

CPM Virginia LLC
Caribe Aggregates, LTD

Neil T. Wallace
President

P. O. Box 6902, Williamsburg, VA 23188
Cell 757-784-0050 ✓
Fax 757-645-3755
Email: ntwallace@aol.com

COASTAL

547-5727
Atlantic Coastal FAX

HEADWATERS
RESOURCES

125 Summit Hill Lane
Lake City, TN 37769
P: 804.271.7887
F: 865.426.2841
vdavis@headwaters.com

VERNON H. DAVIS
Technical Sales Representative
Cell: 404.915.5694

ville PAVEMENT SECTION

14/8/14/2

NEIL WALLACE CAM

1 757 784 0050

DAVE BRISTOW DOM VA PAVEN
804 273-4126

JIM DELUZIO VFL TECHNOLOGY CORP
484 947-2219

HEADWATERS
RESOURCES

VFL TECHNOLOGY CORP.
841 Juniper Crescent
Suite 102
Chesapeake, VA 23320
P: 757.366.4401
F: 757.366.4408
croberts@headwaters.com

CHARLES ROBERTS
Regional Sites Manager
Cell: 757.435.0388

April 22, 2008

City of Chesapeake

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
FAX (757) 382-6310
FAX (757) 382-8537

CERTIFIED LETTER

7004 1160 0006 3534 5388

VFL Technology Corporation
Mr. Michael Robinson, Vice President
16 Hagerty Boulevard
West Chester, PA 19382

RE: ETHERIDGE GREEN- PHASES 1 AND 1A – AC #01408200

Dear Mr. Robinson:

Reference is made to our letter of March 14, 2008, copy enclosed.

Please be advised that a Mr. Jim DeLizzio purporting to represent your company advised this office via voice mail on or about April 15, 2008 that VFL Technology Corporation refuses to submit as-built drawings for the retention areas of the referenced site. It is requested that the as-built drawings and the \$300 permit fee be submitted to this office no later than June 23, 2008. Should you fail to submit the required items by the date specified, we will have no alternative but to forward this matter to the City Attorney for appropriate action.

Should you need additional information, please advise.

Cordially,

David G. Dombroski
Permits Engineer

DGD:lb
Enclosure

cc: Ronald S. Hallman, City Attorney

Westchester Fire Insurance Company
P. O. Box 41484
Philadelphia, PA 19101-1484
Attn: Claims Department
w/copies of bonds. No. K0, 72. 23, 69, 9 & K0, 72. 23, 70 & 5



March 14, 2008

VFL Technology Corporation
Mr. Michael Robinson, Vice President
16 Hagerty Boulevard
West Chester, PA 19382

RE: ETHERIDGE GREENS – AC #01408200

Dear Mr. Robinson:

Please be advised that as-built drawings are required for the retention areas at the referenced site. The as-built drawing shall show the final depth of the excavation, the grade of all banks, walls, and slopes of the excavation, and the volume of materials removed.

Please submit the as-builts to this office along with your check in the amount of \$300.00 to cover the cost of the stormwater permits in order to effect release of the permit bonds posted for this site.

Should you need additional information, please advise.

Cordially,



David G. Dombroski
Permits Engineer

DGD:lb



PERMIT BOND

Bond No. KO 72 23 69 9

KNOW ALL MEN BY THESE PRESENTS, That we VFL TECHNOLOGY CORPORATION

Principal, and WESTCHESTER FIRE INSURANCE COMPANY, a corporation duly incorporated under the laws of the State of NEW YORK, Surety, are held and firmly bound unto the City of Chesapeake in the full and just sum of THREE HUNDRED TWENTY THOUSAND & NO/100 Dollars (\$ 320,000.00* * * * *), current money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed, with our seals and dated this 21ST day of JANUARY, A. D. 2005.

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes: CLEARING, FILLING, EXCAVATING, GRADING OR TRANSPORTING OR ANY COMBINATION THEREOF, INSTALLATION AND MAINTENANCE OF ALL EROSION AND SEDIMENT CONTROL FACILITIES AND CONSTRUCTION OF ALL STORMWATER MANAGEMENT FACILITIES IN ACCORDANCE WITH APPROVED PLAN OF ETHERIDGE GREENS, PHASE 1A

NOW, THEREFORE, The condition of this obligation is such that if the said principal, VFL TECHNOLOGY CORPORATION

shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day and year first above written.

Witness:

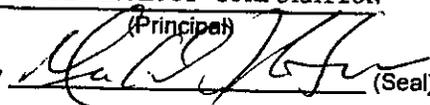


Approved as to form


Assistant City Attorney

VFL TECHNOLOGY CORPORATION

(Principal)

By  (Seal)

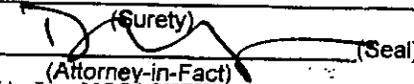
16 HAGERTY BLVD.

(Address)

WEST CHESTER, PA 19382

WESTCHESTER FIRE INSURANCE COMPANY

(Surety)

By  (Seal)

(Attorney-in-Fact)

DANA L. MCCASKEY

CG-24,027/Revised April 2000
Previous editions are obsolete

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF VIRGINIA
CITY of RICHMOND, to-wit:

I, KAYLYN PASCARELLA HOLSHU, a notary public in and

for the CITY aforesaid, in the State aforesaid, do certify that MICHAEL ROBINSON Vice President of VFL TECHNOLOGY CORPORATION, Address: 16 HAGERTY BLVD., WEST CHESTER, PA whose name is signed to the above bond, bearing date on the 21ST day of JANUARY, 2005, personally appeared before me in my CITY aforesaid, and acknowledged the same.

I further certify that my term of office expires on the 30TH day of NOVEMBER, 2007.

Given under my hand this 21ST day of JANUARY, 2005.

Handwritten signature of Kaylyn Pascarella Holshu, Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF VIRGINIA
CITY of RICHMOND, to-wit:

I, KAYLYN PASCARELLA HOLSHU, a notary public in and for the CITY aforesaid, do certify that DANA L. MCCASKEY personally appeared before me in my CITY aforesaid and made oath that he/she is ATTORNEY-IN-FACT of the WESTCHESTER FIRE INSURANCE COMPANY

that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated ***RECORDATION PENDING - SEE ATTACHED and recorded in the Clerk's Office of the of in Deed Book No. page a certified copy of which is attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is \$ 476,173,943.00 that the penalty of the foregoing bond is not in excess of ten percent of said sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said company is solvent and fully able to meet promptly all its obligations, and the said ATTORNEY-IN-FACT thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires NOVEMBER 30, 2007.

Given under my hand this 21ST day of JANUARY, 2005.

Handwritten signature of Kaylyn Pascarella Holshu, Notary Public

Power of Attorney

WESTCHESTER FIRE INSURANCE COMPANY



1044497

145125

Know all men by these presents: That WESTCHESTER FIRE INSURANCE COMPANY, a corporation of the State of New York, having its principal office in the City of Atlanta, Georgia, pursuant to the following Resolution, adopted by the Board of Directors of the said Company on November 8, 1999, to wit:

- "RESOLVED, that the following Rules shall govern the execution for the Company of bonds, undertakings, recognizances, contracts and other writings in the nature thereof.
- (1) That the President, any Senior Vice President, any Vice President, and Assistant Vice President, or any Attorney-in-Fact, may execute for and on behalf of the Company any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof, the same to be attested when necessary by the Corporate Secretary, or any Assistant Corporate Secretary, and the seal of the Company affixed thereto, and that the President, any Senior Vice President, any Vice President or any Assistant Vice President may appoint and authorize any other Officer (elected or appointed) of the Company, and Attorneys-in-Fact to so execute or attend to the execution of all such writings on behalf of the Company and to affix the seal of the Company thereto.
- (2) Any such writing executed in accordance with these Rules shall be as binding upon the Company in any case as though signed by the President and attested to by the Corporate Secretary.
- (3) The signature of the President, or a Senior Vice President, or a Vice President, or an Assistant Vice President and the seal of the Company may be affixed by facsimile to any certificate of any such power, and any such power or certificate bearing such facsimile signature and Resolution, and the signature of a certifying Officer and the seal of the Company may be affixed by facsimile to any certificate of any such power, and any such power or certificate bearing such facsimile signature and discharge of their duties.
- (4) Such other Officers of the Company, and Attorneys-In-Fact shall have authority to certify or verify copies of this Resolution, the By-Laws of the Company, and any affidavit or record of the Company necessary to the discharge of their duties.
- (5) The passage of this Resolution does not revoke any earlier authority granted by Resolutions of the Board of Directors."

Does hereby nominate, constitute and appoint DUREMA KISSAM, DANA L. MCCASKEY and KAYLYN HOLSHU all of the City of Richmond, State of Virginia, each individually if there be more than one named, its true and lawful attorney-in-fact, to make, execute, seal and deliver on its behalf, and as its act and deed any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof in penalties not exceeding Five Million Dollars (\$5,000,000) and the execution of such writings in pursuance of these presents shall be as binding upon said Company, as fully and amply as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office.

IN WITNESS WHEREOF, the said Gregory J. Otterson, Vice-President, has hereunto subscribed his name and affixed the corporate seal of the said WESTCHESTER FIRE INSURANCE COMPANY this 30th day of September 2003.



WESTCHESTER FIRE INSURANCE COMPANY

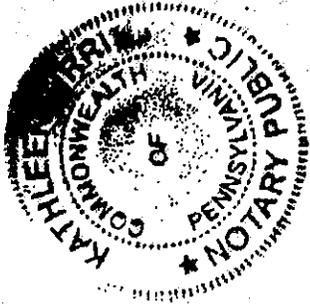
Gregory J. Otterson

Gregory J. Otterson, Vice President

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF PHILADELPHIA ss.

On this 30th day of September, A.D. 2003, before me, a Notary Public of the Commonwealth of Pennsylvania in and for the County of Philadelphia came Gregory J. Otterson, Vice-President of the WESTCHESTER FIRE INSURANCE COMPANY to me personally known to be the individual and officer who executed the preceding instrument, and he acknowledged that he executed the same, and that the seal affixed to the preceding instrument is the corporate seal of said Company; that the said corporate seal and his signature were duly affixed by the authority and direction of the said corporation, and that Resolution, adopted by the Board of Directors of said Company, referred to in the preceding instrument, is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Philadelphia the day and year first above written.



NOTARIAL SEAL
Kathleen Tirri, Notary Public
Philadelphia, Philadelphia County
My commission expires September 22, 2007

Kathleen Tirri

Notary Public

I, the undersigned Secretary of WESTCHESTER FIRE INSURANCE COMPANY, do hereby certify that the original POWER OF ATTORNEY, of which the foregoing is a substantially true and correct copy, is in full force and effect.

In witness whereof, I have hereunto subscribed my name as Secretary, and affixed the corporate seal of the Corporation, this 21st day of



George D. Mulligan

George D. Mulligan, Secretary

THIS POWER OF ATTORNEY MAY NOT BE USED TO EXECUTE ANY BOND WITH AN INCEPTION DATE AFTER September 30, 2005.

PERMIT BOND

Bond No. KO 72 23 70 5

KNOW ALL MEN BY THESE PRESENTS, That we VFL TECHNOLOGY CORPORATION

Principal, and WESTCHESTER FIRE INSURANCE COMPANY, a corporation duly incorporated under the laws of the State of NEW YORK, Surety, are held and firmly bound unto the City of Chesapeake in the full and just sum of ONE HUNDRED EIGHTY-FOUR THOUSAND & NO/100 Dollars (\$ 184,00.00 * * * * *), current money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed, with our seals and dated this 21ST day of JANUARY, A. D. 2005.

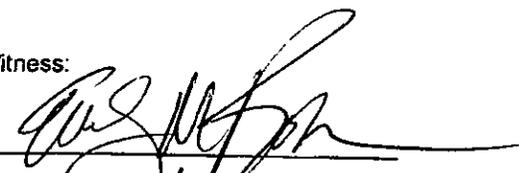
WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes: CLEARING, FILLING, EXCAVATING, GRADING OR TRANSPORTING OR ANY COMBINATION THEREOF, INSTALLATION AND MAINTENANCE OF ALL EROSION AND SEDIMENT CONTROL FACILITIES AND CONSTRUCTION OF ALL STORMWATER MANAGEMENT FACILITIES IN ACCORDANCE WITH APPROVED PLAN OF ETHERIDGE GREENS, PHASE I.

NOW, THEREFORE, The condition of this obligation is such that if the said principal, VFL TECHNOLOGY CORPORATION

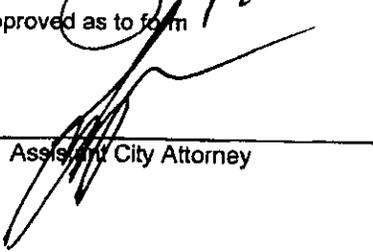
shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day and year first above written.

Witness:

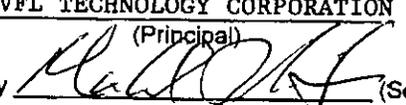


Approved as to form


Assistant City Attorney

VFL TECHNOLOGY CORPORATION

(Principal)

By  (Seal)

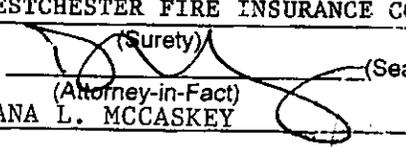
16 HAGERTY BLVD.

(Address)

WEST CHESTER, PA 19382

WESTCHESTER FIRE INSURANCE COMPANY

(Surety)

By  (Seal)

(Attorney-in-Fact)

DANA L. MCCASKEY

CG-24,027/Revised April 2000
Previous editions are obsolete

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF VIRGINIA
CITY of RICHMOND, to-wit:

I, KAYLYN PASCARELLA HOLSHU, a notary public in and for the CITY

aforsaid, in the State aforsaid, do certify that MICHAEL ROBINSON Vice President of VFL TECHNOLOGY CORPORATION, Address: 16 HAGERTY BLVD., WEST CHESTER, PA whose name is signed to the above bond, bearing date on the 21ST day of JANUARY, 2005, personally appeared before me in my CITY aforsaid, and acknowledged the same.

I further certify that my term of office expires on the 30TH day of NOVEMBER, 2007.

Given under my hand this 21ST day of JANUARY, 2005

Handwritten signature of Kaylyn Pascarella Holshu, Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF VIRGINIA
CITY of RICHMOND, to-wit:

I, KAYLYN PASCARELLA HOLSHU, a notary public in and for the CITY aforsaid, do certify that DANA L. MCCASKEY personally appeared before me in my CITY aforsaid and made oath that he/she is ATTORNEY-IN-FACT of the WESTCHESTER FIRE INSURANCE COMPANY

that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated ***RECORDATION PENDING - SEE ATTACHED and recorded in the Clerk's Office of the of in Deed Book No. page a certified copy of which is attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is \$ 476,173,943.00 that the penalty of the foregoing bond is not in excess of ten percent of said sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said company is solvent and fully able to meet promptly all its obligations, and the said ATTORNEY-IN-FACT thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires NOVEMBER 30, 2007.

Given under my hand this 21ST day of JANUARY, 2005.

Handwritten signature of Kaylyn Pascarella Holshu, Notary Public

Power of Attorney

145125

WESTCHESTER FIRE INSURANCE COMPANY



1044498

Know all men by these presents: That WESTCHESTER FIRE INSURANCE COMPANY, a corporation of the State of New York, having its principal office in the City of Atlanta, Georgia, pursuant to the following Resolution, adopted by the Board of Directors of the said Company on November 8, 1999, to wit:

- "RESOLVED, that the following Rules shall govern the execution for the Company of bonds, undertakings, recognizances, contracts and other writings in the nature thereof:
- (1) That the President, any Senior Vice President, any Vice President, and Assistant Vice President, or any Attorney-in-Fact, may execute for and on behalf of the Company any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof, the same to be attested when necessary by the Corporate Secretary, or any Assistant Corporate Secretary, and the seal of the Company affixed thereto, and that the President, any Senior Vice President, any Vice President or any Assistant Vice President may appoint and authorize any other Officer (elected or appointed) of the Company, and Attorneys-In-Fact to so execute or attest to the execution of all such writings on behalf of the Company and to affix the seal of the Company thereto.
- (2) Any such writing executed in accordance with these Rules shall be as binding upon the Company in any case as though signed by the President and attested to by the Corporate Secretary.
- (3) The signature of the President, or a Senior Vice President, or a Vice President, or an Assistant Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted pursuant to this Resolution, and the signature of a certifying Officer and the seal of the Company may be affixed by facsimile to any certificate of any such power, and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company.
- (4) Such other Officers of the Company, and Attorneys-In-Fact shall have authority to certify or verify copies of this Resolution, the By-Laws of the Company, and any affidavit or record of the Company necessary to the discharge of their duties.
- (5) The passage of this Resolution does not revoke any earlier authority granted by Resolutions of the Board of Directors."

