

3-28-1882

## Report : Petition of L. Prine

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IN THE SENATE OF THE UNITED STATES.

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MARCH 28, 1882.—Ordered to be printed.

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

REPORT:

[To accompany bill S. 1270.]

*The Committee on Pensions, to whom was referred a bill granting arrears of Pension to Laura J. Prine, having examined the same, make the following report :*

That Robert F. Prine, the father of claimant, enlisted as a private in the war of 1856 with the Florida Indians, in Capt. F. M. Durrane's company of calvary, and was killed in battle with the Indians on Peace Creek, about six miles south of Fort Meade, on the 16th day of June, 1856. He left surviving him a widow and a minor child (the claimant), then one year and three months of age. The widow remarried on the 12th of April, 1857, and has made no application for pension. The claimant, as the minor child of said Robert F. Prine, attained her sixteenth year on the 15th of March, 1871, without having made any application for pension. On the 19th of April, 1880, she filed for pension as minor child, claiming arrears from date of her mother's remarriage, when her own right accrued. The claim was rejected by the commissioner on the ground "that there was no claim filed within three years of the time the right accrued, and if allowed the pension would have to commence from date of its completion, under the provisions of section 4713, Revised Statutes; and as the claimant arrived at sixteen years of age in fact before the claim was filed in the office, there would be no time during which she could receive the pension."

In this action of the commissioner your committee see no error. Under the general law claimant was not entitled to any pension at the date of her application, and no special reason is shown for making her case an exception to the general rule, or for granting her arrears. They therefore recommend that the bill be not passed, and that the same be indefinitely postponed.

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