



20030313000153990 Pg 1/3 23.00  
Shelby Cnty Judge of Probate, AL  
03/13/2003 14:57:00 FILED/CERTIFIED

# Western Surety Company

## NOTARY PUBLIC BOND

THE STATE OF ALABAMA,

At Large County

KNOW ALL PERSONS BY THESE PRESENTS:

Bond No. 12817262N

That we, Michael David Phillips,  
as Principal, and WESTERN SURETY COMPANY, a corporation duly licensed to do business in the State of Alabama, as Surety, are held and firmly bound unto the State of Alabama, in the sum of TEN THOUSAND DOLLARS (\$ \$10,000.00), for the payment of which well and truly to be made and done, we bind ourselves, our heirs, executors, administrators and assigns, firmly by these presents, and we hereby waive our right to claim personal property exempt under the laws of Alabama.

Sealed with our seals, and dated this 13th day of March, 2003.

The condition of the above obligation, That whereas the above bound Principal was duly appointed to the office of Notary Public on the 3rd day of March, 2003; for the term of 04 years from the date of Notary Commission in Precinct No. State of Alabama at Large in and for said County.

Now, if the said Principal shall faithfully perform and discharge all the duties of said office during his continuance therein then the above obligation to be void, otherwise to remain in full force and effect.

James Douglas Garner

Countersigned by Alabama Resident Agent

Michael David Phillips (L.S.)  
Principal

THE INSURANCE STORE, INC.

Name of Agent or Agency

P. O. BOX 947

ALABASTER, AL 35007-0947

Street

City

State

WESTERN SURETY COMPANY

By

Paul T. Bruff (L.S.)  
Senior Vice President

Taken and approved this 13th day of March, 2003.

Patricia Yeager Johnmeister

Judge of Probate

THE STATE OF ALABAMA,

Shelby County

### OATH OF OFFICE

I, Michael David Phillips do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Alabama, so long as I continue a citizen thereof; and that I will faithfully and honestly discharge the duties of the office upon which I am about to enter, to the best of my ability, so help me God.

Subscribed and sworn to before me this 13th day of March, 2003.

Liberah L. Horton

Notary Public

Michael David Phillips

Principal

MY COMMISSION EXPIRES  
3-28-2004

ACKNOWLEDGMENT OF SURETY  
(Corporate Officer)

STATE OF SOUTH DAKOTA }  
County of Minnehaha } ss

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me, a Notary Public in and

for said County, personally appeared Paul T. Bruflat personally known to me, who being by me duly sworn, did say that he is the aforesaid officer of WESTERN SURETY COMPANY, a corporation duly organized and existing under the laws of the State of South Dakota, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that the said instrument was signed, sealed and executed on behalf of said corporation by authority of its Board of Directors, and further acknowledge that the said instrument and the execution thereof to be the voluntary act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, the day and year last above written.



My Commission Expires November 30, 2006

*D. Krell*  
Notary Public



# POWER OF ATTORNEY

(Irrevocable)

Know All Men by These Presents:

BOND No. R-

25151033

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired. That Western Surety Company, a corporation, does hereby make, constitute and appoint the following

ONE 1 authorized individuals:

AUTHORIZED INDIVIDUALS	AUTHORIZED INDIVIDUALS
JAMES DOUGLAS GARNER	20030313000153990 Pg 3/3 23.00 Shelby Cnty Judge of Probate, AL 03/13/2003 14:57:00 FILED/CERTIFIED

in the City of ALABASTER, State of ALABAMA, with limited authority, its true and lawful Attorney(s) in fact with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, one of the following bonds.

An ORIGINAL bond required by Statute, Decree of Court or Ordinance for:		MAXIMUM PENALTY
(A) ADMINISTRATOR EXECUTOR PERSONAL REPRESENTATIVE GUARDIAN OF INCOMPETENT CONSERVATOR OF INCOMPETENT/CONSERVATEE COMMITTEE OF INCOMPETENT SALE OF REAL OR PERSONAL PROPERTY - When this company has qualifying bond or when it is a separate bond for accounting of proceeds of sale only.	REFEREE IN PARTITION COMMISSIONER TO SELL REAL ESTATE TRUSTEE OR RECEIVER - In Bankruptcy (Excluding Chapter 11) CURATOR	\$ 500,000
(B) GUARDIAN OF MINOR OR CONSERVATOR OF MINOR		\$ 10,000
(C) NOTARY PUBLIC PUBLIC OFFICIAL AND DEPUTIES	RECEIVER - (In State Court Only) TRUSTEE - (Testamentary Only)	\$ 50,000
(D) PLAINTIFF'S COURT BOND - Banks, Savings & Loan, and Trust Companies (Except Restraining Order and Injunction) - All Others, except bonds prohibited by "NOTE" below		\$ 100,000 \$ 20,000
(E) COST ON APPEAL (EXCLUDING OPEN PENALTY, STAY, SUPERSEDEAS OR GUARANTEE OF A JUDGMENT)		\$ 2,000
(F) LICENSE AND PERMIT EXCEPT BONDS WHERE THE UNITED STATES OF AMERICA, A FEDERAL AGENCY, OR A STATE IS THE OBLIGEE		\$ 25,000
(G) STATE LICENSE AND PERMIT - The following <u>FIVE</u> <u>5</u> bonds are authorized where the state of <u>ALABAMA</u> <u>AL</u> is the obligee (other state required bonds not authorized).		
AUCTIONEER ***** CONTRACTOR LICENSE ***** POLYGRAPH EXAMINER ***** CERTIFICATE OF TITLE ***** WEIGHMASTER ***** *****		\$ 25,000
SPECIAL FUEL USERS		\$ 2,000
(H) ANY BOND OR INDEMNITY provided there is attached to this Power of Attorney, written authority in the form of an endorsement, letter or telegram, signed by the Senior Underwriting Officer, Underwriting Officer, President, Vice President, Assistant Vice President, Secretary, Treasurer or Assistant Secretary of Western Surety Company specifically authorizing its execution. For confirmation of the necessary written authority, please contact our Underwriting Department at 1-800-331-6053 (339-0060 in South Dakota).		

NOTE: SUPERSEDEAS, OR OPEN PENALTY OR STAY BONDS ON APPEAL OR GUARANTEE OF JUDGMENT OR BAIL BONDS OR CONSTRUCTION BID OR CONTRACT BONDS OR BONDS FOR DEFENDANTS OR UTILITY DEPOSIT BONDS OR SITE IMPROVEMENT BONDS ARE NOT AUTHORIZED BY THIS POWER OF ATTORNEY, except as provided in Section (H).

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."

Dated this 2nd day of June, 2000.

ATTEST

Assistant Secretary

STATE OF SOUTH DAKOTA  
COUNTY OF MINNEHAHA

SS

WESTERN SURETY COMPANY

By

President

On this 2nd day of June, 2000, before me, J. Mohr, the undersigned officer, personally appeared STEPHEN T. PATE and A. VIETOR who acknowledged themselves to be the President and Assistant Secretary, respectively, of Western Surety Company, a corporation, and that they, as such officers being authorized to do so, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by themselves as such officers.

In witness whereof I hereunto set my hand and official seal.

My commission expires  
October 22

, 2005

I, the undersigned officer of Western Surety Company, a stock corporation of the State of South Dakota, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that Section 7 of the By-Laws of the company as set forth in the Power of Attorney, is now in force.

In testimony whereof, I have hereunto set my hand and the seal of the Western Surety Company this \* day of

WESTERN SURETY COMPANY

By

PRESIDENT

\*IMPORTANT: This date must be filled in before it is attached to the bond and it must be the same date as the bond.