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## **Documents relating to the negotiation of an unratified treaty of August 18, 1821, with the Menominee, Winnebago, and New York Indians. August 18, 1821**

Washington, D.C.: National Archives, August 18, 1821

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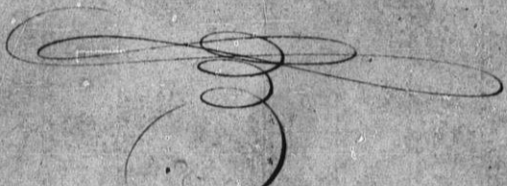
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DOCUMENTS RELATING TO THE NEGOTIATION  
OF AN UNRATIFIED TREATY OF AUGUST 18, 1821, WITH  
THE MENOMINEE, WINNEBAGO, AND NEW YORK INDIANS

Aug. 18, 1821 - copy  
(Receipt of payment original)

Treaty  
with the  
Menominee  
and  
Winnebagoes.

1821.

  
2  
copies

(Treaties, copies)

[UNRAT. TREATIES]

(1)

Articles of a Treaty, made and concluded at Green Bay, in the Territory of Michigan, between Tahyentanche, alias John Antony, Tahnonsongatha, alias John Menango, Onongwatgo, alias Cornelius Beard, Sganawiaty, alias Thomas Christian, of the Oneida nation; Gawentaraun, alias Abraham C. Lafort, of the Onondaga nation; Dagaoyoteh, alias Jacob Jameson, Kanasaongwas, alias George Jameson, of the Seneca nation; deputies, authorized and empowered to represent an association of the Six Nations or tribes of Indians of the State of New York; Eleazer Williams, alias Onwarinkuaki, a deputy authorized and empowered represent the St Regis Indians of the State of New York; Ukhawansowwammut, Solomon W. Hendrick, Wausaunah, alias Jacob Kunkapot, Menowomung, alias Abner Hendrick, Chicksokun, alias Jacob Chicks, Saukawate, alias Robert Kunkapot, deputies authorized and empowered to represent the Stockbridge nation or tribe of Indians of the State of New York; Rufus Turkey, alias Kalakosakont, a deputy authorized and empowered to represent the Munsee nation or tribe of Indians; and the Chiefs and head Men of the Menomini and Winnebago nations of Indians, residing in the vicinity of Green Bay aforesaid, this eighteenth day of August, in the year one thousand eight hundred and twenty-one.

Article First. — The Menomini and Winnebago nations of Indians, in consideration of the stipulations herein made on the part of the Six Nations, and the St. Regis, Stockbridge and Munsee nations, do hereby cede, release and quit claim, to the people of the said Six Nations, and the said St. Regis, Stockbridge and Munsee nations forever, all the right, title, interest and claim, of them, the Menomini

and Winnebago nations of Indians, to the lands comprehended within, and described by the following boundaries, viz: Beginning at the foot of the Rapids on the Fox River, usually called the Grand Taccalin; thence up the said River to the Rapids at the Winnebago Lake; and from the river extending back, in the width on each side, to the North West and to the South East, equidistant with the Lands claimed by the said Menomini and Winnebago nations of Indians.

Article Second. — The Six Nations, and the St. Regis, Stockbridge, and Muncie nations of Indians, do promise and agree, to and with the Menomini and Winnebago nations of Indians, that they, the Menomines and Winnebagos shall reserve to themselves the right to occupy a necessary proportion of the Lands hereby ceded, for the purposes of hunting, and also the right of fishing, provided nevertheless, that they, the Menomines and Winnebagos in such use and occupation shall commit no waste or depredation on such Lands as may be under improvement by either of the said Six Nations, St. Regis, Stockbridge or Muncie Nations.

Article Third. — In consideration of the Cession aforesaid the Six Nations, and the St. Regis, Stockbridge and Muncie Nations aforesaid do agree to pay to the Menomini and Winnebago Nations aforesaid, within one year from this date, the sum of Fifteen Hundred Dollars in Goods; and they have also paid to the said Winnebago and Menomini Nations this day, the sum of Five Hundred Dollars, the receipt of which is hereby acknowledged by the said Menomini and Winnebago Nations.

