# FAITHFUL PERFORMANCE BOND

WHEREAS, the City Council of the City of Huntington Beach, State of California, and

HB HOMES MANAGEMENT, LLC

(hereinafter designated as "principal") have entered into an agreement whereby principal agrees to install and complete designated public improvements, which said agreement, dated\_AUGUST 6 20\_18\_, and identified as project\_SEEBREEZE\_\_\_, is hereby referred to and made a part hereof; and WHEREAS, said principal is required under the terms of said agreement to furnish a bond

for the faithful performance of said agreement.

Now, therefor, we, the principal and <u>INDEMNITY COMPANY OF CALIFORNIA</u>, as surely, are held and firmly bound unto the City of Huntington Beach, hereinafter called "City", the penal sum of <u>FOUR HUNDRED TWENTY EIGHT THOUSAND, EIGHTY SIZ</u> dollars (\$ <u>428,086.00</u>) lawful money of the United States, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, successors, executors and administrators, jointly and severally, firmly by these presents.

The condition of this obligation is such that if the above bounded principal, his or its heirs, executors, administrators, successors or assigns, shall in all things stand to and abide by, and well and truly keep and perform the covenant, condition and provisions in the said agreement and any alteration thereof made as therein provided, on his or their part, to be kept and performed at the time and in the manner therein specified, and in all respects according to their true intent and meaning, and shall indemnify and save harmless "City", its officers, agents and employees, as therein stipulated, then this obligation shall become null and void; otherwise it shall be and remain in full force and effect.

As a part of the obligation secured hereby and in addition to the face amount specified therefor, there shall be included costs and reasonable expenses and fees, including reasonable attorney's fees incurred by " City in successfully enforcing such obligation, all to be taxed as costs and included in any judgment rendered.

The surety hereby stipulates and agrees that no charge, extension of time, alteration or addition to the terms of the agreement or to the work to be performed thereunder or the specifications accompanying the same shall in anywise affect its obligations on this bond, and it does hereby waive notice of any change, extension of time, alteration or addition to the terms of the agreement or to the work or to the specifications.

In witness whereof, this instrument has been duly executed by the principal and surety above named, on \_\_AUGUST 6 \_\_\_\_\_, 20\_18

HB HOMES MANAGEMENT, LLC \_\_\_\_, as Principal n.a By By DAVID NGUYEN, MEMBER INDEMNITY COMPANY OF CALIFORNIA , as Surety B

WILLIAM FORD PERSONS, ATTORNEY-IN-FACT

APPROVED AS TO FORM By: MICHAEL S. GATES CITY ATTORNEY CITY OF HUNTINGTON BEACH

FAITHFULL PERFORMANCE BOND FM..doc

STATE OF CALIFORNIA ) ) SS COUNTY OF ORANGE )

ON SEP 18<sup>th</sup>, 2018 BEFORE ME, <u>HAN T NGUYEN</u>, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED <u>DAVID NGUYEN</u>, PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAME(S) IS/ ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY (IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND AND OFFICIAL SEAL.
SIGNATURESIM
SEAL HAN T. NGUYEN COMM. # 2224901 NOTARY PUBLIC - CALIFORNIA U ORANGE COUNTY MY COMM. EXP. DEC. 10, 2021
STATE OF CALIFORNIA )
COUNTY OF ORANGE ) LOS ANGECES
ON 8/6/2018, BEFORE ME, WILLAM CHAIS BAILEY
NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED
WILLIAM FORD PENSONS, PROVED TO ME ON THE BASIS
OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAME(S) IS/ ARE
SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT
HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY (IES),
AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S),
OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE
I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.
WITNESS MY HAND AND OFFICIAL SEAL.
SEAL WILLIAM CHRIS BAILEY
FAITHFULL PERFORMANCE BOND FM. doc 2000 COMM. 2181847
NOTARY PUBLIC CALIFORNIA
AV COTTIN EXONAS Feb. 25, 2021

#### POWER OF ATTORNEY FOR DEVELOPERS SURETY AND INDEMNITY COMPANY INDEMNITY COMPANY OF CALIFORNIA PO Box 19725, IRVINE, CA 92623 (949) 263-3300

KNOW ALL BY THESE PRESENTS that except as expressly limited, DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA, do each hereby make, constitute and appoint:

\*\*\*William Chris Bailey, William Ford Persons, jointly or severally\*\*\*

as their true and lawful Attomey(s)-in-Fact, to make, execute, deliver and acknowledge, for and on behalf of said corporations, as sureties, bonds, undertakings and contracts of suretyship giving and granting unto said Attorney(s)-in-Fact full power and authority to do and to perform every act necessary, requisite or proper to be done in connection therewith as each of said corporations could do, but reserving to each of said corporations full power of substitution and revocation, and all of the acts of said Attorney(s) in-Fact, pursuant to these presents, are hereby ratified and confirmed.

