

BOARD OF PUBLIC WORKS AND SAFETY (Form B-01-2012)
Agenda Request Form

Organizations and individuals are asked to submit a request form and supporting documents to be placed on the agenda. You will be contacted by the City confirming the date of the meeting in which your request will be heard. Please make sure that your contact information is accurate in case we need to get in touch with you. The Board of Works meets on the 1st and 3rd Monday of each month at 5:00 p.m. in City Hall located at 70 E. Monroe Street.

Date Submitted:	January 25, 2016	Meeting Date:	February 1, 2016
Contact Information:			
Requested by:	Joanna Myers		
On Behalf of Organization or Individual:	Arbor Investments, LLC		
Telephone:	317-736-3631		
Email address:	jmyers@franklin.in.gov		
Mailing Address:	70 E. Monroe Street, Franklin, IN 46131		
Describe Request:			
Approval and acceptance of Subdivision Performance Bonds and Secondary Plat for Heritage, Section 6.			
Performance Bond # 5043626: Seeding & Erosion Control - \$27,433.10 Performance Bond # 5043627: Sidewalks - \$34,648.00 Performance Bond # 5043628: Sanitary Sewers - \$63,234.00 Performance Bond # 5043629: Storm Sewers, Swales & Underdrains - \$59,391.60 Performance Bond # 5043630: Street Lights - \$7,920.00 Performance Bond # 5043631: Streets Stabilization Binder & Underdrains - \$110,679.48 Performance Bond # 5043632: Survey Monuments - \$2,520.00 Performance Bond # 5043633: Street Signs - \$2,472.00 Performance Bond # 5043634: Street Surface - \$19,237.68 Performance Bond # 5043635: Curbs - \$19,280.70			
List Supporting Documentation Provided:			
1. Subdivision Performance Bonds			
2. Original plat for signature to be provided at meeting			
Who will present the request?			
Name:	Joanna Myers	Telephone:	317-736-3631

In order for an individual and/or agency to be considered for new business on the Board of Works agenda, this reservation form and supporting documents must be received in the Mayor's office no later than 4:00 p.m. on the Wednesday before the meeting.

Bond Safeguard Insurance Company

900 S. Frontage Rd., Suite 250, Woodridge, IL 60517

Subdivision Performance Bond

Bond Number	<u>5043626</u>
Project Name	<u>Heritage Section 6</u>
Improvements	<u>Seeding and Erosion Control</u>

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Arbor Investments, LLC, 6626 E. 75th Street, Suite 400, Indianapolis, IN 46250 as Principal Bond Safeguard Insurance Company, 900 S. Frontage Road, Suite 250, Woodridge, IL 60517 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Twenty Seven Thousand Four Hundred Thirty Three and 10/100 DOLLARS, (\$27,433.10) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 1st DAY OF February, 2016. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Seeding and Erosion Control at Heritage Section 6 have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Arbor Investments, LLC shall construct said Seeding and Erosion Control at Heritage Section 6 according to specifications and regulations of the City of Franklin, Indiana, and comply with all the provisions of the ordinances, rules and regulations of the City of Franklin, Indiana, in relation to the mode, manner or form in which said work shall be done, and shall pay and save the City of Franklin, Indiana, against loss of damage which may arise by reason of delay in completion of said work, by reason of the manner in which said work is done or the quality of the materials furnished being in violation of the requirements of any law of the State of Indiana, or any ordinance of the City of Franklin, Indiana, controlling such work, then this obligation to be void; otherwise to be and remain in full force and effect. This performance bond shall be and remain in full force and effect until such time it is officially released by the Board of Public Works and Safety, City of Franklin, Indiana.

BY: Arbor Investments, LLC
Curtis A. Rector, Pres

BY: Bond Safeguard Insurance Company
Jason D. McEldowney
Jason D. McEldowney, Attorney-In-Fact

Accepted by the Franklin Board of Public Works and Safety this _____ day of _____, 20__.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

Released by the Franklin Board of Public Works and Safety this _____ day of _____, 20__.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

POWER OF ATTORNEY

BSIC- 267464

Bond Safeguard Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that BOND SAFEGUARD INSURANCE COMPANY, a South Dakota Corporation with its principal office in Sioux Falls, South Dakota, does hereby constitute and appoint: Daniel T. Touw, Jason D. McEldowney its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of BOND SAFEGUARD INSURANCE COMPANY on the 7th day of November, 2001 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond, \$1,000,000.00, One Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed to by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, BOND SAFEGUARD INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate seal to be affixed this 5th day of August, 2015.