In Testimony Whereof, the said Deputies, and the said Chiefs and head Men have hereunto set their hands and seals, at the place and on the day and year above written.

Signed sealed and delivered  
in presence of.

The words "foot of the" interlined  
in the first article, and the  
words "cultivation and" erased  
before signing.

A. Pinkney  
Col. 3rd Regt Infy  
Wm Whistler  
Capt. 3 Regt Infy  
Jr, Garland, Capt.  
J. Cowan, Lt.  
M. Irwin

U. S. Factor.  
John W. Johnson  
U. S. Factor.  
Lewis House.  
Jno B. F. Russell  
Lieut. U. S. Army.  
Chas C. Townbridge  
Agent for the Deputations.

### Winnebago Chiefs.

Serachon <sup>his</sup> or the Smoker.  
<sub>mark</sub>  
Shonkapaw <sup>his</sup> or Dogs Head.  
<sub>mark</sub>  
Ochopshaw <sup>his</sup> or Four Legs.  
<sub>mark</sub>  
Karamance <sup>his</sup> or The Elk  
<sub>mark</sub>  
Nompemonick <sup>his</sup> or Day Walker  
<sub>mark</sub>  
Shonkchontcup <sup>his</sup> or Black Wolf  
<sub>mark</sub>  
Chearsoo <sup>his</sup> or Crooked Tail  
<sub>mark</sub>  
Chonseph <sup>his</sup> or Black Deer  
<sub>mark</sub>  
Kankank <sup>his</sup> or The Dove  
<sub>mark</sub>

### Menominee Chiefs.

Estenarin <sup>his</sup> or The Youngman.  
<sub>mark</sub>  
Asakutaw <sup>his</sup> or Pine Shooter, in  
<sub>mark</sub> the place of Tom's son, Josette.  
Neekaw <sup>his</sup>  
<sub>mark</sub>  
Muckoometa <sup>his</sup> or Bear fat  
<sub>mark</sub>  
The Spaniard <sup>his</sup>  
<sub>mark</sub>  
Kishcunatum <sup>his</sup>  
<sub>mark</sub>

### Deputies.

Sahzentanthen <sup>his</sup> alias John Anthony  
<sub>mark</sub>  
Sahnonggotha <sup>his</sup> alias John Menango  
<sub>mark</sub>  
Onongwatgo <sup>his</sup> alias French's Beard  
<sub>mark</sub>  
Spanawaty <sup>his</sup> Thomas Christian  
<sub>mark</sub>  
Yuwentaramon <sup>his</sup> alias Abraham's Fort  
<sub>mark</sub>  
Nagazotch <sup>his</sup> alias Jacob Jameson  
<sub>mark</sub>  
Narasongwee <sup>his</sup> alias George Jameson  
<sub>mark</sub>  
Eloizer Williams, alias Onwenthuaki  
Solomon H. Hendrick, alias Uhhawnowvaunmat  
Jacob Kuskapot, alias Nausannah  
Abner Hendrick <sup>his</sup> alias Menowomang  
<sub>mark</sub>  
Jacob Chick <sup>his</sup> alias Chickotun  
<sub>mark</sub>  
Nankawati <sup>his</sup> alias Robert Kuskapot  
<sub>mark</sub>

Rufus Turkey <sup>his</sup> X <sup>mark</sup> alias Kalakosaknot.

The within arrangement entered into between the Six Nations, the St. Regis, Stockbridge and Munsie Nations, of the one part, and the Menominee and Winnebagoes, of the other, is approved; with the express understanding; that, the lands thereby conveyed to the Six Nations, the St. Regis, Stockbridge and Munsie Nations, are to be held by them, in the same manner, as they were previously held, by the Menominee and Winnebagoes.

February 19th, A.D. 1822. James Monroe.

Received Green Bay, September 16th one thousand eight hundred and twenty-two of the Stockbridge Deputy, nine hundred dollars; of the Oneida Deputy, four hundred dollars; and of the Tuscarora Deputy, two hundred dollars all in goods agreeable to the stipulation of the Third article of the within Treaty.

In presence of  
J. Sergeant, Junr.  
Hemy, UMR  
M. W. W. W.  
Capt. 3rd Infy.  
D. Watson, Major U. S. Army  
Richard Pickett.

