

BEFORE THE INDIAN CLAIMS COMMISSION

WESTERN SHOSHONE IDENTIFIABLE GROUP,)
 REPRESENTED BY THE TEMOAK BANDS OF)
 WESTERN SHOSHONE INDIANS, NEVADA,)
)
 Plaintiff,)
) Docket No. 326-K
 v.)
)
 THE UNITED STATES OF AMERICA,)
)
 Defendant.)

INTERLOCUTORY ORDER

Upon the findings of fact, and opinion this day entered herein, which are made a part of this order, the Commission concludes that:

1. The total acreage in the subject tract is 22,211,753 acres in Nevada and 2,184,650 acres in California, in all 24,396,403 acres.

2. The fair market value of the lands in Nevada on July 1, 1872, was \$21,350,000, and the fair market value of the California lands in this suit on March 3, 1853, was \$200,000, making a total of \$21,550,000 which the plaintiff is entitled to recover under Clause 4, Section 2 of the Indian Claims Commission Act.

3. Profits lost from ores mined from the Nevada portion of the subject tract prior to July 1, 1872, amounted to \$4,604,600. As a result of such profits lost, plaintiff herein has been damaged in the amount of \$4,604,600, which amount the plaintiff is entitled to recover under Clause 5, Section 2 of the Indian Claims Commission Act.

IT IS ORDERED that the claims proceed to a determination of offsets, if any, to which the defendant may be entitled.

Dated at Washington, D. C., this 11th day of October 1972.

Jerome K. Kuykendall
Jerome K. Kuykendall, Chairman

Margaret H. Pierce
Margaret H. Pierce, Commissioner

John T. Vance
John T. Vance, Commissioner

Brantley Blue
Brantley Blue, Commissioner

Richard W. Yarborough
Richard W. Yarborough, Commissioner