

Oregon Coast Tribes Treaty of 1855

(Unratified)

Articles of agreement and convention made and concluded at the places and dates hereinafter named, in the Territory of Oregon; by Joel Palmer, Superintendent of Indian Affairs, on the part of the United States, and the following chiefs and headmen of the of the confederated Tribes and Bands of Indians residing along the coast west of the summit of the Coast Range of mountains and between the Columbia River on the north and the southern boundary of Oregon on the south, they being duly authorized thereto by their respective bands, to wit:

Lonie, Cal-he-na, Jel-kete, Albert, Kihose, Sme-ka-hite, Quink-ouse, Kos-sup, Qua-mah, Kle-ick, Pah-hi, Ha-ake, Tu-e to, Que-lis-ka, and Quo-op-pa, of the Alcea band of Tillamooks; Jim, Conchu, Toch-a-lie, Pah-ni-ka-u, No-cos-curt, Tlate-hal, He-a-kah, Sam-may, Ke-etch, and John of the Yah-quo-nah band of Tillamooks; Jim, Sis-nah-quo-lin, Scho-yo, Kle-con-onts, Yon-ton, Flouched, To-cot-so, Jake, Chah-quo-lah, Chin-na-quo-wash, Tu-e-uch, Ah-sis-lep, Se-cow-in, Jo-han-na, and Yet-sit of the Seletsa band of Tillamooks; John of the Ne-a-ches-na band of Tillamooks; Eueos, De-Chaum, John, Pos-cal, Ha-lo-tuth, Kal-a-wot-sa, Ha-lo-gleaze, Bi-cham-an, Louis, Lake-man, Jerome, Peir, and Wilson of the Sin-slau Tribe; Jim, Tim, Tom, Sam, Fat-tim, Don-quix-otte, Charley, Que-il-me, Qui-it, and Ha-lo-lea-no of the Kal-a-wot-set or Umpqua Tribe; Jim 1st, Bob, John 1st, George, William, Charley 1st, Dock, Dick Ole-man-doctor, Tom 1st, Captain, Stephen, Cal-lolt, Wol-lonch, Loch-itch; Wa-uch, Pete, Jackson, Hal-lice, Taylor, Pe-lee-gray, Joe, Sam 1st, Charley 2d, Sam 2d, Jim 2d, Johnson, Charley 3d, Ole-man, Jack Tom 2d, Jim 3d, John 2d, Gabriel, Cris, Kah-tite, Ne-at-tal-woot, Jake, Quin-ul-chet, Yet-so-no, Lolt, Damon, Ka-tow-na, Loch-hite, Ten-ach, Ki-hi-ah, How-seach, Ko-at-qua, Solomon, Lol-lotch, Skil-a-milt, Yah-who-wich, Tes-ich-man, How-new-wot, Squat-kle-ah, Ki-wot-set, Al-la-wom-mets, Too-too, and No-whe-na, of the Kowes Bay Tribe; T-sin-no-nas, Pil-le-kis, Clas-wan-ta, Sat-too, Wah-hench, Tom, Joe, Mal-ouquock, Won-ot-tlos, Mil-luck, John 1st, Charley, Che-kaw-nah, Kume-mos, T-sha-saw, Kow-u-quaw, Sands, T-sis-tah-noo-ka, Mah-tlose, Chil-lah, How-ouse, Charles, Lah-lee, Noe-to-soch, Ochaly, Klong-klus, Bill, Other-tom, Yohn, Nelson, Socks-ey, Joe-Lane, Frank, John 2nd, Jim, George, Bob, El-kah-hut, Klo-kot-on, Lan-dish, Kitchen, and Jim-too-wah, of the Quans-sake-nah, Klen-nah-hah, and Ko-ah-mas-e-ton Bands of the Nas-o-mah or Coquille Tribe; Tag-o-ne-cia, Loo-ney, Yon, and Jim, of the Ko-se-e-chah Band of Too-too-to-neys; Whiskers, Ten-as-tie, En-nach-nah, and Ta-wos-kah, of the Se-qua-chee Band of the Too-too-to-neys; An-ne-at-ta, Tal-ma-net-sa, Ko-chil-la, and Hust-la-no, of the Too-too-to-ney Band of the Too-too-to-neys; En-tlack, Too-whus-kah, Ka-tulch-kla, and No-got-toe-it, of the Chitco Tribe; Sin-whus-chan, En-san-e-klon, Enpnah-wose-tah, and Yas-kah-chin-a-mah-tin, of the Yah-shute Band of Too-too-to-neys; Nal-tah-nos-shah, Chah-hus-sah, Kos-sa-on, and E-ule-te-tes-tlah, of the Whis-to-natin Band of the Too-too-to-neys; Ses-tel-tul, Yot-sa, and Hus-to-mah-say, of the Cos-sa-to-ny Band of the Too-too-to-neys; Mos-quot, No-on-me-has-quah, Tuc-qua, and Cosh-nul-see, of the Chet-less-ing-ton Band of the Too-too-to-neys; Smut-tah-ta, Too-kus-chal-nah, Se-tah-kul, and Schal-lah, of the Port Orford Band of Too-too-to-neys; Ah-chase, Tos-ton, Quil-see, and Yo-wolt-ma, of the Eukie-chee Band of the Too-too-to-neys; Mussle-tie, and Too-quot, of the Kus-so-to-ny Band of the Too-too-to-neys; Non-whalt, Kloose-tla, and Eu-til-mus, of the Kler-it-la-tel Band of the Too-too-to-neys; Ult-sa-yah, Yah-sun-see, Ton-ua-nic-a-sha, Che-nun-tun, and Chis-tah-tah, of the Te-cha-quot Band of the Too-too-to-neys; Tut-lol-ol-tus, En-sal-sun, Squo-che-nol-ta, Shet-nul-lus, and Noch-nos-see-yah, of the Mack-a-no-tin Band of the Too-too-to-neys; Washington Tom, Chi-a-le-tin, Tie, Ni-ich-lo-

