



New Mexico Regulation and Licensing Department  
 Construction Industries Division  
 2550 Cerrillos Rd. Santa Fe, NM 87505 • (505) 476-4600 • Fax (505) 476-4685

CONSTRUCTION INDUSTRIES DIVISION  
 CONTRACTOR LICENSE CODE BOND

BOND NUMBER: W150331402

BOND EFFECTIVE DATE: 11/30/2018

KNOW ALL MEN BY THESE PRESENTS: that 365 CONSTRUCTION llc, (Company name as licensed), and Old Republic Surety Company, a surety company organized under the laws of the state of Wisconsin, which is duly authorized to do business in the state of New Mexico, (Surety), are both held and firmly bound unto the State of New Mexico, Regulation and Licensing Department, (Obligee), in the penal sum of Ten Thousand Dollars and no cents (\$10,000.00), lawful money of the United States of America, for the payment of which sum, well and truly to be made, the Principal and the Surety hereby bind themselves, their executors, administrators, successors and assigns, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS that, whereas the Principal has applied for a license to engage in contracting in the State of New Mexico, and submits this bond to comply with the requirements of NMSA 1978, Section 60-13-49, effective July 1, 2009, which statute is incorporated herein as though fully set forth.

NOW, THEREFORE, if Obligee finds that Principal has performed construction work in which a violation of an applicable building code, as set forth in NMAC Title 14, Chapters 7 through 10, has occurred, and that Principal after being given a reasonable opportunity to cure such violation, fails to do so, and if the Obligee certifies such failure to Surety, and Surety shall indemnify any consumer who incurs monetary harm as an actual and direct result of the certified uncorrected violation against only such loss within Forty Five (45) days of receipt by the Surety of the documents required to be submitted by consumer to Surety pursuant to NMAC Title 14, Chapter 6, Part 7.

It is understood and agreed that: the aggregate liability of the Surety shall not exceed the penal sum of this bond; this bond is continuous in form; and, if the Surety so elects, this bond may be cancelled by the Surety upon thirty (30) day's written notice to Obligee, or thirty (30) day's after Surety's receipt of Obligee's written request therefore. No action may be commenced on this bond after two (2) years from the earlier of: the date on which the final inspection of the work in which the code violation occurred was performed by the jurisdiction having code enforcement authority; or the issuance date of a certificate of occupancy for the project in which the code violation occurred.

SIGNED and DATED this 30th day of November, 2018.

365 CONSTRUCTION llc  
Principal Name

Old Republic Surety Company  
Surety

By: \_\_\_\_\_

By: Barbara A Hoeschen

ECTOR MENDOZA, MANAGING MEMBER  
Name & Title

Barbara A Hoeschen  
Attorney-in-Fact

Name of local Agency issuing bond: CONTRACTORS BONDING SERV. INC.  
 Address: 4927 PROSPECT AVE NE ALBUQUERQUE, NM 87110  
 Phone: 800-942-3212  
 Email: \_\_\_\_\_



*Power of attorney must accompany the bond*



# OLD REPUBLIC SURETY COMPANY

## POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That OLD REPUBLIC SURETY COMPANY, a Wisconsin stock insurance corporation, does make, constitute and appoint:

Barbara A Hoeschen Of ALBUQUERQUE, NM

its true and lawful Attorney(s)-in-Fact, with full power and authority, not exceeding \$10,000,000, for and on behalf of the company as surety, to execute and deliver and affix the seal of the company thereto (if a seal is required), bonds, undertakings, recognizances or other written obligations in the nature thereof, (other than bail bonds, bank depository bonds, mortgage deficiency bonds, mortgage guaranty bonds, guarantees of installment paper and note guaranty bonds, self-insurance workers compensation bonds guaranteeing payment of benefits, asbestos abatement contract bonds, waste management bonds, hazardous waste remediation bonds or black lung bonds), as follows: Effective Date: 11/30/2018 12:00:00 AM

Bond Number: W150331402      Bond Amount: Ten Thousand Dollars      \$ 10,000.00

Principal Name: 365 CONSTRUCTION llc

Obligee Name: NM Regulation & Lic Dept - Construction Industries Div of Santa Fe, NM

and to bind OLD REPUBLIC SURETY COMPANY thereby, and all of the acts of said Attorneys-in-Fact, pursuant to these presents, are ratified and confirmed. This appointment is made under and by authority of the board of directors at a special meeting held on February 18, 1982.

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following resolutions adopted by the board of directors of the OLD REPUBLIC SURETY COMPANY on February 18, 1982.

RESOLVED that the president, any vice president or assistant vice president, in conjunction with the secretary or any assistant secretary, may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the company to execute and deliver and affix the seal of the company to bonds, undertakings, recognizances, and suretyship obligations of all kinds; and said officers may remove any such attorney-in-fact or agent and revoke any Power of Attorney previously granted to such person.

RESOLVED FURTHER that any bond, undertaking, recognizance, or suretyship obligation shall be valid and binding upon the Company

- (i) when signed by the president, any vice president or assistant vice president, and attested and sealed (if a seal be required) by any secretary or assistant secretary; or
- (ii) when signed by the president, any vice president or assistant vice president, secretary or assistant secretary, and countersigned and sealed (if a seal be required) by a duly authorized attorney-in-fact or agent; or
- (iii) when duly executed and sealed (if a seal be required) by one or more attorneys-in-fact or agents pursuant to and within the limits of the authority evidenced by the Power of Attorney issued by the company to such person or persons.

RESOLVED FURTHER that the signature of any authorized officer and the seal of the company may be affixed by facsimile to any Power of Attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, OLD REPUBLIC SURETY COMPANY has caused these presents to be signed by its proper officer, and its corporate seal to be affixed this 30th day of November, 2018.

*Jane E. Cherney*  
Assistant Secretary



OLD REPUBLIC SURETY COMPANY

*Alan Pavlic*  
President

STATE OF WISCONSIN, COUNTY OF WAUKESHA - SS

On this 30th day of November, 2018, personally came before me, Alan Pavlic and Jane E. Cherney, to me known to be the individuals and officers of the OLD REPUBLIC SURETY COMPANY who executed the above instrument, and they each acknowledged the execution of the same, and being by me duly sworn, did severally depose and say: that they are the said officers of the corporation aforesaid, and that the seal affixed to the above instrument is the seal of the corporation, and that said corporate seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority of the board of directors of said corporation.



*Kathryn R. Pearson*  
Notary Public

My Commission Expires: 09/28/2022

(Expiration of notary's commission does not invalidate this instrument)

### CERTIFICATE

I, the undersigned, assistant secretary of the OLD REPUBLIC SURETY COMPANY, a Wisconsin corporation, CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolutions of the board of directors set forth in the Power of Attorney, are now in force.

0515728



Signed and sealed at the City of Brookfield, WI this 30th day of November, 2018.

*Jane E. Cherney*  
Assistant Secretary

ORSC 22262 (3-06)

CONTRACTORS BONDING SERV. INC.