

MEMORANDUM

L-44-449
M-266

August 26, 1944

TO The Director of Retirement Claims

FROM The General Counsel

SUBJECT Great Falls Electric Railway

[REDACTED]
Service claimed as seamen at Great Falls,
Montana, from May to December 1908

In response to your request, I herewith submit my opinion on the following:

QUESTION

Was the Great Falls Electric Railway an "employer" under the Railroad Retirement Act and is service to it creditable under that Act?

OPINION

It is my opinion that the Great Falls Electric Railway was not an "employer" under the Railroad Retirement Act and that service to it is not creditable under that Act.

DISCUSSION

The Great Falls Electric Railway does not appear in Poor's or Moody's manuals. In a letter dated March 1, 1944, (in the claim folder) addressed to the Railroad Retirement Board, Mr. [REDACTED] states:

"The work referred to by you was a survey for an electric railroad westward from Great Falls, Montana.

"This survey was financed by a group of business men of Great Falls, but was never built; later they sold the survey notes and franchise to the Chicago, Milwaukee and St. Paul Railroad Co.

"I included this service under the impression that as it was a railroad survey that it would be regarded as a railroad service; if not, of course, that is for the Board to decide.

at
tion
rier

at.
vice
y of