BOND SAFEGUARD INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who being duly sworn, did depose and say that he is the President of BOND SAFEGUARD INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY [Signature] Amy Taylor Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of BOND SAFEGUARD INSURANCE COMPANY, A South Dakota Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Mount Juliet, Tennessee this 1st Day of February, 2016



BY [Signature] Andrew Smith Assistant Secretary

WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files an application for insurance or statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties.

Bond Safeguard Insurance Company

900 S. Frontage Rd., Suite 250, Woodridge, IL 60517

Subdivision Performance Bond

Bond Number 5043627
Project Name Heritage Section 6
Improvements Sidewalks

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Arbor Investments, LLC, 6626 E. 75th Street, Suite 400, Indianapolis, IN 46250 as Principal Bond Safeguard Insurance Company, 900 S. Frontage Road, Suite 250, Woodridge, IL 60517 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Thirty Four Thousand Six Hundred Forty Eight and 00/100 DOLLARS, (\$34,648.00) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 1st DAY OF February, 2016. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Sidewalks at Heritage Section 6 have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Arbor Investments, LLC shall construct said Sidewalks at Heritage Section 6 according to specifications and regulations of the City of Franklin, Indiana, and comply with all the provisions of the ordinances, rules and regulations of the City of Franklin, Indiana, in relation to the mode, manner or form in which said work shall be done, and shall pay and save the City of Franklin, Indiana, against loss of damage which may arise by reason of delay in completion of said work, by reason of the manner in which said work is done or the quality of the materials furnished being in violation of the requirements of any law of the State of Indiana, or any ordinance of the City of Franklin, Indiana, controlling such work, then this obligation to be void; otherwise to be and remain in full force and effect. This performance bond shall be and remain in full force and effect until such time it is officially released by the Board of Public works and Safety, City of Franklin, Indiana.

BY: Arbor Investments, LLC
Curtis A. Rector, Pres.

BY: Bond Safeguard Insurance Company
Jason D. McElDowney, Attorney-In-Fact

Accepted by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

Released by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

POWER OF ATTORNEY

BSIC- 267465

Bond Safeguard Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that BOND SAFEGUARD INSURANCE COMPANY, a South Dakota Corporation with its principal office in Sioux Falls, South Dakota, does hereby constitute and appoint: Daniel T. Touw, Jason D. McEldowney its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of BOND SAFEGUARD INSURANCE COMPANY on the 7th day of November, 2001 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond, \$1,000,000.00, One Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed to by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, BOND SAFEGUARD INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate seal to be affixed this 5th day of August, 2015.



BOND SAFEGUARD INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who being duly sworn, did depose and say that he is the President of BOND SAFEGUARD INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY [Signature] Amy Taylor Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of BOND SAFEGUARD INSURANCE COMPANY, A South Dakota Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Mount Juliet, Tennessee this 1st Day of February, 2016



BY [Signature] Andrew Smith Assistant Secretary

“WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files an application for insurance or statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties.”

