

article of that treaty is in the following words, to wit: "Much difficulty having arisen from the negotiation between the Menomonee and Winnebago tribes, and the various tribes and portions of tribes of Indians of the State of New York, and the claims of the respective parties being much contested, as well with relation to the tenure and boundaries of the two tracts, claimed by the said New York Indians west of Lake Michigan, as to the authority of the persons who signed the agreement on the part of the Menomonees, and the whole subject having been examined at the council this day concluded, and the allegations, proofs and statements of the respective parties having been entered upon the journal of the commissioners, so that the same can be decided by the President of the United States; it is agreed by the Menomonees and Winnebagoes, that so far as respects their interest in the premises, the whole matter shall be referred to the President of the United States, whose decision shall be final. And the President is authorized, on their parts, to establish such boundaries between them and the New York Indians, as he may consider equitable and just." The United States Senate, in its ratification of this treaty, took care to save the New York Indians, by providing "that the said treaty shall not impair or effect any right or claim which the New York Indians, or any of them, have

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his canoe, which was half drawn on shore, drooping lifelessly over the side of his bark, with a shot through his head. As the deed was accidental, he had no wish to conceal it, and putting the body in his own canoe, paddled down to Green Bay, to the encampment of Oiscoss, as the Indian killed belonged to his party. On landing, he went straight to Oiscoss, and informed him of what had happened, when Oiscoss, who was drunk at the time, drew his knife, and plunging it repeatedly into his body, continued stabbing him till he was dead. He was arrested for murder, but as he was a man of great influence among the Indians, was acquitted. But though he had escaped the law, there was another tribunal, of a different kind, to which he was still exposed. There is a traditional institution among the Indians, very similar to the avenger of blood. Mrs. Jourdan, as the relative of the slain, and a *medicine woman*, had only, according to the custom of the nation, to take a pipe and a war-club, and lay them down at the feet of any of the chiefs of the Menomonees, and pronounce the name 'Oiscoss,' in order to insure a just and immediate retribution. When the day appointed for the council at Butte des Morts drew near, fearing that unless he was reconciled with her, his life might be taken, he proceeded to her house, acknowledged the murder, threw himself on her mercy, and implored pardon. It was granted, and the only punishment he received was the fierce invective which the eloquent tongue of an indignant woman can bestow."

L. C. D.