Does hereby nominate, constitute and appoint DUREMA KISSAM, DANA L. MCCASKEY and KAYLYN HOLSHU all of the City of Richmond, State of Virginia, each individually if there be more than one named, its true and lawful attorney-in-fact, to make, execute, seal and deliver on its behalf, and as its act and deed any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof in penalties not exceeding Five Million Dollars (\$5,000,000) and the execution of such writings in pursuance of these presents shall be as binding upon said Company, as fully and amply as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office.

IN WITNESS WHEREOF, the said Gregory J. Otterson, Vice-President, has hereunto subscribed his name and affixed the corporate seal of the said WESTCHESTER FIRE INSURANCE COMPANY this 30th day of September 2003.



WESTCHESTER FIRE INSURANCE COMPANY

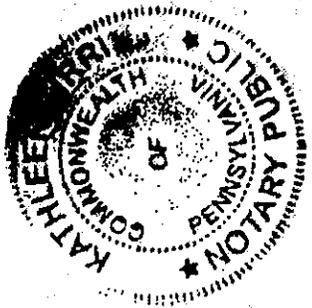
Gregory J. Otterson

Gregory J. Otterson, Vice President

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF PHILADELPHIA ss.

On this 30th day of September, A.D. 2003, before me, a Notary Public of the Commonwealth of Pennsylvania in and for the County of Philadelphia came Gregory J. Otterson, Vice-President of the WESTCHESTER FIRE INSURANCE COMPANY to me personally known to be the individual and officer who executed the preceding instrument, and he acknowledged that he executed the same, and that the seal affixed to the preceding instrument is the corporate seal of said Company; that the said corporate seal and his signature were duly affixed by the authority and direction of the said corporation, and that Resolution, adopted by the Board of Directors of said Company, referred to in the preceding instrument, is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Philadelphia the day and year first above written.



NOTARIAL SEAL
Kathleen Tirri, Notary Public
Philadelphia, Philadelphia County
My commission expires September 22, 2007

Kathleen Tirri

Notary Public

I, the undersigned Secretary of WESTCHESTER FIRE INSURANCE COMPANY, do hereby certify that the original POWER OF ATTORNEY, of which the foregoing is a substantially true and correct copy, is in full force and effect.

In witness whereof, I have hereunto subscribed my name as Secretary, and affixed the corporate seal of the Corporation, this 21st day of

George D. Mulligan 2003



George D. Mulligan

George D. Mulligan, Secretary

THIS POWER OF ATTORNEY MAY NOT BE USED TO EXECUTE ANY BOND WITH AN INCEPTION DATE AFTER September 30, 2005.

Chesapeake

VIRGINIA

City of Chesapeake • Department of Public Works
Post Office Box 15225 • Chesapeake, Virginia 23328

Westchester Fire Insurance Company
P. O. Box 41484
Philadelphia, PA 19101-1484
Attn: Claims Department
w/copies of bonds. No. KO, 72. 23, 69, 9 &
72. 23, 70 & 5

Chesapeake

VIRGINIA

City of Chesapeake • Department of Public Works
Post Office Box 15225 • Chesapeake, Virginia 23328

VFL Technology Corporation

Mr. Michael Dickinson, Vice President

COMPLETE THIS SECTION

2, and 3. Also complete Delivery is desired. and address on the reverse turn the card to you. to the back of the mailpiece, space permits.

Technology Corp.
Michael Robinson, VP
16 Hagerty Boulevard
West Chester PA 19382

7004 1160 0006 3534 5388

January 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

**U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

For delivery information visit our website at www.usps.com®

OFFICIAL USE

Postage \$ 000110

Certified Fee

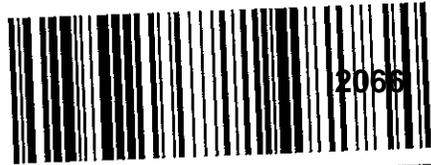
Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees \$

Postmark
Here

Sent to Michael Robinson
VFL Technology Corporation
Street, Apt. No.,
or PO Box No. 16 Hagerty Boulevard
City, State, ZIP+4
West Chester PA 19382



2066

8885 1260 0006 3534 5388
8885 1260 0006 3534 5388

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

DC0116

City of Chesapeake
Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23325

Dave Dombroski - Fwd: Re: Virginian-Pilot -- follow-up

From: Dave Dombroski
To: Tammy Barry
Date: 2/15/2008 11:06 AM
Subject: Fwd: Re: Virginian-Pilot -- follow-up

Tammy,

I reviewed the permits file for Etheridge Greens, AC#01408200 and found

- 1) No land disturbing permit was issued to Whittamore Properties LLC for this site.
- 2) No stormwater permit was issued to Atlantic Coastal Contractors for this site.
- 3) No bond was posted by Tri-City Contractors for this site.

Should you need additional information, please advise.

David G. Dombroski, Permits Engineer
City of Chesapeake
Department of Public Works
PO Box 15225
Chesapeake, VA 23328
Phone (757) 382-6304
Fax (757) 382-6310 or 8537
email dombroski@cityofchesapeake.net

>>> Tammy Barry 2/15/2008 9:05 AM >>>

Hi Dave:

Can you pull the files needed from below email by end of today if possible? THANKS!

Tammy

>>> Mark Curry 2/15/2008 9:00 AM >>>

I'm out today, but Dave Dombroski would have copies of the permits and the bond.

>>> Tammy Barry 02/15/08 7:44 AM >>>

Hi Bob:

I was out of the office yesterday or you would have heard from me earlier. I have forwarded your request on to Mark Curry and will contact you as soon as we locate the documents you requested below. We have a few people out of the office today due to the long weekend but I'll do my best to get back to you in a timely manner. Thanks.

Tammy L. Barry
Public Information Specialist
City of Chesapeake, Public Works
757-382-6983
F: 757-382-8537

>>> "Robert McCabe" <Robert.McCabe@pilotonline.com> 2/13/2008 6:05 PM >>>

Tammy Barry
PIO
Department of Public Works

Chesapeake, VA 23320
Wednesday Feb. 13, 2008

Hi, Tammy:

Since we met recently, I've learned that there are a few other Public Works documents relating to Etheridge Greens Golf Course that I don't think were in the stack of materials I received.

They are:

- 1) the land-disturbance permit, issued to Whittamore Properties LLC
- 2) the stormwater permit, issued to Atlantic Coastal Contractors
- 3) a performance bond, issued to Tri-City Contractors

All of these would have been issued sometime in the 2002 time frame. All would have come through Public Works.

If these records are included in what you gave me already, my apologies in advance. But I've looked through the papers and can't find them. I'll follow up with a phone call. I'd like to come in and review these records, and all other permits and/or bonds connected with this project, just as I did with the site plans and other documents.

Thank you.

Sincerely,

Bob McCabe
The Virginian-Pilot
477-0706 (cell)

From: Karen Harrell
To: Dombroski, Dave
Date: 3/4/2008 9:45 AM
Subject: Final: Etheridge Greens, # 014082

The golf course is vegetated and ready for release. No punchlist. KWH

February 28, 2008

Adroit Utilities, Inc.
Mr. Brian Malcolm, President
1729 West Road, Suite 4
Chesapeake, Virginia 23323

**RE: ETHERIDGE GREEN, CENTERVILLE TURNPIKE/WHITTAMORE ROAD
INTERSECTION IMPROVEMENTS – AC #01408200**

Dear Mr. Malcolm:

A recent inspection of the referenced site indicates that all work has been completed in a satisfactory manner. We are therefore releasing The Cincinnati Insurance Company permit bond No. B8867441 in the amount of \$82,000.00.

Should additional information be needed, you may reach me at 382-6304.

Cordially,



David G. Dombroski
Permits Engineer

DGD/lb

cc: The Taylor Johnson Group
Ms. Marni Cannata
P. O. Box 3707
Virginia Beach, Virginia 23454
w/original bond



February 27, 2008

CPM Virginia, LLC
Mr. Neil Wallace
P. O. Box 6902
Williamsburg, Virginia 23188

RE: ETHERIDGE GREEN – AC #01408200

Dear Mr. Wallace:

Per our telephone conversation, all work related to the Centerville Turnpike/Whittamore Road Intersection improvements has been completed to our satisfaction.

Should you need additional information, please advise.

Cordially,



David G. Dombroski
Permits Engineer

DGD:lb

cc via Fax: Richard Matthews
(757) 497-1914





City of Chesapeake

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
FAX (757) 382-6310
FAX (757) 382-8537

March 14, 2008

VFL Technology Corporation
Mr. Michael Robinson, Vice President
16 Hagerty Boulevard
West Chester, PA 19382

RE: ETHERIDGE GREENS – AC #01408200

Dear Mr. Robinson:

Please be advised that as-built drawings are required for the retention areas at the referenced site. The as-built drawing shall show the final depth of the excavation, the grade of all banks, walls, and slopes of the excavation, and the volume of materials removed.

Please submit the as-builts to this office along with your check in the amount of \$300.00 to cover the cost of the stormwater permits in order to effect release of the permit bonds posted for this site.

Should you need additional information, please advise.

Cordially,

David G. Dombroski
Permits Engineer

DGD:lb



April 10, 2008

Mr. Issam Baraki
SIA Site Improvement
800 Juniper Crescent, Suite A
Chesapeake, VA 23320

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
FAX (757) 382-6310
FAX (757) 382-8537

RE: Battlefield Golf Club (aka Etheridge Greens)
AC # 014082 00

Dear Mr. Baraki;

For our final review of the site plan for compliance with all state local and federal laws (Use Permit Stipulation No. 12), we request that the applicant supply the City with documentation on the golf course's current compliance with DEQ regulations (9VAC 20-85 and in particular, 9VAC 20-85-70) before approval of the final site plan. We also request the applicant provide the City with a letter or other documentation from DEQ that the use of fly ash (CCB) on the site is exempt from DEQ's Solid Waste regulations in accordance with 9VAC20-80-150 or 9VAC20-80-160 or falls under the CCB use regulations (9VAC 20-85). This determination is necessary as it relates to the requirements of City Code **Section 62-88, Solid Waste Management Facilities – Conditional Use Permit Required.**

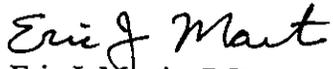
Exempted from use permit requirement...

(7) The use or reuse of the coal combustion byproducts (CCBs) commonly known as "fly ash" or "bottom ash" as i) a base or subbase material for construction or paving, ii) a binder or admixer combined with cement to produce concrete (such as use in concrete block and pipe, pavements or buildings), iii) a stabilized fill material when processed with a cementitious binder, or iv) other beneficial uses where the CCB is substituted for natural or commercial products in a manner that does not have an adverse effect on the public health, safety, welfare or environment. This exemption shall only apply in cases where the proposed beneficial use of the CCB has been approved by the Virginia Department of Environmental Quality in accordance with the Virginia Solid Waste Management Regulations or Regulation Governing Management of Coal Combustion By-Products or is exempt from such regulations. All beneficial use of CCB permitted under this exemption must be conducted in accordance with applicable state, federal and local laws, regulations and permits; provided that, however, any use of CCB under the Virginia Solid Waste Management Regulations shall be exempt from the requirements in sections 62-91, 62-92 and 62-93 of this chapter. The use of CCB in a manner governed by the Regulation Governing Management of Coal Combustion By-Products shall be exempt from the requirements in sections 62-92 and 62-93 of this ordinance but shall expressly remain subject to all requirements of section 62-91. Notwithstanding the foregoing, the storage or stockpiling of CCBs for disposal or for sale shall not be considered a beneficial use under this section. On-site stockpiling of CCBs for use in a specific construction project in progress or scheduled to commence within 30 days of the date the stockpile is placed on the site shall be permitted, provided that i) the use of CCBs are identified on construction plans submitted to the department of public works, ii) the stockpile does not exceed the amount of CCBs needed for the project or 1,000 cubic yards, whichever is less, and iii) the CCBs are removed from the site and lawfully disposed of within 30 days of the completion of the project or portion of the project involving the use of CCBs. Failure to abide by any applicable law, regulation or permit shall render the use unlawful and shall give rise to an immediate requirement for the removal and lawful disposal of the CCB.



Please submit the required documentation as soon as possible so we may complete our review of the use permit stipulations.

Sincerely,



Eric J. Martin, P.E.
City Engineer

cc: Ronald Hallman, City Attorney
Tim Davis, Zoning Administrator
✓ File



Published on HamptonRoads.com | PilotOnline.com (<http://hamptonroads.com>)

Chesapeake to offer water testing near fly-ash golf course

CHESAPEAKE

The city will pay to test wells of homeowners living near a golf course made from fly ash beginning this weekend, City Manager William E. Harrell said Thursday.

Hand-delivered letters to homeowners immediately adjacent to the course are expected to go out today, Harrell said.

The announcement came less than a week after a report in The Virginian-Pilot about Battlefield Golf Club at Centerville, an 18-hole course sculpted from 1.5 million tons of fly ash, a powdery byproduct of the burning of coal for electricity, that came from Dominion Virginia Power's Chesapeake Energy Center in Deep Creek.

"I'm glad they're doing it, if they're really going to do it; it's the proper thing to do," said Harriet West, whose Murray Drive home backs to the golf course.

She and her husband, Mark, have lived there for 22 years.

"They approved the mess and they should help straighten it up," she said.

Testing also is planned on the golf course itself, Harrell said.

"The city certainly expects Dominion Virginia Power and the property owners to be partners in resolving any problems that are determined from the analysis of the wells," Harrell said.

The issue also has drawn the attention of environmental groups.

"Even if groundwater contamination has not yet occurred, it's going to be a perpetual threat, so the entire site needs to be monitored for hazardous constituents," said Lisa Evans, a former EPA attorney who now works with Earthjustice, a nonprofit law firm that began in the 1970s as the Sierra Club Legal Defense Fund.

The testing of private wells will be offered on a voluntary basis, according to a draft of a letter to residents by J.K. Walski, the city's director of public utilities.

Testing may be expanded to include additional residences based on the results from the first samples, according to the draft letter, released late Thursday.

An independent company will take well water samples and test them against U.S. Environmental

Protection Agency drinking water standards.

The letters, to be delivered to those whose homes are within 2,000 feet of the course, also will notify them officially of the June 20 deadline for reporting any wells that have dried up or show signs of contamination.

That deadline was included as a stipulation in the conditional use permit for the golf course project unanimously approved by the Chesapeake City Council on June 20, 2001.

The stipulation gave homeowners seven years to make claims on the golf course owners for wells damaged by the project.

Fly ash, which years ago went up the smokestacks of power plants, now is captured, stockpiled and regulated as a solid waste because it contains heavy metals such as arsenic that can leach into groundwater, contaminating wells.

Arsenic has been linked to cancer, according to the EPA .

Dominion was not the applicant for the city's use permit but only supplied the fly ash for the project.

The utility said the fly ash was mixed with a chemical additive to bind the metals, making them unable to dissolve and inhibiting leaching.

The golf course project was exempt from the requirement for a solid-waste permit for landfills because it met the criteria for "beneficial use" programs encouraged by the EPA.

The golf course was developed by CPM Virginia LLC, an affiliate of Combustion Products Management Inc., or CPM, which was based in Ithaca, N.Y., when the project was approved.

The applicant for the city's conditional use permit was Robert S. Diberardinis, a CPM executive.

