

# APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G 702

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TO (Contractor): Town of Bristol  
PO Box 122  
Bristol, IN 46507

PROJECT:  
2023-2 Community Crossings Project

APPLICATION NO: THREE (3)  
INVOICE NO: 12254  
INVOICE DATE: September 24, 2024  
PERIOD TO:

Distribution to:  
 OWNER  
 ARCHITECT  
 CONTRACTOR

FROM (SUBCONTRACTOR):  
Niblock Excavating  
PO Box 211  
Bristol, IN 46507

VIA (ENGINEER):  
Jones Petrie Rafinski  
325 S Lafayette Boulevard  
South Bend, IN 46601

CONTRACT FOR:

CONTRACT DATE: February 23, 2024

## CONTRACTOR'S APPLICATION FOR PAYMENT

CHANGE ORDER / EXTRA WORK SUMMARY		
Change Order approved in previous months by Owner	ADDITIONS	DEDUCTIONS
TOTAL	\$ -	
Approved this month		
Number	Date Approved	
TOTALS:	\$ -	\$ -
Net change by Change Orders	\$ -	\$ -

The undersigned Contractor certifies that to the best of the Contractor's Knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: NIBLOCK EXCAVATING

By: Chad Niblock (President)

Application is made for Payment, is shown below, in connection with the Contract. Continuation Sheet showing, SCHEDULE OF VALUES, is attached.

1. ORIGINAL CONTRACT SUM	\$ 657,987.00
2. Net change by Change Orders	\$ -
3. CONTRACT SUM TO DATE (Line 1 + 2)	\$ 657,987.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on Schedule of Values)	\$ 657,987.00
5. RETAINAGE:	
a. 10% of Completed Work	\$ 65,798.70
(Column D + E on S of V)	
b. 10% of Stored Material	\$ -
(Column F on S of V)	
Total Retainage (Line 5a + 5b or Total in Column I on Schedule of Values)	\$ 65,798.70
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)	\$ 592,188.30
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$ 528,637.50
8. CURRENT PAYMENT DUE	\$ 63,550.80
9. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 less Line 6)	\$ 65,798.70

State of: Indiana

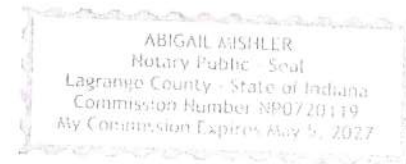
County of: Elkhart

Subscribed and sworn to before me this 24th day of September, 2024

Notary Public: Abigail Mishler

My Commission expires: May 5, 2027

*Abigail Mishler*



## ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED:

\$ 63,550.80

(attach explanation if amount certified differs from the amount applied for)

ARCHITECT:

By:

*Michael Volf*

This Certificate is not negotiable. the AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

**CONTINUATION SHEET**

SIMILAR TO AIA DOCUMENT G 703

This APPLICATION AND CERTIFICATE FOR PAYMENT, has a Contractor's signed Certification attached.  
In tabulations below, amounts are stated to the nearest dollar.

APPLICATION NUMBER: THREE (3)  
APPLICATION DATE: 9/24/2024  
PERIOD TO:  
ARCHITECT'S PROJECT NUMBER:

