



CONTACT INFORMATION

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07/16/90

ARIZONA DEPARTMENT OF MINES AND MINERAL RESOURCES FILE DATA

PRIMARY NAME: FERGUSON COPPER PROPERTIES

ALTERNATE NAMES:

LAST CHANCE PROPERTY
OWENS PROPERTY
JIMMIE OWENS PROPERTY

PINAL COUNTY MILS NUMBER: 612A

LOCATION: TOWNSHIP 8 S RANGE 12 E SECTION 35 QUARTER SE
LATITUDE: N 32DEG 41MIN 25SEC LONGITUDE: W 111DEG 04MIN 10SEC
TOPO MAP NAME: TORTOLITA MTS - 7.5 MIN

CURRENT STATUS: PAST PRODUCER

COMMODITY:

COPPER
SILVER
GOLD

BIBLIOGRAPHY:

ADMMR FERGUSON COPPER PROPERTIES FILE
WAR MINERALS REPORT 1943-LAST CHANCE MINE
(COPPER)
ADMMR U FILE

MALONE COPPER

Cu, Au, Ag

Pinal 11 - 4 S T 10 S R 12 E

Mrs. Ethel Ferguson, Box 1397, El Paso, Texas '43

FERGUSON, Ethel
Box 1397
El Paso, Texas

1-20-43

See MALONE COPPER - Re assay by A.S.& R. Co.

See LAST CHANCE

See LAST CHANCE - re mine & El Paso Convention 10-9-45

See LAST CHANCE - re El Paso convention 11-8-45

LAST CHANCE MINE

Cu, Ag, Au

Pinal 11 - 4 S 35, T 8 S, R 12 E

Ethel Ferguson, Box 1397, El Paso, Texas '45

① Thursday, ^{El Paso, Texas} 30-Oct

1958

Mr. Frank P. Knight:

Would you change your files from "Malone, Last Chance" - to "Ferguson Copper Properties" -

The property is open for lease or sale -

I've forgotten what you have there - With the exception of radio-active metals to be prospected for - The status quo: - practically same. I need capital to diamond drill to determine how much ore we have -

All my records are open for inspections & I have most complete maps, data & there's be no difficulty in getting on the property - As in the ^{next}

(2)
as all land is held by stock-
raising homesteads -

My telephone is
LO-O-1117 El Paso, Texas
or evenings, RE-2-1662-
El Paso Times, (newspaper)

My bonds are properly
filed in Phoenix -

I would talk to Magma
too - They've drilled ⁱⁿ _{cut for me for stock}
& on my property - also
you can get in Florence for
recordings -

Thank you -

↓ Ethel Ferguson

Governor Osborn:

Don
Chace
mine

You are to be commended on the progressive program of the Dept. of Mineral Resources

DEPT. M. F. 123
NOV 8 1945
PHOENIX, 1945

The program outlined by Mr. Dunning is in line with the trend, and with your leadership will help the mining industry to get on a more stable basis.

Both Mr. Dunning and Mr. Ballam made outstanding contributions to the meeting -

11/5/45 Ethel Ferguson

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

September 27, 1945

Mr. Charles Dunning, Director
Department of Mineral Resources,
Homebuilders Bldg.
Phoenix, Arizona

Dear Mr. Dunning:

I am sending you a map of six townships, supplementary information of the development of my Last Chance mining property.

Gold, silver and some small amount of manganese has been mined in this vicinity but not enough development done to prove the possibilities. Everyone has become discouraged. The land is held by stockraising homestead and leases, mineral resources to the government. If the Department of Mineral Resources would do the technical work, I would be glad to submit my claims and believe the Federal government would appropriate the money. *reserved*

It would not interfere with the four cattlemen who are using those public lands and we might have something.

Yours very truly,

Mrs. Ferguson

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

P.S.- Please return enclosures if you have duplicates in your files.

EF

EF/pv

October 9, 1945

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

Mr. Dunning has just received word from Governor Osborn authorizing him and myself to attend the El Paso convention next month. The Governor will be unable to attend personally but will prepare a message which we will present and hope it can be given suitable publicity.

I am returning the maps on the Last Chance property since we have duplicates in our files. You realize of course how little progress is being made in mining development these days due largely to uncertainty concerning the future of copper and gold. I feel quite optimistic, however, that if secondary copper is stockpiled as proposed and gold advances in price as is expected, there will be ample capital available for new mining operations. Much also depends on the attitude of the S.E.C. and the trend here is in the right direction.

The labor situation of course is bad - new mines cannot be opened at the existing high wage levels until prices are adjusted. We can only hope for the best.

Hoping to see you in El Paso, I am

Yours very truly,

George A. Ballam
Assistant to the Director

GAB:LP
Enc.

P. O. Box 1397
EL PASO, Texas,
September 25, 1945

MR. CHAS. H. DUNNING, Director,
Department of Mineral Resources,
Homebuilders Bldg.,
Phoenix, A r i z o n a.

Dear Mr. Dunning:

Since the atomic bomb and the mining of carnotite in Arizona, I know the Department of Mineral Resources will want to make more investigations of the radioactive metal deposits.

See by the press the government is reserving all deposits of uranium, actinium, torium and other radio active metals.

My Last Chance property in Pinal County was investigated but not enough work done to determine the possibilities. (This was for copper only.) However, with the depletion of copper, as well as other strategical material, seems to me the war has demonstrated the need of domestic production, as well as stock piling.

There is also silver and I don't know what the silver situation means.

I have exhausted my resources, but since no one has questioned the merits of the property, and it is a matter of financing the property, something should be done.

There are pitchblende deposits and the surprising applications recently discovered for radioactive substances, should be utilized for general benefit of society. I say this because my copper property has been kept out of production by the big mining companies who have foreign copper they want to import and a cowman who wants the water developed at mine.

You advanced the only constructive idea that was mentioned, when you were here in El Paso last year. I wonder if you will be here this year? If so, I would like to meet you and talk over the situation.

The public lands are also confused and the state is not getting the revenue they should from grazing leases and mining on state land. My county was not surveyed until 1919, and I have a very accurate map of the six townships surrounding the mine, (thanks to my late husband), but I don't believe any other rancher has.

It is such a colossal proposition that I won't go into it, but I would like to have my property further investigated and put into production.

Chas. H. Dunning - Page 2.

I understand d'Autremont put down some drill holes, without my permission, and said results "discouraging". But I also have reliable information that not enough work was done to determine the possibilities of my property. The war demonstrates we need domestic resources and our copper reserves have been depleted 34%. No big deposits of copper have been found, although \$4,000,000 was appropriated for discovery alone. Would like to see the Department of Mineral Resources take the lead. The small mine owners feel like they have been "sold down the river". But don't quote me, for it is not the diplomatic thing to say.

Very truly yours,

✓ Mrs Ethel Ferguson

Ethel Ferguson

March 7, 1945

Box 495
Tucson, Arizona

Last Char.

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

No doubt by this time you have heard from Mr. Mulhern relative to a pending deal on your copper property. I have kept the pot boiling on this even though you haven't heard very much from me during the past year.

I can assure you that any contract you enter into with the d'Autremonts will be to your advantage. I have spent considerable time selling them and their associates on the idea of a leaching operation, and I believe a deal now depends on your getting together with Mr. Goff. I know you have expressed a willingness to do this and hope you still are of the same mind.

Keep me posted on developments and it may be that I can be of service to you.

With kindest regards, I am

Yours very truly,

George A. Ballam
Assistant to the Director

GAB:LP

April 11, 1944

Good chance

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

Many thanks for your letter of Friday and am sorry to hear that you have to undergo an operation, but am pleased to know you are now back in good shape, merely needing a chance to rest. Arizona should be a good place for that.

We have changed our office and am right next door to your attorney, Mr. Mulhern.

The RFC are still considering favorably loans on copper properties. The copper situation has been reversed in the last few months and they are now crying a shortage of copper.

Gasoline and tires are still tight and I believe you would fare better by coming by train than by car.

Hoping to see you soon, I am

Very truly yours,

J. S. Coupal
Director

JSC:JES

GENERAL RECORDS
RECEIVED
APR 8 1944
NEWSPAPER PRINTING CORPORATION
EL PASO, TEXAS

Friday -

Dear Mr. Coupal:

Am recuperating from operation - and just
sle by Pay Dirt - there's been some what of an
upheaval in your office.

Have written Mr. Mulhern, I'll come to
Arizona if he can do anything about the
"Last Chance" suit -

I'm planning "to rest" - in the next
week_s - and will spend some time in
Arizona -

Do you know of any developments -
the R.F.C. - disallowed the loan on account
of dispute - But I'm still in correspondence
with them -

That is the copper situation -
Thanking you for a most early
reply + kindest regards,
Ethel Ferguson

Box 1397, El Paso
Telephone main 968J.

What is tire + gasoline situation - are
you allowed gas - Should I drive over -

East Chicago

Februaury 4, 1944

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

I am sorry to hear, in your letter of the 3rd that your application for loan has been disapproved. The War Production Board may have the power to proceed despite the legal dispute on title, but this is only done in exceptional cases if at all.

There is another point which may have influenced the decision apart from the title question and that is the fact that we now have an excess of copper for immediate war needs and there is no desire on the part of the Government to open up new properties excepting where they show exceptionally high values and low costs.

I am at a loss to give you any further advise on the property as I know neither private capital nor Government funds care to enter into mine operations where a title is involved.

Very truly yours,

J. S. Coupal
Director

JSC:JES

Dear Mr. Coufal:

Friday - 3rd -
I've been notified my loan on Last Chance
was disapproved on account of the dispute -

Have you any suggestions?

I do know the NPB has power to order
this work to proceed, with the showing I
have there -

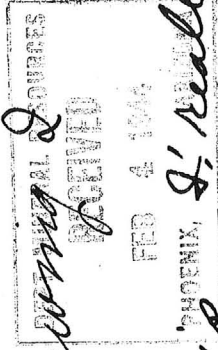
But the lawyer situation as is, I really
don't know what I'm going to do.
I thank you for your interest.

Sincerely,

Ethel Bergerson

Box 1397

El Paso - Telex. ~~Box~~ Main 9688.



January 8, 1944

Mrs. Ethel Ferguson
El Paso Herald
El Paso, Texas

Dear Mrs. Ferguson:

Please pardon my delay in replying to your letter of December 31.

I talked with W. B. Gohring regarding your property, as did Mr. Ballam, and we gave Mr. Bisbee, the field engineer, all of the information necessary so that he could contact Mr. Goff and make the examination. I understand the examination was made this week and your application will go to Washington with the report by the R.F.C. engineer. The reports are confidential so we will have to await the processing of your application in Washington.

Yours very truly,

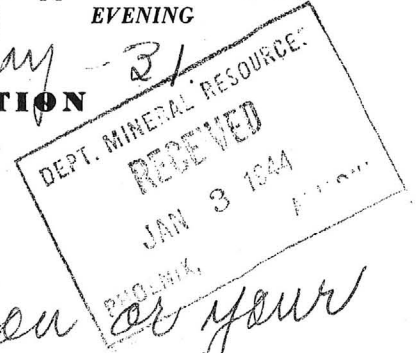
J. S. Coupal, Director

JSC:LP

Friday - 31

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS



Department of Mineral Resources:

Dear Mr. Coupal:

See enclosed. Will you or your engineer be able to accompany Mr. Schring to the property. It would be a great help as you know the way around and are familiar with the property.

With the help of WPB here - I finally filled those application blanks - also sent the quotas direct to Washington on account of time. ~~quota~~ (Mr. Ballam says all I need is compressor ^{to go to work} & hoist) Have six men lined up. Money is only thing that's holding me up. Certainly wish Mr. Hall or Campbell would take hold. (Mr. Hall said it would require an investment of \$20,000 for a leaching plant.) And if the ore doesn't ship ^{now} - it will require considerable money - to keep going.

With kindest regards,
Yours very truly
Mrs. Ethel Bergman

RECONSTRUCTION FINANCE CORPORATION
WASHINGTON

325 Heard Bldg.
Phoenix, Arizona
December 29, 1943

Mrs. Ethel Ferguson
P. O. Box 1397
El Paso, Texas

Re: Mrs. Ethel Ferguson
Docket No. Phoenix B-494

Dear Madam:

I have today received your application for a loan of \$10,000 on your copper mine in Pinal County, Arizona.

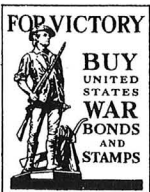
It will be necessary for us to send an engineer to examine this mine, but first I would like you to advise me what arrangements you wish to make for our engineer's visit, and whom will he meet and where, to show him over the property and assist him. Upon receipt of advice from you, we will set a definite date for the examination.

Yours very truly,

W. B. Gohring
W. B. GOHRING
Supervising Engineer

WBG:dem

cc: Washington
lc Applic.



December 7, 1943

Mrs. Ethel Ferguson
P. O. Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

In Mr. Coupal's absence to the northern part of the State, I will reply to your letter of December 6, 1943.

You should apply for an RFC loan on the Last Chance. These loans are still being made. It will be necessary for you to obtain the blanks from the following agency:

W. B. Gohring
Supervising Engineer, RFC
325 Heard Building
Phoenix, Arizona

Meanwhile, you may apply for a zero quota which makes you eligible for the five-cent premium or seventeen-cent price on copper. An affidavit for making application is enclosed.

