

BEFORE THE INDIAN CLAIMS COMMISSION

THE IOWA TRIBE OF THE IOWA RESERVATION )	
IN KANSAS AND NEBRASKA, THE IOWA TRIBE )	
OF THE IOWA RESERVATION IN OKLAHOMA, et )	
al., THE SAC AND FOX TRIBE OF INDIANS )	
OF OKLAHOMA, THE SAC AND FOX TRIBE OF )	Docket No. 135
MISSOURI, and SAC AND FOX TRIBES OF )	
MISSISSIPPI IN IOWA, et al., )	
)	
) Petitioners, )	
)	
) v. )	
)	
THE UNITED STATES OF AMERICA, )	
)	
) Defendant. )	

ORDER ON REMAND  
AND AMENDING FINDINGS OF FACT AND OPINION

For the reasons set forth in the opinion this day filed herein, following remand by the United States Court of Claims (Appeal No. 9-65, 179 Ct. Cl. 8, 383 F.2d 991, cert. denied 389 U.S. 900 (1967)), the Commission concludes as a matter of law that neither the Iowa plaintiffs nor the Sac and Fox plaintiffs have met their burden of proving Indian title to additional lands as of August 4, 1824, and that while the areas of land credited to the plaintiffs in our decision of July 2, 1958 and the Final Award of May 7, 1965 therefore should not be changed in any way, pertinent portions of our Findings of Fact and prior Opinion require amendment.

IT IS THEREFORE ORDERED, That Commission Finding 20, 6 Ind. Cl. Comm. 464, 487 be changed to read: "During the War of 1812, portions of the Sac and Fox Nation who claimed allegiance to the United States moved down from their Mississippi River sites and were found at various locations on the Salt River in Cession 50, on the Missouri River in Cession 50 and possibly in Cession 69, on the Grand River in the western portion of Cession 69 claimed herein only by the Iowa plaintiffs, and on the Osage River to the south of Cession 69."

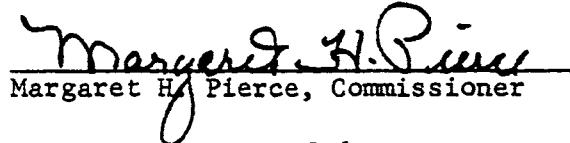
IT IS FURTHER ORDERED, That the first full sentence of page 508 of our 1958 Opinion (6 Ind. Cl. Comm. 496, 508) be changed to read: "Reports have placed them on the Salt, Grand, and Osage Rivers"; and

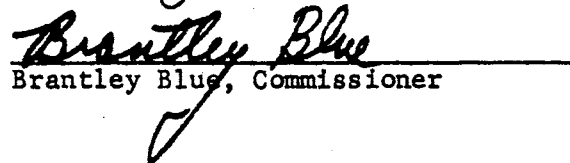
that the last two lines of page 508 and the first two lines of page 509 of said Opinion be changed to read: "From the beginning of their habitation of the Mississippi River area until about 1812, the Sac and Fox found themselves involved in intermittent warfare with their Osage neighbors from the south, who had their villages south of the Missouri River outside of Cession 69."

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

  
Jerome K. Kuykendall, Chairman

  
Richard W. Yarborough, Commissioner

  
Margaret H. Pierce, Commissioner

  
Brantley Blue, Commissioner

