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Letter from the Secretary of the Interior, in relation to an agreement concluded with the Ute Indians in Colorado, September 13, 1873

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UTE INDIANS.

L E T T E R

FROM

THE SECRETARY OF THE INTERIOR,

IN RELATION TO

An agreement concluded with the Ute Indians in Colorado, September 13, 1873.

JANUARY 12, 1874.—Referred to the Committee on Indian Affairs and ordered to be printed.

DEPARTMENT OF THE INTERIOR,
Washington, D. C., January 10, 1874,

SIR: I have the honor, herewith, to lay before Congress, for the consideration and action of that body, an agreement concluded with certain Ute Indians, September 13, 1873, by special commissioners designated by this Department, in accordance with the act of Congress, approved April 23, 1872, entitled "An act authorizing the Secretary of the Interior to make certain negotiations with the Ute Indians in Colorado." (Statutes at Large, vol. 17, p. 55.)

A copy of letter, dated the 9th instant, from the Commissioner of Indian Affairs, submitting said agreement to this Department, is inclosed.

Very respectfully, your obedient servant,

C. DELANO,
Secretary.

The SPEAKER *House of Representatives.*

Articles of convention, made and entered into at the Los Finos agency for the Ute Indians, on the 13th day of September, 1873, by and between Felix R. Brunot, commissioner in behalf of the United States, and the chiefs, head-men, and men of the Tabeguache, Muache, Capote, Weeminuche, Yampa, Grand River, and Uintah bands of Ute Indians, witnesseth:

That whereas a treaty was made with the confederated bands of the Ute Nation on the 2d day of March, A. D. 1868, and proclaimed by the President of the United States on the 6th day of November, 1868, the second article of which defines by certain lines the limits of a reservation to be owned and occupied by the Ute Indians; and whereas, by act of Congress approved April 23, 1872, the Secretary of the Interior was authorized and empowered to enter into negotiations with the Ute Indians in Colorado for the

extinguishment of their right to a certain portion of said reservation, and a commission was appointed on the 1st day of July, 1872, to conduct said negotiation, and whereas, said negotiation having failed, owing to the refusal of said Indians to relinquish their right to any portion of said reservation, a new commission was appointed by the Secretary of the Interior by letter of June 2, 1873, to conduct said negotiation :

Now, therefore, Felix R. Brunot, commissioner in behalf of the United States, and the chiefs and people of the Tabequache, Muache, Capote, Weeminuche, Yampa, Grand River, and Uintah, the confederated bands of the Ute Nation, do enter into the following agreement :

ARTICLE I. The confederated band of the Ute Nation hereby relinquish to the United States all right, title, and claim and interest in and to the following described portion of the reservation heretofore conveyed to them by the United States, viz : Beginning at a point on the eastern boundary of said reservation, fifteen miles due north of the southern boundary of the Territory of Colorado, and running thence west on a line parallel to the said southern boundary to a point on said line twenty miles due east of the western boundary of Colorado Territory ; thence north by a line parallel with the western boundary to a point ten miles north of the point where said line intersects the thirty-eighth parallel of north latitude ; thence east to the eastern boundary of the Ute reservation, and thence south along said boundary to the place of beginning : *Provided*, That if any part of the Uncompagne Park shall be found to extend south of the north line of said described country, the same is not intended to be included therein, and is hereby reserved and retained as a portion of the Ute reservation.

ARTICLE II. The United States shall permit the Ute Indians to hunt upon said lands so long as the game lasts, and the Indians are at peace with the white people.

ARTICLE III. The United States agrees to set apart and hold as a perpetual trust for the Ute Indians a sum of money, or its equivalent in bonds, which shall be sufficient to produce the sum of twenty-five thousand dollars (\$25,000) per annum, which sum of twenty-five thousand dollars (\$25,000) per annum shall be disbursed or invested at the discretion of the President, or as he may direct, for the use and benefit of the Ute Indians annually forever.

ARTICLE IV. The United States agrees, so soon as the President may deem it necessary or expedient, to erect proper buildings and establish an agency for the Weeminuche, Muache, and Capote bands of Ute Indians at some suitable point to be hereafter selected, on the southern part of the Ute reservation.

ARTICLE V. All the provisions of the treaty of 1868, not altered by this agreement, shall continue in force, and the following words from article two of said treaty, viz : "The United States now solemnly agrees that no persons except those herein authorized so to do, and except such officers, agents, and employes of the Government as may be authorized to enter upon Indian reservations in discharge of duties enjoined by law, shall ever be permitted to pass over, settle upon, or reside in the territory described in this article, except as herein otherwise provided," are hereby expressly re-affirmed, except so far as they applied to the country herein relinquished.

