

**NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION**

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**PARTIES TO DISPUTE:**

**BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES**

**THE CHICAGO, ROCK ISLAND AND PACIFIC RAILWAY  
COMPANY**

**THE CHICAGO, ROCK ISLAND AND GULF RAILWAY  
COMPANY**

(Frank O. Lowden, James E. Gorman, Joseph B. Fleming, Trustees.)

**STATEMENT OF CLAIM:** "Claim of Employes, first, that the Carrier violated current agreement by contracting the work of painting of the depot at Waurika, Okla.

"Second: that the painters employed in paint crew, Southern Division, be paid at painter's rate of pay for the number of hours required by the contractor to perform this work."

**FINDINGS:** The Third Division of the Adjustment Board, after giving the parties to this dispute due notice of hearing thereon, and upon the whole record and all the evidence, finds and holds:

That the carrier and the employes involved in this dispute are respectively carrier and employes within the meaning of the Railway Labor Act, as approved June 21, 1934;

That this Division of the Adjustment Board has jurisdiction over the dispute involved herein; and

That hearing thereon has been held and concluded. Under date of June 30, 1939, the parties jointly advised the Secretary of the Third Division of their desire to withdraw it from further consideration by the Division, which request is hereby granted.

**AWARD**

Claim dismissed.

**NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division**

**ATTEST: H. A. Johnson**  
Secretary

Dated at Chicago, Illinois, this 6th day of July, 1939.