DMA Form 1

DEFENSE MINERALS ADMINISTRATION
Control Slip

CONTROLLED DOCUMENT

DMA Docket No. 3618

DO NOT DETACH THIS SLIP

Action on this document is recorded and controlled in Reports and Records Branch. Any movement of this document between divisions or offices of DMA or movement outside DMA must be reported to the Reports and Records Branch. Actions taken that affect status of the case must also be reported.

This document has been recorded as

Exploration Assistance

Any action taken to change the type of request for assistance must be promptly reported to the Reports and Records Branch. Use DMA Form 2 for submitting these reports.

Cys to USBM, USGS, & Reg.

Routing Slip

To:	400	Date	12/30/54
To:	120	Date	2-7-57
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DO NOT DETACH

CONTROLLED DOCUMENT

400

Oct. 17, 1956

Mr. Kenneth M. Hank
120 West Miller Street
Visalia, California

Re: Docket No. IBIA 3618 - Tungrism
Marvon Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Hank:

By letter of September 25, Mr. John L. Hansen, of your office, advised us that he was anxious to locate the original of a so-called working agreement between Clarence Daniel Johnson and Marvon Hunter pertaining to the subject application.

Enclosed is a photostatic copy of an agreement of December 22, 1954, between C. D. Johnson and Marvon Hunter, which constitutes a part of the same application and is therefore required for our files. The copy is crude, except that the impression of the seal of the Notary Public, Kenneth Webb, Tulare County, California, which shows clearly on the original, is indistinguishable on the print.

Sincerely yours,

(S)

Administrator

WSMartin:fec
10/5/56
cc to: Docket
Code 400
Admr. Read. File
FT. REG. II
Messrs. Halliday, USGM
Killingsord, USGS

Enclosure

CC to: Mr. Glenn L. Emmons, Commissioner
Bureau of Indian Affairs, Interior

Mr. Leonard M. Hill, Area Director
P. O. Box 749, Sacramento 4, Calif.

12

GARETH W. HOUK
JOHN D. MONSON

LAW OFFICES
OF
GARETH W. HOUK
SUITE 430, BANK OF AMERICA BLDG.
VISALIA, CALIFORNIA

P. O. BOX 1029
TELEPHONE
REDWOOD 4-6729

September 25, 1951.

4618

WSM

United States Department of the Interior
[illegible] Administration
[illegible], D. C.

Attn: [illegible]
Tule River Reservation
[illegible]-2603
[illegible]

Gentlemen:

This office has [illegible] Mr. George [illegible] recently [illegible] the [illegible] mine situated on the Tule River Indian Reservation, Tulare County, California.

We understand that there was a so-called working agreement for the operation of this mine entered into between [illegible] Muriel Johnson and an Indian by the name of Marcus Hunter. [illegible] attempts to locate the original of the agreement and have been [illegible] informed by one of the government agencies that there is a copy [illegible] which may be on file in your department.

We would appreciate receiving an early reply [illegible] your courtesy, I remain

Very truly yours,

GARETH W. HOUK

By John D. Monson

/ CR

LAW OFFICES
OF
GARETH W. HOUK
SUITE 420, BANK OF AMERICA BLDG.
VISALIA, CALIFORNIA

GARETH W. HOUK
JOHN D. MONSON

P. O. BOX 1059
TELEPHONE
REDWOOD 4-6729

WSM

12

LAW OFFICES
OF
GARETH W. HOUK
SUITE 428, BANK OF AMERICA BLDG.
VISALIA, CALIFORNIA

GARETH W. HOUK
JOHN D. MONSON

P. O. BOX 1039
TELEPHONE
REDWOOD 4-6729

September 25, 19[illegible]

WSM

United States Department of the Interior
[illegible] Minerals Exploration Administration
[illegible] 25, D. C.

Re: [illegible] Quality
[illegible] Tule River Reservation
SCMT. [illegible]-[illegible]-3693
[illegible]

Gentlemen:

This office has been [illegible] with litigation arising out of the [illegible] of the Tule River Indian Reservation, Tulare County, California.

We understand that [illegible] so-called drilling [illegible] for the operation of this mine entered into between a [illegible] Daniel Johnson and an Indian by the name of Marcus [illegible]. We have been unable to locate the original of the agreement and have been advised by one of the government agencies that there is a possibility the original may be on file in your Department.

We would appreciate receiving an early reply. Thanking you for your courtesy, I remain

Very truly yours,

GARETH W. HOUK

By John D. Monson

JDM:jjl

Mr. Kenneth W. Monk
110 West Willow Street
Visalia, California

Re: Docket No. ENRA 3610 - Tungsten
Marvin Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Monk:

By letter of September 25, Mr. John D. Hanson, of your office, advised us that he was anxious to locate the original of a so-called working agreement between Clarence Daniel Johnson and Marvin Hunter pertaining to the subject application.

Enclosed is a photostatic copy of an agreement of December 22, 1954, between C. D. Johnson and Marvin Hunter, which constitutes a part of the same application and is therefore required for our files. The copy is exact, except that the impression of the seal of the Notary Public, Ardath Tebbe, Tulare County, California, which shows clearly on the original, is indistinguishable on the print.

Sincerely yours,

Administrator

WSMartin:fce
10/5/56
cc to: Docket
Code 400
Admr. Read. File
FT. REG. II
Messrs. Holliday, USGM
Killegsard, USGS

Enclosure

CC to: Mr. Glenn L. Emmons, Commissioner
Bureau of Indian Affairs, Interior

Mr. Leonard M. Hill, Area Director
P. O. Box 749, Sacramento 4, Calif.

12

400

LAW OFFICES
OF
GARETH W. HOUK
SUITE 430, BANK OF AMERICA BLDG.
VISALIA, CALIFORNIA

GARETH W. HOUK
JOHN D. MONSON

P. O. BOX 1039
TELEPHONE
REDWOOD 4-6739

Personal

September 25, 1956.

WSM

[illegible] States Department [illegible] the Interior
[illegible] Minerals Exploration Administration
[illegible]ington, 25, D.C.

[illegible]: Realty
300-Tule River Reservation
CONT. I-84-IND-3699
DMEA-3616

Gentlemen:

This office has been retained by a Mr. George [illegible] in connection with litigation arising out of the operation [illegible] Quartz mine situated on the Tule River Indian Reservation, Tulare County, California.

We understand that there was a so-called working agreement for the operation of this mine entered into between [illegible] Daniel Johnson and an Indian by the name of Marcus Hunter. [illegible] unable to locate the original of this agreement but have been informed by one of the government agencies that there is a possibility the original may be on file in your department.

We would appreciate receiving an early reply. [illegible] you for your courtesy, I remain,

Very truly yours,

GARETH W. HOUK

By John D. Monson

JDM:jlc

copy

400

Realty
308-Tule River Res.
Contract No.
1-84-Ind-3693

Sacramento Area Office
P. O. Box 749
Sacramento 4, California

May 10, 1956

DMEA 3618

Mr. George H. Beckton
5334 Vantage Ave.
North Hollywood, Calif.

Dear Mr. Beckton:

We have received a report and recommendation from the Office of U. S. Geological Survey, on the Tule River mining contract held by Marcus Hunter, and you are advised that your application for a working agreement has been rejected. Your agreement with Marcus Hunter was not supported by a tribal resolution, as required, and therefore the Office of U. S. Geological Survey could not recommend its submission to Washington for approval.

We are unable to take further action on your behalf and are returning herewith your agreement of February 18, 1955, with Marcus Hunter, and your statement of January 5, 1956, in quintuplicate. We are retaining one copy of your statement for our records.

Sincerely yours,

/s/ J. N. Lowe

Acting Area Director

cc: Mr. George H. Beckton
Wishon, Calif
Rita Singer
Office of the Solicitor

cc: C. O. Mittendorf, Administrator
Defense Minerals Exploration Administration
Washington 25, D. C.
Re: File 400
Docket No. DMEA 3618 - Tungsten

August 24, 1955

MEMORANDUM

To: Mr. Robert E. Adams, Chief
Operations Control and Statistics Division

From: Mr. Thos. L. Chapman, Acting Chief
Iron and Ferro-Alloys Division

Subject: Removal of application docket from active file
Docket No. DMEA 3618 - Tungsten
Clarence Daniel Johnson
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California

Please remove the subject application docket from the active files inasmuch as the applicant, Clarence Daniel Johnson, was killed in an accident at the mine, and we are now informed that Mr. Johnson's widow has cancelled the working agreement which her husband had covering the Marcus Hunter Lease.

Thos. L. Chapman, Acting Chief
Iron and Ferro-Alloys Division

LScott/ls
8/24/55

cc: Docket
Adm. Read. File
Code 400

AUG 23 1955

Mr. George H. Beckton
533½ Vanhage Avenue, Apt. 3
North Hollywood, California

Re: Docket No. DeRA 3618 - Tungsten
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Beckton:

Reference is made to your letter of August 15, 1955, in regard to the referenced project. In this letter you advise that Mrs. Johnson and Mr. Hunter mutually agreed to cancel the working agreement between Mr. Johnson and Mr. Hunter. We had never been advised of this, but such being the case the application of Mr. Johnson for exploration assistance is automatically cancelled and is being withdrawn from our active files.

We note that you have been furnished with a copy of the letter of the Area Director of the Bureau of Indian Affairs, dated August 9, 1955, to Mr. Marcus Hunter advising of the necessity of obtaining the approval of the Commissioner of the Bureau of Indian Affairs to any working agreement with Mr. Hunter.

Mr. Johnson had been advised by this Division of the necessity of obtaining approval of his Operating Agreement with Mr. Hunter by the Commissioner of the Bureau of Indian Affairs before he was justified in doing any work.

