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Message from the President of the United States, transmitting a communication from the Secretary of the Interior, covering the action of the Osage Indians in declining to accede to a reduction of the price of their lands in Kansas

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PRICE OF OSAGE INDIAN LANDS IN KANSAS.

M E S S A G E

FROM THE

PRESIDENT OF THE UNITED STATES,

TRANSMITTING

A communication from the Secretary of the Interior, covering the action of the Osage Indians in declining to accede to a reduction of the price of their lands in Kansas.

MARCH 17, 1882.—Referred to the Committee on Indian Affairs and ordered to be printed.

To the Senate and House of Representatives :

I transmit herewith a communication from the Secretary of the Interior, with accompanying papers, covering the action of the Osage Indians declining to accede to the terms of the act of March 3, 1881, reducing the price of their lands in Kansas.

CHESTER A. ARTHUR.

EXECUTIVE MANSION,
March 17, 1882.

DEPARTMENT OF THE INTERIOR,
Washington, March 17, 1882.

SIR: Under date of 28th ultimo, General Charles Ewing, as attorney for the Osage Indians, filed in the department a memorial of the Great and Little Osage Nation of Indians, signed by 378 members of said nation, addressed to the President of the United States, protesting against any action being taken under the provisions of the act of Congress, approved March 3, 1881, reducing the price of their lands in Kansas (21 Stat., 509); which act also provides "That no proceeding shall be taken under this act until at least two-thirds of the adult males of said Osage Indian tribes shall assent to the foregoing provisions."

I have the honor to transmit herewith copy in duplicate of said petition, also of the letter of General Ewing of 28th ultimo, and of the Commissioner of Indian Affairs of 13th instant, and respectfully to suggest that the same be laid before Congress for its information.

I have the honor to be, sir, very respectfully, your obedient servant,
S. J. KIRKWOOD,
Secretary.

The PRESIDENT.

WASHINGTON, D. C., February 28, 1882.

SIR: As the attorney of the Great and Little Osage Nation, I have the honor to file in your department a petition signed by 378 Osage men (being over two-thirds of the men of the nation), advising the general government that they have fully considered the provisions of the act of March 3, 1881, entitled "An act to graduate the price and dispose of the residue of the Osage Indian trust and diminished reserve lands, lying east of the sixth principal meridian in Kansas," and that they *refuse to assent* to the provisions of said act of Congress, by which the Osage lands in Kansas shall be sold for less than \$1.25 per acre.

The petition, you will please observe, concludes with the request that you will cause "official notice to be given to all concerned that said act of March 3, 1881, has been rejected by us (the Osages), as provided for in said act, and that said lands are subject to purchase only in accordance with the second and sixteenth articles of the treaty of 1865-'7 aforesaid."

I wish respectfully to state that the official declaration here prayed for is essential to the protection of the Osage interests, as, in its absence, the act of March 3, 1881, may at any time hereafter be accepted as a living statute and acted on by officials ignorant of the fact that it has been rejected by the Osages.

I am, sir, very respectfully, your obedient servant,

CHARLES EWING,
Attorney for Great and Little Osages.

Hon. S. J. KIRKWOOD,
Secretary of the Interior.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
Washington, March 13, 1882.

SIR: Referring to the act of March 3, 1881 (21 Stat., 509), entitled "An act to graduate the price and dispose of the residue of the Osage Indian trust and diminished reserve lands, lying east of the sixth principal meridian in Kansas," I have the honor to advise you that, by letter of Charles Ewing, esq., of the 28th ultimo, the Osage Nation of Indians filed in this office a letter addressed to the President, under date of July 25, 1881, signed by 378 of the male members of said Osage Nation, formally refusing to give their assent to the provisions of said act (without which assent the act is inoperative), copies of which are inclosed herewith, with the recommendation that the same be forwarded to the President for his information, with the request that Congress be advised of the action taken by the Indians in the premises.

Very respectfully, your obedient servant,

H. PRICE.
Commissioner.

The Honorable the SECRETARY OF THE INTERIOR.

OSAGE INDIAN AGENCY, I. T., July 25, 1881.

