

## BEFORE THE INDIAN CLAIMS COMMISSION

THE PONCA TRIBE OF INDIANS OF	)	
OKLAHOMA,	)	
	)	
and	)	
	)	
WILLIAM OVERLAND, METHA COLLINS,	)	
and JOHN WILLIAMS, as represen-	)	
tatives of the PONCA TRIBE and	)	
all the members thereof,	)	
	)	
Petitioners,	)	
	)	
v.	)	Docket No. 322
	)	
THE UNITED STATES OF AMERICA,	)	
	)	
Defendant.	)	

INTERLOCUTORY ORDER

Upon the findings of fact numbered 1 through 25, inclusive, this day filed herein and which are made a part of this order, the Commission concludes as a matter of law that petitioners are entitled to prosecute this action before this Commission in a representative capacity on behalf of the Ponca Tribe of Indians as it existed as of the date of the 1858 Treaty of cession; that the Commission has jurisdiction to hear and determine the same; that the Ponca Tribe of Indians as it existed as of March 12, 1858, held Indian title to a tract of land described as follows:

A tract of land located within the States of Nebraska and South Dakota bounded on the east by the western boundary of the Omaha cession of 1856, on the south by a meandering line following the divide between the waters of the Niobrara and Elkhorn rivers, on the west by the boundary established by the Ft. Laramie Treaty of 1851, generally referred to as the Ft. Laramie line, and on the north by a line following the divide between the waters of the Missouri River and Ponca Creek and by the Missouri River to the west boundary of the Omaha cession;

that the said Ponca Tribe of Indians was deprived of its land, exclusive of the Ponca Indian reservation, by the defendant on March 12, 1858.

-2-

IT IS ORDERED that this case proceed for the purpose of determining the acreage of the above described tract of land, exclusive of the Ponca Indian reservation, the value thereof on March 12, 1858, and the amount of consideration paid by the defendant for said land.

Dated at Washington, D. C., this 26th day of July, 1963.

Arthur V. Watkins  
Chief Commissioner

Wm. M. Holt  
Associate Commissioner

T. Harold Scott  
Associate Commissioner