

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS
WASHINGTON. July 22, 1908.

Subject: Completing roll
of Ottawa and Chippewa
Indians of Michigan.

Horace B. Durant, Esq.,
Special Agent for enrollment of
Ottawa and Chippewa Indians of Michigan.

Sir:

Referring to Office instructions to you of July 21, 1908, to proceed to Custer, Mich., and other places for the purpose of completing the roll of Ottawa and Chippewa Indians of Michigan, you are advised that the Indian Appropriation Act for the fiscal year ending June 30, 1909 (Public No. 104), provides as follows:

That the Secretary of the Interior is hereby directed to make a complete roll of the Ottawa and Chippewa Indians of the State of Michigan entitled to participate in the funds arising from the judgment of the Court of Claims, in case numbered twenty-seven thousand five hundred and thirty-seven, decided by the Court of Claims March fourth, nineteen hundred and seven, and of any other funds to their credit in the hands of the Treasurer of the United States, and said roll, when completed and approved by the Secretary of the Interior, shall be final and conclusive: PROVIDED, That the expense thereof shall be paid out of the moneys found due said Indians in said cause.

The decision of the Court of Claims to which reference is had was handed down March 4, 1907 (#27537), and awards to the claimants "the sum of \$62,496.40 and interest thereon from the 9th day of March, 1885, at the rate of 5% per annum." For your information and use a copy of the judgment is enclosed herewith.

The judgment and interest amounting to \$131,188.94 was appropriated by the "Urgency Deficiency Bill" (Public No. 24), approved February 15, 1908, and is now to the credit of the tribe named.

In addition to the funds above mentioned, the Comptroller of the Treasury, in a decision of June 26, 1902, held that certain moneys amounting to \$9,786.69, and arising under the terms of the treaty of July 31, 1855 (11 Stat. L. 621), with the Ottawa and Chippewa Indians of Michigan, were erroneously covered into the surplus fund of the Treasury. Preparatory to the distribution of this fund Special Indian Agent F.M. Conser was instructed in letters of December 14 and 16, 1903, to proceed to Michigan and prepare a complete roll of the living members of the tribe. He had no more than

entered upon this work when he was assigned to other duties.

The work of making the roll was then assigned to Special Agent Charles S. McNichols, who was instructed relative thereto in letters of September 11, October 16 and November 17, 1905, respectfully. In the fall of 1906 he was appointed Superintendent of an Indian School and relieved of further enrollment work.

The Ottawas and Chippewas of Michigan represented by the Treaty of July 31, 1855, were made up of five bands, namely: Sault Ste. Marie, Mackinac, Little Traverse, Grand Traverse and Grand River.

With his report of June 21, 1907, Special Agent McNichols submitted incomplete rolls of the Little Traverse, Mackinac and Sault Ste. Marie bands, and said that he had not reached the remaining bands at the time of his appointment as superintendent. He added that the Grand Traverse band was believed to be the largest, and that nearly all of its members would be found on the peninsula above Traverse City; that a skeleton list of the Grand River band which was widely scattered was made by Special Agent Conser and gave some idea of where the descendants of this band were to be found; that to make a complete roll of the Sault Ste. Marie band would be a very difficult and tedious undertaking, and would in his opinion be an almost hopeless task; and that the work should if possible be completed in the summer and early fall months, as many of the Indians can be reached only with great difficulty and hardship during the winter and spring months.

For your information and guidance in the work to which you are hereby assigned there are enclosed letters of instruction to Special Agent Conser dated December 14 and 16, 1903, letters of instruction dated September 11, October 16 and November 17, 1905, to Special Agent McNichols, and his report of June 21, 1907, with accompanying letters from claimants, pencil memoranda etc. There is enclosed also a copy of the roll showing the names of the Sault Ste. Marie Indians of the Ottawa and Chippewa bands paid in 1870 by Captain James C. Long, U.S. Indian Agent of the Mackinac Agency.

From time to time Ottawa and Chippewa claimants have written the Office requesting enrollment and their letters are transmitted herewith for your use and in order that you may when visiting their neighborhood or the settlements in which they reside, give their cases proper attention. These letters which are indicated as follows should be kept with the papers in the case and returned with your report:

Dated January 9, 1907, from Mrs. Emma Van Gorder, Manistique, Mich.,

Dated March 10, 1908, from Mrs. D.H. Redmond, Harbor Springs, Mich.,

Dated March 19, 1908, from George Walker, Rose Bush, Mich.,

Dated March 27, 1908, from Amilla A. Emerson, Phila., Pa.,

Dated March 27, 1908, from Sidney T. Miller, Detroit, Mich., relative to claim of Mrs. Roseine Wright,

Dated March 17, 1908 and April 23, 1908, from Louis Ance, Northport, Mich.,

Dated April 4, 1908 and June 6, 1908, from Mrs. Belle Petoskey, Milwaukee, Wis.,

Dated May 18, 1908, from Mrs. Rosa B. LaFlesche, Washington, D.C.,

Dated May 23, 1908, from James J. Cogswell, Walkerville, Mich.,

Dated June 1, 1908, from John B. Tabasach, Cross Village, Mich.,

Dated June 6, 1908, from George W. Allen, Haskell Institute, Kansas,

Dated June 29, 1908, from Enos Graham, Algonac, Mich.,
Dated June 18, 1908, from Edward N. Lasley, Haskell Institute, Kansas,
Dated June 29, 1908, from Simon Kizigibnase, Harbor Springs, Mich.,
Dated June 1, 1908, from Simon Kahquados, St. Jacques, Mich.,
Dated May 7, 1908, from Chester Howe, Attorney for Ottawas and Chippewas, Washington, D.C.

As the judgment to which reference is had was rendered March 4, 1907, you will enroll all members of the tribe found by you to be properly entitled to participate therein and alive on that date. In the cases of persons entitled to enrollment who have died since the date indicated, you will enroll the names of such persons in red ink and in the column of remarks opposite their names make note of the date of death and reference to the affidavits showing the heirs of such deceased members.

In order that the Department may have a complete roll for the purpose of making the payment of \$9,786.69 to the tribe pro rata, you should make a supplemental or separate roll of all the names of children born to members of the tribe since March 4, 1907, and prior to August 1, 1908, giving the names and enrollment number of their parents. The roll should be as perfect as it is possible to make it, and should show the names of all claimants arranged by bands and in family groups, and also their ages, sexes, relationships, and post-office addresses.

The Indians are scattered over considerable territory in the State of Michigan, most of them residing in and near the towns of Harbor Springs, Northport, Mackinaw, Hart, Muskegon, Custer, Grand Haven, Allegan, and Grand Rapids. Under the scope of your instructions you are authorized and directed to visit the towns named as well as any other places where there is reason to believe any of the Indians may be found. It is thought, also, that some of the Indians are residing in Canada, and you will, of course, proceed to such places in the Dominion as may be necessary in making a complete roll.

You should carefully consider all applications for enrollment and require the applicants to support their claims by affidavits of disinterested persons and such other documentary evidence as they may be able to submit.

In the cases of full or mixed bloods who have allotments, or, who have in their possession patents which belonged to their parents, it will be proper for you to enroll them and their children now living without further evidence.

Should any children or adults placed on the roll by you be found enrolled or already receiving rights as Indians with any other tribe, you should report all the facts for the consideration of the Department.

In the cases of enrolled allottees the citation of the patent, number, date and book page of record, will be of value and should be noted in each case if possible.

In all cases where affidavits or other documentary evidence is required to support claims, such papers should be as simple and brief as possible, consistent with reasonable accuracy.

When the Indians are found to be living in tribal relation, the certificate of the chief or head men of a band is to be accepted by you as prima facie evidence of the right to enrollment of any Indian belonging to said band; and you will therefore enroll all such members should you be satisfied as to the integrity and trustworthiness of the chief or head men. In cases where you have reason to doubt their integrity, etc., you should obtain such additional evidence as may be available.

Of course it will be proper for you to enroll those Indians who may be entitled and who may

now be residing in Canada, provided that it is conclusively shown that they have not received, and are not receiving, any benefits from the Canadian Government, either directly or indirectly. However, should they be receiving such rights, it might be a good plan for you to enter their names, etc., on a supplemental roll, and to submit all the facts in their respective cases for the consideration of the Department.

In view of your long experience in the Indian Service the Office does not think that you will require detailed instructions as to the kind and character of evidence to be obtained from applicants in support of their enrollment. As has been indicated, they should be required to establish by such evidence whether in the form of sworn statements or otherwise, as may in your opinion clearly prove their right to participate in the judgement and other funds.

The method or plan to be followed by you in tracing families and individual members of the tribe who may have removed from the Indian communities, must, of course, be left largely to your judgment and discretion. The Office desires, however, that wherever possible you should go to the camps, settlements or homes of the Indians, wherever they may be found, and make your enrollment on the ground rather than to remain at some small town near the Indian settlement and send for them.

No doubt you will find in each Indian community some trustworthy old member of the tribe who is especially well versed in its genealogy and able to give you considerable help in contested or doubtful cases.

After finishing your work in the field, you will report in person to the Office with all the papers, in order to complete the roll and to make such explanations in questionable cases, etc., as you may wish.

As you will notice, the expenses of the enrollment are to be paid out of the moneys found due the Ottawas and Chippewas of Michigan. The Office therefore desires that you will make your expenditures as reasonable as possible, consistent with thoroughness and accuracy in the work.

You should, after thoroughly acquainting yourself with the work before you, request authority for the employment of such assistants as interpreter, clerk, etc., as may be absolutely necessary; and should you deem it expedient to publish advertisements in newspapers, notifying the Indians of your itinerary and calling upon all interested persons to meet you, etc., or to expedite the work by renting an office in places where there are a considerable number of Indians residing, you should make proper request for the necessary authority. In all such cases you should bear in mind the desire of the Office to limit the expenses so far as compatible with thorough work, and should give reasons showing the absolute necessity for the recommended expenditure.

There are handed you 100 blank sheets on which the enrollment is to be made. A further supply of these blanks may be had upon application therefore.

Should you be in doubt on any point concerning the enrollment, you should promptly write the Office for further instructions.

Very respectfully,
C.F. Larrabee,
Acting Commissioner.

SOURCE: NARG75, M2039, R4, 588-591.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS
WASHINGTON. October 31, 1908.

The Honorable
Commissioner of Indians Affairs.

Sir:

As special agent for enrollment of Ottawa and Chippewa Indians of Michigan, under the provisions of a section of the Indian Appropriation Act for the fiscal year ending June 30, 1909 (Public 104), I have the honor to make report of my work to the present time.

Under your instructions of July 21, 1908 and July 22, 1908, Land 30587-1908, I proceeded to Custer, Michigan and entered upon my duties.

