

File No. 10012 Continued.

CORRESPONDENCE.

7701

The contractor for the sewer stands ready to restore this building to the condition in which he found it before starting his work, which was rather bad, the building showing outside cracks. When the contractor was ready to proceed with the repairs, putting the building back in the condition in which he found it, I am informed that the Building Inspector's representative stated that the entire wall would have to be replaced on a pile foundation. To this the contractor demurred, and after several conferences it seems difficult to get the contractor to restore more than that part which he injured. The Canton Company insist that if the contractor had not built the sewer in this locality the Building Inspector would not have insisted on this work being done, and they do not want to be put to any extra expense, which they claim is brought about by the construction of the sewer.

The matter is a little complicated, as the contractor stands ready to replace that portion of the wall he interfered with, and I fail to see how I can make him go beyond that and do work outside of any injury he has done.

I would like a ruling as to just what, from a legal standpoint, I can compel the contractor to do. I enclose a copy of the specifications covering the sewer work, and would appreciate a reply as early as possible, in order that the matter may be settled.

Yours truly,

(Signed) Calvin W. Hendrick,
Chief Engineer.