



THE COUNTY OF BURNET

BURNET, TEXAS 78611

BOND RELEASE FOR THE ROLLING HILLS RESERVE SUBDIVISION, PHASES 1, BY THE BURNET COUNTY COMMISSIONERS COURT

On this, the 10th day of March, 2020 the Burnet County Commissioners Court approves the release of Subdivision Performance Bond #GM-201333. The Moore Group Engineering has provided a statement of completion and Commissioner Luther has reviewed the improvements and found them to be compliant with Burnet County requirements.

James Oakley, Burnet County Judge

Jim Luther, Precinct 1, Commissioner

THE MOORE GROUP
ENGINEERING, PLANNING AND CONSTRUCTION SERVICES
1000 CUERNAVACA DRIVE
AUSTIN, TEXAS 78733

TEXAS REGISTERED ENGINEERING FIRM # 249

March 4, 2020

Mr. Herb Darling, Director
Burnet County Development Services
220 S. Pierce
Burnet, Texas 78611

Re: Engineer's Statement of Construction Completion
Rolling Hills Reserve Phase One

Dear Mr. Darling:

I, the undersigned engineer, have observed the construction of the road and drainage improvements in the referenced Rolling Hills Reserve Phase One, located on CR 103 in Burnet County.

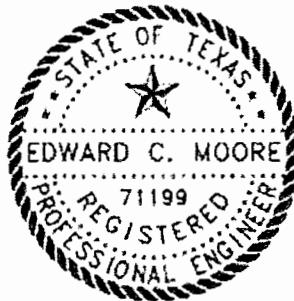
I find that the improvements have been constructed and are complete, according to the plans, and meet Burnet County Standards. The only exception is that the street name and traffic signs are on order and will arrive in April of this year, to be installed at that time.

Should you have any questions, please contact me at 512-442-0377 or by email at emoore@mooregroup.net.

Sincerely,

Edward C. Moore

Edward Moore, P.E.
The Moore Group



PHONE — 512-442-0377
FAX — 512-442-7807

SUBDIVISION PERFORMANCE BOND

(Annual Premium until Released by Obligee)

KNOW ALL PERSONS BY THESE PRESENTS, That we, 7 Stars Land, LLC, as Principal and Great Midwest Insurance Company, a Texas corporation with its principal office at 4 High St, Ste 206, North Andover, MA 01845, as Surety, are held and firmly bound unto County Judge of Burnet County, Texas or his successors, as Obligee, in the sum of Six Hundred Forty Four Thousand One Hundred Ninety Eight and 06/100 (\$644,198.06) for the payment thereof said Principal and Surety bind themselves, jointly and severally, as provided herein.

WHEREAS, in order to file a plat or subdivision map, or to obtain a permit, the Principal has entered into a contract with the Obligee which requires the Principal make certain improvements to the land as more particularly set forth in the subdivision ordinance and detailed in the engineer's estimate (hereinafter referred to as the "Contract").

NOW THEREFORE, the condition of this obligation is such that if the Principal shall construct the following improvements Street

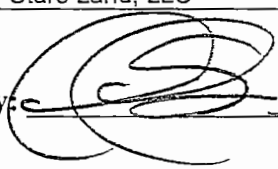
further described in the Contract, all of which improvements shall be completed on or before the date set forth in the Contract, or any such extensions of time that shall be granted by Obligee in writing and consented to in writing by Surety, then this obligation shall be void, otherwise to remain in full force and effect. The obligation is subject to the following conditions:

1. This bond runs to the benefit of the named Obligee only, and no other person shall have any rights under this bond. No claim shall be allowed against this bond after the expiration of one year from the date set forth in the preceding paragraph, or one year from the end of the latest extension of time consented to in writing by Surety, whichever occurs last. If the limitation set forth in this bond is void or prohibited by law, the minimum period of limitation available to sureties as a defense in the jurisdiction of the suit shall be applicable.
2. This bond is not a forfeiture obligation, and in no event shall the Surety's liability exceed the reasonable cost of completing the improvements described in the Contract not completed by the Principal, or the sum of this bond, whichever is less.

