

18 Treaties - Cal - Ind - 1851 - 2
California Supy. I 76

Department of Interior
9 July 1852

Transmit the 18 Califor-
-nia Indian treaties, sub-
mitted in letter of office of
15 April last. Each ac-
-companied by Resolution
of Senate of 8th inst, against
ratification.

Said treaties heretofore required
13 12. W 35. 625. 644. 571. and
11 87.

File box - Treaties, Un-rat-
ified - 7c

Recd. 10 July '52

9-2

10 files

5. Copy. M. 1.
of Treaty of peace & friendship
concluded at Camp Klamath
at the junction of the Klamath
& Trinity Rivers, California

Petersen

United States and 24

Bands of Indians Oct 6th/51

1851 - and of Supplementary

Treaty to the foregoing, concluded

at Camp Coratun near mouth
of Salmon River - Petersen

United States and 14 bands
of Indians on the 12th day of

Oct^r 1851

Copy for

Beale

Recd ~~23 June 51~~

Recd 2 July 52



A Treaty

Of peace and friendship, made and concluded at Camp Klamath,
at the junction of the Klamath and Trinity Rivers. Between
Redick McKee, one of the Indian Agents Specially appointed to
make Treaties with the various Indian Tribes in California, on
the part of the United States, and the Chiefs, Captains and head-
men of the Tribes or Bands of Indians now in Council at this
Camp, - representing the - Poh-lik - or Lower Klamath, the
Peh-t-sick - or upper Klamath, and the Hoo-pah - or Trinity
River Indians - Containing also stipulations, preliminary to
future measures to be recommended for adoption, on the part
of the United States. ↪

Art 1st The said Tribes or Bands acknowledge themselves jointly
and severally under the exclusive jurisdiction, authority, and
protection of the United States, and hereby bind themselves to
refrain hereafter from the commission of all acts of hostility, or
aggression, towards the Government or Citizens thereof; and to
live on terms of peace and friendship among themselves, and with
all other Indian Tribes, which are now or may hereafter come under
the protection of the United States. ↪

Art 2^d - Lest the peace and friendship established between the
United States, and the said Tribes, should be interrupted by the
misconduct of Individuals, it is expressly agreed, that for
injuries received on either side, no private revenge or retaliation
shall take place, or be attempted, but instead thereof, Complaint
shall be made by the party aggrieved, to the other, through the
Indian Agent of the U.S. in ~~their~~ district, whose duty it
shall be, to investigate, and if practicable adjust the.

difficulty - Or in case of acts of violence being committed upon the person or property, of a Citizen of the U. S. by an Indian or Indians belonging to or harboured by either of said Tribes or Bands, the party or parties charged with the Commission of the crime, shall be promptly delivered up, when demanded, to the civil authorities of the State of California for trial - And in case the crime has been committed by a Citizen or Citizens of the United States, upon the person, or property of an Indian, or Indians of either of said Tribes, the Agent shall take all proper measures, to bring the offender, or offenders to trial in the same way -

Art 3^d The said Tribes or Bands hereby jointly and severally relinquish, Cede, and forever Quit-claim to the United States all their right, title, claims, or interest of any kind, which they or either of them have, to Lands or Soil in California -

Art 4th - To promote the permanent settlement and improvement of said Tribes or Bands, it is hereby stipulated and agreed, on the part of the United States, that the following tract or district of Land, shall be appropriated and set apart as an Indian reservation, and the use and possession thereof, forever guaranteed, to the said Tribes, their successors, and to such other Tribes as the United States may hereafter remove from other parts of the Valley of the Trinity or Klamath Rivers, or the Country adjacent and settle thereupon - To Wit -

Commencing at the mouth of a Stream called "Johns" Creek, emptying into Trinity River, on the north side thereof, about 14 miles above this Camp - Thence running up the middle of the same with its windings, to a distance of five

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Miles, Thence north to the summit of the dividing ridge between the waters of the Trinity and Klamath Rivers - Thence north westwardly in a straight line to a point on said Klamath River, opposite the lower end of what is now known as 'Red Caps' Bar, Thence due west to the summit of the first ridge lying beyond the Klamath River, Thence South westwardly along the summit of said ridge to a point due north of the mouth of Pine Creek, thence South to the mouth of said Creek. -

