

# THE WESTERN UNION TELEGRAPH COMPANY.

The rules of this Company require that all messages received for transmission, shall be written on the message blanks of the Company, under and subject to the conditions printed thereon, which conditions have been agreed to by the sender of the following message.

THOS T. ECKERT, Gen'l Sup't,  
135 New York

WILLIAM ORTON, Pres't, } NEW YORK.  
GEO. H. MUMFORD, Sec'y,

Dated

*San Francisco Oct 187*

Received at

*Groton Sept 19*

To Prof. O. C. Marsh

*[1872]*  
Yale College

*Waited nine month for  
Barnes has done nothing  
will sell collection saturday*

*Shall I C. D. Vay*

*14 Paid 6 a.m.*

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Blank No. 9.

# THE WESTERN UNION TELEGRAPH COMPANY.

## ALL MESSAGES TAKEN BY THIS COMPANY SUBJECT TO THE FOLLOWING TERMS:

To guard against mistakes, the sender of a message should order it REPEATED; that is, telegraphed back to the originating office. For repeating, one-half the regular rate is charged in addition. And it is agreed between the sender of the following message and this Company, that said Company shall not be liable for mistakes or delays in the transmission or delivery, or for non-delivery, of any UNREPEATED message beyond the amount received for sending the same; nor for mistakes or delays in the transmission or delivery, or for non-delivery, of any REPEATED message beyond fifty times the sum received for sending the same, unless specially insured; nor in any case for delays arising from unavoidable interruption in the working of their lines, or for errors in cipher or obscure messages. And this Company is

hereby made the agents of the sender, without liability, to forward any message over the lines of any other Company when necessary to reach its destination.

Correctness in the transmission of messages to any point on the lines of this Company, can be INSURED by contract in writing, stating agreed amount of risk, and payment of premium thereon at the following rates, in addition to the usual charge for repeated messages, viz., one per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance. No employee of the Company is authorized to vary the foregoing.

The Company will not be liable for damages in any case where the claim is not presented in writing within sixty days after sending the message.

GEO H. MUMFORD, Secretary.

(THOS. T. ECKERT, General Superintendent, New York.

WILLIAM ORTON, President.

[1872 Sep 20] 187

*Send the following Message subject to the above terms which are agreed to.*

*To Cal. W.H. Baile - San F.*

*I hope Voss Collection will not  
Very important to Secure Voss' Collection for Yale. If left  
May go elsewhere. Will give one thousand dollars  
more if necessary.*

*Olmast*

*Over*

San Francisco Oct 21<sup>st</sup> 1872

Prof O. L. Marsh

Tate College N.Y. Dr Sir.

Yours of Oct 8<sup>th</sup> received a few days ago, in it, you say that, since you sent the telegram, that you had sent me a previous letter. If so I have not received it. And I have been waiting a few days before answering this, to see if it would turn up, but it has not, so I do not know its contents. In your last you say that you have learned that there is a fair prospect of my Cabinet being purchased for Tate, in the way first suggested, and you think it will be all right. Judging from this, I suppose you must mean, what Col Barnes said to you when you were here last Dec. And if you are dependent upon this. I will not keep it for 24 hours, on what he says. As he has been fooling you and me for the last nine months, and I do not think his word, is worth two bits, in regards to this matter. You may think this rather severe in me saying so, But I think when you have read this through, You may think as I do. And I think but few would keep it as long as those under such promises as he has made to me but then I thought perhaps it might come out all right, so I kept waiting. I will now explain why I think his word in this respect, is of no account, In the first place, when you left here last Dec, You did you had left the whole arrangement with Col Barnes, and that he was going to raise the money for my Cabinet, so that

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it could be presented to Sale from this boast. But you told me not to see him for about a month, so I waited that time then I called to see him, He said call again and all its been month after month with always some poor excuse. I then after waiting three or four months told him I had a good offer for my cabinet and was going to sell it elsewhere. He say oh no don't do any such thing I will have the money for you next week, so I waited and waited but no money come. And had I sold it then it would of made more then a thousand dollars, difference to me. But no I. told the parties I had sold it to Sale and I could not sell it to them. So you see I lost the sale of it here. As I was so sure, do I. supposed, that Barns, was going to do as he promised. The reason I have never written to you, is that he has been telling me every week that he will be sure to have the money next week and so it been so, I have been keep off this time just so. Then to show that I think he never went to do any thing, but put me off, about a week before I. sent you that telephone I went to him, and asked him, if he had done any thing yet he said no but that I would have to wait a little while yet. I told him that I had a note which was due, and that I. lacked about six hundred dollars, on it. and if he would let me have that much toward the collection I. would wait until such times as he could get the balance. otherwise I. should sell the collection where, well he said he could not help it if I did. now this note has to be paid, and he would sooner let me sell my collection then help me. This this shows plain enough to me what he never

went to do any thing. Then I telegraphed to you  
 asking if I should sell it, and you said don't  
 sell it; at present it would be all right, on the strength  
 of this I did not wait. But got the loan, of what I  
 wanted, from friends of mine. Now your letter comes  
 and if I can judge by the contents you seem to  
 believe on what Burns says, if so I do not. Then  
 again I would state, after I called to see him the first  
 he was so positive of getting the money <sup>in a</sup> week that I  
 got a man to help me pack up all my collection in good  
 shape in strong boxes and I numbered them so as  
 to be ready to ship at any time and thus they have  
 been packed up ever since. After I have got my fossil  
Plants, packed up, Prof Whitney, says now as you are  
 going to send all your balance, to Tate. Let me have  
 them to send on at once, to Prof Lepesneux. for dis-  
 cripion and they will be so much more valuable with  
 the names on them so of course I let him send them  
 where they are now, that is seven large Boxes of the  
 choices ones, over four hundred Specimens, the  
 balance I have here yet. Then since you where  
 here I have spent over four hundred dollars intirely  
 in procuring Antiquities, &c. There also over  
 a large box of fossil plants from Oregon. I am now  
 writing up a description of all the Stone Relics  
 which have been found in this State (or the Stone Age)  
 as near as I can from observation and travel and  
 I hope to some day have it ready for publication  
 with fine Photographs, most of which will be from

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my own collection which I have been saving getting together. and I think I will now give up all intent of having my collection go out of this State as I have spent so much money this time I will keep it here now

I remain yours truly  
C.D. Day.