

*copy*

Dec. 29, 1911.

Hon. S. W. McCall,  
House of Representatives.

My dear Mr. McCall:-

Your letter of the 26th instant, with which was enclosed a communication from Miss Nellia A. Tracy, # 15 Curtis Street, West Somerville, Mass., relative to payment of the pension accrued to the date of death in the case of her father, Charles H. Tracy, certificate number 50,956, was received on the 27th.

In reply I have the honor to advise you that the accrued pension, in the case of a person pensioned on account of his disabilities or service, such as this, is payable, first, to <sup>the</sup> ~~the~~ such widow, then to his minor child or children under the age of sixteen years at his death. It is not an asset of his estate nor is it liable for the payment of the debts of his estate. If there are no relatives as specified, the law provides for the payment of the same to reimburse the person who bore the expense of the last sickness and burial, if the pensioner did not leave assets sufficient to meet the same. Miss Tracy states that her father left more than enough to meet the same. The accrued pension cannot, therefore, be paid as reimbursement, and, if there are no relatives as above described, it cannot be paid to anyone for any purpose.

There is enclosed a copy of an act of Congress approved March 2, 1895, governing the payment thereof.  
Very respectfully,