

**CONTRACTOR'S CERTIFICATION OF COMPLETION**

DATE: 12/19/2023

TO: City of Menifee  
29844 Haun Rd  
Menifee, California 92586

FROM: All American Asphalt  
(Firm or Corporation)

PROJECT: **MURRIETA RD RESURFACING AND IMPROVEMENTS PROJECT – CIP 23-07**

This is to certify that I, acting as an authorized official of the above stated firm or corporation, have been properly authorized by said firm or corporation to sign the following statements pertaining to the subject contract:

1. I know, of my own personal knowledge, and do hereby certify, that the work of the contract described above has been performed, and materials used and installed in every particular, in accordance with, and in conformity to, the contract drawings and specifications.
2. The contract work is now complete in all parts and requirements, and ready for your final inspection.
3. I understand and agree that neither the determination by the Owner that the work is complete, nor the acceptance thereof by the Owner, shall operate as a bar to claim against the Contractor under the terms of the guarantee provisions of the contract documents.

  
\_\_\_\_\_  
Signature of Prime Contractor  
**Edward J. Carlson, Vice President**  
\_\_\_\_\_  
Print name and title

  
\_\_\_\_\_  
Signature of Prime Contractor  
**Michael Farkas, Secretary**  
\_\_\_\_\_  
Print name and title

*(If the Prime Contractor is a corporation two signatures of corporate officers are required.)*

MURRIETA RD RESURFACING AND IMPROVEMENTS  
CIP 23-07

**CONTRACTOR'S AFFIDAVIT OF DISPOSAL**

WHEREAS, on the 19th day of December, 2023, the undersigned entered into and executed a contract with City of Menifee for **MURRIETA RD RESURFACING AND IMPROVEMENTS PROJECT** as particularly described in said contract and identified as **CIP 23-07**, and

WHEREAS, the specifications of said contract requires the Contractor to affirm that "all brush, trash, debris, and surplus materials resulting from this project have been disposed of in a legal manner" and that all designated recyclable materials are properly recycled in compliance with the City of Menifee Ordinances.

WHEREAS, said contract has been completed, all surplus materials disposed of, and proof of compliance with the City of Menifee Municipal Code has been furnished.

NOW, THEREFORE, in consideration of the final payment by the City of Menifee to said Contractor under the terms of said contract, the undersigned Contractor, hereby certifies and affirms under penalty of perjury that all surplus materials as described in said contract have been disposed of at the following location(s):

Concrete and Asphalt  
Type of material disposed of

\_\_\_\_\_  
Type of material disposed of

All American Asphalt  
Name of disposal site

\_\_\_\_\_  
Name of disposal site

4770 Indian Ave, Perris CA 92571  
Address of disposal site

\_\_\_\_\_  
Address of disposal site

Dirt  
Type of material disposed of

\_\_\_\_\_  
Type of material disposed of

Green Rock Materials LLC  
Name of disposal site

\_\_\_\_\_  
Name of disposal site

1420 Nandina Ave Perris Ca 92571  
Address of disposal site

\_\_\_\_\_  
Address of disposal site

By signing and submitting this form to the City of Menifee on this 19th day of December, 2023, I (we) hereby certified and swear under penalty of perjury under the laws of the State of California that the aforementioned information is true and correct without omission, error or misrepresentation.

 12/19/23  
Signature of Prime Contractor Date

 12/19/23  
Signature of Prime Contractor Date

Edward J. Carlson, Vice President

Michael Farkas, Secretary

Print name and title

Print name and title

*(If the Prime Contractor is a corporation two signatures of corporate officers are required.)*

MURRIETA RD RESURFACING AND IMPROVEMENTS  
CIP 23-07

**CONSENT OF SURETY FOR FINAL PAYMENT**

In accordance with the provisions of the contract between the Owner and the Contractor, and the following named Surety: Fidelity and Deposit Company of Maryland on the Payment Bond in the amount of Two Million Thirty Nine Thousand One Hundred Twenty & 17/100 (\$2,039,120.17) Dollars, of the following named Contractor: All American Asphalt hereby approves of final payment to the Contractor, and further agrees that said final payment to the Contractor shall not relieve the Surety named herein of any of its obligations to the Owner, as set forth in said Surety company's bond.

