



**Fort Bend County Engineering**  
FORT BEND COUNTY, TEXAS

Richard W. Stolleis, P.E.  
County Engineer

**BOND RELEASE AUTHORIZATION**

THE FOLLOWING DOCUMENT(S) CAN BE RELEASED UPON ORDER OF COMMISSIONERS COURT:

**BOND**

Number		Amount	\$ 182,840.00
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Principal Lennar Homes of Texas Land and Construction, Ltd.

Surety The Continental Insurance Company

CONSTRUCTION PROJECT (Name or location):

COURT APPROVED: 5-23-2017 # 10E  
DATE OF RETURN: \_\_\_\_\_  
BY: [Signature]  
Deputy County Clerk

## NOTIFICATION OF RELEASE OF BOND

A release order has been issued by the Fort Bend County Commissioners Court on May 23, 2017, Item # 10E for the above referenced:

Release to: Mr. John Hammond  
Friendswood Development  
681 Greens Parkway, Ste. 220  
Houston, TX 77067

Information on the issuance and release of this security is on file at the Fort Bend County Clerk's Office. Inquiries should be addressed to Fort Bend County Engineering, 301 Jackson, Suite 401, Richmond, Texas 77469 or call 281-633-7501.

Charles O. Dean, P.E., CFM  
Assistant County Engineer-Development

**FILED AND RECORDED**  
**OFFICIAL PUBLIC RECORDS**

Laura Richard

Laura Richard, County Clerk  
Fort Bend County, Texas

May 23, 2017 03:22:49 PM

FEE: \$0.00 SB  
ROB

2017056115

CCM 5/23/17 #10E  
Fort Bend County Clerk  
Return Admin Serv Coord RAC

5/24/2017 Original sent to Jillian Peterson, Engineering dept.



Fort Bend County Engineering  
FORT BEND COUNTY, TEXAS

Richard W. Stolleis, P.E.  
County Engineer

May 12, 2017

Commissioner W. A. "Andy" Meyers  
Fort Bend County Precinct 3  
22333 Grand Corner Drive  
Katy, Texas 77494

**RE: Bellaire Boulevard at Mason Road Street Dedication**

Dear Commissioner:

A final inspection of the roads for the above referenced subdivision was made, and all of the deficiencies have been corrected. The streets, along with their footage lengths, are as follows:

Bellaire Boulevard	615.70 LF
Mason Road	<u>762.94 LF</u>
Total	1,378.64 LF

The current bond is [REDACTED] in the amount of \$182,840.00. Release bond to:

Mr. John Hammond  
Friendswood Development  
681 Greens Parkway, Ste. 220  
Houston, TX 77067

If you should have any questions or need additional information please feel free to call.

Sincerely,

Jorge Salgado  
Construction Inspector  
Engineer Technician I

JS/cmv

cc: Ms. Caylie Spalding, Jones & Carter, Inc. [cspalding@jonescarter.com](mailto:cspalding@jonescarter.com)  
Mr. Ethan Springer, Lennar Homes [ethan.springer@lennar.com](mailto:ethan.springer@lennar.com)  
Ms. Katie Marchand, Harris Construction [Katie@harrisconstruction.com](mailto:Katie@harrisconstruction.com)  
Mr. Scott Wieghat, FBC Road & Bridge  
File

61



BOND  
7 PGS

2012069797

**BOND**

NO. **032541563**

THE STATE OF TEXAS  
COUNTY OF FORT BEND

§  
§  
§

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, **Lennar Homes of Texas Land and Construction, Ltd.** whose *(street address/phone)* is **550 Greens Parkway #100, Houston, TX 77067 (281-874-8572)**, hereinafter called the Principal, and *(Surety)* **The Continental Insurance Company**, a Corporation existing under and by virtue of the laws of the State of **Pennsylvania**, and authorized to do an indemnifying business in the State of Texas, and whose principal office is located at *(street address/phone)* **333 S Wabash Avenue, Chicago, IL 60604 (312-822-5000)**, whose officer residing in the State of Texas, authorized to accept service in all suits and actions brought within said State is *(name/office)* **Larry Schmidt/CNA Surety**, and whose *(street address/phone)* is **5151 San Felipe, Suite 1800, Houston, TX 77056**, hereinafter called the Surety, and held and firmly bound unto Robert E. Hebert, County Judge of Fort Bend County, Texas or his successors in office, in the full sum of **One Hundred Eighty Two Thousand Eight Hundred Forty and 00/100 Dollars (\$182,840.00)** current, lawful money of the United States of America, to be paid to said Robert E. Hebert, County Judge of Fort Bend County, Texas or his successors in office, to which payment well and truly to be made and done, we, the undersigned, bind ourselves and each of us, our heirs, executors, administrators, successors, assigns, and legal representatives, jointly and severally, by these presents.

