

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-THIRD LEGISLATURE

OF THE

S T A T E O F M A I N E ,

A. D. 1843.

~~~~~  
Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840, and March 16, 1842.  
~~~~~

AUGUSTA:

WM. R. SMITH & Co., PRINTERS TO THE STATE.

~~~~~  
1843.

## STATE OF MAINE.

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IN COUNCIL, March 20, 1843.

*Ordered,* That the secretary of state be requested to cause the treaties, bonds and other documents, now on file in the secretary's office, in relation to the Penobscot and Passamaquoddy tribes of Indians, necessary to be preserved as evidence of their title to their lands, and their claims against the state, to be printed with the resolves for the year 1843.

CYRUS MOORE, per order.

Read and passed.

ATTEST:

P. C. JOHNSON, *Sec'y of State.*

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### Treaty made by the Commonwealth of Massachusetts with the Penobscot tribe of Indians, June 29, 1818.

---

This writing indented and made this twenty ninth day of June, one thousand eight hundred and eighteen, between Edward H. Robbins, Daniel Davis and Mark Langdon Hill, Esqs., commissioners appointed by his excellency John Brooks, governor of the commonwealth of Massachusetts, by and with the advice of council, in conformity to a resolve of the legislature of said commonwealth, passed the thirteenth day of February, A. D. one thousand eight hundred and eighteen, to treat with the Penobscot tribe of Indians 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 payments by them now received of said commissioners, amounting to four hundred dollars, and of the payments hereby secured and engaged to be made to them by said commonwealth, do hereby grant, sell, convey, release and quitclaim, to the commonwealth of Massachusetts, all their, the said tribes, right, title, interest and estate, in and to all the lands they claim, occupy and possess by any means whatever on both sides of the Penobscot river, and the branches thereof,

above the tract of thirty miles in length on both sides of said river, which said tribe conveyed and released to said commonwealth by their deed of the eighth of August, one thousand seven hundred and ninety six, excepting and reserving from this sale and conveyance, for the perpetual use of said tribe of Indians, four townships of land of six miles square each, in the following places, viz :

The first beginning on the east bank of the Penobscot river, opposite the five islands, so called, and running up said river according to its course, and crossing the mouth of the Mattawamkeag river, an extent of six miles from the place of beginning, and extending back from said river six miles, and to be laid out in conformity to a general plan or arrangement which shall be made in the survey of the adjoining townships on the river—one other of said townships lies on the opposite or western shore of said river, and is to begin as nearly opposite to the place of beginning of the first described township as can be, having regard to the general plan of the townships that may be laid out on the western side of said Penobscot river, and running up said river according to its course, six miles, and extending back from said river six miles. Two other of said townships are to begin at the foot of an island, in west branch of Penobscot river in Nolacemeac lake, and extending on both sides of said lake, bounding on the ninth range of townships, surveyed by Samuel Weston, Esq., which two townships shall contain six miles square each, to be laid out so as to correspond in courses with the townships which now are, or hereafter may be surveyed on the public lands of the state. And the said tribe do also release and discharge said commonwealth from all demands and claims of any kind and description, in consequence of said tribe's indenture and agreement made with said commonwealth, on the eighth day of August, one thousand seven hundred and ninety six, by their commissioners, William Sheppard, Nathan Dane, and Daniel Davis, Esquires; and we the undersigned commissioners on our part in behalf of said commonwealth, in consideration of the above covenants, and release of the said Penobscot tribe, do covenant with said Penobscot tribe of Indians, that they shall have, enjoy and improve all the four excepted townships described as aforesaid, and all the islands in the Penobscot river above Oldtown and including said Oldtown island. And the commissioners will purchase for their use as aforesaid, two acres of land in the town of Brewer, adjoining Penobscot river, convenient for their occupation, and provide them with a discreet man of good moral character and industrious habits, to instruct them in the arts of husbandry, and assist them in fencing and tilling their grounds,

