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RLI Insurance Company
P.O. Box 3967 Peoria IL 61612-3967
Phone: (309)692-1000 Fax: (309)683-1610

LICENSE AND PERMIT BOND

Bond No. LSM0038191

2007 088699

KNOW ALL MEN BY THESE PRESENTS:

That we, Midway III Development L.L.C.
9500 Bormet Drive
Mokena, IL 60448

as Principal, and the RLI Insurance Company, a corporation duly licensed to do business in the state of Indiana, as Surety, are held and firmly bound unto the Board of Commissioners of the County of Lake, State of Indiana, and any cities and towns in Lake County, IN, Obligee, in the penal sum of Five Thousand and 00/100 (\$ 5,000.00) DOLLARS, lawful money of the United States, to be paid to the said Obligee, for which payment well and truly to be made, we bind ourselves and our legal representatives, jointly and severally by these presents.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the said Principal has been licensed as a(n) General Contractor by the Obligee

NOW, THEREFORE, if the said 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 for a period commencing on the 6th day of November, 2007, and ending on the 6th day of November, 2008.

This bond may be terminated at any time by the Surety upon sending written notice to the clerk of the Political Subdivision with whom this bond is filed and to the Principal, addressed to them at their first known address, and at the expiration of thirty (30) days from the mailing of said notice, or as soon thereafter as permitted by applicable law, whichever is later, this bond shall terminate and the Surety shall thereupon be relieved from any liability for any acts or omissions of the Principal subsequent to said date.

Dated this 6th day of November, 2007.

Principal
(Individual, Partner or Corporate Officer)



Principal
(Additional Partner or Partners)

Countersigned

By Resident Agent
Resident Agent



RLI Insurance Company
By
Roy C. Diehl Vice President

B/L
CS
C



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POWER OF ATTORNEY

RLI Insurance Company

Bond No. LSM0038191

Know All Men by These Presents:

That the RLI Insurance Company, a corporation organized and existing under the laws of the State of Illinois, and authorized and licensed to do business in all states and the District of Columbia does hereby make, constitute and appoint: Roy C. Die in the City of Peoria, State of Illinois, as Vice President, with full power and authority hereby conferred upon him/her to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds, undertakings, and recognizances in an amount not to exceed One Million and 00/100 Dollars (\$ 1,000,000.00) for any single obligation, and specifically for the following described bond.

Principal: Midway III Development L.L.C.
Obligee: Board of Commissioners of the County of Lake, State of Indiana, and any cities and towns in Lake County, IN
(Valid only when a County, City, Town or Village is named as Obligee)
Type Bond: General Contractor
Bond Amount: \$ 5,000.00
Effective Date: November 6, 2007

The RLI Insurance Company further certifies that the following is a true and exact copy of a Resolution adopted by the Board of Directors of RLI Insurance Company, and now in force to-wit:

"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 RLI Insurance Company has caused these presents to be executed by its Vice President with its corporate seal affixed this 6th day of November, 2007.

ATTEST:

Cynthia S. Dohm
Cynthia S. Dohm Assistant Secretary



Roy C. Die
Roi C. Die Vice President

On this 6th day of November, 2007 before me, a Notary Public, personally appeared Roy C. Die and Cynthia S. Dohm, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as Vice President and Assistant Secretary, respectively, of the said RLI Insurance Company, and acknowledged said instrument to be the voluntary act and deed of said corporation.

Jacqueline M. Bockler
Jacqueline M. Bockler Notary Public





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Acknowledgment of Surety

STATE OF Illinois
 COUNTY OF Peoria } ss.

On this 6th day of November, 2007, before me, a Notary Public in and for said County, personally appeared Roy C. Die, personally known to me, who being by me duly sworn did say that he/she is the aforesaid Vice President of the RLI Insurance Company of Peoria, Illinois, a corporation duly organized and existing under the laws of the State of Illinois, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that the said instrument was signed, sealed and executed in behalf of said corporation by authority of its Board of Directors, and further acknowledge that the said instrument and the execution thereof to be a voluntary act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed by official seal the day and year last above written.

My Commission Expires:

3/1/2010



Jacqueline M. Bockler
 Jacqueline M. Bockler

Notary Public

