

BEFORE THE INDIAN CLAIMS COMMISSION

THE ONEIDA NATION OF NEW YORK, THE ONEIDA	)	
TRIBE OF INDIANS OF WISCONSIN, THE ONEIDA	)	
NATION BY JULIUS DANFORTH, OSCAR ARCHIQUETTE,	)	
SHERMAN SKENANDORE, MAMIE SMITH, MILTON	)	
BABCOCK, BERYL SMITH AND AMANDA PIERCE,	)	
	)	Docket No. 301
Plaintiffs,	)	[Claims 1 and 2]
	)	
v.	)	
	)	
THE UNITED STATES OF AMERICA,	)	
	)	
Defendant.	)	

INTERLOCUTORY ORDER

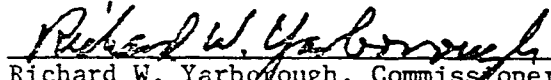
Upon the findings of fact and opinion filed herein, and hereby made a part of this order, the Commission concludes as a matter of law:

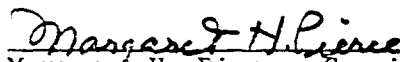
That the United States in Article II of the Treaty of Fort Stanwix, 7 Stat. 15, undertook a special responsibility or obligation to the Oneida Nation of Indians in relation to protecting their peaceful possession of their lands in New York State, and the relationship was such that its breach by the United States would constitute a violation of the standards of fair and honorable dealings within the meaning of Clause(5) of Section 2 of the Indian Claims Commission Act.

This case will proceed for a trial on the circumstances of the 1785 and 1788 acquisitions of Oneida land by the State of New York.

Dated at Washington, D. C., this 29<sup>th</sup> day of December, 1971.

  
John T. Vance, Commissioner

  
Richard W. Yarborough, Commissioner

  
Margaret H. Pierce, Commissioner

  
Brantley Blue, Commissioner