

AUCTIONEER'S BOND

Know all Men by these Presents:

That we, _____, Principal, residing at _____, County of Hawai'i, and _____, Surety, residing at _____ are held and firmly bound unto Treasurer of the County of Hawai'i, and his successors in office, for the use of the County of Hawai'i, in the penal sum of _____ Dollars (\$ _____), lawful money, to be levied upon our respective joint and several property, in case the conditions hereinafter set forth shall be violated.

For the just and full payment of which we hereby jointly and severally, bind ourselves and our respective heirs, executors, administrators and assigns.

Sealed with our seals and dated this _____ day of _____, _____.

The Condition of this Obligation is as follows:

That whereas, the above bounden Principal has (have) this day been granted a license to sell goods, wares and merchandise or other property at Public Auction in the District of _____, County of Hawai'i, for the term of One Year from date.

Now, Therefore, if the said _____ shall keep and preserve a record book in which shall be entered:

1. A detailed list and description of the property received for sale;
2. The name of the person or persons from whom, or on account of whom, the same is received;
3. The date upon which the same is received;
4. The date upon which the same is sold;
5. The price for which each article is sold;
6. The name of the person or persons to whom each article is sold;

Which record shall, during the regular business hours, be open to inspection of any person desiring to see the same. Every such entry to be made immediately after each transaction required to be recorded.

And that the said _____ shall faithfully and truly keep the records as therein required to be kept.

And that _____ will faithfully, promptly and truly account to all persons for whom _____ may sell property, and promptly pay them all sums received by _____ for sale of the same, after deducting there from _____ commissions and expenses.

And that _____ will not sell goods, wares, merchandise or other property, except at Public Auction. And that _____ will otherwise in all things conform to the laws relating to Auctioneers, then this obligation to be void; otherwise the Treasurer, or by his written consent, any person whose property is sold by the said _____ concerning which property a record shall not have been kept as required; or concerning which _____ shall otherwise have failed to fulfill the terms of this bond, may prosecute the said _____ under this bond, and recover thereon any actual loss caused to him, or the sum due to him by the said _____, and also the sum of Five Dollars to the sue of the Treasury for each item required to be entered in such record which is omitted there from, or which is entered therein incorrectly; and the said license may, in the discretion of any judge or court, be cancelled.

Given under our hands and seals the day and year above written.

In the presence of:

WITNESS:

PRINCIPAL

WITNESS:

SURETY:

, Attorney-in-Fact