

# DELAYS DECISION ON POOSEPATUCKS

Hawkins to Rule on Efforts  
to Oust Residents of  
Reservation.

Riverhead, Dec. 7. — County Judge Richard W. Hawkins has reserved decision in the action brought by William Shepherd Dana, wealthy resident of Mastic, to oust Luther Maynes and his wife, Frances, and Edward Gales and his wife, Elaine, from the Poosepatuck Indian Reservation in Mastic. The case was tried before Judge Hawkins without a jury this week.

Dana, who is represented by Vunk & Carleton, of Patchogue, purchased in 1927 the approximately 52 acres of land, comprising the reservation, subject to the occupancy of the property by the bona fide descendants of the Poosepatuck tribe. Dana contends that the Maynes and Gales are not descendants of that tribe. Maynes and Gales have all the appearance of being colored. Mayns, however insists he is a descendant of the

### BANKRUPTCY NOTICES.

**CHARLES FAGEN, BANKRUPT.**  
Notice is hereby given that on Nov. 25, 1935, the said party was adjudicated bankrupt; and that the first meeting of creditors will be held at the Post Office Building, Room 200, Brooklyn, New York, on Dec. 17, 1935, at 10:30 A. M., at which time the creditors may attend, prove their claims, appoint a trustee, examine the bankrupt, and transact such business as may properly come before said meeting.

## Ponds on Long Island Thrown Open to Skaters

Mill Neck, Dec. 7.—Earlier this year by some four or five weeks, the skating season will open officially today when society gathers on Beaver Dam pond here today. Yesterday the ice had frozen to a safe degree and officials of the Beaver Dam Sports Club said that only an unusually rise in temperature would halt the proceedings.

Yesterday, juvenile skaters enjoyed the sport at Frances Pond in East Norwich, Mill Pond in Oyster Bay and Scudder's Pond in Sea Cliff. Last year, the ponds were no available for skating until after Christmas.

Poosepatucks. Gales bases his right to reside on the reservation on the claim that his wife is a descendant of the tribe.

Morton Pennypacker, county historian of Suffolk County, and the Rev. Ernest E. Eells, of East Hampton, who are recognized as authorities on the rights of members of the tribe to occupy the reservation, testified at the trial, being called as witnesses by the State, which is defending the action. Pennypacker stated Thomas Jefferson spent a week at Poosepatuck reservation in 1791 studying the language of the tribe. Pennypacker submitted a copy of a letter written by Jefferson in which he said the Poosepatuck was one of the leading tribes on Long Island and perhaps in the State of New York. James Madison also visited the reservation before he became President, according to Pennypacker.

Warren H. Gilman, an Assistant Attorney General, is representing the State in the action, having as his associate Ralph J. Hawkins, of Patchogue, town attorney of Brookhaven, in which township Mastic is located.