To the President of the United States:

SIR: We, the undersigned, male adults of the Great and Little Osage Nation of Indians, respectfully represent that—

Whereas Congress at its last session passed an act entitled "An act to graduate the price and dispose of the residue of the Osage Indian trust and diminished reserve lands, lying east of the sixth principal meridian in Kansas," which was approved by the Executive on the 3d of March, 1881, a copy of which is hereto attached, and which declares that on the 30th day of June, 1881, these lands shall be reduced in price to 75 cents per acre, and, at certain specified dates thereafter, to 50 and 25 cents per acre: "Provided, however, That no proceedings shall be taken under this act until at least two-thirds of the male adults of said Osage Indian tribes shall assent to the foregoing provisions"; and whereas the said act is in violation of the treaty of our nation with the United States, concluded September 29, 1865, the second and sixteenth articles of which provide that the lands named in said act shall be sold for not less than \$1.25 per acre, and the proceeds, as they accrue, placed in the United States Treasury to our credit, and bear 5 per cent. interest; and whereas said lands are very valuable, and could be sold for a much larger price than that named in the treaty; and whereas various acts of Congress have, without our consent, alienated our lands and postponed payments by settlers in violation of said treaty; and whereas the act of March 3, 1881, above referred to, if assented to by us, will deprive us of one or more millions of dollars to which we are justly entitled; and whereas, at the instance of our attorney and friends, Con.

gress passed an act entitled "An act to carry into effect the second and sixteenth articles of the treaty between the Great and Little Osage Indians and the United States, proclaimed January 21, 1867," approved June 16, 1880, by which it is provided that the United States shall make good to our nation all losses by reason of the alienation of our lands above referred to; and whereas we desire to be protected by the provisions of said act:

Now, therefore, we, the governor, chiefs, councillors, head men, and braves, of the Great and Little Osage Indians, in accordance with that provision of the act first aforesaid which provides for our approval or rejection of the mode therein provided for the disposal of our lands in the State of Kansas, do hereby refuse to assent to said provisions of said act of March 3, 1881, by which our said lands are to be sold at less than \$1.25 per acre; and we hereby protest against any proceedings being had under said act relative to our said lands.

And we respectfully request that you cause official notification to be given to all concerned that said act of March 3, 1881, has been rejected by us as provided for in said act, and that said lands are subject to purchase only in accordance with the second and sixteenth articles of the treaty of 1865-'7 aforesaid.

Witness our hands this twenty-fifth day of July, 1881.

| | |
|---|---------------------------------------|
| Joseph Paw-ne-no-poshe, governor of Osages. | Hah heh se a, his x mark. |
| Big Chief, his x mark. | Shah be la, his x mark. |
| Hard Rope, his x mark. | Pak tun kah shin tah, his x mark. |
| Black Dog, his x mark. | Ne ne o shah, his x mark. |
| Strike Axe, his x mark. | Ah ke tah ki he kah, his x mark. |
| Ne-kah-wah-she-tem-kah, his x mark. | Hlu ah ne kah, his x mark. |
| Wm. Penn, his x mark. | Moh e kah moie, his x mark. |
| Clammore, his x mark. | Wah shin kah soppo, his x mark. |
| W. H. Comror, his x mark. | Wah ghe pe she, his x mark. |
| Wah-tsa-wah-he, his x mark. | Wah mok kah wah she, his x mark. |
| Ho-wah sop py, his x mark. | To tun kah, his x mark. |
| Tsa no pah she, his x mark. | Eu ses tah wah hah, his x mark. |
| Heh scah moie, his x mark. | Ma o lah hah, his x mark. |
| Gray moie shin kah, his x mark. | Wah shah she wah son tsa, his x mark. |
| Pah hu kah she, his x mark. | Hah blak wah hle, his x mark. |
| Ohon kah show, his x mark. | Eu grah hah, his x mark. |
| Wah pah sho sha, his x mark. | Kah wah shin kah, his x mark. |
| Wah ne a tah, his x mark. | Wah tsa ah le, his x mark. |
| Opah gra she, his x mark. | Oke shah, his x mark. |
| Wah shim kah soppo, his x mark. | Wah lah ho wah, his x mark. |
| Hun kah ah she, his x mark. | Hlu ah tsa, his x mark. |
| Hah tah he, his x mark. | Che sho hun kah 2d, his x mark. |
| Hah ke wah kah, his x mark. | Ho log any, his x mark. |
| Otsa nah she, his x mark. | To nun ke, his x mark. |
| Bro ki ke kah, his x mark. | Men tsa no ho, his x mark. |
| Ki he tah she, his x mark. | Tea moh hah, his x mark. |
| Wy e gla en kah, his x mark. | Wy ke g, his x mark. |
| Wah she ne kah, his x mark. | Tsa sa tum kah his x mark. |
| Tsa wah hee, his x mark. | Le so gla she, his x mark. |
| Kah wah ho tsa, his x mark. | Kah to moie, his x mark. |
| Mon kah soppo, his x mark. | Hah kah moie, his x mark. |
| Stau is law, his x mark. | Yah sah tah, his x mark. |
| Moh sho hun kah, his x mark. | Hluah tsa, his x mark. |
| Wah hah hah, his x mark. | He lo ki he, his x mark. |
| Me pah hah, his x mark. | Tsa moie, his x mark. |
| White Hair, his x mark. | Ko sho se a, his x mark. |
| Tall Chief, his x mark. | E pir ah, his x mark. |
| Saucy Chief, his x mark. | Ne ko kun tsa, his x mark. |
| Wah-ho-pah-shin-ka, his x mark. | Tsa moh hah, his x mark. |
| To-wan-ge-he, his x mark. | Mink ches kah, his x mark. |
| Sah-pah-kea, his x mark. | Wah tah to kah, his x mark. |
| Ne-kah-ke-pah-ne, his x mark. | O ke sah, his x mark. |
| Wah-ti-an-kah, his x mark. | Wah she hun ka, his x mark. |
| Wyu-tsa-ka-she, his x mark. | Che shep pah tsa, his x mark. |
| Moh shon o like, his x mark. | A ha o gla, his x mark. |
| Num tsa wah hee, his x mark. | Yla to moie, his x mark. |
| Ki he kah wah tsa kah, his x mark. | Cau hus kah, his x mark. |
| Shap pah sin tsa, his x mark. | Ko she moie, his x mark. |
| Che hah nah she, his x mark. | Klu ah tsa, his x mark. |
| Shap pah kea, his x mark. | Che ke kah hah, his x mark. |
| Ho ne a go, his x mark. | Me kah shin kah, his x mark. |
| | Mo shah ke tah, his x mark. |

