

SUBDIVISION STREETS AND DRAINAGE PERFORMANCE SURETY BOND
BOND NUMBER 800158653

COUNTY OF Clay

STATE OF FLORIDA

KNOW ALL MEN BY THESE PRESENTS, that we, D.R. Horton, Inc. - Jacksonville, a Delaware corporation, as Principal and Atlantic Specialty Insurance Company, a NY corporation, as Surety, are held and firmly bound unto the CITY OF GREEN COVE SPRINGS, a Florida municipal corporation, as Obligee, in the sum of Five Million Five Hundred Twenty One Thousand Five Hundred Forty Six and 93/100 dollars (\$5,521,546.93), for the payment of which said Principal and Surety bind themselves, their heirs, administrators, executors, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal is the Owner and Developer of The Rookery Phase 1, same as plated in the Public Records of Clay County, Florida; and said City Council has agreed that it will accept certain roadway for Maintenance, provided that the Principal and Surety deliver to the City of Green Cove Springs a Maintenance Warranty Bond, guaranteeing said improvements against faulty workmanship and materials, said bond and guarantee to be in full force and effect for three (3) years, beginning the ___ day of _ (date of Final inspection); and this Bond shall serve as said Maintenance Warranty Bond; and this Bond shall be and remain in full force and effect from its effective date for a period of three (3) years.

NOW THEREFORE, THE CONDITIONS OF THIS OBLIGATION ARE SUCH, that if the Principal shall fully guaranty, indemnify and save harmless the City of Green Cove Springs from any and all loss, costs, expenses and damages, for any repairs or replacements arising out of defective workmanship or materials in the construction or installation of said improvements, then this obligation shall be null and void; otherwise to be and remain in full force and effect.

Signed, sealed and dated this 25th day of July, 2023.

PRINCIPLE: D.R. Horton, Inc. – Jacksonville
a Delaware corporation

BY  ^{VP}


Print Name: Philip A. Fremont

Title: Vice Pres.

Date: 7/26/23

WITNESSES:

By: 
Print Name: Deborah McNamee

By: 
Print Name: Anthony Sharp

OBLIGEE: City of Green Cove Springs,
A Florida Municipal corporation

By: _____

Print Name: _____

Title: _____

SURETY: Atlantic Specialty Insurance Company

BY 

Name of Signatory: Noah William Pierce

Title: Attorney-In-Fact

Address: 605 Highway 169 North, Suite 800, Plymouth, MN 55441

Telephone: (952) 852-2431

Date: 7/25/23



LETTER OF TRANSMITTAL

To: Michael Daniels Phone: _____
 City of Green Cove Springs

From: Anthony Sharp

Date: 7/26/2023 Project Name: Rookery Phase 1

We are sending: _____ Attached Via: Hand Deliver
 _____ Plat _____ US Mail
 _____ Prints _____ Courier
 _____ Easement _____ Fedex

Copies	Date	Description
1		Bond

These are transmitted as checked below:

As requested
 For your signature
 For review and comment
 For Your Information and Files

***Please email me with comments if any**

Comments:

Copy: _____

Transmitted By: Anthony Sharp aksharp@drhorton.com

Title: Forward Planning Manager

Signed: _____



Power of Attorney

KNOW ALL MEN BY THESE PRESENTS, that ATLANTIC SPECIALTY INSURANCE COMPANY, a New York corporation with its principal office in Plymouth, Minnesota, does hereby constitute and appoint: **Noah William Pierce, Jennifer B. Gullett, Caroline K. Lamarre Berton**, each individually if there be more than one named, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof; provided that no bond or undertaking executed under this authority shall exceed in amount the sum of: **unlimited** and the execution of such bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof in pursuance of these presents, shall be as binding upon said Company as if they had been fully signed by an authorized officer of the Company and sealed with the Company seal. This Power of Attorney is made and executed by authority of the following resolutions adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the President, any Senior Vice President or Vice-President (each an "Authorized Officer") may execute for and in behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and affix the seal of the Company thereto; and that the Authorized Officer may appoint and authorize an Attorney-in-Fact to execute on behalf of the Company any and all such instruments and to affix the Company seal thereto; and that the Authorized Officer may at any time remove any such Attorney-in-Fact and revoke all power and authority given to any such Attorney-in-Fact.

Resolved: That the Attorney-in-Fact may be given full power and authority to execute for and in the name and on behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed and sealed by an Authorized Officer and, further, the Attorney-in-Fact is hereby authorized to verify any affidavit required to be attached to bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under the authority of the following Resolution adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the signature of an Authorized Officer, the signature of the Secretary or the Assistant Secretary, and the Company seal may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing an Attorney-in-Fact for purposes only of executing and sealing any bond, undertaking, recognizance or other written obligation in the nature thereof, and any such signature and seal where so used, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

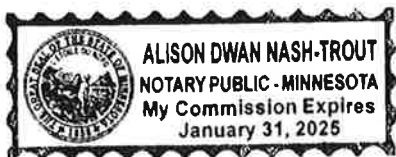
IN WITNESS WHEREOF, ATLANTIC SPECIALTY INSURANCE COMPANY has caused these presents to be signed by an Authorized Officer and the seal of the Company to be affixed this twenty-seventh day of April, 2020.



By *Paul J. Brehm*
Paul J. Brehm, Senior Vice President

STATE OF MINNESOTA
HENNEPIN COUNTY

On this twenty-seventh day of April, 2020, before me personally came Paul J. Brehm, Senior Vice President of ATLANTIC SPECIALTY 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, that he is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the seal of said Company and that the said seal and the signature as such officer was duly affixed and subscribed to the said instrument by the authority and at the direction of the Company.



Alison Nash-Trout
Notary Public

I, the undersigned, Secretary of ATLANTIC SPECIALTY INSURANCE COMPANY, a New York Corporation, do hereby certify that the foregoing power of attorney is in full force and has not been revoked, and the resolutions set forth above are now in force.

Signed and sealed. Dated 25th day of July, 2023.



Kara Barrow
Kara Barrow, Secretary

This Power of Attorney expires
January 31, 2025