You might also apply for the advance premium since a deadline for these applications has been set for December 31, 1943. If your application is made before that time, it will be eligible for consideration. The necessary blanks are enclosed for this application which should be submitted in quadruplicate.

We have been keeping your property in the foreground whenever any interest has been shown in the opening of a new copper mine. It is unfortunate that you have had no action so far, but I believe your intention to work it yourself is a good move. You can be assured of our assistance.

Any correspondence, to save time, should be directed to Mr. Coupal at the Phoenix office as I spend only part time here and will be back in Tucson next week.

With kindest personal regards, I am

Yours very truly,

George A. Ballam
Assistant to the Director

GAB:JES
ENC

Monday - Dec. 6

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

Dear Mr. Coeppal:

Do you have the blank forms for the loans and premiums, to begin operation on my property and what class of loan, etc., would you and Mr. Ballam recommend. If so, please send to me.

I'm sending maps so you can get legal description also if you want to know status of lands adjoining - all of this for your office's information - Please do not give it to any prospective purchaser.

Mr. Hall writes, he could not sell the ore without establishing a leaching plant, which would require more money than his party wanted to invest.

A Mr. Campbell who's operating a property out of Tucson is the latest prospect. D'autrement (P) of S. B. + Z. Co., Tucson, wants it. In the meantime while they are making up their minds I'd like to put in for a loan - If I have to work the property - myself - and the premiums for a 100-ton mill - as we'd figured on that with the Sierra Metals contract -

This will have to be "community" property (see)

#2 and I'll hope to have your advice and
co-operation.

Sen. McFarland writes, Mr. Willis was in his
office and said he (Mr. W.) thought highly
of my property - also said - I could
apply for loan.

Any way I think Mr. Ballam
ought to ~~get~~ ^{make} us a pretty prospectus -
and I'd like to get the mess off my
hands, so I can devote a little
time to my private life

Call me, East 1570 W. if you need
too - and let me hear from you
soon, if we have to do something by
the 31st -

Sincerely

Ethel Ferguson.

Address P.O. Box 1397

El Paso

November 13, 1943

Mrs. Ethel Ferguson
C/o El Paso Herald-Post
El Paso, Texas

Dear Mrs. Ferguson:

Many thanks for your letter of Thursday and I am sorry you were unable to meet Mr. Potter. Mr. Hall and Mr. Potter are evidently prepared to try and buy out Mr. Goff and if they do that it will be possible to deal on your property. None of the properties justifies, according to the present practice of buying mines, a considerable cash payment or even a very moderate one, and I doubt very much if the parties interested would even consider Jimmy Owens claims. That is, however, entirely up to them.

There is another factor that has just cropped up in the copper situation and that is a recent order issued from Washington stating that no advanced premiums on copper will be granted after December 31, 1943. That means the best anyone can get will be 17 cents a pound for their copper. The copper situation is not encouraging as reports from Washington indicate that there is available now sufficient copper to take care of the war necessity needs and the situation on copper is no longer critical provided they maintain present production which seems reasonable to expect. This information was not available to me at the time I phoned you and a wire on this point and a discussion of it came about on noon Wednesday.

I will continue to work with Mr. Hall and hope to hear from him within a few days.

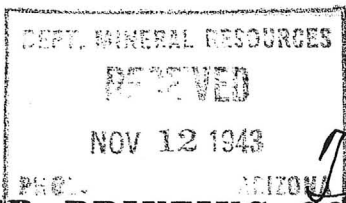
On account of the new change in the copper situation brought about by a revision of the figures for copper requirements for distinctly war effort, it is going to be a little more difficult for private capital to consider going into new copper production as the Government orders are a distinct move to discourage opening up new properties. This is not very cheerful news but it is the condition as we now find it.

With best wishes, I am

Yours very truly,

JSC:LP

J. S. Coupal, Director



NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

Thursday - morn -

Dear Mr. Coupal:

The train was late and was unable to see Mr. Potter. However talked to Mr. Mulhern and had ~~his~~^{his} letter from him. He said that Mr. Hall's parties would clear the title. If they've bought the Goff ranch, there is nothing to keep them from going ahead immediately. Even to shipping that ore on the ground. Bear in mind, Goff only has mineral rights to a part of one claim, that Last Chance No. 2 - that is partially within the 40 he has selected - all the remainder is stockraising homesteads.

With the present status quo - I don't know what kind of a price to make - I am anxious to do something and 10% royalty - on lease & bond is agreeable, as I said.

I asked Mr. Mulhern to file that motion for we can't go ahead - ~~on~~ the adjoining property will not be worked until the state courts clear that up -

Jimmy Owens has 12 claims he will sell for \$3000, with a considerable cash payment.

Did Mr. Hall consider that -
Anything you can do to persuade Goff to allow us to work, I'm in favor of.

Please let me hear from you.

Sincerely,
Ethel Ferguson

Just check

October 18, 1943

Mr. James M. Hall
1722 East Sixth Street
Tucson, Arizona

Dear Mr. Hall:

Many thanks for your letter of October 15. I do think that it would be advisable for you to meet with and confer with Mr. Mulhern of Phoenix who is the attorney for Mrs. Ferguson on her property.

It is impossible for me to say definitely whether or not an operating loan can be obtained on the property to provide the necessary mining equipment, camp building, operating capital, etc.

As soon as you definitely know whether or not you can make a deal that would be satisfactory to you, I would suggest that you prepare a mine loan application. There is no telling before hand whether or not such a loan will be granted.

In the application it is necessary to prepare and present full information regarding the property with estimates of costs of mining, good sampling and assaying of the ore body as exposed, outline your operating plans and show definitely that you have a market for the ore.

I will be glad to confer with you regarding this when you are prepared and when you have arrived at a tentative deal on the property.

Yours very truly,

JSC:MES

J. S. Coupal, Director

17 22 East Sixth Street
Tucson Arizona.
October 15, 1943.

Mr. J. S. Coupal, Director
413 Home Builders Building
Phoenix, Arizona.

DEPT. MINERAL RESOURCES
RECEIVED
OCT 18 1943
PHOENIX ARIZONA

Dear Mr. Coupal:

Many thanks for your letter of the 9th. which I received last evening upon my return from Mexico.

I have heard nothing further from Mrs. Ferguson although some weeks ago she was to advise me under what price and terms she would be willing to lease me her property and it would seem that your suggestion that I contact her attorney, Mr. Mulhern, is a good one

In the meantime will you be kind enough to advise me whether or not I could get an operating loan from the Government. This loan would be used to purchase the necessary mining equipment, camp buildings, operating capital, etc. Roughly I have estimated that between \$25,000.00 and \$30,000.00 would be necessary. Naturally I would personally furnish the funds necessary to take care of the Goff matter.

My idea would be to put the property on a shipping basis of 100 to 150 tons daily immediately. At the same time do whatever trenching that was necessary to determine the extent of the ore body and to put down a few diamond drill holes in close proximity to the present well, to be followed by other holes should the results of the trenching prove satisfactory.

I would appreciate any help you may be able to give me in this matter.

Sincerely yours,
James M. Hall
James M. Hall

October 9, 1943

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

George Ballam has had a letter from a Mr. James M. Hall, 1722 East 6th Street, Tucson, who is interested in trying to work out some sort of a deal whereby he can get your property into production.

I have just talked with Mr. D. V. Mulhern in this building and Mr. Mulhern will write to you.

My thought on the matter is this -- both you and Mr. Goff have conflicting claims and to legally settle the question is going to take, as you well know, long costly proceedings which I doubt very much would be settled before the war is over. There is no question in my mind but what after the war is over it will be very difficult to open up these marginal copper properties. If you do not get action now, it is very questionable when and if you can get action, even though you did get a clear title.

I feel as though you both have definite claims and probably a rank injustice would be done if either one of you obtained clear title. With the personal feeling existing between you and Mr. Goff I believe it wise to deal through a third party and I have suggested to Mr. Hall that he contact Mr. Mulhern. You will undoubtedly hear directly from Mr. Mulhern regarding this.

With best wishes and kindest personal regards, I am

Yours very truly, "Naively",

J. S. Coupal, Director

JSC:LP

Not changed

October 9, 1943

Mr. James M. Hall
1722 East Sixth Street
Tucson, Arizona

Dear Mr. Hall:

George Ballam has turned over to me your letter of October 6.

I have talked with Mr. D. V. Mulhern, Room 302, Home Builders Building, telephone, 3-7605. Mr. Mulhern is the attorney for Mrs. Ferguson and I believe the only way a deal can be made on the Ferguson property is by having you or some third party deal direct with the attorney and Mr. Goff. Mr. Mulhern is taking some steps very shortly to straighten this matter out.

I have written to Mrs. Ferguson and Mr. Mulhern has, and we both hope we can make some progress toward getting you and Mr. Mulhern together and getting Mr. Mulhern authority to act for Mrs. Ferguson so that he can deal direct with Mr. Goff or with Mr. Goff's attorney. If you have anything definite in mind, I would suggest that you contact Mr. Mulhern direct and for the time being disregard Mrs. Ferguson.

I believe at one time or other Mrs. Ferguson asked Mr. Mulhern to take her case for regaining clear title to the property on a 50-50 contingent basis. I do not believe Mr. Mulhern will in any way hold up a deal.

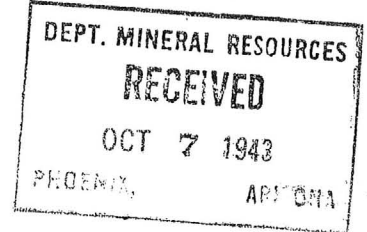
Very truly yours,

J. S. Coupal, Director

JSC:IP

1722 East Sixth Street
Tucson Arizona
October 6, 1943

Mr. George A. Ballam
413 Home Builders Bldg.
Phoenix, Arizona.



Dear George:

Many thanks for getting me the Ferguson report so promptly. I am returning the same together with the McConnell-Palmer report.

If I understand the status of this property Goff is going to be able to keep Mrs. Ferguson in the courts for some time to come, and the only way a deal can be made by which the property can be worked, is by making some kind of a deal with Goff by which he will give her a clean bill of health. This may necessitate the buying of his whole ranch, which I don't believe would run into a hell of a lot of money. Have you any idea what his ranch can be bought for.

To make any kind of a success of this undertaking one would have to operate on a scale of at least 100 tons of shipping ore daily and it would take a considerable sum of money to properly equip the property for such an undertaking. Do you think that I would have any trouble in getting a government loan to do this and if so what kind of a loan should I apply for and how high could I go in asking for the necessary funds.

Naturally I understand that I would have to provide the necessary funds to get rid of Goff, but I believe that I could do this provided I was assured of Government help in the way of a loan sufficient to get me equipped and operating.

Mrs. Ferguson seems very anxious to do business but as yet I have been unable to get her to give me price and conditions. I understand that an attorney in Phoenix named Mulheim represents her and that he has a one half interest in her property, and I have a hunch that he is holding up the deal. Personally I think that they are damned lucky to have any one come forward and pull them out of the legal mess that they are in, and I don't know why they delay in giving me the price and terms. A few years ago she offered me the deal for \$10,000.00 on a straight royalty basis, and a royalty basis is the only way we could deal to get a Government loan. The price does not mean so much if it is any where within reason and the lease long enough.

Any suggestions that you may be able to give me will be greatly appreciated.

Thanking you and with best wishes, I am,

Sincerely yours,

James M. Hall
James M. Hall

Tuesday -

RECEIVED
SEP 29 1917
PHOENIX, ARIZONA

Dear Mr. Coupal:

Thank you for your letter and I'm sending it to Mr. Mulhern, Phoenix, to get his advice.

However, knowing of Goff and Ebeling in the past, I believe Goff is connected with subversive activities, as the Jap. approach and German back ground. However, there's nothing I can do about it.

Goff will do nothing, unless forced to. I wrote you and also told you I'd ~~even~~ just claim deed that part of "Last Chance" to Goff, if I had any assurance, the work of exploration would proceed. (You and Mr. Ballam - are "trusting" - naive -) Put more power to you. Do what you can.

The NPB has powers, in such cases, to order the work to proceed - If the gov. needs copper - I'd say, throw your influence or suggest they investigate.

What information have you on the U.S. Bureau of Mines activities.

Again thanking you and Mr. Ballam.

Very truly yours

Mrs. Ethel Ferguson

September 14, 1943

Last chance

Mrs. Ethel Ferguson
El Paso Herald-Post
El Paso, Texas

Dear Mrs. Ferguson:

Many thanks for your letter and as stated, I see no way of getting any exploration work done without first coming to a peaceful agreement out of court with Goff.

Would it be acceptable to you to go 50-50 with Goff on any deal that might be made to open up your property?

If you will indicate just how you would deal, either Mr. Ballam or I might contact Goff and look after your interests in that manner.

With best wishes, I am

Yours very truly,

J. S. Coupal, Director

JSC:LP

Saturday



El Paso Herald-Post

DEPT. MINERAL RESOURCES
RECEIVED
SEP 7 1943
PHOENIX, ARIZONA

DEPT. MINERAL RESOURCES
RECEIVED
SEP 7 1943
PHOENIX, ARIZONA

Dear Mr. Coupat:

Just read your letter of Sept 2, and am sending it to Mr. Mulhern. I appreciate your interest and advice.

