

Nebraska



Effective Date: September 11, 2003

# Western Surety Company

## OFFICIAL BOND AND OATH

RECEIVED  
MAY 2004  
Debra L. Hunkeler  
COUNTY CLERK  
SARPY COUNTY NEBRASKA

KNOW ALL PERSONS BY THESE PRESENTS:

Bond No. 53121850

That we, Amy C. Schmid

as Principal, and WESTERN SURETY COMPANY, a corporation duly licensed to do business in the State of Nebraska, as Surety, are held and firmly bound, jointly and severally, unto the Sanitary & Improvement District #213, Sarpy County, and State of Nebraska, in the penal sum of

Twenty Thousand and 00/100 DOLLARS (\$ 20,000.00).

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden Principal has been  appointed  elected Clerk in and for Sanitary & Improvement District #213, Sarpy County, State of Nebraska.

Now, if the said Principal shall faithfully discharge all the duties of his said office as required by law, then this bond to be void, otherwise to remain in full force and effect until the 11th day of September, 2005.

When the stated term of this bond shall be reduced to a shorter term by reason of the death, resignation or removal from office of the Principal for a cause not imposing liability on this bond, the Surety shall refund to the Obligor the unearned portion of the premium so paid for the term of this bond, subject to a reasonable minimum premium charge.

Dated this 24th day of February, 2004.

*Amy C. Schmid*  
Principal

Countersigned

WESTERN SURETY COMPANY

By Not Needed  
Nebraska Resident Agent

By *Paul T. Bruflat*  
Paul T. Bruflat, Senior Vice President

PRINCIPAL'S OATH OF OFFICE

STATE OF NEBRASKA }  
County of Sarpy } ss

I, Amy C. Schmid, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Nebraska, against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or for purpose of evasion; and that I will faithfully and impartially perform the duties of the office of Clerk of SID 213, of Sarpy County, Nebraska according to law, and to the best of my ability. And I do further swear that I do not advocate, nor am I a member of any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence; and that during such time as I am in this position I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence. So help me God.

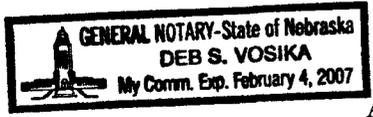
Amy C. Schmid  
Principal

Subscribed and sworn to by the above named Amy C. Schmid

before me this 2nd day of March, 2004.

Deb S. Vosika  
Clerk

WITNESS my hand and Official Seal



Deputy

ACKNOWLEDGMENT OF SURETY  
(Corporate Officer)

STATE OF SOUTH DAKOTA }  
County of Minnehaha } ss

On this 20th day of December, 2001, before me, the undersigned officer,

personally appeared Stephen T. Pate, known to me to be the aforesaid officer of WESTERN SURETY COMPANY, who acknowledges the within instrument to be the voluntary act and deed of said corporation.



D. Krell  
Notary Public

My Commission Expires November 30, 2006

#213



# Western Surety Company

RECEIVED  
MAR 2 2004

## CONTINUATION CERTIFICATE

Western Surety Company hereby continues in force Bond No. 53121851

briefly described as Chairperson Sanitary & Improvement District #213, Sarpy County

for Jeffrey R. Schmid

\_\_\_\_\_ , as Principal,

in the sum of \$ Five Thousand and 00/100 Dollars, for the term beginning

September 11 , 2003 , and ending September 11 , 2005 , subject to all

the covenants and conditions of the original bond referred to above.

This continuation is issued upon the express condition that the liability of Western Surety Company under said Bond and this and all continuations thereof shall not be cumulative and shall in no event exceed the total sum above written.

Dated this 24th day of February , 2004 .

WESTERN SURETY COMPANY

By Paul T. Bruflat  
Paul T. Bruflat, Senior Vice President



**THIS "Continuation Certificate" MUST BE FILED WITH THE ABOVE BOND.**





# 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 Senior 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, all of the following classes of documents to-wit:

Indemnity, Surety and Undertakings that may be desired by contract, or may be given in any action or proceeding in any court of law or equity, policies indemnifying employers against loss or damage caused by the misconduct of their employees; official, bail, and surety and fidelity bonds; indemnity in all cases where indemnity may be lawfully given; and with full power and authority to execute consents and waivers to modify or change or extend any bond or document executed for this Company, and to compromise and settle any and all claims or demands made or existing against said Company.

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  
Senior Vice President with the corporate seal affixed this 24th day of February, 2004.

