



CANADA

INDIAN TREATIES

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Scale 1:7 500 000 or 1 centimetre represents 75 kilometres
0 75 150 225 300 375 450 kilometres
Lambert Conformal Conic Projection, Standard Parallels at 49°N and 77°N
Modified Polyconic Projection, North of Latitude 80°

INDIAN TREATIES

PRE-CONFEDERATION PEACE AND FRIENDSHIP TREATIES			
Treaty Name/Date	Indian Peoples Concerned	Area Ceded	Indian Peoples Concerned
15 December 1725 (two treaties signed)	Abenaki (Penobscot, Nanticook, and other tribes)	Parts of Middlesex, Lambton and Kent Counties	Chippewa
28 November 1822	Micmac	Parts of Carleton, Lanark, Renfrew, Frontenac, Addington and Hastings Counties	Mississauga
15 August 1769	Maliseet	Parts of Waterloo, Wellington, Norfolk, Lambton, Middlesex, Oxford and Perth Counties	Chippewa
22 November 1752	Micmac (Shubenacadie Band)	Big Island (Bay of Quinte)	Mississauga
23 February 1760	Abenaki (Passamaquoddy)	Manitoulin Island	Ojibwa
10 March 1760	Micmac	Parts of Bruce, Grey, Wellington and Huron Counties	Chippewa
25 June 1761	Micmac		Sauguen (Chippewa)
24 September 1778	Maliseet		
22 September 1779	Micmac		
MAJOR PRE-CONFEDERATION TREATIES UPPER CANADA TREATIES, 1764-1850			
Treaty Name/Date	Area Ceded	Indian Peoples Concerned	Indian Peoples Concerned
August 1764	Strip 4 miles along Niagara River	Six Nations	Ojibwa
9 May 1761	Same area as above	Chippewa	Ojibwa
22 May 1764	Between Lake Erie, Lake Ontario and Thames River	Chippewa	Chippewa
15 May 1766	Eastern side of Detroit River	Chippewa	Ojibwa
23 September 1767	No description of ceded lands	Chippewa	Ojibwa
19 May 1790	North of and adjacent to Lake Erie	Ojibwa	Ojibwa
7 December 1792	Between Lake Erie, Lake Ontario, and Thames River	Chippewa	Ojibwa
24 October 1795	Burlington Bay	Chippewa	Ojibwa
7 September 1796	Between Lake Erie, Lake Ontario, and Thames River	Chippewa	Ojibwa
7 September 1796	Between Lake Erie, Lake Ontario, and Thames River	Chippewa	Ojibwa
21 August 1797	Between Lake Erie, Lake Ontario, and Thames River	Chippewa	Ojibwa
22 May 1798	Between Lake Erie, Lake Ontario, and Thames River	Chippewa	Ojibwa
30 June 1798	Between Lake Erie, Lake Ontario, and Thames River	Chippewa	Ojibwa
11 September 1800	Between Lake Erie, Lake Ontario, and Thames River	Chippewa	Ojibwa
1 August 1805	Toronto Purchase	Chippewa	Ojibwa
6 September 1806	Burlington Bay	Chippewa	Ojibwa
18 November 1815	Lake Simcoe to Georgian Bay	Chippewa	Ojibwa
6 August 1816	Part of Township	Chippewa	Ojibwa
17 October 1818	Parts of Grey, Wellington, and Simcoe Counties	Chippewa	Ojibwa
28 October 1818	Parts of Grey, Wellington, and Simcoe Counties	Chippewa	Ojibwa
5 November 1818	Parts of Grey, Wellington, and Simcoe Counties	Chippewa	Ojibwa
PROVINCE OF CANADA TREATIES, 1850-1852			
Treaty Name/Date	Area Ceded	Indian Peoples Concerned	Indian Peoples Concerned
Robinson-Superior Treaty 7 September 1850	North shore of Lake Superior	Ojibwa	Ojibwa
Robinson-Huron Treaty 9 September 1850	North and east shores of Lake Huron	Ojibwa	Ojibwa
3 October 1851	Sauguen Peninsula	Chippewa	Chippewa
Manitoulin Island Treaty 6 October 1852	Manitoulin Island	Ojibwa	Ojibwa
WANCOUVER ISLAND TREATIES, 1859-1854 (see separate listing)			
POST-CONFEDERATION TREATIES, 1867-1923			
Treaty Name/Date	Area Ceded	Indian Peoples Concerned	Indian Peoples Concerned
Treaty 1 August 1871	Swampy Cree	Swampy Cree	Swampy Cree
Treaty 2 August 1871	Chippewa	Chippewa	Chippewa
Treaty 3 October 1873	Saulteaux (Plains Ojibwa)	Saulteaux (Plains Ojibwa)	Saulteaux (Plains Ojibwa)
Treaty 4 September 1874	Ojibwa	Ojibwa	Ojibwa
Treaty 5 September 1875	Saulteaux	Saulteaux	Saulteaux
Adhesion, 10 September 1908	Swampy Cree	Swampy Cree	Swampy Cree
Treaty 6 August-September 1878	Plain Cree	Plain Cree	Plain Cree
Adhesion, February 1889	Wood Cree	Wood Cree	Wood Cree
Treaty 7 September 1877	Blackfoot	Blackfoot	Blackfoot
Treaty 8 June 1899	Pagan	Pagan	Pagan
Treaty 9 July 1905	Beaver	Beaver	Beaver
Adhesion, 1929-30	Cree	Cree	Cree
Treaty 10 August 1906	Chippewa	Chippewa	Chippewa
Treaty 11 June 1921	Cree	Cree	Cree
Williams Treaty October 1923	Williams	Williams	Williams
Williams Treaty November 1923	Mississauga	Mississauga	Mississauga