My only idea is to get the property explored. Have no intention of fighting to the finish - or hopes of getting ~~any~~ ^{any} Gov. ernment agency to fight my battle.

The policies of issuing patents over valid mining claims should be stopped.

Knowing human nature as I do, Goff and Ebeling would take it all. But as I told you last year, I'd quit claim deed that part of "Last Chance" to Goff, if it would speed things up. It won't. And as to going peacefully to Goff + Ebeling - I also delegate that to you and

Mr. Ballam.

You remember the bad dog. If the demand for copper is so urgent in this emergency - there should be some one with authority who could

#2



El Paso Herald-Post

further explore and work this property. But I won't risk my life further. —

Years ago I tried to deal with Goff peacefully — and worked the property at the risk of my life and the men I'd put on the property. (We went so far as to shoot over Mr. Jandt and Lewis' head). So now all I see is court. At least, I won't ~~be~~ killed and thrown in ^{Mr. White} ~~the~~ arroyo. Where do you suppose ^{Mr. White} is. The FBI have never been able to find him. Another angle is the Japs. Where are they — five of them —

No sir — I want protection and ordinarily I'm not afraid.

Mis handling of public lands. The Cattlemen's bloc — and politics.

No, I'm at my wit's end. I do know that "Right will out" — they same as we'll win the war — But at what a price — kindest regards

Ethel Ferguson

September 2, 1943

Mrs. Ethel Ferguson
El Paso Times
El Paso, Texas

Dear Mrs. Ferguson:

I was glad to get your letter and I have discussed the Last Chance work with George Ballam.

You may still be of the opinion that you are going to fight this case to a finish and either get the property back or have Goff's title confirmed. Whether or not such is the sane program to follow is up to you. Personally, from the discussion I had with George Ballam after his talk with Mr. Goff, I feel quite sure that if Goff was properly approached, a deal might be made whereby the title to the mining property would be cleared provided you and Goff were to share in any returns that might come from a deal.

If the property is operated Goff knows that he could get probably a better water supply to replace the present which would naturally be disturbed if mining operations were made. He does not want to take any active part in mining but he does feel as though he bought a Government title and that he is entitled to everything on the land which includes a portion of your mining claim. Naturally he is going to fight to a finish and this means a costly litigation for both of you.

You may believe you can find some way of getting the Government to fight your battle and get them to revoke the title already given to Goff or rather to the party from whom he purchased the property. I seriously question this as the Government gave the title and naturally it is going to be difficult to find any other branch of the Government who will try to work for a rescinding of the title already granted.

My honest suggestion would be for you to call peacefully on Mr. Goff and enter into an agreement, if possible, whereby you two would go 50-50 on the deal and then try to interest some serious minded people in mining. If it is necessary, George Ballam or I could go with you to see Mr. Goff.

This may not suit you at all but it is the only possible out that I personally can see unless you are prepared to enter a long costly litigation, and my views are that life is too short to waste doing that.

With best wishes and kindest regards,

JSC:LP

J. S. Coupal, Director

DEPT. MINERAL RESOURCES
RECEIVED
SEP 3 1943
EVENING EDITION

Tuesday -
NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

Dear Mr. Coupal:

Thanks for the letter - I'm trying to get something started in the civil courts in fact expected to be over there now for a hearing. There is such a colossal amount of work involved, my attorney Mr. Mulhern, hasn't filed suit. Feel free to talk to him, if you know of any new developments -

The War Production Board has written Goff and State Dept has notified Ebeling he has no mineral rights. It is nothing short of sabotage - they're both defied agencies of the government. That is beside the point, however.

I still believe there is some one who will revoke that fraudulently issued patent, license - section, Phoenix 058477 - If I knew who to reach. The misuse of Public Lands by the cattlemen is notorious. The Senate Public Lands committee have issued a statement saying handling of public lands is due for an overhauling. Wonder if Mr. Broadgate is in Washington and if he'd be interested. Senator Hayden is owned by the cattlemen men and they are so well organized it's hard to do anything. But you could get specific cases there around my land, fight for the Justice Dept + FBI. I'm very discouraged but I'm certainly going to protect my rights.
Kindest regards,
Ethel Lesquean

August 18, 1943

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

Will you kindly fill out and return the enclosed report for the Jimmie Owens Property. This will be of assistance in presenting the property to interested parties.

I have told a number of people about your Last Chance Mine and they will undoubtedly contact you. Among them were Mudd-Wiseman and W. C. Humphrey of Patagonia. Hope the drilling operation shows a real mine.

Will be back in Tucson next week.

Yours very truly,

George A. Ballam
Assistant to the Director

GAB:JE

Sunday - 8th

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

Dear Mr. Ballam:

I'm anxious to sell Jimmie Owens 12
Claims adjoining my last Owens property
before drilling begins. Could you put me
in touch with interested parties -

Also if I can make reservations with
Santa Rita, plan to come over Saturday
afternoon (My sister and husband will be
there with the Phillips - just to have fun).

Terribly busy here - see enclosed - if
you care to put a little squip in paper there
as to mine - OK -

Please advise on all issues - and
know this is urgent.

Sincerely
Ethel Ferguson
Box 1397
El Paso
Texas

Just Answer

August 27, 1943

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

I have just received a memo from George Ballam after he had met and talked with Mr. Goff. He states that Goff has been advised by good authorities that his patent cannot be set aside and Goff states that he will take all the steps he can to defend the property. Ballam states that Goff says he has refused to allow you or any representative admission to the mine and will continue to do so and that he is ready to deal with any reputable outfit but that such dealings must be with him as owner.

I understand that Mr. Frank Wright has investigated the Last Chance or the Mudd-Wiseman interests and that he found the property interesting but turned it down on account of the inevitable litigation no matter who he deals with.

I still see no way out or a solution of your difficulties excepting a continued legal fight to clear up the title and I do not believe any Federal aid can assist in solving your problem. It is purely and simply a case for the Civil Courts.

Yours very truly

J. S. Coupal
Director

JSC:JE

Aug 24, 1943

MEMORANDUM

Last Chance
(Pinal Co.)

To: Director, Dept. Mineral Resources
From: George A. Ballam

While on Oracle trip, ran up to this property on Florence Highway, just north of Oracle Junction. Talked to Goff, the rancher, who bought the script and claims ownership of mineral. He has been advised that his patent cannot be set aside, and will take all steps to defend property. He has refused to allow Mrs. Ferguson or any representative of hers admission to the mine, and will continue to do so. Says any representation on her part that there is any change in status, or that the ground is to be drilled, is all bunk. He is ready to deal with any reputable outfit, but was emphatic that any such dealings will be with him, as owner.

Frank Wright had investigated this thing for Mudd-Wiseman. He found it interesting but turned it down on account of the inevitability of litigation no matter which way one went.

It would appear that it is out for the duration of title uncertainty.

George A. Ballam

August 11, 1943

✓
Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

Many thanks for your letter of August 8, and I will say you did a good job in getting the item in the paper. That item alone should be sufficient to attract some potential buyers.

I will be glad to call your property to the attention of anyone whom I think would like to tackle such property as the Last Chance. I will say, however, that it takes pretty good miners and there are very few of them in the market now. Most of the operators are looking for Government money and you cannot blame them for so doing.

As I said, I will be glad to call your property to the attention of anyone who might be interested.

Best wishes,

J. S. Coupal
Director

JSC:je

Sunday - 3th

Dear Mr. Coupal:

See enclosed. Am glad to see this published for it will make it more difficult for those cattlemen to steal my rights.

If your department has anything that would help to get this into operation, I'd appreciate your advice. (And I appreciate your past efforts.)

Senator Hayden got the wrong idea. He seemed to think I wanted him to "take sides" or settle a legal angle.

I see by the press where the governor is also coming to my way of thinking on the Jap issue.

I can sell Jimmy Owen's 12 claims now, adjoining Last Chance, if you know of a private corporation who'd be interested. I'd like to sell before the government starts drilling.

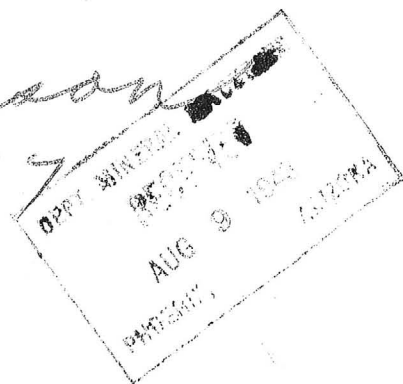
Kindest regards

Ethel Ferguson

Box 1397

El Paso

Telephone Q 1570 W.



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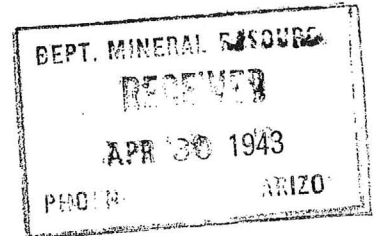
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United States Senate

COMMITTEE ON APPROPRIATIONS

April 26, 1943

EVERARD H. SMITH, CLERK
JOHN W. R. SMITH, ASST. CLERK



Mr. J. S. Coupal, Director
State Department of Mineral Resources
413 Home Builders Building
Phoenix, Arizona

My dear Sam:

I want to thank you for your good letter of April 22, with which you enclosed a copy of a report made by the Bureau of Mines on the Last[✓] Chance property in Pinal County owned by Mrs. Ethel Ferguson. This information has been most helpful to me, and I certainly appreciate your courtesy.

With kindest personal regards, I am,

Yours very sincerely,

Carl Hayden

Handwritten: [unclear]

April 23, 1943

Mrs. Etehl Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

Thank you for your letter of April 20.

Charles Willis just had a long wire from Senator Hayden regarding your property and I assisted him in certain information which was wired back to Senator Hayden. In the wire we called attention to the fact that Senator Macfarlane knew of your case and should be consulted.

You must bear in mind the fact that Mr. Goff has title to the forty acres of script and as the government gave him this title, or at least gave it to the original applicant for the title, it seems useless to expect them to deny the patent which they have granted without process through court.

I see no other answer to this and feel as though the program we outlined to you should get the situation cleaned up. The first step was to get a restraining order on Eberling, then some sort of informal agreement with Goff so that the mineral area might be drilled and proven up. Once it is proven definitely and results warrant the starting of operations I believe Goff is entitled to some reimbursement. You may differ with this opinion but irrespective of what has happened in the past, Mr. Goff is the recognized owner of the forty acres which laps over part of your mining claim.

Mining cannot be done in the best showing without ruining the well which represents the main value of the forty acres in question.

I am in hopes that we may hear something regarding this from Senator Hayden after he gets our wire, a report on the property, and has consulted with Senator Macfarlane on your property.

Very truly yours,

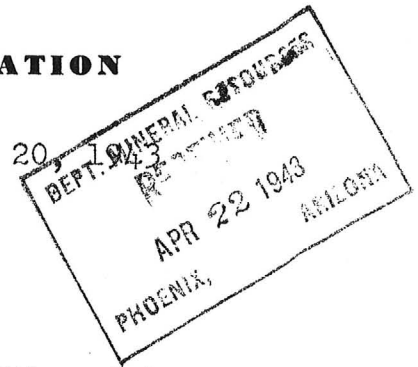
J. S. Coupal, Director

JSC:kk

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

April 20, 1943



Dear Mr. Coupal,

I was glad to get your letter of April 15th and to learn of the encouraging results of the committee meetings. On account of train schedules the meeting in New Mexico has been held up but I plan to attend. I was told yesterday that the meeting would be held in Silver City instead of Deming.

My trouble goes back to the practice of the General Land Office of issuing stockraising and scrip patents over valid mining claims. In the past the cattlemen had no regard for facts. As in my case you know having been on the property that there are no improvements or crops. Mr. Goff merely put a fence around 40 acres of scrip and across the Last Chance, I suppose at the advice of his lawyer, and he certainly isn't entitled to any cash consideration for he knew that the country was held by mining claims.

If the heads of the departments, and that also includes Arizona state politics, would face the facts and realize that we're at war and forget their puny little jobs we might be able to do something.

Since January, counting the trip I made to meet you and Mr. Ballam and the past trip, I have spent more than \$5000.00. And considering our initial investment in Pinal County and all these years since my husband's death it has cost me at least \$100,000.

Since I have no expense money and have financed these trips solely out of my salary I do not feel like going any further. The property is there on record and I have been "drug" into the courts, not once but twice, without any provocation so you can draw your own conclusions of what I think about the Arizona courts. I have written Senator Hayden to this effect also the Governor. Senator MacFarland knows about the "funny" business for he was the judge in the case. Another angle is the State Highway Department. To my certain knowledge they, along with the State Land Commissioner until Mr. Williams was appointed, played along with these cattlemen at the expense of any decent respectable citizen. But they're "in" and there is nothing that I can do about it. I had hopes when Osborn went in that he would clean up the Highway Department but so

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

Page 2.

far as I can see nothing has been done, politics as usual. So as I have said before "in a great many words" I am through, finished. And by the way this is a personal letter, not to be put in your files.

If and when the patent is revoked on this land I will let you know.

