Indian Protest to the Great Father.

Parties up from the North furnish us with a copy of what purports to be a protest of the Blackfeet, Blood and Piegan Indians against the provisions of the act of Congress approved April 15, 1874, to establish a reservation for certain Indians in the Territory of Montana. The act complained of is that based upon the petitions of very many citizens of this and neighboring counties, who strongly favored a change in the boundary lines of the reservation as originally set off, by order of President Grant. By the act of April 15 the reservation limits were contracted even more than was asked by the citizen petitioners, which act the Indians do not appear to look upon with complacency, judging by their address or protest, printed below:

Great Father Grant:—We, your red children, the Blackfeet, Blood and Piegan tribe of Indians, who dwell far north and toward the setting sun, unite in sending you greeting: We want some of our chiefs and white men to meet and talk with you about the great wrongs which threaten us, but the distance is so great we cannot go unless you send for us. We hear it in the wind that comes from the East, that another great portion of our country is to be taken from us.

This is the country in which our tribes and our ancestors have lived, since a time when no man can remember. Our country was watered by the rivers now known as the Sun River, the Teton and Marias, the Dearborn and Blackfoot—away to the Missouri river, east, and the mountains west, and to the north beyond the British line. In this country our families have been reared and taught the traditions of our great warriors, many seasons before the white man was heard of by us; and here our ancestors are buried.

The valleys of the Dearborn, the Blackfoot and Sun rivers, you have taken from us; we have given them up, and we are at peace with our white brothers. Our hearts are warm; our words are true.

This country, between the Teton and Marias rivers, is very dear to us. Here we pasture our horses in winter, and hunt the buffalo for meat to feed our families.

This is our winter hunting ground, and in the name of justice we now offer our united protest against being driven from this, into the deep and frozen snows north of the Marias, or still further away—to starve.

Neither our wishes nor our rights have been consulted in this new and unjust scheme to take our best country from us. Our children are gradually learning the ways of civilized life, and we have no country remaining but this so suitable for them to engage in farming or raising cattle and horses.

The object in taking this country from us is to satisfy the cupidity of not exceeding twenty men, none of whom now live here, but who want to turn their herds in upon our rich pastures.

There are abundance of vacant pastures elsewhere.

While we love peace, we love to be justly dealt by. Should we be compelled to forsake this fairest portion of our country remaining to us, loud wailings of despair will be heard from our tents.

Great Father, this robbery will cause our hearts to bleed and our hopes to fly away.

Our young men will be desperate and hard to restrain. Great Father, save us from this fearfully unjust scheme of robbery.

Let us live in peace on the north bank of the Teton river, and not be removed hence.

Our sun is low; our word is spoken.—*Helena (Montana) Herald, Aug. 15.*

CONTESTED ELECTION,

TERRITORY OF UTAH.

Geo. R. Maxwell vs. Geo. Q. Cannon.

Argument of Hulbert E. Paine, Counsel for Sitting Member.

(*Before the Committee on Elections of the House of Representatives of the United States, Washington, D. C., 1874.*)

(CONTINUED.)

There has been no treaty before or since our acquisition of the Territory of Utah, there has been no statute of the United States to exclude the civil jurisdiction of the Territory from any of these reservations, except that of Uinta Valley only.

But, gentlemen, I detain you too long in these realms of fancy, in the presence of these figments of contestant's disordered imagination, on these mythical Indian reservations of Utah. You have seen that this clamorous charge of fraudulent and illegal voting by inhabitants of these reservations *must be* miserably false. You have seen that if there were, as in fact there is not, proof that votes were actually cast at this election by inhabitants of either of these four reservations, it would have been not a "stupendous fraud," but an act altogether legal, proper and right. You can now appreciate the counsel's reiterated charge of "stupendous fraud." You can appreciate his solemn declaration that a fraud which has no existence in fact is, nevertheless, notorious throughout the whole Territory. You can justly appreciate his charge against the Territorial Governor of complicity in this stupendous fraud. You can understand how far the entire poll of the Territory was tainted by the poison of the Upas tree, whose roots, and trunk, and branches, and fruits are to be seen in the disordered fancy of the contestant, and nowhere else. You can appreciate, too, the declaration of counsel that he himself, as a territorial judge in Utah, has taken judicial notice of these political plague spots, the Sanpete and Corn Creek reservations. You can imagine what may have been the condition of that people if any considerable proportion of the *justice* administered to them by federal officials was predicated on "judicial notice" like unto this.

Now, gentlemen of the committee, none of the depositions taken for the contestant are admissible as evidence in this case. All were taken without lawful notice, and objection thereto has been duly made. It is provided by section 3 of the act of Congress of January 10, 1873, that the party desiring to take a deposition in a contested election case shall give the opposite party notice in *writing* of the *time* of taking the deposition, of the *place* of taking the same, of the *names of the witnesses* to be examined, and of the *name of the officer* before whom the same will be taken. The notice is to be served on the opposite party, or upon his agent or attorney authorized to take testimony or examine witnesses in the contest. The service is to be personal, if by the use of reasonable diligence personal service can be made. Otherwise, it may be made by leaving a duplicate of the notice at the usual place of abode of the party or his attorney or agent. The notice, with proof or acknowledgment of service, is to be attached to the depositions when completed. The old statute, which was in force until the enactment of this law of January 10, 1873, contained all of these requirements, excepting only the provision for attaching the notice to the depositions; and it contained also the additional requirement that the notice should show the residence of the witnesses to be examined.

(TO BE CONTINUED.)

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d97 a15 6m eod

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