



LIBRARIES

UNIVERSITY OF WISCONSIN-MADISON

Ratified treaty no. 222, Documents relating to the negotiation of the treaty of May 26, 1837, with the Kiowa, Kataka and Tawakaro Indians. May 26, 1837

Washington, D.C.: National Archives, May 26, 1837

<https://digital.library.wisc.edu/1711.dl/24PNLH6J6V57J9B>

As a work of the United States government, this material is in the public domain.

For information on re-use see:

<http://digital.library.wisc.edu/1711.dl/Copyright>

The libraries provide public access to a wide range of material, including online exhibits, digitized collections, archival finding aids, our catalog, online articles, and a growing range of materials in many media.

When possible, we provide rights information in catalog records, finding aids, and other metadata that accompanies collections or items. However, it is always the user's obligation to evaluate copyright and rights issues in light of their own use.

RATIFIED TREATY NO. 222
DOCUMENTS RELATING TO THE NEGOTIATION
OF THE TREATY OF MAY 26, 1837, WITH THE
KIOWA, KATAKA AND TAWAKARO INDIANS

See - West^m Sup^y S. 3068 (42)

Authenticated copy of the
Kiowa Treaty of the 26

May 1837.

S. 3068, 1842

May 26, 1837

Kiowa treaty

Gen^l Arbutnot
at Ft Gibson

~~Gen^l Arbutnot~~
this paper is a
copy of the

Treaty with the Kioway, Katta-ka and Sa-wa-ka-ro
Nations of Indians

Whereas a Treaty of peace and friendship was made and signed on the 24th day of August 1835, between Montfort Stokes and Brigadier General Matthew Arbuckle, Commissioners on behalf of the United States on the one part; and the Chiefs and head men and representatives of the Comanche, Hitchiti, Cherokee, Muscogee, Choctaw, Osage, Seneca and Quapaw Nations or Tribes of Indians on the other part. And whereas the said Treaty has been duly ratified by the Government of the United States. Now know all whom it may concern, that the President of the United States, by letter of appointment and instructions of the 7th day of April 1837, has authorized Col. A. S. Chouteau to make a convention or Treaty, between the United States and any of the Nations or Tribes of Indians of the great Western Prairie. And the said Montfort Stokes and A. S. Chouteau Commissioners of Indian Treaties, have this day made and concluded a Treaty of peace and friendship, between the United States of America, and the Chiefs, head men and representatives of the Kioway, Katta-ka and Sa-wa-ka-ro Nations of Indians, on the following terms and conditions, that is to say: -

Article 1st There shall be perpetual peace and friendship between all the Citizens of the United States of America, and all the individuals composing the Kioway, Katta-ka and Sa-wa-ka-ro Nations and their associated Bands or Tribes of Indians, and between these Nations or Tribes and the Muscogee and Osage Nations or Tribes of Indians.

Article 2nd Every injury or act of hostility by one or either of the contracting parties on the other, shall be mutually forgiven and forever forgotten.

Article 3rd There shall be a free and friendly intercourse between all the contracting parties hereto, and it is distinctly understood and agreed by the Kioway, Katta-ka, and Sa-wa-ka-ro Nations, and their associated Bands or Tribes of Indians, that the Citizens of the United States are freely permitted to pass and repass through their settlements or hunting ground without molestation or injury, on their way to any of the Provinces of the Republics of Mexico or Texas, or returning therefrom, and that the Nations or Tribes named in this Article, further agree to pay the full value of any injury their people may do to the goods or property of the Citizens of the United States, taken or destroyed when peaceably passing through the country they inhabit, or hunt in, or elsewhere. And the United States here by guarantee, to any Indian or Indians of the Kioway, Katta-ka and Sa-wa-ka-ro Nations, and their associated Bands or Tribes of Indians, a full indemnification for any Horses or other property which may be

stolen from them, provided that the property so stolen cannot be recovered, and that sufficient proof is produced that it was actually stolen by a citizen of the United States, and within the limits thereof.

Article 4th — It is understood and agreed by all the Nations or Tribes of Indians, parties to this Treaty, that each and all of the said Nations or Tribes have free permission to hunt and trap in the great Prairie west of the cross timber, to the Western limits of the United States.

Article 5th — The Kioway, Ka-ta-ka and Sa-wa-ka-ro Nations and their associated Bands or Tribes of Indians agree and bind themselves to pay full value for any injury their people may do to the goods or other property of such traders as the President of the United States may place near to their settlements or hunting ground for the purpose of trading with them.

Article 6th — The Kioway, Ka-ta-ka and Sa-wa-ka-ro Nations, and their associated Bands or Tribes of Indians, agree, that in the event any of the Red people belonging to ~~the~~ the Nations or Tribes of Indians residing south of the Missouri River, and west of the States of Missouri and Arkansas, not parties to this Treaty, should visit their towns, or be found on their hunting ground, that they will treat them with kindness and friendship, and do no injury to them in any way whatever.

Article 7th — Should any difficulty hereafter unfortunately arise between any of the Nations or Tribes of Indians, parties hereto, in consequence of Murder, the stealing of horses, cattle, or other cause, it is agreed that the other Tribes shall interpose their good offices to remove such difficulties; and also that the Government of the United States may take such measures as they may deem proper to effect the same object, and see that full justice is done to the injured party.

