

Bunker Hill & Sullivan Mining & Concentrating Company.

MINES AND WORKS AT WARDNER, IDAHO.

Stemwinder case.

POSTOFFICE ADDRESS, KELLOGG, IDAHO,

Oct. 28/99

F. W. Bradley, Esq.,

San Francisco, Calif.

Dear Sir,

The trial of the above case will be the second civil case at this term of Court. The Criminal case against the dynamiters is now on, & will probably consume all of next week, & perhaps a day or two longer; Estimating as closely as we can, we expect that our case will be reached by say Nov. 10th. Price, Keyburn's partner, gave notice, the other day, that they would apply for a continuance on the ground that new developments in the case require that they have more time for preparation &c. He said they would make a showing at the proper time, and Beatty remarked that it would have to be a very strong one to induce him to grant their request. Lindley & McBride do not believe that they can make the

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2

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necessary showing. McBride gave notice that we would be willing to waive a jury & Price said he thought they too would be willing to waive one - but did not say so positively.

It has been agreed between the attorneys that Lindley shall make a full opening statement - anticipating Heyburn's point as to our failure to adverse the L.C. on the triangular conflict at the N.W. corner of the Steuwindler, & to ask for a ruling as to whether or not such failure precludes the S.W. from claiming priority. If the Court rules that it does that will end the case - but if the ruling is the other way we shall then proceed with the taking of testimony.

Clement, Bulkeley & Rueger are here, and are going very thoroughly over the ground. They appear to be working in

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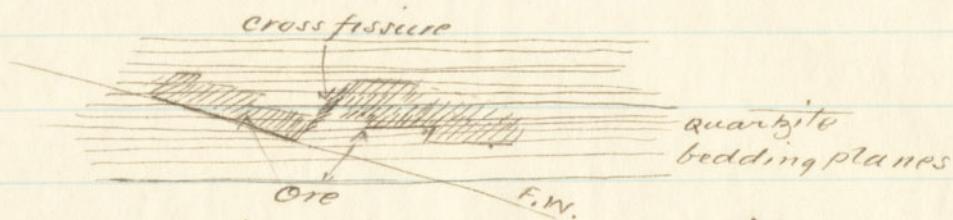
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3

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entire accord, and shaping the geological end of the case pretty well. although they have all practically abandoned the theory we outlined to them. They are going on the theory of a fault fissure, with considerable disturbance of the rocks, & the subsequent formation of the ore bodies by infiltration; the largest bodies occurring where the disturbance has been greatest. The ore bodies in the hanging they account for on the theory that the mineralization proceeded from the f.w., along the bedding planes & cross fissures in the quartzite something like this.



A model is being made to illustrate this theory. Everything in the way of preparation is going on satisfactorily.
yours truly Fredk. Burbidge