

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 _____ (Sculpture).

The Sculpture will be made of _____.

The Sculpture's dimensions will be _____.

The Sculpture will be completed within ____ months of receiving the first installment.

The Sculpture will be picked up at the Artist's studio at _____.

or

The Sculpture will be shipped to _____.

The Collector agrees to pay the shipping costs.

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 may be reproduced by Collector without the prior written approval of Artist.

3. PAYMENT TERMS:

The total price of the sculpture is \$_____.

One half of the price (\$_____) is required to start. The second half of the price (plus shipping/installation costs if applicable) will be paid upon completion/pick up/delivery/installation (if installation by Artist) of the Sculpture.

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

NOT PART OF THIS AGREEMENT: ISSUES TO CONSIDER/DISCUSS

- a. Delete or cross out anything in this agreement that does not apply.
- b. Project description: Describe sculpture in sufficient detail. Sometimes it makes sense to add photos of similar pieces.
- c. Completion deadline: Depends on scope of project.
- d. Shipping costs: Unless collector picks artwork up at artist's studio, collector typically pays for shipping (crate, crating labor, freight, etc.).
- e. Installation: Collector can choose to have artist do the installation (labor, materials, travel, etc.)
- f. Failure to Delivery deadline: Typically at least twice the completion time.