Steve Massingham
RR3 Box 317A
Manchester IA
52057

DELAWARE COUNTY IOWA
FILED
2003 AU 11 PM 12:09
BOOK 300 PAGE 3861
DEBORAH L PEYTON
DELAWARE CO RECORDER
91.00

Prepared by: Randy Rolling 17134 12 Mile Road Bernard IA 52032 563-879-3386

AFFIDAVIT

To all to whom these presents shall come, greeting,

Affiant, the living, ~~breathing~~, sentient *man* ~~known by the christian~~ appellation *"Randy Aloysius Roling"* Affiant herein, in care of: posting location *17134 12 Mile Road, Dubuque,* county known as *Bernard, IA [52032] without recourse*, part of the Republic commonly known as the *State of Iowa*, being of sound mind, and over the age of twenty-one, reserving all rights being unschooled in law, and who has no bar attorney, without an attorney, and having never been represented by an attorney in this matter and does not waive counsel, knowingly and willingly Declares and Duly affirms, according to law, in special visitation, in good faith, with no intention to delay or obstruct, and with full intent to preserve and promote the public confidence in the integrity and impartiality of the judiciary, that the following statements and facts, in the matter(s) of the Old Crossing of Red Lake River Treaty and any matter relating to this, are of our Affiant's first-hand knowledge, are the truth, the whole truth, and nothing but the truth, so help me God:

A true, unaltered, complete and accurate certified copy of the Old Crossing of Red Lake River Treaty containing of 16 pages is being held in a secured location of Little Shell.

Randy Roling

Randy Roling
Eastern Iowa Representative of Little Shell

On this 5th day of the August Month in the Year of Our Lord Two Thousand-Three, before me, Rosemary Recker, a Notary Public in and for the above cited state, came a man, the living, breathing, sentient man known by the Christian appellation "Randy Roling", personally known by me, or proved to me on the basis of satisfactory evidence, to be the man whose signature is subscribed below the above declaration of facts. The said man solemnly swore that the above declaration of facts are the truth, the whole truth and nothing but the truth.

Duly sworn to and subscribed before me, I, therefore, set forth my hand and seal in affirmation of the execution thereof.

Rosemary Recker

ROSEMARY RECKER
MY COMMISSION NO. 712582 EXPIRES 9-20-2004
IOWA NOTARIAL SEAL

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

[redacted] all to whom these presents shall come. Greeting:

[redacted] virtue of the authority vested in me by the Archivist of the United States, I certify on his behalf, und[redacted] seal of the National Archives of the United States, that the attached reproduction(s) is a true and correc[redacted] of documents in his custody.

SIGNATURE	Aloha South
NAME	Aloha South
DATE	July 17, 2003
TITLE	Assistant Branch Chief, NWCTB
NAME AND ADDRESS OF DEPOSITORY	The National Archives Washington, D.C. 20408

NA FORM 14007A (10-86)

ents shall

come, greeting:

Whereas a Treaty was made and conclu=
ded at the Old Crossing of Red Lake river,
in the State of Minnesota, on the second day
of October, in the year of our Lord one thou=
sand eight hundred and sixty-three, by
and between Alexander Ramsey and
Ashley C. Morrill, Commissioners, on the
part of the United States, and the here=
in after-named Chiefs, Headmen, and
Warriors of the Red Lake and Pembina
Bands of Chippewa Indians, on the part
of said Bands, and duly authorized thereto
by them, which Treaty is in the words and
figures following, to wit:

#

Abraham Lincoln,

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 Old Crossing of Red Lake river, in the State of Minnesota, on the second day of October, in the year of our Lord one thousand eight hundred and sixty-three, by and between Alexander Ramsey and Ashley C. Morrill, Commissioners, on the part of the United States, and the hereinafter-named Chiefs, Headmen, and Warriors of the Red Lake and Pembina Bands of Chippewa Indians, on the part of said Bands, and duly authorized thereto by them, which Treaty is in the words and figures following, to wit:

#327

Articles of a Treaty made and concluded at the Old Crossing of Red Lake River in the State of Minnesota on the Second day of October in the year Eighteen Hundred and Sixty three between the United States of America by their Commissioners Alexander Ramsey and Ashley C. Morrill, Agent for the Chippewa Indians and the Red Lake and Pembina bands of Chippewas by their Chiefs, Headmen and Warriors.