WHEREAS, the said Principal is the owner of the following Subdivision(s):

**Bellaire Boulevard at Mason Road STD**

located in Fort Bend County, Texas; and,

WHEREAS, the Commissioners Court of Fort Bend County, Texas, has promulgated certain rules, regulations and requirements relating to Subdivisions in Fort Bend County, Texas, as more specifically set out in "Fort Bend County Regulations of Subdivisions" as amended; same being made a part hereof for all purposes, as though fully set out herein; wherein it is provided, among other things, that the owner of a Subdivision will construct the roads, streets, bridges and drainage in the right-of-way depicted on the plat thereof, in accordance with the specifications set out therein, and maintain such roads, streets, bridges and drainage in the right-of-way until such time as said roads, streets, bridges and drainage in the right-of-way have been approved by the County Engineer

and accepted for maintenance by the Commissioners Court of Fort Bend County, Texas (or in the case of subdivisions, streets or roads designated as private in the plat approved by the County Engineer and accepted by the Homeowners Association).

It is further stipulated and understood that the approval of the map or plat of the above named Subdivision(s) is conditioned upon and subject to the strict compliance by the Principal herein with the aforesaid specifications, and that the terms of said specifications, including all deletions, additions, changes or modifications of any kind or character, constitute a contract between the County of Fort Bend and Principal; and it is understood by the Principal that the approval of said map or plat of the above Subdivision(s) was obtained only by the undertaking of the Principal to so comply with the said regulations and specifications within a reasonable time, as set by the Commissioners Court of Fort Bend County, Texas, and that without such undertaking such approval would have not been granted.

NOW THE CONDITION OF THIS OBLIGATION IS SUCH, that if the above bounded Principal, his, her, their, or its heirs, executors, administrators, successors, assigns, and legal representatives, and each and every one of them to do in all things well and truly observe, perform, fulfill, keep and comply with all and singular the rules, regulations, requirements and specifications above referred to, including any deletions, additions, changes or modifications of any kind or character, in the construction and maintenance of all roads, streets, bridges and drainage in the right-of-way in the above named Subdivision(s) and that upon approval of the construction of said roads, streets, bridges and drainage in the right-of-way by the County Engineer, and upon the approval of such maintenance by the County Engineer, and upon acceptance of such roads, streets, bridges and drainage in the right-of-way by the Commissioners Court of Fort Bend County, Texas, then this obligation to be void and of no force and effect.

The Principal and Surety hereon each agree, bind and obligate themselves to pay Robert E. Hebert, County Judge of Fort Bend County, State of Texas, or his successors in office, for the use and benefit of Fort Bend County, all loss or damages to it occasioned by reason of the failure of the Principal to comply strictly with each and every provision contained in the rules, regulations, requirements and specifications above referred to relating to the construction and maintenance of roads, streets, bridges and drainage in the right-of-way in the above named Subdivision(s), and further agree, bind and obligate themselves to defend, save and keep harmless the County of Fort Bend from any and all damages, expenses, and claims of every kind and character which the County of Fort Bend may suffer, directly or indirectly, as a result of the Principal's failure to comply with the rules, regulations and specifications relating to the construction and maintenance of the roads, streets, bridges and drainage in the right-of-way in the above named Subdivision(s).

The word Principal when used herein means Principal or Principals whether an individual, individuals, partnership, corporation, or other legal entity having the capacity to contract. The words Roads, Streets, Bridges and Drainage in the right-of-way used herein mean each and every road, street, bridge and drainage in the right-of-way in said Subdivision(s). The word Maintenance as used herein means all needful, necessary and proper care and repair from completion of the roads or streets and approval thereof by the County Engineer until acceptance of the roads and streets by the Commissioners Court. The word Surety when used herein means Surety or Sureties, and it is understood by the parties that any and all liabilities of any kind or character assumed or imposed upon the Principal by the terms hereof extends in full force and vigor to each and every Surety jointly and severally.

In the event of suit hereunder, such suit shall be brought in Fort Bend County, Texas.