and raising such articles of production as their lands are suited for, and as will be most beneficial for them, and will erect a store on the island of Oldtown, or contiguous thereto, in which to deposit their yearly supplies, and will now make some necessary repairs on their church, and pay and deliver to said Indians for their absolute use, within ninety days from this date, at said island of Oldtown, the following articles viz: one six pound cannon, one swivel, fifty knives, six brass kettles, two hundred yards of calico, two drums, four fifes, one box pipes, three hundred yards of ribbon, and that annually, and every year, so long as they shall remain a nation, and reside within the commonwealth of Massachusetts, said commonwealth will deliver for the use of said Penobscot tribe of Indians at Oldtown aforesaid, in the month of October, the following articles viz: 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 broad cloth, 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 pounds of tobacco, and fifty dollars in silver. The delivery of the articles last aforesaid to commence in October next, and to be divided and distributed at four different times in each year among said tribe, in such manner as that their wants shall be most essentially supplied, and their business most effectually supported. And it is further agreed by and on the part of said tribe, that the said commonwealth shall have a right at all times hereafter to make and keep open all necessary roads, through any lands hereby reserved for the future use of said tribe. And that the citizens of said commonwealth shall have a right to pass and repass any of the rivers, streams, and ponds, which run through any of the lands hereby reserved, for the purpose of transporting their timber and other articles through the same.

In witness whereof, the parties aforesaid have hereunto set our hands and seal.

Edw'd H. Robbins. (Seal.)

Dan'l Davis. (Seal.)

Mark Langdon Hill. (Seal.)

John <sup>his</sup> ~~X~~ Etien, Governor. (Seal.)  
mark.

John <sup>his</sup> ~~X~~ Neptune, Lt. Governor. (Seal.)  
mark.

Francis <sup>his</sup> ~~X~~ Lolon. (Seal.)  
mark.

Nicholas Neptune, (Seal.)

## INDIAN TREATIES.

Sock <sup>his</sup> ✕ Joseph, Captain. (Seal.)  
           mark.  
 John <sup>his</sup> ✕ Nicholas, Captain. (Seal.)  
           mark.  
 Etien <sup>his</sup> ✕ Mitchell, Captain. (Seal.)  
           mark.  
 Piel <sup>his</sup> ✕ Marie. (Seal.)  
           mark.  
 Piel <sup>his</sup> ✕ Peruit, Colo. (Seal.)  
           mark.  
 Piel <sup>his</sup> ✕ Tomah. (Seal.)  
           mark.

*Signed, sealed and delivered* }  
*in presence of us :*            }

Lothrop Lewis,  
 Jno. Blake,  
 Joseph Lee,  
 Eben'r Webster,  
 Joseph Whipple.

PENOBSCOT, ss.—June 30th, 1818. Personally appeared the  
 aforementioned Edward H. Robbins, Daniel Davis, and Mark Lang-  
 don Hill, Esquires, and John Etien, John Neptune, Francis Lolon,  
 Nicholas Neptune, Sock Joseph, John Nicholas, Etien Mitchell,  
 Piel Marie, Piel Penuil, and Piel Tomah, subscribers to the fore-  
 going instrument, and severally acknowledged the same to be their  
 free act and deed.

BEFORE ME,

WILLIAM D. WILLIAMSON, Justice of the Peace.

PENOBSCOT, ss. Received July 1st, 1818, and recorded in book  
 No. 4, page 195, and examined by

JOHN WILKINS, Register.

Copy examined.

A. BRADFORD, Secretary  
 of commonwealth of Massachusetts.

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Treaty made with the Penobscot tribe of Indians, Au-  
 gust 17, 1820.

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*Whereas,* The state of Maine by her commissioner, Lothrop  
 Lewis, Esq., has engaged to assume and perform all the duties and  
 obligations of the commonwealth of Massachusetts towards us and

our said tribe, whether the same arise from any writing of indenture, treaty or otherwise at present existing; and *whereas* said state of Maine has obtained our consent and that of our said tribe to said assumption and arrangement—now know all people to whom these presents shall come, that we whose hands and seals are hereunto affixed, for and in behalf of ourselves and the Penobscot tribe of Indians, so called, to which we belong and which we represent, in consideration of the premises, do hereby release to said commonwealth of Massachusetts all claims and stipulations of what name or nature soever, which we or all or any of us or our said tribe have on or against said commonwealth, arising under any writing of indenture, treaty, or otherwise, existing between said commonwealth of Massachusetts, and said Penobscot tribe of Indians.