Article I. The peace and friendship now existing between the United States and the Red Lake and Pembina bands of Chippewa Indians shall be perpetual.

Article II. The said Red Lake and Pembina bands of Chippewa Indians do hereby cede, sell, and convey to the United States all their right title and interest in and to all the lands now owned and claimed by them in the State of Minnesota and in the Territory of Dakota within the following described boundaries, to wit;

Beginning at the point where the International boundary between the United States and the British Possessions intersects the shore of the Lake of the Woods; thence in a direct line Southwesterly to the head of Thief river; thence down the main channel of said Thief river to its mouth on the Red Lake river; thence in a Southeasterly direction, in a direct line, towards

the head of Wild Rice river to the point where such line would intersect the Northwestern boundary of a tract ceded to the United States by a Treaty concluded at Washington on the Twenty second day of February in the year Eighteen hundred and fifty five - with the Mississippi, Pillagew and Lake Winnebigoshish bands of Chippewa Indians; thence along the said boundary line of the said Cession to the mouth of Wild Rice river; thence up the main channel of the Red River to the mouth of the Shayenne; thence up the main channel of the Shayenne river to Poplar Grove; thence ~~up~~ in a direct line to the Place of Stumps otherwise called Lake Ishicot; thence in a direct line to the head of the main branch of Salt River; thence in a direct line due North to the point where such line would intersect the International boundary aforesaid; thence Eastwardly along said boundary to the place of beginning.

Article III. In consideration of the foregoing cession the United States agree to pay to the said Red Lake and Pembina bands of Chippewa Indians the following sums, to wit: Twenty thousand dollars per annum for twenty years; the said sum to be distributed among the Chippewa Indians of the said bands in equal amounts per capita; and for this purpose an accurate enumeration and enrollment of the members of the respective bands and families shall be made by the officers of the United States; Provided, that so much of this sum as the President of the United States shall direct, not Exceeding five thousand dollars per year, may be

received from the above sum and applied to Agriculture, Education, the purchase of goods, powder, lead &c for their use and to such other beneficial purposes, Calculated to promote the prosperity and happiness of the said Chippewa Indians, as he may prescribe

Article IV. And in further consideration of the foregoing cession and of their promise to abstain from such acts in future, the United States agree that the said Red Lake and Pembina bands of Chippewa Indians shall not be held liable to punishment for past offences; and in order to make compensation to the injured parties for the depredations committed by the said Indians on the goods of certain British and American traders at the mouth of Red Lake river and for Exactions forcibly levied by them on the proprietors of the Steamboat plying on the Red River and to enable them to pay their just debts the United States agree to appropriate the sum of One hundred Thousand dollars; it being understood and agreed that the Claims of individuals for damages or debt under this article shall be as certained and audited, & in Consultation with the Chiefs of said bands by a Commissioner or Commissioners appointed by the President of the United States and that after such damages and debts shall have been paid, the residue of the above sum shall be distributed among the Chiefs Furthermore the sum of Two thousand dollars shall be expended for powder, lead, twine or such other beneficial purposes as the Chiefs may request to be

equitably distributed among the said bands at the first payment. Provided, that [illegible]

Article V. To encourage and aid the Chiefs of said bands in preserving order and inducing by their example and advice, the members of their respective bands to adopt the habits and pursuits of Civilized life, there shall be paid to each of the said Chiefs annually out of the annuities of the said bands, a sum not exceeding one hundred and fifty dollars, to be determined by their agents according to their respective merits. And for the better promotion of the above objects a further sum of five hundred dollars shall be paid at the first payment to each of the said Chiefs to enable him to build for himself a house. Also, the sum of five thousand dollars shall be appropriated by the United States for cutting out a road from Leech Lake to Red Lake.