Signed, sealed and dated the 29th day of August, 2019.

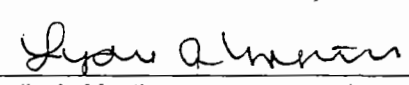
7 Stars Land, LLC

Principal

By:  David Susan

Great Midwest Insurance Company

Surety

By:  Lydia A. Mantle, Attorney-in-Fact

POWER OF ATTORNEY

Great Midwest Insurance Company

GM- 201333

KNOW ALL MEN BY THESE PRESENTS, that **GREAT MIDWEST INSURANCE COMPANY**, a Texas Corporation, with its principal office in Houston, TX, does hereby constitute and appoint:
Nevin L. Beyer, Lydia A. Mantle, Beth A. Seibert

its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of **GREAT MIDWEST INSURANCE COMPANY**, on the 1st day of October, 2018 as follows:

Resolved, that the President, or any officer, be and hereby is, authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed Four Million dollars (\$4,000,000.00), which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed in the Company's sole discretion and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the 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 certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, **GREAT MIDWEST INSURANCE COMPANY**, has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 15th day of October, 2018.



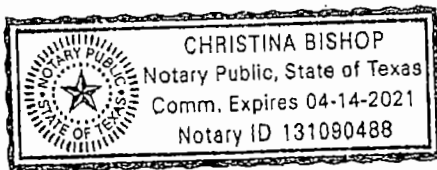
GREAT MIDWEST INSURANCE COMPANY

BY _____

Peter B. Smith
President

ACKNOWLEDGEMENT

On this 15th day of October, 2018, before me, personally came Peter B. Smith to me known, who being duly sworn, did depose and say that he is the President of **GREAT MIDWEST INSURANCE COMPANY**, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



BY _____

Christina Bishop
Notary Public

CERTIFICATE

I, the undersigned, Secretary of **GREAT MIDWEST INSURANCE COMPANY**, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Houston, TX this 29th Day of Aug, 20 19.



BY _____

Leslie K. Shaunty
Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties.

Bond Amount to Record Subdivision Plat

Engineer's Option of Probable Construction Cost

Prepared by William H. Dennis, P.E. and Reviewed and sealed by Edward C. Moore, P.E.

August 23, 2019		Area take-Off Dimensions			Cost			
Item Number	Item Description	Length(FT)	Width (FT)	Depth (IN)	Quantity	Unit	Unit Cost	Items Total
1	Extra base stone for 20ft wide road to get approved compacted base measurment per ordinance and 4ft(x2) 8 inch uncompacted shoulders Shoulders cut and regrade	17,816	20	8	6533 35632	TONS LF	\$20.00 \$0.55	\$130,660.00 \$19,597.60
2	Cost to dig up culverts on each side, fill with wash stone to springline and fill to road grade with stone base Material				21	EACH	\$1,250.00	\$26,250.00
3	Concrete paving at entrance. Remove Asphalt	90	22	0.5	2800	SY	\$12.00	\$33,600.00 \$3,500.00
4	Asphalt Surface-two Course Chip and Seal roads Asphalt Surface-two Course Chip and Seal Cul-de-Sacs 62.5 ft Dia. Set Up of Base for Paving	17,816	20		40602 4020	SY SY	\$6.75 \$6.75	\$274,063.50 \$27,135.00 \$35,000.00
5	Shoulder,ditch, and ROW regrade and Grass				16610	LF	\$1.10	\$18,271.00
6	Testing of Subsoil and Base (45-60 compaction test)				60	EA	\$85.00	\$5,100.00
7	Engineering and Survey				16610	LF	\$0.75	\$12,457.50
SubTotal=								\$585,634.60
10 Percent Cont.								\$58,563.46
Bond Total=								\$644,198.06

Engineer's Seal and Signature Below

