

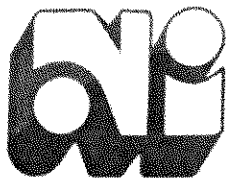
**BOARD OF PUBLIC WORKS AND SAFETY**  
**Agenda Request Form**

(Form B-01-2012)

*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.*

<b>Date Submitted:</b>	November 25, 2019	<b>Meeting Date:</b>	Dec. 2, 2019
<b>Contact Information:</b>			
<b>Requested by:</b>	Joanna Myers		
<b>On Behalf of Organization or Individual:</b> Arbor Homes			
<b>Telephone:</b>	317-736-3631		
<b>Email address:</b>	jmyers@franklin.in.gov		
<b>Mailing Address:</b>	70 E. Monroe Street, Franklin, IN 46131		
<b>Describe Request:</b>			
Approval and acceptance of Subdivision Performance Bonds and Secondary Plat for Heritage South. Performance Bond # 70NGP184783: Storm sewers, swales & underdrains - \$331,267.20 Performance Bond # 70NGP184784: Streets (less passing blister & less asphalt surface) - \$318,708.00 Performance Bond # 70NGP184785: Sanitary sewers - \$213,889.40 Performance Bond # 70NGP184786: Street trees, landscaping & street lights - \$139,980.00 Performance Bond # 70NGP184787: Sidewalks - \$111,628.80 Performance Bond # 70NGP184788: Earthwork & erosion control - \$89,560.08 Performance Bond # LPM 0505725: Survey monuments & street signs - \$25,920.00 Performance Bond # LPM 0505726: Passing blister & asphalt surface - \$61,150.80			
<b>List Supporting Documentation Provided:</b>			
1. Subdivision Performance Bonds			
2. Original plat for signature to be provided at meeting			
<b>Who will present the request?</b>			
<b>Name:</b>	Joanna Myers	<b>Telephone:</b>	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.*



# National Indemnity Company

A member of the Berkshire Hathaway group of insurance companies

## Subdivision Performance Bond

Bond Number 70NGP184783  
Project Name Heritage South  
Improvements Storm Sewers, Swales & Underdrains

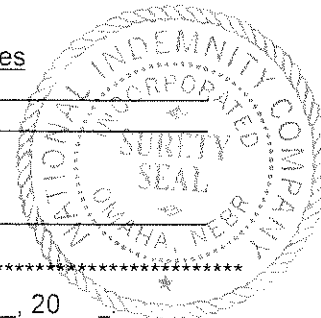
KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,  
*Developer's Company Name* Clayton Properties Group, Inc. DBA Arbor Homes as Principal  
*Developer's Company Address* 9225 Harrison Park Court, Indianapolis, IN 46216 and  
*Surety Company Name* National Indemnity Company  
*Surety Company Address* 1314 Douglas Street, Suite 1400, Omaha, NE 68102-1944 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of THREE HUNDRED THIRTY-ONE THOUSAND, TWO HUNDRED SIXTY-SEVEN AND 20/100 DOLLARS, (\$331,267.20) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 12th DAY OF November, 2019. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Heritage South - Storm Sewers, Swales & Underdrains have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Clayton Properties Group, Inc. DBA Arbor Homes shall construct said Heritage South - Storm Sewers, Swales & Underdrains 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: *Developer's Company Name (printed)* Clayton Properties Group, Inc. DBA Arbor Homes  
*Signature for Developer's Company* \_\_\_\_\_  
*Signatory Name & Title (printed)* Christian Becker Director of Land Dev.  
  
BY: *Surety Company Name* National Indemnity Company  
*Signature of Attorney-in-Fact* \_\_\_\_\_  
*Attorney-in-Fact (printed)* Erin L. Phillips



Accepted by the Franklin Board of Public Works and Safety this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Steve Barnett, Board Member

\_\_\_\_\_  
Melissa L. Jones, Board Member

\_\_\_\_\_  
Bob Swinehamer, Board Member

ATTEST:

\_\_\_\_\_  
Jayne Rhoades, Clerk-Treasurer

Released by the Franklin Board of Public Works and Safety this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

ATTEST:

\_\_\_\_\_  
Clerk-Treasurer

# POWER-OF-ATTORNEY

70NGP184783

## NATIONAL INDEMNITY COMPANY

1314 DOUGLAS STREET, SUITE 1400, OMAHA, NEBRASKA 68102-1944

(402) 916-3000

KNOW ALL MEN BY THESE PRESENTS: This Power-of-Attorney is not valid unless attached to the duly-executed bond that it authorizes. This Power-of-Attorney specifies **THE AUTHORITY OF THE ATTORNEY-IN-FACT** and **THE LIABILITY OF NATIONAL INDEMNITY COMPANY, WHICH SHALL NOT EXCEED:**

**THREE HUNDRED THIRTY-ONE THOUSAND, TWO HUNDRED SIXTY-SEVEN  
AND 20/100 DOLLARS  
(\$ 331,267.20)**

NATIONAL INDEMNITY COMPANY, a Nebraska corporation, having its principal office in the City of Omaha, State of Nebraska, does hereby make, constitute and appoint Erin L. Phillips in the City of Omaha, County of Douglas, State of Nebraska, its true and lawful attorney-in-fact, at Omaha, in the State of Nebraska, to make, execute, seal and deliver for and on its behalf, and as its act and deed, any and all bonds and undertakings, provided that the liability of the Company as surety on any such bond executed under this authority shall not in any event exceed the sum shown above.

### THIS POWER VOID IF ALTERED OR ERASED

The acknowledgement and execution of any such document by the said Attorney-In-Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly-elected officers of this Company.

This Power of Attorney is granted, and is signed and sealed by original signature, under and by the authority of the following Resolution adopted by the Executive Committee, as duly authorized by the Board of Directors of NATIONAL INDEMNITY COMPANY, at a meeting duly called and held on the 15th day of March, 2017:

RESOLVED, That the President, any Vice President or the Secretary shall have the power and authority to (1) appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company bonds and other undertakings and (2) remove at any time any such Attorney-in-fact and revoke the authority given.

FURTHER RESOLVED, That any Surety Administrator or Surety Underwriter shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company any license bond with a limit of \$10,000 or less.

FURTHER RESOLVED, That any Surety Administrator shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company (1) any bond, except an appeal bond, with a limit of \$10,000 or less and (2) any license bond with a limit of \$50,000 or less.

