

BEFORE THE INDIAN CLAIMS COMMISSION

THE KIKIALIUS TRIBE OF INDIANS,)	
)	
Petitioner,)	
)	
v.)	Docket No. 263
)	
THE UNITED STATES OF AMERICA)	
)	
Defendant.)	

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:

1. That petitioner above named has the right to maintain the claim set forth in the original petition;

2. That petitioner has established Indian title to the land described in Finding No. 10, at the time of the effective date of the Treaty of Point Elliott (12 Stat. 927).

IT IS THEREFORE ORDERED ADJUDGED, AND DECREED:

1. That petitioner was in possession of and had Indian title to the lands described in Finding No. 10, at the time of the effective date of the Treaty of January 22, 1855 (Treaty of Point Elliott, 12 Stat 927), effective March 8, 1859.

2. That the case shall proceed with proof of the acreage of said land, the consideration defendant paid therefor, the value thereof on March 8, 1859 and of such other matters as are necessary for a final determination of the case, including proof of payments on the claim, if any; the offsets allowed by law to be postponed until disposition of the matters referred to above has been made.

Dated at Washington, D. C., this 13th day of April, 1959.

/s/ EDGAR E. WITT
Chief Commissioner

/s/ WM. N. HOLT
Associate Commissioner