Bond Safeguard Insurance Company

900 S. Frontage Rd., Suite 250, Woodridge, IL 60517

Subdivision Performance Bond

Bond Number 5043628
Project Name Heritage Section 6
Improvements Sanitary Sewers

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Arbor Investments, LLC, 6626 E. 75th Street, Suite 400, Indianapolis, IN 46250 as Principal Bond Safeguard Insurance Company, 900 S. Frontage Road, Suite 250, Woodridge, IL 60517 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Sixty Three Thousand Two Hundred Thirty Four and 00/100 DOLLARS, (\$63,234.00) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 1st DAY OF February, 2016. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Sanitary Sewers at Heritage Section 6 have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Arbor Investments, LLC shall construct said Sanitary Sewers at Heritage Section 6 according to specifications and regulations of the City of Franklin, Indiana, and comply with all the provisions of the ordinances, rules and regulations of the City of Franklin, Indiana, in relation to the mode, manner or form in which said work shall be done, and shall pay and save the City of Franklin, Indiana, against loss of damage which may arise by reason of delay in completion of said work, by reason of the manner in which said work is done or the quality of the materials furnished being in violation of the requirements of any law of the State of Indiana, or any ordinance of the City of Franklin, Indiana, controlling such work, then this obligation to be void; otherwise to be and remain in full force and effect. This performance bond shall be and remain in full force and effect until such time it is officially released by the Board of Public works and Safety, City of Franklin, Indiana.

BY: Arbor Investments, LLC
[Signature]
Curtis A. Rector, Pres

BY: Bond Safeguard Insurance Company
[Signature]
Jason D. McEldowney, Attorney-In-Fact

Accepted by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

Released by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

POWER OF ATTORNEY

BSIC- 267466

Bond Safeguard Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that BOND SAFEGUARD INSURANCE COMPANY, a South Dakota Corporation with its principal office in Sioux Falls, South Dakota, does hereby constitute and appoint: Daniel T. Touw, Jason D. McEldowney its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of BOND SAFEGUARD INSURANCE COMPANY on the 7th day of November, 2001 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond, \$1,000,000.00, One Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed to by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, BOND SAFEGUARD INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate seal to be affixed this 5th day of August, 2015.



BOND SAFEGUARD INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who being duly sworn, did depose and say that he is the President of BOND SAFEGUARD INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY [Signature] Amy Taylor Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of BOND SAFEGUARD INSURANCE COMPANY, A South Dakota Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Mount Juliet, Tennessee this 1st Day of February, 2016



BY [Signature] Andrew Smith Assistant Secretary

WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files an application for insurance or statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties.

Bond Safeguard Insurance Company

900 S. Frontage Rd., Suite 250, Woodridge, IL 60517

Subdivision Performance Bond

Bond Number 5043629
Project Name Heritage Section 6
Improvements Storm Sewers, Swales and Underdrains

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Arbor Investments, LLC, 6626 E. 75th Street, Suite 400, Indianapolis, IN 46250 as Principal Bond Safeguard Insurance Company, 900 S. Frontage Road, Suite 250, Woodridge, IL 60517 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Fifty Nine Thousand Three Hundred Ninety One and 60/100 DOLLARS, (\$59,391.60) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 1st DAY OF February, 2016. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Storm Sewers, Swales and Underdrains at Heritage Section 6 have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Arbor Investments, LLC shall construct said Storm Sewers, Swales and Underdrains at Heritage Section 6 according to specifications and regulations of the City of Franklin, Indiana, and comply with all the provisions of the ordinances, rules and regulations of the City of Franklin, Indiana, in relation to the mode, manner or form in which said work shall be done, and shall pay and save the City of Franklin, Indiana, against loss of damage which may arise by reason of delay in completion of said work, by reason of the manner in which said work is done or the quality of the materials furnished being in violation of the requirements of any law of the State of Indiana, or any ordinance of the City of Franklin, Indiana, controlling such work, then this obligation to be void; otherwise to be and remain in full force and effect. This performance bond shall be and remain in full force and effect until such time it is officially released by the Board of Public works and Safety, City of Franklin, Indiana.

BY: Arbor Investments, LLC
[Signature]
Cuba A Rector, Pres.

BY: Bond Safeguard Insurance Company
[Signature]
Jason D. McEldowney, Attorney-In-Fact

Accepted by the Franklin Board of Public Works and Safety this ____ day of _____, 20 ____.

Board Member

Board Member

Board Member

ATTEST: _____
Clerk, BPWS

Released by the Franklin Board of Public Works and Safety this ____ day of _____, 20 ____.

