

ARTICLE X.

Goods to be distributed.

The Commissioners of the United States, in pursuance of the humane and liberal views of Congress, upon this treaty's being signed, will direct goods to be distributed among the different tribes for their use and comfort.

SEPARATE ARTICLE.

Provision for certain Indians.

It is agreed that the Delaware chiefs, Kelelamand or lieutenant-colonel Henry, Hengue Pushees or the Big Cat, Wicocalind or Captain White Eyes, who took up the hatchet for the United States, and their families, shall be received into the Delaware nation, in the same situation and rank as before the war, and enjoy their due portions of the lands given to the Wiandot and Delaware nations in this treaty, as fully as if they had not taken part with America, or as any other person or persons in the said nations.

Geo. Clark,
Richard Butler,
Arthur Lee,
Daunghquat,
Abraham Kuhn,
Ottawerreri,
Hobocan,
Walendightun,

Talapoxie,
Wingenum,
Packelant,
Gingewanno,
Waanoos,
Konalawassee,
Shawnaquim,
Quecoockia.

Witnesses: Saml. J. Atlee, Francis Johnston, Commissioners. Alexander Campbell, Jos. Harmer, Lieut. Col. Com't. Alexander Lowrey. Joseph Nicholas, interpreter. I. Bradford. George Slaughter. Van Swearingen. John Boggs. G. Evans. D. Lockett.

To the Indian names are subjoined a mark and seal.

ARTICLES

Nov. 28, 1785.

Concluded at Hopewell, on the Keowee, between Benjamin Hawkins, Andrew Pickens, Joseph Martin, and Lachlan M'Intosh, Commissioners Plenipotentiary of the United States of America, of the one Part, and the Head-Men and Warriors of all the Cherokees of the other.

THE Commissioners Plenipotentiary of the United States, in Congress assembled, give peace to all the Cherokees, and receive them into the favour and protection of the United States of America, on the following conditions:

ARTICLE I.

Indians to restore all prisoners, &c.

The Head-Men and Warriors of all the Cherokees shall restore all the prisoners, citizens of the United States, or subjects of their allies, to their entire liberty: They shall also restore all the Negroes, and all other property taken during the late war from the citizens, to such person, and at such time and place, as the Commissioners shall appoint.

ARTICLE II.

U.S. to restore all prisoners.

The Commissioners of the United States in Congress assembled, shall restore all the prisoners taken from the Indians, during the late war, to the Head-Men and Warriors of the Cherokees, as early as is practicable.

ARTICLE III.

The said Indians for themselves and their respective tribes and towns do acknowledge all the Cherokees to be under the protection of the United States of America, and of no other sovereign whosoever.

Cherokees acknowledge protection of U. S.

ARTICLE IV.

The boundary allotted to the Cherokees for their hunting grounds, between the said Indians and the citizens of the United States, within the limits of the United States of America, is, and shall be the following, viz. Beginning at the mouth of Duck river, on the Tennessee; thence running north-east to the ridge dividing the waters running into Cumberland from those running into the Tennessee; thence eastwardly along the said ridge to a north-east line to be run, which shall strike the river Cumberland forty miles above Nashville; thence along the said line to the river; thence up the said river to the ford where the Kentucky road crosses the river; thence to Campbell's line, near Cumberland gap; thence to the mouth of Claud's creek on Holstein; thence to the Chimney-top mountain; thence to Camp-creek, near the mouth of Big Limestone, on Nolichucky; thence a southerly course six miles to a mountain; thence south to the North-Carolina line; thence to the South-Carolina Indian boundary, and along the same south-west over the top of the Oconee mountain till it shall strike Tugaloo river; thence a direct line to the top of the Currohee mountain; thence to the head of the south fork of Oconee river.

Boundaries.

ARTICLE V.

If any citizen of the United States, or other person not being an Indian, shall attempt to settle on any of the lands westward or southward of the said boundary which are hereby allotted to the Indians for their hunting grounds, or having already settled and will not remove from the same within six months after the ratification of this treaty, such person shall forfeit the protection of the United States, and the Indians may punish him or not as they please: Provided nevertheless, That this article shall not extend to the people settled between the fork of French Broad and Holstein rivers, whose particular situation shall be transmitted to the United States in Congress assembled for their decision thereon, which the Indians agree to abide by.

No citizen of U. S. to settle on Indian lands.

ARTICLE VI.

If any Indian or Indians, or person residing among them, or who shall take refuge in their nation, shall commit a robbery, or murder, or other capital crime, on any citizen of the United States, or person under their protection, the nation, or the tribe to which such offender or offenders may belong, shall be bound to deliver him or them up to be punished according to the ordinances of the United States; Provided, that the punishment shall not be greater than if the robbery or murder, or other capital crime had been committed by a citizen on a citizen.

Indians to deliver up criminals.

ARTICLE VII.

If any citizen of the United States, or person under their protection, shall commit a robbery or murder, or other capital crime, on any Indian, such offender or offenders shall be punished in the same manner as if the murder or robbery, or other capital crime, had been committed on a citizen of the United States; and the punishment shall be in presence of some of the Cherokees, if any shall attend at the time and place, and that they may have an opportunity so to do, due notice of the time of such intended punishment shall be sent to some one of the tribes.

Citizens of U. S. committing crimes against Indians to be punished.

ARTICLE VIII.

Retaliation
prohibited.

It is understood that the punishment of the innocent under the idea of retaliation, is unjust, and shall not be practised on either side, except where there is a manifest violation of this treaty; and then it shall be preceded first by a demand of justice, and if refused, then by a declaration of hostilities.

ARTICLE IX.

