

BEFORE THE INDIAN CLAIMS COMMISSION

THE POTTAWATOMIE TRIBE OF)
 INDIANS AND THE PRAIRIE)
 BAND OF THE POTTAWATOMIE)
 TRIBE OF INDIANS,)
)
 Plaintiffs,)
)
 v.)
)
 THE UNITED STATES OF AMERICA,)
)
 Defendant.)

Docket No. 15-A

Decided: June 5, 1952

Appearances:

O. R. McGuire, with whom was
 Robert Stone,
 Attorneys for the Plaintiffs.

Sim T. Carman and Leon J. Moran,
 with whom was Mr. Assistant
 Attorney General Wm. Amory Underhill,
 Attorneys for the Defendant.

OPINION OF THE COMMISSION

Holt, Commissioner, delivered the opinion of the Commission:

The plaintiffs, the Pottawatomie Tribe of Indians and the Prairie Band of that tribe, present a claim against the Government for perpetual annuities, aggregating \$9037.90 a year, that were payable to the tribe under various treaties, alleged to have been unlawfully commuted by the defendant under an agreement concluded March 16, 1909 with a claimed majority of the individual adult members of the tribe pursuant to the Act of Congress of April 30, 1908 (35 Stat. 70) authorizing the making of commutation agree-