Board Member

Board Member

Board Member

ATTEST: _____
Clerk, BPWS

POWER OF ATTORNEY

BSIC- 267467

Bond Safeguard Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that BOND SAFEGUARD INSURANCE COMPANY, a South Dakota Corporation with its principal office in Sioux Falls, South Dakota, does hereby constitute and appoint: Daniel T. Touw, Jason D. McEldowney its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of BOND SAFEGUARD INSURANCE COMPANY on the 7th day of November, 2001 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond, \$1,000,000.00, One Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed to by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, BOND SAFEGUARD INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate seal to be affixed this 5th day of August, 2015.

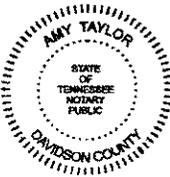


BOND SAFEGUARD INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who being duly sworn, did depose and say that he is the President of BOND SAFEGUARD INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY [Signature] Amy Taylor Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of BOND SAFEGUARD INSURANCE COMPANY, A South Dakota Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Mount Juliet, Tennessee this 1st Day of February, 2016



BY [Signature] Andrew Smith Assistant Secretary

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Bond Safeguard Insurance Company

900 S. Frontage Rd., Suite 250, Woodridge, IL 60517

Subdivision Performance Bond

Bond Number 5043630
Project Name Heritage Section 6
Improvements Street Lights

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Arbor Investments, LLC, 6626 E. 75th Street, Suite 400, Indianapolis, IN 46250 as Principal Bond Safeguard Insurance Company, 900 S. Frontage Road, Suite 250, Woodridge, IL 60517 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Seven Thousand Nine Hundred Twenty and 00/100 DOLLARS, (\$7,920.00) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 1st DAY OF February, 2016. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Street Lights at Heritage Section 6 have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Arbor Investments, LLC, shall construct said Street Lights at Heritage Section 6 according to specifications and regulations of the City of Franklin, Indiana, and comply with all the provisions of the ordinances, rules and regulations of the City of Franklin, Indiana, in relation to the mode, manner or form in which said work shall be done, and shall pay and save the City of Franklin, Indiana, against loss of damage which may arise by reason of delay in completion of said work, by reason of the manner in which said work is done or the quality of the materials furnished being in violation of the requirements of any law of the State of Indiana, or any ordinance of the City of Franklin, Indiana, controlling such work, then this obligation to be void; otherwise to be and remain in full force and effect. This performance bond shall be and remain in full force and effect until such time it is officially released by the Board of Public works and Safety, City of Franklin, Indiana.

BY: Arbor Investments, LLC
Curtis A. Rector, Pres.

BY: Bond Safeguard Insurance Company
Jason D. McEldowney
Jason D. McEldowney, Attorney-In-Fact

Accepted by the Franklin Board of Public Works and Safety this _____ day of _____, 20__.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

Released by the Franklin Board of Public Works and Safety this _____ day of _____, 20__.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

POWER OF ATTORNEY

BSIC- 267468

Bond Safeguard Insurance Company

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BOND SAFEGUARD INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

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AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

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BY [Signature] Andrew Smith Assistant Secretary

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Bond Safeguard Insurance Company

900 S. Frontage Rd., Suite 250, Woodridge, IL 60517

Subdivision Performance Bond

Bond Number 5043631
Project Name Heritage Section 6
Improvements Streets Stabilization Binder and Underdrains

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Arbor Investments, LLC, 6626 E. 75th Street, Suite 400, Indianapolis, IN 46250 as Principal Bond Safeguard Insurance Company, 900 S. Frontage Road, Suite 250, Woodridge, IL 60517 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of One Hundred Ten Thousand Six Hundred Seventy Nine and 48/100 DOLLARS, (\$110,679.48) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 1st DAY OF February, 2016. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Streets Stabilization Binder and Underdrains at Heritage Section 6 have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Arbor Investments, LLC, shall construct said Streets Stabilization Binder and Underdrains at Heritage Section 6 according to specifications and regulations of the City of Franklin, Indiana, and comply with all the provisions of the ordinances, rules and regulations of the City of Franklin, Indiana, in relation to the mode, manner or form in which said work shall be done, and shall pay and save the City of Franklin, Indiana, against loss of damage which may arise by reason of delay in completion of said work, by reason of the manner in which said work is done or the quality of the materials furnished being in violation of the requirements of any law of the State of Indiana, or any ordinance of the City of Franklin, Indiana, controlling such work, then this obligation to be void; otherwise to be and remain in full force and effect. This performance bond shall be and remain in full force and effect until such time it is officially released by the Board of Public works and Safety, City of Franklin, Indiana.

