1840

Miami Tribe

Treaty concluded 28th Nov. 1840.

Approved by Senate upon condition ~~Conditionally ratified~~ 25th Feby. 1841.

Assent of Miamies to change made Change Assented to

Approved by the Indians 15th May 1841.

Proclaimed by the President 7th June 1841.

John Tyler,

President of the United States of America,

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

Whereas, a treaty was made and concluded at the Forks of the Wabash, in the state of Indiana, on the twenty-eighth day of November, in the year of our Lord, one thousand eight hundred and forty, between Samuel Milroy and Allen Hamilton, acting Commissioners on the part of the United States, and the Chiefs, Warriors, and Headmen of the Miami tribe of Indians:

And Whereas, said treaty having been sub=
=mitted to the Senate for its constitutional action

thereon,

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thereon, the Senate did, on the twenty-fifth day of February, one thousand eight hundred and forty-one, advise and consent to the ratification of said treaty with certain amendments, provided the assent of the said Indians should be properly obtained to the same:

And Whereas, the said Indians did, by their Chiefs, Headmen, and Warriors, in full council assembled, on the fifteenth day of May, one thousand eight hundred and forty-one, give their free and voluntary assent to the amendments made by the Senate in the resolution aforesaid; which treaty, resolution of the Senate making the amendments to said treaty, and the assent of the Indians to said amendments, are in the words following, to wit:

Articles of a treaty made and concluded at the Forks of the Wabash, in the State of Indiana, this twentyeigth day of November in the year of our Lord, One thousand eight hundred and forty, between Samuel Milroy and Allen Hamilton, acting (unofficially) as Commissioners on the part of the United States, and the Chiefs, Warriors and Head Men of the Miami tribe of Indians.

Art. 1. The Miami tribe of Indians, do hereby cede to the United States, all that tract of land on the South side of the Wabash River, not heretofore ceded, and commonly known as "the residue of the Big Reserve." Being all of their remaining lands in Indiana.

Art. 2. For and in consideration, of the cession aforesaid, the United States agree to pay to the Miami tribe of Indians, the sum of Five hundred and fifty thousand dollars.

three hundred

Two hundred and fifty thousand dollars of which sum, to be set apart, and applied immediately after the ratification of this treaty and an appropriation is made by Congress to carry its provisions into effect, to the payment of the debts of the tribe, as hereinafter stipulated. And the residue, three hundred two hundred and fifty thousand dollars, to be paid in twenty equal yearly instalments.

Art. 3. The Miamies, being desirous, that their just debts shall be fully paid; it is hereby, at their request stipulated, that immediately on the ratification of this treaty, the United States shall appoint a commissioner or commissioners, who shall be authorised to investigate all claims against any and every member of the tribe, which have accrued since the 6th. day of November 1838, or which may accrue before the date

of the ratification of this treaty, without regard to distinction of blood in the claimant or claimants. And whose duty it shall be to enquire into the equity and legality of the original cause of indebtedness, whether the same now is, or may then be in the form of judgments, notes, or other evedence of debt, and report for payment out of the money set apart by this treaty for that purpose, such claims only, or parts of claims, as shall be both legal and just. And his, or their award when approved by the President of the United States shall be final. two hundred and fifty thousand

&c &c

Art. 4. It is further stipulated that the sum of Twentyfive thousand dollars be paid to John B Richardville. And the sum of fifteen thousand ——— dollars, to the acting Executor of Francis Godfroy deceased, being the amount of their respective claims against the tribe; out of the money set apart for the payment of their debts by the 2d

article of this treaty.

Art. 5. And whereas, the late war chief, (Francis Godfroy,) bequeathed to his children, a large estate, to remain unsold until the youngest of said children shall arrive at the age of twentyone years; It is therefore stipulated, that the United States shall pay to the family of said deceased Chief, their just proportion of the annuities of said tribe, at Fort Wayne, from and after the time the tribe shall emigrate to the country assigned to them West of the Mississippi.

Art. 6. It is further stipulated, that the sum of two hundred and fifty dollars shall be paid annually by the United States, and accepted by the Miamies in lieu of the labour stipulated to be furnished by the fourth article of the treaty of the 23d of October 1826, for

the purpose of preventing the dissatisfaction, occasioned heretofore, in the distribution of said labour amongst the different bands.

