

SYLVESTER TIFFANY.

[To accompany bill H. R. No. 214.]

MARCH 5, 1840.

Mr. RANDALL, from the Committee on Invalid Pensions, made the following

REPORT:

*The Committee on Invalid Pensions, to whom was referred the petition of Sylvester Tiffany, report:*

That they have examined said petition, and proofs accompanying the same. They find, also, that the Committee on Invalid Pensions made a favorable report on this case at the last Congress, in which your committee entirely concur; and therefore report a bill accordingly.

The report to which they refer is as follows:

JANUARY 9, 1838.

*The Committee on Invalid Pensions, to whom was referred the petition of Sylvester Tiffany, report:*

That this is a case which was presented to the Commissioner of Pensions and rejected by him, because, although the petitioner was wounded and taken prisoner at an attack of the British and Indians on Queenston, U. C., while that place was in our possession, yet, as he was not an enlisted soldier or a draughted militiaman, he cannot, by the existing laws in relation to pensions, be entitled to relief. The evidence in this case, of the reception of the injury, and of his present inability, is satisfactory.

The circumstance of the petitioner being found from home, and at Queenston, is a strong corroboration of his assertion that he was there with the intention of joining with those carrying on offensive operations against the enemy. But if this were not true, the undisputed fact that, without enlistment or pay, he voluntarily fought in defence of his country, and was wounded by a ball passing through the upper part of both his thighs, and another passing through the large part of one of his legs, and shivering the bone, together with his being taken prisoner and carried off by the Indians, is, in the opinion of this committee, a proof of merit, service, and suffering, that entitle him to the compassion and reward of his country. They therefore beg leave to report a bill.