The original developers no longer are involved in the project, having sold the property to MJM Golf LLC, a Norfolk-based company, in January 2007.

City officials on Thursday clarified the operational status of the golf course. Though the city said the course had been temporarily shut down last week, golfers still were in plain view through the first half of this week.

City officials explained that while business operations on the golf course were suspended – meaning there could be no cash transactions for greens fees and the like – those with club memberships still were allowed to play the course.

Patrick M. Hughes, director of Neighborhood Services for the city, said the golf course had been cited with a second "notice of violation" on Thursday, for not having an approved site plan.

A month ago, the course was cited for a building code violation relating to improper permitting for its construction trailer.

On March 27, a misdemeanor summons was issued to the golf course alleging failure to obtain a building permit before use of a structure.

A tentative court date is set for April 30, Hughes said.

Robert McCabe, (757) 222-5217, robert.mccabe@pilotonline.com

Source URL (retrieved on 04/04/2008 - 14:05): <http://hamptonroads.com/2008/04/chesapeake-offer-water-testing-near-flyash-golf-course>

March 14, 2008

VFL Technology Corporation
Mr. Michael Robinson, Vice President
16 Hagerty Boulevard
West Chester, PA 19382

RE: ETHERIDGE GREENS – AC #01408200

Dear Mr. Robinson:

Please be advised that as-built drawings are required for the retention areas at the referenced site. The as-built drawing shall show the final depth of the excavation, the grade of all banks, walls, and slopes of the excavation, and the volume of materials removed.

Please submit the as-builts to this office along with your check in the amount of \$300.00 to cover the cost of the stormwater permits in order to effect release of the permit bonds posted for this site.

Should you need additional information, please advise.

Cordially,

David G. Dombroski
Permits Engineer

DGD:lb

February 20, 2008

VFL Technology Corporation
Mr. Michael Robinson, Vice President
16 Hagerty Boulevard
West Chester, PA 19382

**RE: ETHERIDGE GREENS
AC # 01408200**

Dear Mr. Robinson:

During a recent review of our files it was discovered that the bonds submitted by VFL Technology Corp. in January of 2005 were approved by the City Attorney but the corresponding permits were not signed by Public Works. The permits have now been signed and your copies are enclosed. Also, enclosed please find your checks numbered 2025 and 2026. As these checks are now stale, we request that you remit \$300.00 to this office to cover the cost of the stormwater permits for Phase 1 and Phase 1A.

Should you need additional information, please call me at 382-6304 or email dombroski@cityofchesapeake.net.

Cordially,

David G. Dombroski
Permits Engineer

DGD:bac
Enclosure

February 27, 2008

CPM Virginia, LLC
Mr. Neil Wallace
P. O. Box 6902
Williamsburg, Virginia 23188

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Permits Engineer

DGD:lb

cc via Fax: Richard Matthews
(757) 497-1914

February 27, 2008

C & M Contracting, Inc.
Mr. Ronald D. Curry, President
530 Woodlake Circle
Chesapeake, Virginia 23320

RE: ETHERIDGE GREEN – AC #0140820

Dear Mr. Curry:

Please be advised that SAFECO Insurance Company of America permit bond No. 6034692 has been replaced by other surety. Therefore, this bond in the amount of \$184,000.00 is released effective March 15, 2008.

Should you need additional information, please call me at (757) 382-6304.

Cordially,

David G. Dombroski
Permits Engineer

DGD:lb

cc: Paul T Bellinger
3801 Overlook Place
Powhatan, VA 23139

February 27, 2008

C & M Contracting, Inc.
Mr. Ronald D. Curry, President
530 Woodlake Circle
Chesapeake, Virginia 23320

RE: ETHERIDGE GREEN – AC #0140820

Dear Mr. Curry:

Please be advised that SAFECO Insurance Company of America permit bond No. 6034695 has been replaced by other surety. Therefore, this bond in the amount of \$320,000.00 is released effective March 15, 2008.

Should you need additional information, please call me at (757) 382-6304.

Cordially,

David G. Dombroski
Permits Engineer

DGD:lb

cc: Paul T Bellinger
3801 Overlook Place
Powhatan, VA 23139
(with permit bond)

February 28, 2008

Adroit Utilities, Inc.
Mr. Brian Malcolm, President
1729 West Road, Suite 4
Chesapeake, Virginia 23323

**RE: ETHERIDGE GREEN, CENTERVILLE TURNPIKE/WHITTAMORE ROAD
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Cordially,

David G. Dombroski
Permits Engineer

DGD/lb

cc: The Taylor Johnson Group
Ms. Marni Cannata
P. O. Box 3707
Virginia Beach, Virginia 23454
w/original bond

March 4, 2008

Mr. Paul T. Bollinger
3801 Overlook Place
Powhattan, Virginia 23139-7031

RE: ETHERIDGE GREEN – AC #01408200

Dear Mr. Bollinger:

Please find enclosed original SAFECO Insurance Company of America permit bond No. 6034692. This bond was released on February 27, 2008. A copy of the release is also enclosed.

Cordially,

David G. Dombroski
Permits Engineer

DGD:lb
Enclosure

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
FAX (757) 382-6310
FAX (757) 382-8537

February 20, 2008

VFL Technology Corporation
Mr. Michael Robinson, Vice President
16 Hagerty Boulevard
West Chester, PA 19382

**RE: ETHERIDGE GREENS
AC # 01408200**

Dear Mr. Robinson:

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Should you need additional information, please call me at 382-6304 or email dombroski@cityofchesapeake.net.

Cordially,



David G. Dombroski
Permits Engineer

DGD:bac
Enclosure



2026

VFL TECHNOLOGY CORP
(757) 366-4401
841 JUNIPER CRESCENT, SUITE 102
CHESAPEAKE, VA 23320

68-25/510

DATE 1/25/05

PAY TO THE ORDER OF *City of Chesapeake* \$ 150.⁰⁰/₁₀₀



DOLLARS



WACHOVIA

Wachovia Bank, N.A.
Chesapeake, VA 23323

(1-A)

Charles Robert

FOR

⑆002026⑆ ⑆051000253⑆

1841452166⑈

MP

2025

VFL TECHNOLOGY CORP
(757) 366-4401
841 JUNIPER CRESCENT, SUITE 102
CHESAPEAKE, VA 23320

68-25/510

DATE 1/25/05

PAY TO THE ORDER OF *City of Chesapeake* \$ 150.⁰⁰/₁₀₀



DOLLARS



WACHOVIA

Wachovia Bank, N.A.
Chesapeake, VA 23323

①

Charles Robert

FOR

⑆002025⑆ ⑆051000253⑆

1841452166⑈

MP

Carol Kalman

From: Mike Robinson
Sent: Monday, February 25, 2008 2:41 PM
To: Rob Roseborough
Cc: Vernon Davis; Carol Kalman; Jim DeLizzio; Dan Diadiun
Subject: RE: City of Chesapeake

Vernon,
Please pay this as Rob suggests.
MikeR

-----Original Message-----

From: Rob Roseborough
Sent: Monday, February 25, 2008 11:56 AM
To: Mike Robinson
Cc: Vernon Davis; Carol Kalman; Jim DeLizzio
Subject: FW: City of Chesapeake
Importance: High

This is very possible. It was permits to disturb the land at the Golf Course Project. Jim DeLizzio and I discussed this past year the status of these permits.

I would advise the following. Pay the \$300 and request the permits be closed under VFL's name due to the fact that we no longer have responsibility there, but the liability is if something goes wrong.

Jim anything I missed?

Rob

Robert C. Roseborough
NE Operations Manager
16 Hagerty Boulevard
West Chester, PA 19382
P: 610-383-5910
rroseborough@headwaters.com

-----Original Message-----

From: Mike Robinson
Sent: Monday, February 25, 2008 12:56 PM
To: Rob Roseborough
Cc: Vernon Davis; Carol Kalman
Subject: FW: City of Chesapeake
Importance: High

Rob,
Please advise.
Thanks
Robo

-----Original Message-----

From: Carol Kalman
Sent: Monday, February 25, 2008 10:23 AM
To: Mike Robinson
Subject: FW: City of Chesapeake
Importance: High

Mike,

The above attachment was received in today's mail. It was addressed to your attention and sent by regular mail.

Please advise, if you need these originals sent to you, or who should I forward to.

Carol

-----Original Message-----

From: Carol Kalman [mailto:ckalman@headwaters.com]

Sent: Monday, February 25, 2008 12:18 PM

To: Carol Kalman

Subject: City of Chesapeake

This E-mail was sent from "RNPB978E6" (Aficio MP C3500).

Scan Date: 02.25.2008 12:18:11 (-0500)



City of Chesapeake

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
FAX (757) 382-6310
FAX (757) 382-8537

February 27, 2008

C & M Contracting, Inc.
Mr. Ronald D. Curry, President
530 Woodlake Circle
Chesapeake, Virginia 23320

RE: ETHERIDGE GREEN – AC #0140820

Dear Mr. Curry:

Please be advised that SAFECO Insurance Company of America permit bond No. 6034692 has been replaced by other surety. Therefore, this bond in the amount of \$184,000.00 is released effective March 15, 2008.

Should you need additional information, please call me at (757) 382-6304.

Cordially,

David G. Dombroski
Permits Engineer

DGD:lb

cc: Paul T Bellinger
3801 Overlook Place
Powhatan, VA 23139



February 27, 2008

C & M Contracting, Inc.
Mr. Ronald D. Curry, President
530 Woodlake Circle
Chesapeake, Virginia 23320

RE: ETHERIDGE GREEN – AC #0140820

Dear Mr. Curry:

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Cordially,



David G. Dombroski
Permits Engineer

DGD:lb

cc: Paul T Bellinger
3801 Overlook Place
Powhatan, VA 23139
(with permit bond)

February 27, 2008

C & M Contracting, Inc.
Mr. Ronald D. Curry, President
530 Woodlake Circle
Chesapeake, Virginia 23320

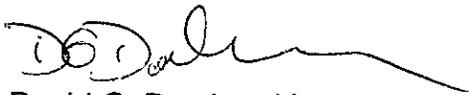
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Cordially,



David G. Dombroski
Permits Engineer

DGD:lb

cc: Paul T Bellinger
3801 Overlook Place
Powhatan, VA 23139

PWEYM01
USER DDOMBRO
3.0.2D 042904

CITY OF CHESAPEAKE DEVELOPMENT
PUBLIC WORKS DEPARTMENT
PERMIT SEARCH

DATE 02/15/08
TIME 10:35:44

Search using AC Number 014082 00

Ln	Permit Number	Stat	Date	Description	Property Address
CPM1	C 0200199	00	W 2/06/02	ETHERIDGE GREENS	00000 CENTERVILLE TUR
IV2	C 0200267	00	C 2/22/02	ETHERIDGE GREENS	00000 CENTERVILLE TUR
CPM3	C 0401970	00	12/10/04	ETHERIDGE GREENS INTERSECT	00000 WHITTAMORE ROAD
A 4	C 0500445	00	A 3/24/05	ETHERIDGE GREENS	00000 WHITTAMORE ROAD
CPM5	N 0200200	00	W 2/06/02	ETHERIDGE GREENS CPM	00000 CENTERVILLE TUR
IV 6	N 0200269	00	C 2/22/02	ETHERIDGE GREENS IV	00000 CENTERVILLE TUR
AC 7	N 0200443	00	C 3/26/02	ETHERIDGE GREEN CILF COURS	00000 WHITTAMORE ROAD
CPM8	N 0300864	00	A 6/13/03	ETHERIDGE GREENS PHASE 1	01108 WHITTAMORE ROAD
CPM9	N 0301388	00	W 9/11/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD
CPM10	N 0301389	00	W 9/11/03	ETHERIDGE GREES GOLF COURS	01108 WHITTAMORE ROAD

Enter line number of permit desired __

F1 HELP

F3 RETURN

CPM - Combustion Products Management
A - Adroit
IV - INNER VIEW
AC - Atlantic Coastal
CPM - CPM Contracting
VFL - VFL Technology Corp

PWEYM01
USER DDOMBRO
3.0.2D 042904

CITY OF CHESAPEAKE DEVELOPMENT
PUBLIC WORKS DEPARTMENT
PERMIT SEARCH

DATE 02/15/08
TIME 10:36:01

Search using AC Number 014082 00

Ln	Permit Number	Stat	Date	Description	Property Address
CDM1	N 0301407	00	W 9/16/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD
IV 2	N 0301729	00	A 11/25/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD
CPM3	N 0401971	00	12/10/04	ETHERIDGE GREENS INTERSECT	00000 WHITTAMORE ROAD
A 4	N 0401972	00	12/10/04	ETHERIDGE GREENS PHASE 1 A	00000 WHITTAMORE ROAD
CPM5	N 0401974	00	12/10/04	ETHERIDGE GREENS PHASE 1	00000 WHITTAMORE ROAD
IV 6	N 0500047	00	1/19/05	ETHERIDGE GREENS PHASE 1	00000 WHITTAMORE ROAD
AC7	N 0500049	00	1/19/05	ETHERIDGE GREENS PHASE 1A	00000 WHITTAMORE ROAD
CSH8	W 0201441	00	C 9/11/02	ETHERIDGE GREENS GOLF COU	01108 WHITTAMORE ROAD
CPM9	W 0300865	00	A 6/13/03	ETHERIDGE GREENS PHASE 1	01108 WHITTAMORE ROAD
CA10	W 0301390	00	W 9/11/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD

MORE

Enter line number of permit desired ____

F1 HELP

F3 RETURN

F8 NEXT PAGE

PWEYM01
USER DDOMBRO
3.0.2D 042904

CITY OF CHESAPEAKE DEVELOPMENT
PUBLIC WORKS DEPARTMENT
PERMIT SEARCH

DATE 02/15/08
TIME 10:36:22

Search using AC Number 014082 00

Ln	Permit Number	Stat	Date	Description	Property Address
CPM 1	W 0301433	00	W 9/24/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD
CPM 2	W 0301730	00	A 11/25/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD
CPM 3	W 0401973	00	12/10/04	ETHERIDGE GREENS PHASE 1 A	00000 WHITTAMORE ROAD
CPM 4	W 0401975	00	12/10/04	ETHERIDGE GREENS PHASE 1	00000 WHITTAMORE ROAD
VFL 5	W 0500048	00	1/19/05	ETHERIDGE GREENS PHASE 1	00000 WHITTAMORE ROAD
VFL 6	W 0500050	00	1/19/05	ETHERIDGE GREENS PHASE 1A	00000 WHITTAMORE ROAD
7	0000000	00			
8	0000000	00			
9	0000000	00			
10	0000000	00			

Enter line number of permit desired ___

LAST PERMIT DISPLAYED F3 TO EXIT
F1 HELP F3 RETURN

MEMORANDUM

TO: Mr. Ronald S. Hallman, City Attorney *RKM*
FROM: David G. Dombroski, Permits Engineer, Public Works *DGD*
DATE: January 25, 2005
RE: **ETHERIDGE GREEN – AC #01408200**

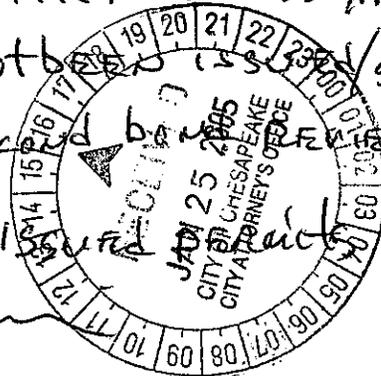
Please find attached permit bonds for the above referenced site. The bond amounts are correct.

Please approve same as to form and return to this office for further handling.

Please call Lutricia Sykes at ext. 6269 when ready for pick up.

DGD:ls
Attachment

JOE D APPROVED BOND# KO 72 23 70 5
AND APPARENTLY DIDN'T NOTICE KO 72 23 69 9.
DGD WAS REVIEWING FILE ACT# 01408200 AND NOTICED
THE PERMITS HAD NOT BEEN SIGNED FOR
THESE BOND HAD BEEN SIGNED BY RICHARD H AND I
BY RICHARD H AND I



DGD
2/15/08

February 27, 2008

CPM Virginia, LLC
Mr. Neil Wallace
P. O. Box 6902
Williamsburg, Virginia 23188

RE: ETHERIDGE GREEN – AC #01408200

Dear Mr. Wallace:

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Should you need additional information, please advise.

