

BEFORE THE INDIAN CLAIMS COMMISSION

THE KICKAPOO TRIBE OF KANSAS,)	
THE KICKAPOO TRIBE OF OKLAHOMA,)	
ET AL.,)	
)	
Petitioners,)	
)	Docket No. 316
v.)	
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

ORDER ALLOWING ATTORNEYS' FEES TO THE ATTORNEYS FOR THE
KICKAPOO TRIBE OF KANSAS AND THE KICKAPOO TRIBE OF OKLAHOMA

Upon consideration of the petition of March 20, 1968 of the attorneys of record for the above-named tribal petitioners in which said attorneys have asked the Commission to award to them attorneys' fees equivalent to ten per cent (10%) of the final judgment of \$771,441.26, entered in this docket on September 29, 1967, and, the defendant having been served a copy of said petition and not objecting thereto, the Commission finds and concludes from the record in this docket that:

1. Judgment was entered herein on September 29, 1967, and, said judgment being final for all purposes, no further proceedings are required to terminate this matter except for the awarding of attorneys' fees and expenses.
2. The attorneys for the above-named tribal petitioners are asking for the allowance of attorneys' fees for services rendered to said tribal petitioners under the following approved attorney contracts:
 - a) Contract No. I-1-ind. 42141, dated September 4, 1948, between the Kickapoo Tribe of Kansas and the law firm of Pam, Hurd and Reichmann was approved on March 10, 1949 for a ten-year period commencing from the date of approval. All interest under this contract was assigned by Pam, Hurd, and Reichmann to the law firm of Harrison, Thomas, Spangenberg and Hull on June 14, 1950. The contract was extended for an additional five-year period beginning March 19, 1959. Association of Attorney Louis L. Rochmes under the contract was approved May 7, 1963.

b) Contract Symbol 14-20-0200 No. 1900 between the Kickapoo Tribe of Kansas and the law firm of Harrison, Thomas, Spangenberg and Hull was approved April 9, 1965, for a five-year period beginning March 10, 1964. The contract is currently in effect.

c) Contract No. I-1-ind. 42128 between the Kickapoo Tribe of Oklahoma and the law firm of Dempsey, Mills and Casey, dated August 14, 1948, was approved December 24, 1948, for a ten-year period commencing from the date of approval. An assignment by Dempsey, Mills and Casey of all its interest in the contract to the law firm of Harrison, Thomas, Spangenberg and Hull was approved August 14, 1951. Said contract was extended for an additional five-year period commencing December 24, 1958. Association of Attorney Louis L. Rochmes under the contract was approved May 7, 1963.

d) Contract Symbol 14-20-0200 No. 1899 was entered into on December 20, 1964 between the Kickapoo Tribe of Oklahoma and the law firm of Harrison, Thomas, Spangenberg and Hull and approved April 8, 1965 for a five-year period commencing December 27, 1963. This contract is currently in effect.

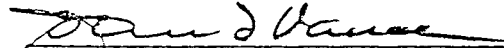
3. All of the aforementioned attorney contracts provide that the attorneys shall receive, as compensation for services rendered, ten per cent (10%) of any and all sums recovered for the Indians.

4. On March 4, 1968, the law firm of Schiff, Hardin, Waite, Dorschel and Britton (successor to Pam, Hurd and Reichmann), and the law firm of Mills and Garrett (successor to Dempsey, Mills and Casey), each filed a disclaimer of any interest in any legal fees due for services rendered in this docket.

5. Pursuant to the terms of the aforementioned approved attorney contracts, the contract attorneys rendered valuable legal services to the Kickapoo Tribe of Kansas and the Kickapoo Tribe of Oklahoma in the successful prosecution of the claims asserted herein, and therefore they are entitled to the attorneys' fees as requested in their petition.

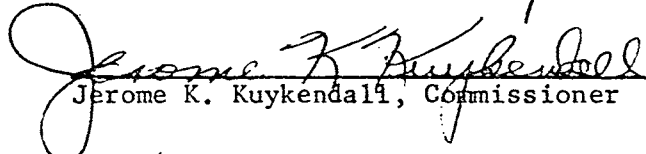
IT IS THEREFORE ORDERED, that out of the final judgment of \$771,441.26 entered herein by the Commission on September 29, 1967, the contract attorneys for the tribal petitioners, as described in subparagraphs 2 (b) and 2 (d) above, are hereby awarded the sum of \$77,144.12 as compensation for services rendered in the successful prosecution of the claims asserted in this docket.

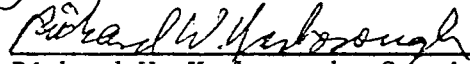
Dated at Washington, D. C., this 14th day of May, 1968.


John T. Vance, Chairman


Wm. M. Holt, Commissioner


T. Harold Scott, Commissioner


Jerome K. Kuykendall, Commissioner


Richard W. Yarborough, Commissioner