

David Weekley Homes

APPLICATION FOR BONDS

(Incomplete Application will delay issuance of Bond(s))

ENTITY NAME: CND-CLOVERLEAF, LLC

COMMUNITY NAME: CLOVERLEAF

DOLLAR AMOUNT: \$4,482,025.23

EFFECTIVE DATE OF BOND: 02/10/22

BENEFICIARY NAME: Board of County Commissioners, EL PASO COUNTY, COLORADO
(Full Legal Name)

BENEFICIARY ADDRESS, CITY, ST, ZIP: 200 S CASCADE AVE, SUITE 100, COLORADO SPRINGS, CO 80903

BENEFICIARY PHONE NUMBER: _____

DATE YOU NEED BOND BY: 02/08/22 (Minimum 5 business days from Issuer's acceptance-
this is negotiable depending on the type of bond)

BOND TYPE AND AMOUNT ASSURANCE BOND 4,482,025.23
(Please find out if there is a special bond form and if so,
attach it to the request email)

PERFORMANCE \$: _____

LABOR / MATERIAL \$: _____

MAINTENANCE \$: _____

OTHER \$: _____

START DATE: 2-10-22

ESTIMATED TIME OF COMPLETION OF WORK: 1 YR

WARRANTY PERIOD/ DURATION: 2 YR

FORM PREPARED BY /PHONE NUMBER / DATE: AZIZ SIDDIQUI 224-415-6619 02/01/22



Federal Insurance Company
202B Hall's Mill Road
Whitehouse Station, NJ 08889
USA

SUBDIVISION BOND

Bond No.: K40279477

Premium Amount: \$26,892.00/Annually
First Term is Fully Earned

KNOW ALL MEN BY THESE PRESENTS, that we CND - Cloverleaf, LLC,
1111 North Post Oak Road, Houston, TX 77055 as Principal, and
Federal Insurance Company, (address) 202B Hall's Mill Road,
Whitehouse Station, NJ (zip code) 08889 an Indiana Corporation authorized to transact surety business in
the State of Colorado, as Surety, are held and firmly bound unto the Board of County Commissioners of El
Paso County, Colorado, 200 S. Cascade Avenue, Suite 100, Colorado Springs, CO 80903, as Obligee, in the
penal sum of Four Million Four Hundred Eighty Two Thousand Twenty Five and 23/100 dollars
(\$ 4,482,025.23), lawful money of the United States of America, for the payment of which well and truly
to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and
severally, firmly by these presents.

WHEREAS, CND - Cloverleaf, LLC has agreed to construct in
Cloverleaf Subdivision, Filing No. 2, in El Paso County, Colorado, the following
improvements:
Cloverleaf Filing No. 2 Improvements

as
outlined on the attached Financial Assurance Form for Cloverleaf Subdivision, Filing No. 2.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the said Principal shall
construct, or have constructed, the improvements herein described, and shall save the Obligee harmless from
any loss, cost or damage by reason of its failure to complete said work, then this obligation shall be null and
void, otherwise to remain in full force and effect, and the Surety, upon receipt of a resolution of the Board of
County Commissioners of El Paso County indicating that the improvements have not been installed or
completed, will complete the improvements or pay to El Paso County such amount up to the Principal amount
of this Bond which will allow El Paso County to complete the improvements.

Surety further agrees to provide thirty (30) days written notice of cancellation of the bond to Obligee.

Upon approval by the Board of County Commissioners of El Paso County, this instrument may be
proportionately reduced as the public improvements are completed.

In the event of any legal proceeding under this Subdivision Bond, this Subdivision Bond shall be
governed by, and interpreted in accordance with, the laws of the State of Colorado. Jurisdiction and venue
shall be in the District Court in and for El Paso County, Colorado.

PROVIDED FURTHER, that the said Surety hereby stipulates and agrees that no change, extension of
time, alteration or addition to the terms of the Financial Assurance Form, or the work to be performed there-
under, or the Specifications and Plans accompanying the same or incorporated by reference into such
Financial Assurance Form, shall in anywise affect its obligation on this Bond and it does hereby waive notice of
any change, extension of time, alteration or addition to the terms of the Financial Assurance Form, or to the
work, or to the Specifications and Plans.

Signed, sealed and dated this 2nd day of February, 2022

CND - Cloverleaf, LLC
Principal
By: [Signature]
Title: Heather Humphrey
Chief Financial Officer

Federal Insurance Company
Surety
By: [Signature]
Title: Erik Johansson, Attorney-in-Fact



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

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 FEB 02 2022 before me, Melissa A. Lopez, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Erik Johansson
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 seal.