EXECUTED this 10<sup>th</sup> day of April, 20 2012.

ATTEST:

*Nanette R. Peavey*  
Asst. Secretary  
Nanette R. Peavey

Principal **Lennar Homes of Texas Land and Construction, Ltd.**

By:

*John Hammond*  
John Hammond

Surety **The Continental Insurance Company**

By:

*Irene Lau*  
Irene Lau, ATTORNEY IN FACT

APPROVED this

26<sup>th</sup>

day of

June

, 20

12

ATTEST:

*Dianne Wilson*  
Dianne Wilson  
County Clerk

*Robert E. Hebert*  
Robert E. Hebert  
County Judge  
Fort Bend County, Texas

## CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

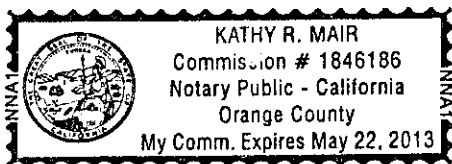
County of Orange

On APR 10 2012 before me, Kathy R. Mair, Notary Public,  
DATE [Name of Notary Public and Title "Notary Public"]

personally appeared Irene Lau -----  
[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.



(Seal)

WITNESS my hand and official seal.

Kathy R. Mair  
Signature of Notary Public

### OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another 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

Signer's Name: Irene Lau

- ☐ Individual  
☐ Corporate Officer – Title(s): \_\_\_\_\_  
☐ Partner – ☐ Limited ☐ General  
☒ Attorney-in-Fact  
☐ Trustee  
☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

RIGHT THUMBPRINT  
OF SIGNER  
Top of thumb here

## 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

**Irene Lau, Kathy R Mair, Individually**

of Newport Beach, CA, 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 -

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 Senior Vice President and its corporate seal to be hereto affixed on this 29th day of September, 2011.



The Continental Insurance Company

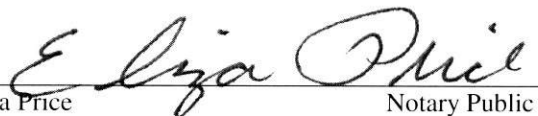
  
Stathy Darcy Senior Vice President

State of Illinois, County of Cook, ss:

On this 29th day of September, 2011, before me personally came Stathy Darcy to me known, who, being by me duly sworn, did depose and say: that she resides in the City of Glenview, State of Illinois; that she is a Senior Vice President of The Continental Insurance Company, a Pennsylvania insurance company, described in and which executed the above instrument; that she 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 she signed her name thereto pursuant to like authority, and acknowledges same to be the act and deed of said insurance company.



My Commission Expires September 17, 2013

  
Eliza Price Notary Public

### CERTIFICATE

I, Mary A. Ribikawskis, 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 \_\_\_\_\_ day of \_\_\_\_\_, **APR 10 2012**.



The Continental Insurance Company

  
Mary A. Ribikawskis Assistant Secretary



## **Authorizing By-Laws and Resolutions**

ADOPTED BY THE BOARD OF DIRECTORS OF THE CONTINENTAL INSURANCE COMPANY:

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the Board of Directors of the company.

### **"Article VI-Execution of Documents**

Section 3. Appointment of Attorney-in-Fact. The Chairman of the Board of Directors, the President or any Executive or Senior Vice President may, from time to time, appoint by written certificates attorneys-in-fact to act in behalf of the Company in the execution of policies of insurance, bonds, undertakings and other obligatory instruments of like nature. Such attorneys-in-fact, subject to the limitations set forth in their respective certificates of authority shall have full power to bind the Company by their signature and execution of any such instruments and to attach the seal of the Company thereto. The Chairman of the Board of Directors, the President or any Executive or Senior Vice President or the Board of Directors, may, at any time, revoke all power and authority previously given to any attorney-in-fact.

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolution adopted by the Executive Committee of the Board of Directors of The Continental Insurance Company by unanimous written consent dated the 13<sup>th</sup> day of January, 1989:

RESOLVED, that the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company when so affixed and in the future with respect to any bond, undertaking or contract of suretyship to which it is attached."



RETURN TO:

FORT BEND COUNTY CLERK  
ADMIN SERV COORDINATOR

FILED AND RECORDED

OFFICIAL PUBLIC RECORDS

*Dianne Wilson*

2012 Jun 27 02:10 PM

VOL \$31.00

2012069797

Dianne Wilson COUNTY CLERK  
FT BEND COUNTY TEXAS