This Power of Attorney is granted and is signed by facsimile under and by authority of the following resolutions adopted by the respective Boards of Directors of DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA, effective as of January 1st, 2008.

RESOLVED, that a combination of any two of the Chairman of the Board, the President, Executive Vice-President, Senior Vice-President or any Vice President of the corporations be, and that each of them hereby is, authorized to execute this Power of Attorney, qualifying the attorney(s) named in the Power of Attorney to execute, on behalf of the corporations, bonds, undertakings and contracts of suretyship; and that the Secretary or any Assistant Secretary of either of the corporations be, and each of them hereby is, authorized to attest the execution of any such Power of Attorney;

RESOLVED, FURTHER, that the signatures of such officers may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures shall be valid and binding upon the corporations when so affixed and in the future with respect to any bond, undertaking or contract of suretyship to which it is attached.

IN WITNESS WHEREOF, DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA have severally caused these presents to be signed by their respective officers and attested by their respective Secretary or Assistant Secretary this 6th day of February, 2017.

By: Daniel Young, Senior Vice-President By:

Mark Lansdon, Vice-President



A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California County of Orange

On <u>February 6, 2017</u> Date	before me,	Lucille Raymond, Notary Public Here Insert Name and Title of the Officer
personally appeared		Daniel Young and Mark Lansdon Name(s) of Signer(s)
LUCILLE RAYM Commission # 20 Notary Public - Ca	1945 <b>5</b> Nilfornia <b>2</b>	who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is
Orange Coun My Comm. Expires Oc	ity at 13, 2018	true and correct.
Place Notary Seal Above		Signature Lucille Reymond

Lucille Baymond, Notary Public

CERTIFICATE

The undersigned, as Secretary or Assistant Secretary of DEVELOPERS SURETY AND INDEMNITY COMPANY or INDEMNITY COMPANY OF CALIFORNIA, does hereby certify that the foregoing Power of Attorney remains in full force and has not been revoked and, furthermore, that the provisions of the resolutions of the respective Boards of Directors of said corporations set forth in the Power of Attorney are in force as of the date of this Certificate.

day of

6th This Certificate is executed in the City of Irvine, California, this

AUGUST, 2018

Die J. Derusfo Cassie J., Bernisford, Assistant Sectedary



ATS-1002 (02/17)

# LABOR AND MATERIAL BOND

WHEREAS, the City Council of the City of Huntington Beach, State of California, and HB HOMES MANAGEMENT, LLC

(hereinafter designated as "Principal") have entered into an agreement whereby principal agrees to install and complete designated public improvements, which said agreement, dated <u>AUGUST 6</u>, 20<u>18</u>, and identified as project <u>SEABREEZE</u>, is hereby referred to and made a part hereof; and

WHEREAS, under the terms of said agreement, principal is required before entering upon the performance of the work, to file a good and sufficient payment bond with the City of Huntington Beach to secure the claims to which reference is made in Title 15 (commencing with Section 3082) of Part 4 of Division 3 of Civil Code of the State of California.

Now, therefore, said Principal and the undersigned as corporate surety, are held firmly bound unto the City of Huntington Beach and all contractors, subcontractors, laborers, materialmen and other persons employed in the performance of the aforesaid agreement and referred to in the aforesaid Civil Code in the sum of <u>TWO HUNDRED FOURTEEN, THOUSAND, FOURTY THREE</u> dollars (\$\_214,043.00), for materials furnished for labor thereon of any kind, or for amounts due under the Unemployment Insurance Act with respect to such work or labor, that said surety will pay the same in an amount not exceeding the amount hereinabove set forth, and also in case suit is brought upon this bond, will pay, in addition to the face amount thereof, costs and reasonable expenses and fees, including reasonable attorney's fees, incurred by "City" in successfully enforcing such obligation, to be awarded and fixed by the court, and to be taxed as costs and to be included in the judgment therein rendered.

