

CONTRA COSTA COUNTY
SUBDIVISION AGREEMENT EXTENSION

Development Number: Subdivision SD89-07267
Developer: Morgan Capital Investments Properties
Original Agreement Date: April 20, 1999
New Termination Date: April 20, 2023

IMPROVEMENT SECURITY

Surety: International Fidelity Insurance Company
Bond Number: CAIFSU 0318779 **Date:** March 6, 2003
Security Type **Security Amount**
Cash: \$ 5,800.00 (1% cash, \$1,000 Min.)
Surety Bond: \$ 115,000.00 (Performance)
 \$ 292,450.00 (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: March 14, 2022

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

Developer's Signature(s)
Susan Y. Cook, President
Printed

By: _____

[Signature]
Developer's Signature(s)
Alison C. Crossland, Secretary
Printed

RECOMMENDED FOR APPROVAL:

1-C Gate Fire Rd, San Jose CA 94965
Printed
Address

By: _____
(Engineering Services Division)

Surety or Financial Institution
International Fidelity Insurance Company
Address
2999 Oak Rd. Suite 820 Walnut Creek, CA 94597
Attorney in Facts Signature
Myrna Smith
Printed Myrna Smith

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

**POWER OF ATTORNEY
HARCO NATIONAL INSURANCE COMPANY
INTERNATIONAL FIDELITY INSURANCE COMPANY**

Bond # CAIFSU 0318779

Member companies of IAT Insurance Group, Headquartered: 702 Oberlin Road, Raleigh, North Carolina 27605

KNOW ALL MEN BY THESE PRESENTS: That **HARCO NATIONAL INSURANCE COMPANY**, a corporation organized and existing under the laws of the State of Illinois, and **INTERNATIONAL FIDELITY INSURANCE COMPANY**, a corporation organized and existing under the laws of the State of New Jersey, and having their principal offices located respectively in the cities of Rolling Meadows, Illinois and Newark, New Jersey, do hereby constitute and appoint

MYRNA SMITH

Pismo Beach, CA

their true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said **HARCO NATIONAL INSURANCE COMPANY** and **INTERNATIONAL FIDELITY INSURANCE COMPANY**, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of the By-Laws of **HARCO NATIONAL INSURANCE COMPANY** and **INTERNATIONAL FIDELITY INSURANCE COMPANY** and is granted under and by authority of the following resolution adopted by the Board of Directors of **INTERNATIONAL FIDELITY INSURANCE COMPANY** at a meeting duly held on the 13th day of December, 2018 and by the Board of Directors of **HARCO NATIONAL INSURANCE COMPANY** at a meeting held on the 13th day of December, 2018.

"RESOLVED, that (1) the Chief Executive Officer, President, Executive Vice President, Senior Vice President, Vice President, or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation; and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

IN WITNESS WHEREOF, **HARCO NATIONAL INSURANCE COMPANY** and **INTERNATIONAL FIDELITY INSURANCE COMPANY** have each executed and attested these presents on this 31st day of December, 2018



STATE OF NEW JERSEY
County of Essex

Kenneth Chapman

Executive Vice President, Harco National Insurance Company
and International Fidelity Insurance Company

STATE OF ILLINOIS
County of Cook



On this 31st day of December, 2018, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of **HARCO NATIONAL INSURANCE COMPANY** and **INTERNATIONAL FIDELITY INSURANCE COMPANY**; that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.



IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.

Shirelle A. Outley a Notary Public of New Jersey
My Commission Expires April 4, 2023

CERTIFICATION

I, the undersigned officer of **HARCO NATIONAL INSURANCE COMPANY** and **INTERNATIONAL FIDELITY INSURANCE COMPANY** do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home office of said companies, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand on this day, March 23, 2022

Irene Martins, Assistant Secretary

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

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 Luis Obispo)

On March 7, 2022 before me, Christina Doherty, Notary Public
Date Here Insert Name and Title of the Officer

personally appeared Myrna Smith
Name(s) of Signer(s)

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 Christina Doherty
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____
Document Date: _____ Number of Pages: _____
Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
 Corporate Officer -- Title(s): _____
 Partner -- Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____

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 Partner -- Limited General
 Individual Attorney in Fact
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 Other: _____
Signer Is Representing: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

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 Marin

On March 14, 2022 before me, Rebecca Marie Smith, Notary Public
Date Here Insert Name and Title of the Officer

personally appeared Susan Y. Cook and Alison C. Crossland
Name(s) of Signer(s)

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 Rebecca Marie Smith
Signature of Notary Public

Place Notary Seal and/or Stamp Above

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Subdivision agreement Extension

Document Date: 3/14/22 Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

Corporate Officer – Title(s): _____

Partner – Limited General

Individual Attorney in Fact

Trustee Guardian of Conservator

Other: _____

Signer is Representing: _____

Signer's Name: _____

Corporate Officer – Title(s): _____

Partner – Limited General

Individual Attorney in Fact

Trustee Guardian of Conservator

Other: _____

Signer is Representing: _____

**UNANIMOUS ACTIONS BY WRITTEN CONSENT
OF BOARD OF DIRECTORS OF MORGAN
CAPITAL INVESTMENT PROPERTIES**

The undersigned, being all of the members of the Board of Directors of MORGAN CAPITAL INVESTMENT PROPERTIES, a California corporation (the "Corporation"), hereby take the following actions by unanimous written consent in writing in lieu of holding a meeting of the Board of Directors in accordance with the Bylaws of the Corporation and Section 307(b) of the California Corporations Code:

ELECTION OF OFFICERS

RESOLVED, that the following persons are elected to the following offices for the ensuing year effective August 1, 2020, or until their successors are elected:

<u>Name</u>	<u>Office</u>
Susan Y. Cook	President
Allison C. Crossland	Executive Vice President
Allison C. Crossland	Secretary
Susan Y. Cook	Chief Financial Officer
Missy Ho	Controller
Susan Y. Cook	Corporate Broker
Allison C. Crossland	Corporate Broker

RESOLVED FURTHER, that for purposes of giving any reports or executing any documents requiring the signature of the "treasurer," the chief financial officer is also deemed to be the treasurer of this corporation.

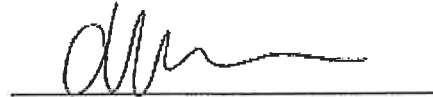
GENERAL

RESOLVED FURTHER, that each of the officers of the Corporation be and each hereby is authorized and directed to execute all documents and to take any other actions necessary or advisable to carry out the purposes of these resolutions.

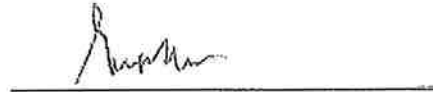
DATED: August 6, 2020



Susan Y. Cook, Director



Alison C. Crossland, Director



Lewis E. Cook Jr., Director