About the application for a loan. They told me at the Bureau of Mines that appropriations would be made and that I could get sulphuric acid which the Sierra Metals Company was unable to get. I am sending you a map which was made by the General Surveyor with markings so that you may know over what a vast scope of country development has been held up and delayed. The Ferguson homestead is the Swiso ranch, my cattle ranch, and the draftsman made a mistake. All the country is held by stockraising homestead, Taylor land, and state selected land which comes under Act 8 of the Taylor Bill with all minerals reserved to the government.

Sincerely

Mrs Ethel Ferguson

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

April 22, 1943

Honorable Carl Hayden
United States Senate
Washington, D. C.

Dear Senator Hayden:

I consulted with Charlie Willis regarding the telegram which was just sent you on the Last Chance claim owned by Mrs. Ethel Ferguson.

I am enclosing a report by the Bureau of Mines on the Last Chance which was recently made and I might state that a large part of the information was gathered from data that Mrs. Ferguson had on hand. I examined the property and advised Mrs. Ferguson to the procedure and Charlie Willis has stated the conditions surrounding the property clearly to you.

It is decidedly a court question to settle whether or not the patented script homestead owned by Goff was valid or fraudulently obtained.

The suggestion made by this Department after looking over the property and consulting with the attorneys representing Mrs. Ferguson was to obtain the restraining information against Eberling so that free access might be had to the property and to then plan on diamond drilling to determine the value and extent of the property and when completed and prepared to close negotiations with Goff so as to buy from him whatever portion of the ground as was necessary. I believe that Mr. Goff would be agreeable to some such plan. The script homestead is valuable due to the fact that a well with good water is located on that portion which overlaps the mining claim. The well is located in the best showing of ore and any work done in removing the ore would ruin the well. I believe other water could be easily obtained on other portions of the forty acre script homestead.

Mrs. Ferguson has been fully advised but wants the government to fight the case and prove the validity of her mining claims and I cannot see how this can be done.

With best wishes and kindest regards, I am

Very truly yours,

JSC:kk

J. S. Coupal, Director

April 15, 1943

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

Many thanks for your letter of April 9 and pardon my delay in replying.

The hearings by the Sub-committee on Mining of the Senate Small Business Committee were very successful and I am sorry to say that your property was not brought up for discussion. The object of these hearings was to have the individuals present their problems and their evidence. In this connection I would say that there is to be a hearing at Deming, New Mexico on April 24 and it might be possible for you to attend that hearing and present your evidence so that it might be placed in the Congressional Record.

There are no new developments at present in the copper situation excepting a promise by one of the representatives of the War Production Board at the hearing in Prescott that everything possible would be done to get out more copper and that, if necessary, a price better than the present bonus of 5 cents would be paid.

Regarding your property I do believe that the plan suggested is the only sound one; namely, an investigation by drilling, if possible, to determine the value of the property. Now that you have a restraining injunction on Mr. Eberling so that you have access to the property, I see no reason why any prospective investor or investigator cannot go on to the property and do whatever work he desires in order to determine the next step which would be to deal with Mr. Goff. I do believe that Mr. Goff will be entitled to a cash consideration as he purchased the property and has a U. S. Title, even though it may be as you claim, an invalid one.

I must still stick by my statement that to settle that issue it will be necessary to go to the courts and no amount of pressure from various sources will help. I may be wrong but this is my best judgment.

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

April 9, 1943

DEPT. MINERAL RESOURCES
APR 12 1943
PHOENIX, ARIZONA

Dear Mr. Coupal,

I am wondering how the Senatorial Investigating Committee came out and if my property was brought up in the hearings. I believe that production would be increased if the government would kick out those cattlemen who have practically been subsidized all these years with free range and let the miners work. I have written again to the General Land Office protesting the issuance of stock raising homesteads over valid mining claims and I find in bringing my abstracts up to date that there is only one 40 which covers a part of the Last Chance that was issued ~~over~~ scrip. It is my opinion that the government will revoke this patent.

the remainder held by stock raising homesteads.

Mr. Owens, Mr. Edwards, and Mrs. Durham have written me that they would be glad to do whatever I do. Of course I am not going to do anything without the advice of the United States Bureau of Mines and the Mineral Resources Department of the State of Arizona.

I am writing to Mr. Williams and Governor Osborn telling them to what length I know the Cattlemen's Association will go. If they were producing any more cows for the war effort they might be considered but to my knowledge if they can't make 400% profit they just won't play ball. Of course I realize how strong politically the Cattlemen's Association is. The instance of the bombing range for example, and Lord knows you can't get anything in the newspapers. But at least I can relieve my feelings!

Please let me know if you know of any new developments in the copper situation.

With kindest regards,

Mrs. Ethel Ferguson
Sincerely,

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

February 10, 1943

Mrs. Ethel Ferguson
P. O. Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

Thank you for your letter of February 8 and the copy of your letter to Mr. D. V. Mulhern instructing him to start proceedings against Goff and Ebeling. Under the conditions, I know of no other way in which you can proceed because the first thing necessary is to clear titles. Whereas the government does need copper they will not take the steps necessary to clear up conflicting claims.

I am returning herewith certain information which may be of value to you which includes the letters from the A. S. & R. and the contract from Mr. Rickard. I find no other letters from Mr. Rickard except the copy of the letter dated January 20 which I am returning herewith.

I am sorry that we were unable to assist you in getting the title situation straightened out without the necessity of court procedure.

If we can be of any further assistance, I hope you will call on us. As it stands now it seems to me like a question for the attorneys to settle. After the title is clear we can then see what can be done toward interesting operating parties in your property.

With best wishes and kindest regards, I am

Very truly yours,

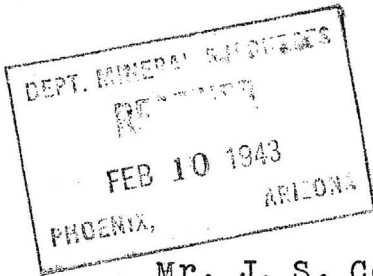
J. S. Coupal, Director

JSC:kk
Enclosures

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

February 8, 1943



Mr. J. S. Coupal, Director
Department of Mineral Resources
413 Home Builders Bldg.
Phoenix, Arizona

Dear Mr. Coupal:

We seem to be where we were, get NOWHERE fast.

There is no reason we should provide Goff with water. He has continued to carry on the fraud that was perpetuated on the government in getting the patent at my expense and now with the need of copper it makes the crime doubly bad, and Ebeling is where he was.

I am writing Mr. Mulhern to start proceedings against both of them (in your local courts) and to draw up a quit claim deed to Seldon Goff giving him the part of the one claim he wants.

However, it is my opinion, that both he and Ebeling will also claim mineral rights on their stock-raising homesteads. No, legally they have no rights, but if that's the only way we can develop the mine, I'm reconciled to the sacrifice.

Will you please return contract-letter from smelter and Mr. Rickard's letters.

Thanking you for the time you've taken in this matter, I am

Sincerely yours,

Mrs. Ethel Ferguson
(Mrs.) Ethel Ferguson

February 8, 1943

Mr. Dayton V. Mulhern, Attorney
Home Builders Building
Phoenix, Arizona

Dear Mr. Mulhern:

As I remember, to start proceedings against Goff and Ebeling, you wrote it would be ^a matter of an initial outlay of \$90.00, \$50.00 as a retainer.

I am enclosing a check for your retainer.

I would like for you to draw up a quit claim deed to that part of the "Last Chance" which ~~he~~ ^{was} fraudulently obtained under that patent giving it to Goff.

I've a contract as you know from smelter to sell the ore as is. Mr. Coupal gives his opinion there is a chance of a mine. The U.S. Bureau of Mines say the same thing. I do not know how far the U.S. Bureau of Mines will go.

But the fact is I've been held up months, my life has been in jeopardy, and that of my agents - proof of which is on file in Florence.

Have been brought into court twice without cause. (I understand Goff showed the U.S. Bureau of Mines engineers around).

Which leads me to believe, he will also try to steal the adjoining claims.

As to the money value - I don't know how much I've spent. I've my old leases on the "Last Chance" from surface, valued at \$10,000.00. So it will depend on what kind of mine is developed. There's a block of 59 claims. I'd say the least, \$50,000.00 as that was what eight claims were selling for ^{an} old option.

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

Very truly yours,

(Mrs.) Ethel Ferguson

February 4, 1943

✓
Mrs. Ethel Ferguson
P. O. Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

I must apologize for my delay in replying to your letters but I have been to a war metals conference in Denver and have only just returned.

I have called on Attorney D. V. Mulhern and have talked with him about my views regarding the property. Due to the fact that Mr. Goff has prima facie title to the land and to the mineral, it would, under the conditions, require a continuation of the long legal proceedings for you to get clear title to the mine.

Due to the results from the former court actions, a continuation is the only answer unless some mutually agreeable plan can be followed.

I have talked with Mr. Goff and with Mr. Hummel, his attorney in Tucson, and also with Mr. Mulhern and believe something can be done to permit mining.

Mr. Mulhern stated that he expected to be in Tucson within the next ten days or two weeks and he will call on Mr. Hummel.

From the smelter returns which you have submitted and from the analysis which I received from Mr. Rickard on the sample I submitted, it looks as though there should be a small profit on the ore. The specimen I submitted was for analysis and not for a sample of the ore as the shipments made by you have a great deal more value in determining mine run than the mere type specimen which I submitted for analysis in order to determine the alumina content of the ore.

There is only one solution that I can see and that is an arrangement whereby another source of water for Mr. Goff must be provided by drilling a new well outside of the ore body. If mining

Mrs. Ethel Ferguson

February 4, 1943

started there is no question but what the water from the well which is located apparently right in the ore body which ceases to flow or it would be impossible to pump water if mining operations were undertaken. I have suggested this fact to Mr. Mulhern and I believe he will take it into consideration in his talk with Mr. Hummel. You may not like this method of approach on this subject but it is a question of following some such means of compromise or else continuing with a long legal battle. There is unquestionably a conflict in rights and when there is, it can only be settled by court procedure. The government has a need for copper but no steps can be taken by them to destroy the individual rights and it is up to the courts to decide that issue.

If you have spent a good many years fighting this, my suggestion is that a compromise would be the best possible solution.

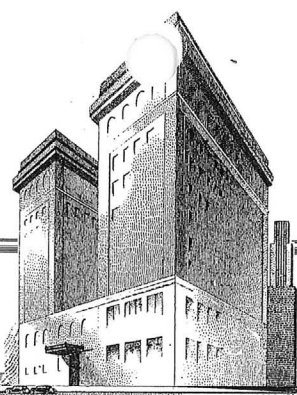
With best wishes and kindest regards, I am

Very truly yours,

J. S. Coupal, Director
 JSC:kk

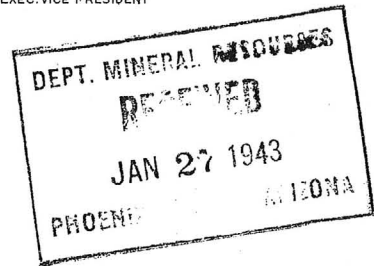
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Hotel
Paso Del Norte
El Paso, Texas



January 25, 1943

W. L. TOOLEY, MANAGER
PAUL HARVEY, EXEC. VICE PRESIDENT



Mr. J. S. Coupal, Director
Department of Mineral Resources
Phoenix, Arizona

Dear Mr. Coupal:

Two weeks are gone - lost and we are not on the property. I've a letter from A. S. & R. and the assays were even a little better than old reports, 4 per cent copper. Mr. Stephen's opinion as to whether the 4% would hold up for shovel working, would have to be seen.

The smelter will buy the ore. I've a party who wants to go to property - and Ebeling and Goff are still holding us up.

What do you want me to do? There should be some one with authority who could put these men in jail until we've found if we have a mine or not.

Ebeling is dangerous. I would say a peace bond would hold Goff.

Have not heard from Mulhern. Please let me know what progress you've made.

With best wishes and kindest regards, I
am

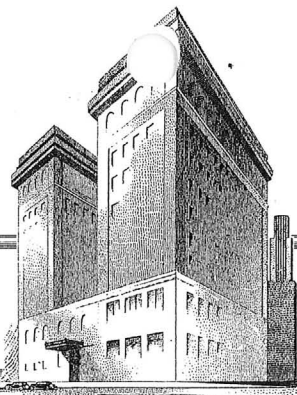
Very truly yours,

Mrs Ethel Ferguson
(Mrs.) Ethel Ferguson



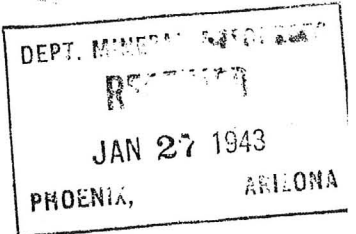
Dry Air Conditioned

Hotel
Paso Del Norte
El Paso, Texas



January 20, 1943

W. L. TOOLEY, MANAGER
PAUL HARVEY, EXEC. VICE PRESIDENT



Mr. J. S. Coupal, Director
Department of Mineral Resources
413 Home Builders Bldg.
Phoenix, Arizona

Dear Mr. Coupal:

I judge you received the contract from smelter. Today I have a letter saying the A.S. & R. are not interested in developing the property. However, the analyses was practically the same as the smelter returns of 1929-30 (that was report from your samples taken on the 6th).

