1 the -- shortly after the formation of this country, that
2 were ratified -- treaties that were entered into between
3 the Cherokees and Britain, and we traced the series of
4 treaties down through the removal treaty, and there are
5 mentioned in those ratifications by the congress of those
6 series of treaties. The inference of hunting rights,
7 and one of the inducements to the Cherokees being brought
8 here, and we brought out testimony, was the great amount
9 of game in northeastern Oklahoma, and there was a very
10 strong presumption that the --
11 THE COURT: There was everything
12 except a clause granting them the right for hunting and
13 fishing, wasn't there? Every inference, you might want
14 to say.
15 But, I'm saying: where is the conflict, with the
16 treaty? Apparently you are bringing it on the basis
17 there is a conflict with the treaty with the Cherokee
18 tribe. I can find none.
19 MR. KAMINS: Your Honor, there
20 is no specific mention of hunting and fishing because of
21 the fact that these treaties ran prior to this nation.
22 The only reason we have specific hunting and fishing
23 treaties in the northwest is the fact that those tribes
24 were moved into that area at the time that some of the
25 states were being brought into the republic, and therefore,