ARTICLE VI. In consideration of the services of Ouray, head chief of the Ute Nation, he shall receive a salary of one thousand dollars (\$1,000) per annum for the term of ten years, or so long as he shall remain head chief of the Utes and at peace with the people of the United States.

ARTICLE VII. This agreement is subject to ratification or rejection by the Congress of the United States and of the President.

[SEAL.]

FELIX R. BRUNOT,
Commissioner.

Attest :

THOMAS K. CREE,
Secretary.
JAMES PHILLIPS, M. D.
JOHN LAWRENCE,
Interpreters.

Ouray, his x mark, *Principal chief.*
Sapivaneri, his x mark.
Guero, his x mark.
Chavanaux, his x mark.
Tosak, his x mark.
Chavis, his x mark.
Coronera, his x mark.
Kuchumpias, his x mark.
To-paaz, his x mark.
Haatchick, his x mark.
Ta-va-ma-serika, his x mark.
Vicente, his x mark.

Peoch, his x mark.
Acavut, his x mark.
Sium, his x mark.
Pasiz, his x mark.
José Maria, his x mark.
Ancatosh, his x mark.
Juan, his x mark.
John, his x mark.
Chavez, his x mark.
Curecante, his x mark.
Parisio, his x mark.
Yanko, his x mark.

- Qua-tunu-cutz, his x mark.
 McCook, his x mark.
 Buffalo, his x mark.
 Paziuts, his x mark.
 Valupe, his x mark.
 Juan Antonio, his x mark.
 Kiko, his x mark.
 Sapaya, his x mark.
 Satchuva, his x mark.
 Tratz, his x mark.
 Pasquah, his x mark.
 Brunot, his x mark.
 Arop, his x mark.
 Corutz, his x mark.
 Te-ramtup, his x mark.
 Acomuwep, his x mark.
 Washington, his x mark.
 Pe-ro, his x mark.
 Patzic, his x mark.
 Conejo, his x mark.
 Azumpilz, his x mark.
 Antelope, his x mark.
 Aiguillar, his x mark, M.
 Alamon, his x mark, M.
 Cocho, his x mark, T.
 Qua-nusus, his x mark, T.
 Te-sa-quent, his x mark, M.
 Ta-va-une, his x mark, T.
 Muus, his x mark, M.
 Patchuvuntz, his x mark, T.
 Ochos Blankos, his x mark, M.
 Kiratz, his x mark, T.
 Wapanas, his x mark, T.
 Martine, his x mark, M.
 Manuel, his x mark, M.
 Sa-mora, his x mark, M.
 Penaritz, his x mark, T.
 Wai-a-zitz, his x mark, T.
 José Rapier, his x mark, M.
 Te-sa-quitiz, his x mark, M.
 Taos, his x mark, M.
 Cuchatoaz, his x mark, T.
 Wa-na-zitzi-askitz, his x mark.
 Kewukpo, his x mark, M.
 Christiano, his x mark, M.
 Amacksiz, his x mark, T.
 Sa-pu-utz, his x mark, T.
 Ja-parka, his x mark, T.
 Wan-koro, his x mark, T.
 Beture, his x mark, T.
 Cimmaron, his x mark, M.
 Wa-nu-ponika, his x mark, T.
 Lo-vo, his x mark, T.
 Colorado, his x mark, T.
 Cabresa-negro, his x mark, M.
 We-utz, his x mark, T.
 Tru-cha, his x mark, T.
 Ator, his x mark, T.
 Sa-pi-to-a-wick, his x mark, T.
 Joe, his x mark, M.
 Tug, his x mark, T.
 Ne-hantro, his x mark, T.
 Juan Martine, his x mark, M.
 Ripis, his x mark, M.
 Ligah, his x mark, T.
 Yotoyora, his x mark, T.
 Ka-moev, his x mark, T.
 Avoa, his x mark, T.
 Shavanakovant, his x mark, T.
 Zanovarap, his x mark, T.
 Noawakit, his x mark, T.
 Za-riwap, his x mark, T.
 Ucanar, his x mark, T.
 Comanche, his x mark, T.
 Otois his x mark, T.
 Katzupiu, his x mark, T.
 Ta-ma-witehi, his x mark, T.
 Kutzaporutz, his x mark, T.
 Wais, his x mark, T.
 Sepeis, his x mark, M.
 Waponikatz, his x mark, T.
 Zaparitzaz, his x mark, T.
 Kuza Comanche, his x mark, T.
 Nijeatz, his x mark, T.
 Izazah, his x mark, T.
 Charley, his x mark, T.
 Apantoa, his x mark, T.
 Natnao, his x mark, T.
 Aka, his x mark, T.
 Ta-majo, his x mark, T.
 Koapuitz, his x mark, T.
 Quarupe, his x mark, T.
 Ziah, his x mark, T.
 Guatanar, his x mark, T.
 Poenika, his x mark, T.
 Akaiook, his x mark, T.
 Regis, his x mark, T.
 Poevis, his x mark, T.
 Povociat, his x mark, T.
 Tabegnacheut, his x mark, T.
 Urso, his x mark, T.
 Kerenomes, his x mark, T.
 Acatewich, his x mark, T.
 Ancatara, his x mark, T.
 Bapter, his x mark, T.
 Atzea-vi, his x mark, T.
 Atzu, his x mark.
 Panais, his x mark.
 Capotavet, his x mark.
 Ka-muck, his x mark.
 Ziok, his x mark, M.
 Te-putziet, his x mark, M.
 Züpuget, his x mark, T.
 Poniitz, his x mark, T.
 Zagavavener, his x mark, T.
 Waziap, his x mark.
 Poova, his x mark.
 Tamserik, his x mark.
 U-vu-pitz his x mark.
 Acavit his x mark.
 Zarewich his x mark.
 Unca-nante, *Chief of Uncompagre. Ta'.*
 Wap-sop, his x mark, *Chief of Uncompagre, Tab.*
 Paga-na-chuck-chick, his x mark, T.
 Noart, his x mark, T.
 Kaneatche, his x mark, *Chief of Muache.*
 To-mo-aset, his x mark, M.
 Que-a-ra-nich, his x mark, M.
 Siarch-a-kitz, his x mark, T.
 Soamugenquabo, his x mark, T.
 To-sa-set-bequa, his x mark, T.
 We-suc, his x mark, T.
 Te-sen-par-kinaquet, his x mark, T.
 Tuc-a-wa-be-quet, his x mark, T.
 Sah-ach-chone, his x mark, T.
 Ka-tou-a-wac, his x mark, T.
 Move-ga-ritz, his x mark, T.
 Tup-o-so-a, his x mark, T.
 So-wa-wick, his x mark, T.
 Murato, his x mark, T.

