

A G R E E M E N T

THIS AGREEMENT, made and entered into this 25th day of JULY, 1988, by and between the City of Redlands, a Municipal Corporation, organized and existing under the laws of the State of California, hereinafter referred to as the "City" and INLAND CONSTRUCTORS

a partnership consisting of _____
or an individual trading as _____
of the City of Loma Linda County of San Bernardino
State of California, hereinafter referred to as the "Contractor".

WITNESSETH: That the City and the Contractor, for the consideration hereinafter named, agree as follows:

1. **SCOPE OF WORK:** The Contractor will furnish all materials and will perform all of the work for the following:

Construction of all improvements for the Oriental Avenue Improvement Project all as shown on plans numbered F-1291-1 through F-1291-7 and D-60450, and specified in Contract No. 22-9369-4230.

2. **THE CONTRACT SUM:**

324,536.00

3. **TIME FOR COMPLETION:** The work to be completed within one-hundred and twenty (120) calendar days from and after the date of the Notice to Proceed.

4. **CONTRACT DOCUMENTS:** The complete contract includes all of the contract documents set forth herein, to wit; Notice Inviting Bids, Instructions to Bidders, Proposals and Bid Form, Bid Bond, Agreement, Faithful Performance Bond, Labor and Material Bond, Plans and Specifications and any addenda thereto.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

(SEAL)

City of Redlands
(Owner)

By: Carole Bennett
Mayor, City of Redlands, County
of San Bernardino, California

ATTEST:

George Boyer
City Clerk, City of Redlands
County of San Bernardino, California

(SEAL)

Inland Constructors
Name of Contractor

By: Richard A. [Signature]
Signature of Authorized Agent

Owner
Title

Signature of Authorized Agent (if necessary)

Title

487546 A
Contractor's License No.

RECORDING REQUESTED BY
[Signature]
AND WHEN RECORDED MAIL TO

RECORDED IN
OFFICIAL RECORDS

1989 JAN 25 AM 11: 31

SAN BERNARDINO
CO., CALIF.

89-028045

Name City of Redlands
Street City Clerk
Address P.O. Box 3005
City & State Redlands CA 92373

1FEE	2MSYS	3PCOR	4LNNT
<i>[Signature]</i>			
5 SVY	5 ___ DTT	6 ___	
		H	

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTICE OF COMPLETION

Notice pursuant to Civil Code Section 3093, must be filed within 10 days after completion. (See reverse side for Complete requirements.)

Notice is hereby given that:

- The undersigned is owner or corporate officer of the owner of the interest or estate stated below in the property hereinafter described.
- The full name of the owner is City of Redlands
- The full address of the owner is P.O. Box 3005
Redlands CA 92373
- The nature of the interest or estate of the owner is; In fee.

(If other than fee, strike "In fee" and insert, for example, "purchaser under contract of purchase," or "lessee")

- The full names and full addresses of all persons, if any, who hold title with the undersigned as joint tenants or as tenants in common are:
NAMES ADDRESSES
Not Applicable

- A work of improvement on the property hereinafter described was completed on January 23, 1989. The work done was:
Oriental Avenue Improvement Project, Contract No. 22-9369-4230

- The name of the contractor, if any, for such work of improvement was Inland Contractors
P.O. Box 7037 Loma Linda CA 92354 July 25, 1988
(If no contractor for work of improvement as a whole, insert "none".) (Date of Contract)

- The property on which said work of improvement was completed is in the city of Redlands,
County of San Bernardino, State of California, and is described as follows: Street and underground
utility improvements on Oriental Avenue between Texas Street and Eureka Street.

- The street address of said property is none
(If no street address has been officially assigned, insert "none".)

Dated: January 23, 1989
Verification for Individual Owner

[Signature]

Signature of owner or corporate officer of owner
named in paragraph 2 or his agent

VERIFICATION

I, the undersigned, say: I am the City Engineer of the declarant of the foregoing
("President of", "Manager of", "A partner of", "Owner of", etc.)
notice of completion; I have read said notice of completion and know the contents thereof; the same is true of my own knowledge.

FAITHFUL PERFORMANCE BOND

KNOW ALL PERSONS BY THESE PRESENTS

That Inland Constructors as Contractor,

and The Ohio Casualty Insurance Company as Surety,

are held and firmly bound unto the City of Redlands, hereinafter called City, in the sum of Three hundred twenty four thousand five hundred *** dollars, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

***thirty six & no/100's (\$324,536.00)

WHEREAS, said Contractor has been awarded and is about to enter into the annexed contract with said City to perform all work required under the City's Contract No. 22-9369-4230.

NOW THEREFORE, if said Contractor shall perform all of the requirements of said contract required to be performed on their part, at the times and in the manner specified therein, then this obligation shall be null and void, otherwise it shall remain in full force and in effect until 90 days after completion.

PROVIDED, that any alterations in the work to be done or the materials to be furnished, which may be made pursuant to the terms of said contract, shall not in any way release said Contractor or said Surety thereunder, nor shall any extensions of time granted under the provisions of said contract release either said Contractor or said Surety, and notice of such alteration or extensions of the contract is hereby waived by said Surety.

SIGNED AND SEALED, this 29th day of July, 19 88.

