

**CONTRA COSTA COUNTY**  
**SUBDIVISION AGREEMENT EXTENSION**

Development Number: SD 91-07553

Developer: Alamo Land Investors, LLC & Alamo 37, LLC

Original Agreement Date: January 12, 2010

FIRST Extension New Termination Date: January 12, 2015

*John Cupozzo*

**Improvement Security**

**SURETY:** Safeco Insurance Company of America

**Bond No. (Date):** 6653214 (December 16, 2009)

**Security Type and Amount**

**Cash:** \$ 44,920.00 (1% cash, \$1,000 Min.)

**SURETY BOND:** \$ 4,447,080.00 (Performance)

\$ 2,246,000.00 (Labor & Material)

The Developer and the SURETY desire this Agreement to be extended through the above date; and Contra Costa County and said SURETY hereby agree thereto and acknowledge same.

Dated: \_\_\_\_\_

Dated: January 10, 2013

FOR CONTRA COSTA COUNTY  
Julia R. Bueren, Public Works Director

Developer's Signature(s) \_\_\_\_\_

By: \_\_\_\_\_

Printed \_\_\_\_\_

RECOMMENDED FOR APPROVAL:

By: *Spuebyn Laforgue*  
(Engineering Services Division)

*Albert D. Seeno, III*  
Developer's Signature(s)

Albert D. Seeno, III

Printed \_\_\_\_\_

4061 Port Chicago Hwy, Ste. H Concord, CA 94520

Address \_\_\_\_\_

Safeco Insurance Company of America

Surety or Financial Institution

1340 Treat Blvd., Suite 550, Walnut Creek, CA 94597

Address \_\_\_\_\_

By: *Erin Bautista*

Erin Bautista, Attorney-in-Fact

Attorney in Facts Signature

Erin Bautista, Attorney-in-Fact

Printed \_\_\_\_\_

**(NOTE: Developer's, Surety's and Financial Institution's Signatures must be Notarized.)**

**ACKNOWLEDGMENT**

State of California  
County of Contra Costa )

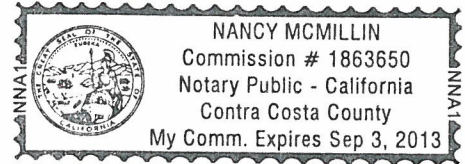
On 1/11/2013 before me, Nancy McMillin, Notary Public  
(insert name and title of the officer)

personally appeared Albert D. Seeno, III,  
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.

WITNESS my hand and official seal.

Signature  (Seal)



## ACKNOWLEDGMENT

State of California  
County of Santa Clara )

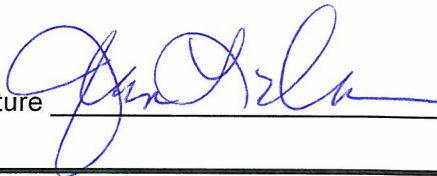
On January 10, 2013 before me, Jean L. Neu, Notary Public  
(insert name and title of the officer)

personally appeared Erin Bautista,  
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.

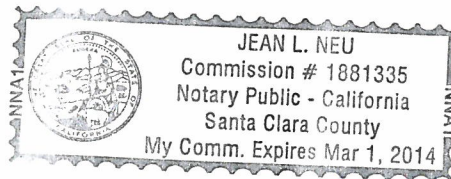
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing  
paragraph is true and correct.

WITNESS my hand and official seal.

Signature



(Seal)



**THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.**

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

5298491

Certificate No. \_\_\_\_\_

First National Insurance Company of America  
General Insurance Company of America  
Safeco Insurance Company of America

**POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That First National Insurance Company of America, General Insurance Company of America, and Safeco Insurance Company of America are corporations duly organized under the laws of the State of New Hampshire (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, **BRADLEY N. WRIGHT, JEAN L. NEU, ERIN BAUTISTA, BRYAN D. MARTIN, FRANCES M. MURPHY,** .....

all of the city of SAN FRANCISCO, state of CALIFORNIA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 6th day of April, 2012.



First National Insurance Company of America  
General Insurance Company of America  
Safeco Insurance Company of America

By: *Gregory W. Davenport*  
Gregory W. Davenport, Assistant Secretary

STATE OF WASHINGTON ss  
COUNTY OF KING

On this 6th day of April, 2012, before me personally appeared Gregory W. Davenport, who acknowledged himself to be the Assistant Secretary of First National Insurance Company of America, General Insurance Company of America, and Safeco Insurance Company of America, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Seattle, Washington, on the day and year first above written.



By: *KD Riley*  
KD Riley, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-law and Authorizations of First National Insurance Company of America, General Insurance Company of America, and Safeco Insurance Company of America, which are now in full force and effect reading as follows:

**ARTICLE IV – OFFICERS** – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

**Certificate of Designation** – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Gregory W. Davenport, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

**Authorization** – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, David M. Carey, the undersigned, Assistant Secretary, of First National Insurance Company of America, General Insurance Company of America, and Safeco Insurance Company of America do hereby certify that the original power of attorney of which the foregoing is a full above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 10th day of January, 2013.



By: *David M. Carey*  
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.