

**DEVELOPMENT - PAVING, WATER MAINS, STORM AND SANITARY SEWERS**

**MAINTENANCE BOND**

Bond Number: LFB7442776

KNOW ALL BY THESE PRESENTS that we, FT Construction Company, Inc.,  
as Principal, and Old Republic Surety Company,  
as Surety, are held and firmly bound unto the City of Midwest City, Oklahoma, a municipal corporation  
in the state of Oklahoma, in the full and just sum of One Thousand, Nine Hundred Fifty-Seven and 86/100 dollars  
(\$ 1,957.86), such sum being not less than ten percent (10%) of the total contract price to  
construct or install Public Storm Sewer for Casey's #4018 (the  
"Improvement"), for a period of 2 years after acceptance of the Improvement by the  
City Council of the City of Midwest City (the "Maintenance Period"), for the payment of which, well and  
truly to be made, we, and each of us, bind ourselves, our heirs, executors and assigns, jointly and  
severally, firmly by these presents:

The conditions of this obligation are such that the Principal has by a certain contract between the  
Principal and The City of Midwest City, dated the 18th day of  
October, 20 22, agreed to construct or install the Improvement in the city of  
Midwest City and to maintain the Improvement against any failures due to defective materials or  
workmanship during the Maintenance Period.

NOW, THEREFORE, if the Principal, during the Maintenance Period, shall maintain the Improvement  
against any failures due to defective materials or workmanship, then this obligation shall be void;  
otherwise it shall remain in full force and effect.

It is further agreed that if the Principal or the Surety shall fail to maintain the Improvement against any  
failures due to defective materials or workmanship for the Maintenance Period, and at any time  
repairs shall be necessary, that the cost of making the repairs shall be determined by the City Council  
of the City of Midwest City, or some person or persons designated by them to ascertain the cost of  
making the repairs. If, upon thirty (30) days notice, the Principal or the Surety do not make the repairs  
or pay the amount necessary to make the repairs, the amount necessary to make the repairs shall be  
due upon the expiration of thirty (30) days, and suit may be instituted to obtain the amount necessary  
to make the repairs and shall be conclusive upon the parties as to the amount due on this bond to  
make the repairs, and that the cost of all repairs shall be so determined from time to time during the  
Maintenance Period, as the condition of the Improvement may require.

Signed, sealed and delivered this 3rd day of April, 20 23.

FT Construction Company, Inc.  
Principal

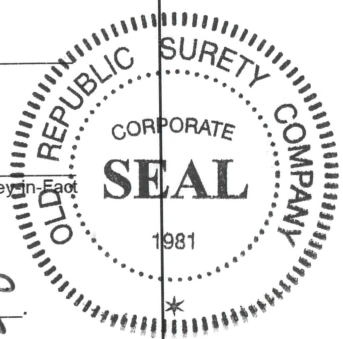
By Randal Tate  
Randal Tate, Vice President

ATTEST:  
Mary Sullaway  
Secretary Mary Sullaway

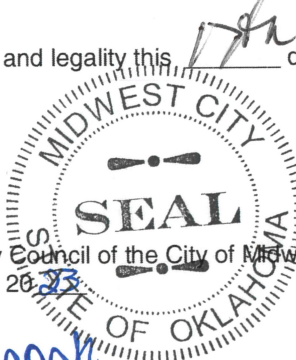
Old Republic Surety Company  
Surety

By Matthew A. Pavlich  
Matthew Pavlich, Attorney-in-Fact

ATTEST:  
David Faust  
Secretary David Faust



APPROVED as to form and legality this 17th day of May, 20 23.



Donna M. Mearns  
City Attorney

ACCEPTED by the City Council of the City of Midwest City this 16 day of  
May, 20 23.

Sara Hancock  
City Clerk  
Pat Byrne  
Acting Mayor, Pat Byrne



OLD REPUBLIC SURETY COMPANY

LFB7442716

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That OLD REPUBLIC SURETY COMPANY, a Wisconsin stock insurance corporation, does make, constitute and appoint:

DAVID E. FAUST, MATTHEW A. PAVLICH, OF BARTLESVILLE, OK

its true and lawful Attorney(s)-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), bonds, undertakings, recognizances or other written obligations in the nature thereof, (other than bail bonds, bank depository bonds, mortgage deficiency bonds, mortgage guaranty bonds, guarantees of installment paper and note guaranty bonds, self-insurance workers compensation bonds guaranteeing payment of benefits or black lung bonds), as follows:

ALL WRITTEN INSTRUMENTS

and to bind OLD REPUBLIC SURETY COMPANY thereby, and all of the acts of said Attorneys-in-Fact, pursuant to these presents, are ratified and confirmed. This appointment is made under and by authority of the board of directors at a special meeting held on February 18, 1982. This Power of Attorney is signed and sealed by facsimile under and by the authority of the following resolutions adopted by the board of directors of the OLD REPUBLIC SURETY COMPANY on February 18, 1982.

RESOLVED that, the president, any vice-president, or assistant vice president, in conjunction with the secretary or any assistant secretary, may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the company to execute and deliver and affix the seal of the company to bonds, undertakings, recognizances, and suretyship obligations of all kinds; and said officers may remove any such attorney-in-fact or agent and revoke any Power of Attorney previously granted to such person.

- RESOLVED FURTHER, that any bond, undertaking, recognizance, or suretyship obligation shall be valid and binding upon the Company (i) when signed by the president, any vice president or assistant vice president, and attested and sealed (if a seal be required) by any secretary or assistant secretary; or (ii) when signed by the president, any vice president or assistant vice president, secretary or assistant secretary, and countersigned and sealed (if a seal be required) by a duly authorized attorney-in-fact or agent; or (iii) when duly executed and sealed (if a seal be required) by one or more attorneys-in-fact or agents pursuant to and within the limits of the authority evidenced by the Power of Attorney issued by the company to such person or persons.

RESOLVED FURTHER, that the signature of any authorized officer and the seal of the company may be affixed by facsimile to any Power of Attorney or certification there of authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, OLD REPUBLIC SURETY COMPANY has caused these presents to be signed by its proper officer, and its corporate seal to be affixed this 10TH day of NOVEMBER, 2022.

OLD REPUBLIC SURETY COMPANY

Karen J. Haffner

Assistant Secretary



Alan Pavlic

President

STATE OF WISCONSIN, COUNTY OF WAUKESHA-SS

On this 10TH day of NOVEMBER, 2022, personally came before me, Alan Pavlic and Karen J Haffner, to me known to be the individuals and officers of the OLD REPUBLIC SURETY COMPANY who executed the above instrument, and they each acknowledged the execution of the same, and being by me duly sworn, did severally depose and say; that they are the said officers of the corporation aforesaid, and that the seal affixed to the above instrument is the seal of the corporation, and that said corporate seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority of the board of directors of said corporation.

Kathryn R. Pearson

Notary Public

My commission expires: 9/28/2026

(Expiration of notary commission does not invalidate this instrument)

CERTIFICATE

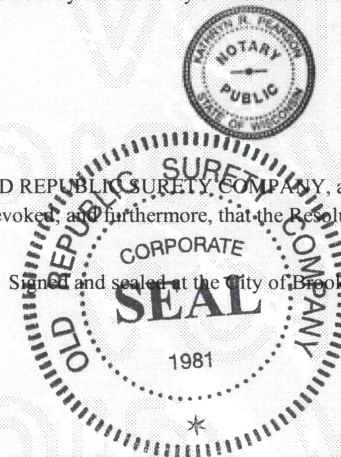
I, the undersigned, assistant secretary of the OLD REPUBLIC SURETY COMPANY, a Wisconsin corporation, CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked, and furthermore, that the Resolutions of the board of directors set forth in the Power of Attorney, are now in force.

87-8110

Signed and sealed at the City of Brookfield, WI this 3rd day of April, 2023.

Karen J. Haffner

Assistant Secretary



BONDPRO, INC.