

BEFORE THE INDIAN CLAIMS COMMISSION

BOIS FORTE BAND, PETER SMITH, CALVIN )	)	
KADUB, WILLIAM JOHNSON, AND )	)	
LAWRENCE A. CONNOR, )	)	
	)	
Plaintiffs, )	)	
v. )	)	Docket No. 18-D
	)	
THE UNITED STATES OF AMERICA, )	)	
	)	
Defendant. )	)	

ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT

Upon consideration of plaintiffs' motion for summary judgment, filed November 14, 1968, and defendant's response thereto, and further upon the findings of fact and opinion this day entered herein, which are hereby made a part of this order, the Commission concludes as a matter of law that the Bois Forte Band of Chippewa Indians was the owner by recognized title of the land (Royce Area 482) ceded by them to the United States by the Treaty of April 7, 1866, ratified April 26, 1866, 14 Stat. 765, 2 Kappler 916.

IT IS THEREFORE ORDERED that the motion for summary judgment be, and the same is hereby, granted.

IT IS FURTHER ORDERED that this case proceed to a determination of the acreage and fair market value of Royce Area 482, as of April 26, 1866, and also to a determination of the value of the consideration given by defendant for the cession.

Dated at Washington, D. C., this 27<sup>th</sup> day of June, 1969.

Margaret H. Pierce  
Margaret H. Pierce, Commissioner

Brantley Blue  
Brantley Blue, Commissioner

Jerome K. Kuykendall  
Jerome K. Kuykendall, Chairman

John T. Vance  
John T. Vance, Commissioner

Richard W. Yarbrough  
Richard W. Yarbrough, Commissioner