RATIFIED TREATY NO. 32

DOCUMENTS RELATING TO THE NEGOTIATION OF THE

TREATY OF JUNE 16, 1802, WITH THE CREEK INDIANS

A Treaty of Limits between the United States of America, and the Creek Nation of Indians.

Thomas Jefferson President of the United States of America, by James Wilkinson of the State of Maryland, Brigadier General in the Army of the United States, Benjamin Hawkins of North Carolina and Andrew Pickens of South Carolina Commissioners plenipotentiary of the United States on the one part, and the Kings, Chiefs, Head Men and Warriors of the Creek Nation in council assembled on the other part, have entered into the following Articles and Conditions: viz:

Article 1st. The Kings, Chiefs, Head Men and Warriors of the Creek Nation, in behalf of the said Nation, do by these Presents cede to the United States of America, all that Tract and Tracts of Land, situate, lying and being within and between the following bounds, and the lines and limits of the extinguished claims of the said Nation, heretofore ascertained and established by Treaty: That is to say — Beginning at the upper extremity of the High Shoals of the Appalachee River, the same being a branch of the Oconee River, and on the southern bank of the same — Running thence a direct course to a noted ford of the South Branch of Little River, called by the Indians Chattahuchee hatchee, thence a direct Line to the main Branch of Commissioners Creek where the same is intersected by the path leading from the Rock-Landing to the Ocmulgee Old Towns, thence a direct Line to Palmetto Creek, where the same is intersected by the Uchee Path, leading from the Oconee to the Ocmulgee River, thence down the middle of

of the said Creek to the Oconee River and with the Western Bank of the same to its junction with the Ocmulgee thence across the Ocmulgee River to the South Bank of the Altamaha River and down the same at low-water mark to the lower Bank of Goose Creek, and from thence by a Direct line to the Mounts on the margin of the Okefinocau Swamp, raised and established by the Commissioners of the United States and Spain at the Head of the St. Marys River, thence down the Middle waters of the said River, to the Point where the Old Line of Demarcation strikes the same, thence with the said Old Line to the Altamaha River and up the same to Goose Creek; And the said Kings, Chiefs, Head Men and Warriors do relinquish and quit claim to the United States all their Right, Title, Interest and Pretentions in and to the Tract and Tracts of Land within and between the Bounds and Limits aforesaid forever.

Article 2d The Commissioners of the United States for and in consideration of the foregoing concession on the part of the Creek Nation, and in full satisfaction for the same, do hereby covenant and agree with the said Nation in behalf of the United States, that the said United States shall pay to the said Nation annually and every year the sum of three thousand dollars, and one thousand dollars for the term of ten years to the Chiefs, who administer the Government agreeably to a certificate under the hands and seals of the Commissioners of the United States of this date, and also

twenty

twenty five thousand dollars in the manner and
form following viz:- Ten thousand dollars in goods
and merchandize, the receipt of which is hereby
acknowledged. — Ten thousand dollars to satisfy
certain debts due from Indians and white persons
of the Creek Country to the Factory of the United States
The said debts after the payment aforesaid to become
the right and property of the Creek Nation and to be
recovered for their use in such way and manner
as the President of the United States may think pro-
:per to direct: Five thousand dollars to satisfy
Claims for property taken by Individuals of the
said Nation from the Citizens of the United States
subsequent to the Treaty of Colerain, which has been
or may be claimed and established agreeably to the
Provisions of the Act for regulating Trade and Inter-
:course with the Indian Tribes, and to preserve peace
on the frontiers - And it is further agreed that the
United States shall furnish to the said Nation two
Setts of Blacksmiths Tools and Men to work them
for the term of three years.

Article 3d. It is agreed by the contracting Parties
that the Garrison or Garrisons which may be found
necessary for the protection of the frontiers, shall
be established upon the land of the Indians at such
place or places, as the President of the United States
may think proper to direct, in the manner and
on the ~~same~~ terms established by the Treaty of
Colerain.

Article 4th. The contracting parties to these
presents

Presents do agree, that this Treaty shall become obligatory and of full effect, so soon as the same shall be ratified by the President of the United States of America, by and with the advice and consent of the senate thereof.

In testimony whereof the Commissioners plenipotentiary of the United States and the Kings, Chiefs, Head Men and Warriors of the Creek Nation, have hereunto subscribed their names and affixed their seals at the Camp of the Commissioners of the United States near Fort Wilkinson on the Oconee River this sixteenth day of June in the Year of Our Lord One thousand eight hundred and two and of the Independence of the United States the twenty sixth.

I certify this to be a true Copy
from the original Treaty

Alex.r Macomb Jun.r
Secretary to the Commissioners

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Copy of Treaty with the Creeks, June 16th 1802

Commissioners Camp West of the Oconee
June 17th. 1802 —

Sir

We have the Honor to inform you, that we have closed our conference with the Indians, which in the last Stage of the nego:tiation took a turn altogether unexpected & extraordinary. —

Having employed with Zeal but with:out effect, every fair means in our power, to accom:plish the specific Objects of our instructions, we turned our attention from those objects, to one of more importance, in point of intrinsic value & accommodation to the Citizens of the State viz: The extinction of the Indian claims with:in the Ocmulgee Fork, from the Rock Landing up to the High Shoals of the appalachee River —

With this view we submitted our fi:nal propositions, to the Council of the Na:tion on the 13th. Inst: and the Chiefs of the Coweta & Cupeta Towns, came forward the same evening, from the Council, with the proposals on which we have grounded our Contract, & yesterday the Treaty, of which

you

6-16-02

you have a Copy under cover, was executed in due form. —

We shall transmit the Original Instrument, with a detail of our proceedings, by the Secretary of the Commission, who will proceed to the Seat of Government for the Settlement of his Accounts, as soon as Payment has been made to the Indians agreeably to stipulation

It may appear on a cursory view, that we have, in the Sum allowed for this Commission, exceeded our Instructions, but we believe a close examination of the comparative Value, to that of the Parts specifically designated to us for purchase, and a correct Understanding of all the circumstances, which have occurred, will suffice to justify our proceedings. —

The great difficulty to be surmounted, was the passage of the Oconee, and the extension of our Point, in Contact with the unrelinquished claims of the Indians, at the confluence of the Oconee & Ocmulgee appeared to us the most desirable Object; In prosecuting these views we had to combat,

not

not only the Jealousies, Distrusts, & fears natural to the Indians, but also an apprehension serious & alarming to the Old Chiefs, that if they ceded any part of their Country, their Young Warriors might resist the cut, & joining the Patizans of Bowles, divide the nation, wrest the Government from those who at present administer it, and by some vi: potent measure involve their Country in ruin

We beg leave to refer to our Jour: nal, & to future communications for details, and will barely add, that if our success has not equaled our wishes, or corresponded with our inclinations, We flather ourselves substan tial advantages have been obtained, & that the result will pave the way to a further Concession at no distant Period.

We have the Honor to be

With great respect

Sir

Your obedt. Servant

Jo: Wilkinson

Benjamin Hawkins

Andw. Pickens

The Honble

Henry Dearborn

Sec. of War —

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