Winnebago Chiefs  
Serackon <sup>his</sup> X or The Smoker  
Karamance <sup>mark</sup> X <sup>his</sup> or The Elk  
Shonkapaw <sup>mark</sup> X <sup>his</sup> or Dogs Head  
Ochopdaw <sup>mark</sup> X <sup>his</sup> or Four Legs  
Shonshonkapi <sup>mark</sup> X <sup>his</sup> or Black Wolf  
Aupommonce <sup>mark</sup> X <sup>his</sup> or The Crow

Menominee Chiefs.  
Oquommonnekaw <sup>his</sup> X or The Great Wave  
The Spaniard <sup>mark</sup> X <sup>his</sup>  
Seakutaw <sup>his</sup> X or Pine Shooter  
Shakawpomnee <sup>mark</sup> X <sup>his</sup> or Scare all  
Showwonnim <sup>mark</sup> X <sup>his</sup> or Yellow Dog.

Aug. 18. 1821 (copy)

Capt. L.

det

Mark. City.

22 Oct. 1821.

Enclosing copy  
of a treaty between  
the Winnebagoes,  
de, and the Six  
Nations, de

also a copy of a  
report by the spec  
tion authorized  
to visit Green Bay

Treaties. Copies



Sir,

Washington Oct. 22<sup>o</sup> 1821

I have the honour to submit to you a copy of the treaty, executed at Green Bay between the Winnebagoes & Menominees forming one party, and the delegation of the Seneca of the Munsee, of the Stockbridge, and of the St Regis Indians forming the other party. I intended to transmit the original instrument, but some accident had prevented it. I shall do it however immediately on my return.

I submit also a copy of the report of the person, authorized by me, at the expense of the persons holding the reversion of the lands owned by these Indians in New York, to visit Green Bay in company with the delegation and to conduct the negotiation. It is due to him to say, that this duty was zealously and ably performed.

A copy of my instructions to him should have accompanied this report but I find on examination, that I have it not with me. It shall be

transmitted, as speedily as possible. My  
apology for the omission will be found in the  
little time afforded me for the arrangement  
of my papers, after the conclusion of the treaty  
of Chicago.

The result of this negotiation I consider important  
to the parties and to the United States. If  
~~an~~ improper influence be excited, these Indians  
will gradually withdraw from New York, and  
establish themselves upon the land thus ceded.  
They will there form a barrier, which may be  
highly useful in the event of any difficulties in  
that remote quarter.

Very Respectfully Sir  
I have the honour to be  
Yr obt Servt  
Lewis Cass.

Hon. J. C. Calhoun  
Secretary of War

Detroit, 7<sup>th</sup> Sept. 1821.

Sir

The deputation from the Six Nations and Stockbridge and Muncie nations of Indians having returned to this place, I have the honor to report to you the proceedings and the result of their mission to Green Bay.

Soon after your departure from this place in July last, I learned that Maj. Biddle, the Indian Agent at Green Bay, (whose advice and assistance, I was instructed, would be afforded the deputies,) was about to leave that place for the purpose of attending the treaty to be held at Chicago.

I communicated this information to the deputies on their arrival here, and at their request I addressed a letter to your Excellency at Chicago, requesting that such instructions as would be most likely to secure the object in view, might be immediately forwarded to me at Green Bay.

On our arrival at the place of our destination, we found the Agent absent, as was anticipated, and learned also, to our very great mortification, that his interpreters had accompanied him. Upon consultation it was thought advisable to proceed in our business without delay, although

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although we were sensible that we should meet with many difficulties; and with this view we procured a commodious house in the vicinity of Fort Howard, where we were visited on the seventh of August, by a Menomini Chief and a few of his warriors. We informed these men that we should be pleased to hold a council with such Menomini Chief as were at the place, and requested them to attend us, accompanied by those chiefs, on the following day.

On the eighth a few of the Menomini Chiefs called at our house, and were soon followed by some Winnebagoes, who took seats with them in the council room, when the deputies addressed a short speech to the former, stating that they had an important communication to make to them, if their principal Chiefs could be collected. This speech was, thro' mistake interpreted to them as addressed to both nations, which fact we did not learn until they gave their answer, when it was too late to correct the error, as they all professed themselves gratified with the invitation, and engaged to send immediately for the Chiefs of both nations.

