

United States to whom pensions are due, but who are unable to comply with the requirements of the acts of Congress regulating the matter. There are cases when the applicant has delayed a number of years before making his claim, and in the mean time the officers and comrades upon whom he must rely to make out a case, have died or cannot be found, or have forgotten the circumstances. In most instances the records can only be called on to corroborate other testimony, and the evidence must be presented in the form of affidavits made by disinterested parties.

Therefore your memorialists would most respectfully ask such modifications or amendments to the laws of the United States, extending the time whereby any applicant can present his claim for a pension and the proofs in behalf thereof.

Also that the law be changed in such a way that the presumption of offers of proofs or evidence shall not be against the applicant, but in his favor.

Your memorialists therefore earnestly request the matters aforesaid may receive the early and favorable consideration of Congress.

Approved February 17, 1881.

---

## NUMBER 5.

### A JOINT RESOLUTION FOR THE RELIEF OF JACOB NIX.

WHEREAS, Captain Jacob Nix, of the county of Brown and State of Minnesota, while on duty in the county aforesaid in the year A. D. one thousand eight hundred and sixty-two (1862), in response to a call by the Governor of said State for men to protect the citizens of the frontier counties against the attacks of the Sioux Indians, in what was known as the one thousand eight hundred and sixty-two (1862) Indian massacre, the said Jacob Nix was severely wounded in the hand and lost the use of it by a bullet fired from the rifle of an Indian in the attack on New Ulm.

WHEREAS, We recognize that a great number of lives and a vast amount of property, was saved in said attack on New Ulm by the heroic action and valiant conduct of the said Jacob Nix in defending the place both before and after he was wounded, and,

WHEREAS, Under the Pension Laws of the United States the said Jacob Nix is not entitled to any relief by reason of not being employed in the volunteer service of the United States at the time of receiving said wound and injury.

*Be it Resolved by the Legislature of the State of Minnesota:*

That our Senators and Representatives in Congress are hereby requested to obtain a special act of Congress granting a Captain's pension to the said Jacob Nix, or such other relief as his condition demands.

*Resolved*, that the Secretary of State forward a copy of this resolution to each of our Senators and Representatives in Congress.

Approved February 2, 1881.