Me he lah, his x mark.
 Ke pah hah, his x mark.
 O kon ce thak, his x mark.
 Wy au se gra, his x mark.
 Hah lah moie, his x mark.
 Ki he kah wah ti an kah, his x mark.
 Mo she tah moie, his x mark.
 Thomas Poyor, his x mark.
 Kou tsa se a, his x mark.
 Tsa to kah e wah ke, his x mark.
 Che sho heia kah, his x mark.
 Moh no pah she, his x mark.
 Wah sopy shin kah, his x mark.
 Pah hu log a ny, his x mark.
 Wah tsa wah he, his x mark.
 Ki hi kah stet tse, his x mark.
 Ke wah bwe she, his x mark.
 Moh shon kah she, his x mark.
 Ne kah eso walla, his x mark.
 Heh gah hah scah, his x mark.
 We kah nsh she, his x mark.
 Hum pah wi ke, his x mark.
 He shah, his x mark.
 Pah hop pe, his x mark.
 To wau gah hah, his x mark.
 E to kah wah ti an kah, his x mark.
 We ti an kah, his x mark.
 Hon tsa ah grah, his x mark.
 Ah ke tah shin ka, his x mark.
 Lah hu in kah, his x mark.
 Mon kah sopy, his x mark.
 Wah pak ho sah, his x mark.
 Nin kah walla, his x mark.
 Tow an le he, his x mark.
 Ne kah gah he, his x mark.
 To wah ah hee, his x mark.
 Wah ho pe shin kah, his x mark.
 Kon sa wah to an kah, his x mark.
 Me hah shin kah, his x mark.
 Pe so ke nah she, his x mark.
 Pun kah wah ti an kah, his x mark.
 Wah tsa shin kah, his x mark.
 Che she wah hah, his x mark.
 Me kah wah she, his x mark.
 Wye gla in kah, his x mark.
 Paul Wilson, his x mark.
 Ne no o sha, his x mark.
 Me he kah, his x mark.
 Beauregard, his x mark.
 Kah wah she he, his x mark.
 Shap pah nah she, his x mark.
 Wah she sho he, his x mark.
 To wah tsa la, his x mark.
 Ne wah lah, his x mark.
 Moh ho gla, his x mark.
 Wah she hah, his x mark.
 O kah shou, his x mark.
 Me kah shin kah, his x mark.
 John Ho e she, his x mark.
 Wah no pah she, his x mark.
 Ne ko kum tsa, his x mark.
 Belvizo, his x mark.
 Job Scott, his x mark.
 Hu lah tun kah, his x mark.
 Arh scah moie, his x mark.
 Ko she hi, his x mark.
 Ne kah ke pah nah, his x mark.
 She me kah se shin kah, his x mark.
 Che she wah ti an kah, his x mark.
 Big wild cat, his x mark.
 Joseph Meshell, his x mark.
 John Moshell, his x mark.
 She un tsa va tsa, his x mark.
 Nah hah scah she, his x mark.
 Lu tsa ok op py, his x mark.
 Moh hin gah hah, his x mark.
 Little Joe, his x mark.
 Felix Red Eagle, his x mark.
 Eglon kah shen kah, his x mark.
 Kou sa wah ti an keh, his x mark.
 Wah kah num kah, his x mark.
 Okah she moie, his x mark.
 John he wah tsa, his x mark.
 Ha shu tsa, his x mark.
 E ko i ke, his x mark.
 Peter Mongrain, his x mark.
 Ho seen tsa, his x mark.
 Wah pah ho tsa, his x mark.
 Che sho shun kah, his x mark.
 Martin Redman, his x mark.
 Big gah hah she, his x mark.
 Wah tsa shin kah, his x mark.
 Wah tsa moie, his x mark.
 Hah wah tsa he, his x mark.
 Pah heh moie, his x mark.
 Ne keh ko la, his x mark.
 Wah he nin keh, his x mark.
 Ah hu shin kah, his x mark.
 Hah kah wia, his x mark.
 To tah moie, his x mark.
 Pah hah me tsa, his x mark.
 Two Giver, his x mark.
 O in tah nah she, his x mark.
 Ho she walla, his x mark.
 Wah hah noh kea, his x mark.
 Laurence, his x mark.
 Pun keh shin kah, his x mark.
 Lah he shin keh, his x mark.
 Wah tah tun kah wig, his x mark.
 Frank Corndropper, his x mark.
 Peter Corndropper, his x mark.
 Ah ke tah shin kah, his x mark.
 Wah tsa shin kah, his x mark.
 Me wah kon tah, his x mark.
 Mun tsa tun kah, his x mark.
 Wah sho wah gerah, his x mark.
 Tsa to keh shin kah, his x mark.
 Tsa shin kah ti an keh, his x mark.
 Ki ke keh shin keh, his x mark.
 Mo she tah moie, his x mark.
 Hlu ah tea, his x mark.
 Sah pah ke a, his x mark.
 Wy e nah she, his x mark.
 Lah blat wah ble, his x mark.
 Wah tsa ke tom pe, his x mark.
 Che sho hum kah, his x mark.
 Wah ho tak wah nah she, his x mark.
 Wah scah moie, his x mark.
 Hrah scah grah, his x mark.
 Kon sah ah hwe, his x mark.
 To she walla, his x mark.
 Wah nah hwe, his x mark.
 Tsa pah shin kah, his x mark.
 O sa ke pah, his x mark.
 Nah hali schah she, his x mark.
 Weh tsa hah, his x mark.
 Son se kak hah, his x mark.
 Tsa moie, his x mark.
 Tsa no pah she, his x mark.
 John no pah pe, his x mark.