IN WITNESS WHEREOF, the Surety Company has hereunto set its hand and seal this 15th day of December, 2023.

Fidelity and Deposit Company of Maryland

Rebecca Haas-Bates  
Signature of Authorized Surety Representative

Rebecca Haas-Bates, Attorney-in-Fact  
Title



**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 Orange )

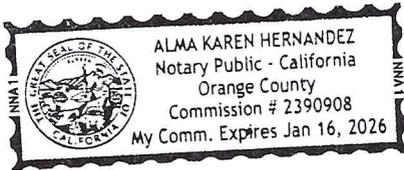
On 12/15/2023 before me, Alma Karen Hernandez, Notary Public,  
*Date Here Insert Name and Title of the Officer*

personally appeared Rebecca Haas-Bates  
*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 [Handwritten Signature]  
*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: Consent of Surety Bond No. 7670042 Document Date: 12/15/2023  
Number of Pages: One (1) Signer(s) Other Than Named Above: All American Asphalt

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: Rebecca Haas-Bates  
 Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_  
Fidelity and Deposit Company of Maryland

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

**EXTRACT FROM BY-LAWS OF THE COMPANIES**

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

**CERTIFICATE**

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 15th day of December, 2023.



*Thomas O. McClellan*

Thomas O. McClellan  
Vice President

**TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:**

Zurich Surety Claims  
1299 Zurich Way  
Schaumburg, IL 60196-1056  
[reportsfclaims@zurichna.com](mailto:reportsfclaims@zurichna.com)  
800-626-4577

Authenticity of this bond can be confirmed at [bondvalidator.zurichna.com](http://bondvalidator.zurichna.com) or 410-559-8790

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

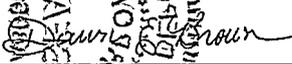
KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by Robert D. Murray, Vice President, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint William SYRKIN, Richard ADAIR, Rebecca HAAS-BATES of Irvine, California, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 11th day of October, A.D. 2023.



ATTEST:  
ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND

  
By: Robert D. Murray  
Vice President  
  
By: Dawn E. Brown  
Secretary  
State of Maryland  
County of Baltimore

On this 11th day of October, A.D. 2023, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, deposed and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Genevieve M. Maison

GENEVIEVE M. MAISON  
NOTARY PUBLIC  
BALTIMORE COUNTY, MD  
My Commission Expires JANUARY 27, 2025



Authenticity of this bond can be confirmed at [bondvalidator.zurichna.com](http://bondvalidator.zurichna.com) or 410-559-8790

**CONTRACTOR'S AFFIDAVIT OF PAYMENT**

To All Whom It May Concern:

WHEREAS, the undersigned has been contracted by the City of Menifee to furnish labor and materials for **MURRIETA RD RESURFACING AND IMPROVEMENTS PROJECT – CIP 23-07**, under a contract dated the 19<sup>th</sup> day of December, 2023, in the City of Menifee, County of Riverside, State of California, of which City of Menifee is the Owner.

NOW, THEREFORE, this 19<sup>th</sup> day of December, 2023 the undersigned, as the Contractor for the above-named Contract pursuant to the Conditions of the Contract hereby certifies that, except as listed below, he has paid in full or has otherwise satisfied all obligations for all materials and equipment furnished, for all work, labor, and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner or his property might in anyway be held responsible.

EXCEPTIONS: (If none, write "None". If required by the Owner, the Contractor shall furnish bond satisfactory to the Owner for each exception.)

  
\_\_\_\_\_  
Signature of Prime Contractor                      Date

**Edward J. Carlson, Vice President**  
\_\_\_\_\_  
Print name and title

  
\_\_\_\_\_  
Signature of Prime Contractor                      Date

**Michael Farkas, Secretary**  
\_\_\_\_\_  
Print name and title

*(If the Prime Contractor is a corporation two signatures of corporate officers are required.)*

**GUARANTEE AGREEMENT**

We hereby guarantee that **MURRIETA RD RESURFACING AND IMPROVEMENTS PROJECT – CIP 23-07**, has been installed in accordance with the drawings and specifications and that the work as installed will fulfill the requirements included in the specifications. The undersigned agrees to promptly repair or replace, in a manner satisfactory to the Engineer, any or all of such work, together with any other adjacent work which may be displaced in connection with such repair or replacement, that may prove to be defective in workmanship or material within a period of one (1) year from the date of acceptance of the above referenced project by City of Menifee, ordinary wear and tear and unusual abuse or neglect excepted.

