

BEFORE THE INDIAN CLAIMS COMMISSION

JAMES STRONG, <u>et al.</u> , as the representatives and on behalf of all members by blood of the CHIPPEWA TRIBE OF INDIANS,	)	Docket No. 13-E
)	
RED LAKE BAND, <u>et al.</u>,	)	Docket No. 18-L
)	
THE DELAWARE TRIBE OF INDIANS,	)	Docket No. 27-E
)	
HANNAHVILLE INDIAN COMMUNITY, <u>et al.</u>,	)	Docket No. 29-D
)	
THE SIX NATIONS, <u>et al.</u>,	)	Docket No. 89
)	
THE OTTAWA TRIBE, and GUY JENNISON, <u>et al.</u> , as representatives of THE OTTAWA TRIBE,	)	Docket No. 133-A
)	
LAWRENCE ZANE, <u>et al.</u> , <u>ex rel.</u>,	)	Docket No. 139
WYANDOT TRIBE, <u>et al.</u> ,)	
)	
ABSENTEE DELAWARE TRIBE OF OKLAHOMA, DELAWARE NATION, <u>ex rel.</u> , W. E. EXENDINE and MYRTLE HOLDER,	)	Docket No. 202
)	
THE OTTAWA TRIBE, and GUY JENNISON, <u>et al.</u> , as representatives of THE OTTAWA TRIBE,	)	Docket No. 302
)	
THE SENECA-CAYUGA TRIBE OF OKLAHOMA, and PETER BUCK, <u>et al.</u> , members and representatives of members thereof,	)	Docket No. 341-C
)	
Plaintiffs,)	
)	
POTAWATOMI INDIANS OF INDIANA AND MICHIGAN, INC.,	)	Docket No. 29-D
)	
Intervenor,)	
)	
JAMES STRONG, <u>et al.</u> , as the represen- tatives and on behalf of all members by blood of the CHIPPEWA TRIBE OF INDIANS,	)	Docket No. 13-F
)	
THE POTTAWATOMI TRIBE OF INDIANS, THE PRAIRIE BAND OF THE POTTAWATOMIE TRIBE OF INDIANS, <u>et al.</u>,	)	Docket No. 15-I
)	
RED LAKE BAND, <u>et al.</u>,	)	Docket No. 18-K
)	
THE DELAWARE TRIBE OF INDIANS,	)	Docket No. 27

HANNAHVILLE INDIAN COMMUNITY, <u>et al.</u>,	)	Docket No. 29-G
)	
SHAWNEE TRIBE OF INDIANS OF OKLAHOMA, <u>et al.</u>,	)	Docket No. 64-A
)	
THE SIX NATIONS, <u>et al.</u>,	)	Docket No. 89
)	
THE OTTAWA TRIBE, and GUY JENNISON, <u>et al.</u>,	)	Docket No. 133-C
as representatives of THE OTTAWA TRIBE,)	
)	
LAWRENCE ZANE, <u>et al.</u> , <u>ex rel.</u>,	)	Docket No. 141
WYANDOT TRIBE, <u>et al.</u> ,)	
)	
CITIZEN BAND OF POTAWATOMI INDIANS OF	)	Docket No. 308
OKLAHOMA, <u>et al.</u> ,)	
)	
THE SENECA-CAYUGA TRIBE OF OKLAHOMA,	)	Docket No. 341-D
and PETER BUCK, <u>et al.</u> , members and)	
representatives of members thereof,)	
)	
Plaintiffs,)	
)	
v.)	
)	
UNITED STATES OF AMERICA,)	
)	
Defendant,)	
)	
THE STOCKBRIDGE-MUNSEE COMMUNITY,)	
)	
Applicants for Inter-)	
vention in Docket Nos.)	
27, 27-E and 202.)	

ORDER DENYING MOTION OF THE STOCKBRIDGE-MUNSEE
COMMUNITY TO INTERVENE IN DOCKETS 27, 27-E AND 202

By motion filed with the Commission on May 16, 1972, the Stockbridge-Munsee Community has moved to intervene in the claims pending before this Commission in Dockets 27 and 27-E, brought by The Delaware Tribe of Indians, and in Docket 202, brought by the Absentee Delaware Tribe of Oklahoma, Delaware Nation, ex rel., W. E. Exendine and Myrtle Holder, on the grounds, as set forth in said applicants' intervening petition which accompanied the motion, that the Stockbridge-Munsee Community is the successor in interest of the aboriginal Munsee Tribe and that said tribe held title to portions of Royce Areas 53 and 54 which were ceded by representatives of "the Wyandot, Ottawa, Chipawa,

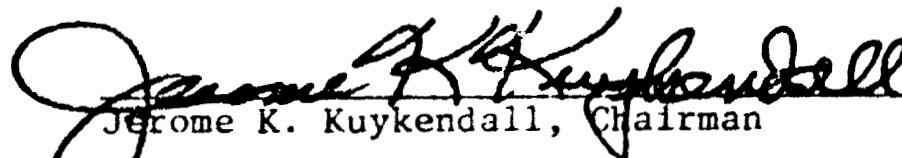
Munsee and Delaware, Shawnee and Pottawatima nations" at the Treaty of Fort Industry, July 4, 1805, 7 Stat. 87, and portions of Royce Areas 87 and 88 which were ceded by representatives of "the Wyandot, Seneca, Delaware, Shawanese, Potawatomees, Ottawas, and Chippeway tribes" at the Treaty of September 29, 1817, 7 Stat. 160. Objections to this motion were filed by the Delaware plaintiffs in Dockets 27, 27-E and 202 on May 23, 1972, by the Potawatomi plaintiffs in Dockets 29-E and 29-G on May 26, 1972, and jointly by the Chippewa plaintiffs in Dockets 13-E and 13-F, the Wyandot plaintiffs in Dockets 139 and 141, and the Shawnee plaintiffs in Docket 64-A on June 12, 1972.

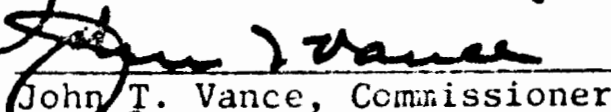
IT APPEARING TO the Commission that the applicants for intervention, the Stockbridge-Munsee Community, are not the successors in interest of those Munsee Indians who, at the time the claims herein arose, were residing with the Delaware Indians, but are, rather, successors in interest of those Stockbridge and Munsee Indians who emigrated from New York to Wisconsin in the 1820's (see Emigrant New York Indians v. United States, 5 Ind. Cl. Comm. 560, 561, 577-78 (1953)), and

IT THEREFORE APPEARING to the Commission that said applicants for intervention have no interest in the claims in Dockets 27, 27-E and 202,

IT IS ORDERED that the motion of the Stockbridge-Munsee Community for leave to intervene in Dockets 27, 27-E and 202 be, and the same is hereby, denied.

Dated at Washington, D. C. this 4th day of April, 1973.


Jerome K. Kuykendall, Chairman


John T. Vance, Commissioner


Richard W. Yarborough, Commissioner


Margaret H. Pierce, Commissioner


Brantley Blue, Commissioner