

ment of the Railway Company, hereinafter expressed, with respect to maintenance of a portion of said existing track of the party of the first part, heretofore constructed and now operated by the Railway Company under an agreement between them dated August 24, 1950, will, and hereby does, grant unto the Railway Company the right to install a turnout in said existing track of the party of the first part to spring from said track at the point of junction thereof with the Industrial Lead Track of the Railway Company, and the right at all times to maintain said turnout in said existing track of the party of the first part.

AND the RAILWAY COMPANY, for and in consideration of the grant to it by the party of the first part of the right to install and maintain said turnout, agrees that for and during the time said turnout remains in the existing track of the party of the first part the Railway Company will, at its own cost and expense, assume the maintenance of that portion of said existing track of the party of the first part extending from the point of junction thereof with said Industrial Lead Track of the Railway Company, in a northeasterly direction for a distance of 108 feet; the intention being that from, after and during the time the said turnout is installed and maintained in the track of the party of the first part, the provisions of Article 6 of said agreement of August 24, 1950, will relate only to that portion of said existing track of the party of the first part extending from said survey station 1 + 08 to the terminus of said track; PROVIDED, however, and it is understood and agreed, that the Railway Company assumes no obligation hereunder to maintain the culvert located under said tracks, now existing or proposed to be constructed.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed and their respective corporate seals to be hereunto affixed and attested by their respective officers thereunto duly authorized, this 26th day of August, in the year of Our Lord, Nineteen Hundred and Fifty-Two, and in the one hundred and seventy-seventh year of the Sovereignty and Inde-