

## BEFORE THE INDIAN CLAIMS COMMISSION

THE LATER PEND D'OREILLE OR  
KALISPEL TRIBE OF INDIANS,

Petitioner,

v.

THE UNITED STATES OF AMERICA,

Defendant.

Docket No. 94

INTERLOCUTORY ORDER

Upon the findings of fact this day filed herein and which are hereby made a part of this order, the Commission concludes as a matter of law that the petitioner, until deprived thereof by defendant prior to August 13, 1946, was from time immemorial, in the exclusive use and possession of the lands described in Finding 16 and had Indian title thereto; that petitioner received no compensation for said lands and is therefore entitled to compensation for the value thereof as of the time or times the petitioner was deprived thereof, as may hereafter be determined.

IT IS THEREFORE ORDERED, That the case shall now proceed for the determination of the time or times on which said lands were acquired by defendant and upon such determination the value of such lands as of the time the petitioner was deprived thereof shall be determined, provided, however, that if the parties should agree upon a time on which the petitioner was deprived of its said lands, and such agreement is filed with the Commission, the case shall proceed with a hearing on such value as of the date that may be agreed upon.

Dated at Washington, D. C., this 9th day of June, 1958.

Edgar E. Witt  
Chief Commissioner

Louis J. O'Marr  
Associate Commissioner

Wm. M. Holt  
Associate Commissioner