



1832

1833.

Treaty with the Shawanoes &
Delawares

Concluded Oct. ²⁶ ~~to~~ 1832

Ratified Feb. 12. 1833.
—

206

Read



Andrew Jackson,
President of the United States of America,
To all and singular to whom these presents shall
come, Greeting:

Whereas a Treaty between the
United States of America and the Shawanoes and
Delawares, late of Cape Girardeau, was made and
concluded at Castor Hill, in the State of Missouri
on the twenty-sixth day of October, one thousand
eight hundred and thirty two, by William Clark,
Frank J. Allen and Nathan Kouns, Commissioners
on the part of the United States, and the Chiefs,
Warriors and Counsellors of the Shawanoes and
Delawares, on the part of said Bands, which
Treaty,

together with certain further stipulations with the
Delawares, made at the same place, on the thirty-
first day of October, one thousand eight hundred
and thirty-two, is in the words following, to wit:

Now, therefore, be it known, that
I, Andrew Jackson, President of the United States
of America, having seen and considered said Treaty
and additional stipulations, do, by and with the
advice and consent of the Senate, as expressed by
their Resolution of the ninth instant, accept,
ratify and confirm the same, and every clause
and article thereof.

In Testimony whereof, I have caused
the seal of the United States to be hereunto affixed,
having signed the same with my hand.

Done at the City of Washington, this
twelfth day of February in the year of our Lord
one thousand eight hundred and thirty-three, and
of the Independence of the United States, the
fifty-seventh.

Andrew Jackson



By the President,

John C. Calhoun
Secretary of State.

Articles



Articles of a Treaty made and entered into at Castor Hill, in the county of St. Louis in the State of Missouri, this twenty-sixth day of October, one thousand eight hundred and thirty-two, between William Clark, Frank P. Allen, and Nathan Rouns, commissioners on the part of the United States, of the one part, and the Chiefs, Warriors, and Counsellors of the Shawanoes and Delawares late of Cape Girardeau, in behalf of their respective bands, of the other part.

Whereas parts of the Shawanoes and Delaware Nations of Indians, did settle on lands near the Town of Cape Girardeau, under a permission from the Spanish Government given to said Shawanoes & Delawares by the Baron de Barondelet, dated the 4th day of January 1793, on which lands the Delawares resided, until the year 1815, at which period, from various causes, it became necessary for them to remove, leaving their fields and improvements. And whereas, lands have been assigned to the said Tribes by Treaties, viz: - with the Shawanoes, of the 7th November 1825, and with the Delawares of the 24th September 1829, in which last named Treaty, no compensation was made to the Delawares late of Cape Girardeau for their improvements or for their loss of stock, &c. and it being the desire of the United States to indemnify the said Delawares for all losses and injuries by them sustained in consequence of such removal, the following articles have been agreed upon by the Contracting parties.

Article 1st The Delawares and Shawanoes late of Cape Girardeau, hereby cede and relinquish to the United States all their lands within the State of Missouri, and also all claims which they may have against the United States for loss of property, and for improvements which they have made up to the present time.

Art. 2nd In consideration of the foregoing cession and relinquishment, the United States agree to the following stipulations: There shall be paid and delivered to said Delawares as soon as possible after the ratification of this Treaty, horned cattle, hogs, and other stock, to the amount of two thousand dollars.

For assistance in breaking up ground, and enclosing the same, one thousand dollars.

For pay of a person to attend their mill for five years, and for repairs of the same during the said period: two thousand five hundred dollars.

For support of a school for three years, one thousand five hundred dollars.

Art. 3rd There shall be paid to the said Delawares on their lands, in merchandize suited to their wants at the St. Louis cost prices, after the ratification of this treaty, the sum of five thousand dollars. There shall also be paid them the further sum of Twelve thousand dollars, to be placed, at the request of said Indians, in the hands of the Superintendent of Indian Affairs at St. Louis, to be by him applied to the payment of debts which the said Delawares have acknowledged to be due by their nation agreeably to a schedule presented in Council, and which sum they wish paid to Menard & Vallé, of St. Genevieve, for the benefit of William Willis and William Marshall. - The sum of one thousand dollars is also paid them in merchandize & cash, the receipt of which latter sum (of \$1000) is hereby acknowledged.