You know this has been in court a great many years and times. Most recently last year. The Secretary of Interior has written me Ebeling has no rights to prevent mining and Goff has a well fenced patent obtained fraudantly by a cattleman.

Does the government want copper? Can Goff and Ebeling prevent you from developing or investigating to find if we have a mine? If that isn't treason and sabotage - what is it? I'll relinquish my rights as I told you if you can get engineers there. How about a presidential decree?

Sincerely yours,

Mrs. Ethel Ferguson
(Mrs.) Ethel Ferguson



Dry Air Conditioned

Mrs. Ferguson is apparently waiting
for some decision from you so Mr.
Beddome suggested I mail you copies
of her letters.

Mulhern Copper

January 20, 1943

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

I am enclosing a copy of a letter I have just received from the American Smelting and Refining Co. at Tucson, on the sample I submitted to them.

I have not as yet been able to contact Mr. Mulhern but will do so within a day and will report to you.

With best wishes and kindest regards, I am

Very truly yours,

J. S. Coupal
Director

JSC:BA

Enc. 1

January 20, 1943

Mr. F. M. Stephens
American Smelting & Refining Co.
P. O. Box 2229
Tucson, Arizona

Dear Mr. Stephens:

Many thanks for your letter of January 8 with
the assay and notes on the sample from the Malone
Copper Mine, Owl's Head District, Pinal County, owned
by Mrs. Ethel Ferguson.

Very truly yours,

J. S. Coupal
Director

JSC:BA

January 18, 1943

✓
Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

Many thanks for your letter of January 16 with the record of the shipments made in 1929 and 1930 from the Last Chance.

I will call on Mr. Mulhern this week with this information and see what the next step to be taken is regarding your property.

I will say now, however, that I see of no way except through the courts to get this problem cleared up.

Soon after I talk with Mr. Mulhern, I will advise you of the outcome.

With best wishes and kindest regards, I am

Very truly yours,

J. S. Coupal
Director

JSC:kk

The El Paso Times

An Independent Newspaper
MORNING and SUNDAY

El Paso Herald-Post

A Scripps-Howard Newspaper
EVENING

Saturday

NEWSPAPER PRINTING CORPORATION

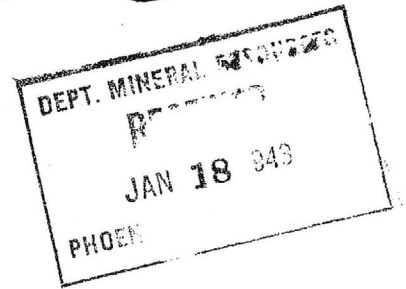
EL PASO, TEXAS

Dear Mr. Coupal:

I'm sending you some
correspondence from smelter. My
smelter returns are torn and
worn. If this isn't what you
want - I'll send the smelter
returns.

Edna Ferguson

Box 1397
El Paso



January 12, 1943

Mrs. Ethel Ferguson
Box 1397
El Paso, Texas

Dear Mrs. Ferguson:

Many thanks for the brief synopsis report on the Ferguson Copper mine. I am returning the original and also an extra copy which you may find use for.

As soon as I receive a copy of the smelter returns I will call on Mr. Hulhern and discuss with him the situation regarding Ebeling and Goff.

With best wishes and kindest regards, I am

Very truly yours,

J. S. Coupal
Director

JSC:BA

Enc.

Sunday -

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

Dear Mr. Coupal:

I'm sending you the engineer's report as you suggested, and will send the copy of smelter returns as soon as I can get to a typewriter.

I do hope your findings justify the development of the property -

And I want to thank you and Mr. Ballaw for what you are doing.

It will certainly be a feather in the department's cap - if Ebeling and Goff can be made on "persuaded" there is a war and we do need copper.

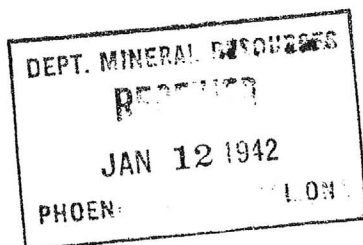
With kindest regards,

Ethel Ferguson

Box 1397

El Paso

Telephone East 1570W



The El Paso Times

An Independent Newspaper

MORNING and SUNDAY

El Paso Herald-Post

A Scripps-Howard Newspaper

EVENING

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

H.
C

DEPT. MINERAL RESOURCES
JAN 2 1942
PHOENIX, ARIZONA

January 1, 1943,
P. O. Box 1397,
El Paso, Texas

Mr. J. S. Coupal,
Department of Mineral Resources,
413 Home Builders Bldg.,
Phoenix, Arizona

Dear Mr. Coupal:

It would be agreeable with me to meet you in Tucson on January 6 at the Santa Rita Hotel. I am undecided whether I shall drive or come over on the train. I can get gasoline from the rationing board here for the trip to Tucson and they advise me that I can get gasoline for the return trip in Arizona. It is much more convenient for me to meet you in Tucson for I have no business in Casa Grande.

I know of no needed authorization. However, you could consult with Mr. Mulhern, my attorney in Phoenix.

As I wrote you before, this man Ebeling is a dangerous character and I will not be responsible for what may happen.

Yours very truly,

Mrs. Ethel Ferguson

The El Paso Times

An Independent Newspaper
MORNING and SUNDAY

El Paso Herald-Post

A Scripps-Howard Newspaper
EVENING

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

November 30, 1942

Mr. W. J. Graham
Assistant to the Director
Department of Mineral Resources
413 Home Builders Bldg.
Phoenix, Arizona

Dear Mr. Graham:

On file in Florence, is my record on Last
Chance No. 2. I have my receipts from recorder's office
in tact - up until two years ago. In lieu of assessment
work and relocation of adjoining 59 claims of which I have
quit claim deed from original locator ((being unable to get
on property)) I filed a statement from truck driver and two
laborers along with my affidavit that was prepared in Mr.
Fulbright's office, Florence and is properly recorded.

The U.S. District Attorney's office assured
me at that time - that no one could jump the claims and that
my rights were fully protected.

I know now that I was taking my life in my
hands and I would not take any one else out to work - until
Ebeling and Goff are removed and will stay away. As to Goff's
contest on a part of one claim, my only idea is to have the
property tested and if it so develops there is a big body of
ore - get it to producing and Mr. James Owens has his adjoining
claims in good standing too.

Mr. Mulhern very ably handled the charges
Goff brought against through the Supreme Court and he will
give particulars, but whatever charges are brought against
Harry Ebeling, Goff is equally guilty.

Mr. Stephens of the American Smelting & Re-
fining Co. of Tucson was also kept off. The W.P.B. could
contact him in Tucson or for that matter I will relinquish
my rights to any individual or company if they investigate
this thoroughly and determine if we have a mine.

Very truly yours,

(Mrs.) Ethel Ferguson

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

November 25, 1942

Mr. W. J. Graham
Assistant to the Director
Department of Mineral Resources
413 Home Builders Bldg.
Phoenix, Arizona

Dear Mr. Graham:

In regard to my "Last Chance" mining property located in Pinal County, Arizona, Harry Ebeling and Seldom Goff over a period of years have refused to allow my representatives on the property to examine same and in this way have kept the property from producing. Ebeling most recently (he had been away his homestead) refused to allow Mr. George Reed to go on the property. I fear that Ebeling is a dangerous man and would caution your engineers.

After an examination by the Interior Department made last year they wrote me that Ebeling had no rights and that I could prospect and mine. All of which we know.

I am sending your letter to Mr. Dayton Mulhern, Phoenix and am writing him to give you any information you might need.

Mr. James Owens has ten claims adjoining mine which makes a block of 70 claims that we would like to determine if we have a copper mine.

When it is safe to get on the property I would be glad to meet your engineers and accompany them. The claims extend to the highway and back with a radius of two miles, but there is such a sameness of the country and all land marks and roads have been destroyed that it is hard to find your way around.

Yours very truly,

Mrs. Ethel Ferguson
(Mrs.) Ethel Ferguson

P.O. Box 1397

The El Paso Times

An Independent Newspaper

MORNING and SUNDAY

El Paso Herald-Post

A Scripps-Howard Newspaper

EVENING

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS

June 25, 1942,

P.O.# 1397,

El Paso, Texas

Mr. Jackson Hoagland,
520-528 Title and Trust Bldg.,
Phoenix, Arizona

Dear Mr. Hoagland:

Could you give the public a little light on this decision? The Phoenix Gazette didn't have the courtesy to say Mrs. Ethel Ferguson.

I have owned valid mining claims, acquired by my late husband Julius A. Ferguson, since 1923. I was sued by Seldon Goff in 1931 when he bought a ranch in that vicinity, and I was sued again this year--the Supreme Court said that decision of Pinal county court was invalid. There ^{are} politics, a German, and Japs mixed up in this. Also the State Highway Department and the governor have not been cooperative.

However, until we see how far the WPB goes, all I want is the issue: "Has a miner any right"--brought to light. Why not say "Cowman Attempts to Steal Mine"? It would be no more misleading than the Gazette story.

It is nothing short of sabotage and I have been waiting since January for this local court decision. I have contract from the A.S. & R. and they will buy the ore on the strength of what I have shipped before.

Will you also run a small ad. The property is for lease and sale. There is a block of seventy claims, low grade copper ore, but a prospect of a big body of ore. All I want to know is if we have a mine there or not.

Thanking you, I am,

Sincerely yours,

Mrs Ethel Ferguson

NEWSPAPER PRINTING CORPORATION

EL PASO, TEXAS Sunday

Dear Mr. Ballam:

Congratulations on the appointment to the Board of Governors. I don't think the picture Pay Dirt used did you justice, but would use it here if you send me the mat.

Will you be in El Paso for the International (?) meet. Mr. Dunning really advanced some outstanding ideas here in the last meet. Hope the Department of Mineral Resources is able to carry out the program as outlined, as [to diamond drilling and ownership. The experience of the Last Chance is a fair example.

You know the Last chance has the prospect of a gold mine, or do you? In 1932 the El Tigre company were prospecting and tried to develop a gold property near Tucson. They gave me favorable reports. What can be done on the gold angle? I'd like to have the property surveyed or examined and a report made, something like the U. S. Bureau of Mines made. Never heard anything further from d'Autremont.

There will be some parties here from the East to look at the Last Chance, after the first. So much I want to do, but seem to have no time.

Write to me, or better come over if there is anything urgent.

Do you know if any state land is being sold, selected? There is an awful leak in state revenue. If the few cattlemen were forced to lease all that land they've used free, both state and federal, would help the mining industry in Arizona. In fact, would help the war effort if a few of those old fossils were eliminated. We'll need more room for the returning veterans and jobs. Most of them are no good for anything, maybe dispose of them like you do old horses. Make dog meat of them.

Very truly yours,

Ethel Ferguson

Box 1397

old crowmen
Shall I call names

This mill in El Paso can be sold now -

Enclosure seen perfected - Alloy Metals
(Subsidiary Continental Machines) - I think they might give it away -

**DEPARTMENT OF MINERAL RESOURCES
State of Arizona
MINE OWNER'S REPORT**

11-58

Date.....

1. Mine: ✓ Ferguson Copper Properties
2. Location: Sec. 35 Twp. 8 Range 12E Nearest Town..... Distance.....
Direction..... Nearest R.R..... Distance.....
Road Conditions: Good - needs to
3. Mining District and County: Owlhead Mining district
4. Former Name of Mine:
5. Owner: ✓ Ethel Ferguson (widow)
- Address: P.O. Box 1397
6. Operator: Ethel Ferguson
- Address: same
7. Principal Minerals: Copper, gold + silver ✓
8. Number of Claims: Lode 53 Patented..... Unpatented Yes
Placer..... Patented..... Unpatented.....
9. Type of Surrounding Terrain:
10. Geology and Mineralization: Have had this land 3 or 4 times, is now and for development drilling diamond
11. Dimension and Value of Ore Body:

Ethel Ferguson ✓
2630 San Jose Ave
El Paso, Texas

Please give as complete information as possible and attach copies of engineer's reports, shipment returns, maps, etc. if you wish to have them available in this Department's files for inspection by prospective lessors or buyers.

24

12. Ore "Blocked Out" or "In Sight":

Ore Probable:

13. Mine Workings—Amount and Condition:

No.	Feet	Condition
Shafts		
Raises		
Tunnels		
Crosscuts		
Slopes		

14. Water Supply:

15. Brief History:

16. Remarks:

17. If Property for Sale, List Approximate Price and Terms: *Open -*

18. Signature: *Mrs Ethel Ferguson*

DEPARTMENT OF MINERAL RESOURCES

STATE OF ARIZONA

FIELD ENGINEERS REPORT

Mine ✓ **LAST CHANCE**

Date **October 30, 1958**

District

Engineer **FRANK P. KNIGHT**

Subject: **phone conversation with Mrs. Ferguson**

✓
Mrs. Ethel Ferguson phoned (from El Paso) to say that she had decided to talk with us rather than fill out a mine owner's report form. She said considerable had been done in connection with the Last Chance property in the past ten years but that there was title litigation still pending. She said that the drilling in the immediate vicinity of the Last Chance by Magma Copper Company was close to her property but not on it to her definite knowledge. She said that she understood that Mr. Goff had had them drill on his portion of the Ferguson claims.