sis, Tu-si-wah, Jackson, and David of the Cah-toch, Chin-chen-ten-tah-ta, Whiston, and Klen-hos-tun Bands of the Coquilles.

ARTICLE 1.

The above named confederated bands of Indians cede to the United States all their right, title, and interest to all and every part of the country claimed by them included in the following boundaries to wit: Commencing in the middle of the channel of the Columbia River, at the northwestern extremity of the purchase made of the Calapooia and Mollala Bands of Indians; thence running southerly with that boundary to the southwestern point of that purchase, and thence along the summit of the Coast Range of mountains with the western boundaries of the purchase made of the Umpquas and Mollalas of the Umpqua Valley, and of the Scotons, Chastes, and Grave Creeks of the Rogue River Valley, to the southern boundary of Oregon Territory; thence west to the Pacific Ocean, thence northerly along said ocean to the middle of the northern channel of the Columbia River; thence following the middle of said channel to the place of beginning: Provided however, that so much of the country described above as is contained in the following boundaries shall, until otherwise directed by the President of the United States, be set apart as a residence for said Indians, and other such bands or parts of bands as may, by the direction of the President of the United States, be located thereon.

Such tract for the purpose contemplated shall be held and regarded as an Indian Reservation, to wit: Where the northern boundary of the seventeenth range of townships south of the base line strikes the coast *(1/4 mile north of the Sea Lion Caves); thence east to the western boundary of the eighth range of townships west of the Willamette Meridian, as indicated by John B. Preston's "Diagram of a portion of Oregon Territory"; thence north on that line to the southern boundary of the third range of townships south of the base line *(six miles south of Cape Lookout); thence west to the Pacific Ocean; and thence southerly along the coast to the place of beginning: Provided, however, That the district west of said eighth range of townships, between the said northern boundary of range seventeen and the fourth standard parallel south, shall, for the term of twenty years, be held and regarded as a part of said Indian reservation, and together with the tract described in this section, as such, be subject to the laws regulating "trade and intercourse with Indian Tribes" now in force, or

hereafter enacted by the Congress of the United States. All of which tract shall be set apart, and, so far as necessary, surveyed and marked out, for the exclusive use of such Indians as are, or may hereafter be, located thereon; nor shall any person other than an Indian be permitted to reside upon the same without the consent and permission of the Superintendent of Indian Affairs and the Agent having charge of said district.

