

Sample
Amendment to Construction Contract

In reference to the _____ (agreement) made by and between
_____ (“Owner”) and _____
 (“Contractor”) and dated _____, such agreement is hereby amended to
include the following conditions.

1. The Contractor agrees to hold harmless, and in any contract with any subcontractor agrees to provide that the subcontractor will also hold harmless, The Regents of the University of California, the Cardiff Terrace Homeowner’s Association, and The Cardiff Terrace Architectural Review Board from any claim, cost, liability, or loss arising from personal injury, death, or property damage resulting from any willful or negligent act, error, or omission of the contractor or subcontractor.
2. The Contractor agrees that in the event the owner fails to perform his or her contract with the Contractor, the Contractor will, upon the request of the Regents, recognize the Regents as Owner’s assignee under the same terms and conditions as in Owner’s contract with the Contractor.
3. The Owner and Contractor recognize The Regents as a third-party beneficiary to this contract, and The Regents are entitled to instigate or intervene in any action or proceeding to enforce its provisions.

The undersigned agree that the terms of this amendment are made effective as of
_____ (date of contract).

Date

Owner

Contractor