

BEFORE THE INDIAN CLAIMS COMMISSION

THE S'KLALLAM TRIBE OF INDIANS,

Petitioners,

vs.

THE UNITED STATES OF AMERICA,

Defendant.

Docket No. 134

INTERLOCUTORY ORDER

Upon the findings of fact this day filed herein and which are hereby made a part of this order, the Commission concludes as a matter of law:

1. That petitioner above named has the right to maintain the claim set forth in the amended petition;
2. That petitioner has established a merger between S'Klallam and Chimakum Indians which occurred in aboriginal times;
3. That petitioner has established Indian title to the land described in Finding No. 19, as of March 8, 1859, the effective date of the Treaty of January 26, 1855.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

1. That petitioner was in possession of and had Indian title to the lands described in Finding No. 19, at the time of the effective date of the Treaty of January 26, 1855 (12 Stat. 933); March 8, 1859;
2. That the case shall proceed with proof of the acreage of said land, the consideration defendant paid therefor, the value thereof and of such other matters that are necessary for a final determination of the case, including proof of payments on the claim, if any, the offsets allowed by law to be postponed until proper disposition of the matters referred to above has been made.

Dated at Washington, D. C., this the 2nd day of December, 1957.

Edgar E. Witt
Chief Commissioner

Louis J. O'Harr
Associate Commissioner

Wm. M. Holt
Associate Commissioner