The said Bands and Tribes agree to remove to and settle upon the same within one year after the ratification of this convention, without any additional expense to the Government other than is provided by this treaty: and until the expiration of the time specified the said bands shall be permitted to occupy and reside upon the tracts now possessed by them, guaranteeing to all white citizens the right to enter upon and occupy as settlers any lands not included in said reservation, or actually enclosed by said Indians: Provided, however, That, when the public interest or convenience may require, the right of constructing roads, railroads, or other public highways, and navigating the streams or bays in said reservation, is hereby secured to the United States: and provided also, that if any band or bands of Indians residing in and claiming any portion of the country herein described shall not accede to the terms of this treaty, then the bands becoming parties "hereunto agree to receive such part of the several annuities and other payments hereinafter named as a consideration for the entire country described as aforesaid as shall be in the proportion that their aggregate number may have to the whole number of Indians residing in and claiming the entire country aforesaid as consideration and payment in full for the tracts in said claimed by them: And provided also, That where substantial improvements have been made by individuals of bands becoming parties to this treaty, the same shall be valued under direction of the President of the United States, and payment made said individuals therefor, or, in lieu thereof, improvements of an equal extent and value, at their option, shall be made on the tracts assigned to each respectively.

ARTICLE 2.

In consideration of and payment for the country hereby ceded, the United States agree to pay to the Bands and Tribes of Indians claiming territory and residing in said country the several sums of money, to wit: Ten thousand dollars per annum for the first three years, commencing on

or before the first day of September, 1857; eight thousand dollars per annum for the term of three years next succeeding the first three; six thousand per annum for the term of three years next succeeding the second three, and three thousand dollars per annum for the term of six years next succeeding the third three.

All of which sums of money shall be expended for the use and benefit of the confederated bands, under the direction of the President of the United States, who may from time to time, at his discretion, determine what proportion thereof shall be expended for such objects as, in his judgment, will promote their well being and advance them in civilization; for their mutual improvement and education; for buildings, opening and fencing farms, breaking land, providing teams, stock, agricultural implements, seed, &c.; for clothing, payment of mechanics and farmers, and for arms and ammunition.

ARTICLE 3.

The United States agree to pay said Indians the additional sum of thirty thousand dollars, a portion whereof shall be applied to the payment for such articles as may be advanced them at the time of signing this treaty, and in providing, after the ratification thereof, and prior to their removal, such articles as may be deemed by the President essential to their wants; for the payment of employees, and for subsisting the Indians the first year after their removal.

ARTICLE 4.

In addition to the consideration specified, the United States agree to erect at suitable points on the reservation; two sawmills, two flouring mills, four school houses, and two blacksmith shops, to one of which shall be attached a tin shop; and for two sawyers, two millers, one superintendent of farming operations, three farmers, one physician, four school-teachers, and two blacksmiths, a dwelling house and necessary outbuildings for each; and to purchase and keep in repair, for the time specified for furnishing employees, all necessary mill fixtures, mechanical tools, medicines, books, and stationary for schools, and furniture for employees.

The United States further engage to secure and pay for the services and subsistence, for the term of fifteen years, of three farmers, two blacksmiths, two sawyers, two millers;

and for the term of twenty years, of one physician, one superintendent of farming operations, and four school teachers.

The United States also engage to retain the service of one Indian Agent, and to erect at the most central suitable point agency buildings, where such agent shall reside.

ARTICLE 5.

The half-breeds, legal representatives of the bands and tribes being parties to this treaty, who reside outside of the reservation shall be allowed to draw the share of annuity payments to which they may be entitled, either in cash or goods, at their option; and when residing upon the reservation, they shall be entitled to all the benefit of annuity as well as other payments; but no half-breed shall be permitted to reside upon said reservation without the concurrent consent of the superintendent and agent.

ARTICLE 6.

