

Copy.

Mazatlan,

January 26th 1881.

My dear Owen

Allow me to thank you for your very welcome letter of the 7th inst. and to assure you that its contents so agreeable to me assuring me of your success, is what I have long expected of you, and what you deserved for your perseverance.

The arrangements you have made are magnificent and I am perfectly satisfied, and grateful to you for the prospect it gives me: ~~xxx~~ and now if nothing but natural causes intervene, and the same energies you have bestowed this subject are continued, success is inevitable.

I have but a few moments to congratulate you and express my satisfaction, and explain a few points in connection with our status in the business before us, that as it seems is now in position to be valuable, and to prevent any ~~future~~ ^{future} questions by those interested.

A.R.F.

Some years ago, when we gave you a Power of Attorney to represent us Ybarra and myself, I sent you a copy of our agreement, "Carman and Ybarra." Please refer to it, it says: That we cede Five (5) per cent. to F. G. Fitch for services, Ten (10) per cent. to parties in the U. S. for furthering our enterprise, that was for you. Also five (5) per cent which I reserved for parties who had aided in the business. Afterwards I proposed and obtained Mr. Ybarra's consent with that of Mr. Miguel Careaga, who was interested with him, to cede ten per cent. (10) more to you for your many expenses and trouble. So our business stands thus:

F. G. Fitch has out of 100 shares.....	5
A. K. Owen " " " " "	20
Reserved by Dr. Carman " "	5
Elas Ybarra has out of " "	35
<u>Doctor Carman has " " " "</u>	<u>35</u>
Per centage or shares	100

It is on this basis that our status is formed. I reiterate this because you seem to think that Mr. Fitch has a larger interest, he also has a copy of Ybarra's and my agreement. And as he was paid all his expenses and did nothing more towards our enterprise he is not deserving of anything further.

I am sorry my time is so limited the steamer sails in an hour or so and I must defer telling you how pleased I am with your success Accept my warmest congratulations and thanks and I hope you will soon come and then I will speak to you all I feel.

The year has indeed commenced bright in our horizon may it end as well.

Your friend
(Signed) E. R. Carman.

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Your friend
(Signed) B. R. Carman.

19
d

C O P Y.

Fuerte, State of Sinaloa.

April 28th, 1881.

A. K. Owen Esq.

My dear friend

Since the first of the present month and the arrival of Mr. G. W. Simmon and Capt. Price, we have been on a slow but constant move. We have visited the harbor of Topolobampo and my companions are as enthusiastic over its wild and calm beauty and its excellent advantages as I was myself:- as a body of water, for safety to ships it cannot be surpassed. On its bordering land I was more disappointed: the low flats and high Mts. everything is primitive, there is nothing to remind you that man has ever been there before.

The object of our visit was for the gentlemen accompanying me to see the place and report upon its merits. They have seen it and reported most favorably I believe, for so they tell me.

Next remains to report upon an overland passage over the Mts. for trains of cars. To my mind that will be found, for taking the general views of persons acquainted with these Mts. all have passes over them, all unite in saying that these are difficult but cars can be made to go over them.

Our friend Mr. F. G. Fitch, has been engaged to accompany us and take us over the route he deems most favorable to the building of a R. R., and on this route we start to-day or to-morrow.

We have slowly arrived at this place, after looking at lands and their products along the ranches on the river and talking to some of the land owners to feel their pulses in regard to their aiding the enterprise. x x x x x x x x x x

I have given them (Los Mochis lands) to the representative of the Co. here, Mr. Geo. W. Simmons to arrange the matter and he and Mr. Lamphar who is with us have arranged that the Co. take the lands and pay all expenses in securing titles, for half the land. Ybarra and his son-in-law and friends take 25-3/4 per cent, leaving 26-1/4 per cent for our portions yourself, Fitch and myself. x x x x

I presume I shall continue my journey to the East and there I will see you. I am very anxious to know how you have arranged matters, you say you have much to explain. I look forward with anxiety and hope "all is well that ends well"

#2

Wishing you much health and a pleasant time in the
great City of Mexico and that the commission there will obtain a favorable
charter,

I remain as ever the same

Your friend

(Signed) B. R. Carman.