On page 8 of your letter of July 22, 1908, above referred to, you say:

The method or plan to be followed by you in tracing families and individual members of the tribe who have removed from the Indian communities, must, of course, be left largely to your judgement and discretion.”

In the exercise of that discretion I have used and am using as a basis of enrollment the annuity roll of Oct. 1870 made to the Ottawas and Chippewas of Michigan, furnished me by your Office,—that roll being the last of any character (so far as I have been able to ascertain) to contain the names of all members of the tribe.

An examination of the roll of 1870 shows the Ottawas and Chippewas to be divided into four bands, viz: Grand River, Traverse, Mackinac and Sault Ste. Marie, each sub-divided into smaller bands under as many chiefs, residing (in 1870) in certain localities in the State of Michigan.

The roll of 1870 contains the names of 1813 heads of families, and embraces 5774 persons. It will be observed, however, that on the roll of 1870 only names of the heads of families are given, other members of the families being designated merely by figures, showing the number of men, women and children in each family.

It is my purpose to complete the roll which I am directed to make by accounting for each head of family and person as found on the roll of 1870 and to enroll all such now living together with their lineal descendants.

Up to the present time I have established the identity of 700 out of the 1813 families, thereby securing for enrollment, approximately, 3500 names members of the Traverse and Grand River Bands. The Traverse Band (including the Grand and Little Traverse bands, so-called) is about complete while the Grand River, whose members are now widely scattered, is about one-half finished, and, as these two bands comprise practically two thirds of the whole tribe, it is my opinion that in point of numbers the roll is about one half completed.

To facilitate the work and to complete the enrollment in the earliest possible time consistent

with accuracy and thoroughness, I have found it necessary to employ a clerk and an interpreter as it is very difficult to establish the identity of a family or person whose ancestor was enrolled in 1870 by some long, almost forgotten Indian name.

However by arranging to meet a number of the oldest men and women of each sub-band at the same time, who are of aid to each other in recalling family names as recorded in 1870, I have been singularly successful in my work. For it is well to state that perhaps two-thirds of the tribe are to-day known by entirely different names from those by which they were known or enrolled in 1870.

The method I have adopted is to place the name of each head of family, as given on the 1870 roll, on a separate card or sheet, and to record on such sheet the names of his or her descendants, as well as other information necessary. For that purpose I have caused to be printed blank forms to be used in recording the names belonging to each family.

For your better understanding I enclose herewith copies of a few sheets, showing the actual records as I have made them of the families recorded thereon.

Most of these sheets, practically all, were prepared at some Indian home, where were gathered from 10 to 50 members of the same band, so that, in my opinion, the information recorded by me or my clerk may be accepted as true without further evidence, corroborated, as it was, orally, by credible witnesses in my presence.

In order to show his right to enrollment each person is required to show relationship by blood to some person who was enrolled on the roll of 1870.

The method I am following is undoubtedly trying and tedious, and necessarily slow, but I am satisfied it is the best, (if indeed it is not the only) method by which an accurate roll can be made. The simple taking of names wherever Indians claiming rights may be found, is good so far as it goes and so long as one can trace or find such persons; but one can never tell when all who are entitled to enrollment have been found.

Under the method I have employed every head of family and member enrolled in 1870 will be accounted for if possible (and I consider it possible), so that, when every such member is accounted for and such person or his descendants (or both) traced, the roll may be said to be complete.

As has been said in your letter of instructions to me, the members of this tribe are widely scattered over the State of Michigan, and, indeed, over adjoining States. In point of time the most difficult part of the task will be to visit the scattered families, or parts of families to record the living members, their ages, etc., which cannot be supplied by relatives previously visited.

The forest fires have greatly retarded my work and the coming of winter, which is usually severe in Northern Michigan, will render my work much more laborious and slow for the following months. Many of the Indians whom I would, in milder months, see in small towns, villages or Indian communities, will, during the winter, scatter to the lumber camps.

Having thus outlined my method in pursuing this work, and acquainted you with my progress, it is my desire to know whether or not you approve of my course.

I should especially desire to know whether, in making this roll, I am justified in assuming that the roll of 1870 contains an accurate census of members of the tribe, and that to use said roll as a basis for the present work, is proper.

Awaiting your further instructions and pleasure.

Very respectfully,
Horace B. Durant
Special Indian Agent.

4 enclosures.

SOURCE: NARG75, M2039, R4, 552-557.

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Land
74511-1908
Subject:
Enrollment of Ottawas
and Chippewas of Michigan.

November 9, 1908.

Horace B. Durant, Esq.,
Special Agent for enrollment of Ottawa and Chippewa Indians.
Petoskey, Michigan.

Sir:

The Office is in receipt of your letter of the 31st ultimo in which you report the progress of work of enrolling the Ottawa and Chippewa Indians of Michigan under the provisions of the Act of Congress approved April 30, 1908, (35 Stat. L., 70). You say that you are using as a basis of enrollment, the roll of the payment made October, 1870, to the Ottawas and Chippewas of Michigan; that you have up to the present time established the identity of 700 out of the 1813 families shown thereon—thereby securing for the enrollment approximately 3500 members of the Traverse and Grand River bands; and that in your opinion the roll which you are now making is about half completed. You add that the method you have adopted is to place the name of each head of a family, as given on the 1870 roll, on a separate card or sheet on which is recorded the names of his or her descendants, as well as other information; that your method is undoubtedly trying and tedious but you are satisfied that it is the best, if not the only, way by which an accurate roll can be made; and that the forest fires have greatly retarded your work which will be rendered more laborious and slow during the coming winter. You ask whether your plan, as outlined, meets with the approval of the Office and if you are justified in assuming that the roll of 1870 as heretofore referred to contains a correct census of the tribe and should therefore be used as a basis for your enrollment.

In answer your attention is invited to Office instructions to you of July 22, 1908, in which it is said that the method or plan to be followed by you in your work must be left largely to your

judgment and discretion. As you say that the method adopted by you in making the enrollment is the best if not the only one by which an accurate roll can be made, the Office thinks that it should be followed, especially as you are on the ground and in a position to know the requirements of the situation.

As to the annuity roll of October, 1870, the Office assumes that it was a fairly correct census of the tribe at that time. As such it is proper for you to use it as a basis for the roll you are now making.

Very respectfully,
C.F. Larrabee,
Acting Commissioner.

SOURCE: NARG75, M2039, R4, 550-551.

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DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS
WASHINGTON. July 13, 1909

The Commissioner of Indians Affairs.

Sir:

I have the honor to submit a report of my work under your instructions of July 22, 1908, to make a roll of the Ottawa and Chippewa Indians of the State of Michigan, in accordance with the provisions of a clause in the Indian Appropriation Act for the fiscal year ending June 30, 1909. (Public 104).

To quote from said instructions, I am directed –

To enroll all members of the tribe found by me to be properly entitled to participate therein.

In the case of full or mixed bloods who have allotments or who have in their possession patents which belonged to their parents, it will be proper for you to enroll them and their children now living without further evidence.

Where the Indians are found to be living in tribal relation the certificate of the chief or head men of a band is to be accepted by you as prima facie evidence of the right to enrollment of any Indian belonging to such band.

The method or plan to be followed by you in tracing families or individual members of the tribe who may have removed from the Indian communities, must, of course, be left largely to your own judgment and discretion.

My instructions do not indicate or mention any previous roll of the tribe or any other authentic record which might be used as a basis for the present enrollment.

The Act of Congress authorizing the roll to be made is also silent on this point, merely stating

That the Secretary of the Interior is hereby directed to make a complete roll of the Ottawa and Chippewa Indians of the State of Michigan entitled to participate in the funds arising from the judgement of the Court of Claims”, &c.

In my report to you dated Oct. 31, 1908, I submitted the question and stated that, in the exercise of my discretion as to the method or plan to be followed, I was using the roll of the tribe made in 1870 upon which the last payment to that tribe was made, as a basis for the present enrollment, and requested your opinion, whether or not, for such purpose, the said roll of 1870 should be considered as an accurate census of the tribe.

In response I was informed that “

As to the annuity roll of October 1870, the Office assumes that it was a fairly correct census of the tribe at that time. As such it is proper for you to use it as a basis for the roll you are now making.

The roll which I shall submit is based upon the last previous roll of the tribe, the said roll of Oct. 1870. That is to say it contains the names of all persons, now alive, who were on the roll of 1870 together with the descendants of such persons as far as I have been able to locate and identify them. The details of my system of identification are more fully set forth in my report of Oct. 31, 1908.

The roll is arranged alphabetically by families and by bands and is accompanied by an index for each band.

Except, possibly, for the purpose of identification, such arrangement by bands is not now necessary, for time and circumstances have almost destroyed the distinction of bands.

The roll of 1870 gives names of only heads of families, other persons participating in that payment as members of the tribe being designated by numbers, such as: Daniel Ne-saw-waw-quot, 1 man, 1 woman, and 3 children, Daniel being the man, the names of the women and children not being given.

As most of the names on the roll of 1870 are of Indian origin the task of fully identifying such person and especially his or her descendants has been arduous. However, by holding council with the older men of the tribe in the localities where the bands and sub-bands formerly resided, I have been able upon their testimony to establish beyond a reasonable doubt nearly all the families enrolled in 1870 and with few exceptions have located their descendants.

The members of this tribe are scattered throughout the whole of Michigan and not a few have removed to other States. Intermarriage with the white race has, in 50% eradicated all trace of Indian blood. This is particularly true with the Mackinac and Sault Ste. Marie bands.

On the roll of 1870 I found in the Mackinac band a sub-band with Mrs. Agatha Biddle as chief, consisting of 66 families or 168 persons, all of whom with but two exceptions, are women. Such a circumstance, so foreign to Indian custom, caused me to make inquiry among the older

Indians. These told me that band of women were half breeds, who had married white husbands, and were given a right in this last payment by the chiefs and headmen, who, it seems, arbitrarily enrolled or not such persons as they desired to be members of the tribe. In this way a great many were enrolled in 1870 who had little, if any, Indian blood, and whose descendants are Indian in name only and by virtue of the arbitrary enrollment of their ancestors.

This arbitrary enrollment was practiced in all the bands of this tribe although more noticeable in the Mackinac and Sault Ste. Marie bands where fully one-half were, apparently, enrolled by mere consent of the chiefs through friendship, sympathy or other influences.

And it is upon this point I invite your especial attention for upon its determination depends the question of who shall now be enrolled as members of this tribe.

As before stated I have enrolled all living descendants of those found enrolled in 1870, but it is a fact that there were some persons enrolled at that time (1870) with one or two of their children, when, in truth, such persons had other children then alive who were arbitrarily refused membership in the tribe.

