### The Project Gutenberg eBook of Shipwreck in the Sky, by Eando Binder

This ebook is for the use of anyone anywhere in the United States and most other parts of the world at no cost and with almost no restrictions whatsoever. You may copy it, give it away or reuse it under the terms of the Project Gutenberg License included with this ebook or online at <a href="https://www.gutenberg.org">www.gutenberg.org</a>. If you are not located in the United States, you'll have to check the laws of the country where you are located before using this eBook.

**Title**: Shipwreck in the Sky

Author: Eando Binder

Release Date: June 15, 2009 [EBook #29133]

Language: English

Credits: Produced by Greg Weeks, Stephen Blundell and the Online Distributed Proofreading

Team at https://www.pgdp.net

\*\*\* START OF THE PROJECT GUTENBERG EBOOK SHIPWRECK IN THE SKY \*\*\*

There is a warm feeling about welcoming back into the pages of a science fiction magazine the work of a writer who is a legend in the genre. So, here's Binder and a neatly wrapped-up package of a folktale of the future.

### shipwreck

in

the

sky

by ... Eando Binder

The flight into space that made Pilot-Capt. Dan Barstow famous.

THE FLIGHT was listed at GHQ as *Project Songbird*. It was sponsored by the Space Medicine Labs of the U.S. Air Force. And its pilot was Captain Dan Barstow.

A hand-picked man, Dan Barstow, chosen for the AF's most important project of the year because he and his VX-3 had already broken all previous records set by hordes of V-2s, Navy Aerobees and anything else that flew the skyways.

Dan Barstow, first man to cross the sea of air and sight open, unlimited space. Pioneer flight to infinity. He grinned and hummed to himself as he settled down for the long jaunt. Too busy to be either thrilled or scared he considered the thirty-seven instruments he'd have to read, the twice that many records to keep, and the miles of camera film to run. He had been hand-picked and thoroughly conditioned to take it all without more than a ten percent increase in his pulse rate. So he worked as matter-of-factly as if he were down in the Gs Centrifuge of the Space Medicine Labs where he had been schooled for this trip for months.

He kept up a running fire of oral reports through his helmet radio, down to Rough Rock and his CO. "All Roger, sir ... temperature falling fast but this rubberoid space suit keeps me cozy, no chills ... Doc Blaine will be happy to hear that! Weightless sensations pretty queer and I feel upside-down as much as rightside-up, but no bad effects.... Taking shots of the sun's corona now with color film ... huh? Oh, yes, sir, it's beautiful all right, now that you mention it. But, hell, sir, who's

got the time for aesthetics now?... Oops, *that* was a close one! Tenth meteor whizzing past. Makes me think of flak back on those Berlin bombing runs."

Dan couldn't help wincing when the meteors peppered down past. The "flak" of space. Below he could see the meteors flare up brightly as they hit the atmosphere. Most of those near his position were small, none bigger than a baseball, and Dan took comfort in the fact that his rocket was small too, in the immensity around him. A direct hit would be sheer bad luck, but the good old law of averages was on his side.

"Yes, Colonel, this tin can I'm riding is holding together okay," Dan continued to Rough Rock. If he paused even a second in his reports a top-sergeant's yell from the Colonel's throat came back for him to keep talking. Every bit of information he could transmit to them was a vital revelation in this USAF-Alpha exploration of open space beyond Earth's air cushion, with ceiling unlimited to infinity.

"Cosmic rays, sir? Sure, the reading shot up double on the Geiger ... huh? Naw, I don't feel a thing ... like Doc Baird suspected, we invented a lot of Old Wives' Tales in *advance*, before going into space. I feel fine, so you can put down cosmic ray intensity as a Boogey Man.... What's that?

Yeah, yeah, sir, the stars shine without winking up here. What else?... Space is inky black—no deep purples or queer more-than-blacks like some jetted-up writers dreamed up—just plain old ordinary dead black. Earth, sir?... Well, it does look dish-shaped from up here, concave.... Sure, I can see all the way to Europe and—say! Here's something unexpected. I can see that hurricane off the coast of Florida.... You said it, sir! Once we install permanent space stations up here it will be easy to spot typhoons, volcano eruptions, tidal waves, earthquakes, what have you, the moment they start. If you ask me, with a good telescope you could even spot forest fires the minute they broke out, not to mention a sneak bombing on a target city—uh, sorry, sir, I forgot."

Dan broke off and almost retched as his stomach turned a flip-flop to end all flip-flops. The VX-3 had reached the peak of its trajectory at over 1000 miles altitude and now turned down, lazily at first. He gulped oxygen from the emergency tube at his lips and felt better.

"Turning back on schedule, Rough Rock. Peak altitude 1037 miles. Everything fine, no danger. This was all a cinch.... HEY! Wait.... Something not in the books has popped up ... stand by!"

Dan had felt the rocket swing a bit, strangely, as if gripped by a strong force. Instead of falling directly down toward Earth with a slight pitch, it slanted sideways and spun on its long axis. And then Dan saw what it was....

Beneath, intercepting his trajectory, coming around fast over the curvature of Earth, was a tiny black worldlet, 998 miles above Earth. It might be an enormous meteor, but Dan felt he was right the first time. For it wasn't falling like a meteor but swinging parallel to Earth's surface on even keel.

He stared at the unexpected discovery, as amazed as if it were a fire-breathing dragon out of legend. For it was, actually, he realized in swift, stunned comprehension, more amazing than any legend.

Dan kept his voice calm. "Hello, Rough Rock.... Listen ... nobody expected *this* ... hold your hat, sir, and sit down. I've discovered a *second moon* of Earth!... Uhhuh, you heard me right! a second moon! Tie that, will you?... Sure, it's tiny, less than a mile in diameter I'd say. Dead black in color. Guess that's why telescopes never spotted it. Tiny and black, blends into the black backdrop of space. It has terrific speed. And that little maverick's gravitational field caught my rocket.... Of course it can't yank me away from Earth gravity, but the trouble is—yipe! my rocket and that moonlet may be in for a mutual *collision* course...."