Art. 4th To enable the Shawanoes who are parties to this Treaty, to remove immediately all the Bands of their Tribe who are settled in the Territory of Arkansas, to the lands assigned their nation on the Kansas river, the United States will pay them on the signing of this Treaty, eight hundred dollars in cash, and four hundred dollars in clothing and horses, the receipt of which sums, amounting to twelve hundred dollars, is hereby acknowledged. And when they shall have removed to their lands, the further sum of five hundred dollars shall be paid them toward the expenses of said removal. The United States will moreover furnish the said Shawanoes with Prov-

sions on their land for one year after their removal, which together with the preceding stipulations, will be considered in full of all their claims and demands against the United States, of whatever nature.

Art. 5th

This Treaty to be obligatory on the Contracting parties when ratified by the President and Senate of the United States.

In testimony whereof, the Commissioners aforesaid, and the undersigned Chiefs, Warriors and Counsellors aforesaid, have hereunto subscribed their names and affixed their seals, at Westor Hill in the county of St. Louis aforesaid, the date first above written

In presence of

W. H. Murray, Esq.

Meriwether Lewis Clark Capt 6th Regt

Trompaine, Ind. Dept.

Sam. L. McKim

Pierre Menard

Alex. Charles

Pem-sau-taw, Capt. Perry his
mark

Shane, U. S. Interp.

Jacques Mote, U. S. Interp.

Geo. Collins.

Pierre X Cadue, Interp. for

his
mark

Kickapoo & Pottawattamie

Wm Clark Seal

Frank Miller Seal

Nathan Houns Seal

Meh. shay. guo. wa his
X mark

Nah. Ho. min his
X mark

Ta. whe. la. len. his
X mark

Capt Ritchum

Nouon. da. gomon his
X mark

Shawnees

Wah. wai. laime his
X mark

La. lah. aw. che. Ka his
X mark

Ri ah. guaw. his
X mark

Pee. tah. lah. wah his
X mark

Shot Pouches



Castor Hill, St. Louis County M^o.
October 31st. 1832.

By an understanding had between
the undersigned Commissioners on the part
of the United States, and certain Chiefs
of the Delaware Nation herein after
named, and which was agreed to after
the signing of the Treaty with said Tribe,
It was stipulated by the said Chiefs & agreed
to by the Commissioners that an Annuity
for Life to Meshe-Komhay, or Patterson,
First Chief of the Delawares; Tah-whee-lahen,
or Ketchum, Captain of a Band; and
Natcoming, also Captain of a Band, should
be paid to each of them by the United
States, of one hundred Dollars.

In Testimony Whereof, we
have

have hereunto set our hands at Foster
Hill, the date aforesaid.

Am Clark

Nathan Houns

Frank J. Allen

Stipulations between
Commrs. Delaware Chiefs
relative to private annuity.
Oct: 31. 1832.



In the Senate of the U.S.
Feb'y 9. 1833

Resolved, (two thirds of the
Senators present concurring) That the
Senate do advise and consent to the
ratification of the Treaty, between the
United States of America and the Chiefs
Warriors and Counsellors of the Shawanoes
and Delawares, late of Cape Girardeau
concluded at Castor Hill in the county of
St Louis, the 26th day of October in the
year one thousand eight hundred and
thirty two, together with stipulations with the
Delawares for certain private annuities
made at the same place the thirty first
day of October 1832.

Attest

Walter Lowrie Secty

Senate — Feb 7 9th 1833

Resolution advising ratification
of the Treaty with the
Shawanees and Delawares

Concluded Oct 26th 1832



Miscellaneous Letters - January, 1856.

Geo. R Herrick

Recd 18. January.

18 Jan.

Finance Committee Room

Senate U. S. Jany. 18, 1856

Hon. W. L. Marcy }
Secretary of State)

Sir,

There is cited in the published estimates for the expenditures of the next fiscal year as authority for the sum of \$100 - required to pay a life annuity to a Delaware Indian Chief, a "private article to supplementary treaty of Sept. 24, 1829 and to treaty of Oct. 3^d 1818," which was "never published - original in State Department."

