

BEFORE THE INDIAN CLAIMS COMMISSION

THE IOWA TRIBE OF THE IOWA)	
RESERVATION IN KANSAS AND)	
NEBRASKA, ET AL.,)	
)	
Petitioners,)	
)	
vs.)	Docket No. 209
)	
THE UNITED STATES,)	
)	
D)	
Defendant.)	

INTERLOCUTORY ORDER

Upon the findings of fact this day filed herein, which are made a part of this order, and which are confined to the determination of capacity of petitioners to maintain the actions asserted and the ownership of the land involved, the Commission concludes as a matter of law:

1. That petitioners are authorized by the Indian Claims Commission Act to prosecute the claims set forth in the petition;
2. That by the Treaty of August 19, 1825, 7 Stat. 272, the defendant recognized title in the Sac and Fox Nation and the Iowa Nation to the lands in southeast Iowa as described on Royce's map I of Iowa as Cession 226;
3. That at the time their respective interests in the above-described lands were ceded to the United States by the Sac and Fox Treaty of September 28, 1836, and the Iowa Treaty of October 19, 1838, the Sac and Fox Nation and the Iowa Nation each had an undivided one-half interest therein.

IT IS THEREFORE ORDERED that the case shall proceed to a determination of the value of the above-described lands when ceded by the respective Sac and Fox and Iowa Nations, and the consideration each Nation received for the cession of its interest in said lands.

Dated at Washington, D. C., this 1st day of June, 1962.

Arthur V. Watkins
Chief Commissioner

Wm. M. Holt
Associate Commissioner

T. Harold Scott
Associate Commissioner