

name ¹⁷⁸regulates the policy of the Government in regard to the future condition of these Tribes of Indians may now be regarded as definitively settled. To induce them to remove West of the Mississippi to a Territory set apart and dedicated to their use and Government forever, to secure to them a final home to elevate their intellectual Moral & Civil Condition and to fit them for the enjoyment of the blessings of a free Government is that policy and a further hope is now encouraged by the Bill that whenever their advance in civilization should warrant the measure and they desire it that they may be admitted as a state to become a member of the Union." This Territory is to be dedicated to the use of the Indian Tribes forever by a guarantee the most sacred known among civilized communities. The faith of the Nation the Committee are aware that this Guarantee the faith of the Nation has not been illustrated by the history of the past in a manner satisfactory to the Indian Tribes. They are not surprised that they should now ask; what new security can you give us to the lands in the West that you did not in time, past give us to the lands in the East?

It is admitted that we have given them guarantees which we have not fulfilled pledges which we have not redeemed not because we desired

not to fulfil them but because it was believed by the Government that we had no right originally to give them and therefore had no power to redeem them.

The Indian however will do us the justice to say that we never held ourselves absolved from the obligations of indemnifying them and of acknowledging that their very expatriation of Lands at the West are a portion of the indemnity. Our inability to perform our Treaty Guarantees arose from the conflicts between the rights of the States and the United States, nor is it surprising that questions arising out of such a conflict which have bewildered wiser heads should not be readily comprehended or appreciated by the unlettered Indian. The Cause is now free from all the embarrassments of conflicting rights. The guarantee now stands as an obligation which the Government will at all future time have power to perform we can look around it there is no doubt no obscurity about it even to the Indian eye it is as clear and well defined as the edge of the Circle of the Sun.

The United States extinguishes the Indian Title to the Western Territory that Territory then becomes the absolute property. By the Constitution Congress has an unqualified power to dispose of the Territory belonging to the United States and now Congress proposes by Charter to grant and appropriate this Territory among the Indian Tribes. The United States & the Indian Tribes are the sole parties." The 3^d section