

34



BOND

2012016571

4 PGS

HOME OFFICE
2100 FLEUR DRIVE
DES MOINES, IA 50321-1158
(515) 243-8171
(515) 243-3854 FAX

MERCHANTS BONDING COMPANY

AUSTIN OFFICE
P.O. BOX 26720
AUSTIN, TX 78755-0720
(512) 343-9033
(512) 343-8363 FAX

TEXAS OFFICIAL BOND AND OATH

THE STATE OF TEXAS

County of Fort Bend

ss.

Bond No. TX 669475

KNOW ALL PERSONS BY THESE PRESENTS:

That we, Kimberly D. Herring, as Principal, and the MERCHANTS BONDING COMPANY (Mutual), a corporation duly licensed to do business in the State of Texas, as Surety, are held and bound unto Fort Bend County Fire Marshall, his successors in office, in the sum of Two Thousand and 00/100 (\$2,000.00) DOLLARS, for the payment of which we hereby bind ourselves and our heirs, executors and administrators, jointly and severally, by these presents.

THE CONDITION OF THE ABOVE OBLIGATION is such, that, whereas, the above bounden Principal was on the 2nd day of February, 2012, duly appointd to the office of Fire Investigator in and for Fort Bend County in the State of Texas, for a term beginning the 28th day of November, 2011 and ending the 28th day of November, 2011

Now, therefore, if the said Principal shall well and faithfully perform and discharge all the duties required of him by law as the said officer, and shall "faithfully perform the duties of office"

then this obligation to be void, otherwise to remain in full force and effect.

PROVIDED, HOWEVER, that regardless of the number of years this bond may remain in force and the number of claims which may be made against this bond, the liability of the Surety shall not be cumulative and the aggregate liability of the Surety for any and all claims, suits, or actions under this bond shall not exceed the amount stated above. Any revision of the bond amount shall not be cumulative.

PROVIDED, FURTHER, that this bond may be canceled by the Surety by sending written notice to the party to whom this bond is payable stating that, not less than thirty (30) days thereafter, the Surety's liability hereunder shall terminate as to subsequent acts of the Principal.

Dated this 2nd day of December, 2011

KIMBERLY D. HERRING

Principal

Kimberly D. Herring
Kimberly D. Herring

MERCHANTS BONDING COMPANY (Mutual)

By: *Amber Stevenson*
Amber Stevenson, Attorney-in-Fact

ACKNOWLEDGEMENT OF PRINCIPAL

THE STATE OF TEXAS

County of FORT BEND

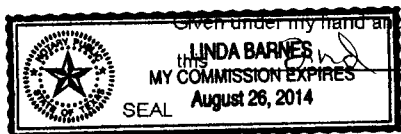
ss.

Before me, Linda Barnes, a notary public, on this day personally appeared

Kimberly D. Herring known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, at 1521 Eugene Heimann Circle

this 2nd day of February, 2012



PO 0123 TX (7/09)

CCM 2-14-12 # 12
Fort Bend County Clerk
Return Admin Serv Coord

Fort Bend County, Texas.

2/17/12 original bond kept at County Clerk

RECORDED
FORT BEND COUNTY
CLERK
2012 FEB - 1 AM 11:23

AS PER ORIGINAL

OATH OF OFFICE
(COUNTY COMMISSIONERS and COUNTY JUDGE)

I, _____, do solemnly swear (or affirm) that I will faithfully execute the duties of the office of _____ of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State; and I furthermore solemnly swear (or affirm) that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward for the giving or withholding a vote at the election at which I was elected; and I furthermore solemnly swear (or affirm) that I will not be, directly or indirectly, interested in any contract with or claim against the County, except such contracts or claims as are expressly authorized by law and except such warrants as may issue to me as fees of office. So help me God.

Signed _____

Sworn to and subscribed before me at _____, Texas, this _____ day of _____,

SEAL

_____ County, Texas

OATH OF OFFICE
(General)

I, Kimberly D. Herring, do solemnly swear (or affirm) that I will faithfully execute the duties of the office of Fire Investigator of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State; and I furthermore solemnly swear (or affirm) that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward for the giving or withholding a vote at the election at which I was elected. So help me God.

Signed Kimberly D. Herring

Sworn to and subscribed before me at 1521 EUGENE HEIMANN CIR, RICHMOND, Texas, this 2nd day of February, 2012



[Signature]
Fort Bend County, Texas

THE STATE OF TEXAS } ss
County of Fort Bend

The foregoing bond of Kimberly D. Herring as Fire Investigator in and for Fort Bend County and State of Texas, this day approved in open Commissioner's Court.

