KNOW ALL BY THESE DESENTS:

#### PERFORMANCE BOND

NNOW ALL BY THESE FRESENTS.	
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	y bound unto the
City of Midwest City in the penal sum of **Five Million One Hundred Ninety Eight Thousand & C	00/100** Dollars
(\$_5,198,000.00) in lawful money of the United States of America, for the payment o	f which, well and
truly to be made, we bind ourselves and each of us, our heirs, executors, administ	rators, trustees,
successors, and assigns, jointly and severally, firmly by these presents.	
DATED this day of, 2021.	
The condition of this obligation is such that:	
WHEREAS, Principal entered into a written Contract with the City of Midwest (	City dated
, 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

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 President
ATTEST: Shemy O. Soy	
	Surety:
	By Mid-Continent Casualty Company  Attorney-in-Fact Wendy Hollen
Approved as to form this day of	<u>uh</u> , 202 <b>3</b> .
	Mayor Matthew O. Dukes II

KNOW ALL BY THESE PRESENTS:

#### STATUTORY BOND

That Shiloh	Enterprises, Inc.				, as Principal,
and Mid-Conti	nent Casualty Company		, a corporation	organized under the	
of Ohio			, and authorize	ed to transact busines	ss in the State of
Oklahoma, as	Surety, are held and firm				
	One Hundred Ninety Eight				
we bind ourse	of the United States of Am lves and each of us, our h and severally, firmly by t	eirs, e	executors, adm		
DATED this _	<u>13th</u> da	y of _	April	_, 2021.	
The co	ndition of this obligation is	s sucl	h that:		
WHER March 23	EAS, Principal entered in	ito a w 2021, 1		t with the City of Midv	west City dated

## 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

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:	
Sheny a. Box	
	Surety:
	Mid-Continent Casualty Company
	By Mendy Hollen Attorney-in-Fact Wendy Hollen
	"Secure de de la companya del la companya de la com
Approved as to form this day of	arch, 20213.
	Um al met
	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 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

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, 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 te officers and its corporate seal hereunto affixed this 15 day of December 2020 appropriate officers and its corporate seal hereunto affixed this 15 day of December MID-CONTINENT CASUALTY COMPANY ATTEST: SHARON **TODD BAZATA** On this 15 day of December 2020 before me personally appeared \_ 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. 11008253 Commission # STATE OF OKLAHOMA COUNTY OF TULSA Notary Public JULIE 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 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 **Assistant Secretary** 



#### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 03/30/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

	is certificate does not confer rights to						may require	an endorsement. A state	ment	on
PRODUCER				CONTACT Myspada Donny						
Insurance Agency of Mid America Inc				NAME: Naylanda Denny PHONE (405) 691-0016 (A/C, No, Ext): (405) 691-0415						
100	09 S. Penn, Building E				E-MAIL ADDRE	mdonnuc	midamericain			
P. O	). Box 890300				ADDRE	33		RDING COVERAGE		NAIC#
Okla	ahoma City			OK 73189	INSURE	Ohi- C-	sualty Ins Co	IDING COVERAGE		24074.
INSU	RED				INSURE	Ohi- C-	curity Ins Co			24082
	Shiloh Enterprises, Inc., DBA: C	ontine	ental (	Construction Corporation	INSURE	.ко.				
	5720 Industrial Blvd.			•	INSURE					
l					INSURE					
	Edmond			OK 73034	INSURE	***************************************				·····
CO	VERAGES CFR	TIFIC	ΔTF	NUMBER: 2021	INSURE	XF:	***************************************	REVISION NUMBER:		
B	HIS IS TO CERTIFY THAT THE POLICIES OF				ISSUED	TO THE INSU	RED NAMED A		OD	
IN	IDICATED. NOTWITHSTANDING ANY REQUI	REME	NT, TE	ERM OR CONDITION OF ANY	CONTRA	ACT OR OTHER	R DOCUMENT	MITH RESPECT TO WHICH TH		
CI	ERTIFICATE MAY BE ISSUED OR MAY PERTA KCLUSIONS AND CONDITIONS OF SUCH PC	AIN, T	HE IN	SURANCE AFFORDED BY THE	E POLICI	IES DESCRIBE	D HEREIN IS S	UBJECT TO ALL THE TERMS,		
INSR LTR			S. LIIVI	I Total Transfer of the Indian	KEDUC					
LTR		INSD	WVD	POLICY NUMBER		(MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS		2 2 2 2 2
								EACH OCCURRENCE DAMAGE TO RENTED	φ	0,000
	CLAIMS-MADE OCCUR  \$5,000 PD Deductible							PREMISES (Ea occurrence)	Ψ	0,000
A	\$3,000 PD Deductible			DK057400700		04/04/0004	0.1/0.1/0.000	MED EXP (Any one person)	\$ 15,0	
^		Y	Y	BKO57168760		01/01/2021	01/01/2022	PERSONAL & ADV INJURY	<del>\$</del> ,	0,000
	GEN'LAGGREGATE LIMIT APPLIES PER:							GENERAL AGGREGATE	\$	0,000
	POLICY SECT LOC							PRODUCTS - COMP/OP AGG	Φ .	0,000
<u> </u>	OTHER:	ļ						COMPINED CINICIE LIMIT	\$	
	AUTOMOBILE LIABILITY							COMBINED SINGLE LIMIT (Ea accident)	\$ 1,00	0,000
	ANY AUTO OWNED SCHEDULED			01/01/2021		BODILY INJURY (Per person)	\$			
В	AUTOS ONLY AUTOS		BAS57168760		01/01/2021	01/01/2022	BODILY INJURY (Per accident)	\$		
	AUTOS ONLY AUTOS ONLY							PROPERTY DAMAGE (Per accident)	\$	
-									\$	
١,	UMBRELLA LIAB OCCUR							EACH OCCURRENCE	Φ	0,000
Α	EXCESS LIAB CLAIMS-MADE			USO57168760	01/0	01/01/2021	01/01/2022	AGGREGATE	\$ 3,00	0,000
ļ	DED RETENTION \$ 10,000 WORKERS COMPENSATION							l Joseph J Lottu	\$	
	AND EMPLOYERS' LIABILITY Y/N							➤ PER STATUTE OTH- ER		
В	ANY PROPRIETOR/PARTNER/EXECUTIVE Y	N/A		XWA57168760		01/01/2021	01/01/2022	E.L. EACH ACCIDENT	Ψ	0,000
	(Mandatory in NH) If yes, describe under							E.L. DISEASE - EA EMPLOYEE	Φ.	0,000
<u> </u>	DÉSCRIPTION OF OPERATIONS below				***************************************			E.L. DISEASE - POLICY LIMIT	\$ 1,00	0,000
DES	CRIPTION OF OPERATIONS / LOCATIONS / VEHICLI	ES (AC	ORD 1	01, Additional Remarks Schedule,	may be at	ttached if more sp	pace is required)	I		
RE:	W P Bill Atkinson Park Improvements									
Ası	required by written contract, certificate holde	r is in	cluded	I as additional insured (on-goi	ing & co	mpleted opera	tions) with a w	aiver of subrogation as		
res	pects General Liability.									
1										
1										
CEI	RTIFICATE HOLDER	***************************************			CANC	TI LATION	***************************************		***************************************	
	CHI WAIL HOLDER	***************************************		7	CANC	ELLATION				
City of Midwest City 100 North Midwest Blvd				SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.						
				AUTHORIZED REPRESENTATIVE						
Midwest City OK 73110				Alexander						