

grazing purposes alone. Adding to this the value of the oak trees at the lowest estimate of \$501,120, the buildings and improvements at \$11,000, and the water power of the two creeks at \$30,000, and it amounts to an aggregate of \$1,377,320 — a sum nearly approaching to double the estimate in the memorial.

The lands and farms at the Cowlitz, with the improvements, have been shewn to have been worth to the Company, at least, \$109,300.

The lowest estimate made of the losses at Nisqually was \$751,800.00, and the estimate of Dr. Tolmie of the losses at the Cowlitz was \$30,000, or an aggregate of losses sustained by the Company of \$781,800; an amount also largely in excess of that claimed in the memorial.

The amount then actually proved under the several heads of claims set forth in the memorial, stands as follows:—

Lands and improvements at Nisqually	\$1,377,320
Lands and improvements at Cowlitz	109,300
Losses of Cattle and of the use and profits of the land	781,800
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	\$2,268,420

This amount is exclusive of the sum paid for taxes.

The attention of the Commissioners is respectfully solicited to the statements made in the argument in the Hudson's Bay Company's case concerning interest and costs. The equity of including these in settling the amount of the award is as great in this case as in that, and ought not to be overlooked. With respect to interest, it may to a large extent and more particularly in this case, be represented by the claim for the profits of the land, and of course both cannot be accorded, but when the one is not given, certainly the other ought to be.

As to the costs and expenses which this Company has been compelled to disburse in the prosecution of its rightful claims, they amount to not less than \$60,000. It is unnecessary to repeat here, what has been said on the subject in the other case, but it is obvious, that the claimants cannot, without manifest injustice, be subjected to a loss of this amount upon the declared value of their treaty rights, and that it ought to be covered by the award.

There are other portions of the argument in the case of the Hud-