Cordially,



David G. Dombroski
Permits Engineer

DGD:lb

cc via Fax: Richard Matthews
(757) 497-1914



D&D



City of Chesapeake

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
FAX (757) 382-6310
FAX (757) 382-8537

November 13, 2007

Blake Engineering Services of Tidewater, PLLC
Attn: Mr. John W. Blake, II, P.E.
224 Dowling Drive
Chesapeake, Virginia 23322

**SUBJECT: Etheridge Greens @ Centerville Turnpike Improvements,
AC# 014082 00**

Dear Mr. Blake:

Enclosed is one (1) copy of the revised site plan received on October 31, 2007 approved for construction of erosion & sediment control, entrance improvements, street improvements and drainage improvements.

Certain revisions are noted in red on the plans. These plans are approved subject to incorporation of these revisions.

This approval is subject to the same provisions as the approved plan of January 28, 2002.

The changes approved by this revision are as follows:

1. Removal and replacement of portions of curb & gutter and pavement and mill & overlay of parts of Centerville Turnpike in the vicinity of its intersection with Whittamore Road.

Any further deviation from the approved plan will have to be submitted as a plan revision and approved by this Department prior to construction.

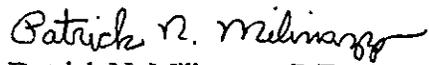
At the time of construction, should field conditions be different from those represented by the plans, a plan revision must be submitted to this office for approval prior to construction on any items that could be affected by the revision.



November 13, 2007
Etheridge Greens @ Centerville Turnpike Improvements
Page 2 of 2

Should you have any questions or need additional information, please contact me at (757) 382-6301.

Sincerely,



Patrick N. Milinazzo, P.E.
Engineer II

Enclosure

cc: Mr. David G. Dombroski, Permits Engineer (w/enclosures - 2)
Mr. Harold W. Creason, Fire Prevention
File Room (w/enclosures - 2)

Combustion Products Management, Inc. (w/enclosure - 1)
Attn: Mr. Neil Wallace
1229 Kingsbury Drive
Chesapeake, Virginia

PWEYM01
USER DDOMBRO
3.0.2D 042904

CITY OF CHESAPEAKE DEVELOPMENT
PUBLIC WORKS DEPARTMENT
PERMIT SEARCH

DATE 02/27/08
TIME 15:01:23

Search using AC Number 014082 00

Ln	Permit Number	Stat	Date	Description	Property Address
1	C 0200199 00	W	2/06/02	ETHERIDGE GREENS	0000 CENTERVILLE TUR
2	C 0200267 ✓ 00	C	2/22/02	ETHERIDGE GREENS	0000 CENTERVILLE TUR
3	C 0401970 00	W	12/10/04	ETHERIDGE GREENS INTERSECT	0000 WHITTAMORE ROAD
4	C 0500445 ✓ 00	C	3/24/05	ETHERIDGE GREENS	0000 WHITTAMORE ROAD
5	N 0200200 00	W	2/06/02	ETHERIDGE GREENS	0000 CENTERVILLE TUR
6	N 0200269 ✓ 00	C	2/22/02	ETHERIDGE GREENS	0000 CENTERVILLE TUR
7	N 0200443 ✓ 00	C	3/26/02	ETHERIDGE GREEN CILF COURS	0000 WHITTAMORE ROAD
8	N 0300864 ✓ 00	C	6/13/03	ETHERIDGE GREENS PHASE 1	01108 WHITTAMORE ROAD
9	N 0301388 00	W	9/11/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD
10	N 0301389 00	W	9/11/03	ETHERIDGE GREES GOLF COURS	01108 WHITTAMORE ROAD

Enter line number of permit desired ___

F1 HELP F3 RETURN

PWEYMO1
USER DDOMBRO
3.0.2D 042904

CITY OF CHESAPEAKE DEVELOPMENT
PUBLIC WORKS DEPARTMENT
PERMIT SEARCH

DATE 02/27/08
TIME 15:01:29

Search using AC Number 014082 00

Ln	Permit Number	Stat	Date	Description	Property Address
1	N 0301407 00	W	9/16/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD
2	N 0301729 ✓ 00	C	11/25/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD
3	N 0401971 00	W	12/10/04	ETHERIDGE GREENS INTERSECT	00000 WHITTAMORE ROAD
4	N 0401972 00	W	12/10/04	ETHERIDGE GREENS PHASE 1 A	00000 WHITTAMORE ROAD
5	N 0401974 ✓ 00	W	12/10/04	ETHERIDGE GREENS PHASE 1	00000 WHITTAMORE ROAD
6	N 0500047 ✓ 00	A	1/19/05	ETHERIDGE GREENS PHASE 1	00000 WHITTAMORE ROAD
7	N 0500049 ✓ 00	A	1/19/05	ETHERIDGE GREENS PHASE 1A	00000 WHITTAMORE ROAD
8	W 0201441 ✓ 00	C	9/11/02	ETYHERIDGE GREENS GOLF COU	01108 WHITTAMORE ROAD
9	W 0300865 ✓ 00	A	6/13/03	ETHERIDGE GREENS PHASE 1	01108 WHITTAMORE ROAD
10	W 0301390 00	W	9/11/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD

MORE

Enter line number of permit desired __

F1 HELP

F3 RETURN

F8 NEXT PAGE

PWEYM01
USER DDOMBRO
3.0.2D 042904

CITY OF CHESAPEAKE DEVELOPMENT
PUBLIC WORKS DEPARTMENT
PERMIT SEARCH

DATE 02/27/08
TIME 15:01:34

Search using AC Number 014082 00

Ln	Permit Number	Stat	Date	Description	Property Address
1	W 0301433 00	W	9/24/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD
2	W 0301730 ✓ 00	C	11/25/03	ETHERIDGE GREENS GOLF COUR	01108 WHITTAMORE ROAD
3	W 0401973 00	W	12/10/04	ETHERIDGE GREENS PHASE 1 A	00000 WHITTAMORE ROAD
4	W 0401975 00	W	12/10/04	ETHERIDGE GREENS PHASE 1	00000 WHITTAMORE ROAD
5	W 0500048 ✓ 00	A	1/19/05	ETHERIDGE GREENS PHASE 1	00000 WHITTAMORE ROAD
6	W 0500050 ✓ 00	A	1/19/05	ETHERIDGE GREENS PHASE 1A	00000 WHITTAMORE ROAD
7	0000000 00				
8	0000000 00				
9	0000000 00				
10	0000000 00				

Enter line number of permit desired ___

LAST PERMIT DISPLAYED F3 TO EXIT
F1 HELP F3 RETURN

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
COMMERCIAL ROW PERMIT

03/24/05

Permit Number C 0500445 00
Project AC Number/Bond Number 014082 00 13

Permit Date 03/24/05

Description of work. Construct all improvements in accordance with approved
plan of: ETHERIDGE GREENS
Total Value of Construction \$82,000.00

Tax Map Number 0620000000020
Property Street 00000 WHITTAMORE ROAD Suite Zip

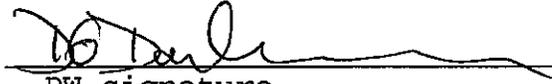
Contractor Number 94715 Type of Contractor C
Licence Number City 0506988 State 2701026702A
Name ADROIT UTILITIES C/O
2nd Name
Address 1729 WEST ROAD 4
City CHESAPEAKE State VA Zip 23323 Phone 7574360633

Permission is hereby granted the permittee, insofar as the City of Chesapeake
has the right and power to grant same, to perform the above described work at
the location specified in accordance with City Standards.

The work shall be carried out in accordance with Chapter 66 of the Chesapeake
City Code, entitled "Streets and Sidewalks," and PERMIT STANDARD PROVISIONS.
Said work shall be completed in a manner satisfactory to the Department of
Public Works within 180 days from the date of this permit and if not so
completed the Department of Public Works may, in its discretion, complete
the work at the expense of the applicant. The City of Chesapeake reserves full
municipal control over the subject of this permit.

Receipt is acknowledged of \$147.00 which covers fees for inspection.

Processed by DAVE


PW signature 10/18/05
date

Permittee further agrees to notify the Department of Public Works when the
work herein referred to begins and when completed and to maintain said work
thereafter in a manner approved.

Signature Permittee: , President

Permit is not valid without customer and Public Works signatures, exact fee
and permit electronically approved.

* *****
*
* ATTENTION *
* ALL DISTURBED PUBLIC RIGHT-OF-WAY MUST BE FULLY RESTORED WITHIN *
* TWO WEEKS OF INITIAL DISTURBANCE *
*
* *****
*
* 48 HOURS NOTICE MUST BE GIVEN TO THE PUBLIC WORKS PERMIT ENGINEER *
* 382-6101 BEFORE BEGINNING CONSTRUCTION ON PUBLIC RIGHT-OF-WAY. *
*
* *****

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
COMMERCIAL ROW PERMIT

03/24/05

Permit Number C 0500445 00
Project AC Number/Bond Number 014082 00 13

Permit Date 03/24/05

Description of work. Construct all improvements in accordance with approved
plan of: ETHERIDGE GREENS

Total Value of Construction \$82,000.00

Tax Map Number 0620000000020

Property Street 00000 WHITTAMORE ROAD Suite Zip

Contractor Number 94715 Type of Contractor C
Licence Number City 0506988 State 2701026702A

Name ADROIT UTILITIES C/O

2nd Name

Address 1729 WEST ROAD 4

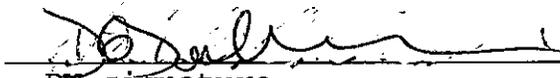
City CHESAPEAKE State VA Zip 23323 Phone 7574360633

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The work shall be carried out in accordance with Chapter 66 of the Chesapeake City Code, entitled "Streets and Sidewalks," and PERMIT STANDARD PROVISIONS. Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant. The City of Chesapeake reserves full municipal control over the subject of this permit.

Receipt is acknowledged of \$147.00 which covers fees for inspection.

Processed by DAVE


PW signature

10/19/05
date

Permittee further agrees to notify the Department of Public Works when the work herein referred to begins and when completed and to maintain said work thereafter in a manner approved.

Signature Permittee: Brian K. Molinaro, President

Permit is not valid without customer and Public Works signatures, exact fee and permit electronically approved.

* *****
*
* ATTENTION *
* ALL DISTURBED PUBLIC RIGHT-OF-WAY MUST BE FULLY RESTORED WITHIN *
* TWO WEEKS OF INITIAL DISTURBANCE *
*
* *****
*
* 48 HOURS NOTICE MUST BE GIVEN TO THE PUBLIC WORKS PERMIT ENGINEER *
* 382-6101 BEFORE BEGINNING CONSTRUCTION ON PUBLIC RIGHT-OF-WAY. *
*
* *****

REPORT OF COLLECTIONS
PUBLIC WORKS DEPARTMENT
CITY OF CHESAPEAKE VIRGINIA

10/18/05

Permit Number C 0500445 00
Project AC Number/Bond Number 014082 00 13

Received from:
Name ADROIT UTILITIES C/O
2nd Name
Address 1729 WEST ROAD 4
City CHESAPEAKE State VA Zip 23323 Phone

Commercial Permit Fee 453 \$147.00

Received by  10/18/05
PW Signature Date

Approved by DDOMBRO 10/18/05

Notes: For cash processing on the Treasurers PIV System use
GROUP: "PWENG"
Enter Permit Number in field "REFERENCE"

PERMIT BOND

Bond No. B8867441

KNOW ALL MEN BY THESE PRESENTS, That we ADROIT UTILITIES, INC.

Principal, and THE CINCINNATI INSURANCE COMPANY, a corporation duly incorporated under the laws of the State of OHIO, Surety, are held and firmly bound unto the City of Chesapeake in the full and just sum of EIGHTY TWO THOUSAND AND 00/100 Dollars (\$ 82,000.00), current money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed, with our seals and dated this 29TH day of MARCH, A. D. 2005.

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes:

"Construct all improvements in accordance with approved plan of Etheridge Greens"

NOW, THEREFORE, The condition of this obligation is such that if the said principal, ADROIT UTILITIES, INC.

shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day and year first above written.

Witness:

Charles A. Roccaforte

ADROIT UTILITIES, INC.

(Principal)

By

Brian K. Malcolm

(Seal)

Brian K. Malcolm, President

1729 WEST ROAD, CHESAPEAKE, VA 23323

(Address)

Approved as to form

THE CINCINNATI INSURANCE COMPANY

(Surety)

By

Marni G. Cannata

(Seal)

(Attorney-in-Fact)

MARNI G. CANNATA, ATTORNEY-IN-FACT

Assistant City Attorney

CG-24,027/Revised April, 2000

Previous editions are obsolete 2106

ACKNOWLEDGMENT OF PRINCIPAL

BOND NUMBER B8867441

STATE OF VIRGINIA

CITY of CHESAPEAKE, to-wit:

I, Pamela Lee Lane a notary public in and for the

CITY AND STATE aforesaid, in the State aforesaid, do certify that

Brian K. Malcolm President of ADROIT UTILITIES, INC.

Address: 1729 WEST ROAD, CHESAPEAKE, VA 23323

whose name is signed to the above bond, bearing date on the 29TH day of MARCH, 20 05

personally appeared before me in my CITY AND STATE aforesaid, and acknowledged the same.

I further certify that my term of office expires on the 31st day of December, 20 08

Given under my hand this 29TH day of MARCH, 20 05

Pamela Lee Lane Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF VIRGINIA

CITY of VIRGINIA BEACH, to-wit:

I, JOE E. CLAUNCH, JR. a notary public in and for the

CITY AND STATE aforesaid, in the State aforesaid, do certify that

MARNI G. CANNATA personally appeared before me in

my CITY AND STATE aforesaid and made oath that he/she is

ATTORNEY-IN-FACT of the THE CINCINNATI INSURANCE COMPANY

that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated

NOVEMBER 1, 2001, and recorded in the Clerk's Office of the CITY

of CHESAPEAKE, VA* in Deed Book No. 4563, page 212, a certified copy of which is

attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is

\$ 6,249,000.000. that the penalty of the foregoing bond is not in excess of ten percentum of said sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said

MARNI G. CANNATA, ATTORNEY-IN-FACT,

company is solvent and fully able to meet promptly all its obligations, and the said THE CINCINNATI INSURANCE COMPANY thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires DECEMBER 31, 20 07

Given under my had this 29TH day of MARCH, 20 05

Joe E. Claunch, Jr. Notary Public

*INSTRUMENT NUMBER 020015871

THE CINCINNATI INSURANCE COMPANY

Fairfield, Ohio

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint

W. Taylor Johnson, Jr.; Robert C. Buckalew; Michael Lewis; Jill Snead Age; Nancy E. Drake; Brenda G. Launder; Marni G. Cannata and/or Joe E. Claunch, Jr.

of Virginia Beach, Virginia its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows: Any such obligations in the United States, up to Thirty Million and No/100 Dollars (\$30,000,000.00).

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect:

"RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973.

"RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Senior Vice President this 1st day of November, 2001.



STATE OF OHIO) ss:
COUNTY OF BUTLER)

THE CINCINNATI INSURANCE COMPANY

Signature of Daniel T. McCurdy
Senior Vice President

On this 1st day of November, 2001, before me came the above-named Senior Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.



Signature of Mark J. Holler
MARK J. HOLLER, Attorney at Law
NOTARY PUBLIC - STATE OF OHIO
My commission has no expiration date. Section 147.03 O.R.C.

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

GIVEN under my hand and seal of said Company at Fairfield, Ohio.
this 29TH day of MARCH, 2005.



Signature of Carl O. Beck
Assistant Secretary

POLICYHOLDER NOTICE TERRORISM INSURANCE COVERAGE

Your policy (or the policy proposed to you) contains coverage for certain losses caused by terrorism.

