

BEFORE THE INDIAN CLAIMS COMMISSION

COLORADO RIVER INDIAN TRIBES,	)	
et al.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Docket No. 283-B
	)	
THE UNITED STATES OF AMERICA,	)	
	)	
Defendant.	)	

INTERLOCUTORY ORDER

UPON CONSIDERATION of plaintiffs' motion to compel a proper accounting and for determination of issues of law, filed on December 18, 1969; defendant's response thereto, filed on May 16, 1973; the record in this case, and for the reasons set forth in the opinion of the Commission filed herein and which is made a part of this order, the Commission concludes as a matter of law that:

1. Under Exception No. 1, the plaintiffs are not now entitled to an accounting for the period subsequent to August 13, 1946.
2. Under Exception No. 2A, the plaintiffs are entitled to a more detailed accounting of receipts derived from their trust property. This accounting must conform to the standards set down in Blackfeet and Gros Ventre Tribes v. United States, Dockets 279-C and 250-A, 32 Ind. Cl. Comm. 65, 92-93 (1973).
3. Under Exception No. 2B, the plaintiffs are entitled to an accounting of their property other than money which the defendant has held in trust. This accounting must conform to the standards set down in Blackfeet, supra, at 82-83.
4. Under Exception No. 2C, the plaintiffs are entitled to sufficient information to determine whether defendant withdrew plaintiffs' interest-bearing funds from the treasury and held them without interest for an unreasonable period of time. We will meet with the parties to determine the manner in which this information is to be provided.
5. Under Exception Nos. 2D, 2E, 3, 4 and 5, the accounting provided by defendant is adequate and plaintiffs' are not entitled to supplemental accounting.

6. The defendant is liable to the plaintiffs for damages on account of the defendant's failure to invest or to pay interest upon the fund known as "Indian Moneys, Proceeds of Labor, Colorado River Indians, Colorado" from 1895 to July 1, 1930.

IT IS THEREFORE ORDERED that the request by plaintiffs for a post-1946 accounting under Exception No. 1 be denied, without prejudice to plaintiffs' right to renew this request at a later time; and

IT IS FURTHER ORDERED that defendant file the supplemental accountings required under Exceptions 2A, 2B, and 2C no later than the date determined at the accounting conference ordered, infra.

IT IS FURTHER ORDERED that the request by plaintiffs for a restated accounting under Exception No. 2D is denied, without prejudice to the plaintiffs' right to recover for any loss of interest it may have sustained; and

IT IS FURTHER ORDERED that the request for supplemental accounting under Exception Nos. 2E, 3, 4, and 5, be denied; and

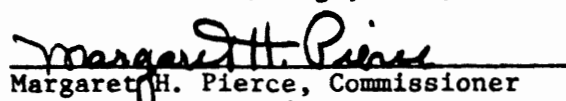
IT IS FURTHER ORDERED that attorneys and accountants for the parties meet and confer before Commissioner Vance in the hearing room of the Commission, at 10:00 a.m. Tuesday, August 19, 1975.

Dated at Washington, D. C., this 10th day of July 1975

  
Jerome K. Kuykendall, Chairman

  
John T. Vance, Commissioner

  
Richard W. Yarborough, Commissioner

  
Margaret H. Pierce, Commissioner

  
Brantley Blue, Commissioner