The President may, from time to time, at his discretion, cause the whole, or such portion as he may think proper, of the tract that may now or hereafter be set apart as a permanent home for these Indians, to be surveyed into lots and assigned to such Indians of the confederated bands as may wish to enjoy the privilege and located thereon permanently; to a single person over twenty one years of age, forty acres; to a family of two persons, sixty acres; to a family of three and not exceeding five persons, eighty acres; to a family of six persons and not exceeding ten, one hundred and twenty acres; and to each family over ten in number, twenty acres for each additional three members. And the President may provide such rules and regulations as will secure to the family, in case of the death of the head thereof, the possession and enjoyment of such permanent home and improvements thereon; and he may at any time, at his discretion, after such person or family has made location on the land assigned as a permanent home, issue a patent to such person or family for such assigned land, conditioned that the tract shall not be aliened or leased for a term longer than two years, and shall be exempt from levy, sale, or forfeiture, which condition shall continue in force until a State constitution, embracing such lands within it's limits, shall have been formed, and the legislature of the State shall remove the restriction: Provided, however, That no State shall remove the restriction herein provided for

without the consent of Congress: And provided also, that if any person or family shall at any time neglect or refuse to occupy or till a portion of the land assigned, and on which they have located, or shall roam from place to place, indicating a desire to abandon said home, the President may, if the patent shall have been issued, revoke the same, and if not issued, cancel the assignment; and may also withhold from such person or family their portion of the annuities or other money due them, until they shall have returned to such permanent home and resumed the pursuits of industry; and in default of their return, the tract may be declared abandoned, and thereafter assigned to some other person or family of Indians living on said reservation.

ARTICLE 7.

The annuities of the Indians shall not be taken to pay the debts of individuals.

ARTICLE 8.

The confederated bands acknowledge their dependence on the Government of the United States, and promise to be friendly with all of the citizens thereof, and pledge themselves to commit no depredations on the property of said citizens; and should any one or more of the Indians violate this pledge, and the fact be satisfactorily proven before the Agent, the property taken shall be returned; or in default thereof, or if injured or destroyed, compensation may be made by the Government out of their annuities; nor will they make war on any other tribes of Indians except in self-defense, but submit all matters of difference between them and other Indians to the Government of the United States, or its agent for decision, and abide thereby; and if any of the said Indians commit depredations on other Indians, the same rule shall prevail as that prescribed in the case of depredations against citizens.

ARTICLE 9.

For the purpose of establishing uniformity of laws, rules, and regulations among the various bands of Indians being parties to this treaty, and to give greater security to person and property, it is hereby agreed that the Congress of the United States, with the approval of the President, shall have power to enact laws for the government of said Indians.

ARTICLE 10.

In order to prevent the evils of intemperance among said Indians, it is hereby provided that if any one of them shall drink liquor to excess, or procure it for others to drink, his or her proportion of the annuities may be withheld from him or her for such time as the President may determine.

ARTICLE 11.

The United States agree to expend a sum of money, not exceeding ten thousand dollars, in opening and constructing wagon roads between the different settlements on said reservation, and from the saw and flouring mills herein provided for to said settlements; and in the event of a failure to effect secure landings for vessels in the transportation of annuity goods within said reservation, the additional sum, not exceeding ten thousand dollars, shall be expended by the United States in opening and constructing a wagon road from some point at or near the mouth of the Neaches-na or Salmon River to the settlements in the Willamette valley, and one wagon road from some navigable point on Yah-quo-nah or Alcea River to the valley of the Willamette.

ARTICLE 12.

The United States engage to establish and maintain a military post on said reservation whensoever the peace and safety of the Indians residing thereon shall render the same necessary.

ARTICLE 13.

This treaty shall be obligatory on the contracting parties as soon as the same shall be ratified by the President, and Senate of the United States.

In testimony whereof, the said Joel Palmer, on the part of the United States, and the undersigned chiefs, headmen, and delegates of the said confederated bands, have hereunto set their hands and seals this eleventh day of August, eighteen-hundred and fifty-five.

Signed in the presence of -
Cris Taylor, Secretary to treaty
W.W. Raymond, Sub-Indian Agent
R.W. Dunbar

B.M. Palmer

Joel Palmer {L.S.}
Superintendent of Indian Affairs, Oregon Territory.