We are very sorry but we are not in any position to protect you in Mr. Johnson's or your agreement with Mr. Hunter. If you should have your working agreement with Mr. Hunter approved by the Commissioner of the Bureau of Indian Affairs, we will be pleased to consider an application for exploration assistance.

Sincerely yours,

C. O. Mittendorf

Administrator

TLChapman:foc
8-23-55
cc to: Docket
Code 400
Adm. Read. File
FT. REG. II
Messrs. Holliday, USBM
Kiilsgaard, USGS

400

3618

8/18/55

Mr. Chapman:

Application DMEA 3618 for work on Marcus Hunter leased property was submitted 12/30/54 by Clarence D. Johnson, now dead.

Attached letter of 8/9/55 by Indian Field Service tells Marcus Hunter that Beckton or anyone else must stop work on leased land because Hunter has not executed a Modification of lease agreement sent him way back on 3/15/55. Further Marcus Hunter has not answered 5/27 and 7/7 follow-up letters from Indian Service. So it appears Marcus Hunter isn't interested in having his leased land worked by miners!

WHEREFORE - why not remove Clarence Johnson's application from active file since he's dead? We can write Beckton to submit his own new application IF and WHEN Marcus Hunter straightens out his affairs so he can have Beckton do mining work on his leased land.

ls

AUG - 8 1955

Mr. George R. Rochlen
5334 Vanalden, Apt. 3
North Hollywood, California

Re: Docket No. IHHA 3618 - Tulaqpaw
Moreno Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Rochlen:

Reference is made to your letter which reached us July 5, 1955, enclosing a copy of your letter of June 30, 1955, to Mr. Lamont H. Hill, Area Director, Sacramento Area Office, Bureau of Indian Affairs, Sacramento, California.

We have also received a copy of Mr. Hill's reply to you, dated July 7, 1955, stating that he was returning to you a working agreement with Moreno Hunter, and adding that Mr. Hunter had filed with his office a different working agreement, with another party.

We would appreciate hearing from you as to your present interest in the Moreno Hunter lease, and in your IHHA application.

Sincerely yours,

C. O. Mittendorf

Administrator

EFHalt/Ewe
8-5-55
cc to: Docket
Code 400
Adm. Rand. File
Operating Comm.
FT. RES. II
Messrs. Halliday, USGM
Hillagaard, USGS

JUN 2 4 1955

400

TLChapman:foc
6-23-55

cc to: Docket
Code 400
Adm. Reading File
Operating Comm.
FT. REG. II

cc to: Messrs. Holliday, USBM
Kiilsgaard, USGS

Mr. George H. Backton
5334 Vantage Avenue, Apt. 3
North Hollywood, California

Re: Docket No. DMEA 3618 - Tungsten
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Backton:

While awaiting action by the Bureau of Indian Affairs on a transfer of rights to work the referenced property, leased to Marcus Hunter, to Mr. Clarence D. Johnson, we received your letter of March 11, 1955, requesting information as to the status of the above-docketed application for exploration assistance.

On March 17, 1955, we wrote to Mr. Johnson, enclosing a copy for you, as to the status of the lease and requested further information. To date the requested information has not been received.

On or about the 10th of May we received a copy of your letter to the Department of the Interior, dated April 11, 1955, in which you advised that Mr. Johnson was killed at the mine on February 10, 1955.

We have at hand a copy of a letter to you dated May 11, 1955 from Mr. H. F. Larkin, Acting Chief, Branch of Realty, Bureau of Indian Affairs, advising you to submit working agreement on lease to Mr. Leonard M. Hill, Area Director, P. O. Box 749, Sacramento 4, California. To date no word has been received in this office if this action was taken.

We would appreciate hearing from you concerning your interest in the property and if you have no further interest, to withdraw your application so we may close our files on the project.

In case we do not hear from you by August 1, 1955, we will consider the matter closed and place the application in our inactive files. If at any time in the future you wish to make another application we will be glad to reconsider the project. We wish to thank you for your interest in the Defense Minerals Exploration Administration Program.

Sincerely yours,

C. G. Mittendorf

Administrator

Docket No. DMEA 3618 400

COPY

533½ Vantage Ave., Apt. 3,
North Hollywood, Calif.
April 11, 1955

DMEA 3618

Department of the Interior
Washington, D. C.

Re: Marcus Hunter
Mining Lease I-84-Ind.-3693
Tule River Reservation

Gentlemen:

On February 18, 1955, Mr. Marcus Hunter executed a Working Agreement with me on the above property. Mr. C. D. Johnson who had been developing the mine was killed at the mine on February 10th and as I had been financing the work Mr. Hunter made this agreement in order that I could go ahead and have the property put under production and also to protect the interest of Mr. Johnson's widow.

I have received a letter from Mr. George G. Rywater, Regional Mining Supervisor, in which he quotes the conditions under which this lease can be assigned:

"186.26 Assignments. (b) No lease orinterest therein or the use of such lease shall be assigned, sublet, or transferred, directly or indirectly, by working or drilling contract, or otherwise, without the consent of the Secretary of the Interior."

I am therefore asking for your consent to this Working Agreement.

Very truly,

/s/ George H. Beekton

400

COPY

5334 Vantage Ave., Apt. 3,
North Hollywood, Calif.
April 11, 1955

3618

Department of the Interior
Washington, D. C.

Re: Marcus Hunter
Mining Lease I-84-Ind.-3693
Tule River Reservation

Gentlemen:

On February 18, 1955, Mr. Marcus Hunter executed a Working Agreement with me on the above property. Mr. C. D. Johnson who had been developing the mine was killed at the mine on February 10th and as I had been financing the work Mr. Hunter made this agreement in order that I could go ahead and have the property put under production and also to protect the interest of Mr. Johnson's widow.

I have received a letter from Mr. George G. Bywater, Regional Mining Supervisor, in which he quotes the conditions under which this lease can be assigned:

"186.26 Assignments. (b) No lease ~~or interest~~ therein or the use of such lease shall be assigned, sublet, or transferred, directly or indirectly, by working or drilling contract, or otherwise, without the consent of the Secretary of the Interior."

I am therefore asking for your consent to this Working Agreement.

Very truly,

/s/ George H. Beekton

MAR 1 7 1955

Mr. Clarence B. Johnson
Route 1, Box 106
Porterville, California

Re: Docket No. IMEA 3618 - Tungsten
Marvin Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Johnson:

By a letter dated March 11, 1955, Mr. George H. Bechtel, Apartment 3, 5334 Vantage Avenue, North Hollywood, California, has asked us for information on the status of the subject application.

As you are aware your application is based on an operating agreement with Marvin Hunter, Lessee, whose lease provides that he cannot assign the lease or any interest therein by an operating agreement or otherwise . . . . except with the approval of the Secretary of the Interior. Because of this provision we have had to refer the matter to the Bureau of Indian Affairs, for an investigation.

Our review indicates, moreover, that the information submitted with your application is insufficient to justify a field examination. Your request for assistance in exploring for tungsten ore should be substantiated to permit us to consider your application further, as follows:

1. State the approximate surface elevations of the area, elevations of your present workings and elevation of the proposed work.

2. Submit any assays of samples from ore zones giving their respective widths.

3. Send us settlement sheets and data available on the 600 tons of ore shipped, or otherwise advise of the mill results and tungsten values.

4. Estimate length covered by ore exposures.

We will, therefore, hold your application in abeyance until the requested data have been received from you and the Bureau of Indian Affairs. An extra copy of this letter is enclosed for you to forward to Mr. Beckham if this meets with your approval.

Sincerely yours,

C. O. Mittendorf

Administrator

Enclosure

TLCHAPMAN/WEMARTIN/fec
3-16-55
cc to: Docket
Code 400
Adm. Reading File
FT. REG. II
Robert Holliday, USBM
Thor H. Kiilsgaard, USGS

UNITED STATES
DEPARTMENT OF THE INTERIOR
OFFICE OF THE SOLICITOR
WASHINGTON 25, D. C.

400

JAN 14 1955.

Memorandum

To: The Administrator, DMEA
Attention: W. S. Martin

From: Acting Assistant Solicitor, Defense Minerals

Subject: Docket No. DMEA-3618 (Tungsten), Hunter Scheelite, Tule River Indian Reservation, Tulare County, California

With a reference slip dated January 10, Mr. Martin requested that we review the subject DMEA application, and the Indian Bureau's file concerning a lease with Marcus Hunter, to determine whether the applicant has a sufficient interest in land for the purposes of an exploration project contract.

Our review of the matter discloses that the applicant's interest in the land is based upon a lease between the Tule River Council and Marcus Hunter, a member of the Tule River Tribe. The lease, No. I-84-Ind-3693, dated April 7, 1951, was approved by the Department on October 23, 1951, runs for a term of 5 years from the date of approval (expires October 1956), and calls for payment to the tribe of 10 percent of the gross market value of any production shipped. Article 3(g) of the lease provides that the lessee is "Not to assign this lease or any interest therein by an operating agreement or otherwise. . .except with the approval of the Secretary of the Interior." The applicant's interest in the land is based upon an agreement dated December 22, 1954, he entered into with Marcus Hunter, the sole provisions of which are that in return for the applicant furnishing all "labor, supervision and moneys required to properly perform the work of development and operation of the Marcus Hunter mining lease," the applicant is to receive from Hunter 84 percent of the gross market value of any production shipped, leaving Hunter with 6 percent of the gross value of production after payment of the lessor's royalty. This agreement does not bear the approval of the Secretary.

We believe that the agreement between the applicant and Marcus Hunter is in the nature of an operating agreement, and requires the approval of the Secretary.

W. S. Martin

Therefore, until such agreement is approved, the applicant does not have a sufficient interest in the land for the purposes of an exploration project contract.

