

PERFORMANCE BOND

KNOW ALL BY THESE PRESENTS:

That Shiloh Enterprises, Inc., as
Principal, and Mid-Continent Casualty Company, a
corporation organized under the laws of the State of Ohio and
authorized to transact business in the State of Oklahoma, as Surety, are held and firmly bound unto the
City of Midwest City in the penal sum of **Five Million One Hundred Ninety Eight Thousand & 00/100** Dollars
(\$ 5,198,000.00) in lawful money of the United States of America, for the payment of which, well and
truly to be made, we bind ourselves and each of us, our heirs, executors, administrators, trustees,
successors, and assigns, jointly and severally, firmly by these presents.

DATED this 13th day of April, 2021.

The condition of this obligation is such that:

WHEREAS, Principal entered into a written Contract with the City of Midwest City dated March 23, 2021, for:

**W.P. BILL ATKINSON PARK IMPROVEMENTS
MIDWEST CITY**

all in compliance with the plans and specifications therefor, made a part of said Contract and on file in
the office of the City Clerk, City of Midwest City, 100 N. Midwest Boulevard, Midwest City, Oklahoma
73110.

NOW, THEREFORE, if Principal shall, in all particulars, well, truly, and faithfully perform and
abide by said Contract and each and every covenant, condition, and part thereof and shall fulfill all
obligations resting upon Principal by the terms of said Contract and said specifications; and if Principal
shall promptly pay, or cause to be paid, all labor, materials and/or repairs and all bills for labor performed
on said work, whether by subcontract or otherwise; and if Principal shall protect and save harmless the
City of Midwest City from all loss, damage, and expense to life or property suffered or sustained by any
person, firm, or corporation caused by Principal or his or its agents, servants, or employees in the
construction of said work, or by or in consequence of any negligence, carelessness or misconduct in
guarding and protecting the same, or from any act or omission of Principal or his or its agents, servants,
or employees in the construction of said work, or by or in consequence of any negligence, carelessness
or misconduct in guarding and protecting the same, or from any act or omission of Principal shall protect
and save the City of Midwest City harmless from all suits and claims of infringement or alleged
infringement or patent rights or processes, then this obligation shall be null and void, otherwise it shall
be and remain in full force and effect.

W. P. BILL ATKINSON PARK
Midwest City, Oklahoma

Bond #1021818
Olsson Project 019-2440

It is further expressly agreed and understood by the parties hereto that no changes or alterations in said Contract and no deviations from the plan or mode of procedure herein fixed shall have the effect of releasing the sureties, or any of them, from the obligations of this Bond.

IN WITNESS WHEREOF, Principal has caused these presents to be executed in its name and its corporate seal to be hereunto affixed by its duly authorized officers, and Surety has caused these presents to be executed in its name and its corporate seal to be hereunto affixed by its attorney-in-fact duly authorized so to do, the day and year first above written.

Principal:

Shiloh Enterprises, Inc.

By Steve Preston
Title President

ATTEST:

Sherry A. Boy

Surety:

Mid-Continent Casualty Company

By Wendy Hollen
Attorney-in-Fact Wendy Hollen

Approved as to form this 1st day of March, 2023.

Matthew D. Dukes II
Mayor Matthew D. Dukes II

STATUTORY BOND

KNOW ALL BY THESE PRESENTS:

That Shiloh Enterprises, Inc., as Principal, and Mid-Continent Casualty Company, a corporation organized under the laws of the State of Ohio, and authorized to transact business in the State of Oklahoma, as Surety, are held and firmly bound unto the City of Midwest City in the penal sum of **Five Million One Hundred Ninety Eight Thousand & 00/100** Dollars (\$ 5,198,000.00) in lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves and each of us, our heirs, executors, administrators, trustees, successors, and assigns, jointly and severally, firmly by these presents.

DATED this 13th day of April, 2021.