In witness whereof, we the undersigned chiefs, captains and men of said tribe, representing the whole thereof, have hereunto set our hands and seals this seventeenth day of August, in the year of our Lord one thousand eight hundred and twenty.

|                                                                    |         |
|--------------------------------------------------------------------|---------|
| Governor John <sup>his</sup> <del>X</del> Etien.<br>mark.          | (L. S.) |
| Lieut. Governor John <sup>his</sup> <del>X</del> Neptune.<br>mark. | (L. S.) |
| Francis <sup>his</sup> <del>X</del> Lolon, Captain.<br>mark.       | (L. S.) |
| Captain Etien <sup>his</sup> <del>X</del> Mitchell.<br>mark.       | (L. S.) |
| Piel <sup>his</sup> <del>X</del> Mitchell, Capt.<br>mark.          | (L. S.) |
| Sock <sup>his</sup> <del>X</del> Sosep, Capt.<br>mark.             | (L. S.) |
| Piel <sup>his</sup> <del>X</del> Marie, Capt.<br>mark.             | (L. S.) |
| Suasin <sup>his</sup> <del>X</del> Neptune, Capt.<br>mark.         | (L. S.) |
| Awasoos <sup>his</sup> <del>X</del> Mitchell, Capt.<br>mark.       | (L. S.) |
| John <sup>his</sup> <del>X</del> Ossou, Capt.<br>mark.             | (L. S.) |
| Joseph <sup>his</sup> <del>X</del> Marie Neptune, Esq.<br>mark.    | (L. S.) |
| Joseph <sup>his</sup> <del>X</del> Lion.<br>mark.                  | (L. S.) |
| Glocian <sup>his</sup> <del>X</del> Awasoos.<br>mark.              | (L. S.) |
| Capt. Nicholas <sup>his</sup> <del>X</del> Tomah.<br>mark.         | (L. S.) |

## INDIAN TREATIES.

Sabattis <sup>his</sup> X Tomah.  
mark.

(L. S.)

*Signed, sealed and delivered* }  
*in presence of us :* }

William D. Williamson,  
Joseph Treat,  
Ebenezer Webster,  
William Emerson,  
Stephen L. Lewis,  
John Blake,  
Eben Webster.

PENOBSCOT, ss.—August 17, 1820. Personally appeared the  
aforenamed John Etien, John Neptune, FrancisOLON, Etien  
Mitchell, Piel Mitchell, Sock Joseph, Peil Marie, Suassin Neptune,  
Awasoos Mitchell, John Ossou, Joseph Marie Neptune, Joseph  
Lion, Glocian Awasoos, Nicholas Tomah and Sabattis Tomah, sub-  
scribers to the foregoing instrument, and severally acknowledged  
the same to be their free act and deed.

BEFORE ME,

WM. D. WILLIAMSON, Justice Peace.

COMMONWEALTH OF MASSACHUSETTS, }  
Secretary's Office, May 19, 1823. }

I hereby certify that the original instrument of release from the  
chiefs, captains and others of the Penobscot tribe of Indians, for  
and in behalf of themselves and of the said tribe, of which the  
above and foregoing is a true copy, has been this day received and  
filed in this office.

ALDEN BRADFORD,  
Secretary of the Commonwealth.

---

Treaty made with the Penobscot tribe of Indians, August  
17, 1820.

---

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 Cumber-  
land and state of Maine, esquire, commissioner, appointed by Wil-  
liam King, Esquire, governor of said state, by and with the advice  
and consent of the council, in conformity to a resolve of the legis-  
lature 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, hereinafter 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 quitclaim, 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 of Massachusetts 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, exercised 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 an 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 Oldtown, the following

articles; to wit: five hundred bushels of corn, fifteen barrels of wheat flour, seven barrels of clear pork, one hoghead 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 pounds 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 <sup>his</sup> X Etien, Governor. (Seal.)  
mark.

