

BEFORE THE INDIAN CLAIMS COMMISSION

ALEUT COMMUNITY OF ST. PAUL ISLAND,)	
)	
Plaintiff,)	
)	
v.)	Docket No. 352
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	
)	
THE ALEUT TRIBE, by Iliodor Mercurieff)	
as Representative of the said Tribe)	
and all members thereof; and THE)	
ALEUT COMMUNITY OF ST. PAUL ISLAND,)	
)	
Plaintiffs,)	
)	
v.)	Docket No. 369
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

INTERLOCUTORY ORDER

Upon the findings of fact numbered 1 through 222 and the opinion filed in this case, which are hereby made a part of this order, this Commission concludes as a matter of law that:

1. Plaintiffs, members of the Aleut Tribe of Indians residing on St. Paul and St. George, Alaska, had a "special relationship" with the Government by virtue of the Act of July 1, 1870 (16 Stat. 180) and the Act of April 21, 1910 (36 Stat. 326).
2. As a result of this special relationship the Government was obligated to provide fair compensation and sufficient goods and services to the Pribilof Aleuts during the entire 76-year period in question.
3. The Aleuts carried on most major endeavors as a community. The obligation owed by the Government was owed to the Aleuts as a tribe and not to individual tribal members.

4. The sealskin monopolists, the Government and its private lessees, reaped profits of \$46,418,399 during the 1870-1946 period.

5. The value of compensation, goods, and services provided the Aleuts during the 76-year period was \$4,099,949. The value of the fair compensation, goods, and services the Government was obligated to provide to the Aleuts was \$15,339,553.

6. Since the United States and its lessees provided the money equivalent of \$4,099,949 to the Aleuts when the obligation was to provide \$15,339,553, the plaintiffs are entitled to a judgment against the defendant in the amount of \$11,239,604, less allowable gratuitous offsets, if any.

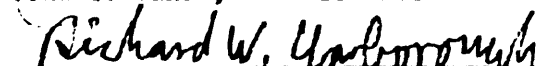
IT IS THEREFORE ORDERED that the plaintiffs herein recover from the defendant the sum of \$11,239,604, less allowable gratuitous offsets, if any.

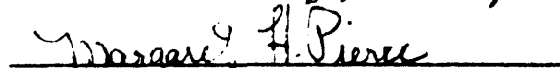
IT IS FURTHER ORDERED that this case now proceed to a determination of the gratuitous offsets, if any, which may be allowable under the Indian Claims Commission Act.

Dated at Washington, D. C., this 9th day of June 1978


Jerome K. Kuykendall, Chairman


John T. Vance, Commissioner


Richard W. Yarborough, Commissioner


Margaret A. Pierce, Commissioner


Brantley Blue, Commissioner