It is hereby expressly stipulated and agreed that this bond shall insure to the benefit of any and all persons, companies and corporations entitled to file claims under Title 15 (commencing with Section 3082) of Part 4 of Division 3 of the Civil Code, so as to give a right of action to them or their assigns in any suit brought upon this bond.

Should the condition of this bond be fully performed, then this obligation shall become null and void, otherwise it shall be and remain in full force and effect.

The surety hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of said agreement or the specifications accompanying the same shall in any manner affect its obligation on this bond, and it does hereby waive notice of any such change, extension, alteration or addition.

In witness whereof, this instrument has been fully executed by the principal and surety above named, on <u>AUGUST 6</u>, <u>20 18</u>

HB HOMES MANAGEMENT, L	, as Principa
By Don? be	
By DAVID NGUYEN, MEMBER	

By WILLIAM FORD PERSONS, ATTORNEY-IN-FACT

APPROVED AS TO FORM By MICHAEL S. GATES **CITY ATTORNEY** CITY OF HUNTINGTON BEACH

### POWER OF ATTORNEY FOR DEVELOPERS SURETY AND INDEMNITY COMPANY INDEMNITY COMPANY OF CALIFORNIA PO Box 19725, IRVINE, CA 92623 (949) 263-3300

KNOW ALL BY THESE PRESENTS that except as expressly limited, DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA, do each hereby make, constitute and appoint:

\*\*\*William Chris Bailey, William Ford Persons, jointly or severally\*\*\*

as their true and lawful Attorney(s)-in-Fact, to make, execute, deliver and acknowledge, for and on behalf of said corporations, as sureties, bonds, undertakings and contracts of suretyship giving and granting unto said Attorney(s)-in-Fact full power and authority to do and to perform every act necessary, requisite or proper to be done in connection therewith as each of said corporations could do, but reserving to each of said corporations full power of substitution and revocation, and all of the acts of said Attorney(s)-in-Fact, pursuant to these presents, are hereby ratified and confirmed.

This Power of Attorney is granted and is signed by facsimile under and by authority of the following resolutions adopted by the respective Boards of Directors of DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA, effective as of January 1st, 2008.

RESOLVED, that a combination of any two of the Chairman of the Board, the President, Executive Vice-President, Senior Vice-President or any Vice President of the corporations be, and that each of them hereby is, authorized to execute this Power of Attorney, qualifying the attorney(s) named in the Power of Attorney to execute, on behalf of the corporations, bonds, undertakings and contracts of suretyship; and that the Secretary or any Assistant Secretary of either of the corporations be, and each of them hereby is, authorized to attest the execution of any such Power of Attorney;

RESOLVED, FURTHER, that the signatures of such officers may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures shall be valid and binding upon the corporations when so affixed and in the future with respect to any bond, undertaking or contract of suretyship to which it is attached.

IN WITNESS WHEREOF, DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA have severally caused these presents to be signed by their respective officers and attested by their respective Secretary or Assistant Secretary this 6th day of February, 2017.

By: Daniel Young, Senior Vice-President By;

Mark Lansdon, Vice-President



A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California County of Orange

On	February 6, 2017 Date	before me,	Lucille Raymond, Notary Public Here Insert Name and Title of the Officer
personally appe	ared		Daniel Young and Mark Lansdon Name(s) of Signer(s)
	LUCILLE RAY Commission #		who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
	Notary Public - Orange Co	iunty 🚆	I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.
	My Comm. Expires	Oct 13, 2018	WITNESS my hand and official seal.
Plac	e Notary Seal Above		Signature Lucille Baymond, Notary Public

### CERTIFICATE

The undersigned, as Secretary or Assistant Secretary of DEVELOPERS SURETY AND INDEMNITY COMPANY or INDEMNITY COMPANY OF CALIFORNIA, does hereby certify that the foregoing Power of Attorney remains in full force and has not been revoked and, furthermore, that the provisions of the resolutions of the respective Boards of Directors of said corporations set forth in the Power of Attorney are in force as of the date of this Certificate.

day of

This Certificate is executed in the City of Irvine, California, this 6 au h

Cassie J., Berrisford, Assistant Secretary



ATS-1002 (02/17)

STATE OF CALIFORNIA ) ) SS COUNTY OF ORANGE )

ON SEP 18th 2018, BEFORE ME, HAN T NGUYEN , A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED DAVID NGUYEN \_\_\_\_\_, PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAME(S) 15/ ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY (IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