- Pal-macuch, his x mark, T.
 Tu-up-o-na-ritz, his x mark, T.
 Ma-vo-to, his x mark, T.
 Tabere, his x mark, T.
 Po-ka-ne-te, his x mark, T.
 Pe-er-guert, his x mark, T.
 Tuguop, his x mark, T.
 Sapio, his x mark, T.
 Po-wa-ra, his x mark, *Chief of Weeminuches.*
 Wach-cup, his x mark, W.
 Quasnach, his x mark, W.
 Ca-ve-sonach, his x mark, W.
 Per-ca-pe-seach, his x mark, W.
 A-wa-re-otz, his x mark, W.
 E-ta-quoram, his x mark, W.
 Sa-o-artz, his x mark, W.
 Moar-ta-witz, W.
 Moar-ta-te-quitz, W.
 Wa-wa-to-ez, W.
 Snaph, *Weeminuches sub-chief.*
 José Marie, W.
 Qu-a-sent, *Uncomp. Tabeguache.*
 Si-vich, " "
 Si-vieh-areh, " "
 Acca-ra-re, his x mark, M.
 Marromara, his x mark, M.
 Su-erup, his x mark, M.
 To-coo, his x mark, M.
 Nacovarts, his x mark, M.
 Uparcararitz, his x mark, M.
 Opo-pa-ritz, his x mark, M.
 Onasiz, his x mark, T.
 Perove, his x mark, T.
 Etook, his x mark, T.
 Tabe-router, his x mark, T.
 Pah-sone, his x mark, T.
 Tera-ma-tuke, his x mark, T.
 To-siach, his x mark, T.
 Cavarup, his x mark, T.
 Ta-val, his x mark, T.
 Queazarts, his x mark, T.
 Sa-che-we, his x mark, T.
 Arrach, his x mark, T.
 Arrup, his x mark, T.
 Peach-sup, his x mark, T.
 Sa-a-wip, his x mark, T.
 Qua-cu-ritz, his x mark, T.
 A-va-suip, his x mark, T.
 Na-na-witz, his x mark, T.
 Wa-ra-ta-zi, his x mark, T.
 Ze-ap-ovaneri, his x mark, T.
 Wap-pah-pi, his x mark, T.
 We-naquitz, his x mark, T.
 No-acha-itz, his x mark, T.
 Cow-a-ra-kuch, his x mark, T.
 So-va-ner, his x mark, T.
 Qui-nach-i-viach, his x mark, T.
 Archuc, his x mark, T.
 Armacos, his x mark, T.
 Oararch, his x mark, T.
 Cab-chu-ma-char-kitz, his x mark, T.
 Kiize, his x mark, T.
 Pereque, his x mark, T.
 Uch-ca-mir, his x mark, T.
 Uch-ca-poo-ritz, his x mark, T.
 Uch-a-titz, his x mark, T.
 To-ko-nantz, his x mark, *Tab. sub-chief.*
 Ko-chup-a-sitz, his x mark, T.
 Ar-ca-va-ritz, his x mark, T.
 Arca-va-requa, his x mark, T.
 Sha-va-qua-to-ark, his x mark, T.
 We-ga-va, his x mark, T.
 Sea-rach, his x mark, T.
 So-o-moquitz, his x mark, T.
 Pearceh, his x mark, T.
 Coh-pa-rum, his x mark, T.
 Tar-tach, his x mark, T.
 Woh-chick-a-arp, his x mark, T.
 Guero-muchieh, his x mark, T.
 Arpa-chitz, his x mark, T.
 Yer-putz, his x mark, T.
 Un-no-wart, his x mark, T.
 Su-te-quitz, his x mark, T.
 Pasques, his x mark, M.
 José Raphael, his x mark, *Muache sub-chief.*
 Raphael, his x mark, M.
 Spurce, his x mark, M.
 Ta-rah-wah, his x mark, M.
 Ka-qua-nah, his x mark, M.
 Oe-bo-atz, his x mark, T.
 Oro-bitz, his x mark, T.
 Aca-unc, his x mark, T.