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULE VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D + E + F)		H BALANCE TO FINISH (C - G)	I RETAINAGE
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		% (G / C)			
101	Mob and Demob	\$ 39,500.00	\$ 29,625.00	\$ 9,875.00	\$ -	\$ 39,500.00	100%	\$ -	\$ 3,950.00
102	Maint. of Traffic	\$ 9,500.00	\$ 7,125.00	\$ 2,375.00	\$ -	\$ 9,500.00	100%	\$ -	\$ 950.00
103	Construction Engineering	\$ 9,500.00	\$ 9,500.00	\$ -	\$ -	\$ 9,500.00	100%	\$ -	\$ 950.00
104	Clearing Right of Way	\$ 5,000.00	\$ 5,000.00	\$ -	\$ -	\$ 5,000.00	100%	\$ -	\$ 500.00
105	Excavation, Common	\$ 47,515.00	\$ 47,515.00	\$ -	\$ -	\$ 47,515.00	100%	\$ -	\$ 4,751.50
106	Full Depth, PCCP, Remove	\$ 2,125.00	\$ 2,125.00	\$ -	\$ -	\$ 2,125.00	100%	\$ -	\$ 212.50
107	Curb, Concrete, Remove	\$ 120.00	\$ 120.00	\$ -	\$ -	\$ 120.00	100%	\$ -	\$ 12.00
108	Curb and Gutter, Remove	\$ 1,200.00	\$ 1,200.00	\$ -	\$ -	\$ 1,200.00	100%	\$ -	\$ 120.00
109	Sidewalk Concrete, Remove	\$ 5,250.00	\$ 5,250.00	\$ -	\$ -	\$ 5,250.00	100%	\$ -	\$ 525.00
110	Inlet, Remove	\$ 475.00	\$ 475.00	\$ -	\$ -	\$ 475.00	100%	\$ -	\$ 47.50
111	Pipe, Remove	\$ 2,322.00	\$ 2,322.00	\$ -	\$ -	\$ 2,322.00	100%	\$ -	\$ 232.20
112	Fence and Posts, Remove	\$ 415.00	\$ 415.00	\$ -	\$ -	\$ 415.00	100%	\$ -	\$ 41.50
113	Pipe End Section, Remove	\$ 900.00	\$ 900.00	\$ -	\$ -	\$ 900.00	100%	\$ -	\$ 90.00
114	Subgrade Treatment, Type III	\$ 82,894.00	\$ 82,894.00	\$ -	\$ -	\$ 82,894.00	100%	\$ -	\$ 8,289.40
115	Erosion Control	\$ 7,750.00	\$ 5,812.50	\$ 1,937.50	\$ -	\$ 7,750.00	100%	\$ -	\$ 775.00
116	Dense Graded Subbase	\$ 4,500.00	\$ 4,500.00	\$ -	\$ -	\$ 4,500.00	100%	\$ -	\$ 450.00
117	Compacted Aggregate, No. 53	\$ 55,486.50	\$ 55,486.50	\$ -	\$ -	\$ 55,486.50	100%	\$ -	\$ 5,548.65
118	Compacted Aggregate, No. 73	\$ 9,030.00	\$ 9,030.00	\$ -	\$ -	\$ 9,030.00	100%	\$ -	\$ 903.00
119	No. 4 Crushed, Washed Stone for Trench Drain	\$ 27,622.50	\$ 27,622.50	\$ -	\$ -	\$ 27,622.50	100%	\$ -	\$ 2,762.25
120	HMA, 2, 64, Surface 9.5 mm	\$ 46,540.00	\$ -	\$ 46,540.00	\$ -	\$ 46,540.00	100%	\$ -	\$ 4,654.00
121	HMA, 2, 64, Intermediate 19.0 mm	\$ 78,850.00	\$ 78,850.00	\$ -	\$ -	\$ 78,850.00	100%	\$ -	\$ 7,885.00
122	Joint Adhesive, Surface	\$ 1,144.00	\$ 1,144.00	\$ -	\$ -	\$ 1,144.00	100%	\$ -	\$ 114.40
