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Mayville, N.Y.
Oct. 30th 1889.

J. B. Lippincott Co.

Gentlemen:

In deference to Mrs Tourgee's wishes, to whom this controversy has been exceedingly unpleasant, to say the least, I will end it by saying that she will strike off "Gauge & Swallow" from her list of my books, to the sale of which she devotes so much time and attention, and simply have nothing whatever to do with this book. She will so inform all inquirers for it and give the reason. She advertises on all my lecture Circulars and in other private ways, thus reaching many people which you would not be at all likely to do in your general advertising. She considers the book as about useless property under the conditions you have compelled her to accept and will dismiss it from her calculations entirely.

I must say her decision is against my judgement, but I yield at her earnest solicitation the matter in controversy. She asks no discount and will neither buy ~~Sincerely yours,~~ nor sell the book. I hope you are satisfied with this; it will be an actual loss to you but you ~~have~~ will have the satisfaction of knowing that her loss will be ^{absolutely} much greater.

with the certificate of copy right. This must be in her hands before she signs a legal "consent" which will authorize the publication.

To avoid ^{any} possible misunderstanding let me recapitulate:

- 1 - Mrs. Tougee waives her right to special discount and will not handle the books at all.
- 2 - This is not a waiver of her rights under Sec. 4963 (U.S. Rev. Stat.) nor of your liability thereunder.
- 3 - If you have copyrighted the work ^{in your name} send an executed assignment ^{with certificate} with the contract herewith.
- 4 - If you have not copyrighted the work send amended plate and statement that it will be struck out.

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him to make such use of it as may
to him seem wise and proper. While I
have ^{absolute} confidence in his integrity, I have
proved too often the fallibility of human
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may err. I desire, therefore, to say, ~~at~~
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