In Witness Whereof NATIONAL INDEMNITY COMPANY has caused its official seal to be hereunder affixed, and these presents to be signed by its Senior Vice President this 12th day of November, 2019.

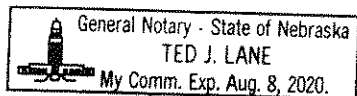
NATIONAL INDEMNITY COMPANY



BY Philip M. Wolf  
(Name) Philip M. Wolf  
(Title) Senior Vice President

STATE OF NEBRASKA }  
COUNTY OF DOUGLAS } ss.:

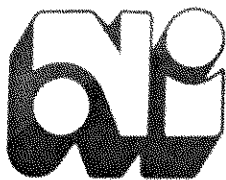
On this 12th day of November, 2019, before me, a Notary Public, personally appeared Philip M. Wolf, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as Senior Vice President of said NATIONAL INDEMNITY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.



Ted J. Lane  
Notary Public, Nebraska

1. THIS POWER DOES NOT AUTHORIZE EXECUTION OF BONDS OF NE EXEAT OR ANY GUARANTEE FOR FAILURE TO PROVIDE PAYMENTS OF ALIMONY SUPPORT OR WAGE LAW CLAIMS, OR BONDS FOR CRIMINAL APPEARANCE.
2. THIS POWER DOES NOT AUTHORIZE THE EXECUTION OF BONDS FOR LOAN GUARANTEES.

This Power Can Only Be Used in The State of: INDIANA  
This Power Can Only Be Used For The Following Obligor(s): CITY OF FRANKLIN, INDIANA  
Bond Title or Description: SUBDIVISION PERFORMANCE BOND (HERITAGE SOUTH - STORM SEWERS, SWALES & UNDERDRAINS)  
Principal or case reference: CLAYTON PROPERTIES GROUP, INC. DBA ARBOR HOMES



# National Indemnity Company

A member of the Berkshire Hathaway group of insurance companies

## Subdivision Performance Bond

Bond Number 70NGP184784  
Project Name Heritage South  
Improvements Streets (Less Passing Blister Less Asphalt Surface)

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,

*Developer's Company Name* Clayton Properties Group, Inc. DBA Arbor Homes as Principal

*Developer's Company Address* 9225 Harrison Park Court, Indianapolis, IN 46216 and

*Surety Company Name* National Indemnity Company

*Surety Company Address* 1314 Douglas Street, Suite 1400, Omaha, NE 68102-1944 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of THREE HUNDRED EIGHTEEN THOUSAND, SEVEN HUNDRED EIGHT AND NO/100 DOLLARS (\$318,708.00) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 12th DAY OF November, 2019. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Heritage South - Streets (Less Passing Blister Less Asphalt Surface) have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Clayton Properties Group, Inc. DBA Arbor Homes shall construct said Heritage South - Streets (Less Passing Blister Less Asphalt Surface) 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: *Developer's Company Name (printed)* Clayton Properties Group, Inc. DBA Arbor Homes  
*Signature for Developer's Company* [Signature]  
*Signatory Name & Title (printed)* Christian Reiter Director of Land Dev.

BY: *Surety Company Name* National Indemnity Company  
*Signature of Attorney-in-Fact* [Signature]  
*Attorney-in-Fact (printed)* Erin L. Phillips

Accepted by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Steve Barnett, Board Member

\_\_\_\_\_  
Melissa L. Jones, Board Member

\_\_\_\_\_  
Bob Swinehamer, Board Member

ATTEST:

\_\_\_\_\_  
Jayne Rhoades, Clerk-Treasurer

Released by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

ATTEST:

\_\_\_\_\_  
Clerk-Treasurer

# POWER-OF-ATTORNEY

## NATIONAL INDEMNITY COMPANY

1314 DOUGLAS STREET, SUITE 1400, OMAHA, NEBRASKA 68102-1944

(402) 916-3000

KNOW ALL MEN BY THESE PRESENTS: This Power-of-Attorney is not valid unless attached to the duly-executed bond that it authorizes. This Power-of-Attorney specifies **THE AUTHORITY OF THE ATTORNEY-IN-FACT** and **THE LIABILITY OF NATIONAL INDEMNITY COMPANY, WHICH SHALL NOT EXCEED:**

**THREE HUNDRED EIGHTEEN THOUSAND, SEVEN HUNDRED EIGHT AND NO/100 DOLLARS**  
**(\$ 318,708.00)**

NATIONAL INDEMNITY COMPANY, a Nebraska corporation, having its principal office in the City of Omaha, State of Nebraska, does hereby make, constitute and appoint Erin L. Phillips in the City of Omaha, County of Douglas, State of Nebraska, its true and lawful attorney-in-fact, at Omaha, in the State of Nebraska, to make, execute, seal and deliver for and on its behalf, and as its act and deed, any and all bonds and undertakings, provided that the liability of the Company as surety on any such bond executed under this authority shall not in any event exceed the sum shown above.

### THIS POWER VOID IF ALTERED OR ERASED

The acknowledgement and execution of any such document by the said Attorney-In-Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly-elected officers of this Company.

This Power of Attorney is granted, and is signed and sealed by original signature, under and by the authority of the following Resolution adopted by the Executive Committee, as duly authorized by the Board of Directors of NATIONAL INDEMNITY COMPANY, at a meeting duly called and held on the 15th day of March, 2017:

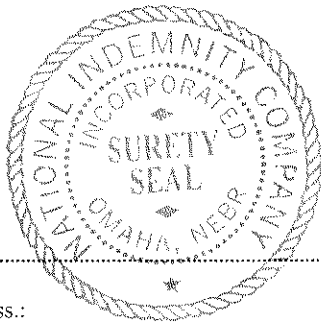
RESOLVED, That the President, any Vice President or the Secretary shall have the power and authority to (1) appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company bonds and other undertakings and (2) remove at any time any such Attorney-in-fact and revoke the authority given.

FURTHER RESOLVED, That any Surety Administrator or Surety Underwriter shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company any license bond with a limit of \$10,000 or less.

FURTHER RESOLVED, That any Surety Administrator shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company (1) any bond, except an appeal bond, with a limit of \$10,000 or less and (2) any license bond with a limit of \$50,000 or less.

In Witness Whereof NATIONAL INDEMNITY COMPANY has caused its official seal to be hereunder affixed, and these presents to be signed by its Senior Vice President this 12th day of November, 2019.