The Contractor also agrees to indemnify and hold City of Menifee harmless from claims of any kind arising from damage due to said defects in the work constructed under the Contract.

In the event that the undersigned fails to comply with the abovementioned conditions within a reasonable period of time, as determined by City of Menifee, the undersigned hereby authorizes the City of Menifee to proceed with the repair of said defects and the Contractor and his/her surety shall be liable to the City of Menifee for the cost thereof.

**All American Asphalt**  
\_\_\_\_\_  
Firm name

  
\_\_\_\_\_  
Signature of Prime Contractor or Sub-Contractor

**Edward J. Carlson, Vice President**  
\_\_\_\_\_  
Print name and title

*Countersigned (required by Prime Contractor if this Guarantee Agreement is for a Sub-Contractor):*

\_\_\_\_\_  
Firm name

\_\_\_\_\_  
Signature of Prime Contractor

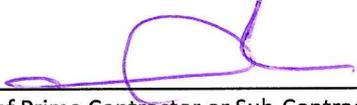
\_\_\_\_\_  
Print name and title  
*Contact for Service:*

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
Telephone number and email address

**PO Box 2229, Corona, CA 92878**  
\_\_\_\_\_  
Address

  
\_\_\_\_\_  
Signature of Prime Contractor or Sub-Contractor

**Michael Farkas, Secretary**  
\_\_\_\_\_  
Print name and title

\_\_\_\_\_  
Address

\_\_\_\_\_  
Signature of Prime Contractor

\_\_\_\_\_  
Print name and title

MURRIETA RD RESURFACING AND IMPROVEMENTS  
CIP 23-07

**LAND SURVEYORS' CERTIFICATION OF COMPLETION**

DATE: 12/18/23

TO: City of Menifee  
29844 Haun Rd  
Menifee, California 92586

FROM: CL Surveying and Mapping, Inc.  
(Firm or Corporation)

PROJECT: **MURRIETA RD RESURFACING AND IMPROVEMENTS PROJECT – CIP 23-07**

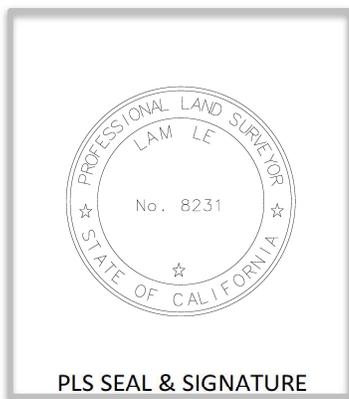
Work of contract: **Perform field survey and locate all Survey Monuments including centerline and property corners or references to them including centerline ties within area of disturbance from construction activities for this project. Prepare and File a corner record referencing survey monument and/or ties subject to disturbance in the office of the Riverside County Surveyor prior to NTP.**

**Reset monuments and/or references to them and file post construction corner records.**

**The corner records shall be delivered to the Engineer prior to the commencement of work and at prior to completion of work.**

This is to certify that I, the land surveyor of record acting as an authorized official of the above stated firm or corporation, have been properly authorized by said firm or corporation to sign the following statements pertaining to the subject contract:

1.
  - ll (initials) I know, of my own personal knowledge, and do hereby certify, that the work of the contract described above has been performed and survey monuments within area of disturbance have been located and Corner records filed prior to construction and reset with Corner records filed post construction in every particular, in accordance with, and in conformity to business and profession code 8771
  - \_\_\_\_\_ (initials) I know, of my own personal knowledge, and do hereby certify, that the work of the contract described above has been performed and **NO** survey monuments and/or references were found within area of disturbance in every particular, in accordance with, and in conformity to business and profession code 8771
2. The contract work is now complete in all parts and requirements.



PLS# 8231 Date 12/18/23

Lam Le, President  
Print name and title

  
Signature of Prime Contractor

Lam Le, President  
Print name and title