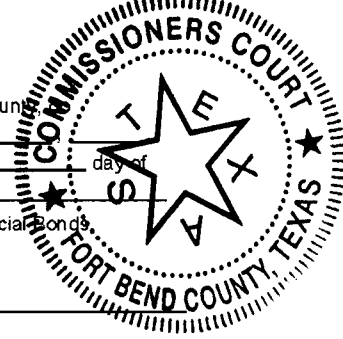
ATTEST: [Signature] Clerk
Dianne Wilson Fort Bend County

Date February 14, 2012
[Signature] County Judge,
Robert E. Hebert Fort Bend County, Texas

THE STATE OF TEXAS } ss
County of _____

I, _____, County Clerk, in and for said County hereby certify that the foregoing Bond dated the _____ day of _____ with its certificates of authentication, was filed for record in my office the _____ day of _____ at _____ o'clock _____ M., and duly recorded the _____ day of _____ at _____ o'clock _____ M., in the Records of Official Bonds of said County in Volume _____, on page _____

WITNESS my hand and the seal of the County Court of said County, at office in _____, Texas, the day and year last above written.



Clerk
By _____ Deputy County Court _____ County

MERCHANTS
BONDING COMPANY
POWER OF ATTORNEY

Know All Persons By These Presents, that the MERCHANTS BONDING COMPANY (MUTUAL), a corporation duly organized under the laws of the State of Iowa, and having its principal office in the City of Des Moines, County of Polk, State of Iowa, hath made, constituted and appointed, and does by these presents make, constitute and appoint

Amber Stevenson

of **Richmond** and State of **TEXAS** its true and lawful Attorney-in-Fact, with full power and authority hereby conferred in its name, place and stead, to sign, execute, acknowledge and deliver in its behalf as surety any and all bonds, undertakings, recognizances or other written obligations in the nature thereof, subject to the limitation that any such instrument shall not exceed the amount of:

ONE MILLION (\$1,000,000.00) DOLLARS

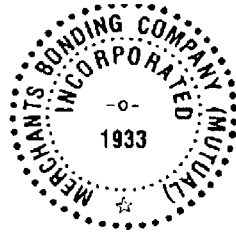
and to bind the MERCHANTS BONDING COMPANY (MUTUAL) thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of the MERCHANTS BONDING COMPANY (MUTUAL), and all the acts of said Attorney-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This Power-of-Attorney is made and executed pursuant to and by authority of the following By-Laws adopted by the Board of Directors of the MERCHANTS BONDING COMPANY (MUTUAL) on April 23, 2011.

ARTICLE VI, SECTION 1(c) - The President, Secretary, Treasurer, or any Assistant Treasurer or any Assistant Secretary or any Vice President shall have power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof.

ARTICLE VI, SECTION 1(d) - The signature of any authorized officer and the seal of the Company may be affixed by facsimile or electronic transmission to any Power of Attorney or Certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company, and such signature and seal when so used shall have the same force and effect as though manually fixed.

In Witness Whereof, MERCHANTS BONDING COMPANY (MUTUAL) has caused these presents to be signed by its President and its corporate seal to be hereto affixed, this 15th day of February, 2010.



MERCHANTS BONDING COMPANY (MUTUAL)

By *Larry Taylor*
President

STATE OF IOWA
COUNTY OF POLK ss.

On this 15th day of February, 2010, before me appeared Larry Taylor, to me personally known, who being by me duly sworn did say that he is President of the MERCHANTS BONDING COMPANY (MUTUAL), the corporation described in the foregoing instrument, and that the seal affixed to the said instrument is the Corporate Seal of the said Corporation and that the said instrument was signed and sealed in behalf of said Corporation by authority of its Board of Directors.

In Testimony Whereof, I have hereunto set my hand and affixed my Official Seal at the City of Des Moines, Iowa, the day and year first above written.

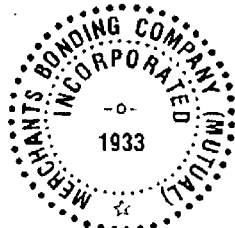


Cindy Smyth
Notary Public, Polk County, Iowa

STATE OF IOWA
COUNTY OF POLK ss.

I, William Warner, Jr., Secretary of the MERCHANTS BONDING COMPANY (MUTUAL), do hereby certify that the above and foregoing is a true and correct copy of the POWER-OF-ATTORNEY executed by said MERCHANTS BONDING COMPANY (MUTUAL), which is still in full force and effect and has not been amended or revoked.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Company on this 2nd day of December, 2011.



William Warner Jr.
Secretary

FILED AND RECORDED

OFFICIAL PUBLIC RECORDS

Dianne Wilson

2012 Feb 16 01:35 PM

RMM \$0.00

2012016571

Dianne Wilson COUNTY CLERK

FT BEND COUNTY TEXAS