

MAINE STATE LEGISLATURE

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RESOLVES

OF THE

NINETEENTH LEGISLATURE

OF THE

STATE OF MAINE,

PASSED AT ITS SESSION

WHICH COMMENCED ON THE SECOND DAY OF JANUARY, AND ENDED ON
THE TWENTY-FIFTH DAY OF MARCH, ONE THOUSAND
EIGHT HUNDRED AND THIRTY-NINE.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 23, 1820.

AUGUSTA:
SMITH & ROBINSON, PRINTERS TO THE STATE.

1839.

Indian Treaty.

THIS writing, indented and made this seventeenth day of August in the year of our Lord one thousand eight hundred and twenty, by and between Lothrop Lewis of Gorham in the County of Cumberland and State of Maine, Esquire, Commissioner, appointed by William King Esquire, Governor of said State, by and with the advice and consent of the Council, in conformity to a Resolve of the Legislature of said State passed the twentieth day of June, in the year of our Lord one thousand eight hundred and twenty, to treat with the Penobscot tribe of Indians in said State, upon the subject expressed in said Resolve, on the one part; and the said Penobscot tribe of Indians, by the undersigned, Chiefs, Captains and men of said tribe, representing the whole thereof, on the other part; *Witnesseth*; That, the said Penobscot tribe of Indians, in consideration of the covenants and agreements, herein-after mentioned, on the part of said Commissioner, in behalf of said State, to be performed, kept and fulfilled, do hereby grant, sell, convey, release and quit-claim, to said State, all their, the said tribe's right, title, interest and estate, in and to, all the lands and possessions, granted, sold and conveyed by us, to the Commonwealth of Massachusetts, by our writing of indenture, made with said Commonwealth by their Commissioners, the Honorable Edward H. Robbins, Daniel Davis and Mark L. Hill, Esquires, June the twenty-ninth, in the year of our Lord one thousand eight hundred and eighteen, saving and excepting, the reservations, in said indenture made and expressed. Meaning and intending hereby, to substitute and place, the said State of Maine, in the stead and place, of the said Commonwealth of Massachusetts, to all intents and purposes whatsoever, as it regards said indenture last mentioned, with the said tribe of Indians, so that all and singular, the lands, rights, immunities or privileges, whatsoever, which said Commonwealth did, might, or could hold, possess, exercise and enjoy, under or by virtue of said indenture, or treaty, or by any other indenture, treaty or agreement whatsoever, shall be held, possessed, exer-

cised and enjoyed in as full and ample a manner by said State of Maine.

And the undersigned Commissioner, on his part, in behalf of said State of Maine, in consideration of the premises, and of the foregoing covenants and engagements of said tribe, does hereby covenant with said tribe, that they shall have and enjoy, all the reservations made to them, by virtue of said treaty of the twenty ninth of June, eighteen hundred and eighteen. And the undersigned Commissioner, in behalf of said State of Maine, does hereby further covenant and agree with said tribe, that, as soon as the Commonwealth of Massachusetts, shall have made and fulfilled the stipulations on her part to be done and performed, under and by virtue of the fifth article of an act, "relating to the separation of the District of Maine from Massachusetts Proper, and forming the same into a separate and independent State," passed June the nineteenth, eighteen hundred and nineteen then the said State of Maine, shall and will, annually, and every year, in the month of October, so long as they shall remain a Nation, and reside within the said State of Maine, deliver for the use of the said Penobscot tribe of Indians, at Old Town, the following articles; to wit: five hundred bushels of corn, fifteen barrels of wheat flour, seven barrels of clear pork, one hogshead of molasses, and one hundred yards of double breadth broadcloth, to be of red color, one year, and blue the next year, and so on alternately, fifty good blankets, one hundred pounds of gunpowder, four hundred pounds of shot, six boxes of chocolate, one hundred and fifty pound of tobacco, and fifty dollars in silver.

It being meant and intended, to assume and perform, all the duties and obligations of the Commonwealth of Massachusetts, toward the said Indians, whether the same arise from treaties or otherwise, and to substitute and place, the said State of Maine in this respect, to all intents and purposes whatever, in the stead and place of the Commonwealth of Massachusetts, so that said tribe may have continued to them, all the payments, and enjoy all the immunities and privileges, in as full and ample a manner, under this indenture or treaty, as they could have received or enjoyed, under the said treaty, of the twenty ninth of June, eighteen hundred and eighteen, if this present treaty had not been made. Saving and excepting the two acres of land, which were by the treaty of June

twenty ninth eighteen hundred and eighteen, to be purchased for the use of said tribe, in the town of Brewer, the performance of which, has been relinquished by the said tribe to the Commonwealth of Massachusetts.

Reserving however to the Government of this State, the power and right to ratify and confirm, at pleasure, the doings of said Commissioner in the premises.

In witness whereof, the parties aforesaid, have hereunto set our hands and seals, the day and year first within written.

Lothrop Lewis. (Seal)

John ^{his} X Etien, Governor. (Seal)
mark.

John ^{his} X Neptune, Lt. Governor. (Seal)
mark.

Captain Francis ^{his} X Lolor. (Seal)
mark.

Captain Etien ^{his} X Mitchel, (Seal)
mark.

Captain Piel ^{his} X Mitchell, (Seal)
mark.

Sock ^{his} X Joseph Captain. (Seal)
mark.

Piel ^{his} X Marie Captain. (Seal)
mark.

Suasin ^{his} X Neptune Capt. (Seal)
mark.

Awaroos ^{his} X Mitchel Capt. (Seal)
mark.

John ^{his} X Oroon Capt. (Seal)
mark.

Joseph Marie ^{his} X Neptune, Esq. (Seal)
mark.

Joseph ^{his} X Lion. (Seal)
mark.


Glocian ^{his} X Awaroos. (Seal)
mark.

Capt. Nicholas ^{his} X Tomah. (Seal)
mark.

Sabattis ^{his} X Tomah. (Seal)
mark.

SIGNED, SEALED AND DELIVERED,
IN PRESENCE OF US :

Wm. D. Williamson,
William Emerson,
Joseph Treat,
Stephen L. Lewis,
Jno. Blake,
Eben. Webster.

 PENOBSCOT, ss. August 17, 1820. Personally appeared Lothrop Lewis, John Etien, John Neptune, Francis Lolor, Etien Mitchel, Piel Mitchell, Sock Joseph, Piel Marie, Suasin Neptune, Awaroos Mitchel, John Oroon, Joseph Marie Neptune, Joseph Lion, Glocian Awaroos, Nicholas Tomah, and Sabattis Tomah, subscribers to the foregoing instrument, and acknowledged the same to be their free act and deed.

BEFORE ME,

WM. D. WILLIAMSON, *Jus. Peace.*