Loni, second chief, X {L.S.} He-a-kah, X
Cal-he-na, X Sam-may, X
Tel-kite, X Ke-etch, X
Albert, X John, X
Ki-hose, first chief, X Jim Selitsa, X
Smo-ka-hite, X Sis-nah-quo-lin, X
Quink-ouse, X Scho-jo, X
Kos-sup, X Kle-con-outs, X
Que-mah, X Ton-ton, X
Kle-ick, X Tlouched, X
Pah-hi, X To-cot-so, X
Ha-ake, X Jake, X
Que-e-to, X Chah-quo-lah, X
Que-lis-ko, X Chin-ne-co-wash, X
Quo-ap-pa, X Tu-e-uch, X
Jim, X Ah-sis-less, X
Con-chu, X Lu-con-in, X
Toch-a-lie, X Is-han-na, X
Pah-ni-ka-u, X Yet-sit, X
Wo-cos-konts, X John, X
Tlate-hal, X

We the chiefs, headmen, and delegates of the Sueslan and
Winchester Bay bands of the Kal-e-wat-set or Umpqua tribe of
Indians, and the several bands of Kowes Bay Indians, after
having had fully explained to us the above treaty, do hereby
ascede to it's provisions, and affix our signatures, or
marks, this 17th day of August, 1855.

Signed in the presence of -
Cris Taylor, Secretary.
R.B. Metcalfe, Sub-Indian Agent.
E.P. Drew, Sub-Indian Agent.
Jn. B. Gagnier, Interpreter.
John Fleet, Interpreter.
R.W. Dunbar.
L.P. Brown.
M.H. Hill.
John Gale.

Eneos, X Jim, X
De-chaum, X Tim, X
John, X Tom, X

Peter, X Sam, X
Poscal, X Fat-tim, X
Ha-lo-teeth, X Jim, 1st chief, X
Kal-la-hat-sa, X Bob, 2nd chief, X
Ha-lo-gleese, X John, X
Bi-chauma, X George, X
Louis, X William, X
Lake-man, X Charley, X
Jerome, X Dock, X
Peir, X Dick X
Wilson, X Ale-man-doctor, X
Tom, X Jim, 2nd, X
Captain, X John, X
Stephen, X Gabriel, X
Cal-lolh, X Cris, X
Wal-lauch, X Kah-tite, X
Loch-stoh, X Ne-ah-tal-woot, X
Wal-loch, X Jake, X
Pete, X Quin-ultchet, X
Jackson, X Yat-se-no, X
Hal-lice, X Lalkt, X
Don- Quixotte, X Damon , X
Charly, X Ka-ton-na, X
John, X Loch-hite, X
Que-el-ma, X Ten-ach, X
Qui-it, X Ki-hi-ah, X
Ha-lo-wa-wa, X Hon,slach, X
Taylor, X Ko-ah-qua, X
Pe-lee-gray, X Solomon, X
Joe, X Lol-lotch, X
Sam, 2nd, X Tes-ich-man, X
Jim, X Hon-nu-wot, X
Johnson, X Squat-kle-ah, X
Charley, 2nd, X Ki-u-ot-set, X
Oleman, X Al-la-wom-mets, X
Jack X Too-too, X
Tom, X No-whe-na, X

We the chiefs, headmen, and delegates of the Quan-sake-nah,
Klen-nah-hah, and Ke-ah-mas-e-ton bands of the Nas-o-mah or
Coquille tribe of Indians, after having fully explained to
us the above treaty, do hereby accede to it's provisions,
and affix our signatures or marks, this 23rd day of August,
1855.

T-sin-no-nas, X Charles, X
Pil-le-kio, X Lah-lee, X
Klas-won-ta, X Noc-to-soch, X

Sat-tae, X O-Charley, X
Wah-hench, X Klong-kus, X
Tom, X Bill, X
Joe, X Other-tom, X
Mal-a-quack, X Yohn, X
Won-at-tlos, X Nelson, X
Mil-luck X Locks-ey, X
John, X Jo-Lane, X
Charley, X Frank, X
Che-can-nah, X John, X
Kume-mas, X Jim, X
Tsha-san, X George, X
Kon-u-quan, X Bale, X
Sands, X El-kah-hut, X
T-sis-tah-noo-ka, X Klo-kat-on, X
Mah-t-lose, X San-dish, X
Chil-lah, X Kitchen, X
Hon-ouse, X Jim-too-Wah, X

Signed in presence of -
Cris Taylor, Secretary.
John Flett, Interpreter.
Jn. Bts. Gagnier, Interpreter.
Joseph E. Clark, Interpreter.
E.P. Drew, Sub-Indian Agent.
R.W. Dunbar.