BY: Arbor Investments, LLC
Curtis A. Rector, PRPS.

BY: Bond Safeguard Insurance Company
Jason D. McEldowney
Jason D. McEldowney, Attorney-In-Fact

Accepted by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

Released by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

POWER OF ATTORNEY

BSIC-267469

Bond Safeguard Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that BOND SAFEGUARD INSURANCE COMPANY, a South Dakota Corporation with its principal office in Sioux Falls, South Dakota, does hereby constitute and appoint: Daniel T. Touw, Jason D. McEldowney its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of BOND SAFEGUARD INSURANCE COMPANY on the 7th day of November, 2001 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond, \$1,000,000.00, One Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed to by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, BOND SAFEGUARD INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate seal to be affixed this 5th day of August, 2015.



BOND SAFEGUARD INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who being duly sworn, did depose and say that he is the President of BOND SAFEGUARD INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY [Signature] Amy Taylor Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of BOND SAFEGUARD INSURANCE COMPANY, A South Dakota Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Mount Juliet, Tennessee this 1st Day of February, 2016



BY [Signature] Andrew Smith Assistant Secretary

WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files an application for insurance or statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties.

Bond Safeguard Insurance Company

900 S. Frontage Rd., Suite 250, Woodridge, IL 60517

Subdivision Performance Bond

Bond Number 5043632
Project Name Heritage Section 6
Improvements Survey Monuments

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Arbor Investments, LLC, 6626 E. 75th Street, Suite 400, Indianapolis, IN 46250 as Principal Bond Safeguard Insurance Company, 900 S. Frontage Road, Suite 250, Woodridge, IL 60517 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Two Thousand Five Hundred Twenty and 00/100 DOLLARS, (\$2,520.00) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 1st DAY OF February, 2016. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Survey Monuments at Heritage Section 6 have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Arbor Investments, LLC, shall construct said Survey Monuments at Heritage Section 6 according to specifications and regulations of the City of Franklin, Indiana, and comply with all the provisions of the ordinances, rules and regulations of the City of Franklin, Indiana, in relation to the mode, manner or form in which said work shall be done, and shall pay and save the City of Franklin, Indiana, against loss of damage which may arise by reason of delay in completion of said work, by reason of the manner in which said work is done or the quality of the materials furnished being in violation of the requirements of any law of the State of Indiana, or any ordinance of the City of Franklin, Indiana, controlling such work, then this obligation to be void; otherwise to be and remain in full force and effect. This performance bond shall be and remain in full force and effect until such time it is officially released by the Board of Public works and Safety, City of Franklin, Indiana.

BY: Arbor Investments, LLC
Curtis A. Rector, Pres.

BY: Bond Safeguard Insurance Company
Jason D. McEldowney
Jason D. McEldowney, Attorney-In-Fact

Accepted by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

Released by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

POWER OF ATTORNEY

BSIC-267470

Bond Safeguard Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that BOND SAFEGUARD INSURANCE COMPANY, a South Dakota Corporation with its principal office in Sioux Falls, South Dakota, does hereby constitute and appoint: Daniel T. Touw, Jason D. McEldowney its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of BOND SAFEGUARD INSURANCE COMPANY on the 7th day of November, 2001 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond, \$1,000,000.00, One Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed to by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, BOND SAFEGUARD INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate seal to be affixed this 5th day of August, 2015.



BOND SAFEGUARD INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who being duly sworn, did depose and say that he is the President of BOND SAFEGUARD INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY [Signature] Amy Taylor Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of BOND SAFEGUARD INSURANCE COMPANY, A South Dakota Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Mount Juliet, Tennessee this 15th Day of February, 2016



BY [Signature] Andrew Smith Assistant Secretary

WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files an application for insurance or statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties.

