

BEFORE THE INDIAN CLAIMS COMMISSION

CHARLES E. WILLIAMS, JOSEPH REDTHUNDER)
 and HARRY OWHI, as Representatives of)
 THE NEZ PERCE TRIBE,)
 Petitioners,)
 v.) Docket No. 180-A
))
 THE UNITED STATES OF AMERICA,)
 Defendant.)

ORDER ALLOWING ATTORNEY FEES

Upon consideration of the petition for an allowance of attorneys fees filed herein on June 20, 1961, and the defendant having had a copy of said petition served upon it and no objection thereto was entered, and it appearing to the Commission that the attorneys' contract pursuant to which this petition is made is a contract, dated November 28, 1949, made with the Confederated Tribes of the Colville Reservation, which contract was amended and extended at various times covering the period beginning November 28, 1949, and extended to August 18, 1964, which contract and the extension and amendments thereof were duly approved by the Commissioner of Indian Affairs as required by law; and the Commission finds that said attorneys' contract as amended and extended provides for an annual payment of \$3,000.00 to the attorneys on account of services rendered or to be rendered, and in the event of a recovery for the tribes the attorneys shall receive as compensation a fee of ten percent (10%) of the net amount recovered on behalf of the tribes, from which fee shall be deducted any and all amounts paid annually to the attorneys by the tribes under the contract; and it appearing that the attorneys who are parties to said contract as extended and amended are Lyle Keith and Patrick H. Winston of Spokane, Washington, and David Cobb, Abe W. Weissbrodt, I. S. Weissbrodt and James E. Curry of Washington, D.C., and that said named attorneys have performed legal services for the petitioners in this Docket No. 180-A for which they are entitled to receive by the terms of said contract a fixed fee of ten percent (10%) of the net recovery herein of \$3,000,000.00 being the sum of \$300,000.00, less the amount of \$3,000.00 which has been paid to the attorneys under the contract leaving a net sum of \$297,000.00 payable to said attorneys.

IT IS THEREFORE ORDERED AND ADJUDGED that Lyle Keith, Patrick H. Winston, David Cobb, Abe W. Weissbrodt, I. S. Weissbrodt and James E. Curry, attorneys for the petitioners and parties to the attorneys' contract

-2-

as amended and extended, be, and they are hereby allowed attorneys' fees in the sum of \$297,000.00 as compensation for legal services rendered the petitioners in the prosecution of the claim in Docket No. 180-A; that such sum shall be paid out of the appropriation made or to be made by the Congress of the United States to settle the final award made by this Commission in Docket No. 180-A on July 5, 1960.

Dated at Washington, D.C., this 12th day of July, 1961.

Arthur V. Watkins, Chief Commissioner

Wm. M. Holt, Associate Commissioner