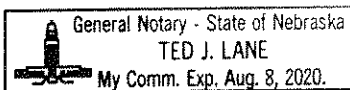
NATIONAL INDEMNITY COMPANY



BY Philip M. Wolf  
(Name) Philip M. Wolf  
(Title) Senior Vice President

STATE OF NEBRASKA }  
COUNTY OF DOUGLAS } ss.:

On this 12th day of November, 2019, before me, a Notary Public, personally appeared Philip M. Wolf, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as Senior Vice President of said NATIONAL INDEMNITY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.



Ted J. Lane  
Notary Public, Nebraska

1. THIS POWER DOES NOT AUTHORIZE EXECUTION OF BONDS OF NE EXEAT OR ANY GUARANTEE FOR FAILURE TO PROVIDE PAYMENTS OF ALIMONY SUPPORT OR WAGE LAW CLAIMS, OR BONDS FOR CRIMINAL APPEARANCE.
2. THIS POWER DOES NOT AUTHORIZE THE EXECUTION OF BONDS FOR LOAN GUARANTEES.

70NGP184784

This Power Can Only Be Used in The State of: INDIANA  
This Power Can Only Be Used For The Following Obligor(s): CITY OF FRANKLIN, INDIANA  
Bond Title or Description: SUBDIVISION PERFORMANCE BOND (HERITAGE SOUTH - STREETS (LESS PASSING BLISTER LESS ASPHALT SURFACE))  
Principal or case reference: CLAYTON PROPERTIES GROUP, INC. DBA ARBOR HOMES



# National Indemnity Company

A member of the Berkshire Hathaway group of insurance companies

## Subdivision Performance Bond

Bond Number 70NGP184785  
Project Name Heritage South  
Improvements Sanitary Sewers

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,

*Developer's Company Name* Clayton Properties Group, Inc. DBA Arbor Homes as Principal

*Developer's Company Address* 9225 Harrison Park Court, Indianapolis, IN 46216 and

*Surety Company Name* National Indemnity Company

*Surety Company Address* 1314 Douglas Street, Suite 1400, Omaha, NE 68102-1944 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of TWO HUNDRED THIRTEEN THOUSAND, EIGHT HUNDRED EIGHTY-NINE AND 40/100 DOLLARS (\$213,889.40) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 12th DAY OF November, 2019. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

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

NOW, THEREFORE, if said Clayton Properties Group, Inc. DBA Arbor Homes shall construct said Heritage South - Sanitary Sewers 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: *Developer's Company Name (printed)* Clayton Properties Group, Inc. DBA Arbor Homes  
*Signature for Developer's Company* [Signature]  
*Signatory Name & Title (printed)* Christian Rector Director of Land Dev.

BY: *Surety Company Name* National Indemnity Company  
*Signature of Attorney-in-Fact* [Signature]  
*Attorney-in-Fact (printed)* Erin L. Phillips

Accepted by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Steve Barnett, Board Member

\_\_\_\_\_  
Melissa L. Jones, Board Member

\_\_\_\_\_  
Bob Swinehamer, Board Member

ATTEST:

\_\_\_\_\_  
Jayne Rhoades, Clerk-Treasurer

Released by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

ATTEST:

\_\_\_\_\_  
Clerk-Treasurer

# POWER-OF-ATTORNEY

70NGP184785

## NATIONAL INDEMNITY COMPANY

1314 DOUGLAS STREET, SUITE 1400, OMAHA, NEBRASKA 68102-1944

(402) 916-3000

KNOW ALL MEN BY THESE PRESENTS: This Power-of-Attorney is not valid unless attached to the duly-executed bond that it authorizes. This Power-of-Attorney specifies **THE AUTHORITY OF THE ATTORNEY-IN-FACT** and **THE LIABILITY OF NATIONAL INDEMNITY COMPANY, WHICH SHALL NOT EXCEED:**

**TWO HUNDRED THIRTEEN THOUSAND, EIGHT HUNDRED EIGHTY-NINE  
AND 40/100 DOLLARS  
(\$ 213,889.40)**

NATIONAL INDEMNITY COMPANY, a Nebraska corporation, having its principal office in the City of Omaha, State of Nebraska, does hereby make, constitute and appoint Erin L. Phillips in the City of Omaha, County of Douglas, State of Nebraska, its true and lawful attorney-in-fact, at Omaha, in the State of Nebraska, to make, execute, seal and deliver for and on its behalf, and as its act and deed, any and all bonds and undertakings, provided that the liability of the Company as surety on any such bond executed under this authority shall not in any event exceed the sum shown above.

### THIS POWER VOID IF ALTERED OR ERASED

The acknowledgement and execution of any such document by the said Attorney-In-Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly-elected officers of this Company.

This Power of Attorney is granted, and is signed and sealed by original signature, under and by the authority of the following Resolution adopted by the Executive Committee, as duly authorized by the Board of Directors of NATIONAL INDEMNITY COMPANY, at a meeting duly called and held on the 15th day of March, 2017:

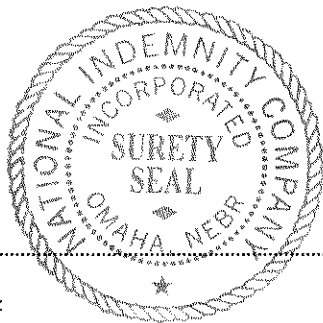
RESOLVED, That the President, any Vice President or the Secretary shall have the power and authority to (1) appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company bonds and other undertakings and (2) remove at any time any such Attorney-in-fact and revoke the authority given.

FURTHER RESOLVED, That any Surety Administrator or Surety Underwriter shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company any license bond with a limit of \$10,000 or less.

FURTHER RESOLVED, That any Surety Administrator shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company (1) any bond, except an appeal bond, with a limit of \$10,000 or less and (2) any license bond with a limit of \$50,000 or less.

In Witness Whereof NATIONAL INDEMNITY COMPANY has caused its official seal to be hereunder affixed, and these presents to be signed by its Senior Vice President this 12th day of November, 2019.

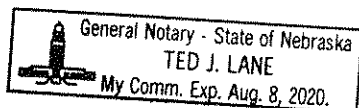
NATIONAL INDEMNITY COMPANY



BY Philip M. Wolf  
(Name) Philip M. Wolf  
(Title) Senior Vice President

STATE OF NEBRASKA }  
COUNTY OF DOUGLAS } ss.:

On this 12th day of November, 2019, before me, a Notary Public, personally appeared Philip M. Wolf, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as Senior Vice President of said NATIONAL INDEMNITY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.