In other words it would seem to have been a tribal custom that birth, in these so-called half-breed families gave no one a right to enrollment, but that in the case of "half-breed relations" such only were admitted as the Indians desired or indicated.

A treaty with the Sault Ste. Marie band made in 1855, referring to the disbursement of certain moneys due them, states:

Provided, that one-third of such award shall, if the Indians desire it, be paid to their half-breed relations as they may indicate. (See Indian Laws and Treaties, Kappler, Vol. 2 p. 732.)

If it is decided to now enroll all living descendants of heads of families, then many will now be admitted who were not admitted in 1870.

If it shall be determined to now enroll only those who were enrolled with their parents in 1870, if alive, and their descendants, it will be very difficult to ascertain just which of the children of a family were enrolled with the parent, in cases where there were several children not all of whom were enrolled. Besides a very peculiar condition will exist, i.e. brothers and sisters of the same blood some of whom are enrolled as members of the tribe and some not. Some "Indians" and some not.

Although the tribe and its bands are now dissolved there yet exists a custom to recognize certain of the older members as chief and headmen. These chiefs and headmen have protested to me and to the Office against the present enrollment of certain persons descendants of those half-breeds who were on the 1870 roll. They are willing to permit the enrollment of all those half breeds who are now living and who were enrolled in 1870, but not the children of such half-breeds. See their protest and my report thereon dated June 26, 1909.

A number of these children admitted to me that they did not participate in the payment of 1870 with their parents or brothers and sisters. Yet under the plan or scheme of enrollment which I have outlined and followed the names of such persons and their children have been taken, simply because they are descendants from the head of the family whose name is to be found as a member of the tribe according to the said roll of 1870. It must be remembered that no census of this tribe has been taken since 1870, during which time the tribe has almost entirely disintegrated. To adopt an

arbitrary system of enrollment would lead to endless confusion, and probably defeat the object of my work, so that, in my judgment, the plan followed is one by which definite results can be obtained. In following that plan the degree of blood was not considered; indeed, the degree of blood would be difficult, if not impossible, to ascertain.

In all probability if rolls of this tribe had been continued from year to year since 1870, fully one-half of those I have recorded as “descendants” would not to-day be enrolled with the tribe, nor would they desire to be classed as “Indians”. No hard and fast rule can govern to establish who are members of this tribe to-day. The tribe was dissolved by the terms of the treaty of 1855. Indian Laws and Treaties, Kappler, vol. 2 p.725). Yet by the Act of March 3, 1905, (33 Stats. Part 1, p. 1081.) The Ottawas and Chippewas of Michigan were so far recognized as a tribe as to authorize it to bring suit against the United States to recover “tribal” funds.

There are many persons whose names I have enrolled as members of this tribe, who have been found to be enrolled with another tribe and who have participated in per capita payments to other tribes. Such persons have been noted so that their names may be omitted from the final roll if the Department so directs. They include those who have drawn moneys with the Pottawatomies of Michigan, the L’Anse of Michigan, and the La Pointe and Green Bay Indians of Wisconsin, and Indians under the Canadian Government.

The following questions are therefore submitted for your consideration and determination—

1. Shall the half-breeds, so-called, who were enrolled with the tribe in 1870, be placed on the present roll?

2. If the above question be answered affirmatively then: Shall all the children and their descendants, of such half breeds, be now enrolled, including the children who, though living in 1870, were not then enrolled as members of the tribe?

3. If the above questions be answered in the negative then: Shall the principal men of the tribe (as recognized by the full-blood or near full blood element) be permitted and requested to indicate which of their half breed relations shall be enrolled?

4. Shall those persons who have established their claims as descendants of this tribe, but who have affiliated with and received per capita payments as members of other tribes be now enrolled as members of this tribe.

It is respectfully requested that the matters herein submitted may be determined as soon as possible in order that I may complete the roll and submit a final report.

Very respectfully,
Horace B. Durant
Special Agent.

SOURCE: NARG75, M2039, R4, 482-488.

The Honorable
 Commissioner of Indian Affairs.

Sir:

According to a long established law and custom of our tribe our half-breed or mixed-blood relatives do not share in payments made to the tribe without consent of the chiefs and headmen, who designate by name what mixed-bloods, and how many of their children, should participate.

Such was the custom and practice in 1870 and prior thereto and this has never been changed. Sufficient and conclusive proof of such law and custom can be had by an examination and investigation of all the rolls of the tribe.

Therefore, we, the undersigned chiefs and headmen of the various bands and sub-bands of the Ottawa and Chippewa tribe of Indians of Michigan following the traditions and customs of the tribe hereby designate the persons who were enrolled with the tribe in 1870 as mixed-bloods or half-breeds, and, while agreeing that they may be enrolled on the roll now in preparation by Special Agent Horace B. Durant, and participate in the distribution of funds awarded to us by the judgment of the Court of Claims, if living,-- at the same time we do most solemnly and earnestly protest against the enrollment of such of the children or other descendants of the within named half-breeds or mixed-bloods as were not enrolled with the tribe in 1870,--

Mixed-bloods of the Grand River Band.

| Number and page on the roll of 1870 | Name | Roll of 1870 |
|---|---------------------------|--------------|
| 20 | Mrs. George Robinson | Page 57 |
| 25 | Mrs. Jacob Poole | Page 57 |
| 26 | Antoine Truckey | Page 57 |
| 28 | Michael & George Baddeau | Page 57 |
| 29 | Jos. Beddoe & Niece | Page 57 |
| 30 | William Beddoe | Page 57 |
| 41 | Minnie Duchesne | Page 57 |
| 5 | Mrs. David Smith | Page 58A |
| 3 | Mrs. Henry Robinson | Page 59 |
| 11 | Joset and Martin | Page 49 |
| 14 | Mary Trombly | Page 49 |
| 21 | Theresa Trombly | Page 49 |
| 14 | Joseph and Naw co mo quay | Page 56A |
| 7 | Mrs. Daniel Hyde | Page 56B |
| 8 | Mrs. Sovt. Snay | Page 56B |

9
12

Mrs. Jacob Spider
Mrs. James Anderson

Page 56B
Page 56B

In witness whereof we have hereunto affixed our signatures this 28th day of July 1909. In behalf of the Grand River Band.

Rodney L. Negake
John Williams
Samule *his X mark* Dailey (witness James J. Cogswell, Rodney L. Negake)
James Mitchel *his X mark* (witness James J. Cogswell, Rodney L. Negake)
Bert Pego
Joseph Kequom
John *his X mark* Sha-go-na-by
John *his X mark* Cogswell

I, James J. Cogswell, hereby certify that I have read and fully explained to the persons who have signed the protest above, and that they understand the meaning thereof and that they signed the same in my presence.

James J. Cogswell Interpreter

In witness whereof we have hereunto affixed our signatures this 29th day of July 1909. In behalf of the Grand River Band.

William *his X mark* Mac-caw-day-o-quot (witness John Newton, James J. Cogswell)
John *his X mark* Wah-ban-dwa-tou (witness John Newton, James J. Cogswell)
C.E. Hickey
William *his X mark* Elliott

I hereby certify to the correctness of the signatures to this petition.

July 29, 1909

Horace B. Durant
Spl. Agt.

* * * *

The Honorable
Commissioner of Indian Affairs.

Sir:

According to a long established law and custom of our tribe our half-breed or mixed-blood relatives do not share in payments made to the tribe without consent of the chiefs and headmen, who

designate by name what mixed-bloods, and how many of their children, should participate.

Such was the custom and practice in 1870 and prior thereto and this has never been changed. Sufficient and conclusive proof of such law and custom can be had by an examination and investigation of all the rolls of the tribe.

Therefore, we, the undersigned chiefs and headmen of the various bands and sub-bands of the Ottawa and Chippewa tribe of Indians of Michigan following the traditions and customs of the tribe hereby designate the persons who were enrolled with the tribe in 1870 as mixed-bloods or half-breeds, and, while agreeing that they may be enrolled on the roll now in preparation by Special Agent Horace B. Durant, and participate in the distribution of funds awarded to us by the judgment of the Court of Claims, if living,-- at the same time we do most solemnly and earnestly protest against the enrollment of such of the children or other descendants of the within named half-breeds or mixed-bloods as were not enrolled with the tribe in 1870,--

Mixed-bloods of the Little Traverse Band.

| Number and page on the roll of 1870 | Name |
|---|-----------------------|
| 97- p.22 | Francis LaCroix |
| 99- p.22 | Louis LaCroix |
| 103 - p.22 | Margaret Wagley |
| 20 - 26 | Michael La Croix |
| 2 - 20 | Mrs. Jas. Lasley |
| 68 - 21 | Mrs. Wm. Lasley |
| 32 - 31 | John Briggs |
| 28 - 32 | John Stevens |
| 31 - 32 | Mrs. Mary Gilbault |
| 46 - page 33 | Mrs. Henry Graverat |
| 59 - 33 | Mrs. Alixse McGulphin |
| 102 - p.22 | Margaret Mosier |
| 19 - p.25 | Madeline Robinson |
| 20 - p.25 | Margaret Robinson |
| 21 - p.25 | Louis Robinson |

In witness whereof we have hereunto affixed our signatures this 3d day of August 1909. In behalf of the Little Traverse Band.

Simon Kijigobenese
William Petoskey
Joseph Tabasash
Peter Shawanese
Frank Ahdanimi
Joseph Kewagoshkum

Joe Ettawegeshik
Wm. A. Shomin
David Paul

I, Wm. Petoskey, hereby certify that I have read and fully explained to the persons who have signed the protest above, and that they understand the meaning thereof and that they signed the same in my presence.

William Petoskey Interpreter.

I hereby certify that the within petition and Interpreters certificate were signed in my presence by the individuals whose signatures are affixed thereto.

Horace B. Durant
Spl. Agt.

August 3, 1909
Harbor Springs, Michigan

* * * *

The Honorable
Commissioner of Indian Affairs.

Sir:

According to a long established law and custom of our tribe our half-breed or mixed-blood relatives do not share in payments made to the tribe without consent of the chiefs and headmen, who designate by name what mixed-bloods, and how many of their children, should participate.

Such was the custom and practice in 1870 and prior thereto and this has never been changed. Sufficient and conclusive proof of such law and custom can be had by an examination and investigation of all the rolls of the tribe.

Therefore, we, the undersigned chiefs and headmen of the various bands and sub-bands of the Ottawa and Chippewa tribe of Indians of Michigan following the traditions and customs of the tribe hereby designate the persons who were enrolled with the tribe in 1870 as mixed-bloods or half-breeds, and, while agreeing that they may be enrolled on the roll now in preparation by Special Agent Horace B. Durant, and participate in the distribution of funds awarded to us by the judgment of the Court of Claims, if living,-- at the same time we do most solemnly and earnestly protest against the enrollment of such of the children or other descendants of the within named half-breeds or mixed-bloods as were not enrolled with the tribe in 1870,--

We the undersigned head men of the Grand Traverse Band join with the head men of the Sault Ste. Marie, Mackinaw and Grand River Bands in the above protest, but we find no mixed blood families enrolled in 1870 with our band whose descendants are not entitled to enrollment.