C O P Y.

Fuerte, State of Sinaloa.
April 28th, 1881.

A. K. Owen Esq.
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great City of Mexico and that the commission there will obtain a favorable
charter,

I remain as ever the same

Your friend

(Signed) B. R. Carman.

New London, Ncv. 29, 1881.

A. K. Owen, C. E.

My dear friend:-

In compliance with your desire expressed yesterday that you wished me to give you a writing acknowledging your interest in the dencounced over-flowed lands in Topolobampo Bay and which I have tried for many years to secure deeming them of great value, and which I have again dencounced in conjunction with my friend Mr. H. Canudas, and would have succeeded had not its award been interfered with.

That there may be no misunderstanding I will here make a correct statement of facts, and which shall stand as a basis for a legal document to be drawn and signed when the case admits of our doing so.

In making these dencouncements of the overflowed lands, Islands, etc., in the Harbor, I did so with a view of sharing those properties with yourself, Mr. Blas Ybarra and F. G. Fitch, C. E., who were then associated with me in advancing the enterprise of bringing a Railroad to the Harbor of Topolobampo.

But as years have passed and the two gentlemen Blas Ybarra and F. G. Fitch have neglected to aid me in that enterprise, but have on the contrary placed obstacles in my way - - I have decided to ignore them in the dencouncement of over-flowed lands, of which they know nothing- nor even of their existence and the interest they would have had, was to be entirely gift from me. The same intention I had entertained towards you - and as you have so faithfully worked and favored the enterprise I have for so many years- (now since 1862) been engaged in.- I here, by this letter state that you shall share alike with me- half and half- of any

any interest I may be able to secure in these over-flowed
lands and Islands- but with the fully understanding that I will
not cede the right to secure them through any agents- nor of
disposing of them finally to the best advantage and for our
mutual benefit and of our heirs or assigns. I look upon this
property as of great value- my many years experience in Cal-
ifornia- has given me the right of knowing how these proper-
ties may be made valuable. I am under no obligation to share
this the result of my labors and foresight, with any individ-
ual, what I do, I do voluntarily; with you I had intended to
share an equal share with yourself always since I became as-
sociated with you in the R. R. enterprise- so I had intended
to do also with the other before named gentlemen but as I dis-
regard them- their shares augment ours - but as I have explain-
ed to you fully- I have had to associate others to aid me in
securing the Grant required from the Mexican Government and
to do so I have compromised twenty five per cent of the whole
of this enterprise- but as you so unfortunately interfered-
more may have to be given to obtain it. So I write these ex-
planations that I may be properly understood, and at the same
time that you may know that I respect my wish to serve you in
this matter and that you shall have a writing, that I acknowl-
edge to be binding in your sharing half the benefits that may
arise in this enterprise with me and naturally share half the
expenses of cost etc.

B

Besides I here acknowledge to you that you have jointly
with me equal and equal interest in the Mochis lands recently
surveyed- and half of which I sold the R. R. Co. in order to
pay for the other half, which was left free to us and others
the agreement was as follows:- Mochis Lands- R. R. Company to
receive (on payment of all) 50%; R. R. Co., to receive in
trust for A. K. Owen $\$ \frac{3}{4}$; for F. G. Fitch $\$ \frac{3}{4}$; for
B. R. Carman $\$ \frac{3}{4}$.

The rest of interested parties were to have in the hands of Chas. Retes the rest and be divided as follows:

for Blas Ybarra	8 3/4%	
Lacarias Ochva	5%	
Leonardo Ybarra	5%	
Carlos Retes	5%	23 3/4

The 15% , of the half unsold to the R. R. Co., must be made up pro rata - for those employed to procure titles and remove obstacles and for which B. R. Carman is responsible and must look to concerned to settle it. Again I hereby recognize your interest of 20% in the City site- as agreed upon between Mr. Blas Ybarra, through his agent Miguel Careaga and myself and which agreement is deposited and filed in Mazatlan. So my dear Owen in this writing of which I keep a copy you have a statement of the facts of your interests as associated with mine in the enterprises connected with Topolobampo, and hoping that this will satisfy your desires and agreeing to have every item legalised as soon as we may be able and in position to do so and procure the necessary dates to raise these interests to a legal document I have the honor to be

Yours

B. R. Carman

1
1
Carmann's
Statement to Thurman,
Nov. 29, 1881, Concerning
Lipulbo's and
"Mochis" land interests.