J. L. Hofflund

J. L. Hofflund
Acting Assistant Solicitor,
Defense Minerals

HCRubin:gjb 1/14/55

Copy to: DMEA Docket
Solicitor's Docket
W. S. Martin
H. F. Larkin - Rm. 4448
H. C. Rubin
J. L. Hofflund
Chron. File

400

IN REPLY REFER TO:

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
WASHINGTON 25, D. C.

January 5, 1955

Re: DMEA-3618
C. D. Johnson
(Hunter Scheelite Mine)
Tulare Co., Calif.
$25,000 - Tungsten

Memorandum

To: W. S. Martin, Defense Minerals Exploration Administration

From: E. L. Newcomb, U. S. Geological Survey

Subject: Review of application

The proposed exploration project is not clearly described, but apparently it would involve 700 feet of drifting on one or more levels.

If the present status of the property has been accurately presented, then it is possible that the proposed work represents development rather than exploration.

It would be worthwhile to request the results of milling the 600 tons reported by the operator. In the caption below the sketch map, I presume the '3/4 to 1 per ore' means 3/4 to 1 percent WO_3. This would be clarified if we obtained the grade of average mill heads from the operator.

We do not have any information available in our files on the Hunter Scheelite mine.

Scheelite is known to occur in tactite deposits on the Tule Indian Reservation, but no significant production is reported for this area. If more substantiating evidence is submitted by the applicant, a field examination probably should be made. I do not recommend a field referral however on the basis of the present data in the application.

E. L. Newcomb

ELNewcomb:hlm
G-1/5/55

Copy to: Director's reading, 4212
Branch reading, 4212
DMEA (3)
Docket file
R. W. Geehan, 3513 Interior

file

FEB 8 1957

Mr. Gareth M. Rowe
120 West Willow Street
Visalia, California

Re: Docket No. [illegible] - Chugsten
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Rowe:

Actually, as reflected in your letter of January 25, 1957, is the attachment which you returned to us from our letter of October 17, 1956. The same attachment, a photostatic copy of agreement of December 22, 1954, between C. D. Johnson and Marcus Hunter, is now annexed to a Certification by the Chief Clerk of the Department of the Interior dated February 6, 1957.

Sincerely yours,

C. O. Mittendorf

Administrator

Enclosure

CC to: Mr. Glenn L. Emmons, Commissioner
Bureau of Indian Affairs, Interior

Mr. Bernard H. Hill, Area Director
P. O. Box 779, Sacramento 4, Calif.

USMartin:cm 2-6-57
cc to: Docket
Code 400
Admr. Read. File
FT MEG II
Messrs. Holliday, USGM
Kiilsgaard, USGS

rec'd from 400
for m & f. 2-19-57

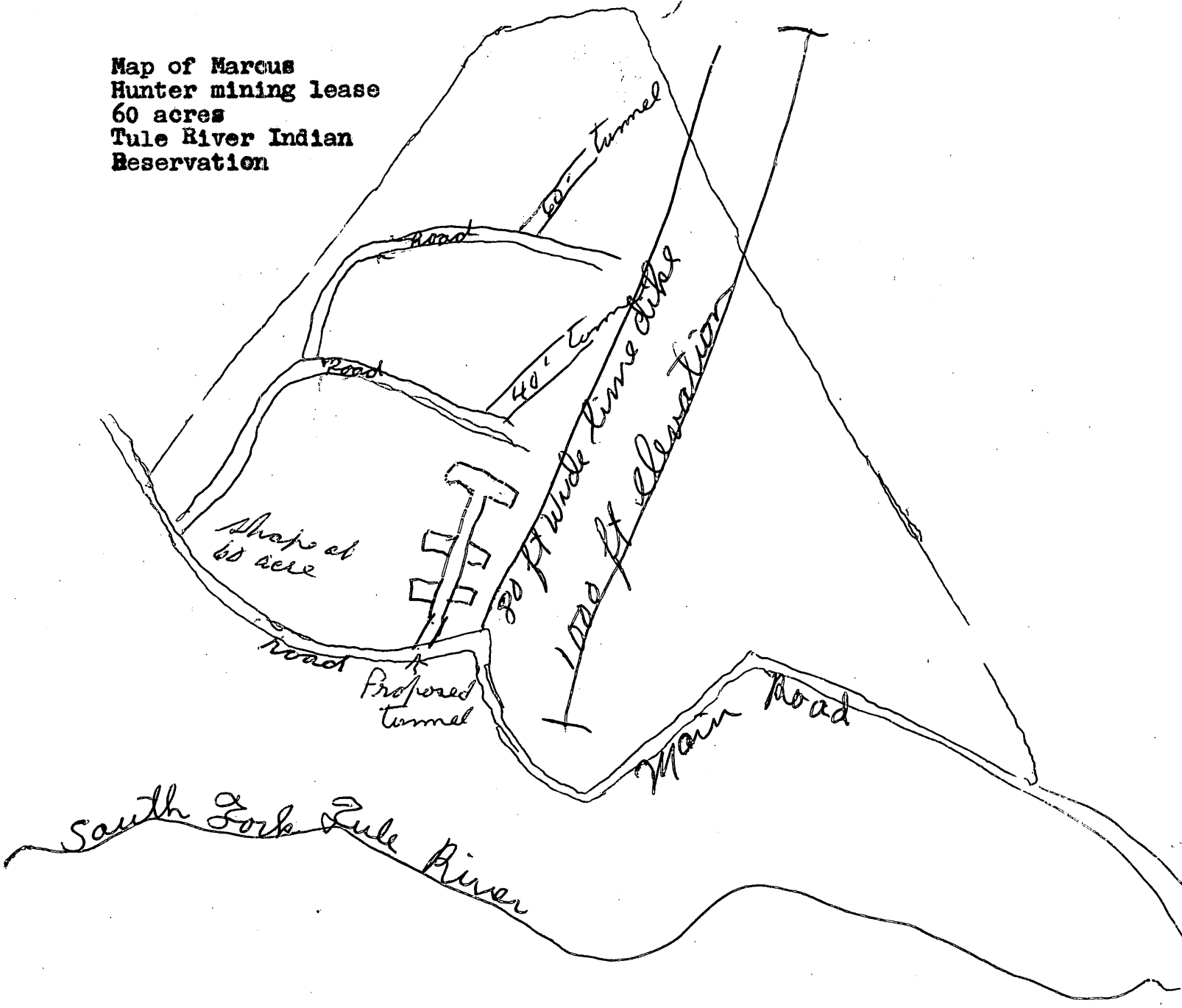
February 6 57

The following information was typed on Form 1-480:

The attachment is a photostatic copy of an agreement of December 22, 1954, between C. D. Johnson and Marcus Hunter, which was submitted to Defense Minerals Exploration Administration by C. D. Johnson and constitutes a part of Mr. Johnson's application filed in Docket No. DMEA 3618 - Tungsten, Marcus Hunter Lease, Tule River Indian Reservation, Tulare County, California. The copy is exact, except that the impression of the Seal of the Notary Public, Ardath Dobbs, Tulare County, California, which shows clearly on the original, is indistinguishable on the print.

WSMartin:sm
cc to: Docket
Code 400

Map of Marcus
Hunter mining lease
60 acres
Tule River Indian
Reservation



Mine is 22 miles east of Porterville, California. 18 miles of paved road, 4 miles graded dirt road. 16 miles from my tungsten mill, plenty of Indian labor within five miles of mine. All mining equipment is installed, 2800 foot elevation. Workable all year. Have milled tons of 3/4 to 1 per ore from the outeropings.

DMEA Form 7
(12-56)

OFFICIAL FILE COPY

Date	Surname	Code
2/6	Martin	400
2/8	Selfridge	190
"	Johnson	110
"	Mittendorf	100
2·11	C	220
		~~400~~

FEB 8 1957

Mr. Gareth W. Houk
120 West Willow Street
Visalia, California

Re: Docket No. DMEA 3618 - Tungsten
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Houk:

Attached, as requested in your letter of January 25, 1957, is the attachment which you returned to us from our letter of October 17, 1956. The same attachment, a photostatic copy of Agreement of December 22, 1954, between C. D. Johnson and Marcus Hunter, is now annexed to a Certification by the Chief Clerk of the Department of the Interior dated February 6, 1957.

Sincerely yours,

A. O. Mittendorf (for)

Administrator

Enclosure

CC to: Mr. Glenn L. Emmons, Commissioner
Bureau of Indian Affairs, Interior

Mr. Leonard M. Hill, Area Director
P. O. Box 749, Sacramento 4, Calif.

WSMartin:am 2-6-57
cc to: Docket
Code 400
Admr. Read. File
FT REG II
Messrs. Holliday, USBM
Kiilsgaard, USGS

R.C.S.

8623

DMEA Form 7
(12-56)

OFFICIAL FILE COPY

Date	Surname	Code
2/6	Martin	400
	57	

February 6

The following information was typed on Form 1-480:

The attachment is a photostatic copy of an agreement of December 22, 1954, between C. D. Johnson and Marcus Hunter, which was submitted to Defense Minerals Exploration Administration by C. D. Johnson and constitutes a part of Mr. Johnson's application filed in Docket No. DMEA 3618 - Tungsten, Marcus Hunter Lease, Tule River Indian Reservation, Tulare County, California. The copy is exact, except that the impression of the Seal of the Notary Public, Ardath Dobbs, Tulare County, California, which shows clearly on the original, is indistinguishable on the print.

WSMartin:am
cc to: Docket
Code 400

UNITED STATES
DEPARTMENT OF THE INTERIOR
OFFICE OF THE SOLICITOR
WASHINGTON 25, D. C.