Knowing that an enmity existed between the two parties, and that the Winnebagoes had refused to listen to propositions for the purchase of their lands, we were not a little displeased at this mistake of our Interpreter, but, as will appear to you, it eventuated in the accomplishment of  
our

our object.

On the sixteenth, the Chiefs of the two nations assembled, and we immediately commenced business. The Deputies opened the object of their mission in a very handsome manner, taking care to set forth in a proper light, the advantages which would result to them between the Menomines and Winnetagoes, from a cession as proposed, and after delivering a belt of wampum according to the Indian custom, the opposite parties replied in very flattering terms, and begged leave to consult each other, promising to give an answer on the following day.

On the 17th the Menomines opened the council with a positive refusal to accept the proposals made to them, alleging as a reason the limited quantity of lands proposed by them, and the difficulty they therefore experienced in gaining a livelihood. The Winnetagoes expressed a great deal of sorrow at this answer, and proposed to give their brethren of the east, the lands on the Fox river, from the Grand Chute to the Winnetago Lake, a distance of four and a half miles. Perceiving that the Menomines were astonished at this reply, it was thought advisable to adjourn the council with a view to give them time for reflection. On the following day they met the deputies again, and having stated that their minds had

Changed

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changed, proposed to join the Winnebagoes in a cession of the land,  
from the foot of the Grand Kaccalin to the rapids at the Winne-  
bago Lake. . . . Immediately the articles of the treaty were  
prepared, but before being finished the Menomines received a  
message from some person without the house, in consequence of  
which some of the Chiefs left the room, and a bustle commenced  
among those who remained. We perceived at once the cause  
of the confusion, and began seriously to fear the influence of the  
French inhabitants, some of whom had expressed themselves in  
opposition to our measures from the time of our arrival.

After some time had elapsed, the Chiefs who had left us retur-  
-ned, and it was then difficult to procure a decisive answer to  
our question, "whether they would sign a grant, the terms of  
which had been proposed by themselves alone?" After a  
a good deal of hesitation between their own inclination and  
that of their advisers, they told us, that their speaker had  
not expressed their true sentiments, but that their first deter-  
-mination on our proposition was unchanged and unchang-  
-able. All hopes of effecting a purchase of the Meno-  
-minies were now at an end; for we felt sensible, as well from  
experience as from information, that they were guided in  
everything by the advice and instruction of a few of the  
principal Frenchmen at the place, who have ever  
opposed with zeal, the progress of settlement and  
improvement.

improvement in their country.

Upon reflection it was thought advisable to make another attempt, and the council was declared adjourned until the morning of the nineteenth, at which time the Wennebagos were invited to attend and sign the grant which they had first proposed: The Menominee were told, that if they should feel disposed to join in the cession, we should be pleased to see them also.

In the evening the two nations held a consultation at their encampment, and on the following morning they all assembled and signed the treaty, of which I have the honor to enclose you a copy, together with a sketch of a part of Fox river, exhibiting the breadth and course of the tract.

The grant is not so wide as was wished for and expected by the deputies, but when it is considered that we were obliged to encounter serious obstacles, unaided and alone, it cannot be denied that the result has been favorable.

Some of the deputies have visited the lands on and adjacent to the river, and are much pleased with the appearance of the soil, timber and local advantages: Indeed it is pronounced by the inhabitants to be the most valuable tract in that country.

The

0017

The boundaries, as expressed in the articles of the treaty, are rather indefinite, but under the then existing circumstances it was difficult to make them less so. The grantors claim to the northwest as far as the Chippewy lands; sometimes they say three, at others, four, five and six days march. On the south east their claims extend to Lake Michigan.

Should it be thought advisable, I have little doubt that a purchase may be effected, of the lands from the Rapids of the Fathers, four and a half miles above Fort Howard, and near the upper extremity of the French settlement, to the Grand Kaccalin, a distance of thirteen and a half miles; which added to the present cession would make a breadth of upwards of thirty miles.

