

BEFORE THE INDIAN CLAIMS COMMISSION

THE FORT SILL APACHE TRIBE OF THE)
STATE OF OKLAHOMA,)
))
THE CHIRICAHUA APACHE TRIBE, ex rel.,)
SAM HAOZOUS, BENEDICT JOHZE, JAMES)
KAYWAYKLA, ROBERT GOODAY, DAVID)
CHINNEY,)
))
THE WARM SPRINGS APACHE BAND, ex rel.,)
SAM HAOZOUS, BENEDICT JOHZE, RAYMOND)
JOHN LOCO,)
))
THE CHIRICAHUA APACHE BAND, ex rel.,)
ROBERT GOODAY, DAVID CHINNEY,)
CASPER CALIO,)
))
Plaintiffs,)
))
v.)
))
THE UNITED STATES OF AMERICA,)
))
Defendant.)

Docket No. 182-A

INTERLOCUTORY ORDER

THE COMMISSION, having considered defendant's motion of August 6, 1976, for an order establishing the measure of trespass damages for determining liability, plaintiffs' response thereto dated August 30, 1976, and defendant's reply, filed September 13, 1976, has concluded that the measure of trespass damages for determining liability is to be as described in the accompanying opinion, which is hereby made part of this order.

IT IS THEREFORE ORDERED that this case proceed to a determination of the extent, if any, to which the Commission's previous determination of defendant's liability to plaintiffs in the amount of \$10,830,860.40, must be revised.

Dated at Washington, D. C., this 6th day of May 1977

Margaret H. Pierce
Margaret H. Pierce, Commissioner

Brantley Blue
Brantley Blue, Commissioner

Jerome K. Kuykendall
Jerome K. Kuykendall, Chairman

John T. Vance
John T. Vance, Commissioner

Richard W. Yarbozough
Richard W. Yarbozough, Commissioner