Article 8th — It is agreed by the Commissioners of the United States that in consequence of the Kioway, Ka-ta-ka and Sa-wa-ka-ro Nations, and their associated Bands or Tribes of Indians having freely and willingly entered into this Treaty, and it being the first they have made with the United States, or any of the contracting parties, that they shall receive presents immediately after signing, as a donation from the United States, nothing being asked from the said Nations or Tribes in return, except to remain at peace with the parties hereto, which their own gods, and that of their posterity require.

Article 9th — The Kioway, Ka-ta-ka and Sa-wa-ka-ro Nations and their associated Bands or Tribes of Indians, agree that their entering into this Treaty shall in no respect interrupt their friendly relations with the Republics of Mexico and Texas, where they all frequently hunt and the Kioway, Ka-ta-ka and Sa-wa-ka-ro Nations sometimes visit; and it is distinctly understood that the

Government of the United States desire that perfect peace shall exist between the Nations or Tribes named in this Article, and the said Republics.

Article 10th This Treaty shall be obligatory on the Nations or Tribes, parties hereto, from and after the date hereof and on the United States from and after its ratification by the Government thereof.

Done and signed and sealed at Fort Gibson, this twenty sixth day of May one thousand eight hundred and thirty seven and of the Independence of the United States the fifty second.

Witnesses.

Wm. Whistler
 Lt. Col. 7th Inf.
 Comd'g.
 B. S. E. Donnell
 Capt. 7th Inf.

Francis Lee
 Capt. 7th Inf.

Ja. R. Stephenson
 Capt. 7th Inf.

F. G. Cooke
 Capt. 125th Grains

H. Seawell
 Capt. 7th Inf. Secy to the Commr.

J. W. Moore
 1st Lt. 7th Inf.

H. H. Holmes
 1st Lt. 7th Inf.

R. H. Ross
 1st Lt. 7th Inf.

J. H. Bailey
 Apt. Surgeon

G. R. Paul
 1st Lt. 7th Inf.

J. G. Simmons
 1st Lt. 7th Inf.

J. G. Reed
 2^d Lt. 7th Inf.

J. M. Wells
 2^d Lt. 7th Inf.

R. S. Dodge

H. Dutton
 Lt. 7th U.S. Army

Siak Harpage
 Creek Interpreter

M. Stokes
 Commr. of Indian Tribes

A. P. Chouteau
 Com. Indian Tribes

Kiaways

Ta-ka-ta-couché, the Black bird his + mark

Cha-hon-de-ton, the flying squirrel his + mark

Ta-ne-congais, the Sea-gull his + mark

Bon-congais, the Black cap his + mark

Si-son-da-cab, the top of the mountain his + mark

Sim-son-da-cab, the white bird his + mark

Con-a-hen-ka, the Horned Frog his + mark

Ho-pan-ni-gais, the night his + mark

Ka-him-hi, the Prairie Dog his + mark

Pa-con-ta, my young Brother his + mark

Ka-ta-kis

Hon-ton-te, the Iron shoe his + mark

A-ii-kenda, the one who is surrounded his + mark

Ch-mia-ni-ta, the walking Bear his + mark

Ta-wa-ka-ros

Ka-ta-ka-kara, he who receives the word of God. his + mark

Ta-ca-hache, the one who speaks to the chief his + mark

Ke-ti-cara-con-ki, the white cow his + mark

Ta-ka, the hunter of Sun his + mark

Muscogees

Roby McEnish his + mark

Max. Gillespie his + mark

Samuel Miller his + mark

Samuel Pennington his + mark

John Taudam his + mark

To-me-go-hola	his + mark
Efi-mathta	his + mark
Chus-co-la-co-miei	his + mark
Encotts Harjo	his + mark
Ufalita Harjo	his + mark

Osage's

Clermont, the principal chief	his + mark
Ka-hi-gair-tonga, the Big Chief	his + mark
Ka-hi-gair-wa-ehin-pi-chais, the mad chief	his + mark
Chan-gais-mon-nou, the Horse Chief	his + mark
Wa-eri-cha, the Liberal	his + mark
Sa-lais, the going deer	his + mark
Chonta-sa-bais, the Black Dog	his + mark
Wa-ehin-pi-chais, the mad warrior	his + mark
Mi-ta-ni-ga, the crazy Blanket	his + mark
Wa-ti-ni-ga, the crazy	his + mark
Hou-ra-ti, the war Eagle	his + mark
Tan-wan-ga-hais, the Town maker	his + mark
Hoa-ha-ga-la, the one they cry for	his + mark
Chongais-han-ga, the Red no Dog	his + mark
Man-pa-cha, the brave man	his + mark
Wa-ehin-pi-chais, the mad warrior	his + mark
Wa-s-ha-wa-gra-kim, the Chief bear	his + mark
Sa-wa-cha, the Peaceful	his + mark
Ca-wa-wa-ga, the one who gives horses	his + mark
U-di-gais-ta-wa-to-ni-go, the crazy osage,	his + mark

A true copy

W. Seawell
 Capt. & Secy to the Commissioners

