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Ratified treaty no. 337, Documents relating to the negotiation of the treaty of August 12, 1865, with the Snake Indians. August 12, 1865

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RATIFIED TREATY NO. 337

**DOCUMENTS RELATING TO THE NEGOTIATION OF THE
TREATY OF AUGUST 12, 1865, WITH THE SNAKE INDIANS**

Articles of agreement and consultation, made and concluded at Sprague River Valley, on this twelfth day of August in the year one thousand eight hundred and sixty five, by J. W. Perit Huntington Superintendent of Indian Affairs in Oregon, and the part of the United States, and the undersigned Chiefs and Headmen of the Woll-pah-pe tribe of Snake Indians, acting in behalf of said tribe, being duly authorized so to do.

Article I. Peace is declared henceforth between the United States and the Woll-pah-pe tribe of ~~Snake~~ Snake Indians, and also between said tribe and all other tribes in amity with the United States. All prisoners and slaves held by the Woll-pah-pe tribe, whether the same are white persons or members of Indian tribes in amity with the United States shall be released, and all persons belonging to the said Woll-pah-pe tribe now held as prisoners of whites or as slaves by other Indian Tribes, shall be given up.

Article II. The said Tribe hereby cedes and relinquishes to the United States all their right, title and interest to the Country occupied by them, described as follows, to wit: Beginning at the Snow Peak in the Summit of the Blue Mountain Range near the heads of the Grande Ronde River and the North Fork of John Day River, thence down said North Fork of John Day River to its junction with the South fork, thence due south to Crooked River, thence up Crooked River and the South Fork thereof to its source, thence South Eastward to Harney Lake, thence Northerly to the heads of Melheur and Burns Rivers, thence continuing northerly to the place of beginning.

Article III. The said tribe agree to remove forthwith to the Reservation designated by the Treaty concluded on the 15th of October 1864, with the Klamath Modoc and Yahooskin Snake Indians there to remain under the authority and protection of such Indian agent or other officer as the Government of the United States may assign to such duty, and no member of said tribe shall leave said Reservation for any purpose, without the written consent of the Agent or Superintendent having jurisdiction over said tribe.

Article IV. The said Woll-pah-pe tribe promise to be friendly with the people of the United States, to submit to the authority thereof, and to commit no depredations upon the persons or property of Citizens thereof or of other Indian Tribes, and should any member of said tribe commit any such depredations he shall be

delivered up

to the Agent for punishment, and the property restored. If after due notice the tribe neglect or refuse to make restitution, or the property is injured or destroyed, compensation may be made by the Government out of the annuities hereinafter provided. In case of any depredation being committed upon the person or property of any member of the aforesaid Woll-pah-pe Tribe it is stipulated that no attempt at revenge, retaliation or reclamation shall be made by said tribe, but the case shall be reported to the Agent or Superintendent in charge, and the United States guarantee that such depredations shall be punished in the same manner as if committed against white persons and that the property shall be restored to the owner.

Article V. The said tribe promise to endeavor to induce the Hoos-ne-boo-ey and Wa-tat-Kah tribes of Snake Indians, to cease hostilities against the whites, and they also agree that they will in no case sell any arms or ammunition to them, nor to any other tribe hostile to the United States.

Article VI. The United States agree to expend for the use and benefit of said tribe, the sum of five thousand dollars to enable the Indians to fence break up and cultivate a sufficient quantity of land for their use to supply them with seeds, farming implements, domestic animals and such subsistence as may be necessary during the first year of their residence upon the reservation.

Article VII. The United States also agree to expend for the use and benefit of said tribe the sum of two thousand dollars per annum for five years next succeeding the ratification of this treaty, and twelve hundred dollars per annum for the next ten years following, the same to be expended under the direction of the President of the United States, for such objects as in his judgment will be beneficial to the Indians and advance them in morals and knowledge of civilization.

Article VIII. The said tribe after their removal to the Reservation are to have the benefit of the services of the Physician, Mechanics, Farmers Teachers and other Employes provided for in the treaty of the 15th October 1864, in common with the Klamath, Modoc and Yahoskin Snakes, and are also to have the use of the Mills and School Houses provided for in said treaty, so far as may be necessary to them and not to the disadvantage of the other tribes, and in addition an Interpreter who understands the Snake language shall be provided by the Government. Whenever in the judgment of the President the proper time shall have arrived for an allotment of land in severalty to the Indians upon the said Reservation, a suitable tract shall be set apart for each family of the said Woll-pah-pe tribe and peaceable possession of the same is guaranteed to them.

Article IX The Tribe are desirous of preventing the use of Ardent Spirits among themselves and it is therefore provided, that any Indian who brings liquor on to the Reservations, or who has it in his possession, may, in addition to the penalties affixed by law, have his or her proportion of the Annuities withheld for such time as the President may determine.

Article X This Treaty shall be obligatory upon the contending parties as soon as the same shall be ratified by the Senate of the United States.

In testimony whereof, the said Mr. Pruit Huntington, Superintendent of Indian Affairs, and the undersigned Chiefs and Headmen of the Tribe aforesaid, have hereunto set their signatures and seals, at the place and on the day and year above written.

Executed in our presence

W. V. Rinehart

Maj. I. Oregon Infy

W. Kelly. Capt. 1st Cav.

Oregon Vol's.

Landry Applegate

Wm. C. McKay. M.D. Act. Interpreter

Albert Applegate ^{Gov.} ^{Landry} ^{1st} ^{Cav.}

J. B. Chase

Infy. Landry. Escort.

Mr. Pruit Huntington
Supt. Indian Affairs in Oregon

Pah-ni-ne	his & mark
Kan-ni-zoo-ey	his & mark
Ki-nan-ney	his & mark
Ma-ak chan	his & mark
Chok-ko-si	his & mark
She-zhe	his & mark
Che-sm-ma	his & mark
Now-hoop-a-con-ick	his & mark
Ki-po-west-ka	his & mark
Kan-ne "Shas-took	his & mark
Sah-too-too-we	his & mark

~~V~~
Oregon Sep 11 1854

J. W. P. Huntington
Astoria, Oregon
Sept 11 '54

One Treaty negotia-
ted by him with the
Snake Indians, and
remarks upon its im-
portance

(Entered)

Oct 9. 1855
Report by J. W. P. Huntington
re: Snake Indians
to
Genl. Haugh

Office Superintendent Indian Affairs
Salem Oregon Sept 1. 1865.

Sir

I have the honor to inform you ~~that~~ I have returned from the Snake Indian Country, having accomplished a treaty with a portion of the hostile Indians of that region who have so long been a terror to the whites who have sought to enter that country for mining and agricultural purposes.

The Treaty is herewith enclosed and I trust after examination you will give my action your sanction and submit the same to the Senate of the United States for ratification.

I shall in my annual Report, soon to be submitted, give a detailed account of these Indians, their past and present condition, and the progress of operations among them. I therefore omit any remark upon these subjects in this letter, merely asking your attention to the Treaty itself, and calling your notice to the fact that no Treaty has ever been negotiated, which subdues so large a number of hostile Indians, pacifies so large an extent of Country, which calls for the expenditure of so little money by the Government.

Yours D. N. Leveley

Commissioner of
Washington D.C. 2-1

Very Respectfully
Wm Pitt Huntington
Supt Indian Affairs in Oregon