FEB . 5 1957

Memorandum

To: Administrator, DMEA
Attention: Chief, Iron and Ferro-Alloys Division

WSM

From: Associate Solicitor, Division of Mineral Resources

Subject: Docket No. DMEA 3618 - Tungsten
Clarence Daniel Johnson

Mr. Monson's letter of January 25, relates to the matter of introducing in evidence before a California Court, not the Administrator's letter of October 17, 1956, but a copy of the working agreement of December 2, 1954, between Hunter and Johnson. As indicated in Mr. Monson's letter, a certification is required. The Chief Clerk has prescribed the charges for making such copies and, if you wish, will assist in executing the certification.

Robert P. Dwyer

Mr Johnson
~~Jon Atty~~
Rm 6200
Ext 718

UNITED STATES
DEPARTMENT OF THE INTERIOR
OFFICE OF THE SOLICITOR
WASHINGTON 25, D. C.

FEB -5 1957

Memorandum

To: Administrator, DMEA
Attention: Chief, Iron and Ferro-Alloys Division

From: Associate Solicitor, Division of Mineral Resources

Subject: Docket No. DMEA 3618 - Tungsten
Clarence Daniel Johnson

Mr. Monson's letter of January 25, relates to the matter of introducing in evidence before a California Court, not the Administrator's letter of October 17, 1956, but a copy of the working agreement of December 2, 1954, between Hunter and Johnson. As indicated in Mr. Monson's letter, a certification is required. The Chief Clerk has prescribed the charges for making such copies and, if you wish, will assist in executing the certification.

Robert P. Dwyer

Robert P. Dwyer

PIndritz:ar
Feb. 5, 1957
Copy to: Solicitor's Docket (2)
DMEA Docket
W. S. Martin (2)
R. P. Dwyer
P. Indritz
Chron

GARETH W. HOUK
JOHN D. MONSON

LAW OFFICES
OF
GARETH W. HOUK
SUITE 420, BANK OF AMERICA BLDG.
VISALIA, CALIFORNIA

P. O. BOX 1029
TELEPHONE
REDWOOD 4-6729

NEW ADDRESS
120 WEST WILLOW ST.
TEL. RE 2-2293

January 25, 1957

OFFICIAL FILE COPY
DMEA
RECEIVED JAN 29 1957

DATE	INITIALS	CODE
1-29	C	220
1/29	WSM	400
		225

United States Department of the Interior
Defense Minerals Exploration Administration
Washington, 25, D.C.

Attention: Mr. C. O. Mittendorf,
Administrator

Re: Docket No. DMEA 3618 - Tungsten
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California.

Gentlemen:

Please refer to my letter of September 25, 1956, concerning the above application and your reply of October 17, 1956.

We will want to introduce into evidence at the trial in this County a copy of the Working Agreement between Mr. Johnson and Mr. Hunter, and under the laws of California the copy cannot be received in evidence in Court unless the copy is certified to be a true copy by the legal Keeper of the Records. We are, therefore, returning the photostatic copy which you sent us and are asking that you attach thereto a certificate to be signed by the Keeper of Records certifying that the attached document is a true copy of the original on file with the Department.

For your convenience we are enclosing herewith a form for such a certificate. If you desire to use your own certificate please feel free to do so. The certificate, however, in order to comply with the California law must certify that the copy is a true copy of the original and the certificate must be signed by the Keeper of the Records. Since the trial in question is only a few weeks off we would appreciate your early attention to this matter.

Thank you for your attention to this matter.

Very truly yours,

John D. Monson

John D. Monson

JDM:jlc
Encl.

CERTIFICATE

I, _____, _____
(Name of Officer) (Title)
_____, hereby certify that the attached document is a true copy of the original on file with the Department of the Interior, United States of America, and that I am the legal keeper of said record.

_____

(SEAL)

DOCKET
SURNAME

OCT 17 1956

Acting

Acting Commr
of Ind. Aff'rs

Mr. Kenneth W. Hank
1201 North Miller Street
Visalia, California

Re: Docket No. IBIA 3618 - Tungstun
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Hank:

By letter of September 25, Mr. John D. Hanson, of your office, advised us that he was unable to locate the original of a so-called working agreement between Clarence Daniel Johnson and Marcus Hunter pertaining to the subject application.

Enclosed is a photostatic copy of an agreement of December 22, 1954, between C. D. Johnson and Marcus Hunter, which constitutes a part of the same application and is therefore required for our files. The copy is such, though that the impression of the seal of the Notary Public, Ardath Dobbs, Tulare County, California, which shows clearly on the original, is indistinguishable on the print.

Sincerely yours,

C. O. Mittendorf

Administrator

Enclosure

WSMartin:fcc
10/5/56
cc to: Docket
Code 400
Admr. Read. File
FT. REG. II
Messrs. Holliday, USGM
Killagaard, USGS

CC to: Mr. Glenn L. Emmons, Commissioner
Bureau of Indian Affairs, Interior

Mr. Leonard M. Hill, Area Director
P. O. Box 749, Sacramento 4, Calif.

GARETH W. HOUK
JOHN D. MONSON

LAW OFFICES
OF
GARETH W. HOUK
SUITE 420, BANK OF AMERICA BLDG.
VISALIA, CALIFORNIA

NEW ADDRESS
120 WEST WILLOW ST.
TEL. RE 2-2293

P. O. BOX 1029
TELEPHONE
REDWOOD 4-6729

Docket

OCT - 1 1956

WJM

September 25, 1956.

United States Department of the Interior
Defense Minerals Exploration Administration
Washington, 25, D.C.

Re: Realty
308-Tule River Reservation
CONT. I-84-IND-3693
DMEA-3618

Gentlemen:

This office has been retained by a Mr. George H. Beckton in connection with litigation arising out of the operation of a tungsten mine situated on the Tule River Indian Reservation, Tulare County, California.

We understand that there was a so-called working agreement for the operation of this mine entered into between a Clarence Daniel Johnson and an Indian by the name of Marcus Hunter. We are anxious to locate the original of the agreement and have been advised by one of the government agencies that there is a possibility the original may be on file in your Department.

We would appreciate receiving an early reply. Thanking you for your courtesy, I remain

Very truly yours,

GARETH W. HOUK

By John D. Monson

JDM:jlc

Docket
Realty
308-Tule River Res.
Contract No.
I-84-Ind-3693

Sacramento Area Office
P. O. Box 749
Sacramento 4, California

RECEIVED
MAY 15 1956

MAY 10 1956

WSM

Mr. George H. Beckton
5134 Vantage Ave.
North Hollywood, Calif.

Dear Mr. Beckton:

We have received a report and recommendation from the Office of U. S. Geological Survey, on the Tule River mining contract held by Marcus Hunter, and you are advised that your application for a working agreement has been rejected. Your agreement with Marcus Hunter was not supported by a tribal resolution, as required, and therefore the Office of U. S. Geological Survey could not recommend its submission to Washington for approval.

We are unable to take further action on your behalf and are returning herewith your agreement of February 18, 1955, with Marcus Hunter, and your statement of January 5, 1956, in quintuplicate. We are retaining one copy of your statement for our records.

Sincerely yours,

(SIGNED) J. N. LOWE

ACTING Area Director

cc: Mr. George H. Beckton
Winhem, Calif.
cc: Rita Singer
Office of the Solicitor

cc: C. O. Mittendorf, Administrator
Defense Minerals Exploration Administration
Washington 25, D. C.
Re: File 400
Docket No. DMEA 3693 - Tungsten

5334 [illegible]ntage Ave,
North [illegible]ollywood, California,
October 29, 1955.

RECEIVED
NOV - 7 1955
Realty
308-Tule River
I-84-Ind-3693

Mr. Leonard M. Hill, Area Director,
Sacramento, California.

3618

WSM

Dear Mr. Hill:
Feb. 18 I made a Working Agreement with Mr. Marcus Hunter on the above property. This was taking the place of a Working Agreement Mr. Hunter had with Mr. C. D. Johnson. Mr. Johnson had been killed at the mine on Feb. 10, and I had been furnishing him money with which to develop the property and pay his back debts. It was agreed between Mr. Hunter, Mrs. Johnson and myself that Mr. Johnson's agreement be cancelled by Mrs. Johnson and Mr. Hunter, and that the Working Agreement made by Mr. Hunter and myself would protect all three parties. As Mr. Johnson had worked the property for several years at a loss to himself it was mutually agreed that I should secure sufficient capital and engineering experience to develop the property on a large enough scale to be profitable.

On March 26 I wrote Mr. L. P. Pearce, who had made a yearly report on the work done on the property. In answer I received a letter from Mr. Geo. G. Bywater dated April 4, stating that my Working Agreement must be approved by the Dept. of the Interior before any work was done on the property.

On April 11 I made a request for approval of my Working Agreement to the Department of the Interior in Washington D. C.

On May 11 I received an answer to this letter from Mr. H. F. Larkin, Acting Chief, Branch of Realty, stating that my Working Agreement must be submitted through Mr. Leonard M. Hill in Sacramento.

On May 11 I submitted my Working Agreement to Mr. Hill.

On June 30 I wrote Mr. Hill that I had received no word from his office regarding my Working Agreement.

On July 7 I received a letter from Mr. Hill stating that a Mr. Burkhart had submitted an unsigned Working Agreement with Mr. Hunter, so he was not acting on my Working Agreement.

My signed and notarized agreement was submitted on April 4 and since then I have taken no action on the property awaiting approval of the Government. Because of this delay and the wide spread publicity given this property by me, a promoter named C. R. Burkhart has pursuaded Mr. Hunter to apply for cancellation of my Working Agreement. In no way have I violated the Government requirements or my agreement with Mr. Hunter, and believe that I have a right to have my Working Agreement approved. I am financially responsible and able to furnish bond.

