



Bond no. \_\_\_\_\_

### Bond of Distributor of Motor Fuel and/or Diesel Motor Fuel

Pursuant to Articles 12-A and 13-A, and under Articles 28 and 29 of the Tax Law

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned \_\_\_\_\_  
(Name of corporation,

\_\_\_\_\_ of \_\_\_\_\_  
partnership, or individual) (Address – street, city, state, ZIP code)

as principal, and \_\_\_\_\_  
(Name of insurance company) (Address – street, city, state, ZIP code)

as surety, being a surety company incorporated under the laws of \_\_\_\_\_  
(State of incorporation)

and duly authorized to transact business in the State of New York, are held and firmly bound to the People of the State of New York in the sum of \_\_\_\_\_ dollars (\$ \_\_\_\_\_) for which payment well and truly to be made we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, by these presents.

WHEREAS, said principal, having a place of business at \_\_\_\_\_  
(Address – street, city,

\_\_\_\_\_ has applied for registration as a distributor of motor fuel and/or diesel motor fuel,  
state, ZIP code)

pursuant to Article 12-A of the Tax Law, or has been registered as such distributor.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH that if the principal shall faithfully discharge all duties as such distributor pursuant to Articles 12-A, 13-A, 28, and 29 of the Tax Law and the regulations of the Department of Taxation and Finance thereunder, and all duties as a purchaser or seller of motor fuel or diesel motor fuel pursuant to Articles 12-A, 13-A, 28, and 29 of the Tax Law and the regulations of the Department of Taxation and Finance thereunder, and shall duly account for and pay over to said Department as required by law all sums due from the principal pursuant to Articles 12-A and 13-A and under Articles 28 and 29 of the Tax Law with respect to motor fuel or diesel motor fuel, then this obligation to be void, otherwise to remain in full force and effect, subject, however, to the following conditions:

1. The aggregate liability of the surety on account of all defaults occurring during the entire effective period of this bond shall not exceed the amount above stated.
2. This bond may be canceled as to liability for future defaults at any time upon the written consent of the Department of Taxation and Finance, or upon thirty (30) days written notice by the surety to the Department of Taxation and Finance.

Provided, further, the liability of any other person for the amount of taxes not paid shall not release the surety from its obligation under this bond.

IN WITNESS WHEREOF, said principal and surety have signed and sealed this instrument  
this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Principal (SEAL)

by \_\_\_\_\_

\_\_\_\_\_  
Surety (SEAL)

by \_\_\_\_\_

Attest: \_\_\_\_\_

NOTE: Acknowledgments by both principal and surety on back. Attach current financial statement of surety, and copy of power of attorney for person signing on behalf of surety company.

## SURETY ACKNOWLEDGMENT

State of \_\_\_\_\_ )  
 ) SS.:  
 County of \_\_\_\_\_ )

On this \_\_\_\_\_ day of \_\_\_\_\_ in the year \_\_\_\_\_ before me personally came \_\_\_\_\_ (name of attorney in fact) to me known, who, being duly sworn, did depose and say that he/she resides in; \_\_\_\_\_ (if the place of residence is in a city, include the street and street number, if any, thereof) that he/she is the attorney in fact duly appointed of the \_\_\_\_\_ (name of corporate surety), the corporation described in and which executed the attached instrument as surety; that he/she knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by authority of the board of directors of said corporation; and that he/she signed his/her name thereto by like authority.

Notary Public \_\_\_\_\_  
 My commission expires \_\_\_\_\_

## ACKNOWLEDGMENT BY PRINCIPAL

<p><b>INDIVIDUAL ACKNOWLEDGMENT</b></p> <p>State of _____ ss.:                  County of _____</p> <p>On this _____ day of _____ in the year _____ before me personally came _____ to me known, to be the person described in the attached bond and that he/she acknowledged to me that he/she executed the same.</p> <p style="text-align: center;">_____                  (notary public)</p>	<p><b>PARTNERSHIPS/LIMITED LIABILITY PARTNERSHIP ACKNOWLEDGMENT</b></p> <p>State of _____ ss.:                  County of _____</p> <p>On this _____ day of _____ in the year _____ before me personally came _____ to me known, who being by me duly sworn, did depose and say that he/she resides at _____ ; that he/she is a partner of _____ , the partnership described in and which executed the attached bond as principal; and that he/she is empowered to and did execute the same for and on behalf of the partnership.</p> <p style="text-align: center;">_____                  (notary public)</p>
<p><b>CORPORATE ACKNOWLEDGMENT (AS PRINCIPAL)</b></p> <p>State of _____ ss.:                  County of _____</p> <p>On this _____ day of _____ in the year _____ before me personally came _____ to me known, who being by me duly sworn, did depose and say that he/she resides in _____ ; (if the place of residence is a city include the street and street number, if any) that he/she is the _____ (corporate title) of the, _____ (name of corporation) the corporation described in and which executed the attached bond as principal; that he/she knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by authority of the board of directors of said corporation, and that he/she signed his/her name thereto by like authority.</p> <p style="text-align: center;">_____                  (notary public)</p>	<p><b>LIMITED LIABILITY COMPANY ACKNOWLEDGMENT</b></p> <p>State of _____ ss.:                  County of _____</p> <p>On this _____ day of _____ in the year _____ before me personally came _____ to me known, who being by me duly sworn, did depose and say that he/she resides in _____ ; (if the place of residence is a city include the street and street number, if any) that he/she is a member or manager of the _____ (name of LLC) _____ , the limited liability company described in and which executed the attached bond as principal; that he/she is authorized to and did execute the same for and on behalf of the company.</p> <p style="text-align: center;">_____                  (notary public)</p>