

**REQUEST FOR AGENDA PLACEMENT FORM**

**Submission Deadline - Tuesday, 12:00 PM before Court Dates**

SUBMITTED BY: Troy Fuller

TODAY'S DATE: 07/12/2021

DEPARTMENT: Constable 4

SIGNATURE OF DEPARTMENT HEAD: 

REQUESTED AGENDA DATE: 07/26/2021

**SPECIFIC AGENDA WORDING:**

Requesting Commissioners Court approval of bond on David J. Vesely Sr. as a Reserve Deputy Constable for Precinct 4.

COMMISSIONERS COURT

JUL 26 2021

**Approved**

**PERSON(S) TO PRESENT ITEM:**

Troy Fuller

**SUPPORT MATERIAL:** (Must enclose supporting documentation)

**TIME: 5 Minutes**

(Anticipated number of minutes needed to discuss item)

**ACTION ITEM:**

**WORKSHOP:**

**CONSENT:**

**EXECUTIVE:**

**STAFF NOTICE:**

**COUNTY ATTORNEY:**

**AUDITOR:**

**PERSONNEL:**

**BUDGET COORDINATOR:**

**IT DEPARTMENT:**

**PURCHASING DEPARTMENT:**

**PUBLIC WORKS:**

**OTHER:**

**This Section to be completed by County Judge's Office**

ASSIGNED AGENDA DATE: \_\_\_\_\_

REQUEST RECEIVED BY COUNTY JUDGE'S OFFICE:

07/12/2021

**COURT MEMBER APPROVAL:** \_\_\_\_\_

**DATE:** \_\_\_\_\_

Texas



# Western Surety Company

## OFFICIAL BOND AND OATH

THE STATE OF TEXAS }  
County of Johnson } ss

KNOW ALL PERSONS BY THESE PRESENTS:

BOND No. 65559612

That we, David John Vesley, Sr., as Principal, and WESTERN SURETY COMPANY, a corporation duly licensed to do business in the State of Texas, as Surety, are held and bound unto Johnson County Constables Office Precinct Four, his successors in office, in the sum of 2 Two Thousand and 00/100 DOLLARS (\$2,000.00), for the payment of which we hereby bind ourselves and our heirs, executors and administrators, jointly and severally, by these presents.

Dated this 9th day of July, 2021.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden Principal was on the 26th day of July, 2021, duly Appointed (Elected—Appointed) to the office of Reserve Deputy Constable in and for Johnson County, State of Texas, for a term of 1 year commencing on the 9th day of July, 2021.

NOW THEREFORE, if the said Principal shall well and faithfully perform and discharge all the duties required of him by law as the aforesaid officer, and shall <sup>4</sup> faithfully perform the duties imposed by law.

then this obligation to be void, otherwise to remain in full force and effect.

PROVIDED, HOWEVER, that regardless of the number of years this bond may remain in force and the number of claims which may be made against this bond, the liability of the Surety shall not be cumulative and the aggregate liability of the Surety for any and all claims, suits, or actions under this bond shall not exceed the amount stated above. Any revision of the bond amount shall not be cumulative.

PROVIDED, FURTHER, that this bond may be cancelled by the Surety by sending written notice to the party to whom this bond is payable stating that, not less than thirty (30) days thereafter, the Surety's liability hereunder shall terminate as to subsequent acts of the Principal.

Filed For Record 2:58 PM

JUL 26 2021

Becky Ivey  
County Clerk, Johnson County Texas

Erika Campbell DEPUTY

[Signature]  
Principal  
WESTERN SURETY COMPANY  
By Paul T. Dufflat  
Paul T. Dufflat, Vice President

ACKNOWLEDGMENT OF PRINCIPAL

THE STATE OF TEXAS

County of Johnson } ss

Before me, Brenda Tucker on this day, personally appeared DAVID J. Vesely Sr., known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office at CLEBURNE, Texas, this 9th day of JULY, 2021.

SEAL



Brenda Tucker  
JOHNSON County, Texas

OATH OF OFFICE  
(COUNTY COMMISSIONERS and COUNTY JUDGE)

I, \_\_\_\_\_, do solemnly swear (or affirm) that I will faithfully execute the duties of the office of \_\_\_\_\_, of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State; and I furthermore solemnly swear (or affirm) that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward for the giving or withholding a vote at the election at which I was elected; and I furthermore solemnly swear (or affirm) that I will not be, directly or indirectly, interested in any contract with or claim against the County, except such contracts or claims as are expressly authorized by law and except such warrants as may issue to me as fees of office. So help me God.