Art. 7. It is further stipulated, that the United States convey by Patent, to Me-Shing-go-me-zia, son of Ma-to-sin-ia, the tract of land reserved by the [22d] 2d article of the treaty of the 6th. of November 1838, to the band of Ma-to-sin-ia, to be held in trust & &c. And the same provision made in favour of John B. Richardville and family, in the 14th. article of the treaty of the 6th. of November 1838, is hereby granted and extended to the above named Me-Shing-go-me-zia, and to his brothers.

Art. 8. It is hereby stipulated, that the Miami tribe of Indians shall remove to the country assigned them west of the Mississippi, within five years from this date; the United States paying every expence attending such removal, and to furnish rations to said tribe for twelve months after

their arrival at said country. And the United States shall also, cause four thousand dollars, to be expended to the best advantage in supplying good merchantable pork and flower to said tribe, during the second year of their residence at their new homes. Which sum is to be deducted from their annuity of that year.

Art. 9. It is further stipulated, that should there be an unexpended ballance of the "[two] three hundred and fifty] thousand dollars," after the payment of the debts of the tribe as provided in the second article of this treaty: such ballance is to be paid over to the Miamies at the next payment of annuities after the amount of said ballance shall have been ascertained. [And, should the sum so set apart for the purpose aforesaid, be found insufficient to pay the said debts, then the ascertained ballance due on the same, to be paid out of the annuity arising from this treaty.]

Art. 10. It is stipulated and agreed between the contracting parties, that there shall be, and hereby is granted and reserved to John B Richardville, principal Chief; seven sections of land, from the land ceded in the first article of this treaty, at such point or points as he may select (not less than one section at any one point,) to be conveyed to him by patent from the United States. And also, in like manner, one section of land, to Francis Lafountain, at the rapids of Wildcat, to be surveyed under his direction.

Art. 11. Nothing in this treaty, shall ~~shall~~ be so construed, as to impair the force or validity of former treaty stipulations, existing between the United States and the Miami tribe of Indians, not altered by, nor coming within the purview of any of the provisions of this treaty.

Art: 12. The United States hereby &c &c

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Art. [12] It is hereby stipulated, that the United States provide for the payment of the expence which may be necessarily incured in the negociation of this treaty.

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Art. [13.] This treaty shall be binding on the United States, and on the Miami tribe of Indians, from and after the date of its ratification by the President by and with the advice and consent of the Senate of the United States. But if the same shall not be so ratified before the 4th. day of March next, it shall be of no binding force or validity.

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Art. [14.] We the Chiefs Warriors, and Head men of the Miami tribe of Indians, having examined and considered the foregoing articles, after the same had been interpreted and explained to us to our satisfaction, do hereby agree and request, that the said articles, shall be taken and held as a treaty between the parties thereto, and when ratified as provided in the last preceeding article, be ~~XXX~~ binding on our tribe, and on the United States, as fully to all intents and purposes as though the same had been officially and formally made on the part of the United States.

In testimony whereof, we, Samuel Milroy, and Allen Hamilton, on behalf of the United States, (as afforsaid,) and the Chiefs, Warriors, and head men, of the Miami tribe of Indians, have hereunto set our hands. Done at the Forks of the Wabash, in the State of Indiana, this twentyeighth day of November, one thousand eight hundred and forty.

Samd. Milroy
Allen Hamilton
John B Richardville principal chief
his X mark

Nau-pa-pin-shaw	his X mark
O-zau-de-ah	his X mark
Cha-pine	his X mark
Me-shing-go-me-zia	his X mark
Wauk-a-shing-quah	his X mark
Jo-pe-ah	his X mark
Pe wau-pe-ah	his X mark
Ma-ze-qua	his X mark
Ma-gon-zah	his X mark
Peshe-a-wauk	his X mark
Po-qua-Godfroy	his X mark
Na-kun-sah	his X mark
Ko-es-say	his X mark
Shingo-me-zia	his X mark
Je-moo-te-ah	his X mark
Ma-qua-co-nong	his X mark
Mon-go-son	his X mark
Inc-~~ke~~-mun-quah	his X mark
Bo-wa-wah	his X mark

Signed in presence of
W. B. Milroy Secretary
Dare Harrison
Geo. M. Maxwell
Robert H. Milroy
Peter Andre Interpreter his X mark

