

1 there were specific treaties because of the fact that the
2 Indians were being placed in that area, and the Yakimas
3 is the principle case on fishing treaties, and we readily
4 admitted and brought to this court at the three judge
5 hearing and at the pre-conferences the base that these
6 treaties, when they were ratified by our congress, and
7 they were ratified over a period of 150 years, that there
8 was a strong presumption that hunting was just a foregone
9 basic right just as our basic rights of freedom of speech,
10 assembly, and so on.

11 But, there was no question they had not had this
12 question raised as to their right to hunt in this area
13 only since statehood and particularly since that area
14 in Northeastern Oklahoma has become a wild life interest
15 area to the white people in Northeastern Oklahoma has
16 the question been raised.

17 I think it has all come on the heels of World War II
18 that the question of hunting freely by the Cherokees
19 living in the Kenwood area has become an issue and that's
20 why we are before this court to get it resolved and put
21 at rest once and for all.

22 THE COURT:

But, Mr. Kamins,

23 I may be the most sympathetic individual in the world to
24 listen, I may be the most sympathetic. I recognize the
25 country was there before we came here. That isn't the