Signed \_\_\_\_\_

Sworn to and subscribed before me at \_\_\_\_\_, Texas, this \_\_\_\_\_ day of \_\_\_\_\_,

SEAL

\_\_\_\_\_ County, Texas

OATH OF OFFICE  
(General)

I, DAVID J. Vesely Sr. do solemnly swear (or affirm) that I will faithfully execute the duties of the office of Constable Dist 4, of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State; and I furthermore solemnly swear (or affirm) that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward for the giving or withholding a vote at the election at which I was elected. So help me God.

Signed [Signature]

Sworn to and subscribed before me at Johnson County, Texas, this 9th day of July, 2021.

SEAL

[Signature]  
Johnson County, Texas

THE STATE OF TEXAS }  
County of Johnson } ss

The foregoing bond of David J. Vesley Sr as reserve deputy constable and for Johnson County and State of Texas, this day approved in open Commissioner's Court.

ATTEST: Date July 26, 2021  
Becky Ivey Clerk [Signature] County Judge  
County Court Johnson County Johnson County, Texas



THE STATE OF TEXAS }  
County of JOHNSON } ss

I, BECKY IVEY, County Clerk, in and for said County, do hereby certify that the foregoing Bond dated the 9TH day of JULY, 2021, with its certificates of authentication, was filed for record in my office the 26TH day of JULY, 2021, at 2:58 o'clock P M., and duly recorded the 26TH day of JULY, 2021, at 2:58 o'clock P M., in the Records of Official Bonds of said County in Volume 15, on page 019.

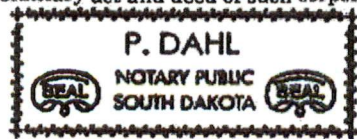
WITNESS my hand and the seal of the County Court of said County at office in CLERMONT, Texas, the day and year last above written.

By Erika Campbell Deputy County Court JOHNSON County Clerk Becky Ivey

ACKNOWLEDGMENT OF SURETY  
(Corporate Officer)

STATE OF SOUTH DAKOTA }  
County of Minnehaha } ss

Before me, a Notary Public, in and for said County and State on this 9th day of July, 2021, personally appeared Paul T. Bruflat to me known to be the identical person who subscribed the name of WESTERN SURETY COMPANY, Surety, to the foregoing instrument as the aforesaid officer and acknowledged to me that he executed the same as his free and voluntary act and deed, and as the free and voluntary act and deed of such corporation for the uses and purposes therein set forth.



P. Dahl  
Notary Public

My Commission Expires June 18, 2025

# Western Surety Company

## POWER OF ATTORNEY

### KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

Paul T. Bruflat of Sioux Falls,  
State of South Dakota, its regularly elected Vice President,  
as Attorney-in-Fact, with full power and authority hereby conferred upon him to sign, execute, acknowledge and deliver for and on its behalf as Surety and as its act and deed, the following bond:

One Reserve Deputy Constable County of Johnson

bond with bond number 65559612

for David John Vesley, Sr.

as Principal in the penalty amount not to exceed: \$ 2,000.00.

Western Surety Company further certifies that the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company duly adopted and now in force, to-wit:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

In Witness Whereof, the said WESTERN SURETY COMPANY has caused these presents to be executed by its Vice President with the corporate seal affixed this 9th day of July, 2021.

ATTEST

P. Leitheiser, Assistant Secretary

WESTERN SURETY COMPANY

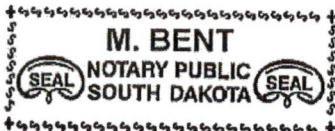
Paul T. Bruflat, Vice President



STATE OF SOUTH DAKOTA }  
COUNTY OF MINNEHAHA } ss

On this 9th day of July, 2021, before me, a Notary Public, personally appeared Paul T. Bruflat and P. Leitheiser

who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Vice President and Assistant Secretary, respectively, of the said WESTERN SURETY COMPANY, and acknowledged said instrument to be the voluntary act and deed of said Corporation.

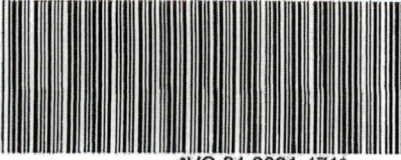


My Commission Expires March 2, 2026

Notary Public

To validate bond authenticity, go to [www.cnasurety.com](http://www.cnasurety.com) > Owner/Obligee Services > Validate Bond Coverage.





\*VG-24-2021-471\*

Johnson County  
Becky Ivey  
Johnson County Clerk

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**Instrument Number: 471**

Bonds, Oaths, Deputations

Recorded On: July 26, 2021 03:12 PM

Number of Pages: 5

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**" Examined and Charged as Follows: "**

Total Recording: \$0.00

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\*\*\*\*\* THIS PAGE IS PART OF THE INSTRUMENT \*\*\*\*\*