Bond Safeguard Insurance Company

900 S. Frontage Rd., Suite 250, Woodridge, IL 60517

Subdivision Performance Bond

Bond Number 5043633
Project Name Heritage Section 6
Improvements Street Signs

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Arbor Investments, LLC, 6626 E. 75th Street, Suite 400, Indianapolis, IN 46250 as Principal Bond Safeguard Insurance Company, 900 S. Frontage Road, Suite 250, Woodridge, IL 60517 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Two Thousand Four Hundred Seventy Two and 00/100 DOLLARS, (\$2,472.00) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 1st DAY OF February, 20 16. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Street Signs at Heritage Section 6 have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Arbor Investments, LLC, shall construct said Street Signs at Heritage Section 6 according to specifications and regulations of the City of Franklin, Indiana, and comply with all the provisions of the ordinances, rules and regulations of the City of Franklin, Indiana, in relation to the mode, manner or form in which said work shall be done, and shall pay and save the City of Franklin, Indiana, against loss of damage which may arise by reason of delay in completion of said work, by reason of the manner in which said work is done or the quality of the materials furnished being in violation of the requirements of any law of the State of Indiana, or any ordinance of the City of Franklin, Indiana, controlling such work, then this obligation to be void; otherwise to be and remain in full force and effect. This performance bond shall be and remain in full force and effect until such time it is officially released by the Board of Public works and Safety, City of Franklin, Indiana.

BY: Arbor Investments, LLC
Curtis A. Rector, Pres.

BY: Bond Safeguard Insurance Company
Jason D. McEldowney
Jason D. McEldowney, Attorney-In-Fact

Accepted by the Franklin Board of Public Works and Safety this ____ day of _____, 20 ____.

Board Member

Board Member

Board Member

ATTEST: _____
Clerk, BPWS

Released by the Franklin Board of Public Works and Safety this ____ day of _____, 20 ____.

Board Member

Board Member

Board Member

ATTEST: _____
Clerk, BPWS

POWER OF ATTORNEY

BSIC-267471

Bond Safeguard Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that BOND SAFEGUARD INSURANCE COMPANY, a South Dakota Corporation with its principal office in Sioux Falls, South Dakota, does hereby constitute and appoint: Daniel T. Touw, Jason D. McEldowney its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of BOND SAFEGUARD INSURANCE COMPANY on the 7th day of November, 2001 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond, \$1,000,000.00, One Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed to by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, BOND SAFEGUARD INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate seal to be affixed this 5th day of August, 2015.



BOND SAFEGUARD INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who being duly sworn, did depose and say that he is the President of BOND SAFEGUARD INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY [Signature] Amy Taylor Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of BOND SAFEGUARD INSURANCE COMPANY, A South Dakota Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Mount Juliet, Tennessee this 1st Day of February, 2016



BY [Signature] Andrew Smith Assistant Secretary

WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files an application for insurance or statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

Bond Safeguard Insurance Company

900 S. Frontage Rd., Suite 250, Woodridge, IL 60517

Subdivision Performance Bond

Bond Number 5043634
Project Name Heritage Section 6
Improvements Street Surface

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Arbor Investments, LLC, 6626 E. 75th Street, Suite 400, Indianapolis, IN 46250 as Principal Bond Safeguard Insurance Company, 900 S. Frontage Road, Suite 250, Woodridge, IL 60517 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Nineteen Thousand Two Hundred Thirty Seven and 68/100 DOLLARS, (\$19,237.68) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 1st DAY OF February, 2016. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Street Surface at Heritage Section 6 have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Arbor Investments, LLC, shall construct said Street Surface at Heritage Section 6 according to specifications and regulations of the City of Franklin, Indiana, and comply with all the provisions of the ordinances, rules and regulations of the City of Franklin, Indiana, in relation to the mode, manner or form in which said work shall be done, and shall pay and save the City of Franklin, Indiana, against loss of damage which may arise by reason of delay in completion of said work, by reason of the manner in which said work is done or the quality of the materials furnished being in violation of the requirements of any law of the State of Indiana, or any ordinance of the City of Franklin, Indiana, controlling such work, then this obligation to be void; otherwise to be and remain in full force and effect. This performance bond shall be and remain in full force and effect until such time it is officially released by the Board of Public works and Safety, City of Franklin, Indiana.

