



Brown & Root, Inc.

P. O. Box 3, Houston, Texas 77001

SUBCONTRACT

PAGE 1 OF 2	EFFECTIVE DATE MAY 1, 1979	REQUISITION NUMBER 27-14-4501	SUBCONTRACT NUMBER 27-4060-5026
WY & ROOT JOB NUMBER/ACCOUNTING CODE 27-4060-(5)		PROJECT NAME ETHYL CORPORATION	
STATE CONTRACTOR'S LICENSE NUMBER (If Required) N/A		STATE N/A	DATE OF ISSUE N/A

SUBCONTRACTORY

07072598
INDUSTRIAL GUNITE, INC.
P. O. BOX 581D
PASADENA, TEXAS 77505

THE SUBCONTRACT TERMS APPEARING BELOW TOGETHER WITH THE ATTACHMENTS HERETO FORM THE PROVISIONS OF THE ENTIRE SUBCONTRACT.

AS OF THE EFFECTIVE DATE OF THIS SUBCONTRACT, PAYMENT AND PERFORMANCE BONDS ARE NOT REQUIRED BUT MAY BE REQUIRED PURSUANT TO GENERAL CONDITIONS.

SUBCONTRACT TERMS

1. SCOPE OF WORK

SUBCONTRACTOR SHALL FURNISH ALL LABOR, MATERIALS, TOOLS, EQUIPMENT, SUPERVISION, INSURANCE, TAXES, WASTE REMOVAL AND ALL OTHER THINGS NECESSARY TO FURNISH AND INSTALL FIRE-PROOFING ON THE PREMISES OF ETHYL CORPORATION, PASADENA, TEXAS. MORE SPECIFICALLY SUBCONTRACTOR AGREES TO PERFORM THIS SUBLET WORK AS FOLLOWS: VESSEL SKIRT C-4405 (INSIDE AND OUTSIDE), VESSEL SKIRT E-4405 (OUTSIDE ONLY), E-4403 SUPPORTS, K. O. POT SUPPORT, PIPE BRIDGE AND PIPE SUPPORTS 1 THROUGH 7 IN STRICT ACCORDANCE WITH THE DRAWINGS AND SPECIFICATIONS LISTED HEREIN.

DRAWINGS AND SPECIFICATIONS

SPEC. NO. SP-40-5 (ETHYL CORPORATION)

DWG. 35511-45-43-705
35511-45-46-709
13201-41-43-504

3. TIME OF PERFORMANCE

THE SUBLET WORK SHALL BE PERFORMED IN ACCORDANCE WITH THE GENERAL CONTRACTOR JOE SUPERINTENDENT'S INSTRUCTIONS. THE CURRENT CONSTRUCTION SCHEDULE INDICATES THE WORK COMMENCE ON OR ABOUT MAY 1, 1979.

4. PRICE

GENERAL CONTRACTOR AGREES TO PAY SUBCONTRACTOR FOR COMPLETE, SATISFACTORY AND TIMELY PERFORMANCE OF THE SUBLET WORK THE FOLLOWING FIRM LUMP SUM PRICE OF:

\$8,926.00

DRR/ww

ATTACHMENTS (AS CHECKED) ☒ P-50 GENERAL CONDITIONS ☐ SPECIAL CONDITIONS ☒ P-7 AFFIDAVIT (2)

☐ OTHER:

SUBCONTRACTOR		BROWN & ROOT, INC. - GENERAL CONTRACTOR	
AUTHORIZED REPRESENTATIVE	DATE SIGNED	AUTHORIZED REPRESENTATIVE	DATE SIGNED
Wm. C. Ferguson	8-16-79	L. L. Minter	8-15-79

P-21 (05-79)

PLAINTIFF'S EXHIBIT

00440

ETCO-824

5. PAYMENT

THE FOLLOWING PARAGRAPH SUPPLEMENTS PARAGRAPH NUMBER 32 OF THE GENERAL CONDITIONS:

SUBCONTRACTOR SHALL BE PAID THE FIRM PRICE IN MONTHLY PROGRESSIVE PAYMENTS IN PROPORTION TO THE VALUE OF THE SUBLET WORK PERFORMED DURING THE PRECEDING MONTH, LESS 10% OF SUCH VALUE AS RETAINAGE UNTIL FINAL COMPLETION AND ACCEPTANCE OF THE SUBLET WORK BY GENERAL CONTRACTOR. SUBCONTRACTOR SHALL PREPARE AND SUBMIT AN INVOICE FOR THE PROPOSED MONTHLY PROGRESSIVE PAYMENTS WITH REQUESTED SUPPORTING DOCUMENTS AND PROOF OF PAYMENT OF ALL BILLS WILL BE SUBMITTED FOR APPROVAL BY GENERAL CONTRACTOR, AND WHEN APPROVED, PAYMENT SHALL BE MADE WITHIN THIRTY (30) DAYS THEREAFTER. FINAL PAYMENT AND RELEASE OF RETAINAGE SHALL BE MADE WHEN THE SUBLET WORK HAS BEEN SATISFACTORILY COMPLETED AND ACCEPTED AND SUBCONTRACTOR HAS SUBMITTED AN AFFIDAVIT IN FORM PRESCRIBED BY GENERAL CONTRACTOR PROVIDING PROOF OF PAYMENT OF ALL BILLS FOR LABOR AND MATERIALS AND A SATISFACTORY RELEASE OF ALL CLAIMS AGAINST GENERAL CONTRACTOR AND OWNER.

6. INVOICES

SUBCONTRACTOR SHALL SUBMIT ALL INVOICES AND CORRESPONDENCE TO THE FOLLOWING ADDRESS:

BROWN & ROOT, INC.
209 NORTH MAIN STREET
PASADENA, TEXAS

ATTN: ACCOUNTS PAYABLE
(27-4060)

7. INSURANCE

INSURANCE COVERAGE REQUIREMENTS SHALL BE IN STRICT ACCORDANCE WITH PARAGRAPH NUMBER 21 OF THE GENERAL CONDITIONS. SUBCONTRACTOR MUST HAVE COPIES OF ITS INSURANCE CERTIFICATES IN GENERAL CONTRACTOR'S POSSESSION BEFORE COMMENCEMENT OF ANY WORK AT THE JOBSITE. SUBCONTRACTOR SHALL SUBMIT CURRENT COPIES OF ITS INSURANCE CERTIFICATES TO THE FOLLOWING ADDRESS:

BROWN & ROOT, INC.
P. O. BOX 3
HOUSTON, TEXAS 77001

ATTN: S. S. Mather

THIS SUBCONTRACT/CHANGE ORDER CONSISTS OF PAGE 1 BEARING SIGNATURES AND AS MANY ADDITIONAL NUMBERED PAGES AS SHOWN ABOVE. ALL OTHER TERMS AND CONDITIONS REMAIN THE SAME.