123	Joint Adhesive, Intermediate	\$ 1,144.00	\$ 1,144.00	\$ -	\$ -	\$ 1,144.00	100%	\$ -	\$ 114.40
124	Liquid Asphalt Sealant	\$ 176.00	\$ 176.00	\$ -	\$ -	\$ 176.00	100%	\$ -	\$ 17.60
125	Asphalt for Tack Coat	\$ 2.00	\$ 2.00	\$ -	\$ -	\$ 2.00	100%	\$ -	\$ 0.20
126	Fence, Chain Link	\$ 1,200.00	\$ 1,200.00	\$ -	\$ -	\$ 1,200.00	100%	\$ -	\$ 120.00
127	Sidewalk, Concrete	\$ 59,075.00	\$ 59,075.00	\$ -	\$ -	\$ 59,075.00	100%	\$ -	\$ 5,907.50
128	Curb Ramp, Concrete	\$ 13,760.00	\$ 13,760.00	\$ -	\$ -	\$ 13,760.00	100%	\$ -	\$ 1,376.00
129	Curb, Concrete	\$ 3,535.00	\$ 3,535.00	\$ -	\$ -	\$ 3,535.00	100%	\$ -	\$ 353.50
130	Curb and Gutter, Concrete	\$ 17,077.50	\$ 17,077.50	\$ -	\$ -	\$ 17,077.50	100%	\$ -	\$ 1,707.75
131	PCCP for Approaches, 6 in.	\$ 38,500.00	\$ 38,500.00	\$ -	\$ -	\$ 38,500.00	100%	\$ -	\$ 3,850.00
132	Mobilization and Demobilization for Seeding	\$ 1,000.00	\$ 1,000.00	\$ -	\$ -	\$ 1,000.00	100%	\$ -	\$ 100.00
133	Mulched Seeding, Type U	\$ 13,447.00	\$ 13,447.00	\$ -	\$ -	\$ 13,447.00	100%	\$ -	\$ 1,344.70
134	Pipe, 8 in., PVC	\$ 9,225.00	\$ 9,225.00	\$ -	\$ -	\$ 9,225.00	100%	\$ -	\$ 922.50
135	Pipe, 18 in., PVC, Perforated	\$ 13,000.00	\$ 13,000.00	\$ -	\$ -	\$ 13,000.00	100%	\$ -	\$ 1,300.00
136	Geotextile for Trench Drain	\$ 3,072.00	\$ 3,072.00	\$ -	\$ -	\$ 3,072.00	100%	\$ -	\$ 307.20
137	Casting, Manhole, Adjust to Grade	\$ 475.00	\$ 475.00	\$ -	\$ -	\$ 475.00	100%	\$ -	\$ 47.50
138	Inlet, Type A8	\$ 4,900.00	\$ 4,900.00	\$ -	\$ -	\$ 4,900.00	100%	\$ -	\$ 490.00
139	6' DIA., Dry Well, Casting Type 8	\$ 23,700.00	\$ 23,700.00	\$ -	\$ -	\$ 23,700.00	100%	\$ -	\$ 2,370.00
140	Casting, Water Valve, Adjust to Grade	\$ 1,125.00	\$ 1,125.00	\$ -	\$ -	\$ 1,125.00	100%	\$ -	\$ 112.50
141	Casting, Water Meter, Adjust to Grade	\$ 750.00	\$ 750.00	\$ -	\$ -	\$ 750.00	100%	\$ -	\$ 75.00
142	Sign, Sheet, Ground Mounted, Reset	\$ 1,850.00	\$ 1,850.00	\$ -	\$ -	\$ 1,850.00	100%	\$ -	\$ 185.00
143	Line, Paint, Solid, White, 4 in.	\$ 4,640.00	\$ -	\$ 4,640.00	\$ -	\$ 4,640.00	100%	\$ -	\$ 464.00
144	Line, Paint, Solid, Yellow, 4 in.	\$ 672.00	\$ -	\$ 672.00	\$ -	\$ 672.00	100%	\$ -	\$ 67.20
145	Pavement Message Marking, Paint, Lane Indication A	\$ 450.00	\$ -	\$ 450.00	\$ -	\$ 450.00	100%	\$ -	\$ 45.00

