

3. Treaty of May 6, 1828, 7 Stat. 311.

4. Treaty of 1828, 7 Stat. 311, Article 5 and 6.

TREATY WITH THE CHEROKEES 1835

ARTICLE 5. The United States hereby covenant and agree that the lands ceded to the Cherokee Nation in the foregoing article shall, in no future time without their consent, be included within the territorial limits or jurisdiction of any State or Territory. But they shall secure to the Cherokee Nation the right by their national councils to make and carry into effect all such laws as they may deem necessary for the government and protection of the persons and property within their own country belonging to their people or such persons as have connected themselves with them: provided always that they shall not be inconsistent with the constitution of the United States and such acts of Congress as have been or may be passed regulating trade and intercourse with the Indians; and also, that they shall not be considered as extending to such citizens and army of the United States as may travel or reside in the Indian country by permission according to the laws and regulations established by the Government of the same.

5. Treaty of August 6, 1846, 9 Stat. 871, Article 5.

TREATY WITH THE CHEROKEES

AUGUST 6, 1846

ARTICLE 1. That the lands now occupied by the Cherokee Nation shall be secured to the whole Cherokee people for their common use and benefit; and a patent shall be issued for the same, including the eight hundred thousand acres purchased, together with the outlet west, promised by the United States, in conformity with the provisions relating thereto, contained in the third article of the treaty of 1835, and in the third section of the act of Congress, approved May twenty-eighth, 1830, which authorizes the President of the United States, in making exchanges of lands with the Indian tribes, "to assure the tribe or nation with which the exchange is made, that the United States will forever secure and guaranteed to them, and their heirs or successors, the county so exchanged with them; and, if they prefer it, that the United States will cause a patent or grant to be made and executed to them for the same: Provided, always, That such lands shall revert to the United States, if the Indians become extinct, or abandon the same."

6. Treaty of July 19, 1866, 14 Stat. 799, Article XXVII.

TREATY WITH THE CHEROKEE INDIANS

JULY 19, 1866

ARTICLE XXVI. The United States guaranteed to the people of the Cherokee Nation the quiet and peaceable possession of their country and protection against domestic feuds and against hostilities of other tribes. They shall also be protected against inter[r]uptions or intrusion from all unauthorized citizens of the United States who may attempt to settle on their lands or reside in their territory. In case of hostilities among the Indian tribes, the United States agree that the party or parties commencing the same shall, so far as practicable, make reparation for the damages done.

ARTICLE XXXI. All provisions of treaties, heretofore ratified and in force, and not inconsistent with the provisions of this treaty, are hereby reaffirmed and declared to be in full force; and nothing herein shall be construed as an acknowledgement by the United States, or as a relinquishment by the Cherokee Nation of any claims or demands under the guaranties of former treaties, except as herein expressly provided.