Dan's trained eye suddenly saw that grim possibility. Barreling around Earth in a narrow orbit with a speed of something near or over 12,000 miles an hour the tiny new moon had, since his ascent, charged directly into his downward free fall. It was a chance in a thousand for a direct hit, except for one added factor—the moonlet exerted enough gravity pull out of its many-million ton bulk to warp the rocket into its path. And the thousand-to-one odds were thus wiped out, becoming even money.

"Nip and tuck," reported Dan, answering the excited pleadings and questions from Rough Rock. "It won't be a head-on crash. I may even miss entirely.... Oh, Lord! Not with that spire of rock sticking up from it.... I'm going to hit that ..."

Dan had heard an atomic bomb blast once and it sounded like a string of them set off at once as the rocket smashed into the rocky prominence. The rock splintered. The rocket splintered. But Dan was not there to be splintered likewise. He had jammed down a button, at the critical moment, and the rocket's emergency escape-hatch had ejected him a split-second before the violent impact.

But Dan blacked out, receiving some of the concussion of the exploding rocket. When his eyes snapped open he was floating like a feather in open, airless space. His rubberoid space suit, living up to its rigid tests, had inflated to its elastic limit. But it held and within its automatic units began feeding him oxygen, heat and radio-power. He had a chance, now, because he had been ejected cleanly from the rocket, without damage to the protective suit.

The stars wheeled dizzily around him. Dan finally saw the reason why. He was not just floating as a free agent in space. He was circling the black moonlet, at perhaps a thousand yards from its pitted surface.

"Hello, Rough Rock," he called. "Still alive and kicking, sir. Only now, of all crazy-mad things, *I'm* a moon of *this* moon! The collision must have knocked me clear out of my down-to-Earth orbit.... I must have been ejected in the same direction as the moonlet's course, in its gravity field.... I don't know. Let an electronic brain figure it out some time.... Anyway, now I'm being dragged along in the orbit of the moonlet—how about *that*? Yes, sir, I'm circling down closer and closer to the moonlet.... No, don't worry, sir. It was a weak gravity pull, only a fraction of an Earth-g. So I'm drifting down gently as a cloud.... Stand by for my landing on Earth's second moon!"

The bloated figure in the bulging space suit circled the black stony surface several more times, in a narrowing spiral, and finally landed with a soft skidding bump that didn't even jar Dan's teeth. He bounced several times from a diminishing height of fifty-odd feet in grotesque slow-motion before he finally came to a stop.

He sat still for a moment, adjusting to the fantastic fact of being shipwrecked on an unchartered moonlet, crowding down his pulse rate which might be over ten percent normal now.

"Okay, Rough Rock, I hear you.... You're telling me, sir?... Obviously, I'm *marooned* here. No rocket to leave with. No way to get back to terra firma ... what? If you'll pardon my saying so, sir, that's a silly question.... Of course I'm scared! Scared green. Sorry about the rocket, sir, losing it for you.... Me, sir? Thank you, sir. But stop apologizing, will you? I know you haven't got any duplicates of the VX-3 ready, no rescue rocket...."

Dan listened a moment longer then broke in roughly. "Oh, for Pete's sake, will you stop crying over me, sir? So I get mine here. I might have gotten it over Berlin, too. Forget it—sir."

Dan grinned suddenly. "Look, what have I got to kick about? I'll go out in a flash of glory—at least one headline will put it that way—and I'll get credit in the history books as the man who discovered that Earth has *two* moons! What more could I ask, really?"

Dan blushed at the reply from Rough Rock. "Will you lay off please, Colonel? How else should a man take it? I'm still scared silly inside. But, look, I've really got something to report now. This little runt moon makes tracks around Earth in probably two hours minus. If I remember my Spacenautics right I'm already looking down over the Grand Canyon, heading west. I'm going to get a pretty terrific bird's-eye view of the whole world in two more hours, which is just about how much oxygen I've got left.... Lucky, eh?"

Dan looked down, watching in fascination the majestic wheeling of the Earth below him. His little moonlet did not rotate, or rather it rotated once for each revolution around Earth, as the Moon did, keeping one face earthward, giving him an uninterrupted view. The Sierras on Earth hove into clear view and the broad Pacific. There would follow Hawaii, then Japan, Asia, Europe.... No, he saw he was slanting southwest. It would be across the equator, past Australia, perhaps near the South Pole, then up around over the top of the world past Greenland, following that great circle around the globe. In any case, his was the speediest trip around the world ever made by man!

"Before we're out of mutual range, Rough Rock, I'm going to explore this new moon. Me and Columbus! Stand by for reports."

Dan did his walking in huge leaps that propelled him fifty feet at a step with slight effort, due to the extremely feeble gravity of the tiny body. What did he weigh here? Probably no more than an ounce or two.

"Nothing much to report, Colonel. It's a dead, airless pip-squeak planetoid, just a big mile-thick rock, probably. No life, no vegetation, no people, no nothing. Guess you might call me the Man in the Second Moon—and the joke's on me! Well, one and three-quarter hours of oxygen left, by the gauge, or 105 minutes—sounds like more that way.... What's that, sir? Your voice is getting faint. Any last requests from me? Well, one favor maybe. Pick up my body some day with another rocket.... Yeah, it'll stay preserved up here in this deep-freeze of space.... Thanks, sir.... Can't hear you much now. Going out of range. Give Betty my fondest. You know, the blonde.... Well, sir —goodbye now."

Dan was glad that Rough