On the other hand Mr. Burkhart has proceeded to work on the property in spite of several letters from Mr. Hill demanding that work cease.

Indian Affairs will have to make the first move on this. All we can do is keep asking them how they are getting along...

WSM
11/7/55

no report here
per TLC 12/30/55

Realty
308-Tule River
I-84-Ind-3693

RECEIVED
NOV - 7 1955

As per my conversation with Mr. Hill in his office on October 20, I am again asking that my application be considered and that the Marcus Hunter lease be not cancelled.

Very truly,

George H Buckton

cc: Commissioner of the Bureau of Indian Affairs
Washington, D. C.
cc: C. C. Mittendorf, Administrator
cc: George G. Bywater, Regional Mining Supervisor
cc: H. F. Larkin, Acting Chief, Branch of Realty
cc: Marcus Hunter

August 24, 1955

MEMORANDUM

To: Mr. Robert E. Adams, Chief
Operations Control and Statistics Division

From: Mr. Thos. L. Chapman, Acting Chief
Iron and Ferro-Alloys Division

Subject: Removal of application docket from active file
Docket No. DMEA 3618 - Tungsten
Clarence Daniel Johnson
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California

Please remove the subject application docket from the active files inasmuch as the applicant, Clarence Daniel Johnson, was killed in an accident at the mine, and we are now informed that Mr. Johnson's widow has cancelled the working agreement which her husband had covering the Marcus Hunter Lease.

Sgd.

Thos. L. Chapman, Acting Chief
Iron and Ferro-Alloys Division

LScott/ls
8/24/55

cc: Docket
Adm. Read. File
Code 400

UNITED STATES
DEPARTMENT OF THE INTERIOR
DEFENSE MINERALS EXPLORATION ADMINISTRATION
WASHINGTON 25, D. C.

August 24, 1955

MEMORANDUM

To: Mr. Robert E. Adams, Chief
Operations Control and Statistics Division

From: Mr. Thos. L. Chapman, Acting Chief
Iron and Ferro-Alloys Division

Subject: Removal of application docket from active file
Docket No. DMEA 3618 - Tungsten
Clarence Daniel Johnson
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California

Please remove the subject application docket from the active files inasmuch as the applicant, Clarence Daniel Johnson, was killed in an accident at the mine, and we are now informed that Mr. Johnson's widow has cancelled the working agreement which her husband had covering the Marcus Hunter Lease.

Thos. L. Chapman

Thos. L. Chapman, Acting Chief
Iron and Ferro-Alloys Division

DOCKET
SURNAME
400 Holt
Chapman

AUG 23 1955

Mr. George H. Beckton
5334 Vantage Avenue, Apt. 3
North Hollywood, California

Re: Docket No. DSA 3618 - Tungsten
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Beckton:

Reference is made to your letter of August 15, 1955, in regard to the referenced project. In this letter you advise that Mrs. Johnson and Mr. Hunter mutually agreed to cancel the working agreement between Mr. Johnson and Mr. Hunter. We had never been advised of this, but such being the case the application of Mr. Johnson for exploration assistance is automatically cancelled and is being withdrawn from our active files.

We note that you have been furnished with a copy of the letter of the Area Director of the Bureau of Indian Affairs, dated August 9, 1955, to Mr. Marcus Hunter advising of the necessity of obtaining the approval of the Commissioner of the Bureau of Indian Affairs to any working agreement with Mr. Hunter.

Mr. Johnson had been advised by this Division of the necessity of obtaining approval of his Operating Agreement with Mr. Hunter by the Commissioner of the Bureau of Indian Affairs before he was justified in doing any work.

We are very sorry but we are not in any position to protect you in Mr. Johnson's or your agreement with Mr. Hunter. If you should have your working agreement with Mr. Hunter approved by the Commissioner of the Bureau of Indian Affairs, we will be pleased to consider an application for exploration assistance.

Sincerely yours,

C. O. Mittendorf

Administrator

TLChapman:foc
8-23-55
cc to: Docket
Code 400
Adm. Read. File
FT. REG. II
Messrs. Holliday, USBM
Kiilsgaard, USGS

Docket

5334 Vantage Ave. Apt 3,
North Hollywood, California.
August 15, 1955

RECEIVED
AUG 19 1955

Re: Docket No.DMEA 3618 - Tungsten
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California.

Mr. C. O. Mittendorf, Administrator,
Department of the Interior,
Defense Minerals Exploration Administration,
Washington 25, D. C.

Dear Mr. Mittendorf:

Your letter of August 8th just received. I have been waiting to receive approval of my lease with Marcus Hunter before proceeding further in my efforts to secure sufficient capital to properly develop the Hunter mine. I have written Mr. Hunter, but have had no response from him.

Mr. Hunter made a working agreement with me and also gave me an exclusive write to secure a buyer for his lease. He did not tell me that these had to be approved by the Department of the Interior. He said that only in case of a sale did we have to secure the approval of your Department.

I have been told that a party whom I contacted for this purpose sent their engineer to see the property and when I contacted him later he told me that he could by-pass me and the widow of Mr. Johnson, who was killed at the mine, and to whom I had advanced considerable money to pay back bills for materials used at the mine and for necessary expenses at the time. Upon cancellation of Mr. Johnson's working agreement, mutually agreed upon by Mrs. Johnson and Mr. Hunter, Mr. Hunter made a similar agreement with me, with the understanding that I was to make every effort to secure sufficient capital to develop the property on a paying basis. This I was attempting to do, contacting many people, with the result that one party has persuaded Mr. Hunter to break our agreement and make an agreement with him, and judging from Mr. Leanord Hill's letter of Aug.9th is evidently taking ore out.

I have put considerable money and effort into this mine and have done nothing to violate my agreement with Mr. Hunter and feel that I have a right to be protected, and Mrs. Johnson also. I respectfully request your consideration of my lease.

Very truly,

Leon G. & B. Beckton

MF-500

UNITED STATES
DEPARTMENT OF THE INTERIOR
DEFENSE MINERALS ADMINISTRATION

REFERENCE SLIP

DATE 8/15/55

REFERRED TO:

1. ~~Code 700~~ Mot 700 E.W.E
2. " 400
3.
4.

FOR:

Action	Recommendation
Approval	Record of
Comment	Referring to
Conference	Reply for signature of
Consideration	Rewriting
Filing	Signature
Instructions	Suggestions
Investigation	Your information
Initials	
Mailing	
Previous correspondence	

Answer 3618, 12

REMARKS:
Could this be one of your applications?
I checked with Code 400
& Bureau of Indian Affairs
I.P. Vice Versa. [illegible]

Check (X) before the items needing attention.

Frances [illegible]
Initials of sender.

GPO 16—63815-1

MF-500

UNITED STATES
DEPARTMENT OF THE INTERIOR
DEFENSE MINERALS ADMINISTRATION

Rose Vantal

REFERENCE SLIP

DATE 8/12

REFERRED TO:

1. ~~100~~
2. ~~Mot~~
3.
4.

FOR:

Action	Recommendation
Approval	Record of
Comment	Referring to
Conference	Reply for signature of
Consideration	Rewriting
Filing	Signature
Instructions	Suggestions
Investigation	Your information
Initials	
Mailing	
Previous correspondence	

REMARKS:
~~Only copy rec'd.~~

Check (X) before the items needing attention.

ROBERT E. ADAMS
Initials of sender.

GPO 16—63815-1

Docket

Realty
308-Tule River
Cont. I-84-Ind-3693

Sacramento Area Office
P. O. Box 749
Sacramento 4, California

AUG 9 1955

Mr. Marcus Hunter
P. O. Box 306
Porterville, California.

Mineral 3618 Tulare County, Cal.
Tungsten

Dear Mr. Hunter:

It will be necessary for you to take early action on matters relative to your mining lease, which we referred to in our letters of March 15th, May 27th, and July 7th. With our letter of March 15th, we forwarded five copies of a Modification of the lease for execution, and our second two letters requested your action on the proposed agreements of George H. Beckton and C. R. Burkhart.

Neither Mr. Beckton nor Mr. Burkhart has an approved operating or working agreement with you and neither has authority to carry on prospecting or mining operations on the property covered by your mining lease until such an agreement has the approval of the Commissioner of the Bureau of Indian Affairs.

Further, your attention is called to the fact that the logging road used for access to the mining property was constructed and is maintained by the timber contractors known as the Harbor Box and Lumber Company, and therefore the use of this road for mining purposes must be in accordance with an agreement with this company. We request that you contact Mr. W. B. Lanteberger, Harbor Box and Lumber Company, Springville, California, and negotiate such an agreement.

This will serve as notification that operations on the property covered by your mining lease, by either Mr. Beckton, Mr. Burkhart, or other persons working under a similar invalid agreement, must cease until an operating agreement has been approved, and that continued violation of the terms of your lease will result in our recommendation to the Commissioner of the Bureau of Indian Affairs that the lease be cancelled.

Sincerely yours,

(Signed) Leonard H. [illegible]

Area Director

RECEIVED
AUG 1[illegible] 1955

DC:ecr
cc: Ted Bolt
cc: George H. Beckton
cc: Mark Sudley, Forester
cc: D. C. Rittendorf, Administrator

UNITED STATES
DEPARTMENT OF THE INTERIOR
INDIAN FIELD SERVICE
SACRAMENTO AREA OFFICE
P. O. BOX 749
SACRAMENTO 4, CALIFORNIA

OFFICIAL BUSINESS

SACRAMENTO CALIF. AUG-9'55
U.S. POSTAGE 03
PB METER P.D. 318304

Mr. C. O. Mittendorf, Administrator
Defense Minerals Exploration Administration,
Washington 25, D. C.

