

## BEFORE THE INDIAN CLAIMS COMMISSION

SENECA-CAYUGA TRIBE OF OKLAHOMA	)	
AND PETER BUCK, STEWART JAMISON,	)	
RUBY CHARLOE, DAVID CHARLOE AND	)	
LEWIS WHITEWING, MEMBERS AND	)	
REPRESENTATIVES THEREOF,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Docket Nos. 341-A and 341-B
	)	
THE UNITED STATES OF AMERICA,	)	
	)	
Defendant.	)	

INTERLOCUTORY ORDER

Based upon the findings of fact and opinion this day entered herein, which findings of fact and opinion are hereby made part of this order, the Commission concludes:

(a) That plaintiffs have failed to establish a fair market value for the valuation lands in excess of the amount they received therefor under the treaties of February 28, 1831, 7 Stat. 348, and July 20, 1831, 7 Stat. 351;

(b) That plaintiffs have failed to establish that they sustained any damages as a result of the defendant's breach of the treaties of February 28, 1831, supra, and July 20, 1831, supra, and therefore;

(c) That plaintiffs are not entitled to recovery in this phase of these claims, subject of the opinion entered herein.

IT IS ORDERED that these claims proceed to a determination of offsets, if any, allowable under the Indian Claims Commission Act against the earlier interlocutory award pursuant to our order of December 7, 1972.

Dated at Washington, D. C., this 4th day of April 1974.

Margaret H. Pierce  
Margaret H. Pierce, Commissioner

Brantley Blue  
Brantley Blue, Commissioner

Jerome K. Kuykendall  
Jerome K. Kuykendall, Chairman

John T. Vance  
John T. Vance, Commissioner

Richard W. Yarborough  
Richard W. Yarborough, Commissioner