



Department of Public Works
22 Lincoln Street – 3rd Floor
Hampton, VA 23669
(757) 728-2444

RIGHT-OF-WAY PERMIT BOND

Bond Number: _____

KNOW ALL MEN BY THESE PRESENTS: That, We, the undersigned _____, as Principal, and _____, as Surety, are held and firmly bound unto the City of Hampton, Virginia (the “City”), in the penal sum of _____ Dollars (\$ _____) for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT WHEREAS THE SAID _____ [Principal] does agree, pursuant to Article II of Chapter 34 of the City Code, to perform certain construction within the City Right-of-Way located at _____ in accordance with the Permit attached hereto, issued by the Public Works Department of the City (the “Department”), and in accordance with the construction standards and practices set forth by the Department.

NOW, THEREFORE, if the said Principal shall well and faithfully do and perform the things agreed by it to be done and performed according to the terms as aforesaid, then this obligation shall be void. Otherwise, the same shall remain in full force and effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall in no event exceed the penal amount of this obligation as stated herein.

It is hereby expressly further understood and agreed that this bond is effective from the date the Permit is issued until one (1) year following the date of final acceptance of the work by the City (the “Term”). This bond also is given and made as a guarantee against defective material or workmanship in the said work covered by said Permit, provided, however, that no suit, action or proceeding by reason of any defect whatever, shall be brought upon this bond after the Term expires.

The said surety, for value received, hereby stipulates and agrees that no change, extension of time, alteration, or addition to the terms of the Permit or to the work to be performed thereunder or the specifications accompanying the same shall in any way affect its obligations on this bond; and it does hereby waive notice of any such change, extension of time, alteration, or addition to the terms of the Permit or to the work or to the specifications.

IN WITNESS WHEREOF, the parties hereto have caused their respective corporate names and seals to be subscribed and affixed by their officers in that behalf duly authorized, this _____ day of _____, 20____.

PRINCIPAL:

By: _____
Print Name: _____
Title: _____
Address: _____
Telephone No.: _____

Date: _____

ACKNOWLEDGMENT FOR PRINCIPAL:

COMMONWEALTH OF VIRGINIA
CITY OF _____, to wit:

On this _____ day of _____, 20 __ , I hereby certify that the foregoing Right of Way Permit Bond was executed before me by _____ (name), _____ (title) on behalf of _____ (company). He/She is known to me personally or produced _____ as identification.

Notary Public

My Commission Expires: _____
Registration No.: _____

Name and Address of Registered Agent:

SURETY:

Surety Company

Signature of Attorney-In-Fact

Licensed Resident Agent

Printed Name: _____

Address: _____

Address: _____

Telephone No.: _____

Telephone No.: _____

Fax No.: _____

Bond No.: _____

ACKNOWLEDGMENT FOR SURETY:

COMMONWEALTH OF VIRGINIA
CITY/COUNTY OF _____, to wit:

On this _____ day of _____, 20____, I hereby certify that _____, whose name is signed to the foregoing Right of Way Permit Bond as _____ of _____, personally appeared before me in the City/County and State aforesaid and acknowledged the same to be the act and deed, that _____ is authorized by law to transact business in the Commonwealth of Virginia, has complied with all laws relative to the execution of said Right of Way Permit Bond, and that he/she is duly authorized to execute the same for and on behalf of the same company and to obligate the company with respect thereto. He/She is known to me personally or produced _____ as identification.

Notary Public

My Commission Expires: _____

Registration No.: _____

Name and Address of Registered Agent:

SUBMIT CERTIFICATE OF POWER OF ATTORNEY