Ah she gah hue, his x mark.
 Hun kah ah she, his x mark.
 Ne shun moie, his x mark.
 E stah pah tsa, his x mark.
 Ne kah ko la, his x mark.
 Blah log a ny, his x mark.
 Sho scah, his x mark.
 Moh shon a gra, his x mark.
 Che to pah, his x mark.
 Wah mok koh wah she, his x mark.
 Hah hah, his x mark.
 Sou sa kah hah, his x mark.
 Wah to kea, his x mark.
 Glo wah ti an kah, his x mark.
 To tah moie, his x mark.
 Tah tum kah shin kah, his x mark.
 Che sho shiu kah, his x mark.
 Moh pah gah hah, his x mark.
 Pah heh gah heh, his x mark.
 Wah no pah she, his x mark.
 Le he pe, his x mark.
 Wah nun tsa sa, his x mark.
 Wah hah to e, his x mark.
 O lo hah walla, his x mark.
 Po heh a, his x mark.
 Ki he kah shin kah, his x mark.
 Me ke wah ti an kah, his x mark.
 Ohah tun kah, his x mark.
 Olo hah moie, his x mark.
 To kah shin ka, his x mark.
 Wah Bah scah, his x mark.
 Ho she walla, his x mark.
 Wy e gla in kak, his x mark.
 He shet tse a, his x mark.
 Wah sah pah she, his x mark.
 Wah sis toh, his x mark.
 Ki he kah tun kah, his x mark.
 Wah tsa ki ke ka, his x mark.
 Wah sha she wah ti an kah, his x mark.
 We tsa gah hah, his x mark.
 Moh she hah moie, his x mark.
 Moh shon gah hah, his x mark.
 Se go a nun kah, his x mark.
 Me to lah moie, his x mark.
 Hu ah me kah, his x mark.
 Kah wab she he, his x mark.
 Wah shah she wah ti an kah, his x mark.
 O li in kah she, his x mark.
 To wah a he, his x mark.
 N ses tah wah ti an kah, his x mark.
 Nun tsa si ke, his x mark.
 Ho ne kah she, his x mark.
 Wah kah la tun kah, his x mark.
 Moh e kah moie, his x mark.
 Me tsa shin kah, his x mark.
 Me shet tse a, his x mark.
 Ne keh, his x mark.
 Shass pah tse a, his x mark.
 Gre she tse greh greh, his x mark.
 Hah hah shah, his x mark.
 Peter C. Brigheart.
 Gesso Chouteau.
 Louis C. Canville.
 Edward Penn.
 W. S. Mathews.
 E. M. Mathews.
 Joseph Boulanger.

