

OFFICE MEMORANDUM

DEPARTMENT OF PUBLIC SAFETY
STATE OF MINNESOTA

DATE: June 9, 2009

TO: Office of the Secretary of State
Corporation Division
Room 180 State Office Building

FROM: Nancy Fox
Deputy Registrar Section

PHONE: 651-205-4920

SUBJECT: Deputy Registrar Bond/Rider File # 162
Eagan Auto License
Fidelity and Deposit Company of Maryland Bond # 8482471



Please attach the enclosed bond to the bonds on file for Eagan Auto License Center, deputy registrar office #162, located in Eagan.

Thank you.

Enclosure

0902892

**ATTORNEY GENERAL'S OFFICE
PUBLIC SAFETY/GAMBLING DIVISION
BOND CHECKLIST**

TO: **Nancy Fox**
Department of Public Safety

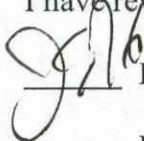
DATE: **June 2, 2009**

FROM: James E. Haase
Assistant Attorney General,
445 Minnesota Street, Suite 1800
St. Paul, MN 55101-2134

PHONE: (651) 297-1777 (Voice)
(651) 297-14235 (Fax)
(651) 282-2525 (TTY)

SUBJECT: **Deputy Registrar Bond/Rider for Deputy Registrar File Eagan #162, Eagan Auto License Center, Bond # 8482471**

I have reviewed the attached bond regarding **Eagan Auto License Center**

 I find the bond to be satisfactory.

_____ I am returning the bond for further processing as checked below. Please return for my approval and signature after you have taken the necessary action.

- ☐ Signature(s) is/are not in ink.
- ☐ The name of the principal has not been properly filled in or identified.
- ☐ The principal has not been properly identified as an individual, partnership or corporation.
(Note: Drivers License Agent principals must be individuals.)
- ☐ The surety has not been identified on the bond.
- ☐ The bond amount is not properly completed.
- ☐ The bond contains erasures or alterations.
- ☐ The bond is not dated.
- ☐ The attorney-in-fact has not signed the bond.
- ☐ The bond is not an original.
- ☐ The applicable principal has not signed the bond.
 - ☐ individual
 - ☐ partnership
 - ☐ corporate
- ☐ The applicable acknowledgment has not been completed.

- ☐ individual or partnership
- ☐ corporate
- ☐ surety

- ☐ The applicable acknowledgment is not an original.
 - ☐ individual or partnership
 - ☐ corporate
 - ☐ surety
- ☐ The applicable acknowledgment contains erasures or alterations.
 - ☐ individual or partnership
 - ☐ corporate
 - ☐ surety
- ☐ The applicable acknowledgment has not been dated.
 - ☐ individual or partnership
 - ☐ corporate
 - ☐ surety
- ☐ The date of the applicable acknowledgment precedes the date of the bond.
 - ☐ individual or partnership
 - ☐ corporate
 - ☐ surety
- ☐ The applicable acknowledgment is not notarized.
 - ☐ individual or partnership
 - ☐ corporate
 - ☐ surety
- ☐ The power of attorney is an unacceptable copy.
- ☐ The power of attorney does not identify the attorney-in-fact.
- ☐ The power of attorney does not authorize bonds of the type attached.
- ☐ The power of attorney is not dated.
- ☐ The date on the power of attorney proceeds the date of the bond.
- ☐ The power of attorney contains erasures or alterations.
- ☐ The power of attorney has expired.

162

RIDER

To be attached to and form a part of Deputy Registrar Bond _____ Bond, No .LPM8482471 _____
dated the ____22nd____ day of February_____, 2002, issued by the FIDELITY AND DEPOSIT
COMPANY OF MARYLAND, as Surety, on behalf of Eagan Auto License, _____ as Principal,
in the penal sum of Fifty Five Thousand Dollars (\$55000) _____ asid in favor of
State Of Minnesota , Minneasota Registrar of Motor Vehicles

025

In consideration of the premium charged for the attached bond, it is hereby agreed that the attached bond be amended as follows:

Penalty sum has increased to \$65000

Provided, However, that the attached bond shall be subject to all its agreements, limitations and conditions except as herein expressly modified, and further that the liability of the Surety under the attached bond and the attached bond as amended by this rider shall not be cumulative.