BY: Arbor Investments, LLC
[Signature]
Director, Pres.

BY: Bond Safeguard Insurance Company
[Signature]
Jason D. McEldowney, Attorney-In-Fact

Accepted by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

Released by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

POWER OF ATTORNEY

BSIC-267472

Bond Safeguard Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that BOND SAFEGUARD INSURANCE COMPANY, a South Dakota Corporation with its principal office in Sioux Falls, South Dakota, does hereby constitute and appoint: Daniel T. Touw, Jason D. McEldowney its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of BOND SAFEGUARD INSURANCE COMPANY on the 7th day of November, 2001 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond, \$1,000,000.00, One Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed to by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond or undertaking to which it as attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, BOND SAFEGUARD INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate seal to be affixed this 5th day of August, 2015.



BOND SAFEGUARD INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who being duly sworn, did depose and say that he is the President of BOND SAFEGUARD INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY [Signature] Amy Taylor Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of BOND SAFEGUARD INSURANCE COMPANY, A South Dakota Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Mount Juliet, Tennessee this 1st Day of February, 2016



BY [Signature] Andrew Smith Assistant Secretary

WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files an application for insurance or statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties.

Bond Safeguard Insurance Company

900 S. Frontage Rd., Suite 250, Woodridge, IL 60517

Subdivision Performance Bond

Bond Number 5043635
Project Name Heritage Section 6
Improvements Curbs

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Arbor Investments, LLC, 6626 E. 75th Street, Suite 400, Indianapolis, IN 46250 as Principal Bond Safeguard Insurance Company, 900 S. Frontage Road, Suite 250, Woodridge, IL 60517 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Nineteen Thousand Two Hundred Eighty and 70/100 DOLLARS, (\$19,280.70) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 1st DAY OF February, 2016. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Curbs at Heritage Section 6 have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Arbor Investments, LLC shall construct said Curbs at Heritage Section 6 according to specifications and regulations of the City of Franklin, Indiana, and comply with all the provisions of the ordinances, rules and regulations of the City of Franklin, Indiana, in relation to the mode, manner or form in which said work shall be done, and shall pay and save the City of Franklin, Indiana, against loss of damage which may arise by reason of delay in completion of said work, by reason of the manner in which said work is done or the quality of the materials furnished being in violation of the requirements of any law of the State of Indiana, or any ordinance of the City of Franklin, Indiana, controlling such work, then this obligation to be void; otherwise to be and remain in full force and effect. This performance bond shall be and remain in full force and effect until such time it is officially released by the Board of Public works and Safety, City of Franklin, Indiana.

BY: Arbor Investments, LLC
[Signature]
Conrad A. Rector, Pres.

BY: Bond Safeguard Insurance Company
[Signature]
Jason D. McEldowney, Attorney-In-Fact

Accepted by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

Released by the Franklin Board of Public Works and Safety this _____ day of _____, 20 ____.

Board Member *Board Member* *Board Member*

ATTEST: _____
Clerk, BPWS

POWER OF ATTORNEY

BSIC-267473

Bond Safeguard Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that BOND SAFEGUARD INSURANCE COMPANY, a South Dakota Corporation with its principal office in Sioux Falls, South Dakota, does hereby constitute and appoint: Daniel T. Touw, Jason D. McEldowney its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of BOND SAFEGUARD INSURANCE COMPANY on the 7th day of November, 2001 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond, \$1,000,000.00, One Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed to by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, BOND SAFEGUARD INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate seal to be affixed this 5th day of August, 2015.



BOND SAFEGUARD INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who being duly sworn, did depose and say that he is the President of BOND SAFEGUARD INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY [Signature] Amy Taylor Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of BOND SAFEGUARD INSURANCE COMPANY, A South Dakota Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Mount Juliet, Tennessee this 1st Day of February, 2016



BY [Signature] Andrew Smith Assistant Secretary

WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files an application for insurance or statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."