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Ratified treaty no. 301, Documents relating to the negotiation of the treaty of February 5, 1856, with the Stockbridge and Munsee Indians. February 5, 1856

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RATIFIED TREATY NO. 301
DOCUMENTS RELATING TO THE NEGOTIATION OF THE
TREATY OF FEBRUARY 5, 1856, WITH THE STOCKBRIDGE
AND MUNSEE INDIANS

Green Bay N.Y.
J. Hebschmann
Wash. July 29. '56

Leaves letters enclosing
treaties with Strickbrides
& Munses and Menno-
nes, and power of attorney
from the Munses of New
York to their Delegates

Rec'd July 29. '56

Rept to Secy Int March 3. '56

Or

Green Bay, N. 5th 50

Western Superintendency
Milwaukee February 23rd 1836.

Sir:

I have the honor to enclose the articles of agreement entered into in pursuance of your instructions, with the Menominees, on the 11th instant.

The Menominees evinced a liberal spirit towards the Indians proposed to be located in their neighborhood, a sense of gratitude to the government for the measures taken for their welfare, and a firm resolution to avail themselves of the facilities offered them to improve.

Very respectfully
Your Most Obedt. Servant.
Francis Hubertson

Superintendent

Hon. J. W. Mangum
Com^r Indian Affairs
Washington D.C.

Northern Superintendency
Milwaukee, February 23. 1856

Sir:

I have the honor to enclose a treaty with the Stockbridges and Munsees, concluded in conformity to your instructions. In consequence of the complicated difficulties at Stockbridge, and the factious spirit ruling among the Indians, the task imposed upon me was not an easy one, and required extraordinary patience and forbearance. I believe I have used all proper means to make the arrangement contemplated by the treaty as acceptable to all parties interested as could be expected under the circumstances. However, about one fifth of the Indians, headed by Austin E. Quinney, and mostly consisting of members of the Quinney family, did not sign the treaty; but without giving any sensible reason. The only two objections raised by Austin E. Quinney to the draft of the treaty were; first, that the issuing of patents to lands to be apportioned to the individuals of the tribe was contemplated. This objection was virtually obviated by amending the treaty, so that the application for a patent to be made after ten years, has first to be consented to by the General Council of the Stockbridges and Munsees. His second objection was, that there was no provision made for the payment of a claim he himself has against the tribe. Though I invited him to submit the claim to me for examination, he did not do so, and from what I learned from himself and others it appears that it would, if submitted not bear very accurate examination, as about half of it is made up of high

charges for meals furnished Councilors of the Stockbridges, and the other half for funds advanced to one certain Chandler, on his share of the twenty thousand dollars to be paid under the amendment to the treaty of 1848 for procuring the adoption of the said amendment.

The real objection on the part of the Quinneys to the reorganization of the Stockbridges and Minnees under this treaty, is no doubt; the certainty staring them in the face, that their rule over the tribe will be at an end, if the treaty is ratified. To show what use this family has made of their power over the tribe, I will only mention a few instances. Though claiming to hold their lands again in commonalty in consequence of the loss of August 6, 1846 Austin E. Quinney, by barter and trade carried on with widows and other Indians, and by advancing to them a few provisions, pretended to have bought their lots of land, and under the treaty of 1848 he not only received pay for the improvements on all these lands (1440 acres) 2760.⁶³/₁₀₀ dollars, but of the sixteen thousand five hundred dollars paid under V Article of treaty of 1848, he received 3083 dollars, while under a proper per capita apportionment the share of his family would not have been much more than about three hundred dollars. The interest of the 16500 dollars to be paid "as other annuities are paid by the United States", has been apportioned in direct violation of the said treaty until the Stockbridge affairs came under my superintendance, in the same manner as the 16500 dollars under Art. V had been paid; and for the benefit of Saml Miller even that illegal apportionment was falsified so as to pay him one half of \$1662.⁵⁰ and the interest on the other half instead of \$412.⁵⁰, the proportion to which he would have

9

been entitled by the quantity of land held by him at the treaty of 1848. Austin E. Quinney realized about a thousand dollars more by selling his pretended right of occupancy to lots, so that it appears, that he has received about seven thousand dollars in addition to what he has received of the moneys paid to his tribe by the State of New York, and it is no doubt mortifying to him, that his share of moneys hereafter, is to be no larger than that of any other member of the tribe. A great part of the funds received from the State of New York has been used by the Quinney family for their own aggrandizement and the sending of delegations to Washington, and the wishes of a majority of the Stockbridges in relation to the application of those funds have been frequently disregarded, and at the present time, Saml. Miller has been sent by Austin E. Quinney as delegate to Washington with a part of those funds in direct opposition to the wishes of the majority.

I proposed to Austin E. Quinney and his followers to patent to them lands at Stockbridge, and to make other stipulations favorable to them, if they preferred to remain there and to separate from the tribe, but as they would not declare their willingness to accept of such provisions and as Quinney declared that he would probably desire to remove with the others, if the lands to be selected were of good quality, and deeming it more beneficial to them, that they should remove with the others and be settled by themselves, if they preferred it, in some corner of the ^{new} reservation, I did not feel prompted to provide for their remaining at Stockbridge, and increased the sums to be paid in proportion to their number.

I had made no secret, since my visit to Stockbridge

during the forepart of December last. of the arrangement contemplated in relation to lands and land titles at Stockbridge (Article XIII. and XIV.) and it appeared generally satisfactory to white settlers, yet there will be always found meddlesome individuals, and it appears that at the request of a resident of Stockbridge, who, however has no land himself, a lawyer of Green Bay had drawn up a petition or memorial asking the treaty to be amended.

When I saw the document, no names were attached to it, and I have not inquired afterwards, if it has been signed by anybody and forwarded. I read it very hastily, but it left the impression upon my mind, that little legal knowledge was displayed by its author. Since the authority to issue patents, given by the law of 1843 was destroyed by the repealing Act of 1846, and the list of patents to lots to be granted under the ~~treaty~~ treaty of 1848, is imperfect and incorrect, the settlers at Stockbridge, if they understand it, will be the last to object to authority being granted to the proper officer, to issue patents, and the investigation of sales made by Indians provided for, I think, will not be seriously objected to, except by such, who are afraid that the consideration paid by them would be found to have consisted of whiskey.

The minimum price fixed in the treaty for the land to be sold by the United States Government is not too high nor unjust to any class of the settlers at Stockbridge. Those who settled there shortly after the treaty of 1848 and bought out for a small consideration the right of occupancy of Indians to their houses, clearings and fields, have since mostly confined themselves to cultivating the fields already made and reaped fine

crops without paying any taxes or bearing any of the hardships of a new settlement. It has not been so much by their labor that these lands have become valuable, as by the settlements and improvements made in the surrounding country and the general prosperity of the State. The settlers who have recently squatted on lots of land at Stockbridge, have gone there with the perfect knowledge of the price which was expected to be fixed on those lands, and since it has become known that the treaty was signed, that part of the State has been under great excitement and many have flocked to Stockbridge to make claims and to avail themselves of the privileges contemplated to be extended to actual settlers by the treaty. It is feared that there are even more settlers and claimants than lots of land, and if the price should be reduced, the excitement would no doubt become more intense and the land Officers would find it more difficult to settle the conflicting claims. The privilege of entering lands at the terms of payment, as prescribed for actual settlers in Article XIV. granted to a number of Indians by Article XVI. was considered by all as very valuable, which seems to prove beyond a doubt, that the price is considered very moderate. If the petition above referred to has been signed generally by the settlers at Stockbridge, they have done so in consequence of it being represented to them, that it could do no harm to try to get the lands from the Government at a less price and not because the price is too high or unjust to any one of them. A power of Attorney of the Messrs

of New York to their Delegates is herewith enclosed.

Very Respectfully
Your Obedt. Servant

Francis Hubertman

Superintendent

Hon: Geo. M. Manypenny
Com: of Indian Affairs
Washington
D. C.

Gen Bay N 511 30
Parson of Altopuz

to
Mum Dubs

to
Isaac Parker &
William M. Hawks
& Johna Willson

to
draw money

Know all men That by these
Presents we make constituted and appointed
Isaac Clarke, ^{William Mohawk} and Joshua Willson
or either ~~two~~ of them, in the absence
of the other, to receive from the Com-
missioner of the United States the
share of us and each of us, and our
families in money ~~or other valuable~~
~~things~~ in consideration of annuities
due us from the United States or
by virtue and effect of a treaty
which it is understood, is about
to be made between the United
States and the Stockbridge and
Munsee Tribes of Indians, we
are informed will be ~~paid~~
and will be paid to us by the
said Commissioner, or by the
Superintendent of Indian Affairs
for Wisconsin. And we hereby
authorize our ~~said~~ attorneys
as aforesaid to give receipts and

vouchers to the said Comptroller
or Superintendent, as may be right
or he may require. Our intention
being that our said Attorneys
shall transmit to us in the
State of New York said monies
to enable us immediately to remove
to, improve and subsist in our
own homes in the State of New York

And by ratifying the acts of
our said Attorneys in the prem-
ises. In witness whereof
we have hereunto set our hands
and seals this day of January
A.D. 1856.

In presence of
Paul W. Brall
John Armstrong

Isaac Durkin
William Mohawk
Titus Mohawk, wife of White
Clarissa Spang, wife of Moses
George
Johnathan Titus
Seymour Halftown

State of New York
Cattaraugus County

On this 19th day of January

A.D. 1856 came before me Isaac Durkin, William
Mohawk, Titus Mohawk, Austin Halfwhite, Clarissa Spang, George
Moses, Johnathan Titus, Seymour Halftown, Johnathan Titus, Seymour Halftown
Seymour Halftown

Presented to me by the oath of George Jamison
to me well known, to be the individuals
who signed and executed the within
instrument of attorney and acknow-
ledged that they executed it freely.

~~George~~ ^{his} Jamison
mark

Justice of the Peace

Sworn & Subscribed before me
this 19th day of January 1856.

Elisha Brown

Justice of the Peace

Roll and Comptrolle
in conformity to Art. V.
of the foregoing treaty.

~~1853~~

1856

S. 147 Green Bay
1856.

Whereas by Senate amendment to the treaty with the Menomonees of February eighth one thousand eight hundred and thirty one two townships of land on the east side of Winnebago Lake, Territory of Wisconsin, were set aside for the use of the Stockbridge and Munsee Tribes of Indians, all formerly of the State of New York, but a part of whom had already removed to Wisconsin; and

Whereas said Indians took possession of said lands, but dissensions existing among them led to the treaty of September third one thousand eight hundred and thirty nine, by which the east half of said two townships was retroceded to the United States, and in conformity to which a part of said Stockbridges and Munsees emigrated west of the Mississippi; and

Whereas to relieve them from dissensions still existing by "An Act for the relief of the Stockbridge Tribe of Indians in the Territory of Wisconsin," approved March third one thousand eight hundred and forty three, it was provided, that the remaining township of land should be divided into lots and allotted between the individual members of said tribe; and

Whereas a part of said tribe refused to be governed by the provisions of said Act, and a subsequent Act was passed on the sixth day of August one thousand eight hundred and forty six, repealing the aforementioned Act, but without making provision for bona fide purchasers of lots in the township subdivided in conformity to the said first named Act; and

Whereas it was found impracticable to carry into effect the provisions of the last mentioned Act, and to remedy all difficulties, a treaty was entered into on the twenty fourth of November one thousand eight hundred and forty eight,

wherein among other provisions the tribe obligated itself to remove to the country west of the Mississippi set apart for them by the amendment to said treaty; and

Whereas dissensions have yet been constantly existing amongst them, and many of the tribe refused to remove, when they were offered a location in Minnesota, and applied for a retrocession to them of the township of Stockbridge, which has been refused by the United States; and

Whereas a majority of the said tribe of Stockbridges and the Munsees are averse to removing to Minnesota and prefer a new location in Wisconsin, and are desirous soon to remove and to resume agricultural pursuits, and gradually to prepare for citizenship; and a number of other members of the said tribe desire at the present time to sever their tribal relations and to receive patents for the lots of land at Stockbridge now occupied by them; and

Whereas the United States are willing to exercise the same liberal policy as heretofore and for the purpose of relieving these Indians from the complicated difficulties, by which they are surrounded, and to establish comfortably together all such Stockbridges and Munsees - wherever they may be now located, in Wisconsin, the State of New York, or west of the Mississippi - as were included in the treaty of September third one thousand eight hundred and thirty nine, and desire to remain for the present under the paternal care of the United States government; and for the purpose of enabling such individuals of said tribes, as are now qualified and desirous to manage their own affairs, to exercise the rights and to perform the duties of the citizen, these articles of agreement have been entered into:

Articles of agreement and convention made and concluded at Stockbridge in the State of Wisconsin on the ^{fifth} day of February in the year of our Lord one thousand eight hundred and fifty six between Francis Ruebschmann,

Commissioner on the part of the United States, and the Stockbridge and Munsee tribe of Indians, assembled in general council, and such of the Munnsees, who were included in the treaty of September third one thousand eight hundred and thirty-nine, but are yet residing in the State of New York, by their duly authorized delegates William Mohawk and Joshua Willson.

Article I. The Stockbridge and Munsee tribes, who were included in the treaty of September third one thousand eight hundred and thirty-nine, and all the individual members of said tribes hereby jointly and severally cede and relinquish to the United States all their remaining right and title in the lands at the town of Stockbridge, State of Wisconsin, the seventy-two sections of land in Minnesota set aside for them by the amendment to the treaty of November twenty-fourth one thousand eight hundred and forty-eight, the twenty thousand dollars stipulated to be paid to them by the said amendment, the sixteen thousand five hundred dollars invested by the United States in stocks for the benefit of the Stockbridge tribe in conformity to Article IX. of the said treaty, and all claims set up by and for the Stockbridge and Munsee tribes, or by and for the Munnsees separately, or by and for any individuals of the Stockbridge tribe, who claim to have been deprived of annuities since the year one thousand eight hundred and forty-three, and all such and other claims set up by or for them or any of them are hereby abrogated, and the United States released and discharged therefrom.

Article II. In consideration of such cession and relinquishment by said Stockbridges and Munnsees the United States agree to select as soon as practicable and to give them a tract of land in the State of Wisconsin near the southern

Commissioner on the part of the United States, and the Stockbridge and Munsee tribe of Indians, assembled in general council, and such of the Munnesees, who were included in the treaty of September third one thousand eight hundred and thirty-nine, but are yet residing in the State of New York, by their duly authorized delegates William Mohawk and Joshua Willson.

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Article II. In consideration of such cession and relinquishment by said Stockbridges and Munnesees the United States agree to select as soon as practicable and to give them a tract of land in the State of Wisconsin near the southern

boundary of the Menomonee reservation of sufficient extent to provide for each head of a family and others lots of land of eighty and forty acres as hereinafter provided, every such lot to contain at least one half of arable land, and to pay to be expended for improvements for the said Stockbridges and Munsies as provided in Article IV. the sum of forty thousand and seven hundred dollars, and a further sum of twenty thousand three hundred and fifty dollars to enable them to remove.

Article III. As soon as practicable after the selection of the lands set aside for these Indians by the preceding Article the United States shall cause the same to be surveyed into sections, half and quarter sections, to correspond with the public surveys, and the council of the Stockbridges and Munsies shall under the direction of the Superintendent of Indian Affairs for the Northern Superintendency make a fair and just allotment among the individuals and families of their tribes. Each head of a family shall be entitled to eighty acres of land, and in case his or her family consists of more than four members, if thought expedient by the said council, eighty acres more may be allotted to him or her; each single male person above eighteen years of age shall be entitled to eighty acres, and each female person above eighteen years of age not belonging to any family and each orphan child to forty acres, and sufficient land shall be reserved for the rising generation.

After the said allotment is made, the persons entitled to land may take immediate possession thereof, and the United States may thenceforth and until the issuing of the patents as hereinafter provided, hold the same in trust for such persons, and certificates shall be issued in a suitable form, guarantying and securing to the

holders their possession and an ultimate title to the land; but such certificates shall not be assignable, and shall contain a clause expressly prohibiting the sale or transfer by the holder of the land described therein. After the expiration of ten years upon the application of the holder of such certificates, ^{made with the consent of the said Stockbridge and Munsee council,} and when it shall appear prudent and for his or her welfare, the President of the United States may direct, that such restriction on the power of sale shall be withdrawn and a patent issued in the usual form.

Should any of the heads of families die before the issuing of the certificates or patents herein provided for, the same shall issue to their heirs, and if the holder of any such certificate shall die without heirs, his or her land shall revert to the United States, unless on petition of the Stockbridge and Munsee council for the issuing of a new certificate for the land of such deceased person to the holder of any other certificate for land, and on the surrendering to the United States of such other certificate by the holder thereof the President shall direct the issuing of a new certificate for such land.*

* and in like manner new certificates may be given for lots of land, the prior certificates for which have been surrendered to the holders thereof.

Article IV. Of the monies set aside for improvements by the II.^d of these Articles not exceeding one fourth shall be applied to the building of roads leading to and through said lands, to the erection of a school house and such other improvements of a public character, as will be deemed necessary by the said Stockbridge and Munsee Council, and approved by the Superintendent of the Northern Superintendency. The residue of the said fund shall be expended for improvements to be made by and for the different members and families composing the said tribes, according to a system to be adopted by the said council under the direction of

the Superintendent aforesaid, and to be first approved by the Commissioner of Indian Affairs.

Article V. The persons to be included in the apportionment of the land and money to be divided and expended under the provisions of this agreement, shall be such only, as are actual members of the said Stockbridge and Munsee tribes, (a roll or census of whom shall be taken and appended to this agreement,) their heirs and legal representatives; and hereafter the adoption of any individual amongst them shall be null and void, except it be first approved by the Commissioner of Indian Affairs.

Article VI. In case the United States desire to locate on the tract of land to be selected as herein provided the Stockbridges and Munnsees emigrated to the west of the Mississippi ^{in conformity to the treaty of Columbus 3^d} ~~the year~~ one thousand eight hundred and thirty nine, the Stockbridges and Munnsees, parties to this treaty, agree to receive them as brethren; Provided, that none of the said Stockbridges and Munnsees, whether now residing at Stockbridge in the State of Wisconsin, in the State of New York, or west of the Mississippi, shall be entitled to any of these lands or the money stipulated to be expended by these Articles, unless they remove to the new location within two years from the ratification hereof.

Article VII. The said Stockbridges and Munnsees hereby set aside for educational purposes exclusively their portion of the annuities under the Treaties of November eleventh one thousand seven hundred and ninety four, August eleventh one thousand eight hundred and twenty seven and September third one thousand eight hundred and thirty nine.

Article VIII. One hundred and fifty

dollars valuation of the school house at Stock-
bridge made in conformity to Article VI. of the
treaty of November twenty fourth one thousand
eight hundred and forty eight and remaining
unpaid shall be expended in the erection of a
school house, with the other funds set aside
for the same purpose by Article IV. of this agree-
ment.

Article IX. ~~6 3/4~~^{7 2/3} acres ~~reserved~~^{bounded} as fol-
lows: Beginning at the N.E. corner of Lot 89 in the centre
of the military road, thence W. along the N. line of said lot
54 1/4 rods, thence S. 38 1/4 rods, thence E. 28 1/4 rods, thence N. 34 1/4
rods, thence E. 26 rods, thence N. 4 rods to the place of begin-
ning, comprising the ground heretofore used by the Stock-
bridges to bury their dead, shall be patented to the Sup-
erisors of the town of Stockbridge, to be held by them and their
successors in trust for ~~the use~~ of the inhabitants of said town
to be used by them as a cemetery and the proceeds from cemetery
lots and burial places to be applied in fencing, clearing & embellishing
the grounds.

Article X. It is agreed that all roads
and highways, laid out by authority of law,
shall have right of way through the lands
set aside for said Indians, on the same terms
as are provided by law for their location through
lands of citizens of the United States.

Article XI. The object of this instrument
being to advance the welfare and improvement
of said Indians, it is agreed, if it prove in-
sufficient, from causes which cannot now be
foreseen, to effect these ends, that the President
of the United States may, by and with the ad-
vice and consent of the Senate, adopt such
policy in the management of their affairs,
as in his judgment may be most beneficial
to them; or Congress may, hereafter, make such
provision by law, as experience shall prove to
be necessary.

Article XII. The said Stockbridges and

Munsees agree to suppress the use of ardent spirits among their people and to resist by all prudent means its introduction in their settlements.

Article XIII. The Secretary of the Interior, if deemed by him expedient and proper, may examine into the sales made by the Stockbridge Indians, to whom lots of land were allotted in conformity to the Act of Congress entitled: "An Act for the relief of the Stockbridge Tribe of Indians in the Territory of Wisconsin," approved March third one thousand eight hundred and forty three, and if it shall be found that any of the said sales have been improperly made, or that a proper consideration has not been paid, the same may be disapproved or set aside. By the direction of the said Secretary patents to such lots of land shall be issued to such persons as shall be found to be entitled to the same.

Article XIV. The lots of land, the equitable title to which shall be found not to have passed by valid sales from the Stockbridge Indians to purchasers and such lots as have by the Treaty of November twenty fourth one thousand eight hundred and forty eight been ceded to the United States shall be sold at the minimum price of ten dollars per acre for lots fronting on Lake Winnebago, on both sides of the military road and all the lands in the three tiers of lots next to Lake Winnebago, and at five dollars per acre for the residue of the lands in said Township of Stockbridge. Purchasers of lots on which improvements were made by Stockbridge Indians, shall pay in addition to the said minimum price the appraised value of such improvements. To actual settlers on any of said lots possessing

the qualifications requisite to acquire pre-emption rights, or being civilized persons of Indian descent, not members of any tribe, who shall prove to the satisfaction of the register of the land district, to which the township of Stockbridge shall be attached, that he or she has made improvements to the value of not less than fifty dollars on such lot, and that he or she is actually residing on it, the time of paying the purchase price may be extended for a term not exceeding three years from the ratification hereof as shall be deemed advisable by the President of the United States, provided that no such actual settler shall be permitted to pre-empt in the manner aforesaid more than one lot or two contiguous lots on which he has proved to have made improvements exceeding the value of one hundred dollars. The residue of said lots shall be brought into market as other government lands are offered for sale, and shall not be sold at a less price than the said minimum price, and all said sales shall be made and the patents provided for in these Articles shall be issued in accordance with the survey made in conformity to said Act of March third one thousand eight hundred and forty-three, unless in the opinion of the Secretary of the Interior a new survey shall be deemed necessary and proper.

Article XV. The United States agree to pay within one year after the ratification of this agreement the appraised value of the improvements upon the lands herein ceded and relinquished to the United States to the individuals claiming the same, the valuation of such improvements to be made by a person to be selected by the Superintendent of Indian Affairs for the Northern Superintendency and not to exceed in the aggregate the sum of five thousand dollars.

Article XVI. The hereinafter named Stockbridge Indians, having become sufficiently advanced in civilization, and being desirous of separating from the Stockbridge tribe and of enjoying the privileges granted to persons of Indian

descent by the State of Wisconsin, and in consideration of ceding and relinquishing to the United States all their rights in the lands and annuities of the Stockbridge tribe of Indians, and in the annuities, money or land, to which said Indians now are or may hereafter be entitled, the United States agree to issue patents in fee simple to the said Stockbridge Indians to the lots of land at the town of Stockbridge, described and set opposite their names.


Names of persons.	Lots to be patented to them.	Lots the privilege of entering which on the same terms of payment as prescribed for actual settlers in Act. XV. is granted.
John Moore	9. 38 & 105.	226 & 187.
Job Moore	69. 176 & 191.	280.
Sophia Moore	177.	
Caleb Moore	223	
Elizabeth Moore	234.	
Henry Moore	264.	233.
Daniel Davis's Heirs	47. N. ¹ / ₂ 48. 60.	
John Silliman's Heirs	113.	
Jane Dean's Heirs	30.	
A. Miller's Heirs	14.	
Mary McAllister	N. ¹ / ₂ 280.	S. ¹ / ₂ 280.
Hope Welch	284.	
Catherine Mills	S. ¹ / ₂ 194.	N. ¹ / ₂ 194.
Nancy Rom	N. ¹ / ₂ 270.	S. ¹ / ₂ 270.
Margaret Beaulieu	N. ¹ / ₂ 238.	S. ¹ / ₂ 238.
Sally Schenandoah	76.	
Jacob Moore	233	190.
Martha Moore,	253	
wife of Jacob Moore		
Betsy Manague	N. ¹ / ₂ 349.	S. ¹ / ₂ 349.
Levy Konkapot	61. 152.	
Mary Hendrick	78.	

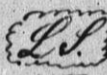
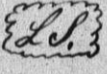
The said Mary Hendrick and Levy Konkapot to have the privilege of joining again the said Stockbridges and Munsies in their new location.

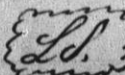
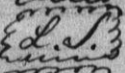
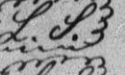
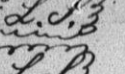
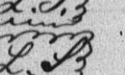
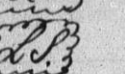
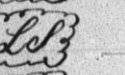
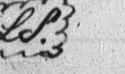
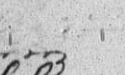
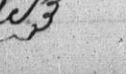
Article XVII. So much of the treaties of September third one thousand eight hundred and thirty nine and of November twenty fourth one thousand eight hundred and forty eight, as is in contravention or in conflict with the stipulations of this agreement, is hereby abrogated and annulled.

Article XVIII. This instrument shall be binding upon the contracting parties whenever the same shall be ratified by the President and the Senate of the United States.


























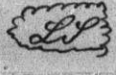
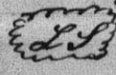
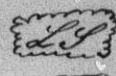

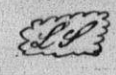
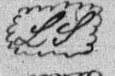
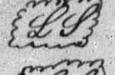
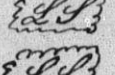
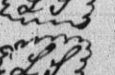
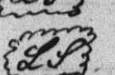

In testimony whereof the said Francis Huebschmann, Commissioner as aforesaid, and the chiefs, headmen and members of the said Stockbridge and Munsee tribes and the said Delegates of the Muncies of New York have hereunto set their hands and seals, at the place and on the day and year herein before written.






































Francis Huebschmann 
Commissioner on the part of the United States

Joshua ^{his} Wilson 
William ^{mark} Mohawk 

John N. Chicks 
Jeremiah Slingerland 
John N. Abrams 
Libo T. Peters 
Levi Konkapoh 
Therms S. Moranch 
Jacob ^{his} X David's 
John W. ^{mark} Quinney 
Enos ^{his} X Jowder 
John ^{mark} X Gocum 

- George J Bennett L.S.
- Jacob Konkapot L.S.
- Jella ^{his} ~~her~~ _{mark} X Jordan L.S.
- Jeremiah X Bennett L.S.
- Traac ^{his} ~~her~~ _{mark} X Jacobs L.S.
- Samus ^{his} ~~her~~ _{mark} X Joshua L.S.
- Benjamin ^{his} ~~her~~ _{mark} X Pufe 2nd L.S.
- John S. Hendrick L.S.
- Eli Williams L.S.
- Camelius Anthony L.S.
- Lewis Hendrick L.S.
- Adam Davids L.S.
- Elias ^{his} ~~her~~ _{mark} X Konkapot L.S.
- Jedediah Wilber L.S.
- William Gardner L.S.
- Stephen Gardner L.S.
- Simon ^{his} ~~her~~ _{mark} X Jordan L.S.
- Polly ^{her} ~~his~~ _{mark} X Bennett L.S.
- Eleanor ^{her} ~~his~~ _{mark} X Charles L.S.
- Mary ^{her} ~~his~~ _{mark} X Hendrick L.S.
- Susan Hendrick L.S.
- Joseph ^{his} ~~her~~ _{mark} X Doftator L.S.
- Joseph ^{her} ~~his~~ _{mark} X Chicks L.S.
- Solomon ^{his} ~~her~~ _{mark} X Davids L.S.
- John ^{his} ~~her~~ _{mark} X Moore L.S.
- Job ^{his} ~~her~~ _{mark} X Moore L.S.
- Sophia ^{her} ~~his~~ _{mark} X Moore L.S.
- Caleb ^{his} ~~her~~ _{mark} X Moore L.S.
- Elizabeth ^{her} ~~his~~ _{mark} X Moore L.S.
- Henry ^{his} ~~her~~ _{mark} X Moore L.S.
- Elizabeth ^{her} ~~his~~ _{mark} X Boman L.S.
- Humble Jordan L.S.
- Sheba ^{her} ~~his~~ _{mark} X Pufe L.S.
- Jacob Jacobs L.S.
- Saron Konkapot L.S.
- Jeremiah ^{his} ~~her~~ _{mark} X Gardner L.S.
- Andrew ^{his} ~~her~~ _{mark} X Wilber L.S.

Prudence ^{her} Leimney 
 Bertha ^{mark} Wright 
 Alous ^{his} Leimney 
 Rebecca ^{mark} Thompson 
 Diana Davids 
 Mary ^{her} Littleman 
 Peter ^{his} ^{mark} Bennett Sr. 
 Peter ^{his} ^{mark} Bennett Jr. 
 Daniel Gardner 
 Bascha ^{her} Brown 
 Dennis ^{his} ^{mark} Turkey 
 Benjamin ^{his} ^{mark} Page 3rd 
 Abram ^{his} ^{mark} Page Sr. 
 Abram ^{his} ^{mark} Page Jr. 
 David ^{his} ^{mark} Page 
 Elizabeth ^{her} ^{mark} Dottator 
 Margaret ^{her} ^{mark} Davids 
 Cornelius ^{his} ^{mark} Aaron 
 Anna ^{her} ^{mark} Turkey 
 Louisa ^{her} ^{mark} Wankaput 
 Thebe ^{her} ^{mark} Skicket 
 Elizabeth ^{her} ^{mark} Aaron 
 Rebecca ^{her} ^{mark} Aaron 
 Benjamin ^{his} ^{mark} Page 4th 
 Paul ^{his} ^{mark} Page 
 Jackson Chick & 2 other orphans heirs of Josiah Chick 
 Electa ^{Sister of the late J. W. Leimney Sr.} & Candy 
 Mary Jane Dean 
 Daniel P. Dean } Heirs of Jane Dean 
 John W. Dean 
 Cornelius ^{his} ^{mark} Yocom 
 Harriet ^{her} ^{mark} Jorden 
 Peter ^{his} ^{mark} D. Littleman 
 Louisa ^{her} ^{mark} Page 
 Charlotte ^{her} ^{mark} Palmer 
 Ramona ^{her} ^{mark} Miller 

Hannah ^{her} x ^{mark} Turkey 
 Siceema Miller 
 Dr ^{his} x ^{mark} Bigdeer 
 Elizabeth ^{her} x ^{mark} Milber 
 Dorias ^{his} x ^{mark} David 
 Harvey ^{his} Johnson 
 Mary ^{her} Eliza ^{her} x ^{mark} Butter 
 Thomas ^{his} x ^{mark} Juddell 
 Chester Jaussey 
 Daniel Jaussey 
 Sarah ^{her} x ^{mark} Jaussey 
 Philena ^{her} x ^{mark} Juddell 1st 
 Lucinda ^{her} x ^{mark} Quimsey 
 Sally ^{her} x ^{mark} Chanandoak 
 Mary ^{her} x ^{mark} Mcallister 
 Hope ^{her} x ^{mark} Welch 
 Catharine ^{her} x ^{mark} Mills 
 Nancy ^{her} x ^{mark} Hoorn 
 Margaret ^{her} x ^{mark} Beaulieu 
 Eliza ^{her} x ^{mark} Franks 
 Lucinda ^{her} x ^{mark} Gardner 
 Mary ^{her} x ^{mark} Boman 
 Debby ^{her} x ^{mark} Baldwin 
 Edward ^{her} x ^{mark} Boman 
 Hannah ^{her} x ^{mark} Smith 
 Moses ^{her} x ^{mark} Smith 
 Betsey ^{her} x ^{mark} Manaque 
 Polly ^{her} x ^{mark} Dottator 
 Aaron ^{her} x ^{mark} Smith 
 Polly ^{her} x ^{mark} Smith 
 Mary ^{her} x ^{mark} Thebeart 
 Jacob Moore 
 Abigail Moon 
 Clarissa ^{her} x ^{mark} Miller 
 Polly ^{her} x ^{mark} Hancock 
 John ^{her} x ^{mark} Lewis 
 James ^{her} x ^{mark} Chick 

Signed and Sealed
 In presence of
 Theodore Koven
 Secretary to Commissioners.
 Saml W Beall
 Adam Sheriff
 James Christie
 Lemuel Goodell
 Erad McKenry
 John L. Beall

Roll and Census made in conformity to Art. V.
of the foregoing treaty.

Names.	Men.	Women.	Children.	Total.
Census of the Muncies of New York included in the treaty of September third eighteen hundred and thirty-nine.				
Isaac Durkee	1	1	2	4
William Mohawk	1	1	2	4
Titus Mohawk			1	1
Thos. Snake's widow		1	1	2
Austin Half White			1	1
Clarissa Spragg		1	7	8
George Moses	1	1	2	4
Jonathan Waterman	1	1	5	7
Jonathan Titus	1			1
Levy Haultown	1	1	7	9
Jefferson Haultown	1	1		2
Eunice Red Eye		1	5	6
John Willson	1	1	3	5
Joshua Willson	1	1	2	4
				58

Names.	Men	Women	Children	Total.
Census of Stockbridges and Mounsees at Stock- bridge, Wisconsin.				
John N. Chicks	1		3	4
Jeremiah Hingerland	1	1	3	5
John W. Abrams	1	1	4	6
Liba J. Peters	1	1	2	4
Levy Konkapot	1			1
Thomas S. Branch	1	1	2	4
Jacob Davids	1	1	4	6
John W. Quinney Jr.	1	1	2	4
Timothy Jourdan	1	1	3	5
John Yocum	1	1	4	6
George J. Bennet	1	1	3	5
Jacob Konkapot	1	1	3	5
Jesse Jourdan	1	1	2	4
Jeremiah Bennet	1	1	2	4
Isaac Jacobs	1	1	1	3
James Joshua	1			1
Benjamin Pyc 2 ^d	1	2	4	7
John P. Hendricks	1	1	2	4
Eli Williams	1	1	3	5
Cornelius Anthony	1	1	2	4
Lewis Hendrick	1			1
Adam Davids	1	1	2	4
Elias Konkapot	1			1
Jedediah Wilber	1			1
William Gardner	1	1	3	5
Stephen Gardner	1	1	1	3
Simeon Gardner	1	1	1	3
Polly Bennet		1	2	3
Eleonor Charles		1		1
Mary Hendrick		1		1
Susannah Hendrick		1		1

