

Documents of American Indian Diplomacy

Treaties, Agreements, and Conventions, 1775–1979

Volume Two

**Vine Deloria, Jr.
and
Raymond J. DeMallie**

With a Foreword by Daniel K. Inouye

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Also by Vine Deloria, Jr.

Custer Died for Your Sins (New York, 1969; Norman, 1988)
God Is Red: A Native View of Religion (New York, 1973; Golden, Colo., 1994)
Behind the Trail of Broken Treaties: An Indian Declaration of Independence
(New York, 1974; Austin, 1985)

Also by Raymond J. DeMallie

(ed. with Elaine A. Jahner) *Lakota Belief and Ritual* (Lincoln, Nebr., 1980)
(ed.) *Lakota Society* (Lincoln, Nebr., 1982)
(ed.) *The Sixth Grandfather: Black Elk's Teachings Given to John G. Neihardt* (Lincoln, Nebr., 1984)
(ed. with Douglas R. Parks) *Sioux Indian Religion: Tradition and Innovation* (Norman, 1989)
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1 2 3 4 5 6 7 8 9 10

WHITE HORSE, Who-po-ume, his x mark.
 EDWARD P. SMITH,
Commissioner of Indian Affairs.

Witnesses:

H. R. CLUM.
 E. G. GUERRIER, *Interpreter.*
 JOHN D. MILES, *United States Indian Agent.*
 MARGARET MCADAMS, *Interpreter.*
 JOHN F. WILLIAMS.

SOURCE: 43d Cong., 2d sess., S. Ex. Doc. 12 (serial 1606): 4.

AGREEMENT WITH THE NAVAJO

March 27, 1874

Articles of Agreement made and entered into at *Cañon Bonito, Fort Defiance Navajo Indian Agency*, in the *Territory of Arizona*, on this *Twenty Seventh day of March, A.D. One Thousand Eight hundred and Seventy four (1874)*, by and between the *United States of America*, represented by its *Agent, W. F. M. Army*, by authority given to him by the *Honorable Edw. P. Smith, Commissioner of Indian Affairs*, under date of *February Fourth (4th) One Thousand Eight hundred and Seventy four (1874)* of the one part And the *Navajo Nation*, or tribe of *Indians*, represented by their *Chiefs and Headmen*, duly authorized and empowered to act for the whole people of said Nation or tribe, (The names of said *Chiefs and Headmen* being hereto subscribed) of the other part.

Witness:

Article I.

The *Navajo Nation* does hereby agree to relinquish to the *United States*, all that portion of their reservation, as granted to them in *Article II*, of the *Treaty* made on the *First day of June 1868*, at *Fort Sumner*, as is hereinafter described. *Viz:*

Beginning on the *East line* of the *Navajo reservation*, at the point where the *San Juan River* crosses said line, running thence *North* to the *Northeast corner* of said reservation, as fixed by the *Treaty of 1868*. Thence *West Sixty miles* along the *South lines* of *Colorado and Utah Territories*, to the *Northwest corner* of said reservation, as fixed by the *Treaty of 1868*. Thence *South* along the *West line* of said reservation, to a point parallel with the place of beginning. Thence *East Sixty miles* to the place of beginning.

Article II.

The foregoing described land is hereby relinquished to the *United States* by the *Navajo Indians*, second party to this agreement, for and in consideration of the following described lands which the *United States* hereby agrees shall be, and constitute, when ratified by the *United States Senate*, a part of the reservation belonging to said *Navajo Indians*, *Viz:*

Beginning at the *Southeast corner* of the *Navajo reservation*, as fixed by the *Treaty of 1868*, running thence due *South* to the *North line* of the *Military reservation of Fort Wingate, N.M.* Thence due *West Sixty miles*. Thence *North* parallel with the *West line* of the *Navajo reservation*, to the *Southwest corner* of said reservation. Thence running *East Sixty miles* along the *South* of said reservation to the place of beginning.

Article III.

The *Government of the United States* hereby agrees to cause the *arable lands* of said addition to the reservation, to be subdivided into tracts of *One hundred and Sixty and Eighty acres*. And to cause sufficient land, not already

subdivided on the original reservation, to be surveyed and subdivided, so that each and every head of a family may have a homestead, (and as far as practicable, water for irrigation) as provided in Articles V and VII of the Treaty of 1868.

And to provide means to carry out, fully, the stipulations in reference to schools and farms, as provided in Articles V, VI, VII and VIII, of the said Treaty of 1868.

