

rarely at their posts of duty, and who had no knowledge of Indian character, so essential in adapting means to suit their moral, physical and intellectual condition.

Therefore, we, your memorialists, pray your excellency to appoint some citizen of Dakota, who possesses these qualifications, (the want of which constitutes the main objections to the appointment of a citizen of either the states) as shall be designated by the delegate in Congress from this Territory, to the Indian agency formerly under the management of S. N. Latta, Esq., of Kansas.

And as in duty bound, we, your memorialists, will ever pray.

Be it resolved, That a copy of this memorial and joint resolution be forwarded to our delegate in Congress, Walter A. Burleigh, and he be requested to present the same to his excellency the President of the United States.

Copy to be sent  
to delegate and  
laid before  
President.

---

## INDEMNIFICATION

---

### CHAPTER 39.

**A Memorial to the Senate of the United States relative to the Treaty between the Ponca Indians and the United States pending before said Honorable Body asking that certain Settlers be Indemnified in case it is Ratified.**

Asking Congress  
to indemnify  
certain settlers  
in case the  
Ponca Indian  
treaty is ratified

Your memorialists, the legislative assembly of the Territory of Dakota would respectfully represent, that a treaty formed between the Ponca tribe of Indians and the Government of the United States is pending before the Honorable the Senate of the United States for ratification, providing for an extension of the present boundaries of the Ponca reserve, and including lands now in the occupancy and tillage of white settlers; that these lands are most eligible and adapted for stock farms, abounding in small lakes and streams well supplied with timber, affording a natural shelter, possess an excellent steam boat landing on the Missouri river, and upon a portion of them is erected the county seat of the organized county of Todd, duly incorporated by

the legislative assembly of the Territory. The improvements made thereon have been attended with considerable outlay, while the advantages of location, being convenient to a market furnished by the upper river trade, are to the occupants invaluable. To give an approximate idea of the damage, your memorialists would state that two settlers thereon, co-partners on a moderate capital, engaged in raising and sale of cattle, have netted ten thousand dollars within two years past, and so of others who will be equally demnified, not to mention losses from the prospective enhancement of value of these lands certain to arise.

Your memorialists pray in view of the premises, that a clause, if not already provided in said treaty, be inserted, making adequate indemnity to the settlers upon the tracts proposed to be added to the Ponca reservation, and authorizing the Secretary of the Interior to adjust the losses and to reserve out of the annuities of said Indians a definite sum to be applied or so much thereof as may be necessary to extinguish the claims of the said settlers.

Confiding in the enlightened sense of justice of the Senate, your memorialists trust that their memorial will be favorably considered, and as in duty bound will ever pray.

Resolved, That copies of the foregoing, properly attested, be forwarded to the Hon. James Doolittle, chairman of the Senate committee on Indian affairs, Hon. James Harlan, Secretary of the Interior Department, and to our Delegate in Congress.

Copies sent to  
Hon J R Doolittle,  
Hon James  
Harlan and  
delegate.