

Award No. 2078
Docket No. MW-2125

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES

**THE DENVER AND RIO GRANDE WESTERN
RAILROAD COMPANY**

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood:

(a) That the Carrier violated the provision of Rule 20 of the current agreement in requiring Joe Welsh, Section Laborer, Helper, Utah, to pay water rent in the amount of \$2.00 per month.

(b) That refund be made to Joe Welsh in the amount of \$10.00 for water rent paid by him for February, March, April, May and June, 1941, and for all subsequent payments made by him for water rent since July, 1941, while living in company-owned house.

FINDINGS: The Third Division of the Adjustment Board finds:

That the dispute was certified to the Third Division of the Adjustment Board ex parte by complainant party;

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 January 27, 1943 the parties jointly addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case, which request is hereby granted.

AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: H. A. Johnson
Secretary

Dated at Chicago, Illinois, this 5th day of February, 1943.

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