We the chiefs, headmen, and delegates of the So-quate-sah,
Ko-se-a-chah, Euka-che, Yah-shute, Too-too-to-ney, Mack-a-
no-tin, Kos-sul-to-ny, Mussle, Cos-sa-to-ny, Klu-it-ta-tel,
Te-cha-quot, Chet-less-ing-ton, and Wis-to-na-tin bands of
Tootootony Tribe of Indians, after having had fully
explained to us the following treaty, do hereby accede to
it's provisions, with the following proviso:

That the canoes belonging to the members of our respective
bands shall either be transported to the district designated
as a reservation, or other canoes or boats furnished in lieu
thereof, or the value of the same paid the Indians by means
of transportation for the old, infirm, and children, with
goods, wares, and chattels belonging to the members of the
said bands, and subsistence for the members thereof during
time of removal, shall also be furnished by, and at the
expense of the Government of the United States.

In witness whereof we hereunto affix our signatures, or
marks, this thirtieth day of August, 1855.

Sixes band. Se-qua-a-chan.

Ta-wos-ka, X Whiskus, X
Ten-as-tie, X
Too-too-to-ny. Eu-wach-nah, X

An-ne-at-ta, X Port Orford Band.
Tal-ma-net-sa, X
Ko-chil-lah, X Smut-tah-ta, X
Hurt-la-no, X Too-kus-chol-nah, X
Se-tah-kue, X
Scah-lah, X

Chet-co. Euku Band.

Eu-tlach, first chief, X Ah-chase, X
Too-whus-ka, X Tos-lon, X
Ka-tulch-kla, X Quil-su, X
No-get-to e-it, X Yo-walt-ma, X

Jashuts. Kos-sul-to-ny.
Sin-whiss-chan, X Mussles-Tie, X
Eu-san-e-klon, X Too-quot, X
Eu-nah-nese-tah, X
Yas-kat-chin-a-mah-tin, X Klu-it-ta-tel.

Whis-to-na-tin. Non-wholt, X
Koose-tla, X
Nal-tah-wos-shah, X Eu-til-mus, X
Chah-hus-sah, X
Kos-sa-on, X Te-cha-quot.
E-u-le-te-tes-tlah, X
Ult-sa-yah, X
Coc-sa-to-ny. Yah-sun-su, X
Ton-wa-nec-a-she, X
Sos-tel-tus, X Che-nun-tun, X
Tat-sa, X Chis-tah-tah, X
Hus-to-mah-say, X

Chet-less-ing-ton. Mack-a-no-tin.

Tut-tel-ol-tus, X
Mos-quot, X Eu-sol-sun, X
No-on-me-hos-quah, X Squo-che-nol-la, X
Tac-qua, X Shet-nul-lus, X
Cosh-nul-see, X Noch-was-su-yah, X

Ko-so-e-chah Band.

Tag-o-ne-cia, X
Loo-ney, X
John, X
Jim, X

Signed in the presence of -
Cris. Taylor, Secretary
Jerry McGire.
R.W. Dunbar.
August V. Kautz, 2d Lieut. 4th Infantry
Dr. Glisan, U.S.A.
E.P. Drew.
John Flett.
J.E. Clark.

We the chiefs, headmen, and delegates of the Cah-toch-say,
Chin-chen-ten-tahta, Whis-ten, and Klen-hos-tun Bands of the
Coquille Tribe of Indians, after having had fully explained
to us the above treaty do hereby accede to it's provisions
and affix our signatures or marks, this 8th day of
September, 1855.

Signed in the presence of -
Cris. Taylor, Secretary.
August V. Kautz, 2d. Lieut. 4th Infantry.
R.W. Dunbar.
John Flett, Interpreter.
Henry Hill Woodward.

Washington, X Tu-si-uah, X
Tom, X Jackson, X
Chi-a-le-tin-tie, X David, X
N-ich-lo-sls, X

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