

Attachment C

Existing Security

MONUMENTATION PERFORMANCE BOND

(To Be Used With Subdivision Improvement Agreement)

Tract Map No.: 16719

Bond No.: 30104517

Case No.: _____

Premium: \$100.00

Richmond American Homes of
LET IT BE KNOWN BY THESE PRESENT, that Maryland, Inc.
as the subdivider (hereinafter "Principal"), and The Continental Insurance Company
_____, doing business under and by virtue of the laws of the State of California and
duly licensed to conduct a general surety business in the State of California, as surety,
(hereinafter "Surety"), are held and firmly bound unto the City of Victorville, a municipal
corporation (hereinafter "City"), in the County of San Bernardino, State of California, and
to and for the benefit of any and all persons who may suffer damage by reason of the
breach of the conditions hereof, in the penal sum of Five Thousand Six Hundred &
00/100 dollars (\$ 5,600.00 _____) lawful money of the United States, to be paid
to City.

WHEREAS, Principal is presently engaged in subdividing certain lands to be
known as Tract Map/Parcel Map/Case No. Tract Map 16719 located at Mojave
Drive & Onyx Road in the City of Victorville; and,

WHEREAS, Principal and City have entered into a Subdivision Improvement
Agreement and recorded with the San Bernardino County Recorder per Document No. _____
_____, (hereinafter referred to as "Agreement") whereby
Principal agrees to install durable survey monuments for said subdivision, which said
Agreement, dated _____, 20_____, and identified as Tract
Map/Parcel Map/Case No. Tract Map 16719, is hereby referred to and
made a part hereof; and,

WHEREAS, Principal desires to not install durable survey monuments prior to
the recordation of the final map of the subdivision and desires to install same at a later
date,

NOW, THEREFORE, the condition of the above obligation is that if Principal shall
have installed durable monuments of the survey by _____
Hunsaker & Associates Irvine, Inc. (Name of Licensed Civil Engineer or
Land Surveyor) in accordance with the final map of said subdivision, a copy of which
said map is hereby made and same is incorporated herein as though set forth in full,
and according to the ordinances of the City of Victorville in full force and effect at the
time of the giving of this bond, on or before the expiration of thirty (30) consecutive days
following completion and acceptance of public improvements within said subdivision as
specified in said Agreement, then the obligation shall be void, otherwise to be and
remain in full force and effect.

Monumentation Performance Bond

Tract/Case No.: 16719

Bond No.: 30104517

As 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, and 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.

IN WITNESS WHEREOF, this instrument has been duly executed by the Principal and Surety above named, on September 11, 2020.

Richmond American Homes of Maryland, Inc.
Name of Principal (Applicant)

By: 

By: _____

By: _____

Mailing Address:

5171 California Avenue, Suite 120

Address of Principal

Irvine, California 92617

City, State Zip Code

The Continental Insurance Company
Name of Surety Company

By: 

By: Kathleen K. Freund, Attorney-in-Fact

By: _____

10375 Park Meadows Drive, Suite 300

Address of Surety Company

Littleton, Colorado 80123

City, State Zip Code

ABOVE-SIGNATORIES MUST BE NOTARIZED

APPROVED AS TO FORM:



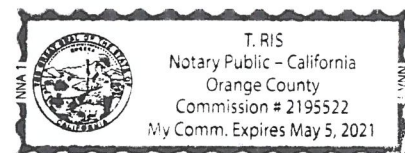
Chuck Buquet, Risk Manager



City Attorney

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.

WITNESS my hand and official seal.



(Affix Seal)

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of Colorado

County of Denver

On September 11, 2020 before me, Nathan Mulhauser
(Here insert name and title of the officer)

personally appeared Kathleen K. Freund

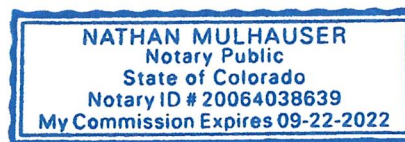
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), 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 seal.

