

10452

Mayville, N. Y. May 9th, 1908.

Saturday p.m.

My dear Mr Nixon:

Your kind favor of April 1st, enclosing the letter of Mr Conkey, was duly received and I have intended daily to answer it, but the multiplicity of duties attending a housekeeper in the springtime has prevented me from carrying out my intention. In the meantime having been obliged to consult my lawyer about another matter, I laid this also before him. He is well up in all things pertaining to copyrights, etc, and he advises me as follows:

To demand a full accounting of all books--of "The Veteran & Hi Pipe" printed and sold. That this firm had no right whatever to print a copy of this book without my consent and that they are liable for a royalty of 10% on the retail price of all copies sold, etc, etc.

I thought I would make this offer to them:

Mr Conkey says in his letter of March 30th, that they have no copies of the book on hand "to speak of." In his letter to you which you forwarded me of November 25th, 1907, he says they have on hand 420 copies. According to that they have had quite a sale in the few months intervening between these two letters.

If he will forward me the plates and all the remaining copies, and a draft for \$25.00, I will accept that as a settlement of the matter. The royalty, according to the contract is 10% on the retail price of \$1.00. It makes no difference what he sold the books for, he must account for sales at that price.

You can lay this proposition before him, and if he accepts it well and good. If not, other steps will be taken. The law is entire with me.

I hope I am not bothering you too much.

Sincerely yours,

all charges for repair.
E. K. J.