ATTEST

L. Nelson

Assistant Secretary

WESTERN SURETY COMPANY

By

Paul T. Bruflat

Paul T. Bruflat, Senior Vice President

STATE OF SOUTH DAKOTA }  
COUNTY OF MINNEHAHA } ss

On this 24th day of February, 2004, before me, a Notary Public, personally appeared  
Paul T. Bruflat and L. Nelson

who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Senior 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 November 30, 2006

D. Krell

Notary Public



#213



STINSON  
MORRISON  
HECKER LLP

Timothy W. Creek  
(402) 930-1743  
tcreek@stinsonmoheck.com  
www.stinsonmoheck.com



1299 Farnam Street  
Omaha, NE 68102

August 20, 2003

Tel (402) 342-1700  
Fax (402) 930-1701

Sarpy County Clerk  
Sarpy County Courthouse  
1210 Golden Gate Drive, #1118  
Papillion, Nebraska 68046

Re: SID No. 213 of Sarpy County, Nebraska

Dear Clerk:

Enclosed please find the original Official Bond and Oath (the "Bond") of Amy C. Schmid, Clerk of Sanitary and Improvement District No. 213 of Sarpy County, Nebraska. The Bond is effective September 11, 2001, and will expire on September 11, 2003.

I have also enclosed an additional copy of this letter and request that you acknowledge your receipt of the enclosed Bond by signing the acknowledgment set forth below and returning the executed copy to my attention in the enclosed self-addressed, stamped envelope.

If you have any questions or require anything further, please contact me.

Sincerely,

STINSON MORRISON HECKER LLP

Timothy W. Creek  
Paralegal

Enclosures

cc: Steven D. Johnson (w/o encl)

KANSAS CITY  
LEAWOOD  
OMAHA  
OVERLAND PARK  
PHOENIX  
ST. LOUIS  
WASHINGTON, D.C.  
WICHITA

**ACKNOWLEDGMENT OF RECEIPT**

The undersigned does hereby acknowledge receipt of the original Bond described herein on this \_\_\_ day of \_\_\_\_\_, 2003.

\_\_\_\_\_  
Sarpy County Clerk

Nebraska

Duplicate



Effective Date: September 11, 2001

# Western Surety Company

## OFFICIAL BOND AND OATH

KNOW ALL PERSONS BY THESE PRESENTS:

Bond No. 53121850

That we, Amy C. Schmid

as Principal, and WESTERN SURETY COMPANY, a corporation duly licensed to do business in the State of Nebraska, as Surety, are held and firmly bound, jointly and severally, unto the Principal of Sanitary & Improvement District #213, Sarpy County, and State of Nebraska, in the penal sum of

Twenty Thousand and 00/100 DOLLARS (\$ 20,000.00).

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden

Principal has been  appointed  elected Clerk

Principal of Sanitary & Improvement District #213, Sarpy in and for County, State of Nebraska.

Now, if the said Principal shall faithfully discharge all the duties of his said office as required by law, then this bond to be void, otherwise to remain in full force and effect until the 11th day of September, 2003.

When the stated term of this bond shall be reduced to a shorter term by reason of the death, resignation or removal from office of the Principal for a cause not imposing liability on this bond, the Surety shall refund to the Oblige, the unearned portion of the premium so paid for the term of this bond, subject to a reasonable minimum premium charge.

Dated this 27th day of August, 2001.

*Amy C. Schmid*  
Principal

Countersigned

WESTERN SURETY COMPANY

By Not Needed  
Nebraska Resident Agent

*Paul T. Bruflat*  
Paul T. Bruflat, Senior Vice President

PRINCIPAL'S OATH OF OFFICE

STATE OF NEBRASKA

County of Sarpy } ss

I, Amy C. Schmid, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Nebraska, against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or for purpose of evasion; and that I will faithfully and

impartially perform the duties of the office of Clerk according to law, and to the best of my ability. And I do further swear that I do not advocate, nor am I a member of any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence; and that during such time as I am in this position I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence. So help me God.

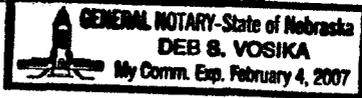
Amy C. Schmid Principal  
Amy C. Schmid

Subscribed and sworn to by the above named

before me this 18<sup>th</sup> day of August, 2003

Deb S. Vosika Clerk

WITNESS my hand and Official Seal



Deputy

ACKNOWLEDGMENT OF SURETY  
(Corporate Officer)

STATE OF SOUTH DAKOTA

County of Minnehaha } ss

On this 20th day of December, 2001, before me, the undersigned officer,

personally appeared Stephen T. Pate, known to me to be the aforesaid officer of WESTERN SURETY COMPANY, who acknowledges the within instrument to be the voluntary act and deed of said corporation.