Signature of Notary Public

(Notary Seal)



My Commission Expires: September 22, 2022

ADDITIONAL OPTIONAL INFORMATION

INSTRUCTIONS FOR COMPLETING THIS FORM

Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he~~/she/~~they~~, is /~~are~~) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ✧ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ✧ Indicate title or type of attached document, number of pages and date.
 - ✧ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document

DESCRIPTION OF THE ATTACHED DOCUMENT

(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages Document Date

(Additional information)

CAPACITY CLAIMED BY THE SIGNER

- ☐ Individual (s)
☐ Corporate Officer

(Title)

- ☐ Partner(s)
☒ Attorney-in-Fact
☐ Trustee(s)
☐ Other

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That The Continental Insurance Company, a Pennsylvania insurance company, is a duly organized and existing insurance company having its principal office in the City of Chicago, and State of Illinois, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Kathleen K. Freund _____, Individually

of _____ Denver _____, Colorado _____, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

Surety Bond Number: 30104517

Principal: Richmond American Homes of Maryland, Inc. a Maryland corporation

Obligee: City of Victorville

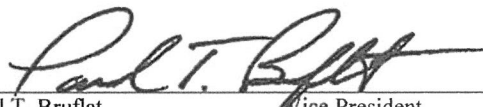
and to bind them thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the insurance company and all the acts of said Attorney, pursuant to the authority hereby given is hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law and Resolutions, printed on the reverse hereof, duly adopted, as indicated, by the Board of Directors of the insurance company.

In Witness Whereof, The Continental Insurance Company has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 3rd day of June, 2015.



The Continental Insurance Company

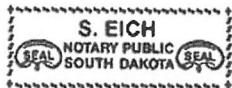


Paul T. Bruflat

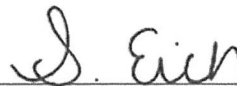
Vice President

State of South Dakota, County of Minnehaha, ss:

On this 3rd day of June, 2015, before me personally came Paul T. Bruflat to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is a Vice President of The Continental Insurance Company, a Pennsylvania insurance company, described in and which executed the above instrument; that he knows the seal of said insurance company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said insurance company and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said insurance company.



My Commission Expires February 12, 2021



S. Eich

Notary Public

CERTIFICATE

I, D. Bult, Assistant Secretary of The Continental Insurance Company, a Pennsylvania insurance company, do hereby certify that the Power of Attorney herein above set forth is still in force, and further certify that the By-Law and Resolution of the Board of Directors of the insurance company printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said insurance company this 11th day of September, 2020.



The Continental Insurance Company



D. Bult

Assistant Secretary

CERTIFICATE OF RESOLUTION

I, Joseph H. Fretz, as Secretary of Richmond American Homes of Maryland, Inc., a Maryland corporation (the "Company"), do hereby certify on behalf of the Company that the following resolutions were adopted by the Board pursuant to Minutes of Action dated as of June 17, 2016, and that such resolutions are in full force and effect as of the date of this Certificate of Resolution:

WHEREAS, effective November 19, 2010, Sondra Harris was appointed Vice President - Land (California Division) of the Company; and

WHEREAS, the California Division is now two divisions and the Company desires to reflect this change in Ms. Harris' title; therefore, be it

RESOLVED, that the Company hereby confirms that Sondra Harris holds the office of Vice President – Land (Southern California Division) to serve until her successor is duly appointed or until the earlier of her resignation, retirement, termination of her employment, or death; and it is

FURTHER RESOLVED, that Sondra Harris, as an officer of the Company, is authorized hereby to enter into, execute and deliver, on behalf of the Company, any and all documents necessary or advisable in connection with her position as Vice President – Land (Southern California Division).

RICHMOND AMERICAN HOMES OF
MARYLAND, INC., a Maryland corporation

By: 
Joseph H. Fretz, Secretary

Executed at Denver, Colorado this 21st day of June 2016.