The condition of this obligation is such that:

WHEREAS, Principal entered into a written contract with the City of Midwest City dated March 23, 2021, for:

**W.P. BILL ATKINSON PARK IMPROVEMENTS
MIDWEST CITY**

all in compliance with the plans and specifications therefore, made a part of said Contract and on file in the office of the City Clerk, City of Midwest City, 100 N. Midwest Boulevard, Midwest City, Oklahoma 73110.

NOW, THEREFORE, if Principal shall fail or neglect to pay all indebtedness incurred by Principal or subcontractors of Principal who perform work in the performance of said contract for labor and materials and repairs to and parts for equipment used and consumed in the performance of said Contract within thirty (30) days after the same becomes due and payable, the person, firm or corporation entitled thereto may sue and recover on this bond the amount so due and unpaid.

It is further expressly agreed and understood by the parties to said Contract that no changes or alterations in said Contract and no deviations from the plan or mode of procedure herein fixed shall have the effect of releasing the sureties, or any of them, from the obligations of this Bond.

W. P. BILL ATKINSON PARK
Midwest City, Oklahoma

Bond #1021818
Olsson Project 019-2440

IN WITNESS WHEREOF, Principal has caused these presents to be executed in its name and its corporate seal to be hereunto affixed by its duly authorized officers, and Surety has caused these presents to be executed in its name and its corporate seal to be hereunto affixed by its attorney-in-fact duly authorized so to do, the day and year first above written.

Principal:

Shiloh Enterprises, Inc.

By

Title

Steve Preston
President

ATTEST:

Sherry A. Boye

Surety:

Mid-Continent Casualty Company

By

Wendy Hollen
Attorney-in-Fact

Wendy Hollen

Approved as to form this 12th day of March, 20213.

Matthew D. Dukes II
Mayor Matthew D. Dukes II

MID-CONTINENT CASUALTY COMPANY

1437 SOUTH BOULDER, SUITE 200 · TULSA, OKLAHOMA 74119 · 918-587-7221 · FAX 918-588-1253

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the **MID-CONTINENT CASUALTY COMPANY**, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below, each individually if more than one is named, its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof. **John L. Birsner, Susanne Cusimano, Wendy Hollen, Cody Michael McNeill, W. M. McNeill, Rocky Moore, Kyle D. Reser, John Rogers, Mike Shannon and Lisa Sherman, all of OKLAHOMA CITY, OK**

IN WITNESS WHEREOF, the **MID-CONTINENT CASUALTY COMPANY** has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 15 day of December, 2020



ATTEST:

Sharon Hackl

SHARON HACKL Assistant Secretary

MID-CONTINENT CASUALTY COMPANY

Todd Bazata

TODD BAZATA VICE PRESIDENT

On this 15 day of December, 2020 before me personally appeared TODD BAZATA, to me known, being duly sworn, deposes and says that s/he resides in Broken Arrow, Oklahoma, that s/he is a Vice President of **Mid-Continent Casualty Company**, the company described in and which executed the above instrument; that s/he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of her/his office under the By-Laws of said Company, and that s/he signed his name thereto by like authority.

STATE OF OKLAHOMA }
COUNTY OF TULSA } SS



Commission # 11008253

My Commission Expires: 09-08-23

Julie Callahan

JULIE CALLAHAN Notary Public

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of **Mid-Continent Casualty Company** by unanimous written consent dated September 25, 2009.

RESOLVED: That the President, the Executive Vice President, the several Senior Vice Presidents and Vice Presidents or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

RESOLVED FURTHER: That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship, or other written obligation in the nature thereof, such signature and seal when 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.

CERTIFICATION

I, SHARON HACKL Assistant Secretary of **Mid-Continent Casualty Company**, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of September 25, 2009 have not been revoked and are now in full force and effect.

Signed and sealed this 13th day of April, 2021



Sharon Hackl

SHARON HACKL Assistant Secretary



VOID IF BOX IS EMPTY