Premium:

We are required to notify you of the portion of the premium, if any, attributable to the coverage for terrorist acts certified under the Terrorism Risk Insurance Act of 2002.

- The portion of your premium that is attributable to coverage for terrorist acts certified under the Act is
\$ 0

Federal Participation:

The Act also requires us to provide disclosure of federal participation in payment of terrorism losses.

- Effective November 26, 2002, under your policy (or the policy proposed to you), any losses caused by certified acts of terrorism would be partially reimbursed by the United States Government, Department of Treasury, under a formula established by federal law. Under this formula, the United States pays 90% of covered terrorism losses exceeding the statutorily established deductible paid by the insurance company providing the coverage.

Act of Terrorism:

As defined in Section 102(1) of the Act, the term "act of terrorism" means any act that is certified by the Secretary of the Treasury, in concurrence with the Secretary of State and the Attorney General of the United States, to be an act of terrorism; to be a violent act or an act that is dangerous to human life, property or infra-structure; to have resulted in damage within the United States, or outside the United States in the case of an air carrier or vessel or the premises of a United States mission; and to have been committed by an individual or individuals acting on behalf of any foreign person or foreign interest, as part of an effort to coerce the civilian population of the United States or to influence the policy or affect the conduct of the United States Government by coercion.

Duplicate

PERMIT BOND

Bond No. B8867441

KNOW ALL MEN BY THESE PRESENTS, That we ADROIT UTILITIES, INC.

Principal, and THE CINCINNATI INSURANCE COMPANY, a corporation duly

incorporated under the laws of the State of OHIO, Surety, are held and firmly bound unto the

City of Chesapeake in the full and just sum of EIGHTY TWO THOUSAND AND 00/100 Dollars (\$ 82,000.00), current

money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents,

sealed, with our seals and dated this 29TH day of MARCH, A. D. 2005.

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes:

"Construct all improvements in accordance with approved plan of Etheridge Greens"

**RELEASED
2/27/09**

NOW, THEREFORE, The condition of this obligation is such that if the said principal, ADROIT UTILITIES, INC.

shall in all respects comply with provisions of the permit granted or to be granted and the requirements for permits as set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day and year first above written.

ADROIT UTILITIES, INC.
(Principal)

Witness: Charles A. Roccaforte

By Brian K. Malcolm (Seal)
Brian K. Malcolm, President

1729 WEST ROAD, CHESAPEAKE, VA 23323
(Address)

Approved as to form

THE CINCINNATI INSURANCE COMPANY
(Surety)

By Marni G. Cannata (Seal)
(Attorney-in-Fact)
MARNI G. CANNATA, ATTORNEY-IN-FACT

Assistant City Attorney

ACKNOWLEDGMENT OF PRINCIPAL

BOND NUMBER B8867441

STATE OF VIRGINIA

CITY of CHESAPEAKE, to-wit:

I, Pamela Lee Lane a notary public in and for the

CITY AND STATE aforesaid, in the State aforesaid, do certify that

Brian K. Malcolm President of ADROIT UTILITIES, INC.

Address: 1729 WEST ROAD, CHESAPEAKE, VA 23323

whose name is signed to the above bond, bearing date on the 29TH day of MARCH, 2005

personally appeared before me in my CITY AND STATE aforesaid, and acknowledged the same.

I further certify that my term of office expires on the 31st day of December, 2008

Given under my hand this 29TH day of MARCH, 2005

Pamela Lee Lane
Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF VIRGINIA

CITY of VIRGINIA BEACH, to-wit:

I, JOE E. CLAUNCH, JR. a notary public in and for the

CITY AND STATE aforesaid, in the State aforesaid, do certify that

MARNI G. CANNATA personally appeared before me in

my CITY AND STATE aforesaid and made oath that he/she is

ATTORNEY-IN-FACT of the THE CINCINNATI INSURANCE COMPANY

that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated

NOVEMBER 1, 2001, and recorded in the Clerk's Office of the CITY

of CHESAPEAKE, VA* in Deed Book No. 4563, page 212, a certified copy of which is

attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is

\$ 6,249,000,000. that the penalty of the foregoing bond is not in excess of ten percentum of said sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said

company is solvent and fully able to meet promptly all its obligations, and the said MARNI G. CANNATA, ATTORNEY-IN-FACT, THE CINCINNATI INSURANCE COMPANY thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

*INSTRUMENT NUMBER 020015871

My term of office expires DECEMBER 31, 2007

Given under my had this 29TH day of MARCH, 2005

Joe E. Claunch Jr.
Notary Public

THE CINCINNATI INSURANCE COMPANY

Fairfield, Ohio

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint

W. Taylor Johnson, Jr.; Robert C. Buckalew; Michael Lewis; Jill Snead Age; Nancy E. Drake; Brenda G. Launder; Marni G. Cannata and/or Joe E. Claunch, Jr.

of Virginia Beach, Virginia its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows:

Any such obligations in the United States, up to Thirty Million and No/100 Dollars (\$30,000,000.00).

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect:

"RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973.

"RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power so executed and sealed shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Senior Vice President this 1st day of November, 2001.

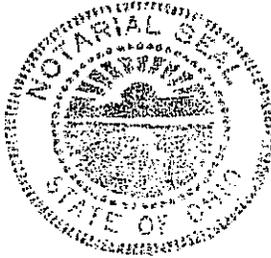


THE CINCINNATI INSURANCE COMPANY

Signature of Daniel J. McCurdy, Senior Vice President

STATE OF OHIO) ss:
COUNTY OF BUTLER)

On this 1st day of November, 2001, before me came the above-named Senior Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.



Signature of Mark J. Huller, Attorney at Law, Notary Public - State of Ohio

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

GIVEN under my hand and seal of said Company at Fairfield, Ohio, this 29TH day of MARCH, 2005.



Signature of Carl O'Beck, Assistant Secretary

POLICYHOLDER NOTICE TERRORISM INSURANCE COVERAGE

Your policy (or the policy proposed to you) contains coverage for certain losses caused by terrorism.

Premium:

We are required to notify you of the portion of the premium, if any, attributable to the coverage for terrorist acts certified under the Terrorism Risk Insurance Act of 2002.

- The portion of your premium that is attributable to coverage for terrorist acts certified under the Act is
\$ 0

Federal Participation:

The Act also requires us to provide disclosure of federal participation in payment of terrorism losses.

- Effective November 26, 2002, under your policy (or the policy proposed to you), any losses caused by certified acts of terrorism would be partially reimbursed by the United States Government, Department of Treasury, under a formula established by federal law. Under this formula, the United States pays 90% of covered terrorism losses exceeding the statutorily established deductible paid by the insurance company providing the coverage.

Act of Terrorism:

As defined in Section 102(1) of the Act, the term "act of terrorism" means any act that is certified by the Secretary of the Treasury, in concurrence with the Secretary of State and the Attorney General of the United States, to be an act of terrorism; to be a violent act or an act that is dangerous to human life, property or infra-structure; to have resulted in damage within the United States, or outside the United States in the case of an air carrier or vessel or the premises of a United States mission; and to have been committed by an individual or individuals acting on behalf of any foreign person or foreign interest, as part of an effort to coerce the civilian population of the United States or to influence the policy or affect the conduct of the United States Government by coercion.

95 AC

pwppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

11/25/03

Permit Number N 0301729 00
Project AC Number 014082 00

Permit Date 11/25/03
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS GOLF COURSE PHASE 1A

Location of Work 01108 WHITTAMORE ROAD

Contractor Number 3951

Name C & M CONTRACTING INC

530 WOODLAKE CIRCLE

City CHESAPEAKE

State VA Zip 23320

Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$320,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 07

A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee *Ronald Curry*

TO DeL...

Processed by DAVE

12/22/03

City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: C. P. M. Va., L.L.C.

Address: 1229 Kingsbury Drive, Chesapeake, VA 23322

Phone: (757) 546-2462

Location of Work: 1108 Whittamore Road, Chesapeake, Virginia

Description of Land Disturbing Activity: Excavating BMP for storm water

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.



Signature of Land Owner

12/2/03

Date

Section III

Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.

Permittee

RLD

Name: C & M Contracting, Inc.

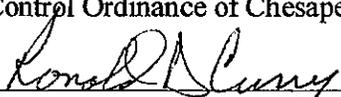
Ronald D. Curry

Address: 530 Woodlake Circle

Chesapeake, Virginia 23320

Phone: (757) 523-5085

I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.



Signature of Permittee



Signature of RLD

13255

Cert #
Or Seal

2115

PWPPW 3.0.0V

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101

Date 11/25/03

STORMWATER PERMIT Number W 0301730 00 Date 11/25/03

Project AC Number 014082 00 Tax Map Number 0620000000020

Plan Approval Date 1/16/02 Bond 014082 00 07

Description of work ETHERIDGE GREENS GOLF COURSE PHASE 1A

Location of Work 01108 WHITTAMORE ROAD

Contractor Number 3951

Name C & M CONTRACTING INC

530 WOODLAKE CIRCLE
CHESAPEAKE

State VA Zip 23320

Phone

Work under this permit shall be done under and in accordance with the provisions of the Chesapeake City Code, Chapter 26 Article VIII; and the Public Facilities Manual; and any improvements and stormwater facilities approved will be constructed, operated and maintained in a manner satisfactory to the Department of Public Works so far as said rules are applied hereto. This permit is required for all proposed stormwater facilities which discharge into the stormwater system of the City of Chesapeake or directly into the waters of the Commonwealth of Virginia and of the United States.

Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant, and may further make a claim against any surety, bond, or collateral held by the City. The City of Chesapeake reserves full municipal control over the subject of this permit, and reserves all rights and remedies accorded thereby.

The permittee agrees as follows: (1) To construct stormwater facilities as indicated on City approved site, construction or development plans and in accordance with the approved stormwater management plan; (2) To indemnify and hold the City harmless from all claims and damages arising from the work cited on this permit; (3) To comply with all applicable City or State construction standards or specifications; and (4) To allow access of City personnel upon the property to inspect the work.

The permittee and owner agree to operate and maintain stormwater facilities in accordance with the City approved Stormwater Management Plan; copy of which is attached hereto. The permittee and owner also agree to allow access of City personnel upon the property for maintenance inspections.

The permittee is also subject to the following special conditions:

This permit shall become void if the authorized work is not completed within three years after issuance of the permit or if the authorized work is suspended or abandoned for twelve consecutive months.

Permittee and owner agree to notify the Department of Public Works 48 hours before the work begins and when completed and to inspect and maintain the work as required by law. Permittee and owner acknowledge that Certified Construction Record Drawings shall be submitted to the Department of Public Works prior to the the issuance of a certificate of occupancy.

Signature of Permittee *Ronald Slung*

Processed by DAVE

[Signature]

12/23/03

PERMIT BOND

Bond No. 6034695

KNOW ALL MEN BY THESE PRESENTS, That we C & M Contracting, Inc.

Principal, and SAFECO Insurance Company of America, a corporation duly incorporated under the laws of the State of Washington, Surety, are held and firmly bound unto the City of Chesapeake in the full and just sum of Three Hundred Twenty Thousand no/100 Dollars (\$320,000.00), current

money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed, with our seals and dated this 25th day of November, A. D. 2003.

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes:

Clearing, filling, excavating, grading or transporting or any combination thereof, installation and maintenance of all erosion and sediment control facilities and construction of all stormwater management facilities in accordance with approved plan of Etteridge Greens Golf Course Phase 1A- AC #01 4082 00.

NOW, THEREFORE, The condition of this obligation is such that if the said principal, C & M Contracting, Inc.

shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day and year first above written.

Witness:

BY: William R Moss, III
William R. Moss, III Secretary

William R Moss, III

C & M Contracting, Inc.
(Principal)

By: Ronald D. Curry (Seal)
Ronald D. Curry, President
530 Woodlake Circle
(Address)
Chesapeake, Virginia 23320

Approved as to form

SAFECO Insurance Company of America
(Surety)

Paul T. Bollinger (Seal)
Paul T. Bollinger (Attorney-in-Fact)
3801 Overlook Place
Powhatan, Virginia 23139
804-598-4754

[Signature]
Assistant City Attorney

CG-24,027/Revised April, 2000
Previous editions are obsolete

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF VIRGINIA, to-wit:
CITY of CHESAPEAKE,
I, DAVID G. DOMBROSKI a notary public in and for the
State of Large aforesaid, in the State aforesaid, do certify that

Ronald D. Curry President of C & M Contracting, Inc.
Address: 530 Woodlake Circle, Chesapeake, Virginia 23320
whose name is signed to the above bond, bearing date on the 25th day of November, 2003,
personally appeared before me in my CITY aforesaid, and acknowledged the same.
I further certify that my term of office expires on the 31 day of JANUARY, 2003
Given under my hand this 25th day of NOVEMBER, 2003


Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF VIRGINIA, to-wit:
County Powhatan
I, EDITH BREEDLOVE a notary public in and for the
Paul T. Bollinger aforesaid, in the State aforesaid, do certify that
my jurisdiction personally appeared before me in
Attorney-in-Fact of the SAFECO Insurance Company of America
aforesaid and made oath that he/she is

that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated
November 8th, 1999, and recorded in the Clerk's Office of the Circuit Court
of City of Richmond, Virginia, in Deed Book No. 99-34645, page 236, a certified copy of which is
attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the
requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said
company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a
paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is
\$ 826,070,655 that the penalty of the foregoing bond is not in excess of ten percentum of said
sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said
bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said
company is solvent and fully able to meet promptly all its obligations, and the said Paul T. Bollinger
thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires August 31, 2005.
Given under my hand this 25th day of November, 2003


Notary Public



SAFECO

POWER OF ATTORNEY

SAFECO INSURANCE COMPANY OF AMERICA
GENERAL INSURANCE COMPANY OF AMERICA
HOME OFFICE: SAFECO PLAZA
SEATTLE, WASHINGTON 98185

No. 10853

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

.....PAUL T. BOLLINGER; Powhatan, Virginia.....

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 8 day of November 1999

R.A. Pierson

R.A. PIERSON, SECRETARY

W. Randall Stoddard

W. RANDALL STODDARD, PRESIDENT

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA
and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA
and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
- (ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
- (iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, R.A. Pierson, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 25th day of November 2003



R.A. Pierson

R.A. PIERSON, SECRETARY

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102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

06/13/03

Permit Number N 0300864 00
Project AC Number 014082 00

Permit Date 06/13/03
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS PHASE 1

Location of Work 01108 WHITTAMORE ROAD

Contractor Number 3951

Name C & M CONTRACTING INC

530 WOODLAKE CIRCLE

City CHESAPEAKE

State VA Zip 23320

Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$184,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 05

A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee Ronald M. Nussery, President

Processed by DAVE

[Signature] 6/19/03

City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: C P M Va L.L.C.

Address: 1229 Kingsbury DR. Chesapeake, Va 23322

Phone: 757-546-2462

Location of Work: 1108 Whittamore Rd Chesapeake, Va.

Description of Land Disturbing Activity: EXCAVATING BMP FOR STORM WATER

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

[Signature] OPERATING MANAGER
Signature of Land Owner

6/13/03
Date

Section III

Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.

Permittee
Name: CPM Contracting Inc
Address: 530 Woodlake Circle
Chesapeake Va. 23320
Phone: (757) 523-5095

RLD
Name: Ronald D. Curry

I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.

[Signature] President
Signature of Permittee

[Signature]
Signature of RLD

13255
Cert #
2121
Or Seal

Project AC Number 014082 00
Plan Approval Date 1/16/02 Bond 014082 00 05
Description of work ETHERIDGE GREENS PHASE 1
Location of Work 01108 WHITTAMORE ROAD
Contractor Number 3951
Name C & M CONTRACTING INC

Number W 0300865 00 Date 06/13/03
Tax Map Number 0620000000020

530 WOODLAKE CIRCLE
CHESAPEAKE State VA Zip 23320 Phone

Work under this permit shall be done under and in accordance with the provisions of the Chesapeake City Code, Chapter 26 Article VIII; and the Public Facilities Manual; and any improvements and stormwater facilities approved will be constructed, operated and maintained in a manner satisfactory to the Department of Public Works so far as said rules are applied hereto. This permit is required for all proposed stormwater facilities which discharge into the stormwater system of the City of Chesapeake or directly into the waters of the Commonwealth of Virginia and of the United States.

Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant, and may further make a claim against any surety, bond, or collateral held by the City. The City of Chesapeake reserves full municipal control over the subject of this permit, and reserves all rights and remedies accorded thereby.

The permittee agrees as follows: (1) To construct stormwater facilities as indicated on City approved site, construction or development plans and in accordance with the approved stormwater management plan; (2) To indemnify and hold the City harmless from all claims and damages arising from the work cited on this permit; (3) To comply with all applicable City or State construction standards or specifications; and (4) To allow access of City personnel upon the property to inspect the work.

The permittee and owner agree to operate and maintain stormwater facilities in accordance with the City approved Stormwater Management Plan; copy of which is attached hereto. The permittee and owner also agree to allow access of City personnel upon the property for maintenance inspections.

The permittee is also subject to the following special conditions:

This permit shall become void if the authorized work is not completed within three years after issuance of the permit or if the authorized work is suspended or abandoned for twelve consecutive months.

Permittee and owner agree to notify the Department of Public Works 48 hours before the work begins and when completed and to inspect and maintain the work as required by law. Permittee and owner acknowledge that Certified Construction Record Drawings shall be submitted to the Department of Public Works prior to the the issuance of a certificate of occupancy.

Signature of Permittee Ronald Murray President

Processed by DAVE

[Signature] 6/13/03

PERMIT BOND

Bond No. 6034692

KNOW ALL MEN BY THESE PRESENTS, That we C & M Contracting, Inc. Principal, and SAFECO Insurance Company of America, a corporation duly incorporated under the laws of the State of Washington, Surety, are held and firmly bound unto the City of Chesapeake in the full and just sum of One Hundred Eighty-Four Thousand no/100 Dollars (\$ 184,000.00), current money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed, with our seals and dated this 20th day of June, A. D. 2003

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes:

Clearing, filling, excavating, grading or transporting, or any combination thereof,
installation and maintenance of all erosion control facilities and construction of all
stormwater management facilities in accordance with approved plan of Etheridge Greens,
Phase 1; Project AC Number 014082 00.

NOW, THEREFORE, The condition of this obligation is such that if the said principal, C & M Contracting, Inc.

shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day and year first above written.

Witness: William R Moss, III
BY: William R. Moss III, Secretary

William R. Moss III, Secretary

C & M Contracting, Inc.
(Principal)

By Ronald D. Curry (Seal)
Ronald D. Curry, President
530 Woodlake Circle
(Address)
Chesapeake, Virginia 23320

Approved as to form

SAFECO Insurance Company of America
(Surety)

By Paul T. Bollinger (Seal)
(Attorney-in-fact)
Paul T. Bollinger
3801 Overlook Place
Powhatan, Virginia 23139-7031
~~804-598-4754~~

Assistant City Attorney
CC-24,027/Revised April, 2000
Previous editions are obsolete

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF Virginia, to-wit: City of Chesapeake, a notary public in and for the

I, LARAIN P. LAMB, President of C & M Contracting, Inc., a notary public in and for the

City of Chesapeake aforesaid, in the State aforesaid, do certify that

Ronald D. Curry Address: 530 Woodlake Circle, Chesapeake, Virginia 23320

whose name is signed to the above bond, bearing date on the 20th day of June, 2003

personally appeared before me in my JURISDICTION aforesaid, and acknowledged the same.

I further certify that my term of office expires on the 30 day of APRIL, 2005

Given under my hand this 23 day of June, 2003

Sharon P. Lamb
Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF Virginia, to-wit: County of Powhatan, a notary public in and for the

I, Annette L. MacLellan aforesaid, in the State aforesaid, do certify that

Paul T. Bollinger personally appeared before me in

my jurisdiction aforesaid and made oath that he/she is

Attorney-in-Fact of the SAFECO Insurance Company of America

that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated November 8th, 1999, and recorded in the Clerk's Office of the Circuit Court

of City of Richmond, Virginia, in Deed Book No 99-34645, page 236, a certified copy of which is attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is

\$ 826,070,655 that the penalty of the foregoing bond is not in excess of ten percentum of said sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said

company is solvent and fully able to meet promptly all its obligations, and the said Attorney-in-Fact thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires 2-28, 2005

Given under my hand this 20th day of June, 2003

Annette L. MacLellan
Notary Public



POWER OF ATTORNEY

SAFECO INSURANCE COMPANY OF AMERICA
GENERAL INSURANCE COMPANY OF AMERICA
HOME OFFICE: SAFECO PLAZA
SEATTLE, WASHINGTON 98185

No. 10853

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

*****PAUL T. BOLLINGER; Powhatan, Virginia*****

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 8

day of November

1999

R.A. Pierson

R.A. PIERSON, SECRETARY

W. Randall Stoddard

W. RANDALL STODDARD, PRESIDENT

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA
and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA
and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
 - (ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
 - (iii) Certifying that said power-of-attorney appointment is in full force and effect,
- the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, R.A. Pierson, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 20th

day of June

2003



R.A. Pierson

R.A. PIERSON, SECRETARY

Company Number	Company Contact Information:
21121	WESTCHESTER FIRE INSURANCE COMPANY 436 WALNUT STEET WB06C P.O. BOX 41484 PHILADELPHIA, PA 19106-1484 (215) 640-1000
Company Type Information	
<p>A Property and Casualty Insurer is a company that may offer a variety of coverages including homeowners, automobile, boiler and machinery, personal injury liability, workers' compensation and miscellaneous property.</p> <p>Please be aware that although a company is authorized, it may not necessarily write your business. If you are having problems with availability, it is suggested that you contact your local agent or the Bureau at Bureau of Insurance or (804) 371-9741.</p> <p>Some companies have provided us with a link to that company's website. The fact that a link is provided should not be considered an endorsement by the Bureau of the company, its products, the views expressed or the facts presented on that company's website.</p>	
<input type="button" value="Close"/> <input type="button" value="Print"/>	

pwppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

01/19/05

Permit Number N 0500049 00
Project AC Number 014082 00

Permit Date 01/19/05
Tax Map Number 062000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS PHASE 1A
Location of Work 00000 WHITTAMORE ROAD

Contractor Number 5255
Name VFL TECHNOLOGY CORP
16 HAGERTY BLVD

City WEST CHESTER State PA Zip 19382 Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities. In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$320,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

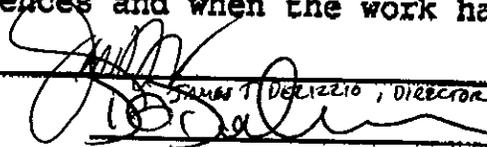
Performance Guarantee: Bond Number 014082 00 12

A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee _____

Processed by DAVE


James T. Delozzo, Director

2/15/08

PWPPW 3.0.OV

CITY OF CHESAPEAKE

Date 01/19/05

PUBLIC WORKS DEPARTMENT 382-6101

STORMWATER PERMIT Number W 0500050 00 Date 01/19/05

Project AC Number 014082 00

Tax Map Number 0620000000020

Plan Approval Date 1/16/02 Bond 014082 00 12

Description of work ETHERIDGE GREENS PHASE 1A

Location of Work 00000 WHITTAMORE ROAD

Contractor Number 5255

Name VFL TECHNOLOGY CORP

16 HAGERTY BLVD

WEST CHESTER

State PA Zip 19382

Phone

Work under this permit shall be done under and in accordance with the provisions of the Chesapeake City Code, Chapter 26 Article VIII; and the Public Facilities Manual; and any improvements and stormwater facilities approved will be constructed, operated and maintained in a manner satisfactory to the Department of Public Works so far as said rules are applied hereto. This permit is required for all proposed stormwater facilities which discharge into the stormwater system of the City of Chesapeake or directly into the waters of the Commonwealth of Virginia and of the United States.

Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant, and may further make a claim against any surety, bond, or collateral held by the City. The City of Chesapeake reserves full municipal control over the subject of this permit, and reserves all rights and remedies accorded thereby.

The permittee agrees as follows: (1) To construct stormwater facilities as indicated on City approved site, construction or development plans and in accordance with the approved stormwater management plan; (2) To indemnify and hold the City harmless from all claims and damages arising from the work cited on this permit; (3) To comply with all applicable City or State construction standards or specifications; and (4) To allow access of City personnel upon the property to inspect the work.

The permittee and owner agree to operate and maintain stormwater facilities in accordance with the City approved Stormwater Management Plan; copy of which is attached hereto. The permittee and owner also agree to allow access of City personnel upon the property for maintenance inspections.

The permittee is also subject to the following special conditions:

This permit shall become void if the authorized work is not completed within three years after issuance of the permit or if the authorized work is suspended or abandoned for twelve consecutive months.

Permittee and owner agree to notify the Department of Public Works 48 hours before the work begins and when completed and to inspect and maintain the work as required by law. Permittee and owner acknowledge that Certified Construction Record Drawings shall be submitted to the Department of Public Works prior to the the issuance of a certificate of occupancy.

Signature of Permittee

Processed by DAVE


 JAMES T. DELIZELLA, DIRECTOR

2/15/08

City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: CPM (COMBUSTION PRODUCTS MANAGEMENT)
 Address: 1541 ALTA DR SUITE 205 WHITEHALL, PA, 18052
 Phone: (610) 221-5980
 Location of Work: CHESAPEAKE VIRGINIA
 Description of Land Disturbing Activity: GOLF COURSE CONSTRUCTION

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

[Signature] Signature of Land Owner 1/24/05 Date

Section III

Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.

Permittee	RLD
Name: <u>VFC Technology Corporation</u>	<u>Charles Roberts</u>
Address: <u>16 Hagerly Blvd.</u>	
<u>West Chester, Pa 19382</u>	
Phone: <u>610-918-1100</u>	

I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.

[Signature] Signature of Permittee [Signature] Signature of RLD 20815 Cert #
 Or Seal

PERMIT BOND

Bond No. KO 72 23 69 9

KNOW ALL MEN BY THESE PRESENTS, That we VFL TECHNOLOGY CORPORATION

Principal, and WESTCHESTER FIRE INSURANCE COMPANY, a corporation duly incorporated under the laws of the State of NEW YORK, Surety, are held and firmly bound unto the City of Chesapeake in the full and just sum of THREE HUNDRED TWENTY THOUSAND & NO/100 Dollars (\$ 320,000.00* * * * *), current money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed, with our seals and dated this 21ST day of JANUARY, A. D. 2005.

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes: CLEARING, FILLING, EXCAVATING, GRADING OR TRANSPORTING OR ANY COMBINATION THEREOF, INSTALLATION AND MAINTENANCE OF ALL EROSION AND SEDIMENT CONTROL FACILITIES AND CONSTRUCTION OF ALL STORMWATER MANAGEMENT FACILITIES IN ACCORDANCE WITH APPROVED PLAN OF ETHERIDGE GREENS, PHASE 1A

NOW, THEREFORE, The condition of this obligation is such that if the said principal, VFL TECHNOLOGY CORPORATION

shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day and year first above written.

Witness:

[Signature]

Approved as to form

[Signature]
Assistant City Attorney

VFL TECHNOLOGY CORPORATION

(Principal)

By [Signature] (Seal)

16 HAGERTY BLVD.

(Address)

WEST CHESTER, PA 19382

WESTCHESTER FIRE INSURANCE COMPANY

(Surety)

By [Signature] (Seal)

(Attorney-in-Fact)

DANA L. MCCASKEY

CG-24,027/Revised April 2000
Previous editions are obsolete

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF VIRGINIA
CITY of RICHMOND, to-wit:

I, KAYLYN PASCARELLA HOLSHU, a notary public in and for the CITY aforesaid, in the State aforesaid, do certify that MICHAEL ROBINSON Vice President of VFL TECHNOLOGY CORPORATION, Address: 16 HAGERTY BLVD., WEST CHESTER, PA whose name is signed to the above bond, bearing date on the 21ST day of JANUARY, 2005, personally appeared before me in my CITY aforesaid, and acknowledged the same.

I further certify that my term of office expires on the 30TH day of NOVEMBER, 2007.

Given under my hand this 21ST day of JANUARY, 2005.

Handwritten signature of Kaylyn Pascarella Holshu, Notary Public.

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF VIRGINIA
CITY of RICHMOND, to-wit:

I, KAYLYN PASCARELLA HOLSHU, a notary public in and for the CITY aforesaid, in the State aforesaid, do certify that DANA L. MCCASKEY personally appeared before me in my CITY aforesaid and made oath that he/she is ATTORNEY-IN-FACT of the WESTCHESTER FIRE INSURANCE COMPANY

that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated ***RECORDATION PENDING - SEE ATTACHED and recorded in the Clerk's Office of the of in Deed Book No. page a certified copy of which is attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is \$ 476,173,943.00 that the penalty of the foregoing bond is not in excess of ten percent of said sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said company is solvent and fully able to meet promptly all its obligations, and the said ATTORNEY-IN-FACT thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires NOVEMBER 30, 2007.

Given under my hand this 21ST day of JANUARY, 2005.

Handwritten signature of Kaylyn Pascarella Holshu, Notary Public.

Power of Attorney

WESTCHESTER FIRE INSURANCE COMPANY



1044497

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Know all men by these presents: That WESTCHESTER FIRE INSURANCE COMPANY, a corporation of the State of New York, having its principal office in the City of Atlanta, Georgia, pursuant to the following Resolution, adopted by the Board of Directors of the said Company on November 8, 1999, to wit:

"RESOLVED, that the following Rules shall govern the execution for the Company of bonds, undertakings, recognizances, contracts and other writings in the nature thereof:

- (1) That the President, any Senior Vice President, any Vice President, and Assistant Vice President, or any Attorney-in-Fact, may execute for and on behalf of the Company any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof, the same to be attested when necessary by the Corporate Secretary, or any Assistant Corporate Secretary, and the seal of the Company affixed thereto; and that the President, any Senior Vice President, any Vice President or any Assistant Vice President may appoint and authorize any other Officer (elected or appointed) of the Company, and Attorneys-in-Fact to so execute or attest to the execution of all such writings on behalf of the Company and to affix the seal of the Company thereto.
- (2) Any such writing executed in accordance with these Rules shall be as binding upon the Company in any case as though signed by the President and attested to by the Corporate Secretary.
- (3) The signature of the President, or a Senior Vice President, or a Vice President, or an Assistant Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted pursuant to this Resolution, and the signature of a certifying Officer and the seal of the Company may be affixed by facsimile to any certificate of any such power, and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company.
- (4) Such other Officers of the Company, and Attorneys-In-Fact shall have authority to certify or verify copies of this Resolution, the By-Laws of the Company, and any affidavit or record of the Company necessary to the discharge of their duties.
- (5) The passage of this Resolution does not revoke any earlier authority granted by Resolutions of the Board of Directors."

Does hereby nominate, constitute and appoint DUREMA KISSAM, DANA L. MCCASKEY and KAYLYN HOLSHU all of the City of Richmond, State of Virginia, each individually if there be more than one named, its true and lawful attorney-in-fact, to make, execute, seal and deliver on its behalf, and as its act and deed any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof in penalties not exceeding Five Million Dollars (\$5,000,000) and the execution of such writings in pursuance of these presents shall be as binding upon said Company, as fully and amply as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office.

IN WITNESS WHEREOF, the said Gregory J. Otterson, Vice-President, has hereunto subscribed his name and affixed the corporate seal of the said WESTCHESTER FIRE INSURANCE COMPANY this 30th day of September, 2003.



WESTCHESTER FIRE INSURANCE COMPANY

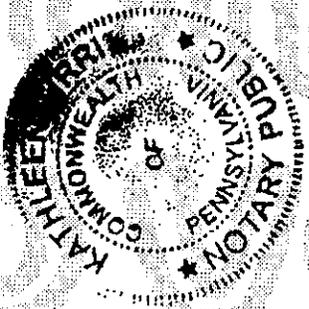
Gregory J. Otterson

Gregory J. Otterson, Vice President

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF PHILADELPHIA ss.