No. 1025.
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1926

1017

In Senate of the United States
25th February 1841

Resolved (two thirds of the Senators present concurring) That the Senate advise and consent to the ratification of the Treaty made and concluded at the Forks of the Wabash in the State of Indiana, the twentyeigth day of November in the year of our Lord eighteen hundred and forty, between Samuel Milroy and Allen Hamilton, acting as Commissioners on the part of the United States, and the Chiefs Warriors and Headmen of the Miami tribe of Indians; with the following amendments; Provided, that the assent of the said Indians shall be properly obtained to the same - To wit: In the second article, strike out the words "two hundred and fifty", and insert three hundred; and, in the latter clause, strike out "three hundred", and insert, two hundred and fifty.

Add to the third Article the following: Two hundred and fifty thousand dollars of the sum set apart in the second article of this treaty shall be applied to the payment of debts contracted before the twenty eigth day of November, 1840; and the residue

of said sum, after such debts are satisfied, being fifty thousand dollars, to the payment of debts contracted between the last named date and the time of the ratification of this treaty by the Senate of the United States; giving the preferance, in the application of said sum of fifty thousand dollars, to debts contracted for provisions and subsistance.

In the seventh article, strike out the words "twentysecond" and insert <u>Second</u>.

In the same article, at the first period, insert - to be held in trust by the said Meshingo-mezia, for his band; and the proceeds thereof, when the same shall be alienated, shall be equitably distributed to said band, under the direction of the President.

In article Nine, strike out "two hundred and fifty" and insert <u>three hundred</u>; and strike out the whole of that article after the word "ascertained".

Insert after article 11, an additional article:-

Article 12. The United States hereby stipulate, to set apart and assign to the Miamies,

for their occupency west of the Mississippi, a tract of country bounded on the east by the State of Missouri, on the north by the country of the Weas and Kaskaskias, on the west by the Pottawatomies of Indiana, and on the South by the land assigned to the Newyork Indians - estimated to contain five hundred thousand acres.

Attest

Asbury Dickens

Secretary

We the undersigned Chiefs Headmen and Warriors of the Miami tribe of Indians residing in the State of Indiana, do hereby give our free and voluntary assent to the foregoing amendments, made by the Senate of the United States on the 25th day of February last, to the treaty concluded by us with the United States on the 28th day of November 1840; the same having been submitted and fully explained to us by Samuel Milroy and Allen Hamilton, Commissioners on the part of the United States for that purpose, in full council assembled at the Forks of the

Wabash in the State of Indiana.

In testimony whereof we have hereunto set our hands, and affixed our seals respectively this fifteenth day of May 1841

Na wa lin quah	his + mark Seal
Pe the wah	his + mark Seal
O zen de ah	his + mark Seal
Na kus zah	his + mark Seal
Shin go me zia	his + mark Seal
Pe wau pe ah	his + mark Seal
Te moo te ah	his + mark Seal
Nau pe mun quah	his + mark Seal
Sha pen do ziah	his + mark Seal
Nau pe pin ce ah	his + mark Seal
Do i sey	his + mark Seal
Mah con zah	his + mark Seal
Pa cong ye ah	his + mark Seal
Mah qui e cah	his + mark Seal
Tau te mon quah	his + mark Seal
Mong gon zah	his + mark Seal
Mah gon zah	his + mark Seal
Con o cot wah	his + mark Seal
Shau cot to wah	his + mark Seal
Sha pen do zia	his + mark Seal

Cant ah kin quah	his x mark Seal
Ma ze quah	his x mark Seal
Cant an seep an	his x mark Seal
To pe ah	his x Mark Seal
Ma con sah	his x mark Seal
Maun go zah	his x Mark Seal
Ka lah ca mic	his x Mark Seal
Keel son sark	his x Mark Seal
Keel swah	his x Mark Seal
Benjamin	his x Mark Seal
John B Richardville	his x mark Seal
Pogua Godfroy	his x Mark Seal

Done in presence of

Samuel Milroy
Allen Hamilton } Commissioners

W. B. Milroy Sec'y to Commission

Peter Andrie his x mark
Grignoy Bondie his x mark } Interpreters

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Recorded in Miller: book No 4
page 283.