**CONTINUATION SHEET**

SIMILAR TO AIA DOCUMENT G 703

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			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		% (G / C)			
146	Transverse Marking, Paint, Stop Line, White, 24 in	\$ 943.00	\$ -	\$ 943.00	\$ -	\$ 943.00	100%	\$ -	\$ 94.30
147	Transverse Marking, Paint, Crosswalk Line, White,	\$ 1,479.50	\$ -	\$ 1,479.50	\$ -	\$ 1,479.50	100%	\$ -	\$ 147.95
148	Pavement Message Marking, Paint, School	\$ 1,700.00	\$ -	\$ 1,700.00	\$ -	\$ 1,700.00	100%	\$ -	\$ 170.00
201	Fire Hydrant Assembly, Relocate	\$ 3,450.00	\$ 3,450.00	\$ -	\$ -	\$ 3,450.00	100%	\$ -	\$ 345.00
<b>TOTAL</b>		<b>\$ 657,987.00</b>	<b>\$ 587,375.00</b>	<b>\$ 70,612.00</b>	<b>\$ -</b>	<b>\$ 657,987.00</b>	<b>100%</b>	<b>\$ -</b>	<b>\$ 65,798.70</b>

Town of Bristol  
Call 2023-2 Community Crossings Project

Bid Total						Pay App. No. 1 (July 3)		Pay App. No. 2 (Aug. 29)		Pay App. No. 3 (Sep. 24)		TOTAL TO DATE	
Bid Item	Description	Bid Quantity	Units	Unit Price	Total	Qty charged	Amount Charged	Qty charged	Amount Charged	Qty charged	Amount Charged	QTY	AMNT
101	Mob and Demob	1	LS	\$ 39,500.00	\$ 39,500.00	0.75	\$ 29,625.00		\$ -	0.25	\$ 9,875.00	1.00	\$ 39,500.00
102	Maint. of Traffic	1	LS	\$ 9,500.00	\$ 9,500.00	0.50	\$ 4,750.00	0.25	\$ 2,375.00	0.25	\$ 2,375.00	1.00	\$ 9,500.00
103	Construction Engineering	1	LS	\$ 9,500.00	\$ 9,500.00	0.50	\$ 4,750.00	0.50	\$ 4,750.00		\$ -	1.00	\$ 9,500.00
104	Clearing Right of Way	1	LS	\$ 5,000.00	\$ 5,000.00	1.00	\$ 5,000.00		\$ -		\$ -	1.00	\$ 5,000.00
105	Excavation, Common	2,210	CYS	\$ 21.50	\$ 47,515.00	2,210.00	\$ 47,515.00		\$ -		\$ -	2,210.00	\$ 47,515.00
106	Full Depth, PCCP, Remove	170	SYS	\$ 12.50	\$ 2,125.00	170.00	\$ 2,125.00		\$ -		\$ -	170.00	\$ 2,125.00
107	Curb, Concrete, Remove	12	LFT	\$ 10.00	\$ 120.00	12.00	\$ 120.00		\$ -		\$ -	12.00	\$ 120.00
108	Curb and Gutter, Remove	120	LFT	\$ 10.00	\$ 1,200.00	120.00	\$ 1,200.00		\$ -		\$ -	120.00	\$ 1,200.00
109	Sidewalk Concrete, Remove	525	SYS	\$ 10.00	\$ 5,250.00	525.00	\$ 5,250.00		\$ -		\$ -	525.00	\$ 5,250.00
110	Inlet, Remove	1	EA	\$ 475.00	\$ 475.00	1.00	\$ 475.00		\$ -		\$ -	1.00	\$ 475.00
111	Pipe, Remove	108	LFT	\$ 21.50	\$ 2,322.00	108.00	\$ 2,322.00		\$ -		\$ -	108.00	\$ 2,322.00
112	Fence and Posts, Remove	1	LS	\$ 415.00	\$ 415.00	1.00	\$ 415.00		\$ -		\$ -	1.00	\$ 415.00
113	Pipe End Section, Remove	4	EA	\$ 225.00	\$ 900.00	4.00	\$ 900.00		\$ -		\$ -	4.00	\$ 900.00
114	Subgrade Treatment, Type III	5,348	SYS	\$ 15.50	\$ 82,894.00		\$ -	5,348.00	\$ 82,894.00		\$ -	5,348.00	\$ 82,894.00
115	Erosion Control	1	LS	\$ 7,750.00	\$ 7,750.00	0.50	\$ 3,875.00	0.25	\$ 1,937.50	0.25	\$ 1,937.50	1.00	\$ 7,750.00
116	Dense Graded Subbase	50	CYS	\$ 90.00	\$ 4,500.00		\$ -	50.00	\$ 4,500.00		\$ -	50.00	\$ 4,500.00
117	Compacted Aggregate, No. 53	1,563	TON	\$ 35.50	\$ 55,486.50		\$ -	1,563.00	\$ 55,486.50		\$ -	1,563.00	\$ 55,486.50
118	Compacted Aggregate, No. 73	129	TON	\$ 70.00	\$ 9,030.00		\$ -	129.00	\$ 9,030.00		\$ -	129.00	\$ 9,030.00
119	No. 4 Crushed, Washed Stone for Trench Drain	381	TON	\$ 72.50	\$ 27,622.50	381.00	\$ 27,622.50		\$ -		\$ -	381.00	\$ 27,622.50
120	HMA, 2, 64, Surface 9.5 mm	358	TON	\$ 130.00	\$ 46,540.00		\$ -		\$ -	358.00	\$ 46,540.00	358.00	\$ 46,540.00
