

BEFORE THE INDIAN CLAIMS COMMISSION

THE SISSETON AND WAHPETON BANDS)	
OR TRIBES, ET AL.,)	Docket No. 142
)	
THE LOWER SIOUX INDIAN COMMUNITY,)	
ET AL.,)	Docket Nos. 359, 360, 361,
)	362, and 363
Petitioners,)	
)	
v.)	
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

9-10-68

ORDER ALLOWING ATTORNEY'S REIMBURSABLE EXPENSES

Having considered the application for allowance of unreimbursed attorney expenses and its supporting papers filed herein by Marvin J. Sonosky, attorney of record for the above named Indian claimants, on January 19, 1968, the response thereto filed by the defendant on August 5, 1968, the reply to the defendant's response filed by Mr. Sonosky on August 8, 1968, the explanatory supplement to the said application filed by Mr. Sonosky on August 23, 1968, the original receipts and other documentation of the travel expenses claimed in the said application that Mr. Sonosky delivered to the Commission on August 23, 1968, and the remainder of the record herein, the Commission finds that:

1. After deducting \$7.70 expended for a copy of Royce's work on Indian land cessions that was inadvertently included and \$20.00 to adjust for an apparent error in the total reflected by a statement from an expert witness, Invoice No. X-5, the application is in the total amount of \$30,491.97. All of the expenses included in such total are reasonable and properly reimbursable out of the awards herein.

2. The applicant has suggested that the fair way to allocate the attorney expenses is to prorate them percentagewise against the final awards entered herein on July 25, 1967, as follows:

142
1
359-

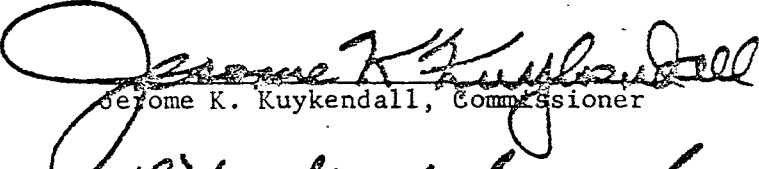
<u>Docket No.</u>	<u>Final Award</u>	<u>% of \$12,250,000</u>
142	\$ 5,097,575.00	41.612858
359	1,552,929.00	12.676971
360	1,129,359.00	9.219257
361	64,680.00	0.528000
362	4,338,517.00	35.416465
363	66,940.00	0.546449
Total	\$12,250,000.00	100.000000

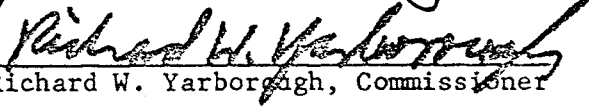
This suggestion is reasonable and fair and has the approval of the Commission.

IT IS THEREFORE ORDERED AND ADJUDGED that there shall be disbursed to Marvin J. Sonosky of Washington, D. C., as payment in full of his unreimbursed expenses incurred herein, the sum of \$30,491.97, and the charge for the disbursement of this sum shall be prorated against the above mentioned awards of July 25, 1967 as follows: \$12,688.58 against the award in Docket 142; \$3,865.46 against the award in Docket 359; \$2,811.13 against the award in Docket 360; \$161.00 against the award in Docket 361; \$10,799.18 against the award in Docket 362; and \$166.62 against the award in Docket 363.

Dated at Washington, D. C., this 10th day of September, 1968.


John T. Vance, Chairman


Jerome K. Kuykendall, Commissioner


Richard W. Yarbrough, Commissioner