

Agreement

This agreement is made on _____ between:

Name: (Artist)

Address:

Phone:

E-mail:

and

Name: (Collector)

Address:

Phone:

E-mail:

The parties agree as follows:

1. THE PROJECT:

The Collector is commissioning the Artist to create _____.

The sculpture will be made of _____

The sculpture will be _____ high.

The Sculpture will be completed and shipped to _____

In _____ months of receiving the first installment.

The shipping arrangements will be as follows:

a) The artist will ship the sculpture to _____

The collector will pay for the additional shipping charges of _____

Artists Initials _____

Collectors initials _____

Or

b) The collector will pick up the sculpture at the artist's studio with no additional charge.

Artists Initials _____

Collectors initials _____

2. COPYRIGHT:

Artist reserves the common-law copyright to the Sculpture commissioned by the Collector that is created by the Artist, including all reproduction rights and the right to claim statutory copyright. No work or portion of the work, may be reproduced by the Collector without the prior written approval of Artist.

3. PAYMENT TERMS:

The total price of the sculpture itself is _____

Payments will be made in one of the following manners:

- a) One third of the cost of the sculpture _____, will be paid before the sculpture is begun on the agreed upon date of _____.
- b) One third of the cost of the sculpture _____ will be paid when the sculpture is half finished on the agreed upon date of _____
- c) The final third of the cost of the sculpture will be paid upon pick up or delivery of the sculpture and will be _____ plus the cost of shipping if shipping is involved.

Artists Initials _____

Collectors initials _____

OR

Payments will be made in one of the following manners:

- a) First half of the cost of the sculpture _____, will be paid before the sculpture is begun on the agreed upon date of _____.
- b) The second half of the cost of the sculpture will be paid upon pick up or delivery of the sculpture and will be _____ plus the cost of shipping, if shipping is involved.

Artists Initials _____

Collectors initials _____

4. FAILURE TO DELIVERY:

If for any reason the Sculpture is not delivered within ____ months from receipt of the first installment, the Artist at the discretion of the Collector will refund in full all monies paid for the Sculpture. If the Sculpture is completed and installed but not approved because it deviates significantly from how it was agreed on in the communications between Artist and Collector, then the Artist and the Collector agree to settle via binding arbitration.

IN WITNESS WHEREOF the parties hereto have executed this Agreement on the day and year written above.

Collector

Date

Artist

Date