INDIAN TREATIES

Pre-Confederation Treaties

- Peace and Friendship Treaties Area¹
- Upper Canada Treaties Area²
- Province of Canada Treaties
- Vancouver Island Treaties

Post-Confederation Treaties

- Numbered Treaties
- Williams Treaties
- Treaty Boundary³
- Treaty Adhesion⁴

¹Peace and Friendship Treaties do not involve the transfer of land title and are therefore not individually represented on the map.
²Pre-Confederation Upper Canada Treaties are not individually shown because of map scale limitations.
³Treaty boundary lines are approximate.
⁴Extension of a treaty boundary as a result of later signatories who adhered to the terms of the original treaty.

The process of dealing with aboriginal title and rights through formal agreement began shortly after contact was established between Europeans and the Indian peoples of North America. The first agreements, concluded during a period of continual warfare between England and France, were intended to secure the neutrality or assistance of the Indian nations in exchange for a commitment not to impede them in their traditional pursuits. Several of these treaties of peace and friendship were concluded by the Crown and various Maritime Indian tribes up until the end of the 18th century.

Over time, however, treaty-making came to serve other purposes. As the colonial powers became more established, treaties became the instruments used by the Crown to clear lands of aboriginal title, so that settlement or resource development could proceed. The turning point in this evolution was the Royal Proclamation of 1763, which established a process to be followed in the acquisition by the Crown of clear title to Indian lands. Following the Proclamation, the Crown concluded a number of land-cession agreements with the Indians of present-day southern Ontario so that land would be available for the settlement of United Empire Loyalists, and for the Crown's military allies, the Iroquois. In these treaties, title was conveyed to the Crown in exchange for lump-sum payments, and after 1818, for annuities. It was not until the Robinson Treaties of 1850, concluded to clear aboriginal title in areas of northern Ontario, that provision was also made for reserves and the freedom to hunt and fish on unoccupied Crown land. The 14 Douglas treaties of 1850-54, on southern and eastern Vancouver Island, also provided for hunting and fishing rights.

In 1867, the British North America Act (now the Constitution Act, 1867) gave jurisdiction over "Indians and Lands reserved for the Indians" to the Government of Canada. In the years following Confederation, the federal government undertook a process of clearing aboriginal title to facilitate the construction of a railroad to the west coast, and the expansion and consolidation of Canada through settlement. In the resulting "numbered treaties", the Indians surrendered

all title to the lands covered, and in return, received tracts of land for reserves. In addition to the provision of reserve lands, benefits common to many of the western treaties included annuities, gratuities, schools, hunting and fishing rights, gifts of agricultural implements and cattle, annual cash payments for ammunition and twine, and clothing, flags, and medals. These "numbered treaties" encompassed most of the provinces of Ontario, Manitoba, Saskatchewan, Alberta, and the Mackenzie District of the Northwest Territories. Treaty No. 8 covered the northeast corner of British Columbia, while two treaties signed in 1923 covered the area south and east of Georgian Bay.

Modern comprehensive land claims agreements have followed the pattern established by treaty-making, although they are much more complex than treaties. Since 1962, existing aboriginal and treaty rights have been recognized and affirmed by subsection 35(1) of the Constitution Act, 1982. As a result of the constitutional amendments of June 1984, "treaty rights" include rights that now exist by way of land claims agreements or may be so acquired.

Extract from material prepared for the 1987 First Ministers Conference on Aboriginal Constitutional Reform. Research conducted by the Treaties and Historical Research Centre and Treaty Policy Branch of the Department of Indian Affairs and Northern Development.

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Source: Brown, G. and Maguire, R. 1975. Indian Treaties in Historical Perspective. Ottawa: Indian and Northern Affairs Canada, Treaties and Historical Research Centre.
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