Signature Melissa Lopez
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____ Document Date: _____

Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- Corporate Officer — Title(s): _____
- Partner — Limited General
- Individual Attorney in Fact
- Trustee Guardian or Conservator
- Other: _____

Signer Is Representing: _____

Signer's Name: _____

- Corporate Officer — Title(s): _____
- Partner — Limited General
- Individual Attorney in Fact
- Trustee Guardian or Conservator
- Other: _____

Signer Is Representing: _____

CHUBB®

Power of Attorney

Federal Insurance Company | Vigilant Insurance Company | Pacific Indemnity Company
Westchester Fire Insurance Company | ACE American Insurance Company

Know All by These Presents, that **FEDERAL INSURANCE COMPANY**, an Indiana corporation, **VIGILANT INSURANCE COMPANY**, a New York corporation, **PACIFIC INDEMNITY COMPANY**, a Wisconsin corporation, **WESTCHESTER FIRE INSURANCE COMPANY** and **ACE AMERICAN INSURANCE COMPANY** corporations of the Commonwealth of Pennsylvania, do each hereby constitute and appoint
Erik Johansson

Surety Bond Number: K40279477
Obligee: El Paso County, Colorado

each as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, **PACIFIC INDEMNITY COMPANY**, **WESTCHESTER FIRE INSURANCE COMPANY** and **ACE AMERICAN INSURANCE COMPANY** have each executed and attested these presents and affixed their corporate seals on this 1st day of November, 2019.

Dawn M. Chloros

Dawn M. Chloros, Assistant Secretary

Stephen M. Haney

Stephen M. Haney, Vice President



STATE OF NEW JERSEY
County of Hunterdon SS.

On this 1st day of November, 2019, before me, a Notary Public of New Jersey, personally came Dawn M. Chloros and Stephen M. Haney, to me known to be Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY, the companies which executed the foregoing Power of Attorney, and the said Dawn M. Chloros and Stephen M. Haney, being by me duly sworn, severally and each for herself and himself did depose and say that they are Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY and know the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of said Companies; and that their signatures as such officers were duly affixed and subscribed by like authority.

Notarial Seal



KATHERINE J. ADELAAR
NOTARY PUBLIC OF NEW JERSEY
No. 2316685
Commission Expires July 16, 2024

Katherine J. Adelaar
Notary Public

CERTIFICATION

Resolutions adopted by the Boards of Directors of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY on August 30, 2016; WESTCHESTER FIRE INSURANCE COMPANY on December 11, 2006; and ACE AMERICAN INSURANCE COMPANY on March 20, 2009:

"RESOLVED, that the following authorizations relate to the execution, for and on behalf of the Company, of bonds, undertakings, recognizances, contracts and other written commitments of the Company entered into in the ordinary course of business (each a "Written Commitment"):

- (1) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise.
- (2) Each duly appointed attorney-in-fact of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise, to the extent that such action is authorized by the grant of powers provided for in such person's written appointment as such attorney-in-fact.
- (3) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to appoint in writing any person the attorney-in-fact of the Company with full power and authority to execute, for and on behalf of the Company, under the seal of the Company or otherwise, such Written Commitments of the Company as may be specified in such written appointment, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (4) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to delegate in writing to any other officer of the Company the authority to execute, for and on behalf of the Company, under the Company's seal or otherwise, such Written Commitments of the Company as are specified in such written delegation, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (5) The signature of any officer or other person executing any Written Commitment or appointment or delegation pursuant to this Resolution, and the seal of the Company, may be affixed by facsimile on such Written Commitment or written appointment or delegation.

FURTHER RESOLVED, that the foregoing Resolution shall not be deemed to be an exclusive statement of the powers and authority of officers, employees and other persons to act for and on behalf of the Company, and such Resolution shall not limit or otherwise affect the exercise of any such power or authority otherwise validly granted or vested."

I, Dawn M. Chloros, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY (the "Companies") do hereby certify that

- (i) the foregoing Resolutions adopted by the Board of Directors of the Companies are true, correct and in full force and effect,
- (ii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Whitehouse Station, NJ, this February 2, 2022



Dawn M. Chloros

Dawn M. Chloros, Assistant Secretary

IN THE EVENT YOU WISH TO VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT:
Telephone (908) 903-3493 Fax (908) 903-3656 e-mail: surety@chubb.com



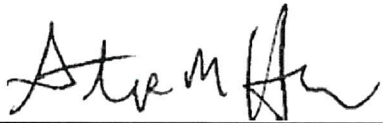
**SURETY BOND DIGITAL SIGNATURE AND CORPORATE SEAL
NOTICE AND ADDENDUM**

FEDERAL INSURANCE COMPANY (“FEDERAL”) has authorized its respective Attorneys-in-Fact to affix FEDERAL’S corporate seal to any surety bond executed on behalf of FEDERAL by any such Attorney-in-Fact by attaching this Notice and Addendum to said bond.

To the extent this Notice and Addendum is attached to a surety bond that is executed on behalf of FEDERAL by its Attorney-in-Fact, FEDERAL hereby agrees that the corporate seal below for FEDERAL shall be deemed affixed to said bond to the same extent as if its raised corporate seal was physically affixed to the face of the bond. FEDERAL hereby further agrees that the execution of said bond on behalf of FEDERAL by its Attorney-in-Fact with said Attorney-in-Fact’s digital signature shall be considered acceptable to the same extent as if the Attorney-in-Fact executed the bond with their original, wet ink signature.

Dated this 25th day of August, 2020.

FEDERAL INSURANCE COMPANY

By: 

Stephen M. Haney, Vice President

