

THIS AGREEMENT made and entered into this 15 day of April 1907, by and between the UTAH CONSTRUCTION COMPANY, a corporation, organized and existing under and by virtue of the laws of the State of Utah, the party of the first part, and WESTERN PACIFIC RAILWAY COMPANY, a corporation, organized and existing under and by virtue of the laws of the State of California, the party of the second part, WITNESSETH:

WHEREAS, heretofore the parties hereto entered into a certain contract bearing date October 31st, 1905, which contract is known as "Permanent Contract E", a copy of which is hereto attached and is hereby made a part hereof, and

WHEREAS, by the terms of said "Permanent Contract E" it is provided that the work therein provided to be performed shall be commenced, under said "Permanent Contract E" on October 1st, 1906, except under certain conditions specified in said "Permanent Contract E", and

WHEREAS the parties hereto have heretofore, by agreement dated September 30th, 1906, a copy of which is hereto attached, mutually agreed to extend the time when said work shall be commenced under said "Permanent Contract E" to April 15th, 1907, and

WHEREAS the parties hereto mutually agree to further extend the time when said work shall be commenced under said "Permanent Contract E" to February 1st, 1908.

NOW THEREFORE in consideration of the premises and for other good and valuable considerations paid to each of the parties hereto by and moving from the other, the receipts whereof are hereby acknowledged, it is agreed between the parties hereto that the said work provided to be performed under the terms of said "Permanent Contract E", shall be

commenced under said "Permanent Contract E" on February 1st, 1906, instead of April 15th, 1907, but this extension, however, shall be subject to the same exceptions, terms and conditions as are set forth in the said agreement of extension hereinbefore mentioned from October 1st, 1906 to April 15th, 1907 as covering the extension therein agreed upon.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their respective officers thereunto duly authorized, and have caused their respective corporate names and seals to be signed and affixed hereto, the day and year first above written.



WESTERN PACIFIC RAILWAY COMPANY,

By

Edward E. Ecker
President.

[Signature]
Secretary.

WESTERN PACIFIC RAILWAY COMPANY

APPROVED AS TO FORM

Walter A. [Signature]

By

J. Y. Bogue
Vice-President & Chief Engineer.

Attest

D. M. Crawford
Secretary.

The undersigned being the sureties in the Indemnity Bond attached to the so-called "Permanent Contract B", dated October 31, 1905, and mentioned in the foregoing agreement, and entered into between Western Pacific Railway Company and Utah Construction Company do hereby acknowledge and declare that they have full knowledge of all the terms and conditions of the foregoing agreement dated April 15 1907, and also of the agreement between the same parties dated September 30, 1906, and mentioned in the foregoing agreement, and that said last mentioned agreements of September 30, 1906 and April 15 1907 were entered into at their solicitation and with their consent and upon the condition that their liability and the liability of each of them upon said Indemnity Bond should in no wise be affected by the said last mentioned agreements of September 30, 1906 and April 15 1907, and they do and each of them does hereby agree for themselves, and their respective heirs, executors, administrators, and assigns, that said Indemnity Bond and all of the obligations thereon are now of the same force and effect as they were before said agreements of September 30, 1906 and April 15 1907 were entered into.



In Witness Whereof, we have hereunto placed our respective hands and seals this 15 day of April 1907.

David Eccles
[Signature]
John Clark
[Signature]
[Signature]
[Signature]