Ted J. Lane  
Notary Public, Nebraska

1. THIS POWER DOES NOT AUTHORIZE EXECUTION OF BONDS OF NE EXEAT OR ANY GUARANTEE FOR FAILURE TO PROVIDE PAYMENTS OF ALIMONY SUPPORT OR WAGE LAW CLAIMS, OR BONDS FOR CRIMINAL APPEARANCE.
2. THIS POWER DOES NOT AUTHORIZE THE EXECUTION OF BONDS FOR LOAN GUARANTEES.

This Power Can Only Be Used in The State of: INDIANA  
This Power Can Only Be Used For The Following Oblige(s): CITY OF FRANKLIN, INDIANA  
Bond Title or Description: SUBDIVISION PERFORMANCE BOND (HERITAGE SOUTH - SANITARY SEWERS)  
Principal or case reference: CLAYTON PROPERTIES GROUP, INC. DBA ARBOR HOMES



# National Indemnity Company

A member of the Berkshire Hathaway group of insurance companies

## Subdivision Performance Bond

Bond Number 70NGP184786  
Project Name Heritage South  
Improvements Street Trees, Landscaping & Street Lights

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,  
Developer's Company Name Clayton Properties Group, Inc. DBA Arbor Homes as Principal  
Developer's Company Address 9225 Harrison Park Court, Indianapolis, IN 46216 and  
Surety Company Name National Indemnity Company  
Surety Company Address 1314 Douglas Street, Suite 1400, Omaha, NE 68102-1944 as Surety are held  
and firmly bound unto the City of Franklin, Indiana, in the penal sum of ONE HUNDRED THIRTY-NINE THOUSAND, NINE HUNDRED EIGHTY AND NO/100 DOLLARS (\$139,980.00) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 12th DAY OF November, 2019. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Heritage South - Street Trees, Landscaping & Street Lights have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Clayton Properties Group, Inc. DBA Arbor Homes shall construct said Heritage South - Street Trees, Landscaping & Street Lights 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: Developer's Company Name (printed) Clayton Properties Group, Inc. DBA Arbor Homes  
Signature for Developer's Company [Signature]  
Signatory Name & Title (printed) Christian Reuter Director of Land Dev.

BY: Surety Company Name National Indemnity Company  
Signature of Attorney-in-Fact [Signature]  
Attorney-in-Fact (printed) Erin L. Phillips

Accepted by the Franklin Board of Public Works and Safety this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Steve Barnett, Board Member      Melissa L. Jones, Board Member      Bob Swinehamer, Board Member

ATTEST: \_\_\_\_\_  
Jayne Rhoades, Clerk-Treasurer

Released by the Franklin Board of Public Works and Safety this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Board Member      Board Member      Board Member

ATTEST: \_\_\_\_\_  
Clerk-Treasurer



# POWER-OF-ATTORNEY

70NGP184786

## NATIONAL INDEMNITY COMPANY

1314 DOUGLAS STREET, SUITE 1400, OMAHA, NEBRASKA 68102-1944

(402) 916-3000

KNOW ALL MEN BY THESE PRESENTS: This Power-of-Attorney is not valid unless attached to the duly-executed bond that it authorizes. This Power-of-Attorney specifies **THE AUTHORITY OF THE ATTORNEY-IN-FACT** and **THE LIABILITY OF NATIONAL INDEMNITY COMPANY, WHICH SHALL NOT EXCEED:**

**ONE HUNDRED THIRTY-NINE THOUSAND, NINE HUNDRED EIGHTY AND NO/100 DOLLARS**  
**(\$ 139,980.00)**

NATIONAL INDEMNITY COMPANY, a Nebraska corporation, having its principal office in the City of Omaha, State of Nebraska, does hereby make, constitute and appoint Erin L. Phillips in the City of Omaha, County of Douglas, State of Nebraska, its true and lawful attorney-in-fact, at Omaha, in the State of Nebraska, to make, execute, seal and deliver for and on its behalf, and as its act and deed, any and all bonds and undertakings, provided that the liability of the Company as surety on any such bond executed under this authority shall not in any event exceed the sum shown above.

### THIS POWER VOID IF ALTERED OR ERASED

The acknowledgement and execution of any such document by the said Attorney-In-Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly-elected officers of this Company.

This Power of Attorney is granted, and is signed and sealed by original signature, under and by the authority of the following Resolution adopted by the Executive Committee, as duly authorized by the Board of Directors of NATIONAL INDEMNITY COMPANY, at a meeting duly called and held on the 15th day of March, 2017:

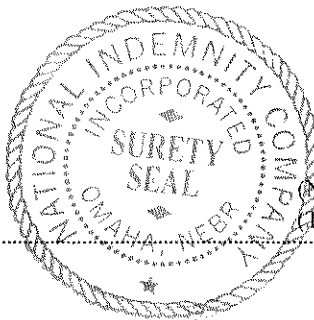
RESOLVED, That the President, any Vice President or the Secretary shall have the power and authority to (1) appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company bonds and other undertakings and (2) remove at any time any such Attorney-in-fact and revoke the authority given.

FURTHER RESOLVED, That any Surety Administrator or Surety Underwriter shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company any license bond with a limit of \$10,000 or less.

FURTHER RESOLVED, That any Surety Administrator shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company (1) any bond, except an appeal bond, with a limit of \$10,000 or less and (2) any license bond with a limit of \$50,000 or less.

In Witness Whereof NATIONAL INDEMNITY COMPANY has caused its official seal to be hereunder affixed, and these presents to be signed by its Senior Vice President this 12th day of November, 2019.

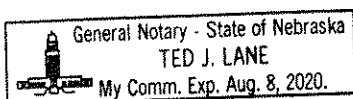
NATIONAL INDEMNITY COMPANY



BY Philip M. Wolf  
(Name) Philip M. Wolf  
(Title) Senior Vice President

STATE OF NEBRASKA }  
COUNTY OF DOUGLAS } ss.:

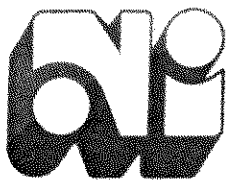
On this 12th day of November, 2019, before me, a Notary Public, personally appeared Philip M. Wolf, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as Senior Vice President of said NATIONAL INDEMNITY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.



