

BEFORE THE INDIAN CLAIMS COMMISSION

THE YANKTON SIOUX TRIBE,)	
)	
Plaintiff,)	
)	
v.)	Docket No. 332-D
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

ORDER TO SHOW CAUSE, AND FOR OTHER PURPOSES

UPON CONSIDERATION of plaintiff's motion of April 12, 1973, for order for supplemental accounting; defendant's motion, filed June 7, 1973, to dismiss for lack of jurisdiction and response to plaintiff's motion for order for supplemental accounting; plaintiff's response, filed July 5, 1973, to defendant's motion to dismiss for lack of jurisdiction and reply to defendant's response to plaintiff's motion for order for supplemental accounting; defendant's reply, filed September 6, 1973, to plaintiff's response to defendant's motion to dismiss; and plaintiff's motion for filing of plaintiff's supplemental memorandum to plaintiff's response to defendant's motion to dismiss for lack of jurisdiction, filed August 13, 1975; and for the reasons set forth in the accompanying opinion which is hereby made part of this order,

IT IS HEREBY ORDERED that plaintiff show cause on or before December 5, 1975, why its claim under the above-captioned Docket 332-D for an accounting by the defendant with respect to its administration of plaintiff's money and property during the period after June 30, 1951, should not be dismissed.

IT IS FURTHER ORDERED, in connection with plaintiff's claim for an accounting for the disposition by defendant of plaintiff's lands pursuant to the Agreement of December 31, 1892, 28 Stat. 314, that the portion of defendant's motion of June 7, 1973, seeking dismissal of said claim be, and the same hereby is, denied, and that the portion of plaintiff's motion of April 12, 1973, which seeks a supplemental accounting with respect to said claim be, and the same hereby is, denied.

IT IS FINALLY ORDERED, with respect to plaintiff's claim for an accounting of defendant's administration of the proceeds paid the plaintiff under the 1892 Agreement, that defendant file with the Commission and serve on plaintiff within 120 days of the date of this order a full and complete supplemental accounting setting forth the purposes for which all disbursements were made from the Yankton Sioux Fund during the period beginning August 15, 1894, and ending August 14, 1919, and reciting the statutory authority under which said disbursements were made.


Dated at Washington, D. C., this 20th day of November, 1975.



John T. Vance, Commissioner



Richard W. Yarborough, Commissioner



Margaret H. Pierce, Commissioner



Brantley Blue, Commissioner