In witness whereof we have hereunto affixed our signatures this 31st day of July 1909. In behalf of the Grand Traverse Band.

| | | |
|-------------------------|------------------|----------------------|
| John Redwadum | William Micksaba | Jno Jacob |
| John Agache | Peter Nanago | Albert Agosa |
| Paul Pe na sinegs shing | Sam Chippewa | George Wasakaw |
| Arom Pe qua gay | Dan Chippewa | Joe Redbird |
| Peter Sawadayse | Isaac Blackman | Thomas A. Naynoshing |
| James Wonegeshig | Michael Blackman | Jas. Wasageshig |
| Peter Neongoby | | |

I, James M. Paul, hereby certify that I have read and explained to the Indians of the Grand Traverse Band, the above protest; that they fully understand the same, and that the signers hereof are head men of the Band, and signed in my presence this 31st day of July 1909 at Pashabaytown, Michigan.

James M. Paul Interpreter

I hereby certify to the correctness of the above signatures.

Horace B. Durant, Spl. Agt.

* * * *

The Honorable
Commissioner of Indian Affairs.

Sir:

According to a long established law and custom of our tribe our half-breed or mixed-blood relatives do not share in payments made to the tribe without consent of the chiefs and headmen, who designate by name what mixed-bloods, and how many of their children, should participate.

Such was the custom and practice in 1870 and prior thereto and this has never been changed. Sufficient and conclusive proof of such law and custom can be had by an examination and investigation of all the rolls of the tribe.

Therefore, we, the undersigned chiefs and headmen of the various bands and sub-bands of the Ottawa and Chippewa tribe of Indians of Michigan following the traditions and customs of the tribe hereby designate the persons who were enrolled with the tribe in 1870 as mixed-bloods or half-breeds, and, while agreeing that they may be enrolled on the roll now in preparation by Special Agent Horace B. Durant, and participate in the distribution of funds awarded to us by the judgment of the Court of Claims, if living,-- at the same time we do most solemnly and earnestly protest against the enrollment of such of the children or other descendants of the within named half-breeds or mixed-bloods as were not enrolled with the tribe in 1870,--

Mixed-bloods of the Mackinac Band.

| Number and page on the roll of 1870 | Name |
|-------------------------------------|---------------------------------------|
| 20-11 | George La Belle |
| 24-11 | Leon Belonzhay |
| 25-11 | Paul Aslin |
| 26-11 | Modor Dophena |
| 27-11 | Alex Dophena |
| 28-11 | Thomas Ward |
| 29-11 | Louis Belonzhay |
| 30-11 | Mrs. Mary Walkerton's children |
| 3-12 | John B. Cadotte |
| 5-12 | Augustus Cadotte |
| 8-12 | Mrs. Hyacinthe Dophena Jr. |
| 12-12 | Mrs. Francis Dophena |
| 14-12 | Mrs. Mary Perrow |
| 20-12 | Joset Pond |
| 25-12 | Mrs. Phillamen Fartan |
| 1-13 | Mrs. Agatha Biddle |
| 2-13 | Mrs. Louis Maishtann |
| 3-13 | Mrs. Andrew Moran |
| 4-13 | Mrs. Edward Lasley |
| 5-13 | Mrs. Joseph Karrow |
| 6-13 | Mrs. Charles Bennett |
| 7-13 | Mrs. Wm. Karrow |
| 8-13 | Mrs. Louis Cadotte |
| 9-13 | Mrs. Alice Cushway |
| 10-13 | Mrs. Henry Karrow |
| 11-13 | Mrs. Ignatus Pelotte |
| 12-13 | Mrs. Sarah & Louisa & Charles Lalotte |
| 13-13 | Mrs. Francis Restoul |
| 14-13 | Mrs. Joseph Fountain |
| 15-13 | Mrs. Francis Johnston |
| 16-13 | Mrs. Henry Hudwin's children |
| 17-13 | Mrs. Betsey Champaigne |
| 18-13 | Mrs. Daniel Moore |
| 19-13 | Mrs. David Kniffin |
| 20-13 | Mrs. Vital Bourassaw |
| 21-13 | Mrs. Francis Martin |
| 22-13 | Mrs. Peter Jacobear |
| 23-13 | Mrs. Hyacinth Dophena, Sen'r |
| 24-13 | Miss Hester Torriew & sister & Peter |
| 25-13 | Mrs. Michael Kuthron |

| | |
|-------|--------------------------|
| 26-13 | Mrs. Paul Belonzhay |
| 27-13 | Mrs. Charles Roussain |
| 28-13 | Mrs. Thomas Villaire |
| 29-13 | Mrs. Mary A. Karrow |
| 30-13 | Mrs. Bela Chapman |
| 31-13 | Mrs. Ambrose Davenport |
| 32-13 | Mrs. Joseph Lelotte |
| 33-13 | David Robinson |
| 34-13 | Mrs. Sarah Champaign |
| 35-13 | Mrs. Alice Lelone |
| 36-13 | Mrs. Isaac Blanchard |
| 37-13 | Miss Martha Tanner |
| 38-13 | Mrs. Louis Beaubien |
| 39-13 | Mrs. Joseph Chenerow |
| 40-13 | Miss Joseph Laslin |
| 41-13 | Miss Nancy McGuphin |
| 42-14 | Mrs. Wm. Davenport Sr. |
| 43-14 | Mrs. Louis Belonzhay |
| 44-14 | Mrs. Joseph Me naw saw |
| 45-14 | Mrs. Samuel LeBlanc |
| 46-14 | Mrs. Louis St. Onge |
| 47-14 | Mrs. Rosalie Louisignon |
| 48-14 | Mrs. Benjamin Rice |
| 49-14 | Mrs. Benj. McGulphin |
| 50-14 | Mrs. Henry Valencourt |
| 51-14 | Mrs. Jane Lancour |
| 52-14 | Mrs. Mary McGalphin |
| 53-14 | Mrs. Moses Maillet |
| 54-14 | Mrs. Angeline Louisignon |
| 55-14 | Miss Lizzette Martin |
| 56-14 | Miss Mary Bazinette |
| 57-14 | Edward Karrow |
| 58-14 | Mary LeDuke |
| 59-14 | Angel Robinson |
| 60-14 | Alixse Dolphena |
| 61-14 | Margaretta Thompson |
| 62-14 | Josephine La Pierre |
| 63-14 | Mama Watch |
| 64-14 | Mrs. Peter Closs |
| 65-14 | Victoria Peltier |
| 66-14 | William Vallaire |
| 5-15 | Mrs. Samuel Vallaire |
| 16-15 | Fredk. Levake |

| | |
|-------|----------------------------------|
| 19-15 | Louis Pond |
| 21-15 | Mrs. Charles Belonzhay |
| 22-15 | Cyril Rebaskaw |
| 23-15 | Mrs. Fredk. Levake, Sr. |
| 26-15 | Mrs. Louis Bennett |
| 27-15 | Francis Hubert |
| 28-15 | George Lasley |
| 29-15 | Louis Martin |
| 30-15 | Charles Levake |
| 35-15 | Alixse Perance (or Perrow) |
| 37-15 | Antoine Martin |
| 38-15 | Francis Martin |
| 42-16 | Mrs. Higgins |
| 44-16 | John Graham |
| 45-16 | Mrs. Louis Lushway |
| 46-16 | Mrs. Alixse Labutt |
| 48-16 | Louis Graham |
| 49-16 | Madam Bodwaine |
| 50-16 | Madam Champaigne |
| 51-16 | Catharine Lazaire |
| 13-15 | Oge maw we ninne or Ambrose Corp |
| 52-16 | Mrs. Trombly |
| 54-16 | Mrs. Angelique Martin |
| 55-16 | John B. Rebeau |
| 57-16 | Angelique Truckey |
| 58-16 | Louis Recklee |
| 60-16 | Joseph Labelle |
| 61-16 | George Bourassaw |
| 63-16 | Mrs. Rebanskaw |
| 64-16 | Nancy Newton |
| 65-16 | Rose Grundain |
| 66-16 | Batis Levake |
| 70-16 | Louis Martin, Sr. |
| 2-17 | Wm. Andrews, Sr. |
| 4-17 | John B. Bazinet |
| 6-17 | Mrs. Simon Martin |
| 9-17 | Wm. Andrews, Jr. |
| 11-17 | Joseph Bazinet |
| 12-17 | Mrs. Charles Fountain |
| 16-17 | Mrs. John Andrews |
| 17-17 | John B. Karrow |
| 19-17 | Mrs. Isaac La Pian |
| 20-17 | Andrew Fountain |

I, Louis La Sage, hereby certify that I have this day read the foregoing petition to the undersigned chiefs & head men of the Mackinac Band, and have fully explained the same to them in the Indian language; & that they fully understand the same, and that they signed the same in my presence.

Louis Lasage

In witness whereof we have hereunto affixed our signatures this 9th day of August 1909. In behalf of the Mackinac Band.

Amable *his X mark* Ance Chief
Joseph *his X mark* Mesawtego headman
Francis *his X mark* Graham headman

witness to signatures by mark
Horace B. Durant, Spl. Agt.
Louis Lasage
Ed Boucha

I hereby certify to the correctness of the above petition, that the same is fully understood by the signers who sufficiently understand the English language to comprehend the meaning thereof and its effect.

Horace B. Durant,
Spl. Ind. Agent

Aug. 9, 1909
St. Ignace, Mich.

* * * *

The Honorable
Commissioner of Indian Affairs.

Sir:

According to a long established law and custom of our tribe our half-breed or mixed-blood relatives do not share in payments made to the tribe without consent of the chiefs and headmen, who designate by name what mixed-bloods, and how many of their children, should participate.

Such was the custom and practice in 1870 and prior thereto and this has never been changed. Sufficient and conclusive proof of such law and custom can be had by an examination and investigation of all the rolls of the tribe.