The rest of information furnished here to have in the hands
of the Bureau for the use of the Division as follows:

For the Bureau
Nov. 29, 1881

12 2 4

The land in question is situated in the S. E. 1/4 of Sec. 1, T. 1 N., R. 1 E., Co. 1 S., and is bounded on the north by the land of the State, on the east by the land of the State, on the south by the land of the State, and on the west by the land of the State.

The land in question is situated in the S. E. 1/4 of Sec. 1, T. 1 N., R. 1 E., Co. 1 S., and is bounded on the north by the land of the State, on the east by the land of the State, on the south by the land of the State, and on the west by the land of the State.

The land in question is situated in the S. E. 1/4 of Sec. 1, T. 1 N., R. 1 E., Co. 1 S., and is bounded on the north by the land of the State, on the east by the land of the State, on the south by the land of the State, and on the west by the land of the State.

G. H. Garrison

COPY.

New London,
November 29th 1881.

A. K. Owen C. E.

My dear friend

In compliance with your desire expressed yesterday that you wished me to give you a writing acknowledging your interest etc. x x x

That there may be no misunderstanding I will here make a correct statement of facts x x x x x x x x x

Besides I here acknowledge to you that you have jointly with me equal and equal interest in the Mochis lands recently surveyed, and half of which I sold the R. R. Co. in order to pay for the other half, which was left free to us and others. The agreement was as follows:-

Mochis Lands

R. R. Company to receive (on payment of all).....	50 per cent.
R. R. Company to <u>receive in trust</u>	
for A. K. Owen	8-3/4
for F. G. Fitch	8-3/4
for B. R. Garman.....	<u>8-3/4</u>
	76-1/4

The rest of interested parties were to have in the hands of Chas. Retes the rest and be divided as follows:-

	per centage
for Blas Ybarra	8-3/4
for Zacarias Ochoa.....	5
for Leonardo Ybarra.....	5
for Carlos Retes.....	<u>5</u> ----- <u>23-3/4</u>
	100

Again I hereby recognize your interest of twenty per cent. in the City site, as agreed upon between Mr. Blas Ybarra, through his agent Miguel Careaga and myself and which agreement is deposited and filed in Mazatlan. So my dear Owen in this writing of which I keep a copy you have a statement of the facts of your interests as associated with mine in the enterprises connected with Topolobampo. x x x x x x x

I have the honor to be

Yours etc.

(Signed) B. R. Garman

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for B. R. Carman.....	<u>8-3/4</u>
	76-1/4

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for F. G. Fitch	8-3/4
for B. R. Carman.....	<u>8-3/4</u>
	73-1/4

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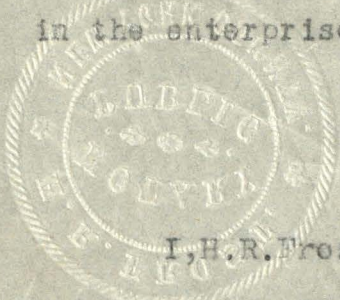
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I have the honor to be

Yours etc.

(Signed) B. R. Carman



I, H. R. Frost, notary public duly commissioned and sworn, residing in the City, County and State of New York, do hereby certify that I have carefully examined and compared the foregoing writing, with the original letter now in the possession of A. K. Owen, Esquire, and that the same is

a correct copy of portions of said letter.

In testimony whereof, I have hereunto subscribed my name, and affixed my seal of office, this 29th day of August, 1902.



S. R. Frost,

Notary Public, 81,
New York County.