

IN THE SENATE OF THE UNITED STATES.

APRIL 8, 1890.—Ordered to be printed.

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

REPORT:

[To accompany S. 3342.]

The Committee on Pensions, to whom was referred the petition of Andrew Hopper for pension, have examined the same and report:

The claimant, Andrew Hopper, was a second lieutenant in the Hutchinson Guards, Minnesota State Militia. On the 3d of September, 1862, or thereabouts, at Acton, Minn., in a battle with the Indians in which his company was engaged, he was severely injured in the back by his horse falling upon him, so that he was ordered back to Hutchinson to warn the inhabitants that the Indians were approaching, which he did. He was, however, unfit for further service, and was discharged on account of the disabilities incurred as above stated. He applied to the Pension Bureau for a pension under the general law, but his application was rejected upon the ground that the Hutchinson Guards was a State organization, and that therefore the case was not cognizable under the general law.

The chain of evidence is complete to establish the incurrence of the disabilities alleged in the line of duty, and the fact that the organization of which he was a member was a State organization is the only fact that precludes his being pensioned under the general law. The claimant is now eighty-four years of age and in indigent circumstances, and your committee recommend the passage of the bill which is reported herewith.