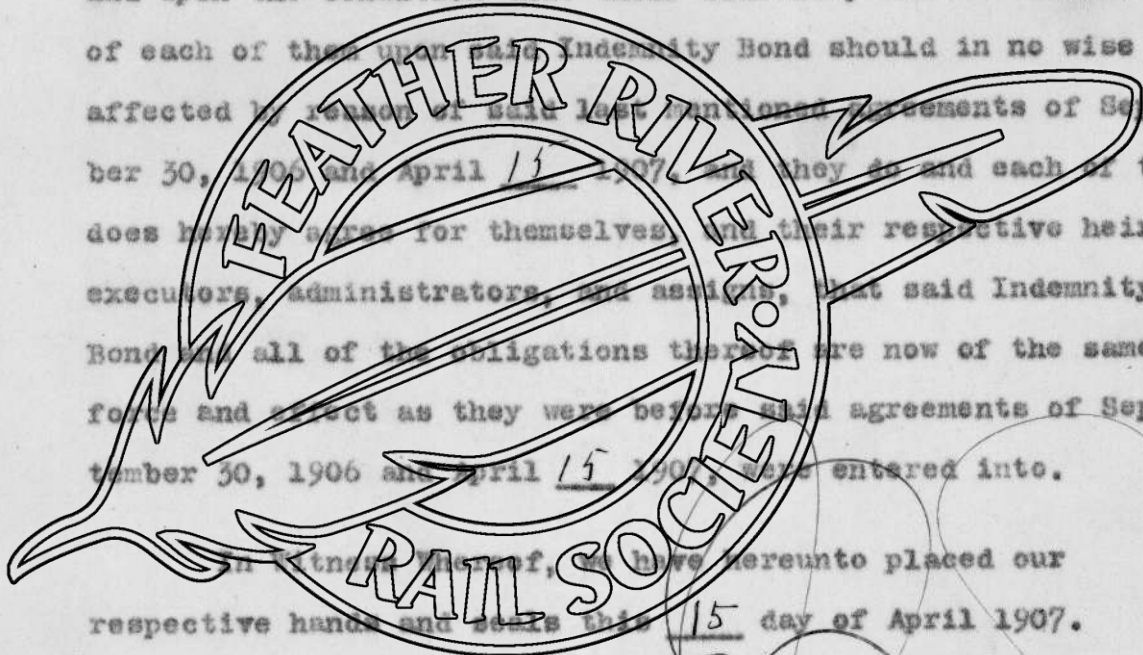


The undersigned being the sureties in the Indemnity Bond attached to the so-called "Permanent Contract F", dated October 31, 1905, and mentioned in the foregoing agreement, and entered into between Western Pacific Railway Company and Utah Construction Company do hereby acknowledge and declare that they 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 reason of 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

John Clark

William H. Wibley

Wm. H. Wibley

Wm. H. Wibley