John <sup>his</sup> X Neptune, Lt. Governor. (Seal.)  
mark.

Captain Francis <sup>his</sup> X Lolon. (Seal.)  
mark.

Captain Etien <sup>his</sup> X Mitchel. (Seal.)  
mark.

Captain Piel <sup>his</sup> X Mitchell, (Seal.)  
mark.

Sock <sup>his</sup> X Sosep, Captain. (Seal.)  
mark.

Piel <sup>his</sup> X Marie, Captain. (Seal.)  
mark.

Suasin <sup>his</sup> X Neptune, Capt. (Seal.)  
mark.

Awasoos  $\bowtie$  <sup>his</sup> Mitchel, Capt. (Seal.)  
mark.

John  $\bowtie$  <sup>his</sup> Ossou, Capt. (Seal.)  
mark.

Joseph Maria  $\bowtie$  <sup>his</sup> Neptune, Esq. (Seal.)  
mark.

Joseph  $\bowtie$  <sup>his</sup> Lion. (Seal.)  
mark.

Glocian  $\bowtie$  <sup>his</sup> Awasoos. (Seal.)  
mark.

Capt. Nicholas  $\bowtie$  <sup>his</sup> Tomah. (Seal.)  
mark.

Sabattis  $\bowtie$  <sup>his</sup> 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 Lolon, Etien Mitchel, Piel Mitchel, Sock Joseph, Piel Maria, Suassin Neptune, Awassos Mitchell, John Ossou, Joseph Marie Neptune, Joseph Lion, Glocian Awassos, Nicholas Tomah, and Sabattis Tomah, subscribers to the foregoing instrument, and acknowledged the same to be their free act and deed.

BEFORE ME,  
 WILLIAM D. WILLIAMSON, Justice Peace.

*REPORT of commissioners appointed to purchase the  
 lands belonging to the Penobscot tribe of Indians.  
 1833.*

*To the governor and council of the state of Maine,  
 June session, A. D. 1833.*

We the undersigned commissioners appointed on the part of the state of Maine, to treat with the Penobscot tribe of Indians for the purchase of such lands belonging to said tribe as they are disposed to sell to said state, have attended to the duties of said appoint-

ment and report, that they have succeeded in purchasing the four townships belonging to said Indians, being north of the mouth of the Piscataquis river, as will appear by the deed of the same signed by the governor and chiefs of said tribe, and executed according to their usages, and herewith submitted for your consideration. In discharge of the duties devolving on us in this negotiation, we were aware of the difficulties always attendant on subjects of this character, and especially at this time, disunited as they have long been by factions and party animosity; but we are happy to say that they received the proposition made by us, cordially, convened their council and chiefs, consisting of members of both parties, and after frequent public deliberations for several weeks, and frequent interviews with us by delegates appointed by their convention, and receiving from us full explanation of the subject, we were notified by them to attend their convention, where, after having read the deed of conveyance, by their request, their signatures were then prefixed in presence of the witnesses borne on said instrument. All which is submitted.

A. M. ROBERTS,  
 THOMAS BARTLETT, } Commissioners.