121	HMA, 2, 64, Intermediate 19.0 mm	830	TON	\$ 95.00	\$ 78,850.00		\$ -	830.00	\$ 78,850.00		\$ -	830.00	\$ 78,850.00
122	Joint Adhesive, Surface	1,760	LFT	\$ 0.65	\$ 1,144.00		\$ -	1,760.00	\$ 1,144.00		\$ -	1,760.00	\$ 1,144.00
123	Joint Adhesive, Intermediate	1,760	LFT	\$ 0.65	\$ 1,144.00		\$ -	1,760.00	\$ 1,144.00		\$ -	1,760.00	\$ 1,144.00
124	Liquid Asphalt Sealant	1,760	LFT	\$ 0.10	\$ 176.00		\$ -	1,760.00	\$ 176.00		\$ -	1,760.00	\$ 176.00
125	Asphalt for Tack Coat	2	TON	\$ 1.00	\$ 2.00		\$ -	2.00	\$ 2.00		\$ -	2.00	\$ 2.00
126	Fence, Chain Link	1	LS	\$ 1,200.00	\$ 1,200.00		\$ -	1.00	\$ 1,200.00		\$ -	1.00	\$ 1,200.00
127	Sidewalk, Concrete	695	SYS	\$ 85.00	\$ 59,075.00		\$ -	695.00	\$ 59,075.00		\$ -	695.00	\$ 59,075.00
128	Curb Ramp, Concrete	64	SYS	\$ 215.00	\$ 13,760.00		\$ -	64.00	\$ 13,760.00		\$ -	64.00	\$ 13,760.00
129	Curb, Concrete	70	LFT	\$ 50.50	\$ 3,535.00		\$ -	70.00	\$ 3,535.00		\$ -	70.00	\$ 3,535.00
130	Curb and Gutter, Concrete	495	LFT	\$ 34.50	\$ 17,077.50		\$ -	495.00	\$ 17,077.50		\$ -	495.00	\$ 17,077.50
131	PCCP for Approaches, 6 in.	275	SYS	\$ 140.00	\$ 38,500.00		\$ -	275.00	\$ 38,500.00		\$ -	275.00	\$ 38,500.00
132	Mobilization and Demobilization for Seeding	2	EA	\$ 500.00	\$ 1,000.00		\$ -	2.00	\$ 1,000.00		\$ -	2.00	\$ 1,000.00
133	Mulched Seeding, Type U	1,582	SYS	\$ 8.50	\$ 13,447.00		\$ -	1,582.00	\$ 13,447.00		\$ -	1,582.00	\$ 13,447.00
134	Pipe, 8 in., PVC	205	LFT	\$ 45.00	\$ 9,225.00	205.00	\$ 9,225.00		\$ -		\$ -	205.00	\$ 9,225.00
135	Pipe, 18 in., PVC, Perforated	200	LFT	\$ 65.00	\$ 13,000.00	200.00	\$ 13,000.00		\$ -		\$ -	200.00	\$ 13,000.00
136	Geotextile for Trench Drain	512	SYS	\$ 6.00	\$ 3,072.00	512.00	\$ 3,072.00		\$ -		\$ -	512.00	\$ 3,072.00
137	Casting, Manhole, Adjust to Grade	1	EA	\$ 475.00	\$ 475.00	1.00	\$ 475.00		\$ -		\$ -	1.00	\$ 475.00
138	Inlet, Type A8	2	EA	\$ 2,450.00	\$ 4,900.00	2.00	\$ 4,900.00		\$ -		\$ -	2.00	\$ 4,900.00
139	6' DIA., Dry Well, Casting Type 8	2	EA	\$ 11,850.00	\$ 23,700.00	2.00	\$ 23,700.00		\$ -		\$ -	2.00	\$ 23,700.00
140	Casting, Water Valve, Adjust to Grade	3	EA	\$ 375.00	\$ 1,125.00		\$ -	3.00	\$ 1,125.00		\$ -	3.00	\$ 1,125.00
141	Casting, Water Meter, Adjust to Grade	2	EA	\$ 375.00	\$ 750.00		\$ -	2.00	\$ 750.00		\$ -	2.00	\$ 750.00
142	Sign, Sheet, Ground Mounted, Reset	10	EA	\$ 185.00	\$ 1,850.00		\$ -	10.00	\$ 1,850.00		\$ -	10.00	\$ 1,850.00
143	Line, Paint, Solid, White, 4 in.	2,320	LFT	\$ 2.00	\$ 4,640.00		\$ -		\$ -	2,320.00	\$ 4,640.00	2,320.00	\$ 4,640.00
144	Line, Paint, Solid, Yellow, 4 in.	336	LFT	\$ 2.00	\$ 672.00		\$ -		\$ -	336.00	\$ 672.00	336.00	\$ 672.00
145	Pavement Message Marking, Paint, Lane Indication A	2	EA	\$ 225.00	\$ 450.00		\$ -		\$ -	2.00	\$ 450.00	2.00	\$ 450.00
146	Transverse Marking, Paint, Stop Line, White, 24 in	82	LFT	\$ 11.50	\$ 943.00		\$ -		\$ -	82.00	\$ 943.00	82.00	\$ 943.00
147	Transverse Marking, Paint, Crosswalk Line, White,	269	LFT	\$ 5.50	\$ 1,479.50		\$ -		\$ -	269.00	\$ 1,479.50	269.00	\$ 1,479.50
148	Pavement Message Marking, Paint, School	2	EA	\$ 850.00	\$ 1,700.00		\$ -		\$ -	2.00	\$ 1,700.00	2.00	\$ 1,700.00
201	Fire Hydrant Assembly, Relocate	1	EA	\$ 3,450.00	\$ 3,450.00	1.00	\$ 3,450.00		\$ -		\$ -	1.00	\$ 3,450.00
<b>TOTAL CONTRACT</b>					<b>\$ 657,987.00</b>		<b>\$ 193,766.50</b>		<b>\$ 393,608.50</b>		<b>\$ 70,612.00</b>		<b>\$ 657,987.00</b>

