

MAINTENANCE BOND FOR EARTHWORK, EROSION CONTROL, CURBS,
STREETS, CURBRAMPS, UNDERDRAINS AND STORM SEWER WITHIN THE
RIGHT-OF-WAY

KNOW ALL MEN BY THESE PRESENTS, that we, Fairfield Contractors, Inc., as Principal (hereinafter referred to as Principal), and Travelers Casualty and Surety Company of America as Surety, are held and firmly bound unto the Board of Commissioners of the County of Tippecanoe in the State of Indiana, jointly and severly, in the sum of Thirty eight thousand two hundred eighty dollars and 50/100 (\$38,280.50), in the aggregate, for the payment of which we firmly bind ourselves, our heirs, executors, administrators and assigns.

WHEREAS, the Principal wishes the Board of Commissioners of the County of Tippecanoe in the State of Indiana to accept for maintenance as part of the Tippecanoe Highway System, storm sewers, streets, curb, underdrains, earthwork and erosion control of the Barrington Lakes Subdivision, Section One, Phase One, located at Part of the NE & NW ¼'s of Section 29, T23N, R3W, in the Perry Township located in Tippecanoe County in the State of Indiana.

Now, THEREFORE, the condition of this obligation is such that if the Board of Commissioners of the County of Tippecanoe in the State of Indiana accepts such sanitary sewers, as requested by the Principal, the Principal shall faithfully perform the work to be done in constructing such earthwork, erosion control, streets and storm sewers above referred to and shall fully indemnify and save harmless the Board of Commissioners of the County of Tippecanoe in the State of Indiana from all costs and damages which the Board may suffer by reason of the failure of the Principal to do so and shall fully reimburse and repay the Board of Commissioners of the County of Tippecanoe in the State of Indiana for all outlays and expenses which the Board of Commissioners of the County of Tippecanoe in the State of Indiana may incur in making good any such default and will pay all persons who have contracts directly with the Principal for labor and materials, and the Principal warrants that such construction shall be done according to standards of good workmanship, and that all the materials used in the construction shall be of good quality, and that said improvements shall be constructed in accordance with the standards, specifications and requirements of Tippecanoe County Highway Department Permit and Subdivision Control Ordinance applicable to said plat, and if Principal, at his own expense for a period of three (3) years after said earthwork, erosion control, curbs, streets, curbramps, underdrains and storm sewers are accepted for public maintenance by the Board of Commissioners of the County of Tippecanoe in the State of Indiana, shall make all repairs which may become necessary by reason of improper workmanship or materials with such maintenance, however, not to include any damage to said earthwork, erosion control, curbs, streets, curbramps, underdrains and storm sewers resulting from forces or circumstances beyond the control of said Principal, or occasioned by inadequacy of standards, specifications and requirements of said Tippecanoe County Highway Permit and Subdivision Control Ordinance; then this obligation shall be null and void; otherwise it shall remain in full force and effect.

Note: Principal shall pay all costs of inspection, including the wages and expense of and

Inspector employed by the County (where inspection is required).

In witness whereof we have hereunto set our hands and seals this 11th day of December, 2020

Fairfield Contractors, Inc.

By: Paul D Kirkpatrick
Paul D. Kirkpatrick, President

Principal:

Travelers Casualty and Surety Company of America

Thomas J Mitchell
By: Attorney-in-fact Thomas J. Mitchell

SURETY:

The above Maintenance Bond approved and accepted on behalf of the Board of Commissioners of the County of Tippecanoe in the State of Indiana, on this _____ day of _____, 20____.

President

Vice-President

Member

Constituting the Board of Commissioners of the County of Tippecanoe, in the State of Indiana.

ATTEST:

Auditor of Tippecanoe County



**Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company**

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **Thomas J. Mitchell** of **LOUISVILLE, Kentucky**, their true and lawful Attorney-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **17th** day of **January**, 2019.



State of Connecticut

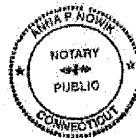
City of Hartford ss.

By:
Robert L. Raney, Senior Vice President

On this the **17th** day of **January**, 2019, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

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

My Commission expires the **30th** day of **June**, 2021



Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this **11th** day of **December**, 2020



Kevin E. Hughes, Assistant Secretary

**To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney-in-Fact and the details of the bond to which this Power of Attorney is attached.**