

BEFORE THE INDIAN CLAIMS COMMISSION

THE SIOUX TRIBE OF INDIANS, ET AL.,)	
)	
Plaintiffs,)	
)	
v.)	Docket No. 74
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

ORDER AMENDING FINDINGS OF FACT
AND INTERLOCUTORY ORDER

On December 10, 1968, plaintiff filed a "Motion to Modify Paragraph No. 2 of Order Defining Boundary Entered August 27, 1965, to Strike or Modify Findings and to Admit Exhibit in Evidence." The defendant responded thereto on January 24, 1969, and plaintiff made further reply on January 29, 1969.

The Commission, now being fully advised in the premises, and for the reasons stated in the opinion accompanying this Order, IT IS HEREBY ORDERED that,

1. Plaintiff's Exhibit No. 545 be admitted into evidence
2. The language in Finding of Fact No. 12, entered herein on August 27, 1965, is stricken, and in lieu thereof is substituted the following:

Based on the findings of fact heretofore made and upon the record as a whole, it is the conclusion of the Commission that the Sioux boundary between "Red Bute" on the south and the "headwaters of Heart River" on the north, described in the Fort Laramie Treaty as "along the range of mountains known as the Black Hills", follows the North Platte and Sweetwater Rivers southwesterly to the Rattlesnake Mountains; thence northeasterly along the edge of the Rattlesnake Mountains, the South Fork of the Powder River, and the Powder River to the Little Powder River; thence southerly up the Little Powder River to the headwaters of the Little Missouri River; and thence northerly along the Black Hills to the headwaters of Heart River so as to make said Sioux

boundary contiguous with the boundaries of the Cheyenne and Arapaho as outlined in Royce Area 426, the Eastern Shoshone as outlined in Royce Area 520, the Crow as contained in Royce Area 517, and the Gros Ventre, Mandan and Arrickara as contained in Royce areas 529 and 620.

IT IS FURTHER ORDERED that the Commission's Interlocutory Order entered herein on August 27, 1965, is hereby amended by striking out the language in item No. 2 of paragraph two and substituting in lieu thereof the following:

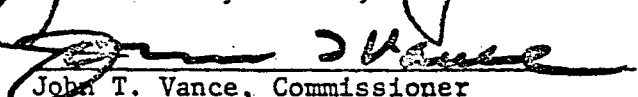
The description of said area so recognized, including the disputed section of the western boundary thereof as found by the Commission is as follows:


The territory of the Sioux or Dahcotah Nation, commencing at the mouth of the White Earth River, on the Missouri River; thence in a southwesterly direction to the forks of the Platte River; thence up the north fork of the Platte River to a point known as the Red Butte, where the road leaves the river; thence along the range of mountains known as the Black Hills (i.e., along the North Platte and Sweetwater Rivers to the Rattlesnake Mountains; thence northeasterly along the Rattlesnake Mountains, the south fork of Powder River and Powder River to Little Powder River; thence southerly up Little Powder River to the headwaters of the Little Missouri River; and thence northerly along the Black Hills -- said boundary to be contiguous with but excluding those areas of the Cheyenne and Arrapaho, Eastern Shoshone, Crow, and Gros Ventre, Mandan and Arrickara, as outlined in Royce Areas 426, 520, 517, Wyoming 1; 529, Wyoming 1, Montana 1, North Dakota 1; and 620, Montana 1, North Dakota 1) to the headwaters of Heart River; thence down Heart River to its mouth; and thence down the Missouri River to the place of beginning.

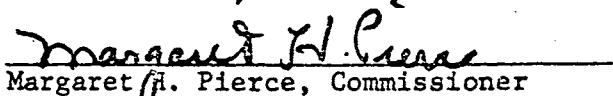
All other findings of fact entered herein on August 27, 1965, not inconsistent with the opinion accompanying this order, are re-entered and affirmed.


Dated at Washington, D. C., this 10th day of September, 1969.


Jerome K. Kuykendall, Chairman


John T. Vance, Commissioner


Richard W. Yarborough, Commissioner


Margaret H. Pierce, Commissioner


Brantley Blue, Commissioner