Mrs. Ferguson hopes to make a trip to Phoenix and probably will bring some information for the office files. She said she had much information and numerous maps available to anyone interested in the property.

DEPARTMENT OF MINERAL RESOURCES
STATE OF ARIZONA
FIELD ENGINEERS REPORT

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District

Engineer **FRANK P. KNIGHT**

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AMERICAN SMELTING AND REFINING CO.

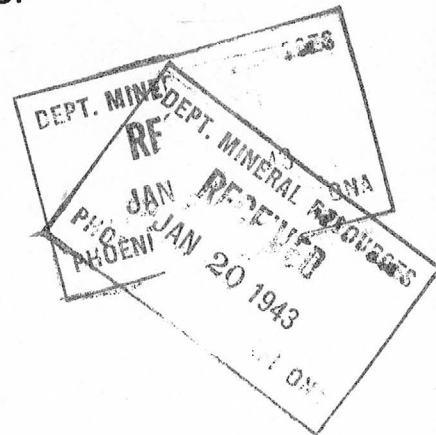
MINING DEPARTMENT OF THE SOUTHWEST

P. O. BOX 2229

TUCSON, ARIZONA

January 18, 1943

W. H. LOERPABEL
MANAGER



Mr. J. S. Coupal, Director
Dept. of Mineral Resources
413 Home Builders Bldg.
Phoenix, Arizona

✓
MALONE COPPER MINE
* (Mrs. Ethel Ferguson)
PINAL COUNTY, ARIZONA
OWL'S HEAD DISTRICT

Dear Mr. Coupal:

The hand specimen of copper ore you left to be assayed ran as follows:

<u>Au</u>	<u>Ag</u>	<u>Cu</u>	<u>Insol.</u>	<u>SiO₂</u>	<u>Fe</u>	<u>CaO</u>	<u>Al₂O₃</u>
.01	1.51	4.5	73.6	51.2	5.8	0.9	16.0

You will note that the aluminum content is rather high and therefore the ore not particularly desirable as a flux. Mr. Rickard says that we could, however, take a limited quantity of such ore at Hayden allowing, say, 10% free and penalizing the balance at 25¢ per unit making a smelting charge of \$5.00 per ton.

This grade of ore would net the shipper, f.o.b, Hayden:

Smelter pay	\$2.75
Premium	<u>4.28</u>
Total	\$7.03 per ton

This, less mining, hauling, freight royalties, etc. would leave little for profit.

I also doubt that a grade of 4.5% copper could regularly be maintained in a shovel operation.

Yours very truly,

F. M. Stephens.

F. M. STEPHENS

cc: WHLoerpabel
BNRickard
FMS/ap

Engineers Copper Properties

Copper

W.M.R. _____

_____ 1943 _____

WAR MINERALS REPORT

UNITED STATES DEPARTMENT OF THE INTERIOR * BUREAU OF MINES

Report of the Bureau of Mines to Hon. Harold Ickes,
Secretary of the Interior.

✓
LAST CHANCE
Pinal County, Arizona.

- Copper -

SUMMARY

✓
The Last Chance mine is in the Owlhead Mining District, Pinal County, Arizona. It is about 37 miles north of Tucson on Highway 80, and 29 miles south of Florence, the County seat of Pinal County.

Ore occurrences are in an an andesite dike 500 feet or more in width and an indeterminate length. The surrounding rocks are granite and schist. The andesite has been sheared or cracked in various directions. Copper carbonate and silicates are found in this surface area to an undetermined depth. Shallow pits and cuts generally show these copper ores, although some outcrop areas are leached and very little

1. The reports of the War Minerals Series are based upon field work of engineers of the Bureau of Mines together with data available to the Bureau from other sources. The purpose of these reports is to supply information that may be helpful to owners and operators of properties examined, and to others who are especially interested in them. For this reason distribution is limited to those who request the reports individually.

copper mineral is found there. One churn drill hole was put down in the central area but no data are at hand as to the exact results. One report states that ore was about the same to 250 foot depth where a heavy flow of water was struck. This water now stands at about 20 feet below the surface. It is reported 5 feet of 15% chalcocite was passed through at 80 feet depth. Five cars of ore have been shipped from the property with an average grade of 3.45 ounces silver, and 4.2% copper.

This property can be easily diamond drilled and a few holes would quickly determine its possibilities. It would not be necessary to drill over 250 feet in depth and the first few holes might show that all the copper bearing ground can be explored with shallower holes.

Most of the area is covered with debris, but small outcrops are exposed throughout the area.

This property warrants further consideration and has possibilities of developing a large deposit of low-grade copper ore.

It is recommended that the property be prospected by the Bureau of Mines; first, with several trenches to determine possibilities as to the size of the deposit; second, with diamond drill holes if results of trenching are satisfactory.

INTRODUCTION

The Last Chance mine was brought to the attention of the Bureau of Mines by the owner. It was examined by a Bureau of Mines engineer on January 23, 1943. Supplementary information was obtained from a private report dated March 1931. This report is based on the information obtained from those two sources.

LOCATION AND ACCESSIBILITY

This property is situated in section 35, T. 8 S. R. 12 E. in the Owlhead Mining District, Pinal County, Arizona. It is about 37 miles north of Tucson on highway U. S. 80 and 29 miles south of Florence, the county seat. It is 16 miles over a dirt road to Red Rock, a station on the Southern Pacific Railroad, and thus within easy reach of the smelters at Hayden, Miami and Superior. The exposed copper-bearing ground is just off the highway on a practically flat desert floor.

OWNERSHIP

The ownership is claimed by Mrs. Ethel Ferguson, P. O. Box 1397, El Paso, Texas. At present there is some dispute over ownership between Mrs. Ferguson and Mr. Goff, a cattleman. Mrs. Ferguson states that she has been awarded a Supreme Court decision on the title.

The area is covered by 60 contiguous lode mining claims held by annual assessment work. The principal dispute is over the Last Chance No. 2 claim on which is located the 250 foot drill hole which is the principal source of water in this area.

HISTORY

While the property has been known for a long time, little work has been done except in the way of shallow pits and cuts. Some churn drilling was done at one period about 1918. It is reported that several other holes were put down at distant points in addition to the 250 foot hole on the Last Chance No. 2 claim. No data are at hand as to the results from these holes. It would seem that results were not very good or work should have been continued. The property has been held for the last twenty years by Mr. Ferguson and following his death, by Mrs. Ferguson, his wife. The

surface rights were brought up by the use of Government scrip in the late twenties and were purchased later from the original buyer, by Mr. Goff. As the water hole was the thing of most value to Mr. Goff, he has fenced that and has generally prevented entrance to the property by the claimants and other parties. Mr. Goff showed the Bureau Engineer the location of the property and did not interfere in any way with his examination.

PRODUCTION

Five cars of ore were shipped from the property by James J. Owens in 1929 and 1930. That ore was mined from open cuts in the area around the 250 foot water hole on the Last Chance No. 2 claim. Mr. Owens had a lease on the property at that time. The ore shipped was taken pretty much as mined as there is very little discarded material around the cuts. The best of the five cars shipped ran 4.8 ozs. silver and 5.2% copper. The lowest, 2.1 lbs. silver and 3.6% copper. The general average was 0.03 ozs. gold, 2.5 ozs. silver and 4.2% copper. This is the total production from the property and little work has been done since that time.

The property has possibilities for the development of a large body of low-grade ore which would require a plant for local treatment or to develop ore of a grade that can be shipped direct to the smelters at Hayden or Superior, in a surface area 10 to 20 feet deep.

PHYSICAL FEATURES

This property lies in a flat desert area and a paved highway passes within 1/2 mile of the property. The surface is covered with the usual desert vegetation, with no timber or other growths of any value for mining purposes.

Most of the area is covered with a wash, with scattered outcrops in the dike area. These outcrops are from a few feet to about 15 feet above the wash.

The only substantial amount of water was cut at 250 feet depth by drill hole, although a little water is found 10 to 15 feet below the surface. No definite measurement has ever been made of the capacity of the water well. Regular pumping with a wind mill has no effect on the water level which stands at about 20⁺ of the surface.

GEOLOGY AND ORE OCCURRENCES

An andesite dike 500 feet or more in width cuts through the granites and schists of this area. The dike has been sheared and altered, but for the most part it is covered with wash and neither the extent of the shearing nor the length of the dike can be definitely determined.

Large areas of the andesite dike appear to have been mineralized, followed by leaching and erosion. Some of the outcrops have been almost completely leached and at other places copper carbonates and silicates show at the surface. Whether the ore-bearing zone, which is mostly secondary, extends below the sub-surface water could not be definitely determined. The complete leaching of some of the outcrops indicates a possibility of a deeper secondary zone, which might be in the form of the secondary sulphide, chalcocite. It is reported that the 250 foot drill hole passed through 5 feet of 15% copper, in the form of chalcocite, at 80 feet depth. No reliable data concerning this area at hand.

DEVELOPMENT

Except for a few drill holes, all development has been in the form of shallow pits and cuts. While it is reported several holes were

drilled over a large area, the location of only one seems to be definitely known. This is the 250 foot hole on the Last Chance No. 2 claim. Some of the pits were started in the outcrops and others were put down through the wash which is only a few feet in depth. All showed some copper pre.

One pit about 20 feet deep had water in the bottom. The dump from this pit showed only a small amount of copper, but the rock showed heavy leaching and alteration from surface waters.

Most of the ore shipped came from two pits, one about 60 feet long and the other about 40 feet long. The 60 foot pit was about 17 feet deep at the deep end. The other cut was only about 4 feet deep.

ORE RESERVES

No definite tonnage of ore can be measured. There is an indicated area about 100' x 200' around the drill hole on which some work has been done. Using a factor of 15 cubic feet per ton and an average depth of 10 feet, this block would contain 12,333 tons. It is possible that this area would be greatly extended by further development. Increases in depth would give proportionate increases in tonnage.

Ore carrying 0.02 ozs. gold, 2.5 ozs. silver, and 2.5% copper would give the following smelter returns:

Pay for all gold at \$32.50 for 0.02 ozs.		\$	0.65
Pay for 95% silver, minimum deduction $\frac{1}{2}$ oz. @ 71¢ 2.5 ozs.			1.42
Pay for 95% copper at assay less 8¢ at 11.65 cts. 2.6¢, 2.5%			3.61
			<u>5.68</u>
Base smelter charge, 50% silica	\$3.50		
Alumina penalty, 16% less 10% @ a 5¢ unit	1.50		
	<u>\$5.00</u>		
Net smelter payment		\$	0.68
Bonus of 5¢ pay for 97% of assay			2.43
			<u>\$3.11</u>
Railroad freight	\$0.85		
Trucking	1.25		
Mining	1.00		
	<u>\$ 3.10</u>		

With the above smelting contract the operation would break even on the above grade of ore. Hence any higher grade of ore would show a profit. Five cars of ore shipped from the mine gave an average value of 3.45 ozs. silver and 4/2% copper. By selective mining and sorting, it should be possible to keep the grade of the ore up to this figure. This grade of ore with an increase of mining costs to \$2.00 per ton would show a net operating profit of \$2.42 per ton of ore mined.

Main possibilities in the way of large tonnages would be best tested by diamond drill holes. This ground should be easily drilled and the maximum depth necessary would probably be around 250 feet, which is indicated as the true water level.

OPERATING COSTS

With the present known ores at and near the surface, all mining can be done by open pit and mining would cost about \$1.00 per ton. If large tonnages are developed, mining could be done by block carving or similar methods and the costs would be around 75 cents or under per ton.

The haulage and treatment charges will amount to about \$5.60 per ton if the ores are shipped direct to the smelter.

If oxidized ores are treated at a leaching plant built at the mine, the cost will be about \$1.50 per ton.

If secondary sulphides are found and a flotation plant is erected, the cost of the concentration will be about 75 cents per ton.

A power line which carries power from Parker Dam runs through the property.

Trucking to Florence is 29 miles over good highway. On a small tonnage basis it would probably cost \$1.25 per ton, but on a large tonnage this could be reduced to \$1.00 or less. The rail haul to Hayden or Superior would be 85 cents per ton.

If ore or concentrates were hauled to Red Rock on the main line of the Southern Pacific Railroad the distance would be 16 miles and would cost about 75 cents per ten.

Sampling

The following samples were taken on the property:

<u>Sample No.</u>	<u>Description</u>	<u>Width</u>	<u>Ozs. Au</u>	<u>Ozs. Ag.</u>	<u>% Cu</u>
643	Grab of dump at 20' shaft, S. 50 E. 148' to windmill	Grab	trace	0.05	0.20
644	5' shaft, S. 50 E. 130' to windmill	4'	trace	0.40	1.74
645	5' shaft, S. 3 W. 125' to windmill	5'	trace	0.60	1.62
646	Filled shaft dump, grab, S. 22 W to windmill	Grab	trace	0.35	0.93
647	Filled cut, grab dump, S. 37 W to windmill	Grab	trace	0.35	2.20
648	Open cut, bottom, S. 5 W. 63' to windmill	7'	trace	0.70	1.48
649	Same open cut as above, south end, 30' south of No. 648, 15' below surface	5'	trace	1.70	2.98
650	6' shaft, N. 13 E. 32' to windmill	6'	trace	2.80	3.78
651	N. end of open cut, 4' deep, N. 3 W. 40' to windmill	4'	trace	1.00	1.84
652	Open cut 30' south of No. 651	7'	trace	2.30	2.90
653	Above open cut to west of No. 652	10'	trace	1.10	2.25

Excluding No. 643 the general weighted average is 2.22% copper.