Ted J. Lane  
Notary Public, Nebraska

1. THIS POWER DOES NOT AUTHORIZE EXECUTION OF BONDS OF NE EXEAT OR ANY GUARANTEE FOR FAILURE TO PROVIDE PAYMENTS OF ALIMONY SUPPORT OR WAGE LAW CLAIMS, OR BONDS FOR CRIMINAL APPEARANCE.
2. THIS POWER DOES NOT AUTHORIZE THE EXECUTION OF BONDS FOR LOAN GUARANTEES.

This Power Can Only Be Used in The State of: INDIANA  
This Power Can Only Be Used For The Following Oblige(s): CITY OF FRANKLIN, INDIANA  
Bond Title or Description: SUBDIVISION PERFORMANCE BOND (HERITAGE SOUTH - STREET TREES, LANDSCAPING & STREET LIGHTS)  
Principal or case reference: CLAYTON PROPERTIES GROUP, INC. DBA ARBOR HOMES



# National Indemnity Company

A member of the Berkshire Hathaway group of insurance companies

## Subdivision Performance Bond

Bond Number 70NGP184787  
Project Name Heritage South  
Improvements Sidewalks

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,

*Developer's Company Name* Clayton Properties Group, Inc. DBA Arbor Homes as Principal

*Developer's Company Address* 9225 Harrison Park Court, Indianapolis, IN 46216 and

*Surety Company Name* National Indemnity Company

*Surety Company Address* 1314 Douglas Street, Suite 1400, Omaha, NE 68102-1944 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of ONE HUNDRED ELEVEN THOUSAND, SIX HUNDRED TWENTY-EIGHT AND 80/100 DOLLARS (\$111,628.80) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

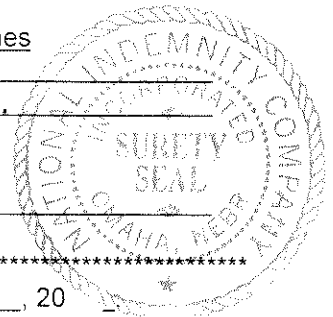
SEALED AND DATED THIS 12th DAY OF November, 2019. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

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

NOW, THEREFORE, if said Clayton Properties Group, Inc. DBA Arbor Homes shall construct said Heritage South - Sidewalks 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: *Developer's Company Name (printed)* Clayton Properties Group, Inc. DBA Arbor Homes  
*Signature for Developer's Company* [Signature]  
*Signatory Name & Title (printed)* Christian Reuter - Director of Land Dev.

BY: *Surety Company Name* National Indemnity Company  
*Signature of Attorney-in-Fact* [Signature]  
*Attorney-in-Fact (printed)* Erin L. Phillips



Accepted by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Steve Barnett, Board Member

\_\_\_\_\_  
Melissa L. Jones, Board Member

\_\_\_\_\_  
Bob Swinehamer, Board Member

ATTEST:

\_\_\_\_\_  
Jayne Rhoades, Clerk-Treasurer

Released by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

ATTEST:

\_\_\_\_\_  
Clerk-Treasurer

# POWER-OF-ATTORNEY

70NGP184787

## NATIONAL INDEMNITY COMPANY

1314 DOUGLAS STREET, SUITE 1400, OMAHA, NEBRASKA 68102-1944

(402) 916-3000

KNOW ALL MEN BY THESE PRESENTS: This Power-of-Attorney is not valid unless attached to the duly-executed bond that it authorizes. This Power-of-Attorney specifies **THE AUTHORITY OF THE ATTORNEY-IN-FACT** and **THE LIABILITY OF NATIONAL INDEMNITY COMPANY, WHICH SHALL NOT EXCEED:**

**ONE HUNDRED ELEVEN THOUSAND, SIX HUNDRED TWENTY-EIGHT AND 80/100 DOLLARS**  
**(\$ 111,628.80)**

NATIONAL INDEMNITY COMPANY, a Nebraska corporation, having its principal office in the City of Omaha, State of Nebraska, does hereby make, constitute and appoint Erin L. Phillips in the City of Omaha, County of Douglas, State of Nebraska, its true and lawful attorney-in-fact, at Omaha, in the State of Nebraska, to make, execute, seal and deliver for and on its behalf, and as its act and deed, any and all bonds and undertakings, provided that the liability of the Company as surety on any such bond executed under this authority shall not in any event exceed the sum shown above.

### THIS POWER VOID IF ALTERED OR ERASED

The acknowledgement and execution of any such document by the said Attorney-In-Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly-elected officers of this Company.

This Power of Attorney is granted, and is signed and sealed by original signature, under and by the authority of the following Resolution adopted by the Executive Committee, as duly authorized by the Board of Directors of NATIONAL INDEMNITY COMPANY, at a meeting duly called and held on the 15th day of March, 2017:

RESOLVED, That the President, any Vice President or the Secretary shall have the power and authority to (1) appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company bonds and other undertakings and (2) remove at any time any such Attorney-in-fact and revoke the authority given.

FURTHER RESOLVED, That any Surety Administrator or Surety Underwriter shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company any license bond with a limit of \$10,000 or less.

FURTHER RESOLVED, That any Surety Administrator shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company (1) any bond, except an appeal bond, with a limit of \$10,000 or less and (2) any license bond with a limit of \$50,000 or less.

In Witness Whereof NATIONAL INDEMNITY COMPANY has caused its official seal to be hereunder affixed, and these presents to be signed by its Senior Vice President this 12th day of November, 2019.

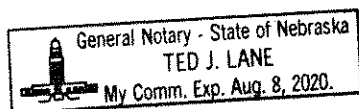
NATIONAL INDEMNITY COMPANY



BY Philip M. Wolf  
(Name) Philip M. Wolf  
(Title) Senior Vice President

STATE OF NEBRASKA }  
COUNTY OF DOUGLAS } ss.:

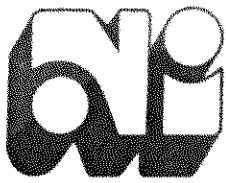
On this 12th day of November, 2019, before me, a Notary Public, personally appeared Philip M. Wolf, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as Senior Vice President of said NATIONAL INDEMNITY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.



Ted J. Lane  
Notary Public, Nebraska

1. THIS POWER DOES NOT AUTHORIZE EXECUTION OF BONDS OF NE EXEAT OR ANY GUARANTEE FOR FAILURE TO PROVIDE PAYMENTS OF ALIMONY SUPPORT OR WAGE LAW CLAIMS, OR BONDS FOR CRIMINAL APPEARANCE.
2. THIS POWER DOES NOT AUTHORIZE THE EXECUTION OF BONDS FOR LOAN GUARANTEES.

