

**VIRGINIA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES  
OFFICE OF PLANT INDUSTRY SERVICES**

102 Governor Street, Richmond, VA 23219

Phone: (804) 786-3515 Fax (804) 786-1571

[www.vdacs.virginia.gov](http://www.vdacs.virginia.gov)

Who needs an Agricultural Products Dealer license?

Any person who buys, sells, solicits for sale, processes for sale or resale, resells, exchanges, negotiates, purchases or contracts for processing or transfers any agricultural product of a producer.

This excludes any person operating solely on a commission basis in Virginia and who is licensed as a commission merchant; farmers or groups of farmers selling agricultural products grown by them; any person who operates strictly as a cash buyer; any processor who processes agricultural products within Virginia; and, any person who buys agricultural products for wholesale or retail in Virginia.

**Bond Required**

Each application shall be accompanied by a good and sufficient bond in the minimum sum of \$1,000 or in such greater amount as is equal to the maximum amount of gross business the applicant did in any month in the Commonwealth during the preceding licensing year, but in no event shall the amount of the bond required exceed \$40,000. A new dealer is required to post a \$40,000 bond the first year of operation.



BOND  
AS DEALER IN AGRICULTURAL PRODUCTS IN VIRGINIA

STATE OF \_\_\_\_\_

BOND NO. \_\_\_\_\_

COUNTY OF \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS: That we \_\_\_\_\_  
See instructions on back page

as Principal and \_\_\_\_\_,  
Name of Surety Company

as Surety, are held and firmly bound unto the COMMISSIONER OF THE VIRGINIA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES of the COMMONWEALTH OF VIRGINIA and his successors in office, for the use and benefit of every person establishing legal rights hereunder, in the full and just sum of \_\_\_\_\_ Dollars, (\$ \_\_\_\_\_), to the payment of which well and truly to be made, we hereby bind ourselves, our heirs, administrators, executors, successors and assigns firmly by these presents.

WHEREAS by Sections 3.2-4739 and 3.2-4740, Code of Virginia (1950) as amended, Dealers in Agricultural Products are required to obtain a license from the Commissioner of The Virginia Department of Agriculture and Consumer Services and to give bond in such form and amount as shall be approved by the Commissioner, conditioned upon a full compliance with the provisions of the said Code, as amended.

NOW, THEREFORE, the condition of this obligation is such that if the above named principal shall faithfully and truly account for and make payment to producers, their agents or representatives, for all agricultural products bought from or handled or sold for such producers, their agents or representatives, as required by Section 3.2-4741, Code of Virginia (1950) as amended, then this obligation to be void, otherwise to remain in full force and effect.

The aggregate accumulated liability under this bond shall in no event exceed the penal sum named herein, for any and all claims which may accrue during the term hereof.

The inception of this Bond begins \_\_\_\_\_, 20\_\_\_\_, and continues in effect through April 30, 20\_\_\_\_. (Must run concurrently with the Dealer in Agricultural Products License)

The Surety may withdraw from this bond by giving 30 days written notice, by registered mail to the Commissioner of the Virginia Department of Agriculture and Consumer Services, provided such withdrawal shall not release said Surety from any liability existing hereunder at the time of the effective date of said withdrawal.

SIGNED, SEALED and dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

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

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

By \_\_\_\_\_

By \_\_\_\_\_

Attach copy of Power-of-Attorney for the person executing this bond for the surety.

I. INFORMATION FOR THE PREPARATION AND EXECUTION OF THIS BOND

A. The name of Principal on the bond should be correctly stated, and should precisely agree with the name of applicant on the application for license as Dealer in Agricultural Products. (Any material variation may delay issuance of license.)

B. The name in which business is conducted should follow the name or names of the Principal where the applicant does business in a fictitious name.

Examples:

Individual operating in own name: **“Henry Smith”**

Individual owner operating in another name: **“Henry Smith d/b/a City Produce”**

Partners operating in another name: **“John Doe, Richard Roe, and Mary Roe d/b/a/ Acme Produce”**

Corporation operating in own name: **“Chase & Company (a corporation)”**

Corporation operating in another name: **“John Doe Enterprises, Inc. d/b/a Superior Produce”**

II. EXECUTION BY PRINCIPAL

A. If the Principal of this bond is:

1. An individual-- this bond must be signed by the Principal.
2. A partnership--this bond should be executed in the name of the partnership and signed by the partners, and must be signed by at least one of the partners.
3. A corporation--this bond must be executed in the name of the Corporation, by its President or Vice President, with impression of corporate Seal affixed, and attested by Secretary or Assistant Secretary of the corporation.

III. EXECUTION BY SURETY: Should be by a properly authorized person, whose title should be shown with impression of the corporate seal of the surety affixed, and a copy of the Power-of-Authority of that person attached to the bond.

IV. CONTINUATION CERTIFICATES ARE ACCEPTABLE

V. ATTACH POWER-OF- ATTORNEY

MAIL EXECUTED BOND TO:

**Virginia Department of Agriculture and Consumer Services**  
**Office of Plant Industry Services**  
**102 Governor Street**  
**Richmond, VA 23219**