

(Claim of Asa J. Pruitt, RFD #1)
(Tigerville, S. C.)
(File No. 382 L/C.)

Wrapper Indorsement.

AS



War Dept., Office of the Director of the Real Estate Service, Munitions Bldg.,
Washington, D. C. December 6, 1919 - To Director of Finance, Attention Major
Hartley.

1. Synopsis made of the claim of Asa J. Pruitt, RFD #1, Tigerville,
S. C. File No. 382 L/C.
2. In order that our files may be completed, it is requested that you
advise this office when payment is made on this claim.

By authority of the Director, Real Estate Service:

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EGA/mod

J. C. WHITAKER,
Lt. Col., C.M.C.,
Fiscal Assistant.

Miss Schauer 
Fr Joyce 

ALL
Dec 8 - 1919

Claim of Asa J. D.

WAR DEPARTMENT
REAL ESTATE SERVICE
OFFICE OF THE DIRECTOR OF THE REAL ESTATE SERVICE
WASHINGTON

December 8, 1919.

Asa J. Pruitt,
R.F.D. #1,
Tigerville, S. C.

Dear Sir:

Your claim for damages to crops on a 28 acre tract of your land, near Camp Lawdworth, S. C., which was used by the Government for the purpose of an Artillery and Small Arms Target Range, has been acted upon by the War Department Board of Appraisers and said Board has recommended that an award in the amount of \$62.50 issue to you in full and complete satisfaction of your claim.

This recommendation of the Board of Appraisers is this day being forwarded to the Director of Finance for payment and it is requested that you communicate direct with him, if you should desire any further information concerning your claim.

Very truly yours,

G. F. WOODS,
Director, Real Estate Service.

By:

J. C. WHITAKER,
Lt. Col., Q.M.C.,
Fiscal Assistant.

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EJA/mob

MAILED
DEC 8 - 1919

File No. 502 L/O.

1st Ind.

RSJ/mh.

War Department Board of Appraisers, Purchase, Storage & Traffic Division,
General Staff, Munitions Bldg., Washington, D.C., December 2, 1919.
To the Director of Finance (Through the Director of Real Estate Service.)

1. The attached claim is being forwarded for the action of the Director of Finance, in compliance with Paragraph 5, General Orders No. 102, War Department, 1919.
2. The report of the Board of Appraisers and the records in the claim are herewith inclosed.
3. The report of the Board of Appraisers recommends that an award in the sum of \$82.50 issue in favor of the claimant, Asa J. Pruitt, RFD 1, Tigerville, S.C., in full settlement for all claims for loss or damage of the said claimant arising under said claim.

WAR DEPARTMENT BOARD OF APPRAISERS,

By F. H. GARDNER,
Colonel, Cavalry,
Chairman.

Incls.

WAR DEPARTMENT BOARD OF APPRAISERS,

Quarters Bldg., 19th & B Sts.,

WASHINGTON, D. C.

File No. 392 1/6.
Case under C.O. 102, W.D. 1919.

November 24, 1919.

In the matter of the claim of
Asa J. Pruitt, RFD 1, Figs-
ville, S. C., for damage to
crops.

R E P O R T.

This is a claim of one Asa J. Pruitt, in the amount of \$147.50, on account of the loss of 5 acres of corn, 5 acres of peas, and 5 acres of beans, planted upon a certain tract of 25 acres, of which claimant is the owner, and which was leased to the Chamber of Commerce, Spartanburg, S. C., and subsequently leased by the said Chamber of Commerce to the United States, under blanket lease, for the purpose of an Artillery and Small Arms Target Range, which land is more particularly described as being in Glassy Mountain Township, Greenville County, S. C., and adjoining the lands of the Border State Lumber Company on the North, said lumber company on the East, lands of S. R. Pruitt on the South and J. R. Pruitt on the West. The lease on this land began to run November 27th, 1917.

This claim was considered by a Board of Officers convened pursuant to Special Orders 105, series not given, Camp Wadsworth, S. C., which Board reported upon this claim under date of May 28th, 1919.

This Board ascertained that claim is based on the loss of 15 bushels of corn, 15 bushels of peas, 1500 bundles of fodder and 2 bushels of beans, all of which were directly in line of fire from Rifle Range No. 1; that on November 17th, 1917, ten days before the running of the lease, claimant was served a written notice to move out and keep off of his premises, with which notice he complied, and he was therefore unable to gather his crops. This Board awarded damages to claimant in the amount of \$42.50, as follows:

Loss of corn,	\$22.50
Loss of peas,	15.00
Loss of fodder,	15.00
Loss of beans,	10.00
	<u>\$42.50</u>

WAR DEPARTMENT BOARD OF APPEALS
 CLAIMS SECTION, 1914 Bldg.

File No. 382 1/C. -2-

November 26, 1919.

A copy of the notice served on claimant directing him to keep off his land, which notice is dated November 17, 1917, is attached to the proceedings of this Board.

This claim was likewise considered by a Board of Officers convened pursuant to paragraph 9, Special Orders No. 22, Headquarters, Camp Wadsworth, S. C., dated January 22nd, 1919, which confirmed the action of the former board.

In response to request from the writer for further details as to prices, etc., claimant submits affidavit that the amount of damage claimed by him was actually suffered, and that the prices used by him in arriving at the measure of damage, are as follows:

Corn @	\$1.50 per bushel
Peas @	2.00 per bushel
Soybean @	2.00 a hundred
Beans @	3.00 per bushel.

but he informs the writer, in separate communication under date of October 28th, 1919, that the Claims Board priced the corn at \$1.50 per bushel, peas at \$1.00 per bushel, soybean at \$1.00 per hundred and beans at \$3.00 per bushel.

Using these latter figures as a measure of price, and accepting claimant's affidavit as to the amount of crops destroyed on account of his inability to harvest same, the resulting measure of damage is \$82.50, which is the amount arrived at by the first Board, and confirmed by the second. The terms of claimant's lease provide that he shall be reimbursed for the destruction of crops on his land, if through an act of the Government he is unable to harvest same. It is clearly shown that claimant was ordered off his land before the lease began to run, and that, as a result of his compliance with such an order, claimant was subjected to loss of crops to the amount of \$82.50, which is a very reasonable value to be placed on such loss.

Claimant has agreed in writing to accept \$82.50 in full and complete satisfaction of his claim.

In view of the above facts, I recommend that an award issue in favor of this claimant in the amount of \$82.50 in full satisfaction of his claim.

W. S. FAIRBANKS,
 Colonel, Cavalry.

WSV/inf

WAR DEPARTMENT BOARD OF APPRAISERS
MUNITIONS BLDG., 19TH & B STS.,
WASHINGTON, D. C.

File No. 582 L/C.

-3-

11/26/19.

Adopted November 26, 1919.
WAR DEPARTMENT BOARD OF APPRAISERS.

By F. H. CALDWELL,
Colonel, Cavalry,
Chairman.

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F Col. 1 Camp Wadsworth SC Pruitt, Asa