Therefore, we, the undersigned chiefs and headmen of the various bands and sub-bands of the Ottawa and Chippewa tribe of Indians of Michigan following the traditions and customs of the tribe hereby designate the persons who were enrolled with the tribe in 1870 as mixed-bloods or half-breeds, and, while agreeing that they may be enrolled on the roll now in preparation by Special Agent Horace B. Durant, and participate in the distribution of funds awarded to us by the judgment of the Court of Claims, if living,-- at the same time we do most solemnly and earnestly protest against the enrollment of such of the children or other descendants of the within named half-breeds or mixed-bloods as were not enrolled with the tribe in 1870,--

Mixed-bloods of the Sault Ste. Marie Band.

| Number and page on the roll of 1870 | Name | Page |
|---|------------------------|------|
| 3 | Francis Gurnoe | 1 |
| 8 | Louisa Piquette | 1 |
| 9 | Julia Contois | 1 |
| 10 | Charles Piquette | 1 |
| 12 | Mrs. Wm. Cameron | 1 |
| 13 | Arthur Edwards | 1 |
| 14 | Julia Brullia | 1 |
| 21 | Ellen Edwards | 1 |
| 29 | Daniel Caddotte, 2d | 1 |
| 42 | Mary Ann Tebow | 2 |
| 46 | Jane Tebow | 2 |
| 48 | Susan Sanders | 2 |
| 49 | Angeline Mallet | 2 |
| 50 | Mary Labut | 2 |
| 1 | John M. Johnson | 3 |
| 4 | Edward Ashman | 3 |
| 6 | John Gurnoe | 3 |
| 7 | John B. Nolin | 3 |
| 11 | Mrs. Alixse Cadotte | 3 |
| 12 | John Cotay | 3 |
| 13 | Henry Thomas | 3 |
| 16 | John Roussain | 3 |
| 17 | Mrs. Francis Belonzhay | 3 |
| 18 | Madam Le Coy | 3 |
| 20 | Mrs. Widow Edwards | 3 |
| 23 | Charles Cadotte | 3 |
| 24 | Eli Gurnoe | 3 |
| 25 | Antoine Piquette | 3 |
| 26 | Joseph Ke che o jibway | 3 |

| | | |
|----|------------------------------|--|
| 27 | William Johnson | 3 |
| 31 | Samuel & Jane Johnson | 3 |
| 32 | Louis Cadotte, Jr. | 3 |
| 33 | Madam Le Say | 3 |
| 34 | Mrs. Edward Bois vain | 3 |
| 36 | Mrs. Stiles | 3 |
| 39 | Mrs. Thos. Ermatinger & Bro. | 3 |
| 40 | Josephine Lalone | 3 |
| 42 | Michael Nolan | 3 |
| 45 | Mrs. Battist Plant | 4 |
| 47 | Joseph Rouleau | 4 |
| 48 | Julia Barry | 4 |
| 49 | Mrs. John Ermatinger | 4 |
| 51 | Mrs. Joseph Meneklier | 4 |
| 52 | John B. Baudrie | 4 |
| 54 | Mrs. Francis Denoyer | 4 |
| 56 | Mrs. William Stafford | 4 |
| 57 | Mrs. Henry Hudson | 4 |
| 58 | Mrs. J.B. Campbell | 4 |
| 59 | Peter McFarlin | 4 |
| 60 | Mrs. Chas. Buck | 4 |
| 61 | Ellen Roussain | 4 |
| 62 | Mrs. Angelique Lafoe | 4 |
| 63 | Narcisca Brisbois | 4 |
| 64 | Pierre Tardieffe | 4 |
| 65 | Mrs. Shearer | 4 |
| 66 | Pascal Lalone | 4 |
| 69 | Angelique Bushay | 4 |
| 70 | Margaret Pryor | 4 |
| 71 | Justina Roussain | 4 |
| 2 | Mrs. Simon Teeple | 5 (except the children of George Teeple who married an Indian) |
| 5 | John Cadotte | 5 |
| 6 | Henry Cotay | 5 |
| 8 | Thos. Shaw | 5 |
| 9 | Mrs. Antoine Roussain | 5 |
| 13 | Wm. Merow | 5 |
| 14 | Sarrer Labruche | 5 |
| 16 | Charles Butterfield | 5 |
| 18 | William Shaw | 5 |
| 19 | Mrs. Louis Gurnoe | 5 |
| 21 | Mrs. Henry Plant | 5 |
| 22 | Mrs. Leon Brunno | 5 |

| | | |
|----|-------------------------|---|
| 23 | George Brown | 5 |
| 25 | Louis Shaw | 6 |
| 27 | Louis Cadotte | 6 |
| 28 | Mrs. Francis Ladebouche | 6 |
| 29 | Mrs. Abraham McCoy | 6 |
| 30 | Mrs. Alexander Meshaw | 6 |
| 36 | Eliza Johnson | 6 |
| 38 | John Ladebouche | 6 |
| 42 | Charles Mirow | 6 |
| 43 | Mrs. Charles Ermatinger | 6 |
| 45 | Mrs. Capt. Peck | 6 |
| 46 | Jenevieve Martell | 6 |
| 47 | Josephine Dollar | 6 |
| 3 | Alexis Bazinette | 6 |
| 4 | James Cameron | 6 |
| 6 | John George Johnson | 6 |
| 8 | Wm. Bwaw | 6 |
| 10 | Mrs. Francis Labrauche | 6 (except children of Xavier Labrauche who married and Indian (Waishkey)) |
| 3 | Mrs. Hosea Smith | 7 |
| 13 | Mrs. Charles Buck | 7 |
| 32 | Julius Barry | 7 |
| 34 | Mrs. Louis Miniklier | 7 |
| 37 | Mary Tallien | 7 |
| 38 | Margaret Burkume | 7 |
| 18 | Joseph Vernore | 8 |
| 24 | Mrs. Catherine Laisk | 8 |
| 26 | Charlotte Gerau | 8 |
| 27 | Maria Grant | 8 |
| 33 | Mrs. Baptist Lalone | 8 |
| 9 | Mrs. Hugh Foster | 9 |
| 22 | Mrs. George Britt | 9 |
| 5 | Way zhe baum | 9 |
| 18 | Mrs. Charles Link | 9 |

In witness whereof we have hereunto affixed our signatures this 5th day of August 1909. In behalf of the Sault Ste. Marie Band.

Louis Shawano *his X mark* Chief

Chas. Marshall

Daniel Edwards *his X mark* awbedawsung Chief

Andrew Waishkey Chief

Wellam Waishkey Chief
Daniel Sky
Edward Thomas
Samuel Waishkey
John B. Waishkey
John Aishquagon *his X mark*
Mr. Mike Mendoshkey Chief

I, Andrew Waishkey, do hereby certify that I have interpreted this petition to the signers thereof and that they fully understand the same, and that they signed in my presence.

Andrew Waishkey Interpreter

I hereby certify that the within petition and Interpreter's certificate were signed in my presence by the individuals whose signatures are affixed thereto.

Horace B. Durant

Sugar Island, Mich.
August 5, 1909.

SOURCE: NARG75, M2039, R4, 413-431.

§ § §

Land—
Population
86522-1909

Nov. 20, 1909

Ottawa and Chippewa
enrollment.

Horace B. Durant, Esq.,
Ex-Special United States Indian Agent,
Miami, Oklahoma.

Sir:

The roll of Ottawa and Chippewa Indians of Michigan forwarded with your letter of October 28, 1909, has been examined and certain discrepancies have been found therein.

Before submitting the roll to the Secretary of the Interior the Office would like to have you explain the discrepancies indicated, a list of which is inclosed herewith. Further, it is suggested that

you kindly go over the field notes and check the names entered therein against the carbon copy of the roll prepared by you, to the end that should any inaccuracies, double enrollments, etc., appear they may be corrected before the roll is submitted for approval.

The field notes and the carbon copy of the roll have been sent you by express and should be returned with your explanation and such further report, if any, as you may want to submit.

Please acknowledge the receipt of the roll and field notes, and make this matter special in order that the payment to the Indians entitled may not be unnecessarily delayed.

Very respectfully,
C.F. Hauke,
Chief Clerk.

Memoranda of Enrollments on which Explanations are desired.

| No. | Name | Page. |
|----------------------|---|---------------|
| 1094 11-3 | Cadreau, Angeline not enrolled. | 47 |
| 1569 4462 1644 | Congdon, Eva McDaquett, Eva double enrollment | 67, 69 195 |
| 1578 | Crokey, Keshegoquay No authority. | 66 |
| 26 27 | Aishquagwon, Jno. Aishquagwon, Mrs. (E) No a. | 1 |
| 150 | Andrews, Mary E. No a. | 7 |
| 199 | Aishconock, Eliz. No a. | 9 |
| 302 | Ahko, Jane No a. | 13 |
| 648 | Belongea, Maria | 29 |

| | | |
|----------|--|-----|
| | No a. | |
| 685 | Bebineau, Chas. No a. | 30 |
| 747 | Bourassaw, Levi | 30 |
| 6840 | Tadgwasung, Levi Double enrollment. | 301 |
| 550 | Boucher, Mary No a. | 24 |
| 868 | Beaver, Lizzie No a. | 38 |
| 896 | Bird, Louisa No a. | 39 |
| 955 | Bailey, Nancy No a. | 41 |
| 983 | Bailey, Sophia No a. | 42 |
| 1043 | Baker, Sarah No a. | 45 |
| 1085 | Cameron, Rosalie No a. | 47 |
| 1126 | Cameron, Mary No a. | 49 |
| 1280 (?) | Carrow, Mary A. or Karrow Not enrolled under K. | 54 |
| 1286 | Carrow, Mary No a. | 55 |
| 1331 | Corp, Agnes No a. | 56 |
| 1550 | Chinggwon, Emma | 65 |

| | | |
|------|------------------------------|-----|
| | No a. | |
| 1631 | Coon, Joe No a. | 68 |
| 1675 | Davenport, Julia No a. | 73 |
| 1761 | Davenport, Laura No a. | 76 |
| 1842 | David, Sarah No a. | 80 |
| 1980 | Fountain, Jennie No a. | 89 |
| 1988 | Frishette, Geo. No a. | 89 |
| 2025 | Fountain, Christina No a. | 91 |
| 2049 | Fountain, Mary Ann No a. | 92 |
| 2247 | Graham, Angeline No a. | 109 |
| 2296 | Gilbert, Elizabeth No a. | 102 |
| 2302 | Gilbert, Marg. No a. | 103 |
| 2337 | Gould, Harriet No a. | 103 |
| 2437 | Hudson, Mary No a. | 109 |
| 2451 | Hatch, Catharine No a. | 110 |

| | | |
|------|---|-----|
| 2696 | Isaac, Annie No a. | 119 |
| 2823 | Jackson, Marg. No a. | 125 |
| 2832 | John, Alice No a. | 125 |
| 2860 | Jackson, Maggie No a. | 126 |
| 2920 | Johnson, Mary No a. | 128 |
| 3088 | Kewagoskum, Alice No a. | 137 |
| 3129 | Kewaykendo, Mary No a. | 139 |
| 3227 | Kesis, Mary No a. | 143 |
| 3267 | Kesheta, Susie No a. | 144 |
| 3262 | Kesheta, Louis, or Trosko No enrollment under "T". | 144 |
| 3366 | LaPointe, Lucy No a. | 148 |
| 3468 | Laquea, Ruth No a. | 153 |
| 3537 | Lavake, Cath. No a. | 156 |
| 3626 | LaCroix, Mary E. No a. | 159 |
| 3641 | Louis, Eliza | 159 |

