



**Minnesota**  
**Department of Labor and Industry**

Code Enforcement  
Labor and Industry Building  
443 Lafayette Road  
St. Paul, Minnesota 55155-4304  
(612) 296-6107  
(612) 296-4530 Boiler Inspection  
(612) 296-2193 High Pressure Piping  
(612) 296-1189 Elevator Inspection  
(612) 297-1329 Fax

**PROOF OF BOND**

This is to certify that DAVID L. PAVLIK Contracting  
Pipefitter License No. 89534 Representing \_\_\_\_\_

BABCOCK & WILCOX CONSTRUCTION COMPANY, INC.

has filed a \$2,000 bond with the Secretary of State on 1/13/92  
and provided evidence of Public Liability Insurance, including  
Products Liability Insurance of at least \$50,000 per person and  
\$100,000 per occurrence and Property Damage Insurance of at  
least \$10,000 for the year of 1992 in accordance with the  
provisions of Minnesota Statutes 326.48 Subdivision 2.

BOND NO. 8112-65-73

INS. POLICY NO. XSL-G1321105A

BONDING CO. FEDERAL

INSURANCE CO. INSURANCE COMPANY

OF NORTH AMERICA COMPANIES

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED

FEB 5 1992

*Joan Anderson Howe*  
**Secretary of State**

*Darlene Well*  
Administrative Assistant  
Code Enforcement Division  
High Pressure Piping

THIS FORM MAY BE COPIED AND SUBMITTED TO EACH LOCALITY IN WHICH  
YOU ARE BIDDING.

BOND NO. 8112-65-73

CONTRACTING STEAMFITTING BOND

KNOW ALL MEN BY THESE PRESENTS, That BABCOCK & WILCOX CONSTRUCTION COMPANY, INC.  
as principal, and FEDERAL INSURANCE COMPANY

as sure ty, are held and firmly bound unto the State of Minnesota in  
the amount of

TWO THOUSAND DOLLARS

For the payment of this, well and truly to be made, we bind ourselves,  
our representatives and successors, jointly and severally, firmly, by  
these presents.

Sealed with our seals and dated this 19th day of December, 19 91.

The condition of this obligation is such that whereas the principal  
has applied for a license to engage in the business of a Contracting  
Steamfitter in accordance with the requirements of M.S. 326.46-326.52.

At number 3333 on Copley Avenue Street in the City  
of Copley, in the State of Ohio.

NOW THEREFORE, If such license shall be granted and if the principal  
shall conform to and not violate any of the terms or requirements of  
said legislative act or any contract made by him in the course of the  
conduct of the business so licensed, and shall faithfully and lawfully  
perform all work entered into by him within the State of Minnesota,  
then this obligation shall be void; otherwise to be and remain in full  
force and effect.

This bond shall be effective and run concurrently with the period of  
the aforesaid license from the date said license is granted in the  
current year which shall expire on December 31, 19 92.

It is hereby declared, in accordance with the statute, that action on  
this bond may be brought and prosecuted in the name of any person  
damaged by any breach of the conditions thereof, and that successive  
actions may be maintained thereon.

(CORPORATE SEAL)

Countersignature:

Donald R. Berndt

Donald R. Berndt  
Marsh & McLennan, Inc.  
3600 Northwest Center  
Minneapolis, Minnesota 55402

BABCOCK & WILCOX CONSTRUCTION COMPANY, INC.

PRINCIPAL

Robert E. Fulton  
PRINCIPAL Robert E. Fulton, Authorized  
Representative

SURETY

FEDERAL INSURANCE COMPANY

SURETY

By David B. Tidmore  
ATTORNEY IN FACT-David B. Tidmore

LI52527-02(11/87)

### ACKNOWLEDGEMENT BY INDIVIDUAL PRINCIPAL

State of Minnesota) )ss.  
County of )

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me personally appeared \_\_\_\_\_, to me known to be the person(s) described in and who executed the foregoing instrument, and acknowledged that \_\_\_\_\_ he executed the same as \_\_\_\_\_ free act and deed.

(Notarial Seal)

Notary Public, \_\_\_\_\_ County, MN

My commission expires \_\_\_\_\_

(The corporate surety will attach the usual slip acknowledgement and a power of attorney granting to the attorney in fact, authority to sign on behalf of the corporate surety.)

### ACKNOWLEDGEMENT BY CORPORATE PRINCIPAL

State of Minnesota) ) ss.  
County of )

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me appeared \_\_\_\_\_, and \_\_\_\_\_ to me personally known, who, being by me duly sworn; did say that they are the \_\_\_\_\_ and the \_\_\_\_\_ respectively; of the corporate principal named in the foregoing bond; that the seal affixed thereto is the corporate seal of the corporation that said bond was executed in behalf of the corporation by authority of its board of directors, and they acknowledge said instrument to be the free act and deed of the corporation.

