

12-12-1873

Letter from the Secretary of the Interior, transmitting agreements, three in number, with the Cheyenne and Arapahoe Indians for the relinquishment of the reservation provided for them by the treaty of 1867.

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Recommended Citation

H.R. Exec. Doc. No. 12, 43d Cong., 1st Sess. (1873)

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CHEYENNE AND ARAPAHOE INDIAN RESERVATION.

LETTER

FROM

THE SECRETARY OF THE INTERIOR,

TRANSMITTING

Agreements, three in number, with the Cheyenne and Arapahoe Indians for the relinquishment of the reservation provided for them by the treaty of 1867.

DECEMBER 12, 1873.—Referred to the Committee on Indian Affairs and ordered to be printed.

DEPARTMENT OF THE INTERIOR,
Washington, D. C., December 4, 1873.

SIR: I have the honor herewith to lay before Congress articles of agreement with the Cheyenne Indians, articles of agreement with the Arapahoe Indians, and articles of agreement and convention with the Cheyenne and Arapahoe tribes, all concluded at the city of Washington on the 18th day of November, 1873, between Edward P. Smith, Commissioner of Indian Affairs, on the part of the United States, and the chiefs and head-men, delegates in behalf of and representing the said tribes.

By these several agreements the Cheyenne and Arapahoe tribes of Indians relinquish all claim to the land ceded to them by the second article of the treaty concluded with them on the 28th October, 1867, (Stats. at Large, vol. 15, p. 594,) and do in lieu thereof accept certain lands therein described.

I respectfully recommend the necessary legislation by Congress to perfect the relinquishment and cession of the treaty reservation of 1867, to set apart for the Cheyenne and Arapahoe tribes the land which they have respectively agreed to accept in lieu thereof, and to ratify and approve the remaining provisions of the said agreements.

As a small portion of the lands set apart for the Cheyenne tribe is embraced within the limits of the Creek country, which does not appear to have been ceded to the United States, it is further recommended that provision be made by Congress for compensating the Creeks for said land, upon their relinquishing all claim to the same.

A copy of a report, dated the 22d ultimo, from the Commissioner of Indian Affairs, in relation to this subject, is also herewith transmitted.

Very respectfully, your obedient servant,

C. DELANO,
Secretary.

Hon. JAMES G. BLAINE,
Speaker House of Representatives.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
Washington, D. C., November 22, 1873.

SIR: I have the honor to report that negotiations have been had with duly authorized delegations of the Cheyenne and Arapahoe tribes of Indians for the relinquishment of their claims to land ceded to them by the second article of the treaty made and concluded with them October 28, 1867. (Stats. at Large, vol. 15, p. 594.) They have agreed to relinquish all claim to the land, ceded to them by said treaty, and in lieu thereof the Cheyenne tribe of Indians have agreed to accept the following-described tract, viz: Commencing at a point in the middle of the main channel of the Arkansas River, opposite the mouth of the Cimaron River, (sometimes called the Red Fork of the Arkansas River;) thence up the Arkansas River, in the middle of the main channel thereof, to the Salt Fork of the Arkansas River; thence up the said Salt Fork, in the middle of the main channel thereof, to Medicine Lodge Creek; thence up said creek to the point where it is crossed by the thirty-seventh (37th) parallel of north latitude; thence on said parallel, the said line being the southern boundary of the State of Kansas, to the Cimaron River; thence down said Cimaron River, in the middle of the main channel thereof, to the place of beginning.

And the Arapahoe tribe of Indians have agreed to accept the following-described tract, viz: Commencing at a point in the middle of the main channel of the Canadian River, eighteen miles east of the ninety-eighth (98th) degree west longitude; thence north to the middle of the main channel of the Cimaron River, (sometimes called the Red Fork of the Arkansas River;) thence up said Cimaron River, in the middle of the main channel thereof, to the point where it is crossed by the thirty-seventh (37th) parallel of north latitude; thence west on said parallel, the said line being the southern boundary of the State of Kansas, to the one hundredth (100th) degree west longitude; thence south on the line of said 100° to the Canadian River; thence down the middle of the main channel thereof to the place of beginning.

