

Using This Revisable PDF Form

1. Copies
 - a. Original – to court.
 - b. First copy – to principal.
 - c. Second copy – to surety.
 - d. Additional copies as dictated by local practice.
2. Prepared by clerk.
3. Attachments – none.
4. Preparation details
 - a. Data Element No. 4 – Include the state in which the license was issued next to the license number.
 - b. Data Element No. 7 – Clerk is required to appraise property. The bond amount is the appraised value plus court costs which may accrue. Va. Code § 19.2-386.6.

BOND TO RETAIN POSSESSION
COMMONWEALTH OF VIRGINIA VA. CODE § 19.2-386.6

Case No. **1**

Commonwealth of Virginia v. **2**

Description of Property:
3

V.I.N. **5**

YEAR MAKE MODEL

Bond Principal(s):
4

License No.

SURETY(IES): Name(s) and Address(es); also name(s) and status of authorized agent(s)/attorney(s)-in-fact:

6

The Bond Principal(s) are:

- 7** Owner(s)
 Lien Holder(s)

The undersigned each acknowledges himself, his heirs, assigns and successors to be indebted jointly and severally to the Commonwealth of Virginia in a penalty of the amount equal to the appraised value of the above-described property plus court costs which may accrue, in the sum of

\$ **8** that is secured by CASH DEPOSIT **9** [or] SURETY BOND [or]
 REAL PROPERTY [or] OTHER – EXPLAIN ON REVERSE

(and if secured by real property, the undersigned, having demonstrated the nature of their interest in the property to the officer taking this bond, also make oath that the equity of the undersigned in the property equals or exceeds the amount of this bond.) The undersigned each waives all benefit of homestead exemptions as to this debt.

The conditions of this obligation shall be:

1. that the undersigned will perform as required by the final judgment of this Court on the trial of the information in the above-styled case, *and*
2. if upon the hearing on information, the judgment of the Court be that such property, or any part thereof, or such interest and equity as the owner or lien holder may have in the property be forfeited, then judgment may be entered against the bond principals and sureties on this bond for the amount of this bond without further or other proceedings against them, with such judgments to be discharged by the payment of the appraised value of the property which has been forfeited plus costs; in addition, enforcement of such judgment may be by execution against the bond principals and sureties, with such execution endorsed by the clerk with “no security to be taken.”

If these conditions are faithfully fulfilled, this obligation shall be void; otherwise, this obligation shall remain in full force and effect until declared void or released by a court of competent jurisdiction.

10 (SEAL)
SURETY

11 (SEAL)
PRINCIPAL

10 (SEAL)
SURETY

11 (SEAL)
PRINCIPAL

Acknowledged, signed and sworn to/affirmed before me this day by the above-described principal(s) and surety(ies).

12
DATE

13, Clerk

by **14**
DEPUTY CLERK

Data Elements

1. Court case number.
2. Name of defendant.
3. Enter description of property.
4. Name of bond principal(s).
5. Vehicle information (e.g., year, make, model and license number).
6. Name and addresses of surety(ies) and status of authorized agent or attorney-in-fact. If corporate surety, enter name and address of authorized agent and status of corporation's agent.
7. Check appropriate box if bond principal(s) are owner(s) or lien holder(s). If principal(s) not owner or lien holder, check box below lien holder(s) and enter description of bond principal(s).
8. Amount of bond secured by surety.
9. Check appropriate box to indicate the type of security posted to secure bond. Complete on back of form if necessary.
10. Signature of surety(ies). If corporate surety, have authorized agent or attorney-in-fact sign the name of the corporation and also sign as authorized agent.
11. Signature of principal(s).

To be completed by clerk or deputy clerk:

12. Date of acknowledgement.
13. Signature of clerk if the clerk is taking acknowledgement. If deputy clerk is taking acknowledgement, print or type the clerk's name.
14. Signature of deputy clerk if deputy clerk is taking acknowledgement.