

BEFORE THE INDIAN CLAIMS COMMISSION

THE SIOUX NATION, et al.,)	Docket No. 74
)	
THE YANKTON SIOUX TRIBE OF INDIANS,)	Docket No. 332-C
)	
Plaintiffs,)	
)	
v.)	
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

ORDER GRANTING MOTION FOR REHEARING AND INTERLOCUTORY ORDER

UPON CONSIDERATION of the Docket 74 plaintiffs' motion for rehearing of the Commission's decision of August 25, 1977, 40 Ind. Cl. Comm. 454, filed September 26, 1977, the Docket 332-C plaintiff's response thereto, filed October 13, 1977, the oral argument held on said motion on November 10, 1977, and for the reasons stated in the opinion accompanying this order, the Commission is of the opinion that the motion for rehearing should be granted, and the Commission's decision of August 25, 1977, should be changed.

IT IS THEREFORE ORDERED that Docket 74 plaintiffs' motion for rehearing be, and the same hereby is, granted.

IT IS FURTHER ORDERED that the Commission's order of August 25, 1977, is vacated.

THE COMMISSION CONCLUDES as a matter of law that

- 1) The Yankton division of Sioux held an undivided 7 per cent interest in the land reserved to the "Sioux or Dahcotah Nation" by the Treaty of Fort Laramie of 1851,
- 2) The Teton division of Sioux held an undivided 93 per cent interest in the land reserved to the "Sioux or Dahcotah Nation" by the Treaty of Fort Laramie.

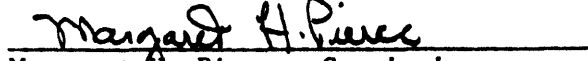
IT IS FURTHER ORDERED that the consolidation of Dockets 74 and 332-C is hereby dissolved.

Dated at Washington, D. C., this 27th day of December 1977.


Jerome K. Kuykendall, Chairman


John T. Vance, Commissioner


Richard W. Yarbrough, Commissioner


Margaret H. Pierce, Commissioner


Brantley Blue, Commissioner