

BEFORE THE INDIAN CLAIMS COMMISSION

GILA RIVER PIMA-MARICOPA INDIAN)	
COMMUNITY, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Docket No. 228
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

INTERLOCUTORY ORDER

Upon the additional findings of fact and opinion this day entered herein and which are hereby made a part of this order, the Commission concludes as a matter of law:

1. That the date of taking for those lands within the subject tract not entered by settlers previous to November 15, 1883 (aside from any acreage subsequently determined to be excluded from the area to be valued), is November 15, 1883, the date on which the Government manifested its intention (evidenced by the Executive order enlarging the Gila River Reservation to almost its present size) to assert dominion over the entire subject tract.

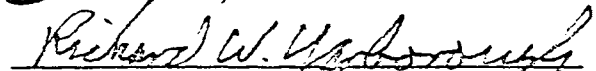
2. That the date of taking for those lands actually entered by settlers previous to November 15, 1883, is the date of entry on each tract so settled, unless the parties subsequently agree to an average entry date for all such tracts in which case the date of taking for all such tracts shall be the average entry date so agreed to between the parties.

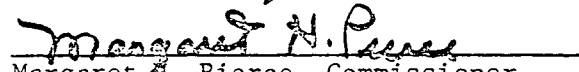
IT IS THEREFORE ORDERED that this case proceed to a determination of the areas, if any, within the perimeter of the lands described in Finding No. 23, previously entered herein, which were the subject of Spanish-Mexican land grants or were never taken from the Pima-Maricopa Indians, and to a determination of the value of the tract taken and all other remaining issues bearing upon defendant's liabilities herein.

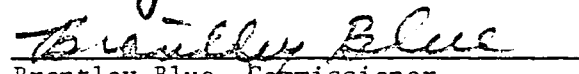
Dated at Washington, D. C., this 20th day of January 1972.


Jerome K. Kuykendall, Chairman


John T. Vance, Commissioner


Richard W. Yarbrough, Commissioner


Margaret H. Pierce, Commissioner


Brantley Blue, Commissioner