Eleven samples by McConnell and Palmer showed 0.02 ozs. gold, 1.7 ozs. silver, and 3.01% copper.

Some sorting of the ore would increase the values probably from $1\frac{1}{2}$ to 2 times the above values. As more tonnage would have to be mined for ore shipped the costs would go up in the same proportion or more.

Conclusions and Recommendations

It appears from work done that this property has an indicated area about 200 feet long and 100 feet wide that would produce 13,333 tons of ore with an average value of about 0.02 ozs. gold. $2\frac{1}{2}$ ozs. silver, and $2\frac{1}{2}$ copper. By the indicated size of the andesite dike this area might be extended to 500 or more feet in width and 5000 feet or more in length.

Present work does not give any true conception of possible depth and present ground water level does not permit giving any estimate of depth below about 15 feet except on one outcrop which stands about 10 feet above the general level of the country. Hence, there is a possibility that a large tonnage of low grade copper ore could be developed. The country is very good for diamond drilling and the maximum depth of holes would be 250 feet, which is indicated to be the true water level by one churn drill hole.

It is possible that the present ground water level may be the bottom of a zone of secondary enrichment and if such is the case all the ores will be copper carbonates or copper silicates and the general depth of the ore body will be around 10 to 15 feet. Even if the ore is limited to this shallow depth, it is possible that one million or more tons of $2\frac{1}{2}\%$ copper ore could be mined.

Since there is a possibility of developing a large tonnage of low grade copper ore on this property, it is recommended that primarily 1000 feet of trenching be done by the Bureau of Mines which would cost about \$3.00 per linear foot. The trenches would be from 3 feet to 4 feet in depth. If the trenching should indicate ore bodies under an extensive area, it can be followed up by diamond drilling.

Last Chance,
Ariz. No. _____

Sources of Information:

Information was obtained by personal examination by Thos, L. Chapman, on January 23, 1943.

From private report by McConnell and Palmer, Mining Engineers, of El Paso and Los Angeles.

Since 1923, I've personally worked my mining claims in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 35, Township 8, Range East.

At the present time I have three cars of ore on the Ground. I have shipped the following cars: Smelter returns of record at A. S. & R., Hayden, Arizona and also A. S. and R. at El Paso:

June 6, 1929-1 car----	\$270.04
Feb. 15, 1930-1 car---	344.42
Aug. 6, 1929-1 car----	335.57
May 3, 1929-1 car----	222.27
No. 92720--1930-----	376.75
May 7, 1929-----	265.10

As to further mineral character, James Owen, Miami, Arizona, has shipped ore. J. V. McConnell, El Paso; Harry R. Palmer, 1452 West 48th Street, Los Angeles, California; R. T. Mishler, Fresnillo Company, Mexico; all reputable engineers, will testify to the mineral character of the land.

In 1932, eight years later, I was sued by Seldon Goff to quit title to NE $\frac{1}{4}$ of SE $\frac{1}{4}$. Mr. Goff bought a joining ranch and said he saw the mining work and the well, which is on this claim, was developed by drilling for ore. He said he saw the mining work and admitted to me that he did not know the value. HE THOUGHT he bought the well and mining claims.

When I appealed the judgment of local court, the Supreme Court said the local court judgment was not valid, appeal taken prematurely, and reprimanded the bar and judges. This was ended in 1935. Since that time I've personally worked my mine each year. Goff has my ore fenced, on the strength of patent issued in 1926, "Selection 058477", Phoenix series.

This patent was obtained through fraud. My protest of this patent is on record in the U. S. Land Office, Phoenix, dated 1926.

The Stock-raising Homestead Patent No. 1091919 issued August 16, 1937 to Harry E. Ebeling was also obtained through Fraud. This land covers other mining claims and he is also using a mining shaft, claiming it to be a water well. These claims located 1928, filed and recorded Book 5, Aff. of Labor, page 623, Florence, Arizona.

*I've asked General Land of
cancel these patents - They
haven't - There should be some
pressure brought on Com. Johnson
None - He passes the buck to
war production board -*

IN THE SUPREME COURT OF THE STATE OF ARIZONA

June 22, 1942.

ETHEL FERGUSON, :
 Petitioner, :
 :
 -v- :
 :
 THE SUPERIOR COURT OF :
 THE STATE OF ARIZONA, :
 IN AND FOR THE COUNTY :
 OF PINAL, :
 Respondent. :
 :
 :

No. 4513

ORIGINAL PROCEEDING IN CERTIORARI

Alternative writ made permanent.

D. V. Mulhern, B. H. Bibbs, of
 Phoenix, Attorneys for Petitioner.

Hummel, Hummel & Wyatt, of Tucson,
 Attorneys for Respondent.

LOCKWOOD, C. J. :

This matter comes before us on a petition for a writ of certiorari to review the proceedings of the superior court of Pinal county, wherein Ethel Ferguson, petitioner, was adjudged guilty of contempt in the case of Seldon D. Goff and Flora B. Goff, plaintiffs, v. Ethel Ferguson, defendant, case No. 5252 in said superior court.

The factual situation upon which the proceeding is founded, as shown by the records of this court and of the superior court of Pinal county, may be stated as follows: On May 9, 1932 Seldon D. Goff and Flora B. Goff, plaintiffs, filed a complaint against Ethel Ferguson, defendant, seeking to quiet title to certain premises in Pinal county. After various pleadings and proceedings, on January 5, 1935 the minutes of the trial court show the following order:

"IT IS ORDERED that said motion to strike be and the same hereby is sustained; the defend ant's third amended answer be and the same hereby is stricken; and that plaintiffs' motion for judgement be and hereby is granted."

No formal written judgment was filed until February 11, 1935 when the trial court, over the objections of defendant, did sign and file a formal written judgment. However, no minute entry showing a rendition of judgment on February 11 was made. Thereafter defendant Ferguson appealed to this court. On October 14, 1935 this court rendered its judgment on the mtion to dismiss the appeal, (Ferguson v. Goff, 46 Ariz. 260, 50 Pac. (2d) 20), in the following language:

"....It appearing in the record of the present case that no v alid judgment has ever been rendered therein, the appeal was prematurely taken, and the motion to dismiss is granted."

A motion for rehearing was filed on October 28, and denied on November 23, and the mandate was duly issued and sent to the superior court of Pinal county. That court on December 6, 1935, and after the judgment of this court above referred to had become final, made the following order:

"It appearing that the minutes of this Court do not disclose the hearing and proceedings in this ~~net~~ cause had and done on the 11th day of February, 1935, the following minute nunc pro tunc as of February 11, 1935, is hereby ordered made by the Court sua sponte, to wit:

"This cause came on regularly this day for hearing on the entry of judgment and defendant's objection thereto, duly filed; and plaintiffs, by counsel, having waived appearance either in person or by counsel at this hearing, and defendant appearing by H. J. Valentine, Esq., her attorney; and the said H. J. Valentine, Esq., having filed herein his objection to the attorney fee incorporated in the proposed judgment submitted to the Court by plaintiffs, but the said H. J. Valentine, Esq., agreeing in open court that, if the Court finds plaintiffs entitled to recover attorney fees, the Court may fix the same in its discretion without the introduction of any evidence whatever; and the Court having considered the matters now before the Court, and the same having been submitted to the Court for decision, and now being fully advised, FINDS that plaintiff is entitled to recover an attorney fee as prayed for in his com-

plaint, and now at this time hereby fixes the amount thereof at the sum of \$150.00, for which plaintiff is entitled to judgment as prayed; and the Court FURTHER FINDS that plaintiff is entitled to judgment as prayed in his complaint as found by Hon. E. L. Green, former Judge of Court, as evidenced by the minute entry herein made and entered on January 5, 1935; and

"IT IS HEREBY ORDERED that judgment in accordance herewith is hereby given plaintiffs, as more fully appears by the formal written judgment this day signed by the Court, which the Clerk is hereby ordered and directed to file and enter forthwith."

and a certified copy of such order was mailed to the clerk of this court. There was, however, no motion now request addressed to this court that the mandate be recalled and the case reopened for the purpose of correcting the record and reviewing the judgment of this court theretofore entered, and therefor, no action was taken on the communication addressed to the clerk. The matter stood in status quo until January 31, 1942, when Seldon D. Goff applied to the superior court of Pinal county for a citation in cause No. 5252, supra, requiring defendant to appear and show cause why she should not be punished for contempt of the judgment and orders of the superior court of Pinal county, in that she persisted in claiming rights to the property involved in the action above referred to and had trespassed upon said premises under claim of right in 1940 and 1941. A citation was issued, and it appearing that defendant was in the state of Texas, a copy was sent her by registered mail and was duly received by her in Texas. On February 16, the day on which the citation was returnable, the matter came up for hearing before the court, and D. V. Mulhern, a regularly admitted and practicing attorney of this court, appeared to represent defendant, stating that he was prepared to answer on her behalf to the citation, and that she had not been within the state of Arizona from the date of the application for the citation up to the time of hearing. The court held that it was the duty of defendant to appear in person, and refused to listen to her attorney. He thereupon entered a special appearance, objecting to the

jurisdiction of the court on the ground that the judgment of the superior court referred to, and on which the proceedings for contempt were based, was wholly null and void, and that the court had no jurisdiction of the person of defendant. The court denied the special appearance and refused to allow Mulhern to participate in the hearing for contempt which followed, and after hearing testimony on behalf of Goff, entered the following order:

"It is the judgment of the Court that Ethel Ferguson is guilty of contempy; that she be punished therefor by paying a fine of \$25.00 to the Clerk of this Court, or fifty days in the Pinal County jail."

Thereafter this proceeding was filed and al alternative writ of certiorari issued.

There are several questions of law presented by the foregoing statement of facts, but the first and most important is whether the alleged judgment of the superior court, made on February 11, 1935, and on which the contempt proceeding was based, was valid. It will be observed that an appeal was taken from such purported judgment by the defendant, petitioner herein, which appeal came before this court, and it was adjudged by us that there was no valid judgment in the case as of the date of February 11, 1935, for the reason that the record before us showed that the ruled of this court in regard to rendition of judgment had not been complied with, and the appeal was dismissed. A motion for rehearing was made anddenied, and the mandate of this court, to the effect that no judgment existed, was on November 23, 1935 transmitted to the superior court of Pinal county. That court thereafter made a nunc pro tunc order which, in effect, stated that notwithstanding the record as presented to us on appeal showed that no valid judgment had been rendered on February 11, as a matter of fact the things necessary to make the judgment valid had actually occurred, but by inadvertence on the part of the proper officials of the superior court of Pinal county the record transmitted to us on appeal did not show the true facts. The

action of the superior court of Pinal county since that time necessarily has been based on the theory that it by a nunc pro tunc order may, without our consent, validate a judgment which we have held void.

We had before us, in the case of State v. Superior Court of Pinal County, 22 Airz. 452, 197 Pac. 537, a question as to the effect of the judgment of this court, and therein we said:

"A judgment of this court imports absolute verity. It must be regarded as free from all error. It is final and conclusive upon the superior courts and the judges thereof, and they may not question such judgment, neither are they permitted to hamper or impede the due and timely execution of such judgment.

"....The rule is, when a judgment is affirmed by this court, all questions raised by the assignments of error and all questions that might have been so raised are to be regarded as finally adjudicated against the appellant...."

and we have followed this rule consistently ever since. Sam v. State, 33 Ariz. 421, 265 Pac. 622; State v. Griffith, 54 Airz. 436, 96 Pac. (8d) 752.

This court, in the case of Goff v. Ferguson, supra, having held that no judgment was rendered on February 11, 1935, the superior court of Pinal county was without any jurisdiction by any act whatsoever to modify or change our judgment. If, as a matter of fact, a proper judgment had been rendered on February 11, but the records of the superior court of Pinal county failed to show the same, the proper procedure would have been to appeal to this court to recall its mandate and permit the proceedings to be reopened for the sake of correcting the record and to review its opinion and judgment theretofore rendered. But the superior court of Pinal county had no jurisdiction, of its own volition or by its own act, in effect to set aside the judgment of this court. The alleged judgment upon which the contempt proceeding was based being no judgment at all, petitioner could not be in contempt of the superior court of Pinal county for violating its terms.

While it is not necessary to a decision of the precise point involved herein, we might point out that if the Goffs are entitled, on the actual facts, to a judgment in case No. 5252, supra, we have pointed out clearly in the case of Chiricahua Ranches Co. v. State, 44 Ariz. 559, 39 Pac. (2d) 640, the manner in which such judgment might have been secured under the old rules after the decision on appeal, and we think the new rules indicate an appropriate method whereby it may even now be secured.

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ALFRED C. LOCKWOOD

CONCURRING:

A. G. McALISTER
J u d g e.

HENRY D. ROSS
J u d g e.

