

PERMIT TO RIDE UPON LOCOMOTIVES AND OTHER EQUIPMENT

WHEREAS, M.S. Dixon, Manager, of H.J. Heinz Co. has requested the permission of THE NEW YORK CENTRAL RAILROAD COMPANY to enter and be upon or about the right of way, premises, structures, motive power and rolling stock of said Railroad Company at Windsor, Ont. or Port Erie, Ont. (destination) and to ride upon motive power or rolling stock known as Diesel from Windsor, Ont. to Ft. Erie, Ont. on 8, 1948, and to board and alight therefrom for his own purposes and benefit, and particularly for the purpose of personal inspection of Diesel locomotive

NOW, THEREFORE, The New York Central Railroad Company hereby grants permission to M.S. Dixon upon payment of the lawful fare, if required, subject to cancellation at any time and in no event to be assignable or transferable, to enter or be upon or about its right of way, premises, structures, motive power or rolling stock described above and to ride upon the aforesaid motive power or rolling stock from Windsor, Ont. to Port Erie, Ont. (destination) on 8, 1948, and to board and alight therefrom, solely for the purpose or purposes above enumerated, and no other purpose; provided, however, that this permission shall be of no force and effect unless and until said M. S. Dixon duly signs and executes the GENERAL RELEASE which is hereinafter set forth.

The permission herein granted is on the express condition that said M. S. Dixon will enter and be upon or about said right of way, premises, structures, motive power or rolling stock of said Railroad Company in such manner and at such times as not to interfere with the Railroad Company's operations and said M. S. Dixon, while upon or about said right of way, premises, structures, motive power or rolling stock of said Railroad Company, shall at all times conform to and abide by the rules, regulations, orders or directions of the Superintendent or other officer of the Railroad Company having jurisdiction over said properties or his designated representative, failing which, said M. S. Dixon shall be subject to be ejected summarily from the said properties of the Railroad Company without recourse.

THE NEW YORK CENTRAL RAILROAD COMPANY,

Dated: April 22nd, 1948.By J. H. Eloy
GENERAL MANAGER

GENERAL RELEASE

In consideration of The New York Central Railroad Company granting to the undersigned the permission more specifically above described and made a part hereof, the undersigned, well knowing and appreciating the risk and danger assumed by him and attendant upon his exercise of said permission, and that the Railroad Company is under no duty or obligation to give him such permission, hereby agrees that the said Railroad Company will not be considered to be a common carrier or liable to him as such, and he hereby assumes all risk of injury to his person (including death) or loss of or damage to his property occurring or arising while or resulting from being upon or about the said right of way, premises, structures, motive power or rolling stock of the said Railroad Company above described or while boarding or riding upon the motive power or rolling stock of the Railroad Company above described or alighting therefrom, whether due in whole or in part to the condition or operation, negligent or otherwise, of said right of way, premises, structures, motive power or rolling stock, or in whole or in part to the acts or omissions, negligent or otherwise, of the officers, agents, servants, licensees or invitees of said Railroad Company or otherwise; and the undersigned for himself, his executor or administrator or assigns and his heirs at law and next of kin, hereby releases and forever discharges said Railroad Company, its successors and assigns, from any and all claims, demands, damages, actions and causes of action which the undersigned, his executor or administrator, and his heirs at law and next of kin, have, could or might have against the said Railroad Company, its successors and assigns, for injury to his person (including death) and loss of or damage to his property occurring while upon or about said right of way, premises, structures, motive power or rolling stock of the said Railroad Company, or while boarding or riding upon said motive power or rolling stock or alighting therefrom whether due in whole or in part to the condition or operation, negligent or otherwise, of said right of way, premises, structures, motive power or rolling stock or in whole or in part to the acts or omissions, negligent or otherwise, of the officers, agents, servants, licensees or invitees of the said Railroad Company or otherwise.

I have read the above release carefully and understand that I am assuming all risks of every kind as set forth in said release in exercising the permission above granted.

In the presence of: