

AGREEMENT

THIS AGREEMENT, made and entered into this 19th day of October, 1993, 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

BEAVER ENGINEERING INC
a partnership consisting of _____
or an individual trading as _____
of the City of West Covina, County of Los Angeles,
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 the Ford Street Storm Drain project, complete, all as shown on drawing nos. F-1465, 1-10, inclusive, as specified, and made a part of Contract No. 29.6211.4230.

2. **THE CONTRACT SUM:** \$492,451.00

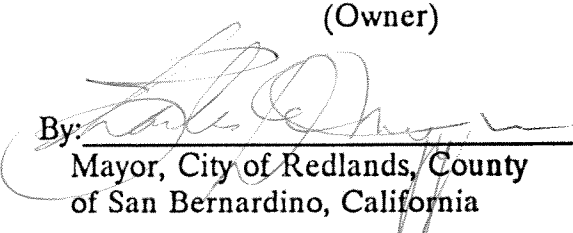
3. **TIME FOR COMPLETION:** The work to be completed within eighty (80) work days from and after the date of the Notice to Proceed.

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.

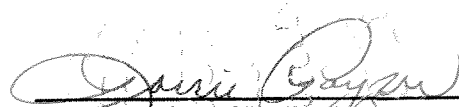
IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first written above.

(SEAL)

City of Redlands
(Owner)

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

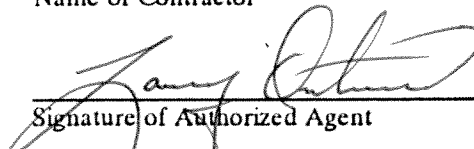
ATTEST:


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

(SEAL)

BEAVER ENGINEERING, INC
Name of Contractor

By:


Signature of Authorized Agent

PRESIDENT
Title

Signature of Authorized Agent (if necessary)

Title

673890 -A
Contractor's License No.

GOLDEN EAGLE INSURANCE COMPANY
EXECUTIVE OFFICES
San Diego, California
POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That the Golden Eagle Insurance Company, a Corporation duly organized and existing under the laws of the State of California, having its principal office in the City of San Diego, California does hereby nominate, constitute and appoint:

---- STAM LYNN ----

its true and lawful agent and attorney-in-fact, to make, execute, seal and deliver for and on its behalf as surety, bonds, consents of surety, and undertakings in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of any and all bonds and undertakings, provided the amount of no one bond or undertaking exceeds one million dollars (\$1,000,000.00).

This power of attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Golden Eagle Insurance Company at a meeting duly called and held on April 10, 1984 which said Resolution has not been amended or rescinded and of which the following is a true, full and complete copy.

"RESOLVED: That the President or Secretary may from time to time appoint Attorneys-In-Fact to represent and act for and on behalf of the Company, and either the President or Secretary, the Board of Directors or Executive Committee may at any time remove such Attorneys-In-Fact and revoke the Power of Attorney given him or her; and be it further

"RESOLVED: That the Attorneys-In-Fact may be given full power to execute for and in the name of and on behalf of the Company any and all bonds and undertakings as the business of the Company may require, and any such bonds or undertakings executed by any such Attorney-In-Fact shall be binding upon the Company as if signed by the President and sealed and attested by the Secretary."

IN WITNESS WHEREOF, the said Golden Eagle Insurance Company has caused these presents to be executed by its officer, with its corporate seal affixed.

this May 20th, 1992
GOLDEN EAGLE INSURANCE COMPANY

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

SS:

By: William B. Rippee
William B. Rippee, President

On this 20th day of May, 1992, before the subscriber, a Notary Public of the State of California, in and for the County of San Diego, duly commissioned and qualified, came William B. Rippee, President of GOLDEN EAGLE 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, deposeth and saith, that he is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of the said instrument by the authority and direction of the said Corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal, at the City of San Diego, the day and year first above written.

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

SS:



Marie Katherine Yutsus
Marie Katherine Yutsus, Notary Public

I the undersigned, Larry G. Mabee, Secretary of the Golden Eagle Insurance Company, do hereby certify that the original POWER OF ATTORNEY, of which the foregoing is a full, true and correct copy, is in full force and effect, and has not been revoked.

