

## BEFORE THE INDIAN CLAIMS COMMISSION

LOWER SIOUX INDIAN COMMUNITY	)	
IN MINNESOTA, ET AL.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Docket No. 363
	)	
THE UNITED STATES OF AMERICA,	)	(Second Claim
	)	Act of 1904)
Defendant.	)	

ORDER TO SHOW CAUSE WHY A  
FINAL JUDGMENT MAY NOT BE ENTERED

On June 30, 1973, the Commission entered an interlocutory order holding the United States liable for the Fifth Amendment takings of reservation lands of plaintiffs, and ordering that the case proceed for the purpose of determining the amount of payments and offsets allowable, if any. A pretrial hearing was held on July 26, 1973. Plaintiffs filed a proposed pretrial order on September 14, 1973, defendant filed a proposed pretrial order on October 23, 1973, and plaintiffs filed a response on October 29, 1973. Defendant submitted into evidence accounting reports and records and both parties submitted proposed findings of fact and final judgments in their proposed pre-trial orders.

The parties are in agreement concerning the dates and amounts of payments, and allowable gratuities. The parties are also in agreement that the Commission should direct that a final judgment be entered as to the award covered by this phase of Docket 363, in accordance with Rule 54(b), F. R. Civ. P., relating to multiple claims in a single action. Wherefore,

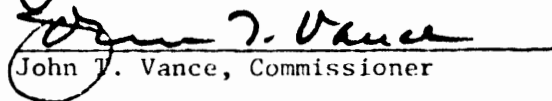
UPON CONSIDERATION of the parties' proposed pretrial orders, and the response thereto, and the findings of fact and opinion entered this day herein, and being fully advised in the premises,

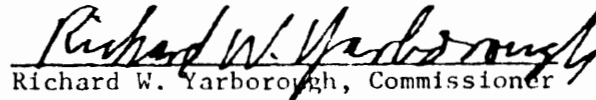
IT IS HEREBY ORDERED that the parties will have thirty days to show cause why a final award of \$8,286,991.54 plus simple interest at

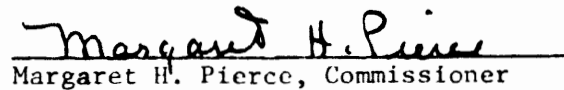
five per cent per annum on the principal sum of \$1,888,162.46 from January 1, 1974, until paid, should not be entered.

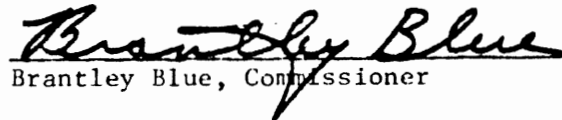
Dated at Washington, D. C., this 16th day of January 1974.

  
Jerome K. Kuykendall, Chairman

  
John T. Vance, Commissioner

  
Richard W. Yarborough, Commissioner

  
Margaret H. Pierce, Commissioner

  
Brantley Blue, Commissioner