**RULE 65-**

**SWITCHTENDER ‑‑ HERDER**

**(a)** Rate of Pay: At terminals mutually agreed to, yardmen may be assigned to perform herding duties, or a combination of herder and pilot duties, and such positions will be filled by yardmen at yard foreman's rate. Herders may be used to assist yard crews when not engaged in herding duties or may be assigned to perform a combination of herder and helper duties.

**(b)** Rules Applicable: With the exception of Rule 51 and any other rules of this agreement which by a fair construction of the language used cannot be regarded as applying to switchtenders, all rules in the agreement applying to yardmen shall apply to switchtenders. Under Rule 56 switchtenders will be held responsible for their regular duties during their lunch period.

**(c)**  Disabled Employee Given Preference: In filling vacancies for positions of switchtenders, full consideration shall be given to trainmen and yardmen disabled in the service of the railroad, whenever injuries are not such as to render them unfit for switchtenders' duties. Disabled trainmen and yardmen desiring to be considered for switchtender positions may file applications with proper officer.

**(d)** Temporary Vacancy: If no trainmen or yardmen disabled in the service are available, temporary vacancies will be filled from the extra board and will be paid rates applicable to such service.

**(e)** Combined Duties: Switchtenders may be assigned to perform a combination of yard helper and switchtender work within the area adjacent to the switchtenders station, and will be paid at yard helper rate.

**(f)** No Records Required: Herders and switchtenders will not be required to keep a record of train movements or records‑of engine movements to and from roundhouse.