



# **Ratified treaty no. 228, Documents relating to the negotiation of the treaty of November 1, 1837, with the Winnebago Indians. November 1, 1837**

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RATIFIED TREATY NO. 228  
DOCUMENTS RELATING TO THE NEGOTIATION OF THE  
TREATY OF NOVEMBER 1, 1837, WITH THE WINNEBAGO INDIANS

Articles of a Treaty made at the City  
of Washington, between Dary A. Harris, thereto  
specially directed by the President of the United  
States, and the Winnebago Nation of Indians, by  
their Chiefs and Delegates.

Article 1st. The Winnebago Nation of  
Indians cede to the United States all their land  
east of the Mississippi River.

Article 2d. The said Indians further  
agree, to relinquish the right to occupy, except for  
the purpose of hunting, a portion of the land held  
by them west of the Mississippi, included between  
that river, and a line drawn from a point twenty  
miles distant therefrom on the Southern boundary  
of the Neutral Ground to a point equidistant  
from the said river on the Northern boundary thereof.  
But this stipulation shall not be so construed as  
to invalidate their title to said tract.

Article 3d. The said Indians agree to  
remove within eight months from the ratification  
of this treaty, to that portion of the Neutral Ground  
west of the Mississippi which was conveyed to them  
in the 2d Article of the Treaty of September 21st,  
1832; and the United States agree that the said  
Indians may hunt upon the western part of said  
Neutral Ground, until they shall procure a per-  
manent settlement.

Article 4th. In consideration of the cession  
and relinquishment contained in the preceding  
articles, the United States agree to the following

stipulations on their part:

First. To set apart the sum of two hundred thousand dollars (\$200,000) for the following purposes:

To pay to the individuals herein named the sum specified for each: - To Nicholas Boilvin, six thousand dollars (\$6,000); to the other four children of Nicholas Boilvin formerly Agent for said Nation, four thousand dollars (\$4,000) each; to Catherine Nyott, one thousand dollars (\$1,000); to Hyacinthe St Cyr, one thousand dollars (\$1,000); to the widow of Henry Gratiot, late Sub-Agent of the Nation, in trust for her eight children, ten thousand dollars (\$10,000); to H. L. Dousman, in trust for the children of Pierre Paquette, late Interpreter for the Nation, three thousand dollars (\$3,000); to Joseph Brisbois, two thousand dollars (\$2,000); to Lattelie Clark Jr two thousand dollars (\$2,000); to John Royt two thousand dollars (\$2,000); to Antoine Gignou two thousand dollars (\$2,000); to Jane F. Robette two thousand dollars (\$2,000); to George Fisher one thousand dollars (\$1,000); to Therese Royt one thousand dollars (\$1,000); Domitille Brisbois one thousand dollars (\$1,000). These sums are allowed at the earnest solicitation of the Chiefs and Delegates for supplies and services to the Nation afforded by these individuals.

The balance of the above sum of two hundred thousand dollars (\$200,000) shall be applied to the debts of the nation, which may be ascertained to be justly due and which may be admitted by the Indians: Provided, that if all their just debt shall amount to more than this balance, their creditors shall be paid pro rata, upon their giving

receipts in full; and if the just debts shall fall short of said balance, the residue of it shall be invested for the benefit of the Nation: and provided also, that no claim for depredations shall be paid out of said balance.

Second. To pay under the direction of the President to the relatives and friends of said Indians, having not less than one quarter of Winnebagh blood, one hundred thousand dollars (\$100,000).

Third. To expend for their removal to the lands assigned them, a sum not exceeding seven thousand dollars (\$7,000).

Fourth. To deliver to the Chiefs and Delegates on their arrival at St Louis, goods and chattels to the amount of three thousand dollars (\$3,000), and also to deliver to them as soon as practicable after the ratification of this treaty, and at the expense of the United States, goods to the amount of forty seven thousand dollars (\$47,000).

Fifth. To deliver to them provisions to the amount of ten thousand dollars <sup>(\$10,000)</sup>; and horses to the same amount.