Article VI. The President shall appoint a Board of Visitors to consist of not less than two, nor more than three persons, to be selected from such Christian denominations as he may designate whose duty it shall be to attend at all annuity payments of the said Chippewa Indians, to inspect their fields and other improvements and to report annually thereon, on or before the first day of November, and also as to the qualifications and moral deportment of all persons residing upon the Reservation under the authority of laws; and they shall receive for their services five dollars a day for the time actually employed and ten cents per mile for travelling expenses; Provided

that no one shall be paid in any one year for more than twenty days service or for more than three hundred miles travel.

Article VII. The laws of the United States now in force or that may hereafter be enacted, prohibiting the introduction and sale of spirituous liquors in the Indian country shall be in full force and effect throughout the country hereby ceded, until otherwise directed by Congress or the President of the United States.

Article VIII. In further consideration of the foregoing cession it is hereby agreed that the United States shall grant to each male adult Half Breed or mixed blood, who is related by blood to the said Chippewas of the said Red Lake or Pembina bands, who has adopted the habits and customs of civilized life and who is a citizen of the United States - a homestead of one hundred and sixty acres of land to be selected at his option, within the limits of the tract of country hereby ceded to the United States on any land not previously occupied by actual settlers or covered by prior grants, the boundaries thereof to be adjusted in conformity with the lines of the official surveys when the same shall be made and with the laws and regulations of the United States affecting the location and entry of the same.

Article IX. Upon the urgent request of the Indians, parties to this Treaty, there shall be set apart from the tract hereby ceded a Reservation of (640) six

hundred and forty acres near the mouth of Thief river for the Chief "Moose dung" and a like Reservation of (640) six hundred and forty acres for the Chief Red Bear on the north side of Pembina river.

In Witness Whereof the said Alexander Ramsey and Ashley C. Morrill, Commissioners on the part of the United States, and the Chiefs, Headmen and Warriors of the Red Lake and Pembina bands of Chippewa Indians have hereunto set their hands at the Old Crossing of Red Lake river in the State of Minnesota, this second day of October in the Year of our Lord one Thousand Eight Hundred and Sixty three.

Alx. Ramsey
Ashley C. Morrill } Commissioners

Mons-o-mo	his X mark	Moose dung.	Chief of Red Lake
Kaw-wash-ke-ne-kay	his X mark	Crooked arm	Chief of Red Lake
Ase-ne-wub	his X mark	Little Rock	Chief of Red Lake
Mis-co-muk-gush	his X mark	Red Bear.	Chief of Pembina
Ase-anse	his X mark	Little Shell.	Chief of Pembina
Mis-co-co-noy-a	his X mark	Red Robe	Warrior of Red Lake
Kachesun-ish-e-nay-bay	his X mark	The Big Indian	Warrior of Red Lake
Ne-o-ki-zhick	his X mark	Four skies	Warrior of Red Lake
Ne-bo-ne-gun-i-gwa kawe-gaw	his X mark	Summer Wolverine	Warrior of Pembina
Joseph Gornon	his X mark		Warrior of Pembina
Joseph Montreuil	his X mark		Warrior of Pembina
Jebish Ke-ke-thig	his mark		Warrior of Pembina
Muy-zhuc-e-yaush	his X mark	Dropping Wind	Head Warrior of Red Lake

Wun-du-wuh-wing his x mark. Berry hunter. Warrior of Red Lake
Naw-gaun-e-gwun-abe his x mark. Leading Feather. Chief of Red Lake

Signed in presence of —
Paul L. Beaulieu Special Interpreter.
Pete Roy " "
T. A. Warren, U. S. Interpreter

S. A. Wheelock. Secretary
Reuben Ottman "

George H Camp Major 8th Regiment Minnesota
William T. Rockwood Capt Co. "K" 8th " " "
P. B. Davy Capt. Co. D. 1st Regt. Minn. Mt. Rangers
G. McDowell 2d Lieut 3d Minn Battery
F. Rieger, Surgeon 8th Regt. Mn. Vols.
L S Kidder 1st Lieut Co L 1st Mn Mt Rangers
Sam B Abbe
C A Ruffee
Pierre x Bottineau

And whereas the said Treaty having been submitted to the Senate of the United States for its constitutional action thereon, the Senate did, on the first day of March, one thousand eight hundred and sixty-four, advise and consent to the ratification of the same by a resolution with amendments in the words and figures following to wit:



Rec 3d Mar. Mr Hoffman.

