

BEFORE THE INDIAN CLAIMS COMMISSION

THE KIOWA, COMANCHE AND APACHE)	
TRIBE,)	
Plaintiffs,)	
)	
v.)	Docket No. 259-A
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

ORDER

This matter comes before the Commission on defendant's motion of September 8, 1972, to introduce evidence and for a finding of liability, to which motion plaintiff has replied on September 18, 1972, and on plaintiff's motion to compel further accounting filed on September 18, 1972, to which motion defendant has not replied.

It now appears to the Commission that defendant has accounted for monies due the plaintiff under a lease of subject property, known as the Rainy Mountain School Reserve from June 24, 1946, to August 13, 1946. It further appears from said accounting that plaintiff received no rentals under said lease for the period June 24, 1946, through December 31, 1946, and that therefore a wrongdoing which accrued prior to August 13, 1946, continued thereafter. Therefore, upon full consideration of the motions, it is

ORDERED that defendant supplement its accounting by furnishing an accounting from August 13, 1946, to the present time of rentals received for the Rainy Mountain School Reserve;

IT IS FURTHER ORDERED that the evidence submitted by defendant in connection with its September 8, 1972, motion to introduce evidence and for finding of liability be received and that a ruling on the balance of said motion respecting a finding of liability be held in abeyance until such time as defendant files a supplemental accounting in accordance with this order.

Dated at Washington, D. C., this 28th day of February 1973.

Margaret H. Pierce
Margaret H. Pierce, Commissioner

Brantley Blue
Brantley Blue, Commissioner

Jerome K. Karpendall
Jerome K. Karpendall, Chairman

John T. Vance
John T. Vance, Commissioner

Richard W. Yarborough
Richard W. Yarborough, Commissioner