

in the opinion of the Court of Claims (supra, pp. 8-10) and the reports of the Indian Agents there referred to disclose that the "economic disruption" by reason of the allotment program related only to that part of the Kickapoo Tribe in Oklahoma who became known as the "kicking" Kickapoos. The pertinent Appropriation Acts (DX 16a, p. 10) show that from 1893 to 1905 a total of \$23,000 was separately appropriated for the support and subsistence of these "kicking" Kickapoos. Of this amount \$19,611.02 was separately disbursed (DX 16, pp. 132-151) for the subsistence of the kicking Kickapoos. Of this amount the Commission finds that expenditures of \$18,270.40 was made necessary because the "kicking" Kickapoos were subjected to improper economic disruption occasioned by the government's severalty program. Therefore, of the total \$73,729.44 heretofore allowed as offsets under Finding 38, the sum of \$18,270.40 is accordingly disallowed, and the offset itemized in Finding 38 is reduced to \$55,459.04.

44. In accordance with the mandate of the Court of Claims (supra, pp. 11-12) transportation charges in the sum of \$636.41 for items purchased out of treaty funds heretofore disallowed in Finding 39 are found to be a proper offset, and the offsets set out in Finding 39 are increased to \$637.87.

45. The petitioners comprise two separate groups, the Kickapoo Tribe of Kansas and the Kickapoo Tribe of Oklahoma. The Kickapoo Tribe of Oklahoma was formed by the Kickapoo Indians who had left the tribe's reservation in Kansas between 1840 and 1864, and who were established on a reservation in Oklahoma in 1874 and 1875 (Findings 23, 27). Of the allowed offsets, a total of \$1,138.02 was expended in Kansas before the

separation (Findings 36, 37, 39, 44); a total of \$44,759.48 was expended for the Kickapoos of Kansas after the separation (Findings 33 and 35); and a total of \$118,661.24 was expended for the Kickapoos of Oklahoma (Findings 30, 38, 40, 42 and 43).

46. Total allowable offsets are found in the sum of \$164,558.74, as follows:

(a) Finding No. 30, as modified by Finding No. 42	\$ 61,939.80
(b) Finding No. 33,	44,000.00
(c) Finding No. 35,	759.48
(d) Finding No. 36,	200.00
(e) Finding No. 37,	300.15
(f) Finding No. 38, as modified by Finding No. 43	55,459.04
(g) Finding No. 39, as modified by Finding No. 44	637.87
(h) Finding No. 40,	<u>1,262.40</u>
	\$164,558.74

47. The Commission finds, therefore, that the United States is entitled to credit against the award of \$1,236,000 the sum of \$464,558.74, representing payments on the claim of \$300,000 and \$164,558.74 in allowable gratuitous offsets, leaving a net balance of \$771,441.26.

/s/ Arthur V. Watkins
Arthur V. Watkins
Commissioner

/s/ Wm. M. Holt
Wm. M. Holt
Commissioner

/s/ T. Harold Scott
T. Harold Scott
Commissioner