This Power Can Only Be Used in The State of: INDIANA  
This Power Can Only Be Used For The Following Oblige(s): CITY OF FRANKLIN, INDIANA  
Bond Title or Description: SUBDIVISION PERFORMANCE BOND (HERITAGE SOUTH - SIDEWALKS  
Principal or case reference: CLAYTON PROPERTIES GROUP, INC. DBA ARBOR HOMES



# National Indemnity Company

A member of the Berkshire Hathaway group of insurance companies

## Subdivision Performance Bond

Bond Number 70NGP184788  
Project Name Heritage South  
Improvements Earthwork & Erosion Control

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,

*Developer's Company Name* Clayton Properties Group, Inc. DBA Arbor Homes as Principal

*Developer's Company Address* 9225 Harrison Park Court, Indianapolis, IN 46216 and

*Surety Company Name* National Indemnity Company

*Surety Company Address* 1314 Douglas Street, Suite 1400, Omaha, NE 68102-1944 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of EIGHTY-NINE THOUSAND, FIVE HUNDRED SIXTY AND 08/100 DOLLARS (\$89,560.08) for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 12th DAY OF November, 2019. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Heritage South - Earthwork & Erosion Control have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Clayton Properties Group, Inc. DBA Arbor Homes shall construct said Heritage South - Earthwork & Erosion Control 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: *Developer's Company Name (printed)* Clayton Properties Group, Inc. DBA Arbor Homes  
*Signature for Developer's Company* [Signature]  
*Signatory Name & Title (printed)* Christian Becker Director of Land Dev.

BY: *Surety Company Name* National Indemnity Company  
*Signature of Attorney-in-Fact* [Signature]  
*Attorney-in-Fact (printed)* Erin L. Phillips

Accepted by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Steve Barnett, Board Member

\_\_\_\_\_  
Melissa L. Jones, Board Member

\_\_\_\_\_  
Bob Swinehamer, Board Member

ATTEST:

\_\_\_\_\_  
Jayne Rhoades, Clerk-Treasurer

Released by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

ATTEST:

\_\_\_\_\_  
Clerk-Treasurer

# POWER-OF-ATTORNEY

## NATIONAL INDEMNITY COMPANY

1314 DOUGLAS STREET, SUITE 1400, OMAHA, NEBRASKA 68102-1944

(402) 916-3000

KNOW ALL MEN BY THESE PRESENTS: This Power-of-Attorney is not valid unless attached to the duly-executed bond that it authorizes. This Power-of-Attorney specifies **THE AUTHORITY OF THE ATTORNEY-IN-FACT** and **THE LIABILITY OF NATIONAL INDEMNITY COMPANY, WHICH SHALL NOT EXCEED:**

**EIGHTY-NINE THOUSAND, FIVE HUNDRED SIXTY AND 08/100 DOLLARS**  
**(\$ 89,560.08)**

NATIONAL INDEMNITY COMPANY, a Nebraska corporation, having its principal office in the City of Omaha, State of Nebraska, does hereby make, constitute and appoint Erin L. Phillips in the City of Omaha, County of Douglas, State of Nebraska, its true and lawful attorney-in-fact, at Omaha, in the State of Nebraska, to make, execute, seal and deliver for and on its behalf, and as its act and deed, any and all bonds and undertakings, provided that the liability of the Company as surety on any such bond executed under this authority shall not in any event exceed the sum shown above.

### THIS POWER VOID IF ALTERED OR ERASED

The acknowledgement and execution of any such document by the said Attorney-In-Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly-elected officers of this Company.

This Power of Attorney is granted, and is signed and sealed by original signature, under and by the authority of the following Resolution adopted by the Executive Committee, as duly authorized by the Board of Directors of NATIONAL INDEMNITY COMPANY, at a meeting duly called and held on the 15th day of March, 2017:

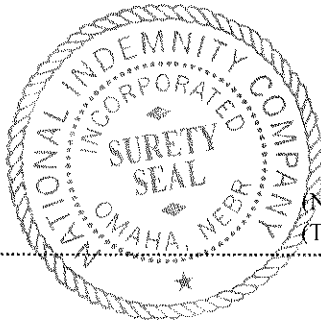
RESOLVED, That the President, any Vice President or the Secretary shall have the power and authority to (1) appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company bonds and other undertakings and (2) remove at any time any such Attorney-in-fact and revoke the authority given.

FURTHER RESOLVED, That any Surety Administrator or Surety Underwriter shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company any license bond with a limit of \$10,000 or less.

FURTHER RESOLVED, That any Surety Administrator shall have the power and authority to appoint Attorneys-in-fact and to authorize them to execute on behalf of this Company (1) any bond, except an appeal bond, with a limit of \$10,000 or less and (2) any license bond with a limit of \$50,000 or less.

In Witness Whereof NATIONAL INDEMNITY COMPANY has caused its official seal to be hereunder affixed, and these presents to be signed by its Senior Vice President this 12th day of November, 2019.

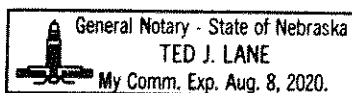
NATIONAL INDEMNITY COMPANY



BY Philip M. Wolf  
(Name) Philip M. Wolf  
(Title) Senior Vice President

STATE OF NEBRASKA }  
COUNTY OF DOUGLAS } ss.:

On this 12th day of November, 2019, before me, a Notary Public, personally appeared Philip M. Wolf, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as Senior Vice President of said NATIONAL INDEMNITY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.



Ted J. Lane  
Notary Public, Nebraska

1. THIS POWER DOES NOT AUTHORIZE EXECUTION OF BONDS OF NE EXEAT OR ANY GUARANTEE FOR FAILURE TO PROVIDE PAYMENTS OF ALIMONY SUPPORT OR WAGE LAW CLAIMS, OR BONDS FOR CRIMINAL APPEARANCE.
2. THIS POWER DOES NOT AUTHORIZE THE EXECUTION OF BONDS FOR LOAN GUARANTEES.