James Hongrain.
 Nicholas Thompson.
 Anthony Soldina.
 Solomon Bevard.
 Alexander Bevard.
 Che tsa a tah, his x mark.
 Vah in gah hah, his x mark.
 Sah pah kea, his x mark.
 Tsa pah in kah, his x mark.
 Ne kah ah le, his x mark.
 He se moie, his x mark.
 He gah hah, his x mark.
 Wah bwe she, his x mark.
 O keo la, his x mark.
 Mo hah ah gra, his x mark.
 Pah su tun kah, his x mark.
 Chesho hun kah, his x mark.
 Shon kah mo lo, his x mark.
 Ke ne kah, his x mark.
 Tsa, heh ne, his x mark.
 Wah ke wah she, his x mark.
 Ke wah e, his x mark.
 Pah se to pah, his x mark.
 Che sho, his x mark.
 Keh heh se a, his x mark.
 Tsa pe se, his x mark.
 Ne kah e blah, his x mark.
 Glatomoie, his x mark.
 Hah hah sah, his x mark.
 Che she wah lah, his x mark.
 Ne kah nah she, his x mark.
 He scah moie, his x mark.
 She ah ku, his x mark.
 Mon ti ah he, his x mark.
 Son sa kah hah, his x mark.
 Hah kah wia, his x mark.
 Pau ne wah nesth tah, his x mark.
 Ho wah sop py, his x mark.
 Tah heh moie, his x mark.
 Ne kah ko la, his x mark.
 Wah tah ho tsa, his x mark.
 Wah hu no pe, his x mark.
 Hu lah hun kah, his x mark.
 Kah sah nun kah, his x mark.
 Wah hah nah kea, his x mark.
 Tsa kah shin kah, his x mark.
 No pah walla, his x mark.
 Ne ka e se y, his x mark.
 Ne kah e o blah, his x mark.
 Nah she walla, his x mark.
 Tsa pah shin kah, his x mark.
 Lap shah ah ne moie, his x mark.
 Moh she ke tah, his x mark.
 O lo hah walla, his x mark.
 Wah hun kah she, his x mark.
 Moh she hah moie, his x mark.
 He o go lah, his x mark.
 He he lah tah, his x mark.
 Hu lo kah she, his x mark.
 Che shu hun kah, his x mark.
 Lo hah wah ti an kah, his x mark.
 Hu lah hun kah, his x mark.
 Hon nah pus sy, his x mark.
 O pah she nah gah she, his x mark.
 Ho ke ah hah, his x mark.
 Tah la, his x mark.

We, Joseph Paw ne no pashe, W. H. Connor, do hereby certify that the names appended to the foregoing paper rejecting the provisions of an act entitled "An act to

graduate the price and dispose of the residue of the Osage Indian Trust and Diminished Reserve Lands, lying east of the sixth principal meridian, in Kansas," approved March 3, 1881, are the names of adult males of the Great and Little Osage Nation of Indians; that they signed their names, or affixed their mark, after the same had been explained to them, and that it was their free act and deed; and that these names constitute more than two-thirds of the adult males of the Great and Little Osage Nations.

JOSEPH PAW NE NO PASHE,

Gov. of O. S.,

W. H. CONNOR.

Witness to signatures,
MAGGIE LAWRENCE.

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