IN WITNESS WHEREOF, I have hereunto subscribed my name as Secretary, and affixed the Corporate Seal of the Corporation, this 4th day of November, 19 93.

Larry G. Mabee
LARRY G. MABEE, Secretary

LABOR AND MATERIAL BOND

KNOW ALL PERSONS BY THESE PRESENTS

That Beaver Engineering, Inc. as Contractor, and Golden Eagle Insurance Company as Surety, are held and firmly bound unto the City of Redlands, hereinafter called City, in the sum of Four Hundred Ninety Two Four Hundred Fifty One and no/100ths dollars for 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.

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. 29.6211.4230. FORD STREET STORM DRAIN

NOW, THEREFORE, if said Contractor, or Sub-Contractor, 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 4th day of November, 1993.

BEAVER ENGINEERING, INC. (SEAL) GOLDEN EAGLE INSURANCE COMPANY (SEAL)
(Contractor) (Surety)

By:

(Signature)

By:

(Signature)

Stan Lynn, Attorney-in-fact

Address: 5385 El Cajon BoulevardSan Diego, CA 92215-5826Telephone (619) 287-6773

(Seal and Notarial Acknowledgment of Surety)

FAITHFUL PERFORMANCE BOND

KNOW ALL PERSONS BY THESE PRESENTS

That Beaver Engineering, Inc. as Contractor, and Golden Eagle Insurance Company as Surety, are held and firmly bound unto the City of Redlands, hereinafter called City, in the sum of Four Hundred Ninety Two Four Hundred Fifty One and no/100ths dollars, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrator, successors, and assigns, jointly and severally, firmly by these presents.

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. 29.6211.4230. FORD STREET STORM DRAIN

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 4th day of November, 1993.

BEAVER ENGINEERING, INC (SEAL) GOLDEN EAGLE
(Contractor) INSURANCE COMPANY (SEAL)
(Surety)

By: [Signature]
(Signature)

By: [Signature]
(Signature)
Stan Lynn, Attorney-in-fact

Address: 5385 El Cajon Boulevard,
San Diego, CA 92215-5826

Telephone No. (619) 287-6773

(Seal and Notarial Acknowledgment of Surety)

**STATE
COMPENSATION
INSURANCE
FUND**

HOME OFFICE
SAN FRANCISCO

CERTIFICATE HOLDERS' NOTICE

ENDORSEMENT AGREEMENT

20-00-354
EXHIBIT C

ALL EFFECTIVE DATES ARE
AT 12:01 AM PACIFIC
STANDARD TIME OR THE
TIME INDICATED AT
PACIFIC STANDARD TIME

ANYTHING IN THIS POLICY TO THE CONTRARY NOTWITHSTANDING, IT
IS AGREED THAT THIS POLICY SHALL NOT BE CANCELLED UNTIL:

45

DAYS

AFTER WRITTEN NOTICE OF SUCH CANCELLATION HAS BEEN PLACED IN
THE MAIL BY STATE FUND TO CURRENT HOLDERS OF CERTIFICATE OF
WORKERS' COMPENSATION INSURANCE.

NOTHING IN THIS ENDORSEMENT CONTAINED SHALL BE HELD TO VARY, ALTER, WAIVE
OR EXTEND ANY OF THE TERMS, CONDITIONS, AGREEMENTS, OR LIMITATIONS OF THIS
POLICY OTHER THAN AS ABOVE STATED. NOTHING ELSEWHERE IN THIS POLICY SHALL BE
HELD TO VARY, ALTER, WAIVE OR LIMIT THE TERMS, CONDITIONS, AGREEMENTS OR LIM-
ITATIONS OF THIS ENDORSEMENT.