---

*BOND given by the commissioners to the Penobscot tribe  
 of Indians. June, 1833.*

---

*Whereas*, We, Amos M. Roberts, of Bangor, and Thomas Bartlett, of Orono, in the county of Penobscot, Esquires, commissioners appointed by the governor of Maine, to purchase for said state such of the lands of the Penobscot tribe of Indians as they might be disposed to sell, having met the governor and principal men of said tribe in the council chamber of said tribe on the 10th day of June, A. D. 1833, for the purpose of purchasing the lands aforesaid, and having discussed the subject of the meeting in open council and there obtained the consent of said tribe to sell their four townships of land to said state, and *whereas*, the governor and lieutenant governor, by his attorney, by him appointed for that purpose, the councillors and captains of said tribe, then and there executed to said state, under their hands and seals, a deed of said four townships, covenanting for themselves and in behalf of said tribe to warrant and defend the same to the state against the claims of said tribe. Now therefore, we the commissioners aforesaid, in consider-

ation of the premises have and do hereby covenant with said tribe of Indians, in behalf of the state of Maine, to pay to said tribe the sum of fifty thousand dollars, in the manner following, to wit: said sum of fifty thousand dollars shall be deposited in the states treasury, and the interest, reckoning from the date hereof, shall annually be paid under the direction of the governor and council of said state, through the Indian agent for the benefit of said tribe: *provided* it should in their opinion, be required for the comfortable support of said tribe, and if at any time, at the annual settlement any part of said interest should remain in the treasury, unexpended, it shall be added to the principal of fifty thousand dollars and become a part thereof, and said sum of fifty thousand dollars, together with such increase as it may from year to year receive, and shall forever remain in the treasury an accumulating fund, for the benefit of said tribe.

In witness whereof, we the said commissioners, have hereunto set our hands and seals this 10th day of June, A. D. 1833.

*Signed, sealed and delivered* }  
*in presence of* }

(L. S.)

(L. S.)

We hereby certify that the above obligation, is a true copy of the one we gave to the Indians.

A. M. ROBERTS,  
THOMAS BARTLETT, } Commissioners.

Bangor, January, 1834.

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*RESOLVE on the report of Alexander Campbell and others, a committee in behalf of this commonwealth, to negotiate and settle any misunderstanding or difference with the Passamaquoddy Indians and those of the other tribes connected with them. Feb. 10th, 1795.*

---

*Whereas, by a resolve of the general court passed on the 26th day of June last, Alexander Campbell, John Allan and George Stillman were appointed a committee, in behalf of this commonwealth, to negotiate and settle any misunderstanding, dispute or difference which may subsist between this commonwealth and the Passamaquoddy Indians and those of other tribes connected with them, with full power and authority to lay out and assign to the*

said Indians, any tract of unlocated land belonging to this commonwealth, in the county of Washington, not exceeding ten thousand acres, and also to purchase any particular spot of ground or tract of land for the use and convenience of said Indians, *provided, however,* that such purchase shall not exceed the sum of five hundred pounds.

*And whereas,* the said committee have exhibited to the general court, in their present session, an agreement made and signed on the 29th day of September last, by and between them in behalf of this commonwealth, and the chiefs of the Passamaquoddy tribe of Indians and others connected with them, which agreement is in the words following, to wit :

To all people to whom this present agreement shall be made known, we Alexander Campbell, John Allan and George Stillman, Esquires, a committee appointed and authorized by the general court of the commonwealth of Massachusetts, to treat with and assign certain lands to the Passamaquoddy Indians and others connected with them, agreeable to a resolve of said general court, on the twenty sixth of June, in the year of our Lord, one thousand seven hundred and ninety four, of the one part, and the subscribing chiefs and others for themselves, and in behalf of said Passamaquoddy tribe and others connected with them, of the other part ; witnesseth, that the said committee, in behalf of the commonwealth aforesaid, and in consideration of the said Indians relinquishing all their right, title, interest, claim or demand, on any land or lands lying and being within the said commonwealth of Massachusetts ; and also engaging to be peaceable and quiet inhabitants of said commonwealth, without molesting any other of the settlers of the commonwealth aforesaid in any way or means whatever ; in consideration of all which, the committee aforesaid for and in behalf of the commonwealth