Sixth. To apply to the erection of a grist mill three thousand dollars (\$3,000.)

Seventh. To expend in breaking up & fencing in ground, after the removal of the said Indians, ten thousand dollars (\$10,000.)

Eighth. To set apart the sum of ten thousand dollars (\$10,000) to defray contingent and incidental expenses in the execution of this treaty, and the expenses of an exploring Party, when the said Indians shall express a willingness to send one to the Country Southwest of the Missouri river.

Ninth. To invest the balance of the pounds

of the lands ceded in the first article of this treaty amounting to one million one hundred thousand dollars (\$1,100,000), and to guarantee to them an interest of not less than five per cent. of this interest amounting to fifty five thousand dollars (\$55,000) it is agreed the following disposition shall be made:

- For purposes of education two thousand eight hundred dollars (\$2,800)  
For the support of an Interpreter for the School five hundred dollars (\$500)  
For the support of a miller six hundred dollars (\$600)  
For the supply of agricultural implements and assistance five hundred dollars (\$500)  
For medical services and medicines six hundred dollars (\$600.)

The foregoing sums to be expended for the objects specified, for the term of twenty two years, and longer at the discretion of the President. If at the expiration of that period, or any time thereafter, he shall think it expedient to discontinue either, or all of the above allowances, the amount so discontinued shall be paid to the said Winnebago nation. The residue of the interest amounting to fifty thousand dollars (\$50,000) shall be paid to said nation, in the following manner: Ten thousand dollars (\$10,000) in provisions; twenty thousand dollars (\$20,000) in goods; and twenty thousand dollars (\$20,000) in money.

Article 5th. It is understood and agreed that so much of the stipulations in existing treaties with said Winnebago nation, as requires services to be performed, supplies furnished, or

payments made at designated times and places shall be henceforth null and void; and these stipulations shall be carried into effect at such times, and at such points in the County to which they are about to remove, as the President may direct.

Article 6th. This treaty to be binding on the contracting parties, when it shall be ratified by the United States.

In witness whereof the said George A. Harris, and the undersigned Chiefs and Delegates of the said Winnebago Nation, have hereunto set their hands at the City of Washington, this 1st day of November, A. D. 1837.

G. A. Harris

Watch-hat-ty-kah (Big Boat) his mark  
Keesh-kec-ja-kah (Kar-i-mo-nay) his mark  
Mo-za-chay-kah (Little Friend) his mark  
Ma-na-pay-kah (Little Soldier) his mark  
Wa-kam-ha-kah (Snake Skin) his mark  
Ma-hu-koo-shay-nug-e-kah (Young Bekasi) his mark  
Wa-kum-cha-hoo-kah (Yellow Thunder) his mark  
Wa-kam-kah (The Snake) his mark  
Kantch-kay-suck-kah (Quick bread) his mark  
Ma-ta-sha-hay-ma-ni-kah (Young Harmony) his mark  
Wa-kam-ho-no-mic-kah (Little Snake) his mark  
Hoong-kah (Old chief) his mark  
To-shun-uc-kah (Little Otter) his mark  
Ho-go-nick-kah (Little Hill) his mark  
Kom-pa-ska-kah (Five Days) his mark  
Oho-walk-sai-p-e-ma (The Bloom) his mark  
Ah-oo-skush-kah (Red Wind) his mark

Shoog-hat-ty-kah  
Hah-kah-kah

Big Gun / his mark  
Little Boy-child / his mark

In Person of  
Thos. A. B. Boyd U. S. I. Ind. Agt

R. Boileau

Antoine Grignon } Interpreters

Jean Roy

Joseph Moore

J. Brisbois

Sat. Clark Law

Alexis Bailey

H. H. Sibley Agent Am. Fire Co

John Lave

John M. Farlane

W. G. Gandy

J. R. Cuttenden

Charles E. Miss

J. R. Fales

Pd L. Mackall

copy of the manuscript  
May 11 - 1857