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IN THE SENATE OF THE UNITED STATES.

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APRIL 24, 1888.—Ordered to be printed.

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Mr. SAWYER, from the Committee on Pensions, submitted the following

REPORT:

[To accompany bill H. R. 5195.]

*The Committee on Pensions, to whom was referred a bill granting a pension to David W. Seely, have examined the same and report:*

This bill passed the House, and the report, which is as follows, is adopted:

The applicant in this case was a member of Lient. R. Crandall's company, of the Minnesota State militia, called out to fight the Indians in 1865. In 1866 he filed an application in the Pension Office for pension, which was rejected on the ground that the injury was not received in actual engagement with the Indians.

It seems that while he was in pursuit of the Indians with his company, by the accidental discharge of his gun he was wounded in the left arm, rendering amputation necessary. The facts as herein set forth seem to be fully established. Had the wound been received in an actual engagement with the Indians claimant would have been entitled to, and would have received, a pension under the general laws.

Your committee feel that the man was actually engaged in protecting the frontier from the hostile Indians and that the technicality ought to be waived.

The bill is reported favorably, with a recommendation that it do pass.