| | | |
|------|-------------------------------|-----|
| | No a. | |
| 3685 | Louis, Julia No a. | 162 |
| 3687 | Louis, Jennie No a. | 162 |
| 3729 | Lawrence, Mary No a. | 164 |
| 3927 | Muscoe, Jennie No a. | 173 |
| 3957 | Martin, Mary No a. | 174 |
| 3988 | Misatago, Alway No a. | 175 |
| 3991 | Mesawtego, Marg. No a. | 175 |
| 4117 | Micksawby, Abbie | 181 |
| 4118 | Micksawby, Enos No a. | 181 |
| 4175 | Mawtance, Mary No a. | 183 |
| 4257 | Moses, Eliza No a. | 187 |
| 4265 | Martell, Rosie No a. | 187 |
| 4420 | Mitchell, Jane No a. | 193 |
| 4461 | Mawcawdayoquot, Mary No a. | 195 |
| 4492 | Mawby, Susan | 196 |

| | | |
|--------|--------------------------------|-----|
| | No a. | |
| 4527 | McClellan, Christina No a. | 198 |
| 4620 | Mayongaybe, Sarah No a. | 201 |
| 4640 | Noah, Angeline No a. | 202 |
| 827 | Bird, Louis | 36 |
| 4684 | Double enrollment. | 204 |
| 4689 | Nawgawnawshe, Sarah No a. | 204 |
| 4693 | Naskaw, Mary A. No a. | 205 |
| 4962 | Oliver, Theresa No a. | 217 |
| 5006 | Osgood, Katie A. No a. | 220 |
| 5334 | Paysheninne, Theresa No a. | 233 |
| 5369 | Pongeshig, Marg. No a. | 235 |
| 5425 | Pego, Susan T. No a. | 237 |
| 5460 | Peters, Jane No a. | 239 |
| 5985 ½ | Smith, Maggie Not enrolled? | 263 |
| 6020 | Sagion, Sophia No a. | 267 |

| | | |
|--------------|--|------------|
| 6053 | Shomin, Lucy No a. | 267 |
| 6151 | Shawwawnegwawnaybe, Mary No a. | 272 |
| 6196 6197 | Simon, Rosie Simon, Josette No a. | 274 |
| 6221 | Shawwawnawsegay, Christina No a. | 274 |
| 6273 | Sigwate, Josephine No a. | 277 |
| 6275 | Sigwat, Anges No a. | 277 |
| 6285 | Sagato, Mary Ann No a. | 277 |
| 6316 | Shawkoo, Susan No a. | 279 |
| 6322 | Sands, Lucy No a. | 279 |
| 6363 | Sishway, Mary No a. | 280 |
| 6489 | Shaygonaybe, Alice No a. | 285 |
| 3297 6496 | Kaybayosay, Paul Sagie, Paul Double enrollment. | 146 286 |
| 446 6525 | Armstrong, Mrs. Lydia Smith, Mrs. David Double enrollment. | 19 287 |
| 6574 | Shoshoguay, Marg. | 288 |

| | | |
|----------|---------------------------------|-----|
| | No a. | |
| 6578 | Shoshoguay, Madeline No a. | 288 |
| 6584 | Sam, Charlie No a. | 289 |
| 6781-1/2 | Tekama, Eliz Not enrolled. | 298 |
| 6788 | Theodore, Jennie A. No a. | 299 |
| 6799 | Theodore, Laura E. No a. | 299 |
| 6835 | Trombly, Esther No a. | 301 |
| 6840 | Tadgwasung, Levi B. No a. | 301 |
| 6896 | Waishkey, Ellen No a. | 304 |
| 6906 | Waishkey, Edward No a. | 305 |
| 7028 | Wahsaquom, Mary No a. | 310 |
| 7030 | Waindawsawmosay, Bedah No a. | 310 |
| 7035 | Willis, Lucy No a. | 310 |
| 7168 | Wahsayquom, Angeline No a. | 316 |
| 7200 | Wongezhick, Mary No a. | 318 |

| | | |
|------|---------------------------------|-----|
| 7214 | Wabinimke, Nancy No a. | 318 |
| 7223 | Wawsaykezhick Angeline No a. | 319 |
| 7253 | White, Jesse No a. | 320 |
| 7330 | Wawmegoose, Jennie H. No a. | 323 |

SOURCE: NARG75, M2039, R4, 374-382.

§ § §

Ottawa and Chippewa Enrollment

Land-
Population
86522-1909.
W.M.W.

Miami, Oklahoma
December 22, 1909.

The Commissioner
Of Indian Affairs.

Sir:

Replying to your communication of Nov. 20, 1909, above referred to, I have the honor to submit the following report.

| No. | Page | Name | Explanation. |
|--------------|-----------|------------------------------------|---|
| 1094 | 47 | Cadreau, Angeline not enrolled. | Enrolled as Angeline McDonald, #3814 |
| 1569 4462 | 67 195 | Congdon, Eva McDaquett, Eva | Yes: #1569 is also enrolled as #4462; same person |

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|------|-----|---------------------|-------------------|---|
| 1644 | 69 | | double enrollment | |
| 1578 | 66 | Crokey, Keshegoquay | no authy. | On 1870 roll with husband No. 26 p. 55 field notes & '70 roll. |
| 26 | | Aishquagwon, John | | Both on orig. 1870 roll. No. 20 p. 9. |
| 27 | 1 | Aishquagwon, Mrs. | No authy. | |
| 150 | 7 | Andrews, Mary E. | | Belongs to family of Mrs. Louis St. Onge, #46 p. 14. |
| 199 | 9 | Aishconock, Eliz. | | On 1870 roll with husb. #82 p. 22. |
| 302 | 13 | Ahko, Jane | | A daugh. of #5 p. 40 roll of 1870. |
| 648 | 29 | Belongea, Maria | | Unable to trace family but enrolled by authy. of headmen at Cross Village, Mich. |
| 685 | 30 | Bebineau, Chas. | | Adopted child enrolled by auth. tribe. Of chiefs & headmen. Is of Indian blood of this tribe. |
| 747 | 30 | Bourassaw, Levi | | Is double enrollment; #747 is numbered by mistake. |
| 6840 | 301 | Tadgwasung, Levi | | |
| 550 | 24 | Boucher, Mary | | A descendant of the tribe; family not traced enrolled by authy. of chiefs & headmen. |
| 868 | 38 | Beaver, Lizzie | | Family not traced but enrolled by authy. of chiefs at St. Jacque's Mich. |
| 896 | 39 | Bird, Louisa | | Daugh. of Mitchell Ance #1; #18 p. 42; her husb. Joe Bird should be checked in blue pencil., drew from Canada. |
| 955 | 41 | Bailey, Nancy | | On 1870 roll with husb. (Lucy Elliot Bailey was never "married" to him and the statement that she is his 1 st wife is misleading. See field notes #20 p. 54) |
| 983 | 42 | Bailey, Sophia | | On roll 1870 by herself; see #8 p. 56 field notes. |

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| 1043 | 45 | Baker, Sarah | Family identity not thoroughly established. No authy. except statement of husb. In letter attached to field notes. |
| 1085 | 47 | Cameron, Rosalie | Child of #11 p. 7 roll of 1870; see F.N. (Field notes) |
| 1126 | 49 | Cameron, May | Enrolled by authy. of chiefs; see F.N. #1 p.5 |
| 1280 1280-1/2 | 54 | Carrow, Mary A. or Karrow | Should be enrolled under "Carrow", F age 111, address: County Poor House, Cheboygan, Mich. See F.N. #29 p.13 |
| 1286 | 55 | Carrow, Mary | With husb. In 1870 See F.N. #17 p.17 |
| 1331 | 56 | Corp, Agnes | Nee Paquin, (pronounced Parkey) white, should not have been enrolled. |
| 1550 | 65 | Chinggwon, Emma | Grand-daugh. of #11 p.50 see F.N. |
| 1631 | 68 | Coon, Joe | Unable to trace family; testimony of the chiefs showed unquestioned right to enrollment |
| 1675 | 73 | Davenport, Julia | Child of #27 p.11 see F.N. |
| 1761 | 76 | Davenport, Laura | See Field Notes #37 p.15 |
| 1842 | 80 | David, Sarah | On 1870 roll with husb. |
| 1980 | 89 | Fountain, Jennie | See F.N. #31 p.1 |
| 1988 | 89 | Frishette, Geo. | See F.N. #43 p.3 enrolled with step-mother in 1870 |
| 2025 | 91 | Fountain, Christina | Nee Lalotte or Lazone, sister of #12 p.13 roll of 1870 |
| 2049 | 92 | Fountain, Mary Ann | Enrolled with husb. In 1870 |
| 2247 | 109 | Graham, Angeline | Same as above |
| 2296 | 102 | Gilbert, Elizabeth | Same as above |

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| 2302 | 103 | Gilbert, Marg. | Same as above |
| 2337 | 103 | Gould, Harriet | Daugh. of #18 p.42 roll of 1870 |
| 2437 | 109 | Hudson, Mary | error; should not have been enrolled. |
| 2451 | 110 | Hatch, Catharine | Child of #5 p.5 roll of 1870 See F.N. |
| 2696 | 119 | Isaac, Annie | Daugh. of #9 p.37 of roll 1870 See F.N. |
| 2823 | 125 | Jackson, Marg. | On 1870 roll with husb. |
| 2832 | 125 | John, Alice | Daugh. of #1 p.38 1870 roll; husb. enrolled by authy. of chiefs. |
| 2860 | 126 | Jackson, Maggie | On 1870 roll with husb. |
| 2920 | 128 | Johnson, Mary | Enrolled as #22 p.24 1870 |
| 3088 | 137 | Kewaygoshkum, Alice | See F.N. #5 p.38 |
| 3129 | 139 | Kewaykendo, Mary | With husband in 1870 |
| 3227 | 143 | Kesis, Mary | Family not traced testimony of chiefs sufficiently positive to give right to enrollment as a descendant of Beaver Island band |
| 3261 (not 3267) | 144 | Kesheta, Susie | Nee E-dowe-go-naby, daugh. of #62 p.21 1870 roll |
| 3262 | 144 | Kesheta, Louis, or Trotochow | Enrolled under T as Louis Trotochow #6760 p.298 of the roll submitted. |
| 3366 | 148 | LaPointe, Lucy | Daugh. of #67 p.4 1870 roll |
| 3468 | 153 | Laquea, Ruth | See F.N. #2 p.20 |
| 3573 | 156 | Lavake, Cath. | See Field Notes #13 p.15; husband is #16 p.15 1870 roll |
| 3626 | 159 | LaCroix, Mary E. | On 1870 roll with husb. See #16 p.15 |
| 3641 | 159 | Louis, Eliza | daugh. of #1 p.38 roll of 1870 see F. N. |

