

4 May 1970

Dear Dáarmuid,

I am not wildly enthusiastic about giving Audience Magazine a year's option on the Mexican pictures, especially if it means that they will want to keep possession of the transparencies during that time. Also I am not sure that I understand the terms offered. Is the \$100 option fee and the ultimate \$400 payment for the whole lot of 6 to 8 or for each picture.

The Dutton statement, as you guessed it might be, is far from clear. The first thing that I don't understand is your statement that Audubon use is on a 50/50 basis. The reason I am confused is perhaps because I don't understand the language of the contract. There it states (typed in) that "it is mutually understood and agreed that the proprietor shall receive 90% of the author's share." This is under clause 8a. Under 8b the % sharing of first serial rights is crossed out. And at the end of the clause in your hand writing appears the sentence: "It is agreed that the Proprietor will consult with the publisher on first serial sales." How does all this fit with Dutton taking 10x10% of the American Heritage fee and 55% of the Audubon fee?

The Book of the Month Club paid for 25,000 copies of Down the Colorado at cost and agreed to pay Dutton \$1.00 each royalty on all they sold. Their sales have not yet been reported but when they are what will be the distribution of these royalties. I had assumed it would be 50/50 but I don't see where it is so stated.

Always when I come home after an extended absence I find I am swamped with paper work, letters etc. It is no different this time, but on top of it I have to get ready to go back to Africa. There is no rest for the weary.

All else is correct including the \$2000 extra advance.

Best regards,