D. Krell Notary Public

My Commission Expires November 30, 2006

Nebraska



#213

# Western Surety Company

## OFFICIAL BOND

KNOW ALL MEN BY THESE PRESENTS:

BOND No. **OFF-53121851**

That we, JEFFREY R. SCHMID, as Principal, and WESTERN SURETY COMPANY, a corporation duly licensed to do business in the State of Nebraska, as Surety, are held and firmly bound, jointly and severally, unto the SANITARY & IMPROVEMENT DISTRICT #213, SARPY COUNTY, State of Nebraska, in the penal sum of FIVE THOUSAND -----DOLLARS (\$ 5,000.00 ).  
 (NOT VALID IF FILLED IN FOR MORE THAN \$50,000.00)

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden Principal has been elected or appointed CHAIRPERSON in and for \_\_\_\_\_, State of Nebraska.

Now, if the said Principal shall faithfully discharge all the duties of his said office as required by law, then this bond to be void, otherwise to remain in full force and effect until the 11 day of SEPTEMBER, 2001.

When the stated term of this bond shall be reduced to a shorter term by reason of the death, resignation or removal from office of the Principal for a cause not imposing liability on this bond, the Surety shall refund to the obligee the unearned portion of the premium so paid for the term of this bond, subject to a reasonable minimum premium charge.

Dated this 25 day of JANUARY, 2000.



Countersigned by Mary W. Emery  
 MARY W. EMERY Nebraska Resident Agent

Jeffrey R. Schmid Principal  
 WESTERN SURETY COMPANY  
Joe Kirby President

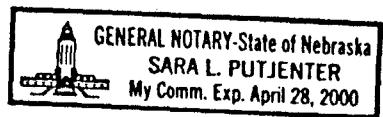
### PRINCIPAL'S OATH OF OFFICE

STATE OF NEBRASKA  
 County of Sarpy } ss  
 I, Jeffrey R. Schmid

do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Nebraska, against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or for purpose of evasion; and that I will faithfully and impartially perform the duties of the office of Chairman of SID 213, Sarpy County, NE according to law, and to the best of my ability. And I do further swear that I do not advocate, nor am I a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence; and that during such time as I am in this position I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence. So help me God.

Subscribed and sworn to by the above named Jeffrey R. Schmid Principal before me this 25th day of January, 2000.

WITNESS my hand and Official Seal Sara L. Putjenter Notary Public Clerk  
 \_\_\_\_\_ Deputy



Western Surety Company  
 1-605-336-0850

Nebraska

213



# Western Surety Company

## OFFICIAL BOND

KNOW ALL MEN BY THESE PRESENTS:

BOND No. **OFF-53121850**

That we, AMY C. SCHMID, as Principal, and WESTERN SURETY COMPANY, a corporation duly licensed to do business in the State of Nebraska, as Surety, are held and firmly bound, jointly and severally, unto the SANITARY & IMPROVEMENT DISTRICT #213, SARPY COUNTY, State of Nebraska, in the penal sum of TWENTY THOUSAND ----- DOLLARS (\$ 20,000.00).  
 (NOT VALID IF FILLED IN FOR MORE THAN \$50,000.00)

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden Principal has been elected or appointed CLERK in and for \_\_\_\_\_, State of Nebraska.

Now, if the said Principal shall faithfully discharge all the duties of his said office as required by law, then this bond to be void, otherwise to remain in full force and effect until the 11 day of SEPTEMBER, 2001.

When the stated term of this bond shall be reduced to a shorter term by reason of the death, resignation or removal from office of the Principal for a cause not imposing liability on this bond, the Surety shall refund to the obligee the unearned portion of the premium so paid for the term of this bond, subject to a reasonable minimum premium charge.

Dated this 25 day of JANUARY, 2000.



Amy C. Schmid  
Principal

Countersigned by Mary W. Emery  
Mary w. Emery Nebraska Resident Agent

WESTERN SURETY COMPANY  
By [Signature]  
President

### PRINCIPAL'S OATH OF OFFICE

STATE OF NEBRASKA  
County of Sarpy } ss

I, Amy C. Schmid, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Nebraska, against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or for purpose of evasion; and that I will faithfully and impartially perform the duties of the office of clerk of SD 213, Sarpy County, NE according to law, and to the best of my ability. And I do further swear that I do not advocate, nor am I a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence; and that during such time as I am in this position I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence. So help me God.

Amy C. Schmid  
Principal

Subscribed and sworn to by the above named Amy C. Schmid before me this 25th day of January, 2000.