70NGP184788

This Power Can Only Be Used in The State of: INDIANA  
This Power Can Only Be Used For The Following Oblige(s): CITY OF FRANKLIN, INDIANA  
Bond Title or Description: SUBDIVISION PERFORMANCE BOND (HERITAGE SOUTH - EARTHWORK & EROSION CONTROL)  
Principal or case reference: CLAYTON PROPERTIES GROUP, INC. DBA ARBOR HOMES

(to be submitted on letterhead of surety company with executed power-of-attorney form attached)

## **Subdivision Performance Bond**

Bond Number	<u>LPM 0505725</u>
Project Name	<u>Heritage South</u>
Improvements	<u>Survey Monuments &amp; Street Signs</u>

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,

*Developer's Company Name* Clayton Properties, Inc. DBA: Arbor Homes as Principal

*Developer's Company Address* 9225 Harrison Park Court, Indianapolis, IN 46216 and

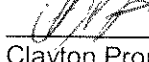

*Surety Company Name* American Bankers Insurance Company of Florida

*Surety Company Address* 11222 Quail Roost Drive, Miami, FL 33157 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Twenty-Five Thousand Nine Hundred twenty and 00/100 DOLLARS, \$25,920.00 for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 12th DAY OF November, 20 19. THE  
CONDITIONS OF THE  
ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Heritage South Survey Monuments and Street Signs have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Clayton Properties, Inc. DBA: Arbor Homes shall construct said Survey Monuments & Street Signs 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.

<i>Developer's Company Name (printed)</i>	<u>Clayton Properties, Inc. DBA: Arbor Homes</u>
BY: <i>Signature for Developer's Company</i>	<u></u>
<i>Signatory Name &amp; Title (printed)</i>	<u>Christian Decker Land Dev. Director</u>
<i>Surety Company Name</i>	<u>American Bankers Insurance Company of Florida</u>
BY: <i>Signature of Attorney-in-Fact</i>	<u></u>
<i>Attorney-in-Fact (printed)</i>	<u>Andy Bryner</u>

Accepted by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
Steve Barnett, Board Member

\_\_\_\_\_  
Melissa L. Jones, Board Member

\_\_\_\_\_  
Bob Swinehamer, Board Member

ATTEST:

\_\_\_\_\_  
Jayne Rhoades, Clerk-Treasurer

Released by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

ATTEST:

\_\_\_\_\_  
Clerk-Treasurer

# American Bankers Insurance Company of Florida

11222 Quail Roost Drive, Miami, FL 33157-6596

## GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS,

Bond Number: LPM 0505725

That American Bankers Insurance Company of Florida, a corporation duly organized and existing under the laws of the State of Florida and having its Home Office in Miami, Dade County, Florida, does by these presents make, constitute, and appoint:

\*\*\* Andy Bruner or Joseph G. Johnson or Todd Gould \*\*\*

of Maryville and State of Tennessee its true and lawful Attorney-in-Fact, with full power and authority for and on behalf of the Company as surety, to execute and deliver and affix the seal of the Company thereto, if a seal is required, on bonds, undertaking, recognizance, consents of surety, or other written obligations in the nature thereof, as follows,

\*\*\* ANY AND ALL BONDS – MAXIMUM PENALTY \$300,000.00 \*\*\*

In witness whereof, American Bankers Insurance Company of Florida has caused these presents to be signed by its Chief Executive Officer, Operations Department of American Bankers Insurance Company of Florida, and its corporate seal to be hereto affixed this 13<sup>th</sup> day of September, AD., 2019.

AMERICAN BANKERS INSURANCE COMPANY OF FLORIDA

Attest:

Secretary, American Bankers Insurance Company of Florida

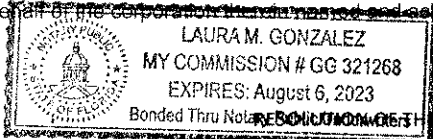
By:

Kathy McDonald, Chief Executive Officer of Global Specialty Business  
American Bankers Insurance Company of Florida

State of Florida

County of Dade

On this 13<sup>th</sup> day of September, in the year 2019, before me Laura M. Gonzalez a notary public, personally appeared Jeannie Aragon-Cruz, personally known to me to be the person who executed the within instrument as Secretary of the Company and Kathy McDonald, personally known to me to be the person who executed the within instrument as Chief Executive Officer, Operations Department of American Bankers Insurance Company of Florida on behalf of the corporation, the undersigned and acknowledged to me that the corporation executed it.



NOTARY PUBLIC

WHEREAS, it is necessary for the effectual transaction of business that the Company appoint agents and attorneys with power and authority to act for it and in its name in the states and territories of the United States, and additionally American Bankers Insurance Company of Florida in the provinces of the Dominion of Canada.

RESOLVED, that the American Bankers Insurance Company of Florida hereby does authorize and empower the Chief Executive Officer, Operations Department of American Bankers Insurance Company of Florida in conjunction with its Secretary or one of its Designated Signers, under its corporate seal to appoint any person or persons to act as its true and lawful attorney-in-fact, to execute and deliver any and all contracts, guaranteeing the fidelity of persons holding positions of public or private trust, guaranteeing the performances of contracts other than insurance policies and executing or guaranteeing bonds and undertakings, required or permitted to all actions or proceedings, or by law allowed; and

FURTHER RESOLVED, that the signature of any officer authorized by resolutions of the Board and the Company seal may be affixed by facsimile to any power of attorney or special power of attorney or certification of either given for the execution of any bond, undertaking, recognizance or other written obligation in the nature thereof, such signature and seal, when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

I certify the above is a true copy of a resolution adopted by unanimous consent by the Board of Directors of AMERICAN BANKERS INSURANCE COMPANY OF FLORIDA, on May 23rd, 2007.

Jeannie Aragon Cruz

Secretary, American Bankers Insurance Company of Florida

I, the undersigned Secretary of American Bankers Insurance Company of Florida, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in force and effect.

And I do hereby further certify that the Certificate of this Power of Attorney is signed and sealed by facsimile under and by the authority of the resolution adopted by the Board of Directors of American Bankers Insurance Company of Florida by unanimous consent on the 23rd day of May, 2007, and that said resolution has not been amended or repealed.

Given under my hand and seal of said Company, this 13<sup>th</sup> day of September, 2019.