I cannot forbear expressing to your Excellency how highly I have been gratified with the correct moral deportment and Statesmen like conduct of the deputies from the Six Nations, under the direction of Mr. Williams, whose personal exertions in this business have been very great. With respect to the deputation from the Stockbridge nation, I cannot speak so favourably. Some of them, it is true, have genius and energy, but they have been more addicted to intemperance than becomes men on business of this importance; and I fear that some part of their conduct has left an unfavourable



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impression on the minds of the inhabitants at the  
Bay.

I am aware that I have been prolix in this  
report, but a desire to give your Excellency a detailed  
statement of the facts attending the mission, has been the  
cause, and I offer no other apology; not doubting  
that when you shall take into consideration its imper-  
fections, your goodness will prompt you to excuse them,  
under the belief that they do not arise from a want of  
inclination to make it more satisfactory.

With the highest respect,

I have the honor to be

Your Excellency's very humble  
and much obliged servant.

Charles C. Fowbridge

His Excellency Lewis Cass.

Governor of the Territory of Michigan.

Papers  
Relating to an  
arrangement between  
the Stockbridge &  
other tribes of Indians  
and the Brotherton  
tribe, <sup>conveying</sup> for a portion of  
the lands of the former  
at Green Bay for the  
latter -

Whereas the Six Nations of Indians so called residing in  
the State of New York and the Stockbridge tribe or Nation  
and the St Regis tribe or Nation and the Munsee tribe  
or Nation of Indians all residing in the State of New York  
did on the eighteenth day of August in the year one  
thousand eight hundred twenty one hold a treaty with  
and purchase of the Menominee tribe or Nation of Indians  
and the Winnebago tribe or Nations of Indians in the Territory  
of Michigan a tract of country in the vicinity of Green  
Bay and the Winnebago Lake in the Territory of Michigan  
and whereas the Stockbridge <sup>tribe</sup> or Nation of Indians and the  
first Christian party of the Onondaga tribe or Nation of  
Indians and the Tuscarora tribe or Nation and the St  
Regis tribe or Nation and the Munsee tribe or Nation  
all of the State of New York did by a treaty on the twenty  
third day of September in the year one thousand eight  
hundred & twenty two purchase of the Menominee tribe  
or Nation of Indians in the Territory of Michigan a Tract  
of Land in the vicinity of Green Bay and Lake Michigan  
and adjoining the first mentioned tract as designated by the  
said treaty and whereas the Brothertown Indians residing  
at Brothertown in the County of Onondaga and State of New  
York have requested to become proprietors with the said  
Six Nations and St Regis Stockbridges Tuscarora and Munsee  
Nations or tribes of Indians aforesaid. — For and in consideration  
of the sum of nine hundred & fifty Dollars to be paid by  
the said Brothertown Indians in Good to the Menominee  
~~Winnebago~~ Tribes or Nations at Green Bay (it being a part of  
the amount for <sup>the</sup> purchase of said Land as is stipulated in the said  
treaty) that they the said Six Nations the St Regis the

0021

Christian party of the Oneida Nation the Stockbridge tribe or  
Nation the Tuscarora tribe or Nation of Indians and the  
Munsee Tribe or Nation aforesaid doth Covenant & agree  
as soon as the said payment of Nine Hundred and fifty Dollars  
is made as before mentioned that they will jointly or  
severally make and execute a full and absolute conveyance  
to the Brothertown Indians of an equal proportion of the said  
Land or country so purchased. And whereas The Brothertown  
Indians have requested to have a part of the said  
Land set off for their own particular separate use occupation  
and benefit. Now it is expressly covenanted and agreed  
by the said six Nations the Stockbridge Tribe or Nation  
the H Nige Tribe Nation the first Christian party of the  
Oneida Tribe or Nation the Tuscarora tribe or Nation and  
the Munsee Tribe or Nation that they will jointly or severally  
make and execute in full and absolute conveyance in  
the most amplest manner to the said Brothertown  
Indians and their posterity for ever all their right title  
interest or claim of whatsoever kind or nature to a certain  
part of the said Land so purchased of the Winnebago or Meno  
muna tribes or Nations as aforesaid to be situate on Fox  
river or Green Bay as the Brothertown Indians by their agent  
or delegates may choose to select. Said piece or parcel of Land  
shall be about twelve miles wide and twenty miles long  
provided never the less that if the said Brothertown  
Indians should make a location on the Fox River the  
said Land shall not extend in width on the waters of  
the said river so far as to exclude the other Tribes or Nations  
of Indians before mentioned from having an equal proportion

of the Land bordering on the said River and in that case it shall extend back in length what it may be diminished in breadth.