aforesaid, do hereby assign and set off to the aforesaid Indians, the following tract or parcel of land lying and being within the commonwealth of Massachusetts, viz : all those islands lying and being in Schoodic river between the falls at the head of the tide, and the falls below the forks of said river where the north branch and west branch parts ; being fifteen in number, containing one hundred acres more or less ; also township No. 2 in the first range surveyed by Mr. Samuel Titcomb, in the year of our Lord, one thousand seven hundred and ninety four, containing about twenty three thousand acres more or less ; being bounded as follows, easterly by Tomer's river and township No. one, first range ; northerly by township No. two second range ; westerly by township No. three first range ; southerly by the west branch of Schoo-

dic river and lake ; and also Lire's island lying in front of said township, containing ten acres more or less ; together with one hundred acres of land lying on Nemcass point adjoining the west side of said township ; also Pine island lying to the westward of said Nemcass point, containing one hundred and fifty acres more or less ; also assign and set off to John Baptist Lacote, a French gentleman, now settled among the said Indians, one hundred acres of land, as a settler in township No. one first range, lying at the falls at the carrying place on the north branch of Schoodic river, to be entitled to have said land laid out to him in the same manner as settlers in new townships are entitled ; also assign to the said Indians the privilege of fishing on both branches of the river Schoodic without hindrance or molestation and the privilege of passing the said river over the different carrying places thereon ; all which islands, townships, tracts or parcels of land and privileges being marked with a cross, thus X, on the plan taken by Mr. Samuel Titcomb, with the reservation of all pine trees fit for masts on said tract of land to government ; they making said Indians a reasonable compensation therefor ; also assign and set off to said Indians ten acres of land more or less, at Pleasant point, purchased by said committee in behalf of said commonwealth, of John Frost, being bounded as follows, viz : beginning at a stake to eastward of the dwelling house, and running north twenty five degrees west fifty four rods ; from thence running north fifty six degrees east thirty eight rods to the bay ; from thence by the shore to the first bound ; also a privilege of setting down at the carrying place at west Quoddy between the bay of west Quoddy and the bay of Fundy, to contain fifty acres. The said islands, tracts of land and privileges to be confirmed by the commonwealth of Massachusetts to the said Indians and their heirs forever. In testimony of all which, we, the said Alexander Campbell, John Allan and George Stillman, the committee aforesaid, and in behalf of the commonwealth aforesaid, and the chiefs and other Indians aforesaid, in behalf of themselves and those connected with them as aforesaid, have hereunto set our hands and seals at Passamaquoddy, the twenty ninth day of September, in the year of our Lord one thousand seven hundred and ninety four.

Alex. Campbell. (Seal.)

J. Allan. (Seal.)

George Stillman. (Seal.)

Francis Joseph <sup>his</sup> X Neptune. (Seal.)  
mark.

John <sup>his</sup> X Neptune. (Seal.)  
mark.

## INDIAN TREATIES.

|                          |         |
|--------------------------|---------|
| Pier $\times$ Neptune.   | (Seal.) |
| <sup>his</sup><br>mark.  |         |
| Joseph $\times$ Neptune. | (Seal.) |
| <sup>his</sup><br>mark.  |         |
| Pier $\times$ Denny.     | (Seal.) |
| <sup>his</sup><br>mark.  |         |
| Jonale $\times$ Denny.   | (Seal.) |
| <sup>his</sup><br>mark.  |         |
| Joseph $\times$ Tomas.   | (Seal.) |
| <sup>his</sup><br>mark.  |         |

*Signed and sealed in presence of :*

Samuel Titcomb,  
Jno. Frost, Jun'r.

Be it therefore *Resolved*, That the said agreement be and it is hereby ratified and confirmed, on the part of the commonwealth, and that there be allowed and paid out of the treasury of this commonwealth, to the said committee, the sum of two hundred pounds, being the consideration paid to the above named John Frost, for a tract of land on Pleasant point, purchased by the said committee, ten acres of which more or less, as in the before recited agreement, is hereby appropriated for the accommodation of the said Indians, said sum to be paid to the said committee, on their depositing in the secretary's office a deed from the said John Frost, of the said tract of land on Pleasant point, duly executed and acknowledged; and, *whereas*, there now remains for the disposition of government, ninety acres more or less of the above mentioned lot of land, on Pleasant point,

*Resolved*, That the treasurer of this commonwealth be and he is hereby authorized and empowered, to lease the said remaining ninety acres for one year or for term of years, in such manner and on such considerations, as he may judge will be most for the advantage of the commonwealth.