

BEFORE THE INDIAN CLAIMS COMMISSION

THE ABSENTEE SHAWNEE TRIBE OF OKLAHOMA)	
[on behalf of the SHAWNEE NATION])	
)	
Plaintiff,)	
)	
v.)	Docket No. 334-B
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

Decided: November 13, 1969

ADDITIONAL FINDINGS OF FACT

The following Findings of Fact are supplemental to the Findings of Fact numbered 1 through 17 heretofore entered in the case at bar.

18. By judgment of the Court of Claims, the Absentee Shawnee are authorized to maintain this suit for and on behalf of the Shawnee Nation. Absentee Shawnee v. United States, 165 Ct. Cl. 510 (1964).

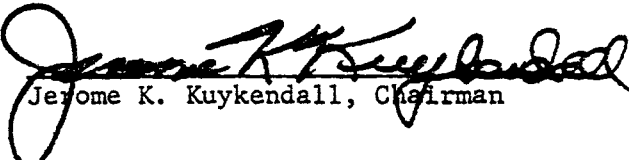
19. In the process of a cession of May 10, 1854 (10 Stat. 1053), the Shawnee Tribe of Oklahoma accepted a retrocession of 200,166 acres, from which individual Shawnee allotments were to be taken, with the residue made available to any Shawnees then separated from the tribe who might reappear and reunite with the tribe. An aggregate of ten years was set as the time during which an Absentee Shawnee might reunite with the tribe and claim his allotment.

20. The residue available to Absentee Shawnees amounted to 24,138.31 acres, 1,997.61 of which were taken by Absentee allotments by June 14, 1867. The remainder, 22,140.70 acres, was mostly occupied

by white squatters who wanted to buy the tracts they were using.

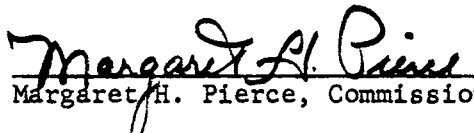
21. By Joint Resolution of April 7, 1869 (16 Stat. 53), Congress directed the sale of the remaining land set aside for Absentee Shawnees to occupying white settlers at \$2.50 per acre and any claim to the residue lands thereby then passed irrevocably out of the reach of any Absentee Shawnee.

The date on which the Absentee residue lands became unavailable to any Absentee Shawnee was the date on which the 22,140.70 acres were taken from the Plaintiff by the United States.


Jerome K. Kuykendall, Chairman


John T. Vance, Commissioner


Richard W. Yarborough, Commissioner


Margaret H. Pierce, Commissioner


Brantley Blue, Commissioner