SIGNATURE	WITNESS MY HAND AND OFFICIAL SEAL.
STATE OF CALIFORNIA ) SS COUNTY OF GRANGE VOIS A NGETES ON <u>SIDE 2016</u> , BEFORE ME, <u>WILLIAM LAWS BAILEM</u> , A NOTARY PUBLIC IN AND FOR BAID STATE, PERSONALLY APPEARED <u>WILLIAM FIND FASIDS</u> , PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY (IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT. I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.	SIGNATURE
STATE OF CALIFORNIA ) SS COUNTY OF GRANGE VOIS A NGETES ON <u>SIDE 2016</u> , BEFORE ME, <u>WILLIAM LAWS BAILEM</u> , A NOTARY PUBLIC IN AND FOR BAID STATE, PERSONALLY APPEARED <u>WILLIAM FIND FASIDS</u> , PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY (IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT. I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.	Construction of the second
SS COUNTY OF SRANGE UP 5 ANGE TO SS ON <u>SMUTURE</u> , BEFORE ME, <u>WILLIAM LAWS BAILEM</u> , A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED <u>WILLIAM FINO</u> FASIAS, PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAME(S) IS/ ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY (IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT. I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.	U COMM. # 2224901 NOTARY PUBLIC - CALIFORNIA U ORANGE COUNTY
COUNTY OF GRANGE UD & ANGENES ON <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SUD</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATISFACTORY</u> <u>SATIS</u>	
NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED WILLIAM FIND FASIAS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAME(S) IS/ ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY (IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT. I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING DARAGRAPH IS TRUE AND CORRECT.	COUNTY OF ORANGE
WILLIAM TAO JENSING, PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAME(S) IS/ ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY (IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT. I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING DARAGRAPH IS TRUE AND CORRECT.	ON SIDIZOIS, BEFORE ME, WILLIAM LAMIS BAILEY ,A
OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAME(S) IS/ ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY (IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT. I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING DARAGRAPH IS TRUE AND CORRECT.	11/11/10 M 1-100 //T AO//
SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY (IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT. I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING DARAGRAPH IS TRUE AND CORRECT.	
AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.	
AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.	HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY (IES).
OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT. I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING DARAGRAPH IS TRUE AND CORRECT. WITNESS MY HAND AND OFFICIAL SEAL.	
INSTRUMENT. CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOINS PARAGRAPH IS TRUE AND CORRECT. WITNESS MY HAND AND OFFICIAL SEAL.	
OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT. WITNESS MY HAND AND OFFICIAL SEAL.	
	OF THE STATE OF CALIFORNIA THAT THE FOREGOIN PARAGRAPH IS TRUE AND
	WITNESS MY HAND AND OFFICIAL SEAL.
	SIGNATURE

SEAL

FAITHFULL PERFORMANCE BOND FM..doc



BOND NO. <u>379922S</u> PREMIUM <u>\$544.00/ 2 YEAR TERM</u>

## MONUMENT BOND

KNOW ALL MEN BY THESE PRESENTS:

THAT \_ HB HOMES MANAGEMENT, LLC

as Subdivider of Tract No. <u>17801</u> in the City of Huntington Beach, County of Orange, State of California, has submitted to said City a Final Map of said tract containing an engineer's or surveyor's certificate stating that all final monuments will be set in the positions indicated on or before the date specified in said certificate:

That said <u>HB HOMES MANAGEMENT, LLC</u> (Subdivider)

as principal, and INDEMNITY COMPANY OF CALIFORNIA

as surety, hereby guarantee to the City of Huntington Beach the payment of the cost of setting all such monuments within or in connection with said tract, as are not already set prior to the recording of said Final Map, in accordance with said map and said certificate up to but not in excess of the sum of <u>25,900.00</u>, in which sum we are held and firmly bound to the City of Huntington Beach, all in accordance with and subject to the terms, conditions and provisions of Article 9, Chapter 4 of the Government Code of the State of California.

IN WITNESS WHEREOF, we have executed this instrument this \_\_\_\_\_ day of OCTOBER \_\_\_\_\_\_, 20\_\_\_18 \_\_\_\_.

