

CONTRA COSTA COUNTY  
SUBDIVISION AGREEMENT EXTENSION

Development Number: SD03-08744  
Developer: Discovery Builders, Inc.  
Original Agreement Date: August 14, 2007  
Sixth Extension New Termination Date: August 14, 2019

Improvement Security

SURETY : Safeco Insurance Company of America  
BOND No. 6503332 Date: July 24, 2007  
Security Type Security Amount  
Cash: \$ 5,100.00 (1% cash, \$1,000 Min.)  
SURETY BOND: \$ 505,800.00 (Performance)  
\$ 255,400.00 (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: \_\_\_\_\_

FOR CONTRA COSTA COUNTY  
Brian M. Balbas, Public Works Director

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

RECOMMENDED FOR APPROVAL:


By: \_\_\_\_\_  
(Engineering Services Division)

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

FORM APPROVED: Victor J. Westman, County Counsel

After Approval Return to Clerk of the Board

Dated: September 19, 2018  
Discovery Builders, Inc.

By:   
Developer's Signature(s)

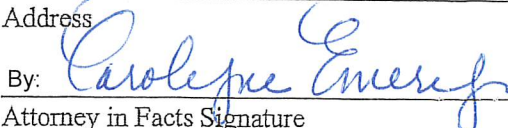
Albert D. Seeno, III  
Printed

Developer's Signature(s)

Printed 4061 Port Chicago Highway, Suite H  
Concord, CA 94520

Address  
Safeco Insurance Company of America

Surety or Financial Institution  
175 Berkeley Street,  
Boston, MA 02116

Address  
By:   
Attorney in Facts Signature

Carolyn Emery, Attorney-in-Fact  
Printed

*Palma 10*

## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Contra Costa )

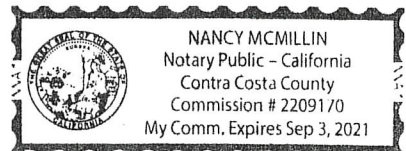
On September 20th, 2018 before me, Nancy McMillin, Notary Public  
(insert name and title of the officer)

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

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of San Francisco )

On September 19, 2018 before me, S. Nicole Evans, Notary Public  
(insert name and title of the officer)

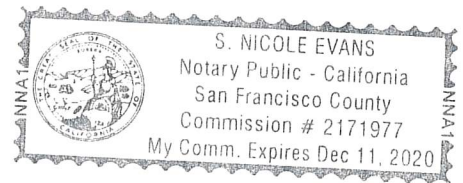
personally appeared Carolyn Emery-----  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~  
subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in  
~~his/her/their~~ authorized capacity(ies), and that by ~~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.

Certificate No. 7279486

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; Carolynne Emery; Frances M. Murphy

all of the city of San Francisco, state of CA 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 2nd day of March, 2016.



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

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

STATE OF PENNSYLVANIA ss  
COUNTY OF MONTGOMERY

On this 2nd day of March, 2016, before me personally appeared David M. Carey, 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 Plymouth Meeting, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Teresa Pastella, Notary Public  
Plymouth Twp., Montgomery County  
My Commission Expires March 28, 2017  
Member, Pennsylvania Association of Notaries

By: Teresa Pastella  
Teresa Pastella, 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 David M. Carey, 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, Gregory W. Davenport, 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, true and correct copy of the Power of Attorney executed by said Companies, 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 19th day of SEPTEMBER, 2018.



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

Not valid for mortgage, note, loan, letter of credit, 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.


**ACTION OF THE  
BOARD OF DIRECTORS OF  
DISCOVERY BUILDERS, INC.,**  
a California corporation

The undersigned, being the Chairman of the Board of Directors of **DISCOVERY BUILDERS, INC.**, a California corporation ("**Corporation**"), does hereby consent to the adoption of the following resolutions, without a meeting of the Board of Directors, pursuant to the Bylaws of the Corporation:

RESOLVED, that effective immediately, ALBERT D. SEENO, III, as Chief Executive Officer and Chairman of the Board, and LOUIS PARSONS, as President, of the Corporation, either alone or in combination with one another, are authorized to sign any and all documents and instruments on behalf of the Corporation associated with the Corporation's development and sale of all or any portion of that certain real property located in the City of Martinez, Contra Costa County, State of California, that is commonly referred to as the Palms 10 subdivision (the "**Property**").

RESOLVED FURTHER, that any and all documents and instruments executed by ALBERT D. SEENO, III and/or LOUIS PARSONS on behalf of the Corporation associated with the Property shall be legally binding acts and obligations of the Corporation.

IN WITNESS WHEREOF, the undersigned has executed this Action of the Board of Directors effective as of October 1, 2018, at Concord, California.

  
ALBERT D. SEENO, III  
Chairman of the Board and  
Chief Executive Officer

  
JEANNE C. PAVAO  
Secretary