In witness whereof the chiefs head men and warriors of the before mentioned tribes or nations have hereunto set their hands & affixed their seals this 16th day of June 1824.

In the presence of

Thos Dean Witness

to the signature of the Peace makers and head men of the Northbridge Nation

Hendrick Aupourat

S. H. Hendrick

John H. Quincy

Abram <sup>his</sup> Mammantuttles <sub>mark</sub>

Jacob <sup>his</sup> Littleman <sub>mark</sub>

Sampson Marquis

Jonas <sup>his</sup> Littleman <sub>mark</sub>

John Littleman

Isaac Hendrick

Onica Chief

Neddy <sup>his</sup> Attiquet <sub>mark</sub>

Paul <sup>his</sup> Pordis <sub>mark</sub>

Antonie <sup>his</sup> Asarcowa <sub>mark</sub>

Henry <sup>his</sup> Poulis <sub>mark</sub>

Daniel <sup>his</sup> Pread <sub>mark</sub>

Cornelius <sup>his</sup> Bear <sub>mark</sub>

Ouida ~~Chief~~  
Henry <sup>his Christian</sup>  
mark

Thos <sup>his</sup> ~~Chief~~  
mark

George <sup>his</sup> ~~Chief~~  
mark

By the foregoing nine Ouida  
Chiefs in presence of A.G. Ellis, this  
18th June 1824. \_\_\_\_\_

Mantimus <sup>his</sup> ~~Chief~~  
mark

J. Dean

Luscarosa Chiefs  
Jacobus <sup>his</sup>  
mark

Signed by the within named  
Luscarosa Chiefs this the 7th  
day of July 1824 in the  
presence of Thomas Dean

(Nicholas) ~~Chief~~  
mark

William Suit  
George Sunson

George <sup>his</sup>  
mark

Know all men by these presents that we the undersigned  
being the chiefs and principal men of that part of the Stock-  
bridge Tribe of Indians, have settled on Fox River in the  
Territory of Michigan that in consideration of the payment of  
nine hundred and fifty dollars to the Menominee Tribe or nation  
agreeable to the stipulations of the foregoing agreement we hereby  
certify that we in general Council Assembled have agreed  
with the deputies appointed by the Brothertown Indians that  
that the Brothertown Indians take a piece of Land on Fox River  
bounded as follows beginning on the South east side of Fox

river at the upper part of a small bay above the foot of the  
 grand Kankalin or Rapids in the said river near a sugar maple  
 and an elm tree marked and blazed about 20 links northwest  
 from the mouth of a small Brook running into the said river and  
 running from thence a South east course twenty nine miles and  
 twenty one chains thence a north east course eight miles thence  
 a north west course thirty miles and fifty nine chains to the top river  
 and thence up the said river to the place of beginning for them  
 the said Brothertown Indians to have the said described piece or  
 parcel of Land Released and Ceded and quit claimed unto them  
 the said Brothertown Indians and their posterity forever for their  
 own use & benefit agreeable to the stipulations and contents  
 of the foregoing Agreements the said piece or parcel of Land  
 has not been chosen or selected or occupied by any one of the  
 before mentioned Nations or Tribes or their deputies

Given under our hands at Green Bay this 18<sup>th</sup> day of Sept<sup>r</sup>  
 in the year of our Lord 1824

In the presence of  
 J. Dean agent for  
 the Brothertown Indians

- Robert Konkospot <sup>his</sup> + mark
- Austin <sup>Deputy</sup>
- Benjamin Palmer <sup>his</sup> x mark
- John Linney
- James Joshua <sup>his</sup> x mark
- Robert Bowls <sup>his</sup> x mark

Chiefs and  
 principle  
 men.  
 Agents for the  
 Indians