## Partial Waiver of Lien

State of Indiana, ss:

Whereas, the undersigned **Niblock Excavating Inc.** has been heretofore employed by the Town of Bristol to furnish certain material and labor for the 2023-2 Community Crossings project located in Bristol, IN.

**Now Therefore, Know Ye,** That the undersigned, contingent upon receipt of \$63,550.80 hereby waives and releases unto the said owner of said premises, any and all lien, right of lien or claim of whatsoever kind of character on the above described building and real estate, TO AND FOR SAID AMOUNT, on account of any and all labor, material, or both, furnished for or incorporated into said building as well as products from the asphalt plant which is owned by Niblock Excavating, by the undersigned, up to this date, and does further certify that the consideration moving to the undersigned for executing this **Partial Waiver of Lien** has been mutually given and accepted as a part payment to or on account of the said Contract for said building and real estate.

Signed, sealed and delivered this 24<sup>th</sup> day of September 2024.

Signed :                     **Niblock Excavating, Inc.**                    

By:                     Chad Niblock, President                    

Personally appeared before me this 24<sup>th</sup> day of September 2024, Chad Niblock, who, being duly sworn on oath, says: That he is President of **Niblock Excavating, Inc.**, and that he hereby acknowledges the execution of the foregoing instrument for and on behalf of said corporation and at its special instance and request.

State of Indiana  
County of Elkhart *Abigail Mishler*



Notary Public: Abigail Mishler, Resident of LaGrange County  
My Commission Expires: May 5, 2027