Thence up Pine Creek with its windings to a point due South of the place of beginning - and Thence north to said place of beginning - The said reservation including by estimation a tract twenty miles in length by twelve miles in width, and containing in all six or seven square miles of farming land - It is however understood and agreed that, the United States reserves the right of War - over said lands, and of using for farming purposes any quantity thereof, not exceeding One thousand acres, also the right to establish such Military Posts, erect such buildings, and make such improvements for the accomodation of their Agent and other Officers or Servants as the President may direct, also that said Tribes or Bands, shall never sell or alienate their right or claim to any part thereof; except to the United States, nor shall they ever lease to, or permit White-men to settle, work or Trade upon any part thereof, without the written permission of the United States Indian Agent for the district -

Art 5th It is further stipulated and agreed that the said Tribes or Bands shall within three years from the date

hereof, or sooner if thereto required by the United States, remove to & settle upon said Reservation; and that whenever said removal & settlement shall be ordered by the United States, or made by said Tribes, such Farmers, Mechanics and School Teachers, to instruct them in the language, arts & agriculture of the Whites, as the President may deem expedient & proper, shall be assigned, provided for, and settled amongst them, so as to place the Indians on said reservation, in a situation as favorable for their improvement, (being in like manner supplied with facilities for farming Stock raising &c) as by the Treaty of Su-pi-qu-ma, on the 20th day of August 1857, is stipulated to be assigned to, and provided for the Clear Lake Indians. It is understood however, that, if upon examination, by the Indian Agent, it is found that any of the articles or supplies provided in said Treaty for the Clear Lake Indians shall be unnecessary for or unsuited to, the Indians on the Trinity and Mammoth, the President may in his discretion, withhold the same, and invest the value thereof, in other & more suitable Goods, and it is further expressly agreed & understood that, if either of said Tribes or Bands, or other Indians harbored by them shall be guilty of theft, robbery or murder, either upon the persons and property of Indians or Whites, the United States may exclude such tribe or Band from all the benefits of this Treaty - - -

Art 6th - As early as convenient after the ratification of this Treaty, by the President and Senate - the United States

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Will deliver to the said Klamath and Trinity Indians, through their Agent, during each of the years 1852. and 1853. - viz

Generally
annually
viz

- 500 pairs 2 1/2 pt. Mackinaw Blankets
- 500 pairs strong Cotton Pantaloon
- 500 Cotton. (Chickory) Shirts
- 500 Red flannel Shirts
- 500 Strong Cotton on Linsey Gowns
- 3000. Yards of Calico
- 3000 Yards of 4/4 Brown Sheetings
- 30[#] Scotch thread, - 5[#] Needles
- 1 doz pairs Scissors 2 Gro Thimbles.
- 10[#] pins 10 doz. 9 in. flat files
- 35 doz large size butcher Knives
- 10 Mattocks 100 Garden or Corn Hoes
- 200 Chopping axes. handled Common size
- 200 Chopping axes handled Small size
- 100 Sheet iron Camp Kettles, large size
- 100 Sheet iron Camp Kettles 2^d size

It is understood however that the Agent, shall ~~shall~~ use a sound discretion, as to the time when, and the Tribes or persons to whom the said Goods shall be distributed having reference to their peaceful disposition and good Conduct.

Art 7th - In consideration of the premises, the United States, in addition to the numerous presents of Beef, Bread Sugar, Blankets, Shirts &c &c made to said Tribes at this Camp, will within Sixty days from the date hereof, furnish them

free of charge, at the ferry of C. H. Durkee on Klamath River, to enable them to rebuild the houses recently destroyed by the Whites, with -

4 doz chopping axes handed

10 sacks of hard bread and 4 Bullocks

16 pairs heavy Blankets, to be distributed

among them by said Durkee according to their respective losses.



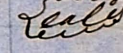
Art 8th These articles to be binding upon the contracting parties when ratified by the President and Senate of the United States

In testimony whereof the parties have hereunto signed their names, and affixed their seals, this sixth day of October Anno Domini 1851.


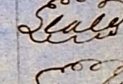

Signed Sealed & delivered after being fully explained in presence of	John McKee <i>Green</i>	For & in behalf of the Wetch-peck - Tribe living at mouth of Trinity - Wuch-ug-gra-	his x mk	Seal
C. H. Durkee	Interpreter	Wa-pe-shaw-	his x mk	Seal
George Gibbs		Sa-sa-mich-	his x mk	Seal
W. H. Hepells	Bot Maj 2 ^d Inftry Comd ^y Escort	On-gua; or Amos.	his x mk	Seal
Walter Van Dyke		For & in behalf of - Wuk-si- Tribe living 3 miles below mouth of Trinity River	his x mk	Seal
Geo. H. Ellsworth		Mo-ru-kus	his x mk	Seal
Morris S. Thompson	Interpreter	For & in behalf of the - Cap-pel- Tribe	his x mk	Seal
Walter McDonald		Mah-ou-	his x mk	Seal

