

# Earnest Money Deposit Receipt and Agreement

## NOTICE TO PURCHASER

You have tendered an Earnest Money Deposit in connection with an offer made on the property referenced below. State law requires that the salesperson deliver your Earnest Money Deposit to his/her broker immediately. It will be deposited in the broker's non-interest bearing account. If your Earnest Money Deposit was tendered in the form of a personal check, you should have funds readily available in your bank account to allow it to clear promptly. In the event your check is returned for non-sufficient funds, a fee of **\$35.00** will be charged for each occurrence.

## REFUND POLICY

**Offer Not Accepted:** Your Earnest Money Deposit will be returned to you promptly, subject to the same limitations noted in the following paragraph with respect to Personal Check. Your deposit will be refunded when we have received notice that your check has cleared.

**Accepted Offer:** If the sale does not close, your Earnest Money Deposit will be handled as provided in the related Purchase Agreement or the fully executed Release of Purchase Agreement. Your deposit will be refunded when we have received notice that your check has cleared.

**Dispute over Earnest Money:** If a dispute should occur as to the disbursement of your Earnest Money Deposit, it will be retained in the Broker Trust Account until the dispute is resolved, or a court or an arbitration decision is rendered.

Acknowledged and Agreed:

Buyer: \_\_\_\_\_ Date: \_\_\_\_\_

Buyer: \_\_\_\_\_ Date: \_\_\_\_\_

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### Internal Use Below

**Salesperson:** ☐ Original deposit ☐ Transfer Deposit

Amount: \$ \_\_\_\_\_

In the form of: ☐ Personal Check ☐ Cashiers/ Certified check ☐ other ( \_\_\_\_\_ )

Buyer's Name: \_\_\_\_\_

Please Print

Seller's Name: \_\_\_\_\_

Please Print

Property Located At: \_\_\_\_\_

Street Address

City

Zip Code

**Date** Earnest Money Deposit is received by Salesperson: \_\_\_\_\_

Salesperson Name: \_\_\_\_\_

Salesperson Signature: \_\_\_\_\_ Date: \_\_\_\_\_

New Property Located at: \_\_\_\_\_ Date: \_\_\_\_\_

## Office:

**Date** Office Received EMD: \_\_\_\_\_ Check # \_\_\_\_\_ Check Date: \_\_\_\_\_

**Date** Office is notified the Purchase Agreement is accepted by all Parties: \_\_\_\_\_

**Date** Earnest Money is deposited: \_\_\_\_\_

**Date** EMD Transferred from Escrow: \_\_\_\_\_ Payee: \_\_\_\_\_ Check # \_\_\_\_\_

**RELEASE OF EMD:** \_\_\_\_\_ **(Buyer)**

Office Signature: \_\_\_\_\_ Date: \_\_\_\_\_