COUNTERSIGNED AND ISSUED AT SAN FRANCISCO:

2065

8/88

AUTHORIZED REPRESENTATIVE

SCIF 10516 (REV. 10-86)

PRESIDENT

OLD FORM 516

ACORD**CERTIFICATE OF INSURANCE**

ISSUE DATE (MM/DD/YY)

11/02/93

PRODUCER

Central City Insurance Agency
330 North D Street
Suite 120
San Bernardino CA 92401-1524

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

COMPANY LETTER	A	Golden Eagle Insurance Co
COMPANY LETTER	B	
COMPANY LETTER	C	
COMPANY LETTER	D	
COMPANY LETTER	E	

INSURED

Beaver Engineering Inc.
1704 S. Orange St.
West Covina CA 91790

COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY ☒ COMMERCIAL GENERAL LIABILITY CLAIMS MADE ☒ OCCUR. OWNER'S & CONTRACTOR'S PROT.	CCP176926-01	03/04/93	03/04/94	GENERAL AGGREGATE \$ 2000000 PRODUCTS-COMP/OP AGG. \$ 2000000 PERSONAL & ADV. INJURY \$ 1000000 EACH OCCURRENCE \$ 1000000 FIRE DAMAGE (Any one fire) \$ 50000 MED. EXPENSE (Any one person) \$ 5000
	AUTOMOBILE LIABILITY ANY AUTO ALL OWNED AUTOS SCHEDULED AUTOS HIRED AUTOS NON-OWNED AUTOS GARAGE LIABILITY				COMBINED SINGLE LIMIT \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE \$
	EXCESS LIABILITY UMBRELLA FORM OTHER THAN UMBRELLA FORM WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY				EACH OCCURRENCE \$ AGGREGATE \$ STATUTORY LIMITS EACH ACCIDENT \$ DISEASE - POLICY LIMIT \$ DISEASE - EACH EMPLOYEE \$
	OTHER				

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

IS

ALL OPERATIONS & LOCATIONS OF THE NAMED INSURED.

CERTIFICATE HOLDER

CITY OF REDLANDS
ATTN: ALAN GRIFFITHS
2 EAST CITRUS AVE., #222
REDLANDS CA 92373

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

JAN L COX





P.O. BOX 420807, SAN FRANCISCO, CA 94142-0807

CERTIFICATE OF WORKERS' COMPENSATION INSURANCE

NOVEMBER 4, 1993

POLICY NUMBER: 1138327 - 93
CERTIFICATE EXPIRES: 8-1-94

CITY OF REDLANDS
ATTN: ALAN GRIFFITH, CONTRACT ADMIN. ENGINEER
P.O. BOX 280
REDLANDS, CA 92373

JOB: 5 EMPLOYEES

This is to certify that we have issued a valid Workers' Compensation insurance policy in a form approved by the California Insurance Commissioner to the employer named below for the policy period indicated.

This policy is not subject to cancellation by the Fund except upon ⁴⁵ten days' advance written notice to the employer.

We will also give you ⁴⁵ten days' advance notice should this policy be cancelled prior to its normal expiration.

This certificate of insurance is not an insurance policy and does not amend, extend or alter the coverage afforded by the policies listed herein. Notwithstanding any requirement, term, or condition of any contract or other document with respect to which this certificate of insurance may be issued or may pertain, the insurance afforded by the policies described herein is subject to all the terms, exclusions and conditions of such policies.

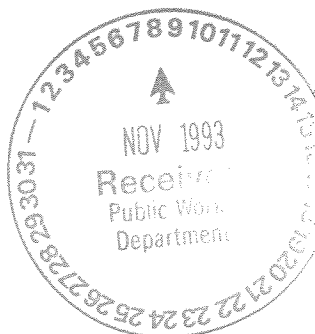

PRESIDENT

EMPLOYER'S LIABILITY LIMIT: \$3,000,000 PER OCCURRENCE.

ENDORSEMENT #2065 ENTITLED CERTIFICATE HOLDERS' NOTICE EFFECTIVE 11/04/93 IS ATTACHED TO AND FORMS A PART OF THIS POLICY.

SPECIMEN ENDORSEMENT #2065 ATTACHED.

EMPLOYER



BEAVER ENGINEERING, INC.
1704 SOUTH ORANGE AVE.
WEST COVINA CA 91790