R-12-E.

S. 89° 55' W.

T-8-S.
N. 0° 1' W.

N. 0° 1' W.
T-8-S

■ Goff House.

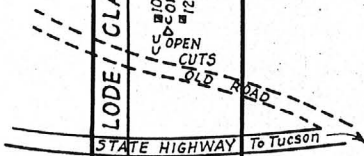
35

FERGUSON LAST CHANCE No 2

- ▷ DISCOVERY SHAFT
- 12 FT. SHAFT
- DRILLED HOLE
- 40 FT. SHAFT

STAR LODE CLAIM

- 10 FT. SHAFT
- OPEN CUT
- 12 FT. SHAFT



N. 89° 54' E.

SCALE: 1 INCH = 600 FEET.

FRED C. SIEBOTH C.E.
SEPT. 10, 1923.

↑ Eveling Filling Station

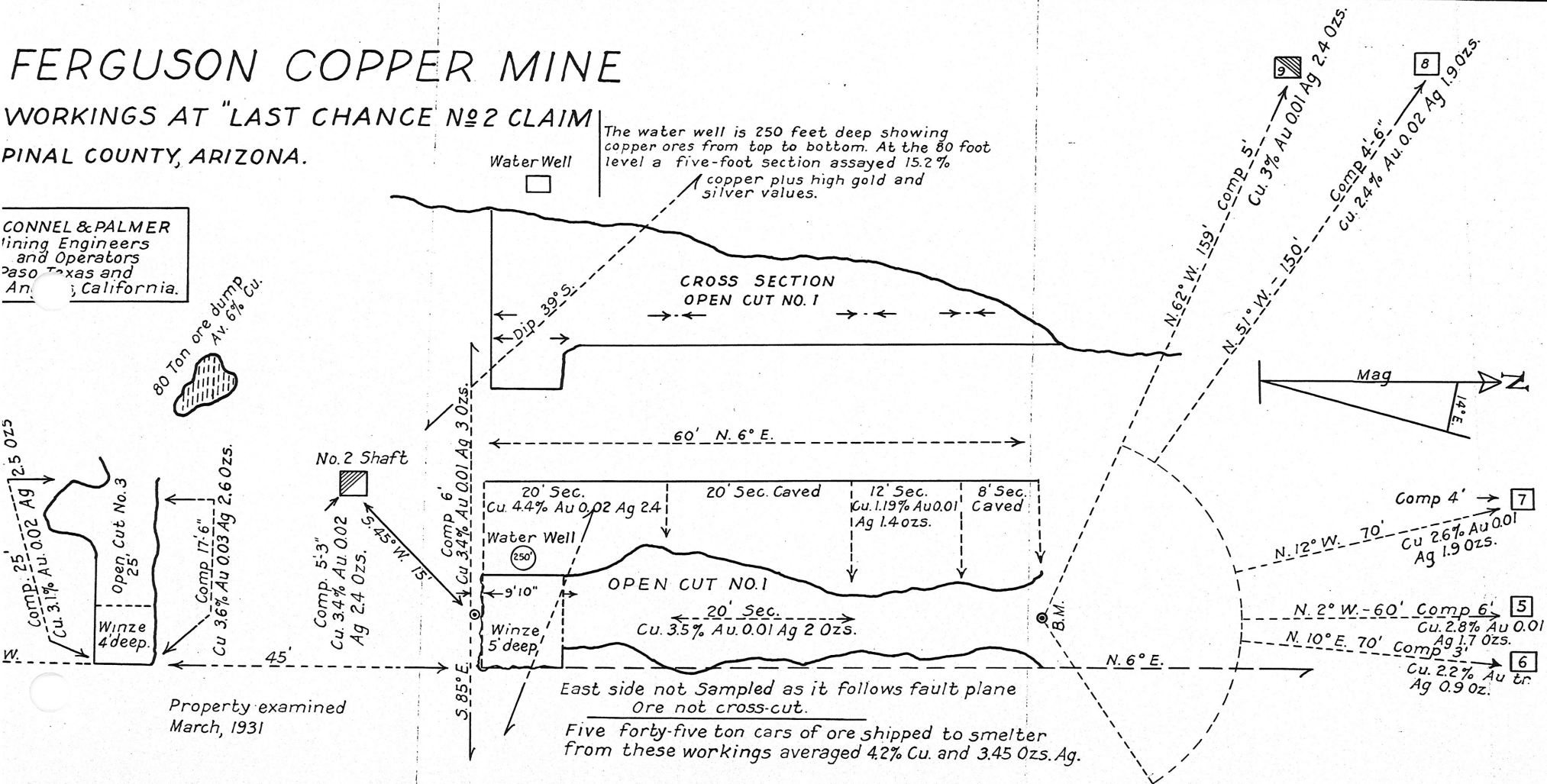
FERGUSON LAST CHANCE No 2
 Northeast Quarter of the Southeast Quarter of Sec.
 35 Tsp. 8, Range 12 East, Gila & Salt River Meridian.

FERGUSON COPPER MINE

WORKINGS AT "LAST CHANCE No 2 CLAIM"

PINAL COUNTY, ARIZONA.

CONNEL & PALMER
Mining Engineers
and Operators
Dallas, Texas and
Anaheim, California.



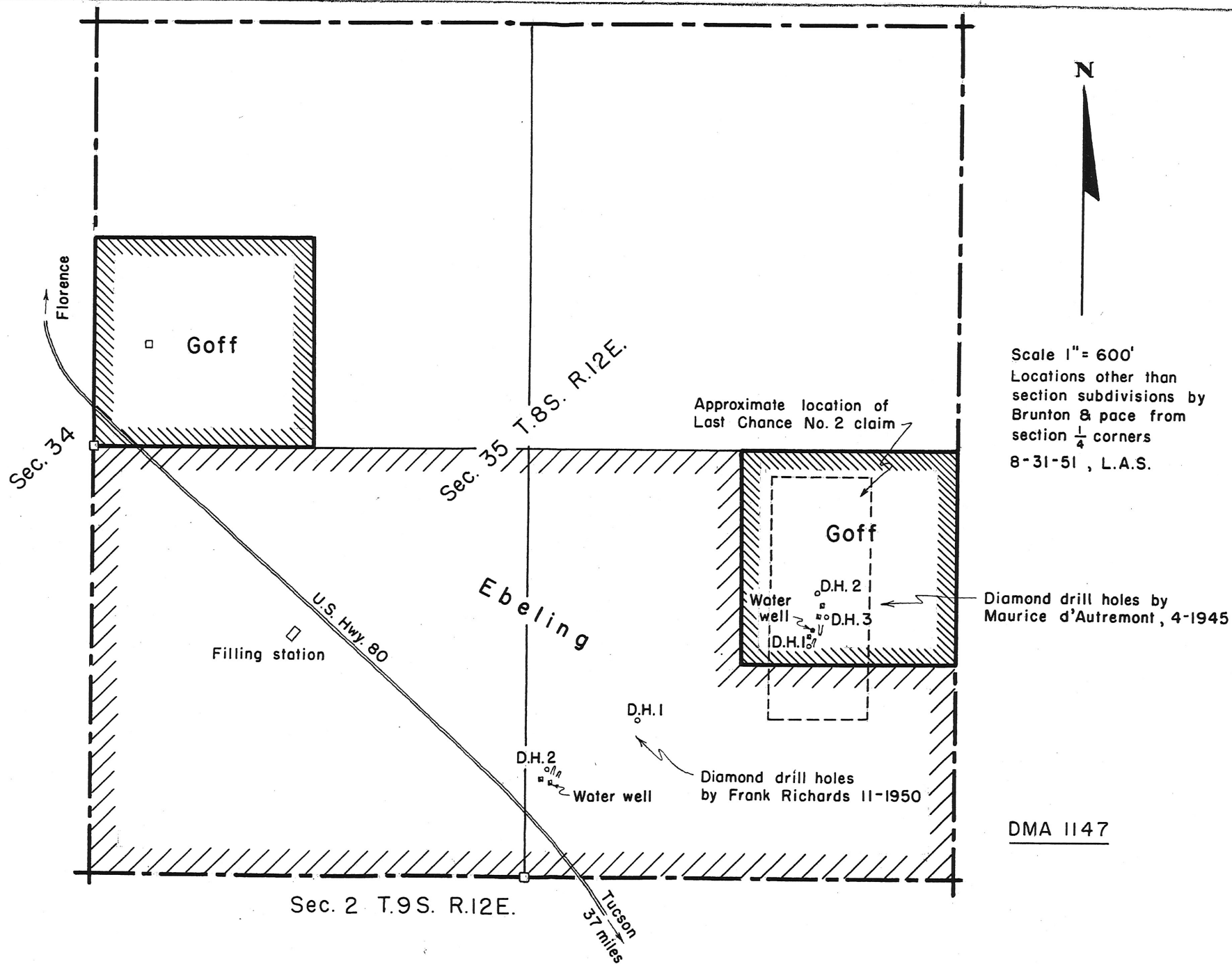
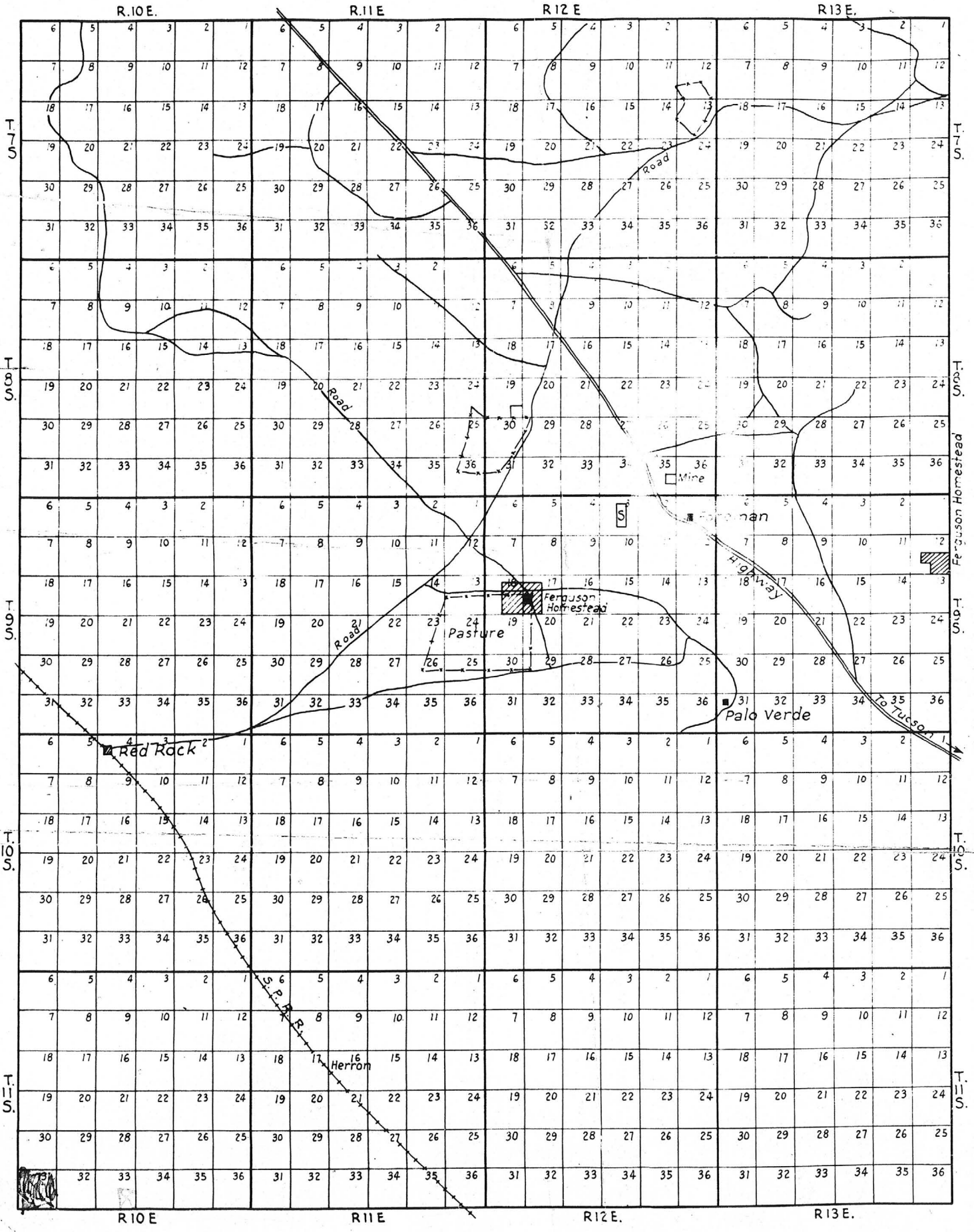


FIG. 1- Location Map, Ferguson (?), Goff, & Ebeling properties

Pinal County, Ariz.



IN THE SUPREME COURT OF THE STATE OF ARIZONA

June 22, 1942.

ETHEL FERGUSON, :
Petitioner, :
 :
-v- :
 :
THE SUPERIOR COURT OF :
THE STATE OF ARIZONA, :
IN AND FOR THE COUNTY :
OF PINAL, :
Respondent. :
 :
 :
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No. 4513

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