

BEFORE THE INDIAN CLAIMS COMMISSION

THE SUQUAMISH TRIBE OF INDIANS,)	
)	
Petitioner,)	
)	
v.)	Docket No. 132
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

Decided: January 21, 1966

ADDITIONAL FINDINGS OF FACT

The Commission makes the following findings of fact which are supplemental to the findings numbered 1 through 49 heretofore made herein, and to the findings numbered 1 through 14 heretofore made in the consolidated cases of The Upper Skagit Tribe, et al., v. The United States of America, 13 Ind. Cl. Comm. 583 which included this Docket No. 132.

50. The Commission has earlier in this case, 7 Ind. Cl. Comm. 747, 767, found that the 87,130 acres of land the Suquamish Tribe of Indians held under original Indian title and ceded to the United States under the Point Elliott Treaty of January 22, 1855 (12 Stat. 927), had a fair market value of \$78,500.00 on March 8, 1859, the effective date of the treaty. The Commission ordered the case to proceed with proof of the consideration paid to the Suquamish Tribe under said treaty.

51. The Suquamish Tribe and some 22 other Indian tribal groups participated in the aforesaid Point Elliott Treaty and also ceded their lands under said treaty. As consideration for the entire cession, the

treaty provided for the payment of certain sums to the signatory parties thereto and to create certain reservations for them. Since the treaty did not provide that the payments should be made in specific proportions to the respective tribes and groups, the Commission ordered this Docket 132 consolidated with ten other dockets involving claims arising out of the Point Elliott Treaty for the limited purpose of determining the consideration paid or allocable to each petitioner in said cases under the treaty. In these consolidated cases, 13 Ind. Cl. Comm. 583, 590, Finding No. 14, this Commission found that the consideration paid or allocable to the Suquamish Tribe under the Point Elliott Treaty was \$36,329.51.

52. The Commission finds that the consideration of \$36,329.51 paid to the Suquamish Tribe under the provisions of the Point Elliott Treaty of January 22, 1855, for the cession to the United States by said tribe of the 87,130 acres of land held by it under original Indian title was so grossly inadequate an amount for lands having a fair market value of \$78,500.00 as to make the consideration unconscionable.

Arthur V. Watkins
Chief Commissioner

Wm. M. Holt
Associate Commissioner

T. Harold Scott
Associate Commissioner