Inland Constructors (SEAL) The Ohio Casualty Insurance Company (SEAL)
(Contractor) (Surety)

By:
(Signature)

By:
(Signature)
Richard K. Roskopf, Attorney-in-Fact

(SEAL AND NOTARIAL ACKNOWLEDGEMENT OF SURETY)

LABOR AND MATERIAL BOND

KNOW ALL PERSONS BY THESE PRESENTS,

That Inland Constructors as Contractor
and The Ohio Casualty Insurance Company as Surety,
are held and firmly bound unto the City of Redlands, hereinafter
called City, in the sum of Three hundred twenty four thousand *** dollars
for the payment of which sum well and truly to be made, we bind
ourselves, our heirs, executors, administrators, successors, and
assigns, jointly and severally, firmly by these presents.

***five hundred thirty six & no/100's (\$324,536.00

WHEREAS, said Contractor has been awarded and is about to enter into
the annexed contract with said City, to perform all work required
under the Bidding Schedule(s) of the City's Contract No.
22-9369-4230.

NOW THEREFORE, if said Contractor, or subcontractor, fails to pay
for any materials, equipment, or other supplies, or for rental of
same, used in connection with the performance of work contracted to
be done, or for amounts due under applicable State law for any work
or labor thereon, said Surety will pay for the same in an amount not
exceeding the sum specified above, and, in the event suit is brought
upon this bond, a reasonable attorney's fee to be fixed by the
court. This bond shall inure to the benefit of any persons,
companies, or corporations entitled to file claims under applicable
State law and will remain in force until 90 days after completion.

PROVIDED, that any alterations in the work to be done or the
materials to be furnished, which may be made pursuant to the terms
of said contract, shall not in any way release either said
Contractor or said Surety thereunder, nor shall any extensions of
time granted under the provisions of said contract release either
said Contractor or said Surety, and notice of such alterations or
extensions of the contract is hereby waived by said Surety.

SIGNED AND SEALED, this 29th day of July, 1988.

Inland Constructors (SEAL)
(Contractor)

The Ohio Casualty Insurance Company (SEAL)
(Surety)

By: [Signature]
(Signature)

By: [Signature]
(Signature)

Richard K. Rosskopf, Attorney-in-Fact

(SEAL AND NOTARIAL ACKNOWLEDGEMENT OF SURETY)

CERTIFIED COPY OF POWER OF ATTORNEY
THE OHIO CASUALTY INSURANCE COMPANY

HOME OFFICE, HAMILTON, OHIO

No. 23-533

Know All Men by These Presents: That THE OHIO CASUALTY INSURANCE COMPANY, in pursuance of authority granted by Article VI, Section 7 of the By-Laws of said Company does hereby nominate, constitute and appoint: Richard K. Roskopf or John Z. Schmidt or Richard C. Lloyd or Douglas A. Rapp or Linda D. Coats - - - - - of Pasadena, California - - - - - its true and lawful agent and attorney -in-fact, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all BONDS, UNDERTAKINGS, and RECOGNIZANCES, not exceeding in any single instance SIX MILLION - - - - - (\$ 6,000,000.00 - -) Dollars, excluding, however, any bond(s) or undertaking(s) guaranteeing the payment of notes and interest thereon

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Hamilton, Ohio, in their own proper persons.

The authority granted hereunder supersedes any previous authority heretofore granted the above named attorney(s)-in-fact.

In WITNESS WHEREOF, the undersigned, officer of the said The Ohio Casualty Insurance Company has hereunto subscribed his name and affixed the Corporate Seal of the said The Ohio Casualty Insurance Company this 27th day of July 19 87.



Richard T. Hoffman
Asst. Secretary

STATE OF OHIO, }
COUNTY OF BUTLER } SS.

On this 27th day of July A. D. 19 87 before

the subscriber, a Notary Public of the State of Ohio, in and for the County of Butler, duly commissioned and qualified, came Richard T. Hoffman, Asst. Secretary - - - of THE OHIO CASUALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn deposed and saith, that he is the officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal at the City of Hamilton, State of Ohio, the day and year first above written.

Dorothy Ribee
Notary Public in and for County of Butler, State of Ohio
My Commission expires December 25, 1991.

This power of attorney is granted under and by authority of Article VI, Section 7 of the By-Laws of the Company, adopted by its directors on April 2, 1954, extracts from which read:

"ARTICLE VI"

"Section 7. Appointment of Attorney-in-Fact, etc. The chairman of the board, the president, any vice-president, the secretary or any assistant secretary shall be and is hereby vested with full power and authority to appoint attorneys-in-fact for the purpose of signing the name of the Company as surety to, and to execute, attach the corporate seal, acknowledge and deliver any and all bonds, recognizances, stipulations, undertakings or other instruments of suretyship and policies of insurance to be given in favor of any individual, firm, corporation, or the official representative thereof, or to any county or state, or any official board or boards of county or state, or the United States of America, or to any other political subdivision."

This instrument is signed and sealed by facsimile as authorized by the following Resolution adopted by the directors of the Company on May 27, 1970:

"RESOLVED that the signature of any officer of the Company authorized by Article VI Section 7 of the by-laws to appoint attorneys in fact, the signature of the Secretary or any Assistant Secretary certifying to the correctness of any copy of a power of attorney and the seal of the Company may be affixed by facsimile to any power of attorney or copy thereof issued on behalf of the Company. Such signatures and seal are hereby adopted by the Company as original signatures and seal, to be valid and binding upon the Company with the same force and effect as though manually affixed."

CERTIFICATE

I, the undersigned Assistant Secretary of The Ohio Casualty Insurance Company, do hereby certify that the foregoing power of attorney, Article VI Section 7 of the by-laws of the Company and the above Resolution of its Board of Directors are true and correct copies and are in full force and effect on this date.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Company this 29th day of July A.D., 1988



Ernest W. Hillman