

BEFORE THE INDIAN CLAIMS COMMISSION

|                                    |   |                  |
|------------------------------------|---|------------------|
| THE CHEROKEE NATION,               | ) | Docket No. 173-A |
|                                    | ) |                  |
|                                    | ) |                  |
| Plaintiff,                         | ) |                  |
|                                    | ) |                  |
| and                                | ) |                  |
|                                    | ) |                  |
| THE CHEROKEE FREEDMEN AND CHEROKEE | ) |                  |
| FREEDMEN'S ASSOCIATION,            | ) | (Docket No. 123) |
|                                    | ) |                  |
| Intervenors,                       | ) |                  |
|                                    | ) |                  |
| v.                                 | ) |                  |
|                                    | ) |                  |
| THE UNITED STATES OF AMERICA,      | ) |                  |
|                                    | ) |                  |
| Defendant.                         | ) |                  |

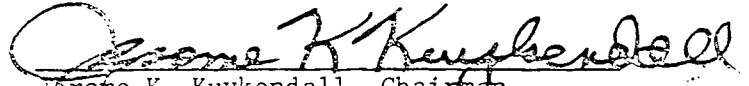
FINAL AWARD

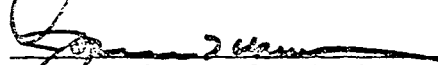
Upon the findings of fact numbered 18 through 22 this date entered in the cases at bar and for the reasons more fully set forth in the concurrent opinion and in the decision of the Court of Claims in Cherokee Freedmen v. United States, 195 Ct. Cl. 39 (1971), this Commission concludes as a matter of law that:

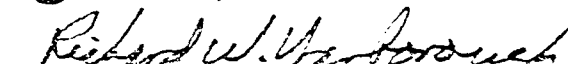
1. The claimed offset of the value of approximately 40 acres of land is an allowable offset to the extent of the cost of acquisition by the defendant, that is, \$2,280.00;
2. The remaining claimed offsets and counterclaims are not allowable to any extent;
3. There shall be recovered of and from the defendant the amount of \$4,266,309.00 in full satisfaction of the wrong suffered by the Cherokee Nation or Tribe during the period 1872 to 1893; and
4. The recovery shall be for the benefit of the Cherokee Nation as it existed or was constituted during the period from 1872 to 1893.


Accordingly, IT IS ORDERED that there shall be recovered the sum of \$4,266,309.00 in full satisfaction of the claims in the above entitled matter.

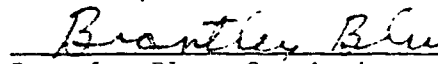
Dated at Washington, D. C., this 2<sup>d</sup> day of February, 1972

  
Jerome K. Kuykendall, Chairman

  
John T. Vance, Commissioner

  
Richard W. Yarborough, Commissioner

  
Margaret H. Pierce, Commissioner

  
Brantley Blue, Commissioner