

BEFORE THE INDIAN CLAIMS COMMISSION

GILA RIVER PIMA-MARICOPA INDIAN
COMMUNITY, et al.,

Plaintiff,

v.

THE UNITED STATES OF AMERICA,

Defendant.

Docket No. 236-E


INTERLOCUTORY ORDER

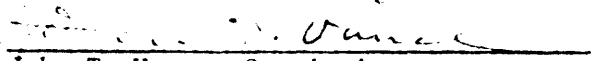
UPON the opinion and findings of fact entered herein this date, which are hereby made a part of this order, the Commission concludes as a matter of law that:

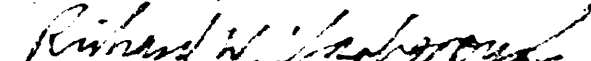
1. Congress, in the enactment of the San Carlos Act of June 7, 1924, 43 Stat. 475, did not authorize the imposition of operation and maintenance charges of the San Carlos project on the plaintiff tribe;
2. The plaintiff is entitled to the recovery of any such operation and maintenance charges wrongfully paid from plaintiff's funds.

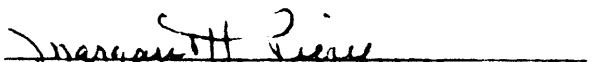
This case will proceed for ascertainment of the amount of the defendant's liability and allowable offsets, if any.

Dated at Washington, D. C. this 10th day of January, 1974.


Jerome K. Kuykendall, Chairman


John T. Vance, Commissioner


Richard W. Yarborough, Commissioner


Margaret H. Pierce, Commissioner


Brantley Blue, Commissioner