Realty
308-Tule River
I-84-Ind-3693

400

Sacramento Area Office
P. O. Box 749
Sacramento 4, California

RECEIVED
JUL 12 1955

JUL 7 1955

WSM

Mr. George H. Beckton
5334 Vantage, Apt. 3
North Hollywood, California.

Re: Docket No. DMEA 3618-Tungsten
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California.

Dear Mr. Beckton:

In reply to your letter of June 30th, we are returning your Working Agreement with Marcus Hunter, as requested. We also enclose copies of two letters forwarded by this office on May 27th, 1955, to Mr. Hunter and to the Commissioner of Indian Affairs.

Shortly before your Working Agreement was received by this office, Mr. Hunter submitted an operating agreement written in favor of another party, with the request that it be approved. As our letters indicate, we informed Mr. Hunter that both agreements could not be approved and that it would be necessary for him to secure a written release from you if he wished the second proposal to be considered.

We have not heard from Mr. Hunter in regard to these agreements, and consequently could not act on either. However, we are forwarding a copy of this letter to Mr. Mittendorf of the Defense Minerals Exploration Administration today, and we will again ask Mr. Hunter to contact you.

Sincerely yours,

Area Director

Encl. 3
ccr

cc: Mr. C. O. Mittendorf, Administrator
Defense Minerals Exploration Administration,
Washington 25, D. C.

cc: Marcus Hunter
P. O. Box 306
Porterville, Calif.

400

DOCKET
SURNAME
S.P. Holt
Martin
Nelson

AUG - 8 1955

Mr. George H. Beckton
5334 Vantage, Apt. 3
North Hollywood, California

Re: Docket No. DMEA 3618 - Tungsten
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Beckton:

Reference is made to your letter which reached us July 5, 1955, enclosing a copy of your letter of June 30, 1955, to Mr. Leonard M. Hill, Area Director, Sacramento Area Office, Bureau of Indian Affairs, Sacramento, California.

We have also received a copy of Mr. Hill's reply to you, dated July 7, 1955, stating that he was returning to you a working agreement with Marcus Hunter, and adding that Mr. Hunter had filed with his office a different working agreement with another party.

We would appreciate hearing from you as to your present interest in the Marcus Hunter lease and in your DMEA application.

Sincerely yours,

C. O. Mittendorf

Administrator

SPHolt/foc
8/5/55
cc to: Docket
Code 400
Adm. Read. File
Operating Comm.
FT. REG. II
Messrs. Holliday, USBM
Kiilsgaard, USGS

cc to: Mr. Leonard M. Hill
Bureau of Indian Affairs
Sacramento, Calif.

R.C.L.

Mr. C. O. Mittendorf,
Administrator,
Defense Minerals Exploration Administration,
Washington 25, D. C.

RECEIVED
JUL - 5 1955

Re: Docket No. DMEA 3618-Tungsten
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California.

WJM

Dear Mr. Mittendorf:

Your letter of June 24th has just been received. I am enclosing a copy of a letter to Mr. Leonard M. Hill, Area Director, Sacramento, California.

The letter of March 17th written to Mr. Johnson, and a copy sent to us, was not answered by us as we did not have the information requested by you, as we had not worked the mine, only advanced the money to Mr. Johnson to pay outstanding debts occured in working the mine, and to pay truck repairs, mill up keep and buy power and drills, etc. to keep the work going.

However, Mr. L. P. Pearce, Mining Branch, Conservation Division Chief Howard Duncan mining engineer made an examination of the property on January 30, 1955, and made an official report. Call Robert Spratt 3452 Mr. Pearce is located at 306 Federal Building, Salt Lake City., Utah, and is with the Geological Survey, Dept of the Interior.

The necessary work has been done on the property for 1955 and the ground lease of $60.00 has been paid by me, as per terms of the Marcus Hunter Tungsten Mining Lease No. I-84-Ind. 3693.

In a letter dated April 4, 1955 from Mr. Geo. G. Bywater, Regional Mining Supervisor quotes from the Code of Federal Regulations, Title 25 Indian, in which it states that Indian leases can only be transfered or sub-let with the consent of the Department of the Interior. Therefore, we submitted our working agreement with Marcus Hunter for your approval. We have had had no reply from you and do not feel that we can spend any more money until your Department of the Interior grants our request. By "you" I mean your Department of the Government, through Mr. Larkin, as requested.

Time is very important in this matter, and we would like to have this matter acted upon at your earliest convenience.

Very truly yours,

George H. Beckton

George H. Beckton

Realty
10873-51
4913-55

5334 Vantage Apt. 3,
North Hollywood, Calif.,
June 30, 1955.

dmer 3618

Mr. Leonard M. Hill,
Area Director,
P. O. Box 749,
Sacramanto 4, California.

Dear Sir:

On May 18, 1955 we sent you by registered mail, with return receipt requested, our Working Agreement with Marcus Hunter as requested by the Dept. of Interior Bureau of Indian Affairs in their letter of May 11 headed "Realty 10873-51, 4913-55. The return receipt reached us May20th. Since then we have had no word from you.

To day we have received another letter from the Dept. of Interior, Defense Minerals Exploration Administration, Washington D. C., dated June 24th. They say that they have received no word from us and are going to close the files if they do not hear from us by Aug. 1, 1955. We have invested considerable money in this project and feel that we should hear from you, as the property must be worked to retain control, according to your rules. However, we cannot invest any more money until we know we have your permission to work the mine.

Will you please let us hear from you at your earliest convenience, and also please return our Working Agreement with Marcus Hunter.

Thanking you for your attention to this matter, I am,

Very truly yours,

George H. Beckton

DOCKET
SURNAME
400 Chapman
Rutledge

JUN 24 1955

TLChapman:foc
6-23-55
cc to: Docket
Code 400
Adm. Reading File
Operating Comm.
FT. REG. II

cc to: Messrs. Holliday, USBM
Kiilsgaard, USGS

Mr. George H. Beckton
5334 Vantage Avenue, Apt. 3
North Hollywood, California

Re: Docket No. DMEA 3618 - Tungsten
Marcus Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Beckton:

While awaiting action by the Bureau of Indian Affairs on a transfer of rights to work the referenced property, leased to Marcus Hunter, to Mr. Clarence D. Johnson, we received your letter of March 11, 1955, requesting information as to the status of the above-docketed application for exploration assistance.

On March 17, 1955, we wrote to Mr. Johnson, enclosing a copy for you, as to the status of the lease and requested further information. To date the requested information has not been received.

On or about the 10th of May we received a copy of your letter to the Department of the Interior, dated April 11, 1955, in which you advised that Mr. Johnson was killed at the mine on February 10, 1955.

We have at hand a copy of a letter to you dated May 11, 1955 from Mr. N. F. Larkin, Acting Chief, Branch of Realty, Bureau of Indian Affairs, advising you to submit working agreement on lease to Mr. Leonard M. Hill, Area Director, P. O. Box 749, Sacramento 4, California. To date no word has been received in this office if this action was taken.

We would appreciate hearing from you concerning your interest in the property and if you have no further interest, to withdraw your application so we may close our files on the project.

In case we do not hear from you by August 1, 1955, we will consider the matter closed and place the application in our inactive files. If at any time in the future you wish to make another application we will be glad to reconsider the project. We wish to thank you for your interest in the Defense Minerals Exploration Administration Program.

Sincerely yours,

C. O. Mittendorf

Administrator

R. C. Ly

Realty
[illegible]
[illegible]

MAY 11 1955

Mr. George E. Dunkin
[illegible] Vanderpool Avenue
Apartment 3
North Hollywood, California

Dear Mr. Dunkin:

This is with reference to your letter of April 11, regarding a working agreement executed February 18, 1955, between Mr. Marvin Hunter and yourself on the Hunter Hunter Tungsten mining lease, Contract No. I-Ch-Ind.-3003, covering approximately 60 acres of unreserved tribal land on the Yuma River Reservation.

It will be necessary for you to submit your working agreement through Mr. Leonard H. Hill, Area Director, P. O. Box 749, Sacramento 4, California, for action by the Secretary of the Interior.

It is requested that your working agreement be submitted as soon as possible to the above address.

Sincerely yours,

(Sgd.) H. F. Larkin

For Acting Chief, Branch of Realty

cc: Area Director, Sacramento (It is requested that a report be submitted to the Central Office on the status of the above tungsten mining lease. Recommendation from the mining supervisor should be obtained and submitted with your report.)

[illegible]ita/lc 5/5/55

Hacket

COPY

5334 Vantage Ave., Apt. 3,
North Hollywood, Calif.
April 11, 1955

Denver
3618

Department of the Interior
Washington, D. C.

Re: Marcus Hunter
Mining Lease I-84-Ind.-3693
Tule River Reservation

Gentlemen:

On February 18, 1955, Mr. Marcus Hunter executed a Working Agreement with me on the above property. Mr. C. D. Johnson who had been developing the mine was killed at the mine on February 10th and as I had been financing the work Mr. Hunter made this agreement in order that I could go ahead and have the property put under production and also to protect the interest of Mr. Johnson's widow.

I have received a letter from Mr. George G. Bywater, Regional Mining Supervisor, in which he quotes the conditions under which this lease can be assigned:

"186.26 Assignments. (b) No lease or interest therein or the use of such lease shall be assigned, sublet, or transferred, directly or indirectly, by working or drilling contract, or otherwise, without the consent of the Secretary of the Interior."

I am therefore asking for your consent to this Working Agreement.

Very truly,

/s/ George H. Beekton

Doc[illegible] No. DIEA 3618

C O P Y

5334 Vantage Ave., Apt. 3,
North Hollywood, Calif.
April 11, 1955

Department of the Interior
Washington, D. C.