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| 3685 | 162 | Louis, Julia | See #11 p.52 Field Notes; referred to on roll submitted |
| 3687 | 162 | Louis, Jennie | daught. of James Blacksmith; see #19 and #20 p.50 F.N. |
| 3729 | 164 | Lawrence, Mary | Or Mary Petoskey, see field notes #21 p.57 & #106 p.22 |
| 3927 | 173 | Muscoe, Jennie | Nee Petoskey, member of Traverse Band, this tribe; testimony of chiefs |
| 3957 | 174 | Martin, Mary | erroneous enrollment |
| 3988 | 175 | Misatago, Alway | Could not trace family to 1870 roll; enrolled by authy. of chiefs of Mackinac tribe |
| 3991 | 175 | Mesawtego, Marg. | Same as above |
| 4117 | 181 | Micksawby, Abbie | orphan children of the tribe family not traceable to 1870 roll; adopted by Micksawby and enrolled by authy. of Chiefs at Pashabytown |
| 4118 | 181 | Micksawby, Enos | |
| 4175 | 183 | Mawtance, Mary | With husb. In 1870 |
| 4257 | 187 | Moses, Eliza | Family not traced to '70 roll; but enrolled upon testimony and authy. of chiefs at St. Jacques, Mich. |
| 4265 | 187 | Martell, Rosie | Same as above; authy. of chiefs at Cross Village |
| 4420 | 193 | Mitchell, Jane | See field notes #11 p.51 |
| 4461 | 195 | Mawcawdayoquot, Mary | On 1870 roll with husb. |
| 4492 | 196 | Mawby, Susan | Same as above |
| 4527 | 198 | McClellan, Christina | Same as above |
| 4620 | 201 | Mayongaybe, Sarah | Same as above |

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| 4640 | 202 | Noah, Angeline | Enrolled by authy. of chiefs & headmen at Charlevoix Mich. |
| 827 | 36 | Bird, Louis | Double enrollment; #4684 should be omitted |
| 4684 | 204 | | |
| 4689 | 204 | Nawgawnawshe, Sarah | On 1870 roll with husb. |
| 4693 | 205 | Naskaw, Mary A. | Daugh. of #6 p.31 F.N. |
| 4962 | 217 | Oliver, Theresa | Family not traced; enrolled by authy. of chiefs |
| 5006 | 220 | Osgood, Katie A. | explained fully on F.N. (Field notes) on #29 p.59 |
| 5334 | 233 | Paysheninne, Theresa | On '70 roll with husb. |
| 5369 | 235 | Pongeshig, Marg. | Same |
| 5425 | 237 | Pego, Susan T. | See F.N. #12 p.62 |
| 5460 | 239 | Peters, Jane | with husb. see #21 p.50 |
| 5985-1/2 | | Smith, Maggie not enrolled | enrolled as Maggie Belanger #607, see F.N. #5 p.9 |
| 6020 | 267 | Sagion, Sophia | Belongs to Sault Ste. Marie Band, this tribe nee Shawan. |
| 6053 | 267 | Shomin, Lucy | Daugh. of #4 p.20 |
| 6151 | 272 | Shawwawnegwawnaybe, Mary | erroneous enrollment |
| 6196 | | Simon, Rosie | See F.N. #28 p.30, by authy. of chiefs at St. Jacques |
| 6197 | 274 | Simon, Josette | |
| 6221 | 274 | Shawwawnawsegay, Christina | family not traced; by authy. of chiefs |
| 6273 | 277 | Sigwate, Josephine | Erroneous enrollment |
| 6275 | 277 | Sigwat, Anges | Same |

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| 6285 | 277 | Sagato, Mary Ann | enrolled on statement of Chiefs at St. Jacques. |
| 6316 | 279 | Shawkoo, Susan | Enrolled with husb. '70 see #11 p.39 |
| 6322 | 279 | Sands, Lucy | By authy. Northport chiefs. |
| 6363 | 280 | Sishway, Mary | With husb. in 1870 |
| 6489 | 285 | Shaygonaybe, Alice | See F.N. #2 p.58 |
| 3297 | 146 | Kaybayosay, Paul | double enrollment #6496 should be canceled |
| 6496 | 286 | Sagie, Paul | |
| 446 | 19 | Armstrong, Mrs. Lydia | Double enrollment #6525 to be canceled. |
| 6525 | 287 | Smith, Mrs. David | |
| 6574 | 288 | Shoshoguay, Marg. | See #2 p.38 F.N. |
| 6578 | 288 | Shoshoguay, Madeline | See #23 p.42 F.N. |
| 6584 | 289 | Sam, Charlie | See #2 p.58A—grandson of #1570 |
| 6781-1/2 | 298 | Tekama, Eliz | 60 yrs age, residence Cross Village, Mich. Family could not be traced but enrolled on testimony of Simon Kijigobenase, Chief, #3193 |
| 6788 | 299 | Theodore, Jennie A. | See F.N. #5 p.60 |
| 6799 | 299 | Theodore, Laura E. | See F.N. #10 p.61 |
| 6835 | 301 | Trombly, Esther | See F.N. #19 p.28 |
| 6840 | 301 | Tadgwasung, Levi B. | Son of #61 p.16 F.N. |
| 6896 | 304 | Waishkey, Ellen | Belongs to L'Anse Band of Chippewas |
| 6906 | 305 | Waishkey, Edward | See F.N. #1 p.5 |
| 7028 | 310 | Wahsaquom, Margaret | Enrolled as Margaret Peters being separated from Wahsaquom, #5278 #7028 to be canceled see F.N. 25 – 26 |

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| 7030 | 310 | Waindawsawmosay, Bedah | On 1870 roll with husb. See F.N. 2 – 23 |
| 7035 | 310 | Willis, Lucy | erroneous enrollment |
| 7168 | 316 | Wahsayquom, Angeline | Same |
| 7200 | 318 | Wongezhick, Mary | See F.N. 15 – 31. Entitled to enrollment but could not trace family |
| 7214 | 318 | Wabinimke, Nancy | An orphan of tribe; could not trace family entitled by authy. and testimony of Beaver Isle chiefs. |
| 7223 | 319 | Wawsaykezhick Angeline | See Field Notes 12 – 41 |
| 7253 | 320 | White, Jesse | grandson of #7 p.46 adopted by 11 – 46 Peter White #7251 this roll |
| 7330 | 323 | Wawmegoose, Jennie H. | daugh. of Wallace Hinman see 1 – 53 |

The duplicate copies of roll and the field notes are returned this day C.O.D. addressed to the Commissioner of Indian Affairs.

The key to the field notes is stated in my final report so that every name can be found on the family sheets in the field notes by the number opposite each name.

It is assumed that persons enrolled on the 1870 roll were at that time, and consequently, are now, members of the tribe.

Persons enrolled by authority of the chiefs were so enrolled upon their positive statements, in many instances corroborated by others of the tribe, whose credibility I had no reason to question and the best evidence obtainable.

I shall be very glad to be of any further service in this matter if called upon.

Very respectfully,
 Horace B. Durant
 Ex-Spl. U.S. Indian Agent.

SOURCE: NARG75, M2039, R4, 885-891.

§ § §

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS
WASHINGTON. Jan. 25, 1910

Land—
Population
References at close.

Ottawa and
Chippewa enrollment.

The Honorable
The Secretary of the Interior.

Sir:

This Office has the honor to submit herewith a letter dated October 28, 1909, and certain other reports from Horace B. Durant, a Special Indian Agent, who transmits a roll of the Ottawa and Chippewa tribe of Indians of Michigan made in accordance with the provisions of the Act of April 30, 1908 (35 Stat. L., 781), and under Departmental instructions of July 23, 1908.

The Special Agent explains at some length his method of procedure and the difficulties encountered in the work of tracing and identifying the members of this widely scattered tribe; and says that he enrolled 7396 persons, "all of whom are members or descendants of members enrolled in 1870" and living on March 4, 1907—the date of the judgment of the Court of Claims awarding to the said tribe "the sum of \$62,496.40, with interest thereon from the ninth day of March, 1885, at the rate of five per cent per annum".

He submits also a supplemental roll containing the names of 236 children born after March 4, 1907, and prior to August 1, 1908, to enable the Department to have a complete roll for the purpose of paying to the tribe pro rata the sum of \$9,786.69 now to its credit in the Treasury, and arising under the terms of the Treaty of July 31, 1855 (11 Stat. L., 631).

The claim of the Ottawa and Chippewa tribe upon which the roll was based was for certain stocks and bonds provided for by Article 4 of the Treaty of March 28, 1836 (7 Stat. L., 491); and the Secretary was directed by the Act of April 30, 1908, supra, "to make a complete roll of the Ottawa and Chippewa Indians of the State of Michigan entitled to participate" therein. The last payment to the tribe under treaty provisions was made in 1870; and that payment roll was used as a basis for the present enrollment.

MIXED-BLOODS:

On July 13, 1909, Mr. Durant reported that he found many persons of very little, if any, Indian blood on the 1870 roll who had intermarried with the tribe and been enrolled by "mere consent of the chiefs and headmen through friendship, sympathy or other influences"; that some of the children of mixed-bloods were placed on the roll and other children of the same parents refused membership, in accordance with the tribal custom by which the chiefs and headmen admitted only

such children “as the Indians desired or indicated”; that should the enrollment include all living descendants of heads of families many would be admitted who were not enrolled in 1870; and that the chiefs and headmen “were willing to permit the enrollment of all those half breeds who are now living and who were enrolled in 1870, but not the children of such half breeds”. In response to his categorical questions he was instructed in Office letter of July 19, 1909–

1. You should enroll all mixed-blood Ottawa and Chippewa Indians who were enrolled with the tribe in 1870.

2. Such of their children as were not at that time enrolled should not now be enrolled by you, nor should any of the descendants of such mixed bloods not enrolled in 1870 be entered on your final roll.

The facts as to the protest of the chiefs and other representatives of the tribe against the enrollment of any mixed bloods other than those whose names were borne on the roll of 1870, and also against the granting of such rights to their children, should be set out in full in your report, and you should designate, so far as practicable, the mixed bloods who are not to share in the payment to these Indians. The matter will then be submitted to the Secretary of the Interior for his consideration and final determination.

