

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF OKLAHOMA

FILED

APR 15 1975

THE CHOCTAW NATION and )  
the CHICKASAW NATION, )  
 )  
Plaintiffs, )  
vs. )  
 )  
THE CHEROKEE NATION, )  
 )  
Defendant. )

CHARLES N. HASKELL  
CLERK, U. S. DISTRICT COURT  
DEPUTY CLERK

No. 73-332-Civil

J U D G M E N T

Based upon the Memorandum Opinion of the Court this day filed,

IT IS ORDERED, ADJUDGED AND DECREED that the south portion of the Arkansas River bed from the Canadian fork to the Arkansas-Oklahoma border belongs to the plaintiffs, Choctaw Nation having an undivided 3/4 interest and the Chickasaw Nation having an undivided 1/4 interest; that the thread of the main channel of said river shall be the dividing line of the river bed, the south portion thereof belonging to the plaintiffs in fee simple, to the exclusion of the defendant, Cherokee Nation.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the north portion of the Arkansas River bed from the Canadian fork to the Arkansas-Oklahoma border belongs to the defendant, Cherokee Nation; that the thread of the main channel of the river shall be the dividing line of the river bed, the north portion thereof belonging to the defendant in fee simple, to the exclusion of the plaintiffs, Choctaw and Chickasaw Nations.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the effective date of this Judgment shall be the 16th day of November, 1907, the date Oklahoma became a state and technically took possession of the Arkansas River, which possession was continued until the Supreme Court decision in Choctaw v. Oklahoma, 397 U.S. 620 (1970).

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Court will retain jurisdiction to hear and determine any further questions which might arise growing out of the jurisdictional Act.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the cost of this action shall be borne by the plaintiffs.

Dated this 15<sup>th</sup> day of April, 1975.

William J. Holloway, Jr.  
WILLIAM J. HOLLOWAY, JR., Circuit Judge

Luther Bohanon  
LUTHER BOHANON, District Judge

Fred Daugherty  
FRED DAUGHERTY, District Judge