You will oblige me by furnishing for the information of the Committee on Finance, a copy of the "private article" alluded to.

Yours respectfully

For the Committee

Geo. R. Herrick

Clerk.

#176.



Sens. Ex. Doc. No. 31, 44th Cong. 2 vols.

Ser. 172 o.

1832

Treaty with the
Shawanoes & Delaware.

Concluded Oct. 26. 1832

Ratified Feb. 12. 1833.

Indian Treaty
Shawanoes & Delaware

Concluded Oct 26. 1832

Ratified Feb. 12. 1833





TREATY
BETWEEN
THE UNITED STATES OF AMERICA
AND THE
SHAWANOES AND DELAWARES.

26

CONCLUDED OCTOBER ~~X~~ 1832—RATIFIED FEBRUARY 12, 1833.



ANDREW JACKSON,

PRESIDENT OF THE UNITED STATES OF AMERICA,

To all and singular to whom these presents shall come, Greeting:

WHEREAS a Treaty between the United States of America and the Shawanoes and Delawares, late of Cape Girardeau, was made and concluded at Castor Hill, in the State of Missouri, on the twenty-sixth day of October, one thousand eight hundred and thirty-two, by WILLIAM CLARK, FRANK J. ALLEN and NATHAN KOUNS, Commissioners on the part of the United States, and the Chiefs, Warriors and Counsellors of the Shawanoes and Delawares, on the part of said Bands, which Treaty, together with certain further stipulations with the Delawares, made at the same place, on the thirty-first day of October, one thousand eight hundred and thirty-two, is in the words following, to wit:

Articles of a Treaty made and entered into at Castor Hill, in the county of St. Louis, in the State of Missouri, this twenty-sixth day of October, one thousand eight hundred and thirty-two, between William Clark, Frank J. Allen, and Nathan Kouns, Commissioners on the part of the United States, of the one part, and the Chiefs, Warriors, and Counsellors of the Shawanoes and Delawares, late of Cape Girardeau, in behalf of their respective bands, of the other part.

WHEREAS parts of the Shawanoe and Delaware Nations of Indians, did settle on lands near the town of Cape Girardeau, under a permission from the Spanish Government given to said Shawanoes and Delawares by the Baron de Carondelet, dated the 4th day of January, 1793, on which lands the Delawares resided, until the year 1815, at which period, from various causes, it became necessary for them to remove, leaving their fields and improvements: AND WHEREAS lands have been assigned to the said Tribes by Treaties, viz: with the Shawanoes, of the 7th November 1825, and with the Delawares of the 24th September 1829, in which last named Treaty, no compensation was made to the Delawares late of Cape Girardeau, for their improvements or for their loss of Stock, &c. and it being the desire of the United States to indemnify the said Delawares for all losses and injuries by them sustained in consequence of such removal, the following articles have been agreed upon by the contracting parties:

ARTICLE I.

The Delawares and Shawanoes late of Cape Girardeau, hereby cede and relinquish to the United States all their lands within the State of Missouri, and also all claims which they may have against the United States for loss of property, and for improvements which they have made up to the present time.

ARTICLE II.

In consideration of the foregoing cession and relinquishment, the United States agree to the following stipulations: There shall be paid and delivered to said Delawares as soon as possible after the ratification of this Treaty, horned cattle, hogs, and other stock, to the amount of two thousand dollars.

For assistance in breaking up ground, and enclosing the same, one thousand dollars.

For pay of a person to attend their mill for five years, and for repairs of the same during the said period, two thousand five hundred dollars.

For support of a school for three years, one thousand five hundred dollars.

ARTICLE III.

There shall be paid to said Delawares on their lands, in merchandize suited to their wants at the St Louis cost prices, after the ratification of this treaty, the sum of five thousand dollars. There shall also be paid them the further sum of Twelve thousand

dollars, to be placed, at the request of said Indians, in the hands of the Superintendent of Indian Affairs at St. Louis, to be by him applied to the payment of debts which the said Delawares have acknowledged to be due by their nation agreeably to a schedule presented in Council, and which sum they wish paid to Menard & Vallé of St. Genevieve, for the benefit of William Gillis and William Marshall.—The sum of one thousand dollars is also paid them in merchandize and cash, the receipt of which latter sum (of \$1000) is hereby acknowledged.

ARTICLE IV.

To enable the Shawanoes who are parties to this Treaty, to remove immediately all the Bands of their Tribe who are settled in the Territory of Arkansas, to the lands assigned their nation on the Kansas river, the United States will pay them on the signing of this Treaty, Eight hundred dollars in cash, and four hundred dollars in clothing and horses, the receipt of which sums, amounting to twelve hundred dollars, is hereby acknowledged. And when they shall have removed to their lands, the further sum of five hundred dollars shall be paid them toward the expenses of said removal. The United States will moreover furnish the said Shawanoes with provisions on their land for one year after their removal, which, together with the preceding stipulations, will be considered in full of all their claims and demands against the United States, of whatever nature.

ARTICLE V.

This Treaty to be obligatory on the contracting parties when ratified by the President and Senate of the United States.

IN TESTIMONY WHEREOF, the Commissioners aforesaid, and the undersigned Chiefs, Warriors and Counsellors aforesaid, have hereunto subscribed their names and affixed their seals, at Castor Hill in the county of St. Louis aforesaid, the date first above written.

WM. CLARK, [SEAL.]
FRANK J. ALLEN, [SEAL.]
NATHAN KOUNS, [SEAL.]

NOW, THEREFORE, BE IT KNOWN, THAT I, ANDREW JACKSON, President of the United States of America, having seen and considered said Treaty and additional stipulations, do, by and with the advice and consent of the Senate, as expressed by their Resolution of the ninth instant, accept, ratify and confirm the same, and every clause and article thereof.

IN TESTIMONY WHEREOF, I have caused the seal of the United States to be hereunto affixed, having signed the same with my hand.



DONE at the City of Washington, this twelfth day of February in the year of our Lord one thousand eight hundred and thirty-three, and of the Independence of the United States, the fifty-seventh.

ANDREW JACKSON.

By the President :
EDW. LIVINGSTON,
Secretary of State.

Meh-shay-quo-wha, his x mark
Nah-ko-min, his x mark
Ta-whe-la-len, } his x mark
Capt. Ketchum, }
Nonon-da-qomon, his x mark

SHAWANOES.

Wah-wai-lainne, his x mark
La-lah-ow-che-ka, his x mark
Ki-ah-quaw, his x mark
Pee-tah-lah-wah, } his x mark
Shot Pouche, }

In presence of
JAS. KEMMLY, Sec'y.
MERIWETHER LEWIS CLARK, Lieut. 6th Inf.
GEO: MAGUIRE, Ind'n Dept.
SAM: L. MCKENNY,
PIERRE MENARD,
ALEX'R CHARLES,
PEM-SAU-TAW, Capt. PERRY, his x mark,
A. SHANE, U. S. Interp.
JACQUES METTE, U. S. Interp'r.
GEO. CATLIN,
PIERRE CADUE, his x mark, Interp'r
for Kickapoos & Pottawattamies.

CASTOR HILL, St. Louis county, Mo. }
October 31st, 1832. }

By an understanding had between the undersigned Commissioners on the part of the United States, and certain Chiefs of the Delaware Nation herein after named, and which was agreed to after the signing of the Treaty with said Tribe, it was stipulated by the said Chiefs and agreed to by the Commissioners, that an Annuity for Life to Meshe-Kowhay, or Patterson, First Chief of the Delawares, Tah-whee-lalen, or Ketchum, Captain of a Band, and Natcoming, also Captain of a Band, should be paid to each of them by the United States, of one hundred dollars.

IN TESTIMONY WHEREOF, we have hereunto set our hands at Castor Hill, the date aforesaid.

WM. CLARK,
NATHAN KOUNS,
FRANK J. ALLEN.