Article IV.

The *Navajo Indians*, in council assembled, in conformity with Article X, by their Chiefs and Headmen, do hereby fully ratify the above stipulations, and agree to comply with all the agreements binding on them, as specified in the Treaty of 1868.

Article V.

And the *United States* does hereby agree to perform all the stipulations, required of the Government in said Treaty of 1868, that are not annulled by these Articles of Agreement.

In testimony of all of which, the said parties have hereunto on this Twenty Seventh day of March, A.D. One Thousand Eight hundred and Seventy four (1874) at Fort Defiance, in the territory of Arizona, set their hands and seals.

<p><i>Attest</i></p> <p>John Menaul H. C. Carson P. N. Williams V. Friese W. B. Truax</p>	<p>W. F. M. Army Agent for Navajo Indians.</p> <p>Huero Ganada Mucha Largo Delgadito Manuelito Chiquito Primero Chiquito Segundo Armijo Tene-Sue-Se Narbono Primero Narbono Segundo</p>	<p>[SEAL.]</p> <p>his x mark. [SEAL.] his x mark. [SEAL.]</p>
<p><i>Attest</i></p> <p>Joseph Gory. R. M. Yaimel.</p>		

Council:

<p>L. Tait</p>	<p>Barbas Huero Chief Counsellor</p> <p>Cayetanita Mariano Cabiza Blanca El Sourdo Juanica Che Chuse Dishi Sola Vicente Bow-So-Washdie Ton-Les-Yosh Austin Close Fung Bejuy Vicente Bejuy Jurita Vicentito Lip-la-se-he</p>	<p>his x mark. [SEAL.]</p> <p>his x mark. [SEAL.] his x mark. [SEAL.]</p>
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Peter Najley	his x mark.	[SEAL.]
Del-cha-chi-so	his x mark.	[SEAL.]

We do hereby Certify on honor that the foregoing agreement was fully explained to the Indians in Council by us and signed by them in our presence.

Given under our hands this 27th day of March, 1874

J. L. Hubbell,
Spanish Interpreter.
Listo Martin his x mark.
Navajo Interpreter.

Witnesses

Fred H. Eals.
James M. Kan.

SOURCE: Arney to Secretary of the Interior, April 8, 1874, OIA-LR, New Mexico Superintendency, M234, roll 562.

AGREEMENT BY THE SIOUX TO RELINQUISH HUNTING PRIVILEGES IN NEBRASKA

June 23, 1875

We, the chiefs and headmen of the Ogallalla, Brulé, and other Sioux tribes of Indians, having heard a full explanation of the wishes of the Government of the United States, that we should surrender the privileges contained in the treaty of 1868, to hunt in Nebraska, and in all the country south of our reservation, and all our rights in what is called in said treaty the unceded territory, so far as such territory is contained within the limits of Nebraska, which rights and privileges are particularly described in articles eleven and sixteen of said treaty; and being fully informed that the sum of twenty-five thousand dollars has been appropriated by Congress for the purchase of presents for the Sioux of the Red Cloud and Spotted Tail agencies, to be received by us in compensation for the relinquishment of the privileges above named, do hereby agree to surrender all privileges of hunting and all other rights and privileges in Nebraska and on the Republican Fork of the Smoky Hill River, secured to us by said treaty.

Provided, That we do not surrender any right of occupation of the country situated in Nebraska north of the divide, which is south of and near to the Niobrara River, and west of the 100th meridian; but desire to retain that country for future occupation and use.

Chiefs and headmen signing at Spotted Tail agency.

Spotted Tail, his x mark.	Tall man Dan, his x mark.
Swift Bear, his x mark.	Enemy Catcher, his x mark.
Black Crow, his x mark.	Iron Horse, his x mark.
Looking Horse, his x mark.	Cook, his x mark.
White Thunder, his x mark.	Lone Dog, his x mark.
Whitewash, his x mark.	Red Bear, his x mark.
John Indian, his x mark.	Louis Roubideaux, his x mark.
Blue Tomahawk, his x mark.	Standing Elk, his x mark.
Red Nose, his x mark.	Blue Teeth, his x mark.
Good Voice, his x mark.	Afraid of Nothing, his x mark.
Kick, his x mark.	Roast, his x mark.
Bear Ghost, his x mark.	Whirlwind Soldier, his x mark.
Bear Looks Behind, his x mark.	No Flesh, his x mark.