

BEFORE THE INDIAN CLAIMS COMMISSION

THE SEMINOLE INDIANS OF THE)
 STATE OF FLORIDA,)
)
 Plaintiff,)
)
 v.)
)
 THE UNITED STATES,)
)
 Defendant.)

Docket No. 73

THE SEMINOLE NATION OF THE)
 STATE OF OKLAHOMA,)
)
 Plaintiff,)
)
 v.)
)
 THE UNITED STATES,)
)
 Defendant.)

Docket No. 151

INTERLOCUTORY ORDER

Upon the findings of fact this day filed herein and which are hereby made a part of this order, the Commission concludes as a matter of law:

1. That the plaintiffs herein, The Seminole Indians of Florida and The Seminole Nation of Oklahoma, are entitled to prosecute this action for and on behalf of the Seminole Nation as it existed in Florida at all material times.

2. That petitioners have satisfactorily established that at the time of the September 18, 1823 treaty cession (7 Stat. 224), and long prior thereto, the Seminole Nation held original Indian title to all of the present State of Florida, including the Keys, lying south and east of the Old Spanish Road which extended from St. Augustine west to its intersection with the perimeter of the amplified Pensacola Purchase and thence around the eastern edge of the perimeter to the Gulf of Mexico, except the following areas:

- (a) The confirmed Spanish Land Grants within the aforesaid area;

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- (b) The lands in the Forbes Purchase referred to in Finding 18;
- (c) The lands in the Picolata Purchase referred to in Finding 15;

that the Indian title of the Seminole Nation to the lands in the above-described area in Florida, exclusive of the Seminole Reservation, was extinguished by the defendant on September 18, 1823.

3. That by the Treaty of September 18, 1823 (7 Stat. 224), the defendant recognized the title of the Seminole Nation to the lands in the Seminole Reservation in Florida which is shown as Area 173 on Royce's Map of Florida; that by the Treaty of May 9, 1832 (7 Stat. 368) the United States acquired the title of the Seminole Nation to the aforesaid reservation lands.

IT IS THEREFORE ORDERED AND ADJUDGED that said consolidated cases proceed for the purpose of determining:

(a) The net acreage of the above-described tract of land ceded by the Seminole Nation under the Treaty of September 18, 1823, exclusive of the Seminole Reservation, the value thereof on September 18, 1823, and the amount of the consideration paid by the defendant for said land, and,

(b) The acreage of the above-described Seminole Reservation ceded by the Seminole Nation under the Treaty of May 9, 1832, the value thereof on May 9, 1832, the amount of consideration paid by the defendant for said reservation lands, and the amount of any offsets or credits to which the defendant may be entitled.

Dated at Washington, D. C., this 8th day of May, 1964.

Arthur V. Watkins
Chief Commissioner

Wm. M. Holt
Associate Commissioner

T. Harold Scott
Associate Commissioner