WITNESS my hand and Official Seal

Sara L. Putjenter  
Notary Public Clerk



Western Surety Company  
1-605-336-0850



STINSON  
MORRISON  
HECKER LLP

Timothy W. Creek  
(402) 930-1743  
tcreek@stinsonmoheck.com  
www.stinsonmoheck.com

#213

1299 Farnam Street  
Omaha, NE 68102

August 1, 2003

Tel (402) 342-1700  
Fax (402) 930-1701

Sarpy County Clerk  
Sarpy County Courthouse  
1210 Golden Gate Drive, #1118  
Papillion, Nebraska 68046



Re: SID No. 213 of Sarpy County, Nebraska

Dear Clerk:

Enclosed please find the original Continuation Certificate and Rider (the "Continuation Bond") of Jeffrey R. Schmid, Chairman of Sanitary and Improvement District No. 213 of Sarpy County, Nebraska. The Continuation Bond (as amended by the Rider) will expire on September 11, 2003. I am in the process of obtaining an executed duplicate original of the Clerk's Bond and will submit it to your office when it is available.

I have also enclosed an additional copy of this letter and request that you acknowledge your receipt of the enclosed Bond by signing the acknowledgment set forth below and returning the executed copy to my attention in the enclosed self-addressed, stamped envelope.

Sincerely,

STINSON MORRISON HECKER LLP

  
Timothy W. Creek  
Paralegal

Enclosures

cc: Steven D. Johnson (w/o encl)

KANSAS CITY  
LEAWOOD  
OMAHA  
OVERLAND PARK  
PHOENIX  
ST. LOUIS  
WASHINGTON, D.C.  
WICHITA

**ACKNOWLEDGMENT OF RECEIPT**

The undersigned does hereby acknowledge receipt of the original Continuation Certificate and Rider described herein on this \_\_\_ day of August, 2003.

\_\_\_\_\_  
Sarpy County Clerk

Duplicate



# Western Surety Company

## CONTINUATION CERTIFICATE



Western Surety Company hereby continues in force Bond No. 53121851

briefly described as Chairperson Sanitary & Improvement District #213, Sarpy County

for Jeffrey R. Schmid

, as Principal,

in the sum of \$ Five Thousand and 00/100 Dollars, for the term beginning

September 11, 2001, and ending September 11, 2002, subject to all

the covenants and conditions of the original bond referred to above.

This continuation is issued upon the express condition that the liability of Western Surety Company under said Bond and this and all continuations thereof shall not be cumulative and shall in no event exceed the total sum above written.

Dated this 27th day of August, 2001.

WESTERN SURETY COMPANY

By Paul T. Bruflat  
Paul T. Bruflat, Senior Vice President



**THIS "Continuation Certificate" MUST BE FILED WITH THE ABOVE BOND.**





# 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 Senior 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, all of the following classes of documents to-wit:

Indemnity, Surety and Undertakings that may be desired by contract, or may be given in any action or proceeding in any court of law or equity, policies indemnifying employers against loss or damage caused by the misconduct of their employees; official, bail, and surety and fidelity bonds; indemnity in all cases where indemnity may be lawfully given; and with full power and authority to execute consents and waivers to modify or change or extend any bond or document executed for this Company, and to compromise and settle any and all claims or demands made or existing against said Company.

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  
Senior Vice President with the corporate seal affixed this 27th day of August, 2001.

ATTEST

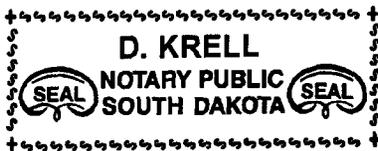
L. Nelson  
Assistant Secretary

WESTERN SURETY COMPANY  
By Paul T. Bruflat  
Paul T. Bruflat, Senior Vice President

STATE OF SOUTH DAKOTA }  
COUNTY OF MINNEHAHA } ss

On this 27th day of August, 2001, before me, a Notary Public, personally appeared  
Paul T. Bruflat and L. Nelson

who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Senior 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 November 30, 2006

D. Krell  
Notary Public





Duplicate

# Western Surety Company

## RIDER



It is hereby mutually agreed and understood by and between the Principal and Western Surety Company, that instead of as originally written:

The anniversary date has been changed to read: September 11, 2003

No further changes other than above.

Nothing herein contained shall be held to vary, alter, waive or extend any of the terms, limits or conditions of the Bond, except as hereinabove set forth.

This Rider becomes effective on the 5th day of September, 2002, at twelve and one minute clock a.m., standard time.

Attached to and forming part of Bond No. 53121851 issued by WESTERN SURETY COMPANY of Sioux Falls, South Dakota, to Jeffrey R. Schmid

Signed this 5th day of September, 2002.

WESTERN SURETY COMPANY  
By Paul T. Bruflat  
Paul T. Bruflat, Senior Vice President

