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CRAM, GOODHUE AND FERGUSON
ARCHITECTS

15 BEACON STREET, BOSTON
170 FIFTH AVENUE, NEW YORK
SCANLAN BUILDING, HOUSTON, TEXAS

HOUSTON, TEXAS, 11 October 1911

Mr. Wilmer Waldo,

202 Commercial Bank Building,
Houston, Texas.

Dear Sir:

Replying to your request of September 20th for an extension of the time for the completion of your contract of June 19th, 1911, with the William M. Rice Institute we render you the following opinion:

Under clause 59, pages 14-15, of the general conditions of your contract the reasons for which we may grant you an extension of the time provided for the completion of your contract, are clearly set forth, and the occurrence of excessive rainfall is not a reason expressed or implied for which we could, in general, grant an extension of time. However, the peculiar character of the work which you are called upon to do under your contract, made the occurrence of rain much more vital to the time involved in the completion of the said work, inasmuch as the delay involved was not alone the period of actual rainfall but a considerably larger period due to the accumulation of water in your trenches, and to the delay involved in pumping out the same and getting the trench again into satisfactory condition for the progress of your work. Considering

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the extent to which this feature of rainfall and consequent flooding of trenches has interfered with your work, we are requesting herewith the owner's approval to our granting to you an extension which we believe to be fair to both parties in this particular case, which extension of time hereby, with the approval of the owner, we grant you from September 20th, 1911, to October 31st, 1911, inclusive, as a period of time adequate to compensate for all delays which you have met with under this contract, it being understood that any delay due to rainfall, or any other cause, during this period shall not be subject to further extension.

Very truly yours,

CRAM, GOODHUE & FERGUSON

Per. *Lawrence Waltham*

Approved for the Owner:

12 October 1911
Edgar Odell Lovett