Now, therefore, be it known, that I, John Tyler, President of the United States of America, do, in pursuance of the advice and consent of the Senate, as expressed in their resolution of the twenty-fifth of February, one thousand eight hundred and forty-one, accept, ratify, and confirm the said treaty, with the amendments set forth in the said resolution.

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, the seventh day of June, in the year of our Lord one thousand eight hundred and forty-one, and of the independence of the United States the sixty-fifth.

John Tyler

By the President:

Daniel Webster
Secretary of State.

Mr Ducking

War Department,
Office Indian Affairs,
1. June 1841.

Sir,

The Senate of the United States having on the 25. day of February last ratified the treaty, with the tribe of Miami Indians in Indiana, with certain amendments, and directed "That the assent of the said Indians shall be properly obtained to the same," I transmitted, on the 16. day of April, the original treaty, a copy of the conditional ratification, and the necessary instructions to General Samuel Milroy and Allen Hamilton Esquire, who had negotiated the treaty, and who were therefore selected by you to submit the said amendments for the consideration and decision of the tribe.

On the 29. ult. I received the amended treaty with the assent of the Miamies thereto affixed. The Commissioners, in an accompanying communication, under date of 18. May, state, that "in compliance with your instructions, contained in your letter of the 16th ult., the undersigned, at the earliest moment, made arrangements for assembling the Miami Indians, in order to submit to them, for their assent, the amendments of the Senate to the treaty, concluded with those Indians on the 28th day of November last. The

Indians

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Indians, being duly notified, assembled at the Forks of the Wabash, Huntington County, Indiana, on the 13th inst., and, in full Council of all the Chiefs and Headmen, the amendments of the Senate were fully explained to them, and, after deliberation in private council, they, on Saturday the 13th inst. gave their free and voluntary consent to the amendments, and signed their names to the instrument appended to the treaty, as evidence of such assent."

"The treaty, as well as the amendments, was submitted to their consideration, and they were informed, that if they did not like the treaty, that withholding their assent to the amendments of the Senate would abrogate all that had been done, and the treaty disannulled — and therefore with a full knowledge of the effect of their assent when given they willingly gave it."

It, therefore, seems that full explanations have been given to these Indians in Council assembled, and that with a knowledge and understanding of what was submitted for their consideration, and of the effect of their decision, they have willingly acceded to the propositions contained in the resolution of the Senate.

I find twenty names to the original treaty and thirty two to the assent to the amendments, and of those who signed the former there are twelve who are parties to the latter, and the principal Chief John B. Richardville has signed both. There is probably a larger number of the same names to both, but, from the uncertainty which arises out of the spelling of Indian names, I have not ventured to speak of more, the several of them are much alike.—

I do not see any objection to the amended treaty being promulged by the President, and respectfully submit the same for your consideration, and, if the Chief Magistrate and yourself shall concur in the opinion expressed, that it may be proclaimed.

Very Respectfully
Your ob. Svt.

J. Hartley Crawford.

Hon. John Bell,
Secretary of War.

— The amended Treaty within mentioned seems regularly to have been ratified by the Miami Tribe of Indians — and the amendments, having been adopted by the Senate, the Treaty may be promulgd —

J. Tyler

Washington June 3. 1848

War Department,
June 3. 1841.

Sir,

The treaty with the Miami Tribe of Indians, in the State of Indiana, of the 28. Novr. last, as ratified with amendments by the Senate on the 25. of February, having received the final sanction of those Indians, by their assent to the amendments, and been approved by the President of the United States, I have the honor to enclose the same to you for promulgation.

Very respectfully
Yr mo. obt. Sr.

J. M. Bell

Hon Daniel Webster,
Secretary of State. —

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JOHN TYLER,

PRESIDENT OF THE UNITED STATES OF AMERICA,

TO ALL AND SINGULAR TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a treaty was made and concluded at the Forks of the Wabash, in the State of Indiana, on the twenty-eighth day of November, in the year of our Lord, one thousand eight hundred and forty, between Samuel Milroy and Allen Hamilton, acting as Commissioners on the part of the United States, and the chiefs, warriors, and headmen, of the Miami tribe of Indians:

AND WHEREAS, said treaty having been submitted to the Senate for its constitutional action thereon, the Senate did, on the twenty-fifth day of February, one thousand eight hundred and forty-one, advise and consent to the ratification of said treaty with certain amendments, provided the assent of the said Indians should be properly obtained to the same:

AND WHEREAS, the said Indians did, by their chiefs, headmen, and warriors, in full council assembled, on the fifteenth day of May, one thousand eight hundred and forty-one, give their free and voluntary assent to the amendments made by the Senate in the resolution aforesaid; which treaty, resolution of the Senate making the amendments to said treaty, and the assent of the Indians to said amendments, are in the words following, to wit:

Articles of a Treaty made and concluded at the Forks of the Wabash, in the State of Indiana, this twenty-eighth day of November, in the year of our Lord one thousand eight hundred and forty, between Samuel Milroy and Allen Hamilton, acting (unofficially) as commissioners on the part of the United States, and the chiefs, warriors, and headmen, of the Miami tribe of Indians.

ART. 1. The Miami tribe of Indians do hereby cede to the United States all that tract of land on the south side of the Wabash river, not heretofore ceded, and commonly known as "the residue of the Big Reserve." Being all of their remaining lands in Indiana.

ART. 2. For and in consideration of the cession aforesaid, the United States agree to pay to the Miami tribe of Indians, the sum of five hundred and fifty thousand dollars. Two hundred and fifty thousand dollars of which sum to be set apart, and applied, immediately after the ratification of this treaty, and an appropriation is made by Congress to carry its provisions into effect, to the payment of the debts of the tribe, as hereinafter stipulated. And the residue, three hundred thousand dollars, to be paid in twenty equal yearly instalments.

ART. 3. The Miamies, being desirous that their just debts shall be fully paid, it is hereby, at their request, stipulated, that, immediately on the ratification of this treaty, the United States shall appoint a commissioner, or commissioners, who shall be authorized to investigate all claims against any and every member of the tribe, which have accrued since the 6th day of November 1838, or which may accrue before the date of the ratification of this treaty, without regard to distinction of blood in the claimant or claimants. And whose duty it shall be, to inquire into the equity and legality of the original cause of indebtedness, whether the same now is, or may then be in the form of judgments, notes, or other evidence of debt, and report for payment out of the money set apart by this treaty for that purpose, such claims only, or parts of claims, as shall be both legal and just; and his or their award, when approved by the President of the United States, shall be final.

Art 4. It is further stipulated, that the sum of twenty-five thousand dollars be paid to John B. Richardville; and the sum of fifteen thousand dollars, to the acting executor of Francis Godfroy, deceased, being the amount of their respective claims against the tribe, out of the money set apart for the payment of their debts by the second article of this treaty.

Art. 5. And whereas, the late war chief, (Francis Godfroy,) bequeathed to his children, a large estate, to remain unsold until the youngest of said children shall arrive at the age of twenty-one years. It is therefore stipulated, that the United States shall pay to the family of said deceased chief, their just proportion of the annuities of said tribe, at Fort Wayne, from and after the time the tribe shall emigrate to the country assigned to them west of the Mississippi.

Art. 6. It is further stipulated, that the sum of two hundred and fifty dollars shall be paid annually by the United States, and accepted by the Miamies in lieu of the labor stipulated to be furnished by the fourth article of the treaty of the 23d of October 1826, for the purpose of preventing the dissatisfaction, occasioned heretofore, in the distribution of said labor amongst the different bands.

Art. 7. It is further stipulated, that the United States convey by patent, to Me-shing-go-me-zia, son of Ma-to-sin-ia, the tract of land reserved by the 22d article of the treaty of the 6th of November 1838, to the band of Ma-to-sin-ia. And the same provision made in favor of John B. Richardville and family, in the 14th article of the treaty of the 6th of November 1838, is hereby granted and extended to the above named Me-shing-go-me-zia, and to his brothers.

Art. 8. It is hereby stipulated, that the Miami tribe of Indians shall remove to the country assigned them west of the Mississippi, within five years from this date; the United States paying every expense attending such removal, and to furnish rations to said tribe for twelve months after their arrival at said country. And the United States shall, also, cause four thousand dollars to be expended to the best advantage in supplying good merchantable pork and flour to said tribe, during the second year of their residence at their new homes; which sum is to be deducted from their annuity of that year.

