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## **Ratified treaty no. 217, Documents relating to the negotiation of the treaty of October 15, 1836, with the Oto, Missouri, and Omaha Indians, and Yankton and Santee Sioux Indians. October 15, 1836**

Washington, D.C.: National Archives, October 15, 1836

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RATIFIED TREATY NO. 217

DOCUMENTS RELATING TO THE NEGOTIATION OF THE TREATY  
OF OCTOBER 15, 1836, WITH THE OTO, MISSOURI, AND  
OMAHA INDIANS, AND YANKTON AND SANTEE SIOUX INDIANS

Parties to be notified  
P. de C. B. 1836

Sacs & Foxes of all  
Sioux { Upper  
          { Lower  
Omaha  
Dorsey  
Alaer & Mefoum

10-15-36

Genl. William Clark  
St. Louis, Mo. 1836

Enclosed herewith the  
10th Oct. 1836 treaty  
concluded with the  
Omaha of Genl. Clark & Santa  
Fe, by the treaty of  
Pulcher for the extinguish-  
ment of their right to the  
land lying between Missouri  
State & Missouri river. Also  
a communication from  
chiefs of said tribes of same  
date, requesting the attention  
of the Dept. to lands set apart  
for them half Breeds by treaty  
of P. de C. B. of 1830. With the  
same survey &c.

Also find the draft of Genl  
Clark's order of 1831 for  
the purchase of said lands  
and also draft of Genl. Clark  
& Col. Taylor and of 1836

for the extinguishment  
of the Claims of Wabiatow  
Band of Sioux and Sacs  
& Foxes. - Has written  
Gov. Dodge to forward the  
acts ofcession of last  
named tribes -

Has not heard whether  
Maj. Telford has succeeded  
in effecting a relinquish-  
ment of the claim of the  
Sioux of Missouri. Says  
that these Sioux never  
had any real claim to the  
lands referred to.

2 enclosures

4520. amount  
- 500 or paid  
4540

file

Ans Dec 9. 1836.

Superintendent of Ind. Affs.  
St. Louis, Nov. 12. 1836.

Sir,

I have the honor to enclose to you, herewith, a treaty made by Messrs. Dougherty & Pilcher, on the 15<sup>th</sup> ult. with the Otoes, Missourias, Omahas, and Yankton & Santee Sioux, parties to the treaty of 1830, for the extinguishment of their claims to the lands lying between the State of Missouri and the Missouri river. I likewise transmit a letter from those gentlemen, dated 15<sup>th</sup> October, which accompanied the treaty, and a communication of same date from four chiefs of the tribes named on the subject of surveying the land reserved for the use of their half breeds by the treaty of 1830. Should it be determined to have this land surveyed, it is likely the work can be more readily and economically done through the Surveyor's office than by any other mode.

I have paid the draft of Messrs. Dougherty & Pilcher, amts to \$4,841<sup>68</sup>/<sub>100</sub> for expenditures connected with the cession in question, as also the drafts of Messrs. Taylor and Street, amts to \$1000. for the extinguishment of the claims of Wabishaw's band of Sioux and of the Sac & Foxes, and have written

to Gov<sup>r</sup>. Dodge relative to the transmission  
to me, or the Department, (if not already forwarded)  
of the acts of cession of the Indians last named.  
I have not yet understood whether Major  
Taliaferro has succeeded in obtaining the  
relinquishment of the claim of the Sioux of  
his agency, which is the only one required to  
complete the business. But, in truth, these  
Sioux have not, nor never had, any real  
claim to the lands referred to.

Respectfully,

Your ob. Serv.

Wm Clark

C. A. Harris, Esq  
Comm<sup>r</sup> Ind. Affairs,  
Washington

Olas (Mojave) Clarks & Yavapai Herb  
Wabershaus band  
Raus & Foxey

C 115 Oct. 15, 1836.

From Doc, Omaha, and  
Sioux Chief relative to  
land reserved for use of  
half breeds by treaty of 1830.

Belle Four Upper Mo  
October 15 1838

Genl Am Clark  
Sup<sup>r</sup> of Ind Affairs

Sir

We have the honor to transmit herewith a convention, this day concluded with the Atos, Missouri Omahas and Parkton and Santee bands of Sioux Indians, by which the said tribes relinquish to the United States all their claims to the small strip of country lying between the State of Missouri & the Missouri River. To accomplish this desirable object, it has been found necessary to give the tribes above mentioned presents amounting to Four Thousand five hundred and twenty Dollars, which has been distributed among them in the proportions indicated by the second article of the convention. In making this expenditure we have been governed more with an eye to the sacrifices made by the Indians at this particular season (being the time for them to separate and commence their fall hunt) than with any regard to the liberality usually manifested towards Indians who are assembled, with no other view than to ask something from them otherwise the amount would have been considerably increased. But as we were in a manner limited to "a few hundred dollars," which we found it somewhat difficult to define, it has been thought advisable to keep within the bounds before mentioned, not doubting, but it will meet your



approbation and that of the department. In due time  
we will forward an account of all other expenditures  
attending the transaction

Herewith enclosed you will find also a  
letter from the principal chiefs of the several tribes  
relating to the half Blood reservation referred to in  
the Treaty of Prairie du Chien in 1830

Very Respectfully  
Your Obedt Servt

Wm. Daugherty  
Indian Agent

Joshua Pilcher  
U. S. Ind. Agent

C. 115. Oct. 15. 1836  
From Messrs. Dougherty &  
Pilcher - with act of  
relinquishment of Otaes,  
Omahas & Yauktion &  
Santee Sioux, &c.

Genl Wm Clark

Sup<sup>r</sup> Intendant Ind<sup>ian</sup> Affairs

Belle Vue October 15 1836

Father.

It will be recollected that by the Treaty of Prairie du Chien of the 15<sup>th</sup> July 1830, a tract of land was set apart on the South side of the Missouri River for the use of the half breeds of our respective tribes, and in consideration of this tract having been ceded by the Otos and Missouri for the purpose above mentioned, the Yankton Omahaws and Socways have paid annually One hundred Dollars each to the Otos and Missouri, which sum has been taken from their annuities to compensate them for the lands thus ceded; and not withstanding the attention of the Government has been twice called to this subject, we find the land still unsurveyed and consequently unoccupied by those for whose use the cession has been made. Many of these persons are now growing up and anxious to settle upon those lands; but are at the same time unwilling to attempt any improvement, without some guarantee that they will be permitted to hold them; and to the end that they may be gratified, and

that the object originally contemplated may  
be fulfilled. We have to request that the  
attention of our great Father the President of  
the United States may be called to this subject  
as soon as may be convenient.

Witness  
Jos. T. Hamilton

Saton. Otor Chief. his x mark  
Wah che ge sug a. Mission chief his x mark  
Big Elk. Mahaw chief his x mark  
Little Dish Gankton. Chief his x mark