

**R I D E R**

To be attached to and form part of:

Bond Number           09079662  
dated                   6/12/2012  
issued by the           FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
on behalf of           MOSAIC FERTILIZER, LLC  
                                  (Principal)  
and in favor of       MANATEE COUNTY, FLORIDA  
                                  (Obligee)

Now therefore, it is agreed that in consideration of the premium charged, the attached bond shall be amended as follows:

**The bond amount shall be amended:**

**FROM:     \$2,775,894.00**

**TO:         \$3,465,859.00**

It is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.

This Rider is to be Effective this 1st day of March, 2017.

Signed, Sealed & Dated this 28th day of June, 2017.

MOSAIC FERTILIZER, LLC

(Principal)

By: County Mattson

FIDELITY AND DEPOSIT COMPANY OF MARYLAND

(Surety)

By: Sandra M. Winsted

Sandra M. Winsted, Attorney-in-Fact

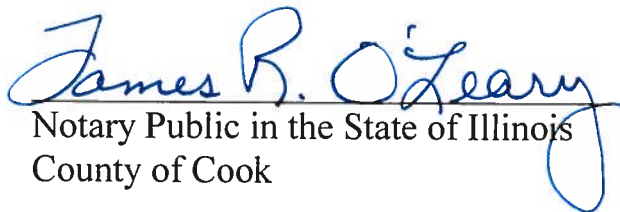
ACCEPTED IN OPEN SESSION 9/24/2017  
BOARD OF COUNTY COMMISSIONERS, MANATEE COUNTY

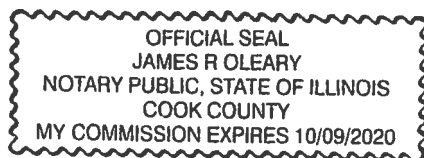
ACKNOWLEDGEMENT BY SURETY

STATE OF ILLINOIS  
COUNTY OF COOK

On this 28<sup>th</sup> day of June, 2017 before me, James R. O'Leary, a Notary Public, within and for said County and State, personally appeared Sandra M. Winsted to me personally known to be the Attorney-in-Fact of and for Fidelity and Deposit Company of Maryland and acknowledged that she executed the said instrument as the free act and deed of said Company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in the aforesaid County, the day and year in this certificate first above written.

  
Notary Public in the State of Illinois  
County of Cook



**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herein collectively called the "Companies"), by **GERALD F. HALEY, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint **Sandra M. WINSTED, Susan A. WELSH, Judith A. LUCKY-EFTIMOV, James B. MCTAGGART, Debra J. DOYLE, Sandra M. NOWAK, Melissa L. FORTIER, Jessica B. DEMPSEY, Christina L. SANDOVAL and Diane M. O'LEARY, all of Chicago, Illinois, 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 Companies, 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 ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

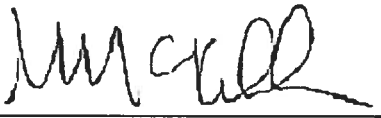
The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said **ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND**, this 13th day of June, A.D. 2016.

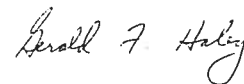
**ATTEST:**

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: 

*Secretary  
Michael McKibben*



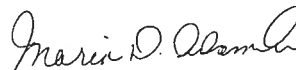
*Vice President  
Gerald F. Haley*

**State of Maryland  
County of Baltimore**

On this 13th day of June, A.D. 2016, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **GERALD F. HALEY, Vice President, and MICHAEL MCKIBBEN, Secretary**, of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

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





**Maria D. Adamski, Notary Public  
My Commission Expires: July 8, 2019**



September 26, 2017 - Regular Meeting  
Agenda Item #25

Approved in Open Session 9/26/17,  
Manatee County  
Board of County Commissioners

Subject

Bonds - Wingate Creek Mine - Accept Reclamation Bond Rider Adjustment

Briefings

None

Contact and/or Presenter Information

Carmen Mosley, Sr. Fiscal Services Manager, 708-7450, Ext. 7209

Alissa Powers, Environmental Program Manager, 748-4501, Ext. 1892

Jane Oliver, Fiscal Analyst, 708-7450, Ext. 7613

Action Requested

- Accept Surety Bond Rider No. 09079662, in the Increased Amount of \$3,465,859.00 (from \$2,775,894.00).

Enabling/Regulating Authority

N/A

Background Discussion

The Parks and Natural Resources Department has reviewed the increased reclamation bond amount for Wingate Extension Mine. This bond was increased from \$2,775,894.00 to \$3,465,859.00 for the 2017/2018 Annual Report period. It has been determined that the increase meets the requirements of the Manatee County Phosphate Mining Code (Ordinance 04-39 and Operating Permit R-12-080 for reclamation and wetland mitigation requirements at Wingate Creek Mine); as well as for each acre of land to be disturbed during the 2017/2018 annual report year.

County Attorney Review

Not Reviewed (No apparent legal issues)

Explanation of Other

Reviewing Attorney

N/A

Instructions to Board Records

- Please contact Jane Oliver at Ext. 7613 when the original document is ready for pickup.
- Please provide a copy of the approved Consent Agenda to Alissa Powers at [alissa.powers@mymanatee.org](mailto:alissa.powers@mymanatee.org).

**Distributed 9/28/17**

Cost and Funds Source Account Number and Name

N/A

Amount and Frequency of Recurring Costs

N/A

Attachment: [Rider for Wingate Ck Mine.pdf](#)