Jeannie Aragon Cruz

Secretary, American Bankers Insurance Company of Florida

To Form and Be a

Part of Bond Number LPM 0505725

PRINCIPAL NAME

Clayton Properties Group, Inc., Dba: Arbor Homes

November 12, 2019

(to be submitted on letterhead of surety company with executed power-of-attorney form attached)

## **Subdivision Performance Bond**

Bond Number	<u>LPM 0505726</u>
Project Name	<u>Heritage South</u>
Improvements	<u>Passing Blister &amp; Asphalt Surface</u>

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,

*Developer's Company Name* Clayton Properties, Inc. DBA: Arbor Homes as Principal

*Developer's Company Address* 9225 Harrison Park Court, Indianapolis, IN 46216 and


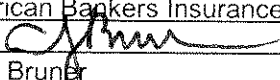
*Surety Company Name* American Bankers Insurance Company of Florida

*Surety Company Address* 11222 Quail Roost Drive, Miami, FL 33157 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Sixty-One Thousand One Hundred Fifty and 80/100 DOLLARS, \$61,150.80 for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 12th DAY OF November, 20 19. THE  
CONDITIONS OF THE  
ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Heritage South Passing Blister & Asphalt Surface have not been improved as required by the regulations and procedures of the City of Franklin, Indiana.

NOW, THEREFORE, if said Clayton Properties, Inc. DBA: Arbor Homes shall construct said Passing Blister & Asphalt Surface 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.

<i>Developer's Company Name (printed)</i>	<u>Clayton Properties, Inc. DBA: Arbor Homes</u>
BY: <i>Signature for Developer's Company</i>	<u></u>
<i>Signatory Name &amp; Title (printed)</i>	<u>Christian Becker Director of Land Dev.</u>
<i>Surety Company Name</i>	<u>American Bankers Insurance Company of Florida</u>
BY: <i>Signature of Attorney-in-Fact</i>	<u></u>
<i>Attorney-in-Fact (printed)</i>	<u>Andy Bruner</u>

\*\*\*\*\*  
Accepted by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

<u>Steve Barnett, Board Member</u>	<u>Melissa L. Jones, Board Member</u>	<u>Bob Swinehamer, Board Member</u>
------------------------------------	---------------------------------------	-------------------------------------

ATTEST: Jayne Rhoades, Clerk-Treasurer

\*\*\*\*\*  
Released by the Franklin Board of Public Works and Safety this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

<u>Board Member</u>	<u>Board Member</u>	<u>Board Member</u>
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ATTEST: Clerk-Treasurer



# American Bankers Insurance Company of Florida

11222 Quail Roost Drive, Miami, FL 33157-6596

## GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS,

Bond Number: LPM 0505726

That American Bankers Insurance Company of Florida, a corporation duly organized and existing under the laws of the State of Florida and having its Home Office in Miami, Dade County, Florida, does by these presents make, constitute, and appoint:

\*\*\* Andy Bruner or Joseph G. Johnson or Todd Gould \*\*\*

of Maryville and State of Tennessee its true and lawful Attorney-in-Fact, with full power and authority for and on behalf of the Company as surety, to execute and deliver and affix the seal of the Company thereto, if a seal is required, on bonds, undertaking, recognizance, consents of surety, or other written obligations in the nature thereof, as follows,

\*\*\* ANY AND ALL BONDS – MAXIMUM PENALTY \$300,000.00 \*\*\*

In witness whereof, American Bankers Insurance Company of Florida has caused these presents to be signed by its Chief Executive Officer, Operations Department of American Bankers Insurance Company of Florida, and its corporate seal to be hereto affixed this 13<sup>th</sup> day of September, AD., 2019.

AMERICAN BANKERS INSURANCE COMPANY OF FLORIDA

Attest:

Jeannie Aragon Cruz  
Secretary, American Bankers Insurance Company of Florida

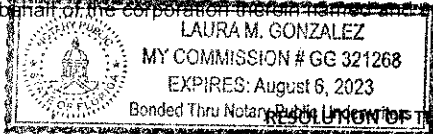
By:

Kathy McDonald  
Kathy McDonald, Chief Executive Officer of Global Specialty Business  
American Bankers Insurance Company of Florida

State of Florida

County of Dade

On this 13<sup>th</sup> day of September, in the year 2019, before me Laura M. Gonzalez a notary public, personally appeared Jeannie Aragon-Cruz, personally known to me to be the person who executed the within instrument as Secretary of the Company and Kathy McDonald, personally known to me to be the person who executed the within instrument as Chief Executive Officer, Operations Department of American Bankers Insurance Company of Florida on behalf of the corporation within name and acknowledged to me that the corporation executed it.



[Signature]  
NOTARY PUBLIC

RESOLUTION OF THE BOARD OF DIRECTORS OF AMERICAN BANKERS INSURANCE COMPANY OF FLORIDA

**WHEREAS**, it is necessary for the effectual transaction of business that the Company appoint agents and attorneys with power and authority to act for it and in its name in the states and territories of the United States, and additionally American Bankers Insurance Company of Florida in the provinces of the Dominion of Canada.

**RESOLVED**, that the American Bankers Insurance Company of Florida hereby does authorize and empower the Chief Executive Officer, Operations Department of American Bankers Insurance Company of Florida in conjunction with its Secretary or one of its Designated Signers, under its corporate seal to appoint any person or persons to act as its true and lawful attorney-in-fact, to execute and deliver any and all contracts, guaranteeing the fidelity of persons holding positions of public or private trust, guaranteeing the performances of contracts other than insurance policies and executing or guaranteeing bonds and undertakings, required or permitted to all actions or proceedings, or by law allowed; and

**FURTHER RESOLVED**, that the signature of any officer authorized by resolutions of the Board and the Company seal may be affixed by facsimile to any power of attorney or special power of attorney or certification of either given for the execution of any bond, undertaking, recognizance or other written obligation in the nature thereof, such signature and seal, when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

I certify the above is a true copy of a resolution adopted by unanimous consent by the Board of Directors of AMERICAN BANKERS INSURANCE COMPANY OF FLORIDA, on May 23rd, 2007.

Jeannie Aragon Cruz

Secretary, American Bankers Insurance Company of Florida

I, the undersigned Secretary of American Bankers Insurance Company of Florida, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in force and effect.

And I do hereby further certify that the Certificate of this Power of Attorney is signed and sealed by facsimile under and by the authority of the resolution adopted by the Board of Directors of American Bankers Insurance Company of Florida by unanimous consent on the 23rd day of May, 2007, and that said resolution has not been amended or repealed.

Given under my hand and seal of said Company, this 13<sup>th</sup> day of September, 2019.

Jeannie Aragon Cruz

Secretary, American Bankers Insurance Company of Florida

To Form and Be a

Part of Bond Number LPM 0505726

PRINCIPAL NAME

Clayton Properties Group, Inc., Dba: Arbor Homes

November 12, 2019