

Whitman Trial Indictment, 1850

Transcription of 1850 document (original document starts on page 3)

http://sos.oregon.gov/archives/exhibits/highlights/Pages/whitman.aspx

UNITED STATES OF AMERICA.

District Court of the United State of America, for the District of Oregon, county of Clackamas.

At a District Court of the United States of America, for the District of Oregon, began and holden at Oregon City in said county within and for said District and on the thirteenth day of May in the year of our Lord one thousand eight hundred and fifty

The Jurors of the United States, within and for said District, on their oath present: That on the twenty ninth day of November in the year of our Lord on thousand eight hundred and forty seven, at Wai-it-atpu in said county, the said place being then and there in the Indian country certain Indians named Telakite, Tomahas, otherwise called the murder, Clokomas, Isiaasheluckas, Isholhot, and Kiamasumkin, Indictmentwith certain other Indians whose names to the Jurors are unknown, with force and arms, in and upon one Narcissa Whitman, she not then and there being an Indian, feloniously, wilfully, and of their malice aforethought, did make an assault, and that the said Indians, certain guns, muskets, and pistols, each of the same then and there being loaded and charged with gunpowder and bullets, which guns, muskets, and pistols, they the said Indians in their hands then and there had and held to, against, and upon the body of the said Naricissa Whitman, then and there feloniously, wilfully, and of their malice aforethought did shoot and discharge, and that the said Indians with the bullets aforesaid, out of the muskets, guns and pistols aforesaid, then and there by force of the gunpowder shot and sent forth as aforesaid, the said Narcissa Whitman, in and upon the body of her the said Narcissa Whitman, then and there wilfully, feloniously, and of their malice aforethought, did strike, penetrate and wound, giving to the said Narcissa Whitman then and there with bullets aforesaid so as aforesaid, shot, discharged an sent forth out of the muskets, guns, and pistols aforesaid, by the said Indians in and upon the body of the said Narcissa Whitman, several mortal wounds. of which said mortal wounds, the said Narcissa Whitman then and there died. And so the jurors aforesaid upon their oath aforesaid do say that the said Telakite, Tomahas, otherwise called the murderer, Clokomas, Isiaasheluckas, Isholhot, and Kiamasumkin, with certain Indians whose names to the said Jurors are unknown, her the said Narcissa Whitman did then and there in manner and form aforesaid feloniusly, wilfully and of their malice aforethought, kill and murder, and then and there in and upon the body of said Narcissa Whitman, did commit the crime of wilful murder, in manner and form aforesaid, against the peace and dignity of the said United States, and contrary to the fore of the statute in such case made and provided. And the

Jurors aforesaid, on their oath aforesaid, do further present, that on the twenty ninth day of November in the year of our Lord on thousand eight hundred and forty seven, at Wai-it-at-pu in said county and district, the said place being then and there in the Indian country, certain Indians named Telakite, Tomahas, otherwise called the murder, Clokomas, Isiaasheluckas, Isholhot, and Kiamasumkin, with certain other Indians whose names to the said Jurors are unknown, with force and arms, in and upon one Narcissa Whitman, she not then and there being an Indian, feloniously, wilfully, and of their malice aforethought, did make an assault, and that the said Indians, with certain knives, tomahawks, and other weapons as yet unknown to said Jurors, which said knives, tomahawks, and weapons, the said Indians then and there in their hands had and held, her the said Narcissa Whitman, in and upon her head, neck, shoulders, breast, and back, then and there feloniously, wilfully and of their malice aforesaid did strike, cut, and thrust, giving to the said Narcissa Whitman then and there with the knives, tomahawks and weapons aforesaid, in and upon the body of her the said Narcissa Whitman, several mortal wounds, of which said mortal wounds the said Narcissa Whitman then and there died: and so the Jurors aforesaid upon their oath aforesaid, do say that the said Telakite, Tomahas otherwise called the murderer, Clokomas, Isiaasheluckas, Isholhot, and Kiamasumkin, with certain other Indians whose names to said Jurors are unknown, her the said Narcissa Whitman, in manner and form aforesaid, then and there feloniously wilfully and of their malice aforethought did kill and murder, and did then and there, upon the body of the said Narcissa Whitman, in manner and form aforesaid, commit the crime of wilful murder,

Against the Peace and Dignity of the said United States, and contrary to the form of the Statute in such case made and provided.

A true Bill.

[signed F.W. Pettygrove] Foreman

[signed Amory Holbrook] U.S. Attorney, for Dist. Of Oregon

United States of America.

District Court of the United States of America, for the District of Oregon. blackana U.

At a District Court of the United States of America, for the District of Oregon, begun and holden at began bety in this county within and for said District, on the Chisteath day of May in the year of our Lord one thousand eight hundred and fifty

The Jurors of the United States, within and for said District, on their oath present :

That on the Welly health day of Mounter in the year of our Lord one thousand eight hundred and firs forty beraw at toni it at pay in said county, the said place being their and their in the Indian country certain hadians have Telestick. Tomahas, otherwee called the hundres, blok may, Islandheline kas School Riamas um kin, with certain other Indians whose hames both horses are in therew, with fore and arms, in and upon one harced sa Whitman, the not then and there being an Indian, feloninsly, wilfally and of their melies aforthought, dis make an addent, and that the Said Indians, contain guns, muchate and pic tols, tack of the same them and there being loaded and charged with gunpowers and bullet, which guns, muchat and pictols, they the law Indians in their hands the and then had and held, t, a quint, muchat and upon the body of the said Narissan whitman, then and then felonically, which fully and of their matin aforethought did shoot and discharge, and that the said harans with the tender buttets aforesaid, out ofthe news tats, gues and pistols aforesaid, then and there by firm ofthe quepowler last and dent forth as afresaid, the laid Narcissa Whitman, in and upon the body of her the said Marcidson Whitman, them and there wilfully, felonionely and of their maker afree thought, did Strike, penetrale and loound, giving Sthe Said Namissa Whitman them and them with the ballets aforesaid to as affresaid, Chot, discharged and sent forth at of the mustate you and pirtols aforesaid, by the daid Indians in and afor the body ofthe Daid Narcidda Whitman, Several mortal mounds, of which Said mortal wormeds, the the said harrilla White then and these died on And to the pross aforesaid upon their outh aforesaid, do say that the Dais Telakile, Comahas, othewords called the hunderer, blokomas, Isiaasheluokas, and Riamasanki with certain the Indians whole names bother provers are the Rumon, he the said Marilson Whitman did them and there in manner and form aforesaid felonionsly, nitfally and g their malies, aferethought, kill and murder, and then and there in and upon the body of the said Marcilla Whitman, dis commit the onine of wilfal murder, in ma and form afores and sagained the person and degrity of the said build leaves and contrary bet form of the state in and and form afores and, agained the peers and digs to fill back theled there and control both provide that a had the poor aforeaid upon their oathy aforesaid, do say that the said Selatete, Tomahas other the proof affortunderer, blokenas, Isiaaskeluckas, which of and Kiamacom kin, with certain his culles the humderer, blokenas, Isiaaskeluckas, which of and his harness whithan in other Indiana where names tothe daid from an unknown, her the daid haveness whithan he when Indiana where a foresaid, then and then felorismely milfally and of their mation afonttingat ais kill and hunder, and did then and there, upon the body of the said havines a White in manner and from aforesaid, commit the coime of milful murder,

Against the Peace and Dignity of the said United States, and contrary to the form of the Statute in such case made and provided.