On this 30th day of September, A.D. 2003, before me, a Notary Public of the Commonwealth of Pennsylvania in and for the County of Philadelphia came Gregory J. Otterson, Vice-President of the WESTCHESTER FIRE INSURANCE COMPANY to me personally known to be the individual and officer who executed the preceding instrument, and he acknowledged that he executed the same, and that the seal affixed to the preceding instrument is the corporate seal of said Company; that the said corporate seal and his signature were duly affixed by the authority and direction of the said corporation, and that Resolution, adopted by the Board of Directors of said Company, referred to in the preceding instrument, is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Philadelphia the day and year first above written.



NOTARIAL SEAL
Kathleen Tirri, Notary Public
Philadelphia, Philadelphia County
My commission expires September 22, 2007

Kathleen Tirri

Notary Public

I, the undersigned Secretary of WESTCHESTER FIRE INSURANCE COMPANY, do hereby certify that the original POWER OF ATTORNEY, of which the foregoing is a substantially true and correct copy, is in full force and effect.

In witness whereof, I have hereunto subscribed my name as Secretary, and affixed the corporate seal of the Corporation, this 21st day of

George D. Mulligan



George D. Mulligan

George D. Mulligan, Secretary

THIS POWER OF ATTORNEY MAY NOT BE USED TO EXECUTE ANY BOND WITH AN INCEPTION DATE AFTER September 30, 2005

pwppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

01/19/05

Permit Number N 0500047 00
Project AC Number 014082 00

Permit Date 01/19/05
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of **ETHERIDGE GREENS PHASE 1**
Location of Work 00000 WHITTAMORE ROAD
Contractor Number 5255
Name VFL TECHNOLOGY CORP
16 HAGERTY BLVD
City WEST CHESTER State PA Zip 19382 Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities. In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$184,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

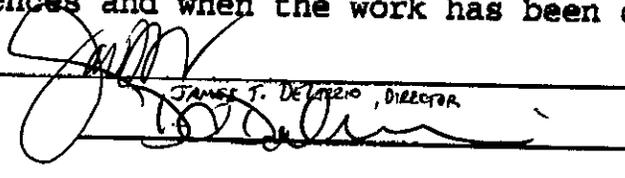
Performance Guarantee: Bond Number 014082 00 11

A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee _____

Processed by DAVE


JAMES F. DELUZIO, Director
2/12/08

PWPPW 3.0.0V

CITY OF CHESAPEAKE

Date 01/19/05

PUBLIC WORKS DEPARTMENT 382-6101

STORMWATER PERMIT Number W 0500048 00 Date 01/19/05

Project AC Number 014082 00

Tax Map Number 0620000000020

Plan Approval Date 1/16/02 Bond 014082 00 11

Description of work ETHERIDGE GREENS PHASE 1

Location of Work 00000 WHITTAMORE ROAD

Contractor Number 5255

Name VFL TECHNOLOGY CORP

16 HAGERTY BLVD

WEST CHESTER

State PA Zip 19382

Phone

Work under this permit shall be done under and in accordance with the provisions of the Chesapeake City Code, Chapter 26 Article VIII; and the Public Facilities Manual; and any improvements and stormwater facilities approved will be constructed, operated and maintained in a manner satisfactory to the Department of Public Works so far as said rules are applied hereto. This permit is required for all proposed stormwater facilities which discharge into the stormwater system of the City of Chesapeake or directly into the waters of the Commonwealth of Virginia and of the United States.

Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant, and may further make a claim against any surety, bond, or collateral held by the City. The City of Chesapeake reserves full municipal control over the subject of this permit, and reserves all rights and remedies accorded thereby.

The permittee agrees as follows: (1) To construct stormwater facilities as indicated on City approved site, construction or development plans and in accordance with the approved stormwater management plan; (2) To indemnify and hold the City harmless from all claims and damages arising from the work cited on this permit; (3) To comply with all applicable City or State construction standards or specifications; and (4) To allow access of City personnel upon the property to inspect the work.

The permittee and owner agree to operate and maintain stormwater facilities in accordance with the City approved Stormwater Management Plan; copy of which is attached hereto. The permittee and owner also agree to allow access of City personnel upon the property for maintenance inspections.

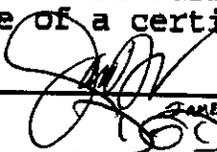
The permittee is also subject to the following special conditions:

This permit shall become void if the authorized work is not completed within three years after issuance of the permit or if the authorized work is suspended or abandoned for twelve consecutive months.

Permittee and owner agree to notify the Department of Public Works 48 hours before the work begins and when completed and to inspect and maintain the work as required by law. Permittee and owner acknowledge that Certified Construction Record Drawings shall be submitted to the Department of Public Works prior to the the issuance of a certificate of occupancy.

Signature of Permittee

Processed by DAVE


 JAMES T. DELIZZO, Director
 2/18/08

City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: CPM (COMBUSTION PRODUCTS MANAGEMENT)
Address: 1541 ALTA DR, SUITE 205 WHITEHALL, PA 18052
Phone: (610) 821-5980
Location of Work: CHESAPEAKE VA
Description of Land Disturbing Activity: GOLF COURSE CONSTRUCTION

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

Signature of Land Owner

Date 1/24/05

Section III

Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.
Permittee RLD

Name: VFL TECHNOLOGIES CORPORATION Charles ROBERTS
Address: 16 Hagerty Blvd.
West Chester, Pa 19382
Phone: 610-918-1100

I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.

Signature of Permittee

Signature of RLD

20815
Cert #
Or Seal

PERMIT BOND

Bond No. KO 72 23 70 5

KNOW ALL MEN BY THESE PRESENTS, That we VFL TECHNOLOGY CORPORATION

Principal, and WESTCHESTER FIRE INSURANCE COMPANY, a corporation duly incorporated under the laws of the State of NEW YORK, Surety, are held and firmly bound unto the City of Chesapeake in the full and just sum of ONE HUNDRED EIGHTY-FOUR THOUSAND & NO/100 Dollars (\$ 184,00.00 * * * * *), current money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed, with our seals and dated this 21ST day of JANUARY, A. D. 2005.

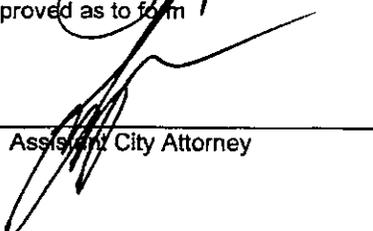
WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes: CLEARING, FILLING, EXCAVATING, GRADING OR TRANSPORTING OR ANY COMBINATION THEREOF, INSTALLATION AND MAINTENANCE OF ALL EROSION AND SEDIMENT CONTROL FACILITIES AND CONSTRUCTION OF ALL STORMWATER MANAGEMENT FACILITIES IN ACCORDANCE WITH APPROVED PLAN OF ETHERIDGE GREENS, PHASE I.

NOW, THEREFORE, The condition of this obligation is such that if the said principal, VFL TECHNOLOGY CORPORATION

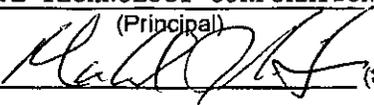
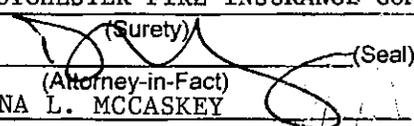
shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day and year first above written.

Witness:


Approved as to form


Assistant City Attorney

VFL TECHNOLOGY CORPORATION
(Principal)
By  (Seal)
16 HAGERTY BLVD.
(Address)
WEST CHESTER, PA 19382
WESTCHESTER FIRE INSURANCE COMPANY
(Surety)
By  (Seal)
(Attorney-in-Fact)
DANA L. MCCASKEY

CG-24,027/Revised April 2000
Previous editions are obsolete

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF VIRGINIA
CITY of RICHMOND, to-wit:

I, KAYLYN PASCARELLA HOLSHU, a notary public in and

for the CITY aforesaid, in the State aforesaid, do certify that MICHAEL ROBINSON Vice President of VEL TECHNOLOGY CORPORATION, Address: 16 HAGERTY BLVD., WEST CHESTER, PA whose name is signed to the above bond, bearing date on the 21ST day of JANUARY, 2005, personally appeared before me in my CITY aforesaid, and acknowledged the same.

I further certify that my term of office expires on the 30TH day of NOVEMBER, 2007.

Given under my hand this 21ST day of JANUARY, 2005.

Handwritten signature of Kaylyn Pascarella Holshu, Notary Public.

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF VIRGINIA
CITY of RICHMOND, to-wit:

I, KAYLYN PASCARELLA HOLSHU, a notary public in and for the CITY aforesaid, do certify that DANA L. MCCASKEY personally appeared before me in my CITY aforesaid and made oath that he/she is ATTORNEY-IN-FACT of the WESTCHESTER FIRE INSURANCE COMPANY

that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated ***RECORDATION PENDING - SEE ATTACHED and recorded in the Clerk's Office of the of in Deed Book No., page, a certified copy of which is attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is \$ 476,173,943.00 that the penalty of the foregoing bond is not in excess of ten percent of said sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said company is solvent and fully able to meet promptly all its obligations, and the said ATTORNEY-IN-FACT thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires NOVEMBER 30, 2007.

Given under my hand this 21ST day of JANUARY, 2005.

Handwritten signature of Kaylyn Pascarella Holshu, Notary Public.



145125

Know all men by these presents: That WESTCHESTER FIRE INSURANCE COMPANY, a corporation of the State of New York, having its principal office in the City of Atlanta, Georgia, pursuant to the following Resolution, adopted by the Board of Directors of the said Company on November 8, 1999, to wit:

"RESOLVED, that the following Rules shall govern the execution for the Company of bonds, undertakings, recognizances, contracts and other writings in the nature thereof:

- (1) That the President, any Senior Vice President, any Vice President, and Assistant Vice President, or any Attorney-in-Fact, may execute for and on behalf of the Company any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof, the same to be attested when necessary by the Corporate Secretary, or any Assistant Corporate Secretary, and the seal of the Company affixed thereto; and that the President, any Senior Vice President, any Vice President or any Assistant Vice President may appoint and authorize any other Officer (elected or appointed) of the Company, and Attorneys-in-Fact to so execute or attest to the execution of all such writings on behalf of the Company and to affix the seal of the Company thereto.
(2) Any such writing executed in accordance with these Rules shall be as binding upon the Company in any case as though signed by the President and attested to by the Corporate Secretary.
(3) The signature of the President, or a Senior Vice President, or a Vice President, or an Assistant Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted pursuant to this Resolution, and the signature of a certifying Officer and the seal of the Company may be affixed by facsimile to any certificate of any such power, and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company.
(4) Such other Officers of the Company, and Attorneys-In-Fact shall have authority to certify or verify copies of this Resolution, the By-Laws of the Company, and any affidavit or record of the Company necessary to the discharge of their duties.
(5) The passage of this Resolution does not revoke any earlier authority granted by Resolutions of the Board of Directors."

Does hereby nominate, constitute and appoint DUREMA KISSAM, DANA L. MCCASKEY and KAYLYN HOLSHU all of the City of Richmond, State of Virginia, each individually if there be more than one named, its true and lawful attorney-in-fact, to make, execute, seal and deliver on its behalf, and as its act and deed any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof in penalties not exceeding Five Million Dollars (\$5,000,000) and the execution of such writings in pursuance of these presents shall be as binding upon said Company, as fully and amply as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office.

IN WITNESS WHEREOF, the said Gregory J. Otterson, Vice-President, has hereunto subscribed his name and affixed the corporate seal of the said WESTCHESTER FIRE INSURANCE COMPANY this 30th day of September 2003.

WESTCHESTER FIRE INSURANCE COMPANY



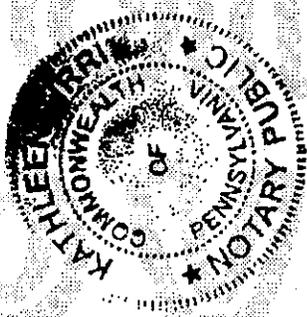
Handwritten signature of Gregory J. Otterson

Gregory J. Otterson, Vice President

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF PHILADELPHIA ss.

On this 30th day of September, A.D. 2003, before me, a Notary Public of the Commonwealth of Pennsylvania in and for the County of Philadelphia came Gregory J. Otterson, Vice-President of the WESTCHESTER FIRE INSURANCE COMPANY to me personally known to be the individual and officer who executed the preceding instrument, and he acknowledged that he executed the same, and that the seal affixed to the preceding instrument is the corporate seal of said Company; that the said corporate seal and his signature were duly affixed by the authority and direction of the said corporation, and that Resolution, adopted by the Board of Directors of said Company, referred to in the preceding instrument, is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Philadelphia the day and year first above written.



NOTARIAL SEAL
Kathleen Tirri, Notary Public
Philadelphia, Philadelphia County
My commission expires September 22, 2007

Handwritten signature of Kathleen Tirri

Notary Public

I, the undersigned Secretary of WESTCHESTER FIRE INSURANCE COMPANY, do hereby certify that the original POWER OF ATTORNEY, of which the foregoing is a substantially true and correct copy, is in full force and effect.

In witness whereof, I have hereunto subscribed my name as Secretary, and affixed the corporate seal of the Corporation, this 21st day of

Handwritten signature of George D. Mulligan



Handwritten signature of George D. Mulligan

George D. Mulligan, Secretary

THIS POWER OF ATTORNEY MAY NOT BE USED TO EXECUTE ANY BOND WITH AN INCEPTION DATE AFTER September 30, 2005.

pwppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

06/13/03

Permit Number N 0300864 00
Project AC Number 014082 00

Permit Date 06/13/03
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS PHASE 1

Location of Work 01108 WHITTAMORE ROAD

Contractor Number 3951

Name C & M CONTRACTING INC
530 WOODLAKE CIRCLE

City CHESAPEAKE

State VA Zip 23320

Phone

Released 2/27/08

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$184,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 05

A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee Ronald A. Curry, President

Processed by DAVE

[Signature] 6/19/03

City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: C P M Va L.L.C.

Address: 1229 Kingsbury DR. Chesapeake, Va 23322

Phone: 757-546-2462

Location of Work: 1108 Whittamore Rd Chesapeake, Va.

Description of Land Disturbing Activity: Excavating BMP for
storm water

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

[Signature] OPERATING MANAGER
Signature of Land Owner

6/13/03
Date

Section III

Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.

Permittee	RLD
Name: <u>C&M Contracting Inc</u>	<u>Ronald A. Curry</u>
Address: <u>530 Woodlake Circle</u>	
<u>Chesapeake Va. 23320</u>	
Phone: <u>(757) 523-5025</u>	

I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.

[Signature] President
Signature of Permittee

[Signature]
Signature of RLD

13255
Cert #
Or 29140

Number W 0300865 00 Date 06/13/03
Tax Map Number 0620000000020
Project AC Number 014082 00
Plan Approval Date 1/16/02 Bond 014082 00 05
Description of work ETHERIDGE GREENS PHASE 1
Location of Work 01108 WHITTAMORE ROAD
Contractor Number 3951
Name C & M CONTRACTING INC

530 WOODLAKE CIRCLE
CHESAPEAKE State VA Zip 23320 Phone

Work under this permit shall be done under and in accordance with the provisions of the Chesapeake City Code, Chapter 26 Article VIII; and the Public Facilities Manual; and any improvements and stormwater facilities approved will be constructed, operated and maintained in a manner satisfactory to the Department of Public Works so far as said rules are applied hereto. This permit is required for all proposed stormwater facilities which discharge into the stormwater system of the City of Chesapeake or directly into the waters of the Commonwealth of Virginia and of the United States.

Revised 4/27/08

Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant, and may further make a claim against any surety, bond, or collateral held by the City. The City of Chesapeake reserves full municipal control over the subject of this permit, and reserves all rights and remedies accorded thereby.

The permittee agrees as follows: (1) To construct stormwater facilities as indicated on City approved site, construction or development plans and in accordance with the approved stormwater management plan; (2) To indemnify and hold the City harmless from all claims and damages arising from the work cited on this permit; (3) To comply with all applicable City or State construction standards or specifications; and (4) To allow access of City personnel upon the property to inspect the work.

The permittee and owner agree to operate and maintain stormwater facilities in accordance with the City approved Stormwater Management Plan; copy of which is attached hereto. The permittee and owner also agree to allow access of City personnel upon the property for maintenance inspections.

The permittee is also subject to the following special conditions:

This permit shall become void if the authorized work is not completed within three years after issuance of the permit or if the authorized work is suspended or abandoned for twelve consecutive months.

Permittee and owner agree to notify the Department of Public Works 48 hours before the work begins and when completed and to inspect and maintain the work as required by law. Permittee and owner acknowledge that Certified Construction Record Drawings shall be submitted to the Department of Public Works prior to the the issuance of a certificate of occupancy.

Signature of Permittee *Ronald N. Curry President*
Processed by DAVE *DS Delami* *6/16/03*

PERMIT BOND

Released 2/27/08

Bond No. 6034692

KNOW ALL MEN BY THESE PRESENTS, That we C & M Contracting, Inc.

Principal, and SAFECO Insurance Company of America

incorporated under the laws of the State of Washington, a corporation duly

City of Chesapeake in the full and just sum of One Hundred Eighty-Four Thousand no/100 Dollars (\$ 184,000.00), current

money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed, with our seals and dated this 20th day of June, A. D. 2003.

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes:

Clearing, filling, excavating, grading or transporting, or any combination thereof, installation and maintenance of all erosion control facilities and construction of all stormwater management facilities in accordance with approved plan of Etheridge Greens, Phase I; Project AC Number 014082 00,

NOW, THEREFORE, The condition of this obligation is such that if the said principal, C & M Contracting, Inc.

shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day and year first above written.

Witness:

BY: William R Moss, III
William R. Moss III, Secretary

C & M Contracting, Inc.
(Principal)

By Ronald D. Curry (Seal)
Ronald D. Curry, President
530 Woodlake Circle
(Address)
Chesapeake, Virginia 23320

Approved as to form

SAFECO Insurance Company of America
(Surety)

By Paul F. Bollinger (Seal)
(Attorney-in-F&C)

Paul F. Bollinger
3801 Overlook Place
Powhatan, Virginia 23139-7031
804-598-4754

Assistant City Attorney

CG-24,027/Revised April, 2000
Previous editions are obsolete

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF Virginia, to-wit: City of Chesapeake, a notary public in and for the
I, LARAIN P. LAMB
City of Chesapeake aforesaid, in the State aforesaid, do certify that
Ronald D. Curry, President of C & M Contracting, Inc.

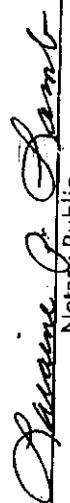
Address: 530 Woodlake Circle, Chesapeake, Virginia 23320

whose name is signed to the above bond, bearing date on the 20th day of June, 2003,

personally appeared before me in my JURISDICTION aforesaid, and acknowledged the same.

I further certify that my term of office expires on the 30 day of APRIL, 2005

Given under my hand this 23 day of June, 2003


Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF Virginia, to-wit: _____,
County of Powhatan

I, Annette L. MacLelland a notary public in and for the
County of Powhatan aforesaid, in the State aforesaid, do certify that
Paul T. Bollinger personally appeared before me in
my jurisdiction aforesaid and made oath that he/she is
Attorney-in-Fact of the SAECO Insurance Company of America

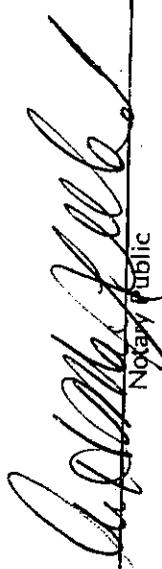
that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated
November 8th, 1999, and recorded in the Clerk's Office of the Circuit Court

of City of Richmond, Virginia, in Deed Book No 99-34645, page 236, a certified copy of which is
attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the
requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said
company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a
paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is

\$ 826,070,655 that the penalty of the foregoing bond is not in excess of ten percentum of said
sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said
bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said
company is solvent and fully able to meet promptly all its obligations, and the said Attorney-in-Fact
thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires 2-28, 2005.

Given under my hand this 20th day of June, 2003


Notary Public



SAFECO[™] POWER
OF ATTORNEY

SAFECO INSURANCE COMPANY OF AMERICA
GENERAL INSURANCE COMPANY OF AMERICA
HOME OFFICE: SAFECO PLAZA
SEATTLE, WASHINGTON 98185

KNOW ALL BY THESE PRESENTS:

No. 10853

That **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA**, each a Washington corporation, does each hereby appoint

*****PAUL T. BOLLINGER, Powhatan, Virginia*****

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and **GENERAL INSURANCE COMPANY OF AMERICA** have each executed and attested these presents

this 8

day of November

1999

R.A. Pierson

R.A. PIERSON, SECRETARY

W. Randall Stoddard

W. RANDALL STODDARD, PRESIDENT

CERTIFICATE

Extract from the By-Laws of **SAFECO INSURANCE COMPANY OF AMERICA**
and of **GENERAL INSURANCE COMPANY OF AMERICA**:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of **SAFECO INSURANCE COMPANY OF AMERICA**
and of **GENERAL INSURANCE COMPANY OF AMERICA** adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
- (ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
- (iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, R.A. Pierson, Secretary of **SAFECO INSURANCE COMPANY OF AMERICA** and of **GENERAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 20th

day of June

2003



R.A. Pierson

R.A. PIERSON, SECRETARY

pwppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

11/25/03

Permit Number N 0301729 00
Project AC Number 014082 00

Permit Date 11/25/03
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS GOLF COURSE PHASE 1A

Location of Work 01108 WHITTAMORE ROAD

Contractor Number 3951

Name C & M CONTRACTING INC

530 WOODLAKE CIRCLE

City CHESAPEAKE

State VA Zip 23320

Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$320,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 07

A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee *Ronald Curry*

Processed by DAVE

10 Dal...

12/23/03

City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: C. P. M. Va., L.L.C.

Address: 1229 Kingsbury Drive, Chesapeake, VA 23322

Phone: (757) 546-2462

Location of Work: 1108 Whittamore Road, Chesapeake, Virginia

Description of Land Disturbing Activity: Excavating BMP for storm water

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.



Signature of Land Owner

12/21/03

Date

Section III

Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.

Permittee

RLD

Name: C & M Contracting, Inc.

Ronald D. Curry

Address: 530 Woodlake Circle

Chesapeake, Virginia 23320

Phone: (757) 523-5085

I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.



Signature of Permittee



Signature of RLD

13255

Cert #
Or Seal

2146

Number W 0301730 00 Date 11/25/03
Tax Map Number 0620000000020
Project AC Number 014082 00
Plan Approval Date 1/16/02 Bond 014082 00 07
Description of work ETHERIDGE GREENS GOLF COURSE PHASE 1A
Location of Work 01108 WHITTAMORE ROAD
Contractor Number 3951
Name C & M CONTRACTING INC

530 WOODLAKE CIRCLE
CHESAPEAKE State VA Zip 23320 Phone

Work under this permit shall be done under and in accordance with the provisions of the Chesapeake City Code, Chapter 26 Article VIII; and the Public Facilities Manual; and any improvements and stormwater facilities approved will be constructed, operated and maintained in a manner satisfactory to the Department of Public Works so far as said rules are applied hereto. This permit is required for all proposed stormwater facilities which discharge into the stormwater system of the City of Chesapeake or directly into the waters of the Commonwealth of Virginia and of the United States.

Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant, and may further make a claim against any surety, bond, or collateral held by the City. The City of Chesapeake reserves full municipal control over the subject of this permit, and reserves all rights and remedies accorded thereby.

The permittee agrees as follows: (1) To construct stormwater facilities as indicated on City approved site, construction or development plans and in accordance with the approved stormwater management plan; (2) To indemnify and hold the City harmless from all claims and damages arising from the work cited on this permit; (3) To comply with all applicable City or State construction standards or specifications; and (4) To allow access of City personnel upon the property to inspect the work.

The permittee and owner agree to operate and maintain stormwater facilities in accordance with the City approved Stormwater Management Plan; copy of which is attached hereto. The permittee and owner also agree to allow access of City personnel upon the property for maintenance inspections.

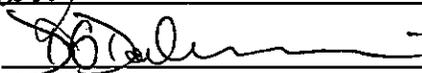
The permittee is also subject to the following special conditions:

This permit shall become void if the authorized work is not completed within three years after issuance of the permit or if the authorized work is suspended or abandoned for twelve consecutive months.

Permittee and owner agree to notify the Department of Public Works 48 hours before the work begins and when completed and to inspect and maintain the work as required by law. Permittee and owner acknowledge that Certified Construction Record Drawings shall be submitted to the Department of Public Works prior to the the issuance of a certificate of occupancy.

Signature of Permittee 

Processed by DAVE



12/23/03

PWPPW 3.0.OV

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
STORMWATER PERMIT

Date 09/20/02

Number W 0201441 00 Date 09/11/02
Tax Map Number 0620000000020
Project AC Number 014082 00
Plan Approval Date 1/16/02 Bond 014082 00 04
Description of work ETYHERIDGE GREENS GOLF COURSE
Location of Work 01108 WHITTAMORE ROAD
Contractor Number 1022
Name ATLANTIC COASTAL CLEARING & GRADING INC

916 EXECUTIVE COURT
CHESAPEAKE State VA Zip 23320 Phone

Work under this permit shall be done under and in accordance with the provisions of the Chesapeake City Code, Chapter 26 Article VIII; and the Public Facilities Manual; and any improvements and stormwater facilities approved will be constructed, operated and maintained in a manner satisfactory to the Department of Public Works so far as said rules are applied hereto. This permit is required for all proposed stormwater facilities which discharge into the stormwater system of the City of Chesapeake or directly into the waters of the Commonwealth of Virginia and of the United States.

Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant, and may further make a claim against any surety, bond, or collateral held by the City. The City of Chesapeake reserves full municipal control over the subject of this permit, and reserves all rights and remedies accorded thereby.

The permittee agrees as follows: (1) To construct stormwater facilities as indicated on City approved site, construction or development plans and in accordance with the approved stormwater management plan; (2) To indemnify and hold the City harmless from all claims and damages arising from the work cited on this permit; (3) To comply with all applicable City or State construction standards or specifications; and (4) To allow access of City personnel upon the property to inspect the work.

The permittee and owner agree to operate and maintain stormwater facilities in accordance with the City approved Stormwater Management Plan; copy of which is attached hereto. The permittee and owner also agree to allow access of City personnel upon the property for maintenance inspections.

The permittee is also subject to the following special conditions:

This permit shall become void if the authorized work is not completed within three years after issuance of the permit or if the authorized work is suspended or abandoned for twelve consecutive months.

Permittee and owner agree to notify the Department of Public Works 48 hours before the work begins and when completed and to inspect and maintain the work as required by law. Permittee and owner acknowledge that Certified Construction Record Drawings shall be submitted to the Department of Public Works prior to the the issuance of a certificate of occupancy.

Signature of Permittee [Signature] 9/20/02
Approved by DAVE 9/20/02 [Signature] 9/20/02

PUBLIC WORKS DEPARTMENT 382-6101

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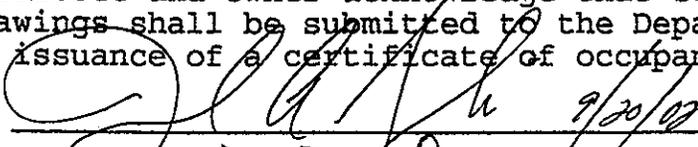
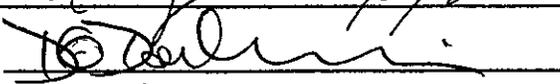
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Approved by DAVE DAVE 9/20/02  9/20/02

PERMIT BOND

Jed LPM
ESP
EPH 08642430
Bond No. _____

KNOW ALL MEN BY THESE PRESENTS, That we Atlantic Coastal Clearing & Grading, Inc.
Principal, and Fidelity and Deposit Company of Maryland, a corporation duly
incorporated under the laws of the State of Maryland, Surety, are held and firmly bound unto the
City of Chesapeake in the full and just sum of Two Hundred Twenty Thousand Dollars (\$ 220,000.00), current
money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each
of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents,
sealed, with our seals and dated this 12th day of September, A. D. 20 02.

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes:

"Construct all stormwater management facilities in accordance with approved plan of
Etheridge Greens Golf Course." (AC #01408200)

NOW, THEREFORE, The condition of this obligation is such that if the said principal, Atlantic Coastal Clearing
& Grading, Inc.
shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as
set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against
and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and
drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or
permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day
and year first above written.

Witness:

Atlantic Coastal Clearing
& Grading, Inc.
[Signature]
(Principal)
By *[Signature]* (Seal)
VICE PRESIDENT

916 Executive Court
(Address)

Chesapeake, VA 23320

[Signature]
City Sec U.P.

Approved as to form

Fidelity and Deposit
Company of Maryland
(Surety)
By *[Signature]* (Seal)
(Attorney-in-Fact)

[Signature]
Assistant City Attorney

Dawn E. Willett
CG-24,027/Revised April, 2000
Previous editions are obsolete

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF Virginia,
City of Chesapeake, to-wit:

I, ROBERT M. SIVITER,
City a notary public in and for the

Mike A. SEMONIA VICE aforesaid, in the State aforesaid, do certify that
President of Atlantic Coastal Clearing & Grading, Inc.

Address: 916 Executive Court, Chesapeake, VA 23320

whose name is signed to the above bond, bearing date on the 12th day of September, 20 02,
personally appeared before me in my City aforesaid, and acknowledged the same.

I further certify that my term of office expires on the 31st day of MARCH, 20 03

Given under my hand this 12th day of September, 20 02


Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF Virginia,
City of Virginia Beach, to-wit:

I, Robert M. Siviter,
City a notary public in and for the

Dawn E. Willett personally appeared before me in
my City aforesaid and made oath that ~~she~~/she is

Attorney-in-Fact of the Fidelity and Deposit Company of Maryland

that ~~she~~she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated
January 2, 1997, and recorded in the Clerk's Office of the Circuit Court

of Chesapeake, in Deed Book No. 3459, page 058, a certified copy of which is
attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the
requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said
company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a
paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is

\$ 193,000,000 that the penalty of the foregoing bond is not in excess of ten percentum of said
sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said
bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said
company is solvent and fully able to meet promptly all its obligations, and the said Dawn E. Willett
thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires March 31, 20 03.

Given under my hand this 12th day of September, 20 03


Notary Public

Power of Attorney
FIDELITY AND DEPOSIT COMPANY OF MARYLAND

HOME OFFICE: P.O. BOX 1227, BALTIMORE, MD 21203-1227

Know ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by W. B. WALBRECHER, Vice-President, and T. E. SMITH, 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 **Robert M. Siviter and Dawn E. Willett, both of Virginia Beach, Va., 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** 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 W. B. Siviter, etal, dated October 14, 1993.

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 2nd day of January, A.D. 1997.

ATTEST:

FIDELITY AND DEPOSIT COMPANY OF MARYLAND



T. E. Smith 
Assistant Secretary

By: W. B. Walbrecher 
Vice-President

State of Maryland }
County of Baltimore } ss:

**FOR YOUR PROTECTION,
LOOK FOR THE F&D WATERMARK**

On this 2nd day of January, A.D. 1997, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came W. B. WALBRECHER, Vice-President and T. E. SMITH, 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 deposed 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 
Notary Public
My Commission Expires: August 1, 2000

CERTIFICATE

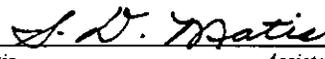
I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the Vice-President 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 Power of Attorney and 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 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or 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

12th day of September, 2002

S. D. Matis 
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.”

Atlantic Coastal's permits
and bonds were replaced
by C&M's bond and
permits NO301729 &
W0301730 Atlantic
Coastal's bonds were
released 2/17/04 by request
of Mike Semovich.