Art. 9. It is further stipulated, that should there be an unexpended balance of the "two hundred and fifty thousand dollars," after the payment of the debts of the tribe, as provided in the second article of this treaty, such balance is to be paid over to the Miamies at the next payment of annuities, after the amount of said balance shall have been ascertained. And should the sum so set apart for the purpose aforesaid, be found insufficient to pay the said debts, then the ascertained balance due on the same, to be paid out of the annuity arising from this treaty.

Art. 10. It is stipulated and agreed between the contracting parties, that there shall be, and hereby is granted and reserved to John B. Richardville, principal chief, seven sections of land, from the land ceded in the first article of this treaty, at such point or points as he may select, (not less than one section at any one point,) to be conveyed to him by patent from the United States. And, also, in like manner, one section of land to Francis Lafountain, at the rapids of Wildcat, to be surveyed under his direction.

Art. 11. Nothing in this treaty, shall be so construed as to impair the force or validity of former treaty stipulations, existing between the United States and the Miami tribe of Indians, not altered by nor coming within the purview of any of the provisions of this treaty.

Art. 12. It is hereby stipulated, that the United States provide for the payment of the expense which may be necessarily incurred in the negotiation of this treaty.

Art. 13. This treaty shall be binding on the United States, and on the Miami tribe of Indians, from and after the date of its ratification by the President by and with the advice and consent of the Senate of the United States. But, if the same shall not be so ratified before the 4th day of March next, it shall be of no binding force or validity.

Art 14. We, the chiefs, warriors, and headmen, of the Miami tribe of Indians, having examined and considered the foregoing articles, after the same had been interpreted and explained to us to our satisfaction, do hereby agree and request, that the said articles shall be taken and held as a treaty between the parties thereto; and when ratified as provided in the last preceding article, be binding on our tribe, and on the United States, as fully, to all intents and purposes, as though the same had been officially and formally made on the part of the United States.

In testimony whereof, we, Samuel Milroy and Allen Hamilton, on behalf of the United States, (as aforesaid,) and the chiefs, warriors, and headmen, of the Miami tribe of Indians, have hereunto set our hands.

Done at the Forks of the Wabash, in the State of Indiana, this twenty-eighth day of November, one thousand eight hundred and forty.

Samuel Milroy,		Ma-gou-zah,	his x mark.
Allen Hamilton,		Peshe-a-wauh,	his x mark.
John B. Richardville, *Prin. C'f*	his x mark.	Po-qua-Godfroy,	his x mark.
Wau-pa-pin-shaw,	his x mark.	Na-kun-sah,	his x mark.
O-zan-de-ah,	his x mark.	Ko-es-say,	his x mark.
Cha-pine,	his x mark.	Shin-go-me-zia,	his x mark.
Me-shing-go-me-zia,	his x mark.	Te-moo-te-oh,	his x mark.
Wauk-a-shing-guah,	his x mark.	Ma-qua-co-nong,	his x mark.
To-pe-ah,	his x mark.	Mon-go-sou,	his x mark.
Pe-wan-pe-oh,	his x mark.	Tuc-ke-mun-guagh,	his x mark.
Ma-ze-qua,	his x mark.	Bo-wa-wah,	his x mark.

Signed in the presence of
H. B. Milroy, *Secretary*,
David Carrier,
Geo. M. Maxwell,
Robert H. Milroy,
Peter Andre, *Interpreter*, his x mark.

In Senate of the United States
February 25, 1841.

Resolved, (two-thirds of the Senators present concurring) That the Senate advise and consent to the ratification of the treaty made and concluded at the Forks of the Wabash, in the State of Indiana, the twenty-eighth day of November, in the year of our Lord eighteen hundred and forty, between Samuel Milroy and Allen Hamilton, acting as commissioners on the part of the United States, and the chiefs, warriors, and headmen, of the Miami tribe of Indians; with the following amendments: *provided*, that the assent of the said Indians shall be properly obtained to the same—to wit:

In the second article, strike out the words "two hundred and fifty," and insert *three hundred;* and, in the latter clause, strike out "three hundred," and insert *two hundred and fifty.*

Add to the third article the following: Two hundred and fifty thousand dollars of the sum set apart in the second article of this treaty shall be applied to the payment of debts contracted before the twenty-eighth day of November 1840; and the residue of said sum, after such debts are satisfied, being fifty thousand dollars, to the payment of debts contracted between the last named date and the time of the ratification of this treaty by the Senate of the United States; giving the preference, in the application of said sum of fifty thousand dollars, to debts contracted for provisions and subsistence.

In the seventh article, strike out the words "twenty-second" and insert *second.*

In the same article, at the first period, insert—to be held in trust by the said Me-shing-go-me-zia for his band; and the proceeds thereof, when the same shall be alienated, shall be equitably distributed to said band, under the direction of the President.

In article nine, strike out "two hundred and fifty" and insert *three hundred;* and strike out the whole of that article after the word "ascertained."

Insert after article eleven, an additional article: Article 12. The United States hereby stipulate to set apart and assign to the Miamies, for their occupancy west of the Mississippi, a tract of country bounded on the east by the State of Missouri, on the north by the country of the Weas and Kaskaskias, on the west by the Pottawatamies of Indiana, and on the south by the land assigned to the New York Indians, estimated to contain five hundred thousand acres.

Attest: ASBURY DICKINS, *Secretary.*

We, the undersigned chiefs, headmen, and warriors, of the Miami tribe of Indians residing in the State of Indiana, do hereby give our free and voluntary assent to the foregoing amendments, made by the Senate of the United States on the 25th day of February last, to the treaty concluded by us with the United States on the 28th day of November 1840; the same having been submitted and fully explained to us by Samuel Milroy and Allen Hamilton, commissioners on the part of the United States for that purpose, in full council assembled at the Forks of the Wabash in the State of Indiana.

In testimony whereof we have hereunto set our hands, and affixed our seals respectively this fifteenth day of May 1841.

Na-wa-lin-guah,	his x mark	[L. s.]	Mah-gon-zah,	his x mark	[L. s.]
Pe-she-wah,	his x mark	[L. s.]	Con-o-cot-wah,	his x mark	[L. s.]
O-yan-de-ah,	his x mark	[L. s.]	Shau-cot-to-wah,	his x mark	[L. s.]
Na-kan-yah,	his x mark	[L. s.]	Sha-pen-do-zia,	his x mark	[L. s.]
Shin-go-me-zia,	his x mark	[L. s.]	Cant-ah-chin-guah,	his x mark	[L. s.]
Pe-wau-pe-ah,	his x mark	[L. s.]	Ma-ze-quah,	his x mark	[L. s.]
Te-moo-te-ah,	his x mark	[L. s.]	Cant-au-seep-au,	his x mark	[L. s.]
Wau-pe-mun-guah,	his x mark	[L. s.]	To-pe-ah,	his x mark	[L. s.]
Sha-pen-do-ziah,	his x mark	[L. s.]	Ma-con-zah,	his x mark	[L. s.]
Wau-pe-pin-ce-ah,	his x mark	[L. s.]	Maun-go-zah,	his x mark	[L. s.]
Co-i-sey,	his x mark	[L. s.]	Ka-lah-ca-mic,	his x mark	[L. s.]
Mah-con-zah,	his x mark	[L. s.]	Keel-son-sauh,	his x mark	[L. s.]
Pa-cong-ye-ah,	his x mark	[L. s.]	Keel-swah,	his x mark	[L. s.]
Mah-qui-e-cah,	his x mark	[L. s.]	Benjamin,	his x mark	[L. s.]
Cau-te-mon-guah,	his x mark	[L. s.]	John B. Richardville,	x mark	[L. s.]
Mong-gon-zah,	his x mark	[L. s-]	Poqua Godfroy,	his x mark	[L. s.]

Done in presence of

Samuel Milroy, } *Commissioners.*
Allen Hamilton, }

H. B. Milroy, *Secretary to Commission.*

Peter Andrie, his x mark, } *Interpreters.*
Grigway Boudie, his x mark, }

Now therefore, be it known, that I, JOHN TYLER, President of the United States of America, do, in pursuance of the advice and consent of the Senate, as expressed in their resolution of the twenty-fifth of February, one thousand eight hundred and forty-one, accept, ratify, and confirm the said treaty, with the amendments set forth in the said resolution.

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, the seventh day of June, in the year [L. s.] of our Lord one thousand eight hundred and forty-one, and of the Independence of the United States the sixty-fifth.

JOHN TYLER.

By the President:

DANIEL WEBSTER, *Secretary of State.*