

BEFORE THE INDIAN CLAIMS COMMISSION

THE IOWA TRIBE OF THE IOWA RESERVATION)	
IN KANSAS AND NEBRASKA, THE IOWA TRIBE)	
OF THE IOWA RESERVATION IN OKLAHOMA,)	
ET AL., THE SAC AND FOX TRIBE OF INDIANS)	
OF OKLAHOMA, THE SAC AND FOX TRIBE OF)	
MISSOURI, AND SAC AND FOX TRIBE OF)	
MISSISSIPPI IN IOWA, ET AL.,)	
)	
Petitioners,)	
)	
v.)	Docket No. 135
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

SECOND INTERLOCUTORY ORDER

Upon the additional findings of fact numbered 25 to 72 inclusive and the opinion which are this day filed herein and hereby made a part of this order, the Commission concludes as a matter of law that,

1. The tract of land, which the petitioner, the Iowa Tribe or Nation, held under original Indian title and ceded to the United States under the Treaty of August 4, 1825 (7 Stat. 231), contained 1,551,200 acres;

2. The said Iowa tract of 1,551,200 acres had a fair market value on January 18, 1825, the agreed date of evaluation, of \$698,040.00, or an average per acre value of \$0.45;

3. The consideration of \$19,846.23, paid to the petitioner, the Iowa Tribe or Nation, for the Iowa tract by the United States under the 1824 treaty of cession, was unconscionable;

4. The tract of land which the petitioner, the Sac and Fox Nation, held under original Indian title and ceded to the United States under the Treaty of August 4, 1824 (7 Stat. 229), contained 1,241,700 acres;

5. The said Sac and Fox tract of 1,241,700 acres had a fair market value on January 18, 1825, the agreed date of evaluation, of \$993,360.00, or an average per acre value of \$0.80; and,

6. The consideration of \$27,799.61 paid the petitioner, the Sac and Fox Nation for the Sac and Fox tract by the United States under the aforesaid 1824 treaty of cession, was unconscionable.

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IT IS THEREFORE ORDERED that,

1. The petitioner, the Iowa Tribe or Nation, shall recover from defendant the amount of \$678,193.77, less any offsets which hereafter may be determined; and,

2. The petitioner, the Sac and Fox Nation, shall recover from the defendant the amount of \$965,560.39, less any offsets which hereafter may be determined.

IT IS FURTHER ORDERED that the defendant shall have sixty (60) days from the date of this order to amend its answer herein by setting off any such offsets, counterclaims, or other demands against the petitioner, the Iowa Tribe or Nation, and the petitioner, the Sac and Fox Nation, which are allowable under the provisions of the Indian Claims Commission Act.

Dated at Washington, D. C., this 29th day of August, 1963.

/s/ Arthur V. Watkins
Chief Commissioner

/s/ Wm. M. Holt
Associate Commissioner

/s/ T. Harold Scott
Associate Commissioner