Names.	Men.	Women.	Children.	Total.
Joseph Doxtator	1	1		2
Joseph L. Chicks	1		3	4
James Chicks			1	1
Salomon David	1	1	1	3
Elizabeth Bowman		1	3	4
Humble Jourdan	1	1		2
Phoebe Pye		1		1
Jacob Jacobs	1			1
Aaron Konkapot	1			1
Jeremiah Gardiner	1			1
Andrew Wilber	1			1
Prudence Quinney		1		1
Bethsaba Wright		1		1
Alonzo Quinney	1			1
Rebecca Thompson		1		1
Peter Bennet Sen.	1	1	4	6
Peter Bennet Jr.	1	1		2
Daniel Gardner	1			1
Bathsaba Brown		1		1
Dennis F. Turkey	1	1		2
Benjamin Pye 3 ^d	1	1	4	6
Abram Pye Sen.	1		2	3
Abram Pye Jr.	1			1
David Pye	1			1
Elizabeth Doxtator		1	4	5
Margaret David		1	1	2
Cornelius Aaron	1	1	1	3
Anna Turkey		1		1
Phoebe Shicket		1		1
Louisa Konkapot		1		1
Elizabeth Aaron		1		1
Rebecca Aaron		1		1
Benjamin Pye 4 th	1	1	3	5
Paul Pye	1			1

Names	Men	Women	Children	Total
Jackson Chicks to one other orphan, heirs of Josiah Chicks			2	2
Electa W. Gandy	1	1	4	6
Cornelius Yocum	1	1	3	5
Harriet Gourdan		1		1
Levina Pye		1		1
Charlotte Palmer		1	3	4
Remona Miller		1	2	3
Hannah Turkey		1	3	4
Bigdeer	1			1
Elizabeth Wilber		1	2	3
Harvey Johnston	1	1	7	9
Mary Eliza Butler		1	3	4
Thomas Fousey	1	1	6	8
Chester Fousey	1	1	5	7
Daniel Fousey	1			1
Sarah Fousey		1		1
Philena Pye 1 st		1		1
Lucinda Quinney		1	2	3
Eliza Franks		1	1	2
Lucinda Gardner		1	1	2
Mary Jane Bowman		1		1
Debby Baldwin		1	2	3
Edward Bowman	1	1	1	3
Moses Smith	1	1	2	4
Dolly Doctator		1	1	2
Polly Smith		1		1
Naron Smith / Hannah Smith	1	1	2	4
Polly Honkappot		1		1
John Lewis	1			1
Peter D. Littleman	1	1	4	6
Clarissa Miller		1		1
				93

Names.	Men.	Women.	Children.	Total.
Charles Stevens	1			1
Samuel Stevens	1	1		2
Samuel Miller		1	4	5
John Metoxen Sen.	1	1		2
Simcon S. Metoxen	1	1	4	6
Nicholas Palmer	1	1	2	4
Daniel Metoxen	1			1
Moses Doxtator	1	1	2	4
Darius Charles	1		2	3
Catharine Butterfield		1	1	2
Washington Quinney	1	1	3	5
Ezekiel Robinson	1			1
Sally Tye		1	2	3
James Palmer	1		2	3
Jonas Thompson	1			1
William Thompson	1			1
Austin E. Quinney	1	1	3	5
John Beaman	1			1
Simcon Quinney	1	1	1	3
Elizabeth Palmer		1	1	2
Margaret Miller		1	2	3
William Miller	1			1
Ezchariah Miller	1	1		2
Salomon Duchamp	1			1
John Metoxen Jr.	1			1
Joseph M. Quinney	1	1	1	3
Mary Quinney		1		1
Freelinghugsen Quinney	1			1
Bartholomew Bowman	1			1
Lewis Bowman	1			1
John P. Quinney (absent.)	1	1		2
Paul Quinney (do.)	1		1	2
Francis Michael Bowman, Commissioner				
Leiba S. Peter Sachse				

74
69
11
58
90

Bill & Census made in con-
formity to Art. I of the
foregoing Treaty.

Roll and Censuses of Stockbridges and Mannis
 who preferred to remain at Stockbridge according
 to Article XVI.

Names.	Men.	Women.	Children.	Total.
John Moore	1			1
Job Moore	1	1	6	8
Sophia Moore		1	1	2
Galeb Moore				
Elizabeth Moore				
Henry Moore	1		1	2
Liana Davids		1		1
Mary Ann Littleman		1	1	2
Mary Jane Dean			1	1
Daniel P. Dean			1	1
John W. Dean			1	1
Lideema Miller		1		1
Darius Davids	1			1
Mary Mc Allister			1	1
Hope Welch		1		1
Catherine Mills		1		1
Nancy Horn		1		1
Margaret Beaubien		1	5	6
Sally Schenandrah		1	2	3
Betsy Menague		1	5	6
Jacob Moore	1	1	2	4

Children of Jane Dean