We, the undersigned, were present at the signing of the articles of agreement with the Ute Indians, and are hereby witnesses to their marks.

THOMAS K. CREE,
Secretary Special Ute Commission.
 CHARLES ADAMS,
United States Indian Agent.
 OTTO MEARS.
 THOMAS A. DOLAN.
 STEPHEN A. DOLE.

Carwarwo, his x mark.
 S. Obatah, his x mark.
 Martine, his x mark.
 José, his x mark.
 Macosebu, his x mark.
 Canhear, his x mark.
 Mopuch, his x mark.
 Warwadah, his x mark.
 Yahtanah, his x mark.
 Mocatacher, his x mark.
 Ocuponough, his x mark.
 Conchewatah, his x mark.

Tahpowata, his x mark.
 Pungase, his x mark.
 Sevaro, his x mark.
 Terrean, his x mark.
 Ignacio, his x mark.
 Juan Ancho, his x mark.
 Cunespeche, his x mark.
 Powincha, his x mark.
 Towiar, his x mark.
 Cabazon, his x mark.
 Warhoup, his x mark.
 Arvaoch, his x mark.

Otocora, his x mark.
 Picquogh, his x mark.
 Quicrager, his x mark.
 Ojos Blancos, his x mark.
 Cocuhupatche, his x mark.
 Mucete, his x mark.
 Cachapura, his x mark.
 Navacartia, his x mark.
 Marvon, his x mark.
 Savonnearoa, his x mark.
 Careta, his x mark.

Quaveroch, his x mark.
 Sevacho, his x mark.
 Segatah, his x mark.
 Petoboun, his x mark.
 Wecha, his x mark.
 Swopia, his x mark.
 Quinch, his x mark.
 Oveto, his x mark.
 Yeawer, his x mark, (Capota.)
 Parcewich, his x mark
 Teributoni, his x mark.

Witnesses :

THOMAS A. DOLAN.
 T. D. BURNS.
 M. V. STEVENS.

DEPARTMENT OF THE INTERIOR,
 OFFICE OF INDIAN AFFAIRS,
 Washington, D. C., January 9, 1874.

SIR: I have the honor to submit herewith, for the action of Congress, the agreement concluded with certain Ute Indians, September 13, 1873, by special commissioners designated by this Department, in accordance with the act of Congress approved April 23, 1872, entitled "An act authorizing the Secretary of the Interior to make certain negotiations with the Ute Indians in Colorado." (Statutes at Large, vol. 17, p. 55.)

Very respectfully, your obedient servant,

EDWARD P. SMITH,
Commissioner.

The Hon. SECRETARY OF THE INTERIOR.