

Bond No. 929463608

KNOW ALL MEN BY THESE PRESENTS: that we DOECK, LLC, as Principal, and WESTERN SURETY COMPANY as Surety, are held and firmly bound unto the CITY OF RAPID CITY, SD, as Obligee, the sum of THIRTY SEVEN THOUSAND THREE HUNDRED FORTY FIVE & 90/100--- Dollars (\$37,345.90) for the payment of which we bind ourselves, our legal representatives, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS DOECK, LLC has sought the approval of the CITY OF RAPID CITY, SD for AUBURN HILLS SUBDIVISION, PHASE IV - LOTS 12 AND 13 OF BLOCK 4, LOT 5 OF BLOCK 5, LOTS 1-21 AND LOTS 33-38 OF BLOCK 8, LOTS 1-5 OF BLOCK 9, LOTS 1-20 OF BLOCK 10, LOT 1 OF BLOCK 11, LOT 1 OF BLOCK 12 OF AUBURN HILLS SUBDIVISION LOCATED IN THE SE ¼ NW ¼ OF SECTION 13, T2N, R7E, B.H.M. RAPID CITY, PENNINGTON COUNTY, SOUTH DAKOTA and the city has granted its approval.

NOW, THEREFORE, the condition of this obligation is such that if the above named Principal shall well and truly make the improvements in accordance with the city's subdivision regulations and shall indemnify and save harmless the Obligee from all cost and damage by reason of the Principal's failure to construct said improvements in accordance with the applicable ordinances, then this obligation shall be null and void; otherwise it shall remain in full force and effect.

AND PROVIDED, that any alterations which may be made in the work to be done under it, or the giving by the Obligee of any extension of time for the performance of the Agreement, or any other forbearance on the part of either the Obligee or the Principal to the other shall not in any way release the Principal and the Surety, or either of them, their executors, administrators, successors or assigns from their liability hereunder, notice to Surety, of any such alteration, extension or forbearance being hereby waived.

No right action shall accrue on this bond to or for the use of any person or corporation other than the Obligee named herein or the heirs, executors, administrators or successors of the Obligee.

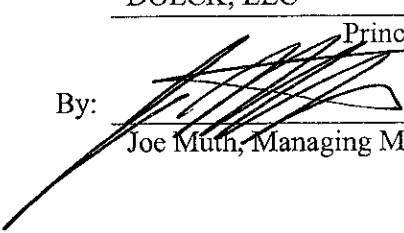
This bond is deemed to be a continuous bond. It may be cancelled by the Surety upon sixty (60) days written notice to the Principal and Obligee, said cancellation shall not, however, affect the liability of the Surety as to any liability which shall accrue prior to such cancellation. The aggregate liability of the Surety shall not exceed the sum of said bond.

Signed, sealed, and dated this 23RD day of OCTOBER, 2008.

DOECK, LLC

Principal

By:


Joe Muth, Managing Member

Approved as to Form
City Attorney's Office

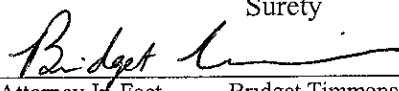
MCS
Attorney

12-3-08
Date

WESTERN SURETY COMPANY

Surety

By:


Attorney-In-Fact Bridget Timmons

G-23208-B

ss.

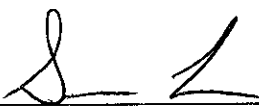
STATE OF South Dakota

COUNTY OF Minnehaha

I, Susan Lane Notary Public of Minnehaha County,
 in the State of South Dakota, do hereby certify that Bridget Timmons
 Attorney-in-Fact, of the Western Surety Company
 who is personally known to me to be the same person whose name is
 subscribed to the foregoing instrument, appeared before me this day in person, and
 acknowledged that he signed, sealed and delivered said instrument, for and on behalf of the
Western Surety Company

for the uses and purposes therein set forth.

Given under my hand and notarial seal at my office in the City of Sioux Falls
 in said County, this 23rd day of October A.D., 2008



 Notary Public
 Susan Lane
 My Commission Expires: October 22, 2010

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Nancy DeNeui, Bonnie J Merz, Cheryl K Havelaar, Douglas Muth, Gregory A Krier, Susan Lane, Kurt Ratzlaff, T J Roling, Tracey Anderson, Lori Klein, Bridget Timmons, Individually

of Sioux Falls, SD, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 8th day of August, 2008.



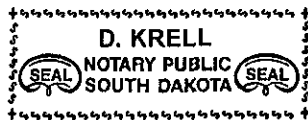
WESTERN SURETY COMPANY

Paul T. Bruflat, Senior Vice President

State of South Dakota }
County of Minnehaha } ss

On this 8th day of August, 2008, before me personally came Paul T Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal, that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires
November 30, 2012



D. Krell, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 23rd day of October, 2008.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

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, and 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.