(Notarial Seal)

Notary Public, \_\_\_\_\_ County, MN

My commission expires \_\_\_\_\_

## CONTRACTING STEAMFITTING BOND

**BOND NO.**

TO THE

STATE OF MINNESOTA

RECORDED BY: DEPARTMENT OF  
LABOR AND INDUSTRY

CODE ENFORCEMENT DIVISION

19

**FILED:**

19

**SECRETARY OF STATE**

# POWER OF ATTORNEY

Know all Men by these Presents, That the **FEDERAL INSURANCE COMPANY**, 15 Mountain View Road, Warren, New Jersey, an Indiana Corporation, has constituted and appointed, and does hereby constitute and appoint **Dennis A. O'Donnell, E. Theodore Laborde, Donald L. Pesquie, David B. Tidmore, Sylvia Copeland, C. C. White, Joe H. Hurlbert, Jr. and Catherine B. Nieto** of New Orleans, Louisiana-----

each its true and lawful Attorney-in-Fact to execute under such designation in its name and to affix its corporate seal to and deliver for and on its behalf as surety thereon or otherwise, bonds of any of the following classes, to-wit:

1. Bonds and Undertakings (other than Bail Bonds) filed in any suit, matter or proceeding in any Court, or filed with any Sheriff or Magistrate, for the doing or not doing of anything specified in such Bond or Undertaking.
2. Surety bonds to the United States of America or any agency thereof, including those required or permitted under the laws or regulations relating to Customs or Internal Revenue; License and Permit Bonds or other indemnity bonds under the laws, ordinances or regulations of any State, City, Town, Village, Board or other body or organization, public or private; bonds to Transportation Companies, Lost Instrument bonds; Lease bonds, Workers' Compensation bonds, Miscellaneous Surety bonds and bonds on behalf of Notaries Public, Sheriffs, Deputy Sheriffs and similar public officials.
3. Bonds on behalf of contractors in connection with bids, proposals or contracts.

In Witness Whereof, the said **FEDERAL INSURANCE COMPANY** has, pursuant to its By-Laws, caused these presents to be signed by its Vice President and Assistant Secretary and its corporate seal to be hereto affixed this 1st day of May 19 90

Corporate Seal



Assistant Secretary

STATE OF NEW JERSEY  
County of Somerset

SS.

FEDERAL INSURANCE COMPANY

By

James D. Dixon

Vice President

On this 1st day of May 19 90, before me personally came Richard D. O'Connor to me known and by me known to be Assistant Secretary of the **FEDERAL INSURANCE COMPANY**, the corporation described in and which executed the foregoing Power of Attorney, and the said Richard D. O'Connor being by me duly sworn, did depose and say that he is Assistant Secretary of the **FEDERAL INSURANCE COMPANY** and knows the corporate seal thereof; that the seal affixed to the foregoing Power of Attorney is such corporate seal and was thereto affixed by authority of the By-Laws of said Company, and that he signed said Power of Attorney as Assistant Secretary of said Company by like authority; and that he is acquainted with James D. Dixon and knows him to be the Vice President of said Company, and that the signature of said James D. Dixon subscribed to said Power of Attorney is in the genuine handwriting of said James D. Dixon and was thereto subscribed by authority of said By-Laws and in deponent's presence.

Notarial Seal



STATE OF NEW JERSEY  
County of Somerset

SS.

Acknowledged and Sworn to before me  
on the date above written.

*Nicolette T. Pasculli*  
NICOLETTE T. PASCULLI  
Notary Public, State of New Jersey

Notary Public

CERTIFICATION

No. 2066518

Commission Expires October 2, 1994

I, the undersigned, Assistant Secretary of the **FEDERAL INSURANCE COMPANY**, do hereby certify that the following is a true excerpt from the By-Laws of the said Company as adopted by its Board of Directors on March 2, 1990 and that this By-Law is in full force and effect.

"ARTICLE XVIII.

Section 2. All bonds, undertakings, contracts and other instruments other than as above for and on behalf of the Company which it is authorized by law or its charter to execute, may and shall be executed in the name and on behalf of the Company either by the Chairman or the Vice Chairman or the President or a Vice President, jointly with the Secretary or an Assistant Secretary, under their respective designations, except that any one or more officers or attorneys-in-fact designated in any resolution of the Board of Directors or the Executive Committee, or in any power of attorney executed as provided for in Section 3 below, may execute any such bond, undertaking or other obligation as provided in such resolution or power of attorney.

Section 3. All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the Vice Chairman or the President or a Vice President or an Assistant Vice President, jointly with the Secretary or an Assistant Secretary, under their respective designations. The signature of such officers may be engraved, printed or lithographed. The signature of each of the following officers: Chairman, Vice Chairman, President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached."

I further certify that said **FEDERAL INSURANCE COMPANY** is duly licensed to transact fidelity and surety business in each of the States of the United States of America, District of Columbia, Puerto Rico, and each of the Provinces of Canada with the exception of Prince Edward Island; and is also duly licensed to become sole surety on bonds, undertakings, etc., permitted or required by law.

I, the undersigned Assistant Secretary of **FEDERAL INSURANCE COMPANY**, do hereby certify that the foregoing Power of Attorney is in full force and effect.

Given under my hand and the seal of said Company at Warren, N.J., this 19th day of December, 19 91

Corporate Seal



Assistant Secretary