Re: Marcus Hunter
Mining Lease I-84-Ind.-3693
Tule River Reservation

Gentlemen:

On February 18, 1955, Mr. Marcus Hunter executed a Working Agreement with me on the above property. Mr. C. D. Johnson who had been developing the mine was killed at the mine on February 10th and as I had been financing the work Mr. Hunter made this agreement in order that I could go ahead and have the property put under production and also to protect the interest of Mr. Johnson's widow.

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"186.26 Assignments. (b) No lease or interest therein or the use of such lease shall be assigned, sublet, or transferred, directly or indirectly, by working or drilling contract, or otherwise, without the consent of the Secretary of the Interior."

I am therefore asking for your consent to this Working Agreement.

Very truly,

/s/ George H. Beekton

400

DOCKET
SURNAME
Chapman
Martin
Johnson

MAR 17 1955

Mr. Clarence D. Johnson
Route 1, Box 106
Porterville, California

Re: Docket No. DMRA 3618 - Tungsten
Moreno Hunter Lease
Tule River Indian Reservation
Tulare County, California

Dear Mr. Johnson:

By a letter dated March 11, 1955, Mr. George H. Beckton, Apartment 3, 5334 Vantage Avenue, North Hollywood, California, has asked us for information on the status of the subject application.

As you are aware your application is based on an operating agreement with Moreno Hunter, lessee, whose lease provides that he cannot assign the lease or any interest therein by an operating agreement or otherwise . . . . . except with the approval of the Secretary of the Interior. Because of this provision we have had to refer the matter to the Bureau of Indian Affairs, for an investigation.

Our review indicates, moreover, that the information submitted with your application is insufficient to justify a field examination. Your request for assistance in exploring for tungsten ore should be substantiated to permit us to consider your application further, as follows:

1. State the approximate surface elevations of the area, elevations of your present workings and elevation of the proposed work.

2. Submit any assays of samples from ore zones giving their respective widths.

3. Send us settlement sheets and data available on the 600 tons of ore shipped, or otherwise advise of the mill results and tungsten values.

4. Estimate length covered by ore exposures.

R.C.G.

We will, therefore, hold your application in abeyance until the requested data have been received from you and the Bureau of Indian Affairs. An extra copy of this letter is enclosed for you to forward to Mr. Beckhen if this meets with your approval.

Sincerely yours,

C. U. Mittendorf
Administrator by ES7

Enclosure

TLCHAPMAN/WSMARTIN/foc
3-16-55
cc to: Docket
Code 400
Adm. Reading File
FT. REG. II
Robert Holliday, USBM
Thor H. Kiilsgaard, USGS

DEPARTMENT OF THE INTERIOR
Defense Minerals Administration
RECEIVED
MAR 14 1955

5334 Vantage Ave.,
Apt. 3
North Hollywood, Calif.
March 11, 1955.

WSM

United States Dept. of Interior,
Defense Minerals Exploration Administration,
Washington, D. C.

Re: Exploration Assistance
Hunter Scheelite,
Subject: DMEA-3618, Iron & Ferro-Alloys Div.

Dear Sir:

We have not heard from our application dated December 22, 1954 for exploration assistance under the Defense Production Act. of 1950.

We would greatly appreciate any information you are able to give us as to when we may expect the engineer to arrive, and whether or not we will be notified of his coming, in order that we may be on the property upon his arrival.

Very truly,

George H Beckton

DMEA Waiting on advice from Indian affairs field office.

UNITED STATES
DEPARTMENT OF THE INTERIOR
OFFICE OF THE SOLICITOR
WASHINGTON 25, D. C.

JAN 14 1955.

Memorandum

To: The Administrator, DMEA
Attention: W. S. Martin

From: Acting Assistant Solicitor, Defense Minerals

Subject: Docket No. DMEA-3618 (Tungsten), Hunter Scheelite, Tule River Indian Reservation, Tulare County, California

With a reference slip dated January 10, Mr. Martin requested that we review the subject DMEA application, and the Indian Bureau's file concerning a lease with Marcus Hunter, to determine whether the applicant has a sufficient interest in land for the purposes of an exploration project contract.

Our review of the matter discloses that the applicant's interest in the land is based upon a lease between the Tule River Council and Marcus Hunter, a member of the Tule River Tribe. The lease, No. I-84-Ind-3693, dated April 7, 1951, was approved by the Department on October 23, 1951, runs for a term of 5 years from the date of approval (expires October 1956), and calls for payment to the tribe of 10 percent of the gross market value of any production shipped. Article 3(g) of the lease provides that the lessee is "Not to assign this lease or any interest therein by an operating agreement or otherwise. . .except with the approval of the Secretary of the Interior." The applicant's interest in the land is based upon an agreement dated December 22, 1954, he entered into with Marcus Hunter, the sole provisions of which are that in return for the applicant furnishing all "labor, supervision and moneys required to properly perform the work of development and operation of the Marcus Hunter mining lease," the applicant is to receive from Hunter 84 percent of the gross market value of any production shipped, leaving Hunter with 6 percent of the gross value of production after payment of the lessor's royalty. This agreement does not bear the approval of the Secretary.

We believe that the agreement between the applicant and Marcus Hunter is in the nature of an operating agreement, and requires the approval of the Secretary.

MF-500

UNITED STATES
DEPARTMENT OF THE INTERIOR
DEFENSE MINERALS ADMINISTRATION

REFERENCE SLIP

DATE Jan 10, 1955

REFERRED TO:
1. Act'g Asst. Solicitor
2.
3.
4.

FOR:

..... Action	..... Recommendation
..... Approval	..... Record of .....
..... Comment	..... Referring to .....
..... Conference	..... Reply for signature of .....
..... Consideration	..... Rewriting
..... Filing	..... Signature
..... Instructions	..... Suggestions
..... Investigation	..... Your information
..... Initials	
..... Mailing	
..... Previous correspondence	

REMARKS: Is the agreement of 12/22/54, between Johnson & Hunter, an assignment of interest under Section 3(g) of the lease of 4/7/51 ?

Check (X) before the items needing attention.

W. S. Martin
Initials of sender.

GPO 16—63815-1

Therefore, until such agreement is approved, the applicant does not have a sufficient interest in the land for the purposes of an exploration project contract.

J. L. Hofflund
Acting Assistant Solicitor,
Defense Minerals

Putin

UNITED STATES
DEPARTMENT OF THE INTERIOR
OFFICE OF THE SOLICITOR
WASHINGTON 25, D. C.

JAN 14 1955

Memorandum

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DMEA Docket

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J. L. Hofflund
J. L. Hofflund
Acting Assistant Solicitor,
Defense Minerals

HCRubin:gjb 1/14/55

Copy to: DMEA Docket
Solicitor's Docket
W. S. Martin
H. F. Larkin - Rm. 4448
H. C. Rubin
J. L. Hofflund
Chron. File

Docket

IN REPLY REFER TO:

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
WASHINGTON 25, D. C.

DEPARTMENT
Defense Mine
RECEIVED
JAN - 6 1955

January 5, 1955

Re: DMEA-3618
C. D. Johnson
(Hunter Scheelite Mine)
Tulare Co., Calif.
$25,000 - Tungsten

WSM

Memorandum

To: W. S. Martin, Defense Minerals Exploration Administration

From: E. L. Newcomb, U. S. Geological Survey

Subject: Review of application

The proposed exploration project is not clearly described, but apparently it would involve 700 feet of drifting on one or more levels.

If the present status of the property has been accurately presented, then it is possible that the proposed work represents development rather than exploration.

It would be worthwhile to request the results of milling the 600 tons reported by the operator. In the caption below the sketch map, I presume the '3/4 to 1 per ore' means 3/4 to 1 percent WO_3. This would be clarified if we obtained the grade of average mill heads from the operator.

We do not have any information available in our files on the Hunter Scheelite mine.

Scheelite is known to occur in tactite deposits on the Tule Indian Reservation, but no significant production is reported for this area. If more substantiating evidence is submitted by the applicant, a field examination probably should be made. I do not recommend a field referral however on the basis of the present data in the application.

E. L. Newcomb
E. L. Newcomb

Copy retained 400

IN REPLY REFER TO:

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
WASHINGTON 25, D. C.

DEPT. of Defense

January 5, 1955

Re: DMEA-3618
C. D. Johnson
(Hunter Scheelite Mine)
Tulare Co., Calif.
$25,000 - Tungsten

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E. L. Newcomb

ELNewcomb:hlm
G-1/5/55

Copy to: Director's reading, 4212
Branch reading, 4212
DMEA (3)
Docket file
R. W. Geehan, 3513 Interior

IN REPLY REFER TO:

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
WASHINGTON 25, D. C.

DEPARTMENT OF THE INTERIOR
Defense Minerals
RECEIVED
JAN 6 1955

January 5, 1955

Re: DMEA-3618
C. D. Johnson
(Hunter Scheelite Mine)
Tulare Co., Calif.
$25,000 - Tungsten

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E. L. Newcomb

ELNewcomb:hlm
G-1/5/55

Copy to: Director's reading, 4212
Branch reading, 4212
DMEA (3)
Docket file
R. W. Geehan, 3513 Interior

December 31, 1954
Subject: DMEA-3618
Re: Exploration Assistance
Hunter Scheelite

Mr. Clarence D. Johnson
Rt. 1, Box 106
Porterville, California

Dear Sir:

The receipt of your application dated December 22, 1954 for exploration assistance under the Defense Production Act of 1950, as amended, is hereby acknowledged.

Your application has been assigned Docket Number DMEA-3618 and referred to the Iron and Ferro-Alloys Division.

Kindly identify all future correspondence relating to your application by this docket number.