The **rider shall** become **effective** as of the ____26th____ day of May __, 2009
Signed, sealed **and dated this 26 day of** May____ 2009

Eagan Auto License, Inc.

ATTEST:

PRINCIPAL

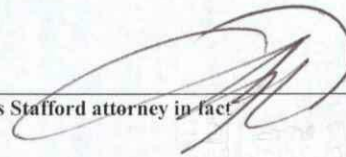


FIDELITY AND DEPOSIT COMPANY OF MARYLAND

ACCEPTED:

By

Chris Stafford attorney in fact



ACKNOWLEDGMENT AND VERIFICATION - CORPORATE SURETY
(Power of Attorney Must Be Attached)

State of MINNESOTA)
County of Olmsted)

On this 26 day of May, 2009, before me, a Notary Public in and for the
County of Olmsted, State of MINNESOTA, personally appeared
Chris STAFFORD to me personally known, who being by me duly sworn, did say that he
(name) (he/she)
is the Attorney-in-Fact of Fidelity And Deposit Company of Maryland
(corporate office held or Attorney-In-Fact) (corporate surety name)
the corporation whose name is affixed to the foregoing instrument, that the seal affixed to the
foregoing instrument was executed on behalf of said corporation by authority of its Board of
Directors, and said Attorney-in-Fact acknowledged that he executed said
(corporate office held/Attorney-In Fact) (he/she)
instrument as the free act and deed of said corporation, duly authorized, according to law, to
contract as surety upon bonds in the State of Minnesota.



AG: 1105590, v. 01

Heather Burns Notary Public
County, Olmsted
My commission expires Jan 31, 2011

State of _____)
County of _____) ss.

(Notary Seal)

ACKNOWLEDGMENT AND VERIFICATION - CORPORATE PRINCIPAL

State of Mn)
County of Orist) ss.

On this 26 day of May, 2009, before me, a Notary Public in and for the
County of Oluska, State of Minnesota, personally appeared
J. H. Duth, President to me known, who, being by me duly sworn did say

that his
his/her is the aforesaid officer of the corporation named in the foregoing instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors and said

Jeff Orsh acknowledgment said instrument to be their own free act and deed and the
(name)
free act and deed of said corporation.



Heather Burns Notary Public
County, Olmsted
My Commission expires January 31, 2011

Power of Attorney
FIDELITY AND DEPOSIT COMPANY OF MARYLAND
HOME OFFICE, BALTIMORE, MD

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by C. M. PECOT, JR., Vice-President, and C. W. ROBBINS, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint Dennis J. Frank, Chris L. Stafford and Joy E. Oudekirk, all of Stewartville, Minnesota, EACH.....

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, each in a penalty not to exceed the sum of TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000).....

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, 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 Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of Dennis J. Frank, et al, dated, September 29, 1992.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 13th day of September, A.D. 1993

ATTEST



FIDELITY AND DEPOSIT COMPANY OF MARYLAND

C. W. Robbins
Assistant Secretary

By

C. M. Pecot, Jr.
Vice-President

STATE OF MARYLAND
COUNTY OF BALTIMORE

SS:

On this 13th day of September, A.D. 1993, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came C. M. PECOT, JR., Vice-President and C. W. ROBBINS, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

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



Carol J. Fader
CAROL J. FADER

Notary Public

My Commission Expires August 1, 1996

CERTIFICATE

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

This Certificate may be signed by facsimile under and by authority of 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 16th day of July, 1969.

RESOLVED: "That the facsimile or mechanically reproduced signature of any 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 seal of the said Company, this 26th day of May, 1993

J. Gregory Hamilton
Assistant Secretary

EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND

"Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages, . . . and to affix the seal of the Company thereto."