HB HOMES MANAGEMENT, LLC	_, as Principal	
By Dimac DAVID NGUYEN, MEMB	ER	APPROVED AS TO FORM
Ву		By: MICHAEL E. GATES
INDEMNITY COMPANY OF CALIFORNIA	_, as Surety	CITY ATTORNEY CITY OF HUNTINGTON BEACH
By WILLIAM FORD PERSONS	, ATTORNEY-IN	I-FACT
By		

1

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT		
A notary public or other officer completing this certifi document to which this certificate is attached, and n	cate verifies only the identity of the individual who signed the ot the truthfulness, accuracy, or validity of that document.	
STATE OF CALIFORNIA County of LOS ANGELES	}	
On 10/2/2018 before me, William	I CHRIS BAILEY,, Notary Public,	
personally appeared WILLIAM FORD PERSONS	Name(s) of Signer(s)	
	who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. Witness my hand and official seat. Signature Signature Of Netary Public	
Though the information below is not required by law and could prevent fraudulent removal an Description of Attached Document	<i>w</i> , it may prove valuable to persons relying on the document d reattachment of the form to another document.	
Title or Type of Document:MONUMENT	BOND NO. 379922S	
Document Date:	Number of Pages:	
Signer(s) Other Than Named Above:		
Capacity(ies) Claimed by Signer(s)		
Signer's Name:   Individual   Corporate Officer — Title(s):   Partner   Limited   Guardian or Conservator   Other:   Other:   Signer is Representing:	Individual Corporate Officer — Title(s): Partner	

#### POWER OF ATTORNEY FOR DEVELOPERS SURETY AND INDEMNITY COMPANY INDEMNITY COMPANY OF CALIFORNIA PO Box 19725, IRVINE, CA 92623 (949) 263-3300

KNOW ALL BY THESE PRESENTS that except as expressly limited, DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA, do each hereby make, constitute and appoint:

\*\*\*William Chris Bailey, William Ford Persons, jointly or severally\*\*\*

as their true and lawful Attorney(s)-in-Fact, to make, execute, deliver and acknowledge, for and on behalf of said corporations, as sureties, bonds, undertakings and contracts of suretyship giving and granting unto said Attorney(s)-in-Fact full power and authority to do and to perform every act necessary, requisite or proper to be done in connection therewith as each of said corporations could do, but reserving to each of said corporations full power of substitution and revocation, and all of the acts of said Attorney(s)-in-Fact, pursuant to these presents, are hereby ratified and confirmed.

This Power of Attorney is granted and is signed by facsimile under and by authority of the following resolutions adopted by the respective Boards of Directors of DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA, effective as of January 1st, 2008.

RESOLVED, that a combination of any two of the Chairman of the Board, the President, Executive Vice-President, Senior Vice-President or any Vice President of the corporations be, and that each of them hereby is, authorized to execute this Power of Attorney, qualifying the attorney(s) named in the Power of Attorney to execute, on behalf of the corporations, bonds, undertakings and contracts of surelyship; and that the Secretary or any Assistant Secretary of either of the corporations be, and each of them hereby is, authorized to attest the execution of any such Power of Attorney;

RESOLVED, FURTHER, that the signatures of such officers may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures shall be valid and binding upon the corporations when so affixed and in the future with respect to any bond, undertaking or contract of suretyship to which it is attached.

IN WITNESS WHEREOF, DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA have severally caused these presents to be signed by their respective officers and attested by their respective Secretary or Assistant Secretary this 6th day of February, 2017.

By: Daniel Young, Senior Vice-President By

Mark Lansdon, Vice-President



A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California County of Orange

On	Eebruary 6, 2017 before me,	Lucille Raymond, Notary Public Here Insert Name and Title of the Officer
personally appeared		Daniel Young and Mark Lansdon Name(s) of Signer(s)
	LUCILLE RAYMOND Commission # 2081945 Notary Public - California Orange County My Comm. Expires Oct 13, 2018	<ul> <li>who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.</li> <li>I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.</li> </ul>
	Place Notary Seal Above	Signature Lucille Baymond, Notary Public

CERTIFICATE

The undersigned, as Secretary or Assistant Secretary of DEVELOPERS SURETY AND INDEMNITY COMPANY or INDEMNITY COMPANY OF CALIFORNIA, does hereby certify that the foregoing Power of Attorney remains in full force and has not been revoked and, furthermore, that the provisions of the resolutions of the respective Boards of Directors of said corporations set forth in the Power of Attorney are in force as of the date of this Certificate.

day of

This Certificate is executed in the City of Irvine, California, this 2nd

OCTOBER, 2018

me J. Pursto Cassie J. Berrisford, Assistant Secretary



ATS-1002 (02/17)