BEFORE THE INDIAN CLAIMS COMMISSION

CITIZEN BAND OF POTAWATOMI INDIANS, et al.,)		
-	aintiffs,) Docket	No.	146
THE PRAIRIE BAND OF THE TRIBE OF INDIANS, et))		
P1:	aintiffs,) Docket	No.	15-M
HANNAHVILLE INDIAN COMMUNITY,)		
	aintiffs,) Docket	No.	29-к
v.)		
THE UNITED STATES OF A	MERICA,)		
De	fendant.)		

FINAL AWARD

An interlocutory order was entered herein on December 23, 1964, in Dockets 146 and 15-M, 14 Ind. Cl. Comm. 518, awarding the plaintiffs \$2,320,370.70, less such offsets to which the defendant might be entitled under the provisions of the Indian Claims Commission Act. Subsequently, on March 28, 1972, the Commission decided that the plaintiffs in Docket 29-K were entitled to share in the award. 27 Ind. Cl. Comm. 187 (1972). On June 7, 1972, the defendant filed its amended answer herein requesting, inter alia, allowance of offsets in the sum of \$1,566,432.05 against the interlocutory award. On August 2, 1972, and on August 16, 1972, the plaintiffs by their respective attorneys of record filed their replies to the defendant's amended answer in which they pray that the defendant's claim for offsets be disallowed. On March 1, 1973, the plaintiffs in Pocket 29-K filed a motion for summary judgment disallowing all claimed offsets. Said motion was denied on April 12, 1973. A pretrial conference was held on July 3, 1973, and the trial on offsets was held on November 15, 1973, at which time the offsets claimed by the defendant totaled \$26,484.42. On March 29, 1974, in a hearing before the Commission, the defendant alleged, and the plaintiffs not objecting thereto, that the defendant is entitled to set off against the amount heretofore awarded to the plaintiffs in the above dockets for the period from March 22, 1822, to June 30, 1956, the amount of \$23,500.00 as gratuitous offsets under Section 2 of the Indian Claims Commission Act.

HAVING CONSIDERED the entire record, including the GAO report, and there being no objection, the Commission finds and concludes as a matter of law that the sum of \$23,500.00 is properly allowable as an offset under Section 2 of the Indian Claims Commission Act, and that a final award should be entered as requested by the plaintiffs.

IT IS THEREFORE ORDERED that the defendant be allowed the sum of \$23,500.00 as an offset against the aforementioned interlocutory award, and

IT IS FURTHER ORDERED that as a final award the plaintiffs have and recover from the defendant on behalf of the Potawatomi Tribe or Nation the sum of \$2,296,870.70 in full satisfaction of all claims presented in Dockets 146, 15-M, and 29-K.

Dated at Washington, D. C., this 19th day of April 1974.

Jerome K. Kuykendall, Chairman

70 Uknow

Richard W. Yarborough, Commissioner

Vance, Commissioner

Margaret H. Pierce, Commissioner

Brantley Blue, Commissioner