3. Such persons as have established their claims as descendants of the tribe, but have affiliated and received rights as members of other tribes and are now enrolled therewith, are not to be entered on your roll. In all cases of this kind the facts should be given in order that this phase of the matter may be submitted also to the Secretary of the Interior for determination.

Mr. Durant’s report of October 28, 1909, shows that he enrolled all descendants of those enrolled in 1870 and designated those (1613 persons, including mixed-blood children on the supplementary roll), to whom the chiefs and headmen protested, by a red check mark.

His reports show that the various Indian communities and groups still recognize chiefs and headmen and to some extent have maintained their tribal organization notwithstanding the treaty of 1855 by which such organization was to be dissolved; that the provision made for their mixed bloods in 1870 was in the nature of a settlement of such rights in the tribe as they had; that the tribe is now willing generously to give again to those enrolled in 1870 a share in the tribal benefits. It is shown also to be the tribal custom to designate what mixed bloods and their children should receive aid from the tribe; and that the several branches thereof protest strongly against permitting any mixed bloods not on the 1870 rolls and the children and other descendants of those enrolled at that time to share in the present award. The Special Agent has checked in red the mixed bloods and their descendants to whom the tribe protests, and recommends that they be not allowed to participate in the judgment.

RECOMMENDATION:

Considering all the facts in the case the Office is of opinion that these mixed bloods so protested against by the tribe should be excluded from sharing in the payment; and it is so recommended.

ENROLLMENT WITH OTHER INDIANS:

Three hundred and seventy-four Indians enrolled by the Special Agent were found to be receiving rights with other tribes—36 of this number getting benefits from the Canadian Government. They are checked in blue.

It is clear that these persons so designated have ceased to be members of the Ottawa and Chippewa community or tribe, and have voluntarily taken upon themselves a different status. They are, therefore, by Departmental instructions of July 23, 1908, excluded from sharing in the payment to be made the tribe.

RECOMMENDATION:

That these Indians so designated by the Special Agent be not permitted to share in the award and tribal trust funds.

PENDING APPLICATIONS:

The doubtful cases are those of Mrs. Amanda F. Smith and other descendants of Electra O. Hastings-Gibson, numbering 74 persons. In his special report of October 27, 1909, in this case, Mr. Durant says that while these persons are descendants by blood of the tribe, none of them appears on the 1870 roll, except Mrs. Isabelle Petoskey, who married a member of the tribe and was enrolled as his wife; that she and her children are enrolled for a share of the payment; that there are many families in Michigan who can trace their ancestry to the Ottawa and Chippewa tribe as it existed prior to 1870, but were not enrolled at that time; and that to enroll Mrs. Smith and her descendants and relatives would give them rights which the Department did not give them in 1870. He recommends that, with the exception noted, none of the descend- of Mrs. Hastings-Gibson be enrolled.

RECOMMENDATION:

After careful examination of the evidence submitted with the applications, the Office concurs in the finding of the Special Agent and recommends that the applications be rejected.

WALPOLE ISLAND, CANADA, CLAIMANTS:

As shown by Special Agent Durant's reports, he visited Walpole Island and other places in Canada and enrolled all members of the tribe entitled thereto. It appears from his roll that he entered thereon the names of 36 persons (checked in blue), who are receiving benefits with other tribes or from the Dominion Government.

With letters of October 5, November 2 and December 31, 1909, respectfully, Messrs. A.G. Chisholm, of London, Ontario, and William A. Robeson, an attorney of this city, submitted, with briefs and arguments, the applications of some 1224 persons of Ottawa and Chippewa descent residing on Walpole Island, for enrollment with the tribe. The matter was referred to the Special Agent who reported November 23, 1909, and January 10, 1910, to the effect that when he visited the place mentioned all claimants were given every opportunity to prove that they or their ancestors were enrolled with the tribe in 1870 and that they (applicants) were not receiving benefits, either directly or indirectly, from the Canadian Government; that these claimants failed to meet the requirements mentioned and were not enrolled by him.

In the brief filed December 1, 1909, the attorneys say that it is submitted in the endeavor to obtain a modification of the action of the Department of July 23, 1908, in directing that there should be enrolled—

those Indians who may be entitled and who may now be residing in Canada, provided that it is conclusively shown that they have not received, and are not receiving, any benefits from the Canadian Government, either directly or indirectly.

A careful examination of the lists submitted by these attorneys shows that the ancestors of nearly all of the Walpole Island claimants left Michigan prior to 1855—many of them in 1836—and were not parties to the Treaty of 1855 made with the tribe; and that all are receiving benefits of some sort as British Indians.

RECOMMENDATION:

In view of the Departmental instructions that such Indians should not be enrolled it is recommended that they be denied the rights sought.

The roll, as corrected for double allotments, etc., contains the names of 7,384 persons, including those checked in red and in blue. The Special Agent reports that he believes it contains the names of all members and their descendants borne on the 1870 roll and living on the date of that enrollment; that it is as correct and complete as it is possible for one to make; and that every application has been investigated and the claimants enrolled where found entitled.

RECOMMENDATION:

It is recommended that the roll with the corrections therein noted be approved so as to except from participation in the award mentioned those names checked in red and in blue pencil, and that the supplementary roll of the children born after March 4, 1907, and prior to August 1, 1908, be approved, also with the exception of those names checked in the colors indicated.

All the papers are submitted herewith.

Very respectfully,
R.W. Valentine
Commissioner.

Approved: Feb 18, 1910
Frank Pierce
Assistant Secretary.

SOURCE: NARG75, M2039, 808-815.

Land–Population
45533-1908
3086-1910
WMW

Payment to Ottawa
and Chippewa Indians.

May 18, 1910

Charles H. Dickson, Esq.,
Supervisor of Indian Schools,
Flandreau, South Dakota.

Sir:

Referring to Office instructions to you of April 20, 1910, assigning you to the duty of making payment to the Ottawa and Chippewa tribe of Indians of Michigan of the moneys to their credit in the Treasury arising from the judgement of the Court of Claims rendered March 4, 1907, and of the amount found to the credit of that tribe under the terms of the Treaty of July 31, 1855 (11 Stat., L., 621), the following instructions are given for your guidance:

The Court of Claims on March 4, 1907, awarded to the tribe mentioned the sum of \$62,496.40 and interest thereon from the 9th day of March, 1885, at the rate of 5% per annum; and the judgment and interest amounting to \$131,188.94 was appropriated by the act of Congress approved February 15, 1908 (35 Stat., L., 6-27). The attorneys representing the tribe were allowed by the Court of Claims 15% of the amount recovered, and accordingly were paid \$19,678.34 as fees.

In addition to the funds above mentioned the Comptroller of the Treasury in a decision of June 26, 1902, held that certain moneys amounting to \$9786.69 and arising under the terms of the Treaty of July 31, 1955, with the tribe, were erroneously covered into the surplus funds of the Treasury, and should be placed again to its credit.

By the Act of April 30, 1908 (35 Stat., L., 70) Congress directed the Secretary of the Interior to make a complete roll of the tribe entitled to participate in the funds mentioned, and directed also that the expenses of making the roll should be paid our of the moneys found due the said Indians.

The roll was approved by the Secretary of the Interior February 18, 1910; and a pay roll has been prepared therefrom which contains the names of 5442 members of the tribe living on March 4, 1907, and therefore entitled to share in the judgment of the Court of Claims, and also the names of 202 children born after that date and prior to August 1, 1908, the date of completing the roll in the field.

The sum of \$105,758.69 remains to be disbursed to the 5442 approved members of the tribe—a per capita of \$19.43. The \$9,786.69 to be paid to the 5442 members of the tribe, plus the 202 born after the date of the judgment—a total of 5644 persons—will be divided equally, making a per capita of \$1.74. Thus it is seen that the total per capita to be paid the 5442 members of the tribe will

be \$21.16, and that the children born subsequent to the date of the award will receive a per capita of only \$1.74.

In order that the total amount available may be distributed to those entitled, leaving no balance to be returned to the Treasury, the per capita amounts have been fixed as follows:

| | |
|--|---------|
| Nos. 1-3379, inclusive | \$21.16 |
| Nos. 3380-3387, inclusive | 21.17 |
| Nos. 3388-5442, | 21.18 |
| Nos. 5443-5644, inclusive (being the 202 children referred to) | 1.74 |

The First Assistant Secretary of the Interior on May 17, 1910, approved the pay roll containing the names of 5644 persons, and also showing the per capita amounts the various members of the tribe will receive. The approved pay roll (in triplicate) and a copy of Department letter of May 17, 1910, approving the roll and authorizing you to make the payment, are inclosed herewith.

In submitting his report Special Agent Durant gave a concise history of the locations of the various bands of Ottawa and Chippewa, and set out briefly how the principal groups could be reached and where they would be found. For your information his report and a copy of the roll prepared by him are inclosed, to the end that should questions arise regarding identity, location, etc., you may by referring thereto be able to find the persons to whom the money is to paid.

You are directed to visit the following places in the order in which they are named:

- Scottville, Mason County.
- Traverse City.
- Northport.
- Petoskey.
- Hart.

In this connection there is inclosed a letter of April 14, from Wm. J. Masquskey, who asks that his share be paid him at the Michigan State Prison.

It will be necessary for you in disbursing the money to employ the services of an interpreter. James M. Paul, whose address is given as Omena, Michigan, acted as interpreter for Special Agent Horace B. Durant while making the enrollment in the field, and it is suggested that you employ him to assist you as interpreter, for the reason that it is believed he is well acquainted with the Indians and their places of residence, and will be of considerable assistance to you in locating them.

The method to be pursued by you in making the payment and giving ample notice of time and place thereof to those entitled to share in the award and other funds mentioned will, of course, be left largely to your judgment and discretion.

The funds to be used in making the payment will be placed to your credit with the United States Sub-Treasurer at Chicago, Illinois, in installments of about \$14,000 each; and when you shall have nearly expended the amount of one installment, you should wire the Office the state of your balance, in order that the next installment may be sent you promptly, so that no delay in continuing the payment will be occasioned.

As far as it has been practicable with the information before the Office, the members of

families have been enrolled together in groups, and in making the payment you are directed to pay to each person eighteen years of age or over, by means of your official check, his or her own share. The shares of minors may be paid to their parents or to the persons who have the care and custody of such minors. The shares of incompetents, by which is meant those persons who are unable by reason of imbecility, insanity or other disqualifying conditions, to manage their own affairs, should be paid to the guardians or other persons having the care of such incompetents.

Should any points arise not covered by the foregoing instructions and upon which you desire information, you should submit them promptly to the Office for its consideration and further instructions if deemed necessary.

Very respectfully,
R.G. Valentine,
Commissioner.

SOURCE: NAGR75, M2039, R4, 747-751.