

AGENDA PLACEMENT FORM

(Submission Deadline – Monday, 5:00 PM before Regular Court Meetings)

Date: _____

Meeting Date: 11/27/2023

Submitted By: CJO

Department: CJO

Signature of Elected Official/Department Head:

Court Decision: <small>This section to be completed by County Judge's Office</small>
COMMISSIONERS COURT
NOV 27 2023
Approved

Description:

Consideration of Volunteer In Park (VIP) Bond for Janette Kurtz, Hamm Creek Park

(May attach additional sheets if necessary)

Person to Present: _____

(Presenter must be present for the item unless the item is on the Consent Agenda)

Supporting Documentation: (check one) PUBLIC CONFIDENTIAL
(PUBLIC documentation may be made available to the public prior to the Meeting)

Estimated Length of Presentation: _____ minutes

Session Requested: (check one)
 Action Item Consent Workshop Executive Other _____

Check All Departments That Have Been Notified:
 County Attorney IT Purchasing Auditor
 Personnel Public Works Facilities Management

Other Department/Official (list) _____

**Please List All External Persons Who Need a Copy of Signed Documents
In Your Submission Email**



Executed in Duplicate

Western Surety Company

VOLUNTEER IN PARKS (VIP) BOND

KNOW ALL PERSONS BY THESE PRESENTS:

Bond No. 66342702

That we, Janette Kurtz,
 as Principal, and WESTERN SURETY COMPANY, as Surety, are held and firmly bound unto
U.S. Army Corps of Engineers,
Hamm Creek Park, as Obligee, in the sum of not to exceed
Five Thousand and 00/100 DOLLARS (\$ 5,000.00),
 for the payment of which well and truly to be made, we bind ourselves and our legal representatives, firmly
 by these presents.

THE CONDITION of the above obligation is such that WHEREAS the Principal is performing services
 for the Obligee by selling permits and collecting fees pursuant to 33 U.S.C. § 569(c) and, in accordance with
 subsection (2) of that statute, is required to give bond.

NOW, THEREFORE, if the Principal shall perform such services without committing any fraudulent or
 dishonest act or acts resulting in the loss of fees collected by the Principal for the Obligee within the scope of
 such services, then this obligation to be void; otherwise to remain in full force and effect. For purposes of
 this bond, a "fraudulent or dishonest act" of the Principal shall mean an act which is punishable under the
 criminal code in the jurisdiction within which the act occurred, for which the Principal is tried and convicted
 by a court of proper jurisdiction.

THIS BOND shall be effective on August 1st, 2023, and shall terminate on
August 1st, 2024. This bond may be cancelled by the Surety by giving thirty (30)
 days notice in writing to the Obligee, and the Surety shall be relieved of any further liability under this bond
 thirty (30) days after such notice is sent by First Class U.S. Mail. Regardless of the number of years this
 bond shall continue in force, the number of claims made against this bond, and the number of premiums
 which shall be payable or paid, the Surety's total limit of liability shall not be cumulative from year to year
 or period to period, and in no event shall the Surety's total liability for all claims exceed the amount set forth
 above. Any revision of the bond amount shall not be cumulative.

Dated this 4th day of May, 2023.

Janette Kurtz, Principal
 By _____

By Caita KRB
 Appointed Agent of Surety

WESTERN SURETY COMPANY, Surety
 By Garry Kasten, Vice President

Filed For Record 3:21 PM

NOV 27 2023

County Clerk, Johnson County Texas

BY [Signature] DEPUTY

Filed For Record 3:21 PM

ACKNOWLEDGMENT OF SURETY
(Corporate Officer)

NOV 27 2023

STATE OF SOUTH DAKOTA }
County of Minnehaha } ss

April Long
County Clerk, Johnson County Texas
BY April Long DEPUTY

On this 4th day of May, 2023, before me, a Notary Public, personally

appeared Larry Kasten, to me known to be the person who executed the foregoing instrument in behalf of WESTERN SURETY COMPANY, and acknowledged that he executed the same as a voluntary act and deed of said corporation.



S. Green
Notary Public

My Commission Expires February 12, 2027

Western Surety Company

NOV 27 2023

POWER OF ATTORNEY

April Long
County Clerk, Johnson County Texas

BY April Long DEPUTY

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

Larry Kasten 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 Volunteers in Parks

bond with bond number 66342702

for Janette Kurtz

as Principal in the penalty amount not to exceed: \$5,000.00

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:

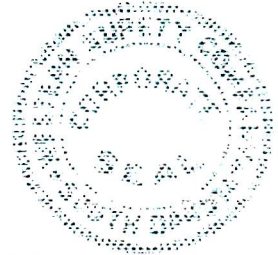
Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors 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 4th day of May, 2023.

ATTEST

L. Bauder
L. Bauder, Assistant Secretary

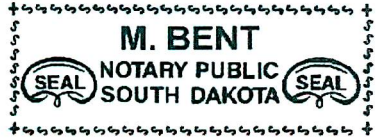
WESTERN SURETY COMPANY
By Larry Kasten
Larry Kasten, Vice President



STATE OF SOUTH DAKOTA }
COUNTY OF MINNEHAHA } ss

On this 4th day of May, 2023, before me, a Notary Public, personally appeared Larry Kasten and L. Bauder

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.



M. Bent
Notary Public

To validate bond authenticity, go to www.cnasurety.com > Owner/Obligee Services > Validate Bond Coverage.

