

BEFORE THE INDIAN CLAIMS COMMISSION

RED LAKE PEBBINA AND WHITE EARTH BANDS, ET AL., Petitioners,)	Docket No. 18-A
v.)	
THE UNITED STATES, Defendant.)	Docket No. 113
TURTLE MOUNTAIN BAND OF CHIPPEWA INDIANS, Petitioners,)	
v.)	
THE UNITED STATES, Defendant.)	Docket No. 191
THE LITTLE SHELL BAND OF CHIPPEWA INDIANS, ET AL., Petitioners,)	
v.)	
THE UNITED STATES, Defendant.)	

6-18-62

ORDER AMENDING FINDINGS OF FACT

On April 10, 1961, defendant filed his motion to amend finding and final award and on April 16, 1962, and April 27, 1962, petitioners in Dockets No. 18-A and 191, respectively, filed objections to said motion.

Upon consideration of the motion and in view of the recent decision of the Court of Claims in Pawnee Tribe of Indians of Oklahoma V. United States, Appeal No. 7-61, decided April 4, 1962, certiorari denied June 11, 1962, the Commission concludes that the allowable items constituting the United States' payments on the claim should not be commuted.

IT IS THEREFORE ORDERED:

- (1) That Finding of Fact No. 56 be amended to delete therefrom the last sentence reading "However, the Commission will withhold determination

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of the amount to be deducted as legal offsets until the parties have submitted their evidence as to the proper computation of the allowable items of consideration."

(2) That Finding of Fact No. 57 be stricken, and there shall be set forth in lieu thereof:

57. The defendant is entitled to credit for payments made on the claim in the total amount of \$635,774.87.

(3) That Finding of Fact No. 68 be stricken, and there shall be set forth in lieu thereof:

68. The Commission finds, therefore, that the United States is entitled to credit against the award of \$3,369,726.00 the sums of \$635,774.87, representing payments on the claim, and \$699,061.57, representing allowable gratuitous offsets, leaving a net balance of \$2,034,889.56.

Dated at Washington, D. C., this 18th day of June, 1962.

Arthur V. Watkins
Chief Commissioner

William M. Holt
Associate Commissioner

T. Harold Scott
Associate Commissioner