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For and behalf of the Moo-ri-ohs-

Mah-ow-	his x mk	
Was-sur.	his x mk	
Up-per-gash	his x mk	

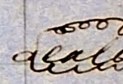

For and behalf of the Ser-a-goines-

Up-la-go-pus	his x mk	
Moo-roo-kus	his x mk	
Sa-et-ma-gehl	his x mk	

For and behalf of the Pak-wan-Tubo



Cap-pel-la-wah;	his x mk	
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For and behalf of the Ut-cha-pah-Tubo
living near mouth of Bluff creek.


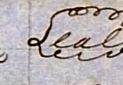
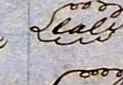

E-ne-nuck-	his x mk	
Mow-weight	his x mk	

For and behalf of the Up-pa-goines-


living near "Red caps" bar. on, Klamath

Kee-chap-	his x mk	
Red-cap. or Mik-ku-ree-	his x mk	


For and behalf of the Sa-von-ra-Tubo

Up-pa-grah.	his x mk	
Sa-von-ra-	his x mk	
Ex-fin-e-pah-	his x mk	
Of-fip-pah-	his x mk	

For and behalf of the Cham-ma-Ko-nee; Tibe

Ka-top-Ko-rish	his x mk	
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For and behalf of the Coc-Ko-mar-Tubo-






Pa-na-mo-nee	his x mk	
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For and behalf of the Chee-nah-Tubo living 10 miles below mouth of

Salmon River	his x mk	
AK-Ka-ree-fa.	his x mk	

Signatures continued

For and behalf of the Hoos-pah^l or Trinity River Indians
residing in 12 Rancherias or Villages -

Principal Chief	Ah-sook-Kos-	his x mk	
	Te-was-te-ah- or John	his x mk	
	Met-pook-a-ta-mah-	his x mk	
	Nic-a-wa-en-na-	his x mk	
	Wash-ken	his x mk	

A Treaty

Supplementary to the foregoing Treaty

The undersigned, Chiefs, Captains & Head men of the So-wah-
Op-pe-o- He-Ko-neck, and In-neck - Tribes or Bands
of Indians residing at & near to the mouth of the
Cor-a-tem - or Salmon River, having had the terms and
stipulations of the foregoing Treaty - concluded at Dunlees
ferry on the 6th instant, fully explained to them by
Lewis McKee Indian Agent of the United States, and having
expressed an earnest desire to become parties to the said
Treaty in all its articles and stipulations. - It is therefore
agreed by and between the said Agent & the said
Chiefs &c that, the said Bands be and hereby are
admitted as parties to the same, and to the advantages
thereof, and become bound by the stipulations therein

contained

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as fully in all respects, as if they had been parties thereto originally;

In testimony Whereof the Parties have hereunto signed their names and affixed their seals at Camp Cor-a-tem; near mouth of Salmon River, this Twelfth day of October Anno Domini 1851

Signed Sealed & delivered after the foregoing Treaty of 6th instant & this addendum had been

Rudrick McKee

U.S. Indian apt

Seal

fully explained in presence of

For and behalf of the Si-wah-band

John McKee

Secretary

Esse-pish-u-a

his + mk Seal

C. H. Tucker Interpreter

Aes-sow-

his + mk Seal

George Gibbs

Che-fee-cha-

his + mk Seal

H. W. Hepells

Pi-ra-tem.

his + mk Seal

Bot Major U.S.A.

Comd'g Escort

For and behalf of the Op-pee-band

John S Griffin

Ca-por-u-puck-

his + mk Seal

Apt Surgeon U.S.A.

Peek-neets

his + mk Seal

For and behalf of the Str-ko-neck-band

Walter McDonald

Yah-fee-pah

his + mk Seal

Non-a-puck-if ma-

his + mk Seal

For and behalf of the In-neck-band

Lish-kah-

his + mk Seal

I do hereby certify that the foregoing is a true copy of the Treaty concluded on the 6th day of October 1851. at Camp Klamath. at the junction of the Klamath and Trinity Rivers, and of the Supplementary Treaty concluded at Camp Cor-a-tem, near mouth of Salmon River

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on the 12th day of October 1857. - Between Redick
McKee. U.S. Indian Agt for California and various
Bands of the Klamath and Trinity River Indians

John McKee
Secretary
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