Sincerely yours,

Robert E. Adams, Chief
Operations Control and
Statistics Division

60932

MF-103
(Revised April 1952)

UNITED STATES DEPARTMENT OF THE INTERIOR
DEFENSE MINERALS EXPLORATION ADMINISTRATION

Form Approved.
Budget Bureau No. 42-R1035.2.

APPLICATION FOR AID IN AN EXPLORATION PROJECT, PURSUANT TO DMEA ORDER 1, UNDER THE DEFENSE PRODUCTION ACT OF 1950, AS AMENDED

Not to be filled in by applicant

Docket No. 3618
Metal or Mineral TUNGSTEN
Date Received
Estimated Cost $25,000
Participation (Government %)

INSTRUCTIONS

1. *Name of applicant.*—(*a*) State here your full legal name, in the form in which you will wish to contract, and your mailing address: Clarence Daniel Johnson Rt 1 Box 106 Porterville Calif

(*b*) If other than an individual, add to your name above whether a corporation, partnership, etc., and the name of the State in which incorporated or otherwise organized.

(*c*) If a corporation, add to above statement, titles, names and addresses of officers.

(*d*) If a partnership, add to the above statement the names and addresses of all partners.

2. *General.*—Read DMEA Order 1, "Government Aid in Defense Exploration Projects," before completing this application. Submit this application and all accompanying papers in quadruplicate (four copies), with your name and address on each sheet of the application and on all accompanying papers. Where sufficient space is not provided on the form for all required information, state it on an accompanying paper, with a reference in each case to the instruction to which it refers by number. Comply with all applicable instructions; or, if not applicable, so state. File the application with Defense Minerals Exploration Administration, Department of the Interior, Washington 25, D. C., or with the nearest field executive officer thereof.

3. *Applicant's property rights.*—(*a*) State the legal description of the land upon which you wish to explore, including all land which you possess or control that may be benefited by the exploration, and excluding any land or interest in land which is not to be included in the exploration project contract Marcus Hunter Mining Lease Contract no 1-8492ND-3693 in the Tule River Indian reservation County of Tulare Porterville Calif

(*b*) State any mine name by which the property is known. Hunter Scheelite

(*c*) State your interest in the land, whether owner, lessee, purchaser under contract, or otherwise Certified Working agreement

(*d*) If you are not the owner, submit with this application a copy of the lease, contract, or other document under which you control the property.

(*e*) If you own the land, describe any liens or encumbrances on it none

(*f*) If the land consists of unpatented claims, add to the description above, the book and page numbers for each recorded location notice.

4. *Physical description.*—(*a*) Describe in detail any mining or exploration operations which have been or now are being conducted upon the land, including existing mine workings and production facilities. State your interest, if any, in such operations. Also describe accessibility of mine workings for examination purposes.

(*b*) State past and current production, and ore reserves, if any, giving quantities and grades.

(*c*) Describe the geologic features of the property, including mineralization, type of deposit (vein, bedded, etc.), and your reasons for wishing to explore. Illustrate with maps or sketches. Send with your application (but not necessarily as a part of it) any geologic or engineering report, assay maps, or other technologic information you may have, indicating on each whether you require its return to you.

(*d*) State the facts with respect to the accessibility of the project: Access roads, distances to shipping, supply and residence points.

(*e*) State the availability of manpower, materials, supplies, equipment, water, and power.

5. *The exploration project.*—(a) State the mineral or minerals for which you wish to explore _____

(b) Describe fully the proposed work, including a map or sketch of the property showing a plan (and cross sections if needed) of any present mine workings, and the location of the proposed exploration work as related to such features as contacts, veins, ore-bearing beds, etc.

(c) The work will start within 30 days and be completed within 12 months from the date of an exploration project contract.

(d) State the operating experience and background of the applicant with relation to the ability to carry out such exploration project, and also that of the person or persons who will supervise the operations.

6. *Estimate of costs.*—Furnish a detailed estimate of the costs of the proposed work (you will have to use a separate sheet), under the following headings. Add the totals under all headings to give the estimated total cost of the project:

(a) *Independent contracts.*—(Note.—If the applicant does not intend to let any of the work to contractors, write "none" after this item. To the extent that the work is to be contracted, do not repeat the cost of the contract-work in subsequent items.) State the cost of any proposed independent contracts for the performance of all or any part of the work, expressed in terms of units of work (such as per foot of drilling, per foot of drifting, per hour of bulldozer operations, per cubic yard of material moved, etc.).

(b) *Labor, supervision, consultants.*—Include an itemized schedule of numbers, classes and rates of wages, salaries or fees for necessary labor, supervision and engineering and geological consultants.

(c) *Operating materials and supplies.*—Furnish an itemized list, including items of equipment costing less than $50 each, and power, water and fuel.

(d) *Operating equipment.*—Furnish an itemized list of any operating equipment to be rented, purchased, or which is owned and will be furnished by the Operator, with the estimated rental, purchase price, or suggested use-allowance based on present value, as the case may be.

(e) *Rehabilitation and repairs.*—Furnish a detailed list showing the cost of any necessary initial rehabilitation or repairs of existing buildings, installations, fixtures, and movable operating equipment, now owned by the Operator and which will be devoted to the exploration project.

(f) *New buildings, improvements, installations.*—Furnish a detailed list showing the cost of any necessary buildings, fixed improvements, or installations to be purchased, installed or constructed for the benefit of the exploration project.

(g) *Miscellaneous.*—Furnish a detailed list showing the cost of repairs to and maintenance of operating equipment (not including initial rehabilitation or repairs of the Operator's equipment), analytical work, accounting, workmen's compensation and employers' liability insurance, and payroll taxes.

(h) *Contingencies.*—Give an estimate of any necessary allowances for contingencies not included in the costs stated above.

NOTE.—No items of general overhead, corporate management, interest, taxes (other than payroll and sales taxes), or any other indirect costs, or work performed or costs incurred before the date of the contract, should be included in the estimate of costs.

7. (a) Are you prepared to furnish your share of the cost of the proposed project in accordance with the regulations on Government participation (Sec. 7, DMEA No. 1)?

(b) How do you propose to furnish your share of the costs?

☒ Money ☒ Use of equipment owned by you ☒ Other

Explain in detail on acompanying paper.

CERTIFICATION

The undersigned, whether as an individual, corporate officer, partner, or otherwise, both in his own behalf and acting for the applicant, certifies that the information set forth in this form and accompanying papers is correct and complete, to the best of his knowledge and belief.

Dated Dec 22, 1954

C D Johnson
(Applicant)

By _____

Title 18, U. S. Code (Crimes), Section 1001, makes it a criminal offense to make a willfully false statement or representation to any department or agency of the United States as to any matter within its jurisdiction.

U. S. GOVERNMENT PRINTING OFFICE 16—66551-1

DEPARTMENT OF THE INTERIOR
Defense Minerals Administration
RECEIVED
DEC 6 1951

PRESENT PROGRESS TOWARD DEVELOPMENT OF SCHEELITE PROPERTY

Mine roads constructed, compressor installed on property and air lines are in. Ore chute for loading truck installed. Approximately 180 feet of exploration drift is run; remaining in ore for total distance in two drifts. Main portal in and timbered on main road level. Approximately 600 tons of ore milled as test to assure feasabilty of further exploration and development. The results of aforesaid mill tests show the desirabilty of further exploration at deeper level since the ore is profitably millable and shows all indication of being a large and consistent body with excellent Metamorphic contacts. The ore is a garnetite form bounded on the hanging side by an extensive lime dyke approximately 80 feet in width. The Gametite as exposed by cut for main road is approximately 24 feet in width at main road level and is bounded on foot side by approximately 30 feet width of granite followed by hornblend approximately 20 feet in width.

The main road is at approximately 2800 foot elevation and the aforesaid description carries quite consistently for another 1000 feet of elevation from the main road and an additional visible depth to the river below.

I have had 15 years of mining and supervising of Mines. Also have a Miner that has had ten years of supervising Mining in a large tungsten Mine

Mine wages $1.90 per hour
Muckers $1.50 per hour
Truck Drives $1.90 per hour

There is plenty of man power available

The total cost of proposed work is approximately $25,000.00. 700 feet of drifting a 12X24 Bunk house for workers Powder Magezine. A pump & 500 ft of Pipe for Water

AGREEMENT

DECEMBER Dec 22 1954

TO WHOM IT MAY CONCERN:

I, C. D. Johnson, hereby agree to provide labor, supervision, and moneys required to properly perform the work of development and operation of the Marcus Hunter mining lease - Contract No. 1 - 84 Ind. - 3693 - in the Tule River Indian Reservation, County of Tulare, Porterville, California which was approved by Assistant Secretary of the Interior, Mastin G. White, on October 23, 1951.

In return for the above consideration, I, Marcus Hunter, agree to pay to C. D. Johnson 84% (84/100) of the gross market value of the ore, concentrates, or metals shipped.

WITNESSED

SIGNED

Marcus Hunter

Marcus Hunter

C D Johnson

C. D. Johnson

NOTARY

State of California
County of Tulare

Before me, a Notary Public, on this 22 day of Dec, 1954 personally appeared Marcus Hunter and C D Johnson to me known to be the identical persons who executed the foregoing agreement as a free and voluntary act on the part of both for the uses and purposes therein set forth.

My commission expires Mar 18, 1956

Ardath Dobbs

Notary Public

OFFICIAL BUSINESS
U. S. GEOLOGICAL SURVEY
SOUTH 157 HOWARD ST.
SPOKANE 4, WASHINGTON

Mr. George C. Selfridge, Chairman

Operating Committee

Defense Minerals Exploration Administration

Department of the Interior

Washington 25, D. C.