In Executive Session, Senate of the United States

March 1. 1864.

Resolved, (two thirds of the Senators present concurring) That the Senate advise and consent to the ratification of the "Articles of a Treaty made and concluded at the old crossing of Red Lake River in the State of Minnesota on the second day of October, in the year eighteen hundred and sixty-three, between the United States of America, by their commissioners, Alexander Ramsey and Ashley C. Morrill, agent for the Chippewa Indians, and the Red Lake and Pembina bands of Chippewas, by their chiefs, headmen, and warriors." with the following:—

Amendments.

In Article 4 - strike out in lines 19, 20, and 21, the following words: "and that after such damages and debts shall have been paid, the residue of the above sum shall be distributed among the chiefs."

At the end of Article 4 - insert the following:—

Provided, That no part of the sum of one hundred thousand dollars shall be appropriated or paid to make compensa-

tion for damages or for the payment of any debts owing from said Indians until the said commissioner or commissioners shall report each case, with the proofs thereon, to the Secretary of the Interior, to be submitted to Congress, with his opinion thereon, for its action; and that, after such damages and debts shall have been paid, the residue of said sum shall be added to the annuity funds of said Indians, to be divided equally upon said annuities.

At the end of Article 8. insert the following:—

Provided, That no scrip shall be issued under the provisions of this article, and no assignments shall be made of any right, title, or interest at law or in equity until a patent shall issue, and no patent shall be issued until due proof of five years' actual residence and cultivation, as required by the act entitled "An act to secure homesteads on the public domain."

Attest:

W. Forney

Secretary.

And whereas the foregoing amendments having been fully interpreted and explained to May-dwa-gua-no-nind, Mons-o-mo, Ase-e-ne-wub, Mis-co-muk-quah, Naw-gon-e-gwonabe, Bue-we-zance, May-zha-ke-osh, Bwa-ness, Wa-bon-e-gua-osh, Te-besh-co-ge-shick, Te-besh-co-be-ness, Osh-shay-o-sick, Sa-sa-gohcum-ick-ish-cum, Hay-tush-ke-wub-e-tung, I-inge-e-gaun-abe, and Bue-we-zance-ish, Chiefs, Headmen, and Warriors of the Red Lake and Pembina Bands of Chippewa Indians, they did, in articles supplementary to this Treaty, concluded at the city of Washington, District of Columbia, on the twelfth day of April, one thousand eight hundred and sixty-four, (which articles supplementary have been duly consented to and ratified, and were proclaimed on the twenty-fifth day of April, one thousand eight hundred and sixty-four,) agree and assent to the provisions of this Treaty, in an article of the following tenor:

"Article I. The said Red Lake and Pembina Bands of Chippewa Indians do hereby agree and assent to the provisions of the

said treaty, concluded at the old crossing of Red Lake river, as amended by the Senate of the United States by resolution bearing date the first day of March, in the year eighteen hundred and sixty-four."

Now, therefore, be it known that I, Abraham Lincoln, 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 first of March, one thousand eight hundred and sixty-four, accept, ratify, and confirm the said Treaty and amendments thereto.

In testimony whereof, I have signed the same with my hand, and have caused the seal of the United States to be hereto affixed.

Done at the city of Washington, this fifth day of May, in the year of our Lord, one thousand eight hundred and sixty-four, and of the Independence of the United States the eighty-eighth.

Abraham Lincoln

By the President:

William H. Seward,

Secretary of State.