U. S. to regu-
late trade.

For the benefit and comfort of the Indians, and for the prevention of injuries or oppressions on the part of the citizens or Indians, the United States in Congress assembled shall have the sole and exclusive right of regulating the trade with the Indians, and managing all their affairs in such manner as they think proper.

ARTICLE X.

Special provi-
sion for trade.

Until the pleasure of Congress be known, respecting the ninth article, all traders, citizens of the United States, shall have liberty to go to any of the tribes or towns of the Cherokees to trade with them, and they shall be protected in their persons and property, and kindly treated.

ARTICLE XI.

Indians to give
notice of designs
against U. S.

The said Indians shall give notice to the citizens of the United States, of any designs which they may know or suspect to be formed in any neighbouring tribe, or by any person whosoever, against the peace, trade or interest of the United States.

ARTICLE XII.

Indians may
send deputy to
Congress.

That the Indians may have full confidence in the justice of the United States, respecting their interests, they shall have the right to send a deputy of their choice, whenever they think fit, to Congress.

ARTICLE XIII.

Peace and
friendship per-
petual.

The hatchet shall be forever buried, and the peace given by the United States, and friendship re-established between the said states on the one part, and all the Cherokees on the other, shall be universal; and the contracting parties shall use their utmost endeavours to maintain the peace given as aforesaid, and friendship re-established.

IN WITNESS of all and every thing herein determined, between the United States of America, and all the Cherokees, We, their under-written Commissioners, by virtue of our full powers, have signed this definitive treaty, and have caused our seals to be hereunto affixed.

DONE at Hopewell, on the Keowee, this twenty-eighth of November, in the year of our Lord one thousand seven hundred and eighty-five.

Benjamin Hawkins,
Andw. Pickens,
Jos. Martin,
Lach'n M'Intosh,
Koatohee, or Corn Tassel of Toquo,
Scholauetta, or Hanging Man of Chota,
Tuskegatahu, or Long Fellow of Chis-
tohoe,
Ooskwha, or Abraham of Chilkowa,
Kolakusta, or Prince of Noth,
Newota, or The Grits of Chicamaga,
Konatota, or the Rising Fawn of High-
wassay,

Tuckasee, or Young Tarrapin of Allajoy,
Toostaka, or the Waker of Oostanawa,
Untoola, or Gun Rod of Seteco,
Unsuokanail, Buffalo White Calf New
Cuffee.
Kostayeah, or Sharp Fellow Wataga,
Chonosta, of Cowe,
Chescoonwho, Bird in close of Tomotlug,
Tuckasee, or Tarrapin of Hightowa,
Chesctoa, or the Rabbit of Tlacoa,
Chescotetona, or Yellow Bird of the
Pine Log,
Sketaloska, Second Man of Tillico,

Chokasatahe, Chickasaw Killer Tasona,	Kowetatahee, in Frog-Town,
Onanoota, of Koosotatee,	Keukuch, Talkoa,
Ookoseta, or Sower Mush of Kooloque,	Tulatiska, of Chaway,
Umatoeetha, the Water Hunter, Choikamawga,	Wooluka, the Way-layer, Chota,
Wyuka, of Lookout Mountain,	Tatliusta, or Porpus of Tilassi,
Tulco, or Tom of Chatuga,	John, of Little Tallico,
Will, of Akoha,	Skelelak,
Necatee, of Sawta,	Akonoluchta, the Cabin,
Amokontakona, Kutcloa,	Cheanoka, of Kawetakac,
	Yellow Bird.

WITNESS:— Wm. Blount. Saml. Taylor, Major. John Owen. Jess Walton. Jac. Cowan, Capt. Commandant. Thos. Gegg. W. Hazzard. Sworn Interpreters, James Madison, Arthur Coodey.

To the Indian names are subjoined a mark and seal.

ARTICLES OF A TREATY

Concluded at Hopewell, on the Keowée, near Seneca Old Town, between Benjamin Hawkins, Andrew Pickens and Joseph Martin, Commissioners Plenipotentiary of the United States of America, of the one part; and Yockonahoma, great Medal Chief of Soonacoha; Yockehoopoie, leading Chief of Bugtoogoloo; Mingohoopoie, leading Chief of Hashooqua; Tobocoh, great Medal Chief of Congetoo; Pooshemastubie, Gorget Captain of Senayazo; and thirteen small Medal Chiefs of the first Class, twelve Medal and Gorget Captains, Commissioners Plenipotentiary of all the Choctaw Nation, of the other part.

Jan. 3, 1786.

THE Commissioners Plenipotentiary of the United States of America give peace to all the Choctaw nation, and receive them into the favour and protection of the United States of America, on the following conditions:

ARTICLE I.

The Commissioners Plenipotentiary of all the Choctaw nation, shall restore all the prisoners, citizens of the United States, or subjects of their allies, to their entire liberty, if any there be in the Choctaw nation. They shall also restore all the negroes, and all other property taken during the late war, from the citizens, to such person, and at such time and place as the Commissioners of the United States of America shall appoint, if any there be in the Choctaw nation.

Indians to restore prisoners.

ARTICLE II.

The Commissioners Plenipotentiary of all the Choctaw nation, do hereby acknowledge the tribes and towns of the said nation, and the lands within the boundary allotted to the said Indians to live and hunt on, as mentioned in the third article, to be under the protection of the United States of America, and of no other sovereign whosoever.

They acknowledge the protection of U. S.

ARTICLE III.

The boundary of the lands hereby allotted to the Choctaw nation to live and hunt on, within the limits of the United States of America, is and shall be the following, viz. Beginning at a point on the thirty-first degree of north latitude, where the Eastern boundary of the Natches

Boundaries.