

BEFORE THE INDIAN CLAIMS COMMISSION

THE FORT SILL APACHE TRIBE OF THE)	
STATE OF OKLAHOMA, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Docket No. 182
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

ORDER GRANTING PLAINTIFFS' MOTION
TO SEPARATE OR SEVER CLAIMS, ETC.

UPON CONSIDERATION of the plaintiffs' motion, filed on July 3, 1972, seeking an order separating from all other claims pleaded in the petition filed in the above docket, those claims which were the subject of the trial held before the Commission on May 8, 9, and 10, 1972; namely, the claims for the removal of resources from, and for the uses of, the Indian title lands of the Chiricahua Apache Tribe prior to September 4, 1886, the date of taking of such lands, and further,

UPON CONSIDERATION of the defendant's response in opposition to said motion, filed on July 17, 1972, plaintiffs' reply thereto, filed on August 1, 1972, and for the reasons set forth in the accompanying opinion which is hereby made part of this order.

IT IS ORDERED that plaintiffs' motion be, and the same is hereby, granted to the following extent:

- 1) The claims for the removal of resources from, and for the uses of, the Indian title lands of the Chiricahua Apache Tribe prior to September 4, 1886, shall hereafter be denominated "Group A claims" under this docket; and
- 2) The claims for damages or compensation arising out of defendant's actions in dealing with plaintiffs' lands and other property within the Fort Sill Reservation and for a general accounting by defendant with respect to its supervision, dealings with, and

disposition of, the lands of the Fort Sill Reservation and the property constructed or acquired by plaintiffs while occupying the Reservation, shall hereafter be denominated "Group B claims" under this docket.

FURTHER, UPON CONSIDERATION of the plaintiffs' motion of July 3, 1972, for an extension of time of 45 days, to and including August 18, 1972, within which to file their exceptions to defendant's accounting report, and the defendant's response to said motion, filed on July 17, 1972, and

IT APPEARING to the Commission that the plaintiffs' exceptions to the defendant's accounting report were received on August 1, 1972, it is therefore

ORDERED that the plaintiffs' exceptions to the defendant's accounting report be, and the same are hereby, permitted to be filed as of August 1, 1972.

Dated at Washington, D. C., this 13th day of September 1972.

John T. Vance
John T. Vance, Commissioner

Richard W. Yarbrough
Richard W. Yarbrough, Commissioner

Margaret H. Pierce
Margaret H. Pierce, Commissioner

Brantley Blue
Brantley Blue, Commissioner