I have the honor to submit these several agreements, (together with copies thereof,) made and concluded the 18th instant, by and between the Commissioner of Indian Affairs, representing the United States, and the chiefs and head-men, delegates representing the said tribes of Indians, with the recommendation that the necessary legislation be had by Congress to perfect the relinquishment and cession of the treaty reservation of 1867, and to set apart for the Cheyenne and Arapahoe tribes of Indians, respectively, the land which they have agreed to accept in lieu thereof, and to ratify and approve the remaining portion of said agreements.

A small portion of the land set apart for the Cheyenne tribe of Indians covers a portion of the Creek Country, and it does not appear that it has been ceded by the Creek Nation to the United States, though forming a part of the treaty reservation of 1867. I would, therefore, respectfully recommend that Congress be requested to make provision for compensating the Creeks therefor, upon their relinquishing all claim to the same.

Very respectfully, your obedient servant,

EDWARD P. SMITH,
Commissioner.

HON. SECRETARY OF THE INTERIOR.

ARTICLES OF AGREEMENT WITH CHEYENNES.

Articles of agreement made and concluded at the city of Washington, this eighteenth day of November, eighteen hundred and seventy-three, by and between Edward P. Smith, Commissioner of Indian Affairs, on the part of the United States, and the undersigned chiefs and head-men, delegates in behalf of and representing the Cheyenne tribe of Indians, they being thereto duly authorized by the said tribe, viz:

ARTICLE I. In consideration of, and in full compensation for, the cession made by the Cheyenne and Arapahoe tribes of Indians, in an agreement between said tribes and the United States made and concluded this day, and in lieu thereof, the United States agree to set apart for the absolute use and undisturbed occupation, and as the future home of the Cheyenne tribe of Indians, all the lands in Indian Territory embraced within the following-described boundaries: Commencing at a point in the middle of the main channel of the Arkansas River, opposite the mouth of the Cimaron River, (sometimes called the Red Fork of the Arkansas River;) thence up the Arkansas River, in the middle of the main channel thereof, to the Salt Fork of the Arkansas River; thence up the said Salt Fork, in the middle of the main channel thereof, to Medicine Lodge Creek; thence up said creek to the point where it is crossed by the thirty-seventh (37th) parallel of north latitude; thence on said parallel, the said line being the southern boundary of the State of Kansas, to the Cimaron River; thence down said Cimaron River, in the middle of the main channel thereof, to the place of beginning.

ARTICLE II. It is distinctly understood and agreed that any Cheyennes now absent or living north of the Platte River, who may hereafter desire to come and live upon said lands as their future home, shall be permitted to do so upon equal terms and conditions with those Indians hereto assenting.

ARTICLE III. The United States further agrees that, whenever the Indians of this tribe that are now north shall join those in Indian Territory to construct, at its own expense, at or near the cattle-trail, at such place as the agent may select, where timber and water may be convenient, the following buildings, to wit: An agency building for the residence of the agent, to cost not exceeding three thousand dollars; a school-house or manual-labor building, to cost not exceeding five thousand dollars; a commissary building for the use of the agent in storing goods belonging to the Indians, to cost not exceeding ten thousand dollars; a saw-mill, to cost not exceeding five thousand dollars, and six other buildings, as residences for a physician, carpenter, farmer, blacksmith, miller, and engineer, each to cost not exceeding two thousand dollars. And also to furnish annually, to the Indians, the following employes: a physician, at a salary of twelve hundred dollars; a chief clerk, farmer, carpenter, miller, engineer, and blacksmith, each at a salary of one thousand dollars, and a commissary clerk, at a salary of eight hundred dollars.

ARTICLE IV. The United States, in order to insure the civilization of the tribe, agree to appropriate annually five thousand dollars for the education of said Indians, the expenditure thereof to be made under such rules and regulations as the Commissioner of Indian Affairs shall deem best for their improvement.

ARTICLE V. This instrument shall be obligatory on the contracting parties as soon as the same shall be ratified by Congress and approved by the President.

In testimony whereof the said Edward P. Smith, Commissioner of Indian Affairs, on behalf of the United States, and the undersigned chiefs and head-men, delegates of the Cheyenne tribe of Indians, on behalf of said Indians, parties to this agreement, have hereunto set their hands and affixed their seals, at the place and on the day and year hereinbefore written.

STONE CALF, Ho-ho-man-muck-si, [his + mark.]
 LITTLE ROBE, Tah-ke-ome, [his + mark.]
 WHIRLWIND, Whir-ne-tash-tum-osht, [his + mark.]
 WHITE SHIELD, Who-po-hwest, [his + mark.]
 CAWNEE, Hona-ehte, [his + mark.]
 WHITE HORSE, Who-po-ume, [his + mark.]

EDWARD P. SMITH,
 Commissioner of Indian Affairs.

Witnesses:

H. R. CLUM,

E. G. GUERRIER,

Interpreter.

JNO. D. MILES,

United States Indian Agent.

MARGARET MCADAMS,

Interpreter.

JNO. F. WILLIAMS.

ARTICLES OF AGREEMENT WITH ARAPAHOES.

Articles of agreement made and concluded, at the city of Washington, this eighteenth day of November, eighteen hundred and seventy-three, by and between Edward P. Smith, Commissioner of Indian Affairs, on the part of the United States, and the undersigned chiefs and head-men, delegates in behalf of and representing the Arapahoe tribe of Indians, they being thereto duly authorized by the said tribe, viz :

ARTICLE I. In consideration of, and in full compensation for, the cession made by the Cheyenne and Arapahoe tribes of Indians, in an agreement between said tribes and the United States made and concluded this day, and in lieu thereof, the United States agree to set apart for the absolute use and undisturbed occupation, and as the future home of the Arapahoe tribe of Indians, all the lands in Indian Territory, embraced within the following-described boundaries: Commencing at a point in the middle of the main channel of the Canadian River, eighteen (18) miles east of the ninety-eighth (98^o) degree west longitude; thence north to the middle of the main channel of the Cimaron River, (sometimes called the Red Fork of the Arkansas River;) thence up said Cimaron River, in the middle of the main channel thereof, to the point where it is crossed by the thirty-seventh (37th) parallel of north latitude; thence west on said parallel, the said line being the southern boundary of the State of Kansas, to the one hundredth (100^o) degree west longitude; thence south on the line of said 100^o to the Canadian River; thence down the middle of the main channel thereof to the place of beginning.

ARTICLE II. It is distinctly understood and agreed that any Arapahoes now absent, or living north of the Platte River, who may hereafter desire to come and live upon said lands as their future home, shall be permitted to do so upon equal terms and conditions with those Indians hereto assenting.

ARTICLE III. The United States hereby agree to furnish to the Indians annually the following employes: a physician at a salary of twelve hundred dollars, a chief clerk, farmer, carpenter, miller, engineer, and a blacksmith, each at a salary of one thousand dollars, and a commissary clerk at a salary of eight hundred dollars.

ARTICLE IV. The United States, in order to insure the civilization of the tribe, agree to appropriate five thousand dollars annually for the education of said Indians, the expenditure thereof to be made under such rules and regulations as the Commissioner of Indian Affairs shall deem best for their improvement.

ARTICLE V. This instrument shall be obligatory on the contracting parties as soon as the same shall be ratified by Congress and approved by the President.

In testimony whereof the said Edward P. Smith, Commissioner of Indian Affairs, on behalf of the United States, and the undersigned chiefs and head-men, delegates of the Arapahoe tribe of Indians, on behalf of said Indians, parties to this agreement, have hereunto set their hands and affixed their seals, at the place and on the day and year hereinbefore written.

POWDER FACE, Cha-thane, [his + mark.]
 YELLOW BEAR, Ni-ah-ne-che, [his + mark.]
 LITTLE WOLF, Kah-me-nah-che, [his + mark.]
 MEDICINE PIPE, Etchenatche, [his + mark.]
 FOOL DOG, Eth-non-a-the, [his + mark.]
 EDWARD P. SMITH,
 Commissioner of Indian Affairs.

Witnessed by—

W. R. CLUM,
 JOHN D. MILES,
United States Indian Agent.
 E. G. GUERRIER,
Interpreter.
 MARGARET MCADAMS,
Interpreter.
 JNO. F. WILLIAMS.

ARTICLES OF AGREEMENT AND CONVENTION WITH CHEYENNES AND ARAPAHOES.

Articles of agreement and convention made and concluded at the city of Washington, this 18th day of November, 1873, by and between Edward P. Smith, Commissioner of Indian Affairs, on the part of the United States, and the undersigned chiefs and head-men, delegates representing the Cheyenne and Arapahoe tribes of Indians, they being thereto duly authorized by the said tribes of Indians respectively, viz :

ARTICLE I. The Cheyenne and Arapahoe tribes of Indians hereby cede, sell, relinquish, and convey to the United States all their right, title, and interest in and to the

lands ceded to them by the second article of treaty, October 28, 1867, in the Indian Territory, and included within the following boundaries, viz: Commencing at the point where the Arkansas River crosses the thirty-seventh (37th) parallel of north latitude; thence west on said parallel, the said line being the southern boundary of the State of Kansas, to the Cimaron River; (sometimes called the Red Fork of the Arkansas River;) thence down said Cimaron River, in the middle of the main channel thereof, to the Arkansas River; thence up the Arkansas River, in the middle of the main channel thereof, to the place of beginning.

ARTICLE II. And the said Indians do further fully and entirely relinquish and convey to the United States any and all right, title, and interest, of whatsoever nature the same may be, which they may now have in and to any other lands in the said Territory or elsewhere.

ARTICLE III. In consideration of the foregoing cession the United States agree to set apart for the future homes of said Cheyenne and Arapahoe tribe of Indians, other lands within the Indian Territory, which have this day been selected by said tribes of Indians, and are described in agreements of this date.

ARTICLE IV. This instrument shall be obligatory on the contracting parties as soon as the same shall be ratified by Congress and approved by the President.

In testimony whereof the said Edward P. Smith, Commissioner of Indian Affairs, on behalf of the United States, and the undersigned chiefs and head-men, delegates of the Cheyenne and Arapahoe tribes of Indians, on behalf of said Indians, parties to this agreement, have hereunto set their hands and affixed their seals, at the place and on the day and year first hereinbefore written.

STONE CALE, Ho-ho-man-muck-si, [his + mark.]

LITTLE ROBE, Tah-ke-ome, [his + mark.]

WHIRLWIND, Whir-nee-tash-tumssht, [his + mark.]

WHITE HORSE, Who-po-ume, [his + mark.]

WHITE SHIELD, Who-po-hevest, [his + mark.]

PAWNEE, Ho-na-ehte, [his + mark.]

POWDER FACE, Chathane, [his + mark.]

YELLOW BEAR, Ni-ah-neche, [his + mark.]

LITTLE WOLF, Rah-me-nache, [his + mark.]

MEDICINE PIPE, Etchenatche, [his + mark.]

FOOL DOG, Eth-non-a-the, [his + mark.]

EDWARD P. SMITH,

Commissioner of Indian Affairs.

Witnesses:

H. R. CLUM,

E. G. GUERRIER,

Interpreter.

JNO. D. MILES,

United States Indian Agent.

MARGARET MCADAMS,

Interpreter.

JNO. F. WILLIAMS.

H. EX. 12—2