

Let's Independence

CP 67560

PERFORMANCE BOND

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned,  
R.G. Zachrich Construction, Inc., as Principal and  
International Fidelity Insurance Company

as Surety, are held and firmly bound unto Community Improvement Corporation  
of Henry County, Ohio on behalf of  
THE CITY OF NAPOLEON, OHIO

in the penal sum of Two Hundred Nine Thousand, Five Hundred Ninety-  
Five and 00/100-----Dollars (\$ 209,595.00 )

for the payment of which well and truly to be made, we bind our-  
selves, our heirs, executors, administrators, seccessors and assigns.

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH that, whéreas the above  
named principal did on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
enter into a Contract with said City to construct the

which said Contract is made a part of this Bond the same as though  
set forth herein.

NOW, THEREFORE, if the said principal shall well and truly do and  
perform the things agreed to by said principal to be done and  
performed according to the terms of said Contract; and shall pay all  
lawful claims of material men and laborers, for materials furnished  
and labor performed in the carrying forward, performing and completing  
of said Contract; we agreeing and assenting that this understanding  
shall be for the benefit of any material men or laborers having a  
just claim, as well as for the obligee herein: then this obligation  
shall be void; otherwise the same shall remain in full force and  
effect; it being expressly understood and agreed that the liability  
of the surety for any and all claims hereunder shall in no event  
exceed the penal sum of this obligation as herein stated, and does  
not cover maintenance of the improvement.

The said Surety, for value received, hereby stipulates and agrees  
that no change, extension of time, alteration or addition to the  
terms of the Contract or to the work to be performed thereunder,  
or the specifications accompanying the same shall in any wise  
affect its obligation on this Bond, and it does hereby waive  
notice of any such change, extension of time, alteration of  
addition to the terms of the Contract or to the work or to the  
specifications.

IN WITNESS WHEREOF, we have hereunto set our hands and seal, this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

International Fidelity Insurance Co. R.G. Zachrich Construction, Inc.  
SURETY PRINCIPAL

BY Nancy H. Netzel BY [Signature]  
Nancy H. Netzel  
SEAL: Attorney-in-fact

The foregoing Contract and Bond were duly approved this 25<sup>th</sup>  
day of November, 19 80.

[Signature]  
President  
Community Improvement Corporation of Henry  
County, Ohio

POWER OF ATTORNEY  
International Fidelity Insurance Company

HOME OFFICE: 24 COMMERCE STREET  
NEWARK, NEW JERSEY 07102

CP N° 67560

TEL. (201) 624-7200

KNOW ALL MEN BY THESE PRESENTS: That INTERNATIONAL FIDELITY INSURANCE COMPANY, a N.J. Corporation, having its principal office in the City of Newark, County of Essex, State of N.J., does hereby make, constitute and appoint NANCY H. NETZEL

in the City of SOUTHFIELD, County of OAKLAND, State of MICHIGAN with limited authority, its true and lawful Agent and Attorney-in-Fact, with full-power and authority hereby conferred, to sign, execute, acknowledge, and deliver for and on its behalf as Surety, subject to the limitation as herein set forth, any and all papers and documents necessary or incidental to

\*NOT TO EXCEED THE SUM OF \$250,000.00

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

The signature of the President or a Vice President and the seal of the Company may be affixed 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 certified by 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.

All authority hereby conferred shall expire and terminate without notice unless used before midnight DEC 31 1987

INTERNATIONAL FIDELITY INSURANCE COMPANY further certifies that the following is a true and exact copy of a resolution of the Board of Directors of INTERNATIONAL FIDELITY INSURANCE COMPANY, duly adopted and now in force, to-wit: All bonds of the Corporation shall be executed in the corporate name of the Company by the President or Vice-President, or by such other officers as the Board of Directors may authorize. The President or Vice-President, Secretary, or any Assistant Secretary may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds in the name of the Company. The Corporate Seal is not necessary for the validity of any bonds of the Corporation.

IN WITNESS WHEREOF, the said INTERNATIONAL FIDELITY INSURANCE COMPANY has caused these presents to be executed by its officer this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

INTERNATIONAL FIDELITY INSURANCE COMPANY

State of NEW JERSEY

SS.

County of ESSEX

By *Norman R. Konvitz*  
EXECUTIVE VICE PRESIDENT

On this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_, before me, a Notary Public, personally

appeared NORMAN R. KONVITZ, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as Exec. Vice-President of the said INTERNATIONAL FIDELITY INSURANCE COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.

GILDA LEVINSON  
A NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires July 23, 1989

*Gilda Levinson*  
Notary Public

My Commission expires \_\_\_\_\_