

COMMONWEALTH OF VIRGINIA
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
2901 HERMITAGE ROAD, P O BOX 27491
RICHMOND, VIRGINIA 23261

Surety's Bond No. _____

MALT BEVERAGE MANUFACTURER'S, BOTTLER'S OR WHOLESALER'S BOND

Know All Men By These Presents, That _____,
(Name of Principal)

(Number, Street or Route) (City, Town or Post Office and Zip Code)

hereinafter referred to as Principal (Va. A.B.C. Board License No. _____),

and _____,
(Name of Surety) (Mailing Address)

hereinafter referred to as Surety, incorporated under the laws of the State of

_____ and duly authorized to do business in Virginia, with

its home office in the City of _____, in the said State are held and firmly bound unto the Virginia Alcoholic Beverage Control Board (the Board), Department of Alcoholic Beverage Control of The Commonwealth of Virginia in the sum of

_____ dollars (\$_____), in lawful money of the United States of America, to be paid to the said Board, to whom payment well and truly to be made we do hereby bind ourselves, jointly and severally, our successors and assigns, firmly by these presents.

WHEREAS, The Principal is a manufacturer, bottler or wholesaler, as defined in Section 4.1-239 of the Code of Virginia, licensed by the Virginia Alcoholic Beverage Control Board to sell beer and beverages to licensed retailers; and,

WHEREAS, Section 4.1-239 of the Code of Virginia provides that on or before the tenth day of each month each manufacturer, bottler, wholesaler or other person selling beer or beverages in Virginia shall file with the board reports on forms prescribed by the Board showing the quantity of all beer and beverages manufactured, bottled or sold during the preceding calendar month, the amount of tax, if any, for which such person is liable, and containing such other information as the Board may require, and at the same time shall pay to the Board all such excise taxes chargeable or assessable under the provisions of Chapter 4.1 of Title 4.1 of the Code of Virginia.

NOW, THEREFORE, the condition of the foregoing obligation is such that if the said Principal shall file on or before the tenth day of each month reports as required by Section 4.1-239 of the Code of Virginia, as amended, showing the quantity of all beer and beverages sold during the preceding calendar month, the amount of tax thereon, penalty and interest, if any, for which such Principal is liable and containing such other information as required, and on or before the tenth day of each month shall pay to the Board all such taxes, penalties and interest chargeable or assessable against such Principal, then this obligation shall be null and void, otherwise it shall remain in full force and effect; provided, however, that any surety may cancel its obligation hereunder upon thirty days' written notice by registered mail given by the said Surety to the Board, such cancellation to be prospective in operation only.

This agreement shall be construed in accordance with the laws of the commonwealth of Virginia.

Witness the following signature and seals this _____ day of _____, 20____

(Principal) (Seal)

Witness or Attest: _____

By _____
(Signature and Title)

Countersigned by:

(Resident Agent of Virginia) (Surety) (Seal)

(Number and Street)

(City, Town or Post Office) By _____
(Attorney-in-Fact)

(This bond must be accompanied by a verified copy of the authority of the person executing the same to do so on behalf of the corporate surety.)

ACKNOWLEDGEMENT OF PRINCIPLE

State of _____

CITY/COUNTY OF _____, to wit:

The foregoing instrument was acknowledged before this _____ day of _____

20 _____, by _____, the
(Name of Person signing on behalf of Principal)

_____, of _____ (Principal),
(title) (Corporate or other name of Principal)

on behalf of the principal in my jurisdiction aforesaid.

My commission expires _____

Notary Public

AFFIDAVIT AND ACKNOWLEDGEMENT OF SURETY

COMMONWEALTH OF VIRGINIA

CITY/COUNTY OF _____, to-wit:

I, the undersigned notary public, do certify that _____ personally appeared before me in the jurisdiction aforesaid and made oath that he is attorney-in-fact of the _____ (Name of Surety), that he is duly authorized thereby to execute in its behalf (a) certain (payment) (performance) bond(s) in the sum of _____ Dollars (\$ _____), dated the _____ day of _____, 20_____, wherein the Commonwealth of Virginia and _____ are Obliges, _____ is Principal and _____ is Surety, by virtue of a certain power of attorney made by said Surety, dated _____ and recorded in the Clerk's Office of the Circuit Court of _____ Virginia, in the Deed Book_____, page_____: that the said power of attorney has not been revoked; that the said Surety is legally qualified to do business in Virginia; and, that the said _____ thereupon, in the name and on behalf of the said Surety, acknowledged the aforesaid bond(s) as its act and deed.

Given under my hand this _____ day of _____, 20_____.

My commission expires: _____

Notary Public