

shall pay to the National the cost thereof, but shall include the amount thereof in operating expenses and apportion the same as provided in Paragraph 39 of this Agreement.

Notice of.

(b) The National shall at all times require its officers and employees to give prompt notice to the Pacific of any defect in the Joint Section which may come to the notice of any such officers or employees, but in no case shall the National be liable in damages to the Pacific, or to any person using the Joint Section for the failure of such officers or employees to give such notice.

Wrecks.

15. In the event of any engine, train or car of the National being wrecked while upon any of the tracks included in the Joint Section, the wreck shall be picked up at once and removed by the Pacific, and the National, except as herein otherwise provided, shall pay to the Pacific the whole cost and expense of and incidental to such service.

Express business.

16. The express business of the parties hereto and of any Express Company whose traffic may be carried on the trains of either of them, shall be handled by the employees of the party upon whose trains such traffic is carried, or of the Express Company forwarding such traffic, and suitable space shall from time to time be provided therefor at or in the vicinity of the various stations on the Joint Section, the location and character of such space to be equal in convenience and importance and relative in area as between the parties hereto, due regard being had to the volume of express traffic handled at the various stations on the Joint Section to and from the trains of each party. In the event of express business being handled at any station by joint employees, the party upon whose trains such express traffic is carried shall as between the parties hereto be responsible for the payment of such employees for such services in respect of the express traffic so carried on its trains, and shall make its own arrangements with the Express Company forwarding such traffic in regard to such payment.

Custody of money.

17. All employees or agents collecting or receiving money, and so far as the custody of any moneys or revenues or effects is concerned, shall be deemed the sole and separate employees of the party for which they handle and receive the same and shall report and remit directly to such party which may bond them or require them to furnish bonds. Neither party hereto shall be liable to the other party on account of the handling of money, revenue or effects by any such employee, or on account of the embezzlement, theft or loss of such money, revenue or effects.

Joint employees.

18. All employees of the Pacific (other than enginemen and trainmen) engaged in maintaining, repairing or operating the Joint Section, or in despatching, giving orders for or directing the movement of trains, cars or engines therein or thereon, or in the performance of any other service for