

## BEFORE THE INDIAN CLAIMS COMMISSION

SAGINAW CHIPPEWA INDIAN TRIBE )  
 OF MICHIGAN, and JAMES STRONG, )  
 as representatives of all )  
 members of the Chippewa Tribe )  
 of Indians having any interest )  
 in the claims asserted, )

Plaintiffs, )

v. )

Docket No. 13-H

UNITED STATES OF AMERICA, )

Defendant. )

Decided: May 14, 1953

Appearances:

Arthur B. Honnold and  
 Charles B. Rogers,  
 Attorneys for Plaintiffs.

Sim T. Carman, Leon J. Moran,  
 and Donald E. Schwinn, with  
 whom was Mr. Assistant Attorney  
 General James M. McInerney,  
 Attorneys for Defendant.

FINDINGS OF FACT

The Commission makes the following findings of fact:

1. The Saginaw Chippewa Indian Tribe of Michigan, comprising the Saginaw, Swan Creek and Black River Bands of Chippewa Indians, and James Strong, a member of said tribes, as representatives of the Saginaw Chippewa Indian Tribe, maintain this action under the provisions of the Indian Claims Commission Act. These Indians will hereafter be referred to as the Saginaw.

2. A treaty between the Saginaw and the United States was made on August 2, 1855 (11 Stat. 663; 2 Kapp. 733), Article 1 of which treaty reads as follows:

Article 1. The United States will withdraw from sale, for the benefit of said Indians, as herein provided, all the unsold public lands within the State of Michigan embraced in the following description, to-wit:

First. Six adjoining townships of land in the country of Isabella, to be selected by said Indians within three months from this date, and notice thereof given to their agent.

Second. Townships Nos. 17 and 18 north, ranges 3, 4, and 5 east.

The United States will give to each of the said Indians, being a head of a family, eighty acres of land; and to each single person over twenty-one years of age, forty acres of land; and to each family of orphan children under twenty-one years of age, containing two or more persons, eighty acres of land; and to each single orphan child under twenty-one years of age, forty acres of land; to be selected and located within the several tracts of land hereinbefore described, under the same rules and regulations, in every respect, as are provided by the agreement concluded on the 31st day of July, A. D. 1855, with the Ottawas and Chippewas of Michigan, for the selection of their lands.

And the said Chippewas of Saginaw and of Swan Creek and Black River, shall have the same exclusive right to enter lands within the tracts withdrawn from sale for them for five years after the time limited for selecting the lands to which they are individually entitled, and the same right to sell and dispose of land entered by them, under the provisions of the Act of Congress known as the Graduation Act, and is extended to the Ottawas and Chippewas by the terms of said agreement.

And the provisions therein contained relative to the purchase and sale of land for school-houses, churches, and educational purposes, shall also apply to this agreement.

Article 6 of said treaty provides as follows:

Article 6. The tribal organization of said Indians, except so far as may be necessary for the purpose of carrying into effect the provisions of this agreement, is hereby dissolved.















