESTERN SURETY COMPANY, a corporation, and that he as such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as such officer.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.



My Commission Expires November 30, 2006

D. Krell  
Notary Public - South Dakota

ACKNOWLEDGMENT OF PRINCIPAL  
(Individual or Partners)

STATE OF \_\_\_\_\_ }  
COUNTY OF \_\_\_\_\_ } ss

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me personally appeared \_\_\_\_\_, known to me to be the individual \_\_\_\_\_ described in and who executed the foregoing instrument and acknowledged to me that \_\_\_\_\_ he \_\_\_\_\_ executed the same.

My commission expires November 30, 2006

Shirley J. Cook  
Notary Public

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ACKNOWLEDGMENT OF PRINCIPAL  
(Corporate Officer)

STATE OF Indiana }  
COUNTY OF Porter } ss

On this 22nd day of June, 2005, before me personally appeared James Zimmer, who acknowledged himself to be the President of Apek Excavation, Inc., a corporation, and that he/she as such officer being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by himself/herself as such officer.

My commission expires November 30, 2006

Shirley J. Cook  
Notary Public



License or Permit No. \_\_\_\_\_  
LICENSE AND PERMIT BOND AS \_\_\_\_\_  
of \_\_\_\_\_  
State of \_\_\_\_\_  
Name of Applicant \_\_\_\_\_  
Address \_\_\_\_\_  
Filed \_\_\_\_\_  
Approved this \_\_\_\_\_ day of \_\_\_\_\_

