

AST FR-1
SURETY BOND for Aboveground Storage Tanks

KNOW ALL MEN BY THESE PRESENTS:

(1) That we, _____
(2) _____
(3) as Principal, and _____
(4) _____
(5) a firm and/or corporation authorized to do business in the State of West Virginia, as Surety, are held and firmly bound unto the State of West Virginia in the just and full sum of _____

dollars, \$ _____

to the payment whereof, well and truly to make, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents:

(6) **THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, WHEREAS,** the above bound principal, in pursuance of the provisions of Article 30, Chapter 22 of the Code of West Virginia, 1931, as amended, are seeking authorization from the State of West Virginia, to operate an aboveground storage tank or an aboveground storage tank facility in the State of West Virginia.

NOW, THEREFORE, if the said principal, in carrying on said "Operation" shall faithfully perform all of the requirements of Article 30, Chapter 22, of the Code of West Virginia, 1931, as amended, and all rules promulgated thereunder, including requirements for taking corrective action due to any release arising from the presence, use, or operation of aboveground storage tank systems identified in the attached tank schedule, and all requirements of all other rules lawfully promulgated and adopted by the Secretary, Department of Environmental Protection, State of West Virginia, then this obligation shall be considered void; **otherwise to remain in full force and effect.**

[Attach tank schedule:

List for each facility: the name and address of the facility where tanks assured by this financial test are located, the tank registration number and the individual WVDEP issued Tank identification number.]

(7) **IN WITNESS WHEREOF** the said principal has hereunder set his or its hand and affixed his or its seal, and the said surety has caused its corporate name to be signed hereto and its corporate seal to be hereunto affixed by its duly authorized officer or agent and executed this instrument this _____ day of

_____ 20 _____

(8) *AFFIX PRINCIPAL CORPORATE SEAL*

(9) _____
(PRINCIPAL NAME)

(10) _____
(TITLE - PRESIDENT OR VICE-PRESIDENT)

(11) *AFFIX SURETY CORPORATE SEAL*

(12) _____
(SURETY NAME)

(13) BY: _____

Acknowledgment By *PRINCIPAL IF INDIVIDUAL, LIMITED LIABILITY COMPANY, OR PARTNERSHIP*

- (14) STATE OF _____ COUNTY OF _____
- (15) I, _____ a Notary Public in and for county and state aforesaid,
- (16) do hereby certify that _____ whose name is signed to the foregoing writing,
- (17) has this day acknowledged the same before me in my said county.
- (18) Given under my hand this _____ day of _____, _____.
- (19) *AFFIX NOTARY SEAL* (20) _____
(NOTARY PUBLIC)
- (21) My Commission Expires on the _____ day of _____, _____.

Acknowledgment By *PRINCIPAL IF CORPORATION*

- (22) STATE OF _____ COUNTY OF _____
- (23) I, _____ a Notary Public in and for county and state aforesaid,
- (24) do hereby certify that _____ who, as _____
- (25) signed to the foregoing writing for _____ a corporation,
- (26) has this day acknowledged the same before me in my said county, before me, acknowledged the said writing to be the act and deed of the said corporation.
- (27) Given under my hand this _____ day of _____, _____.
- (28) *AFFIX NOTARY SEAL* (29) _____
(NOTARY PUBLIC)
- (30) My Commission Expires on the _____ Day of _____, _____.

Acknowledgment By *SURETY*

- (31) STATE OF _____ COUNTY OF _____ To wit:
- (32) I, _____ a Notary Public in and for county and state aforesaid,
- (33) do hereby certify that _____ who, as _____
- (34) signed to the foregoing writing for _____ a corporation,
- (35) has this day in my said county, before me, acknowledged the said writing to be the act and deed of the said corporation.
- (36) Given under my hand this _____ day of _____, _____.
- (37) *AFFIX NOTARY SEAL* (38) _____
(NOTARY PUBLIC)
- (39) My Commission Expires on the _____ day of _____, _____.

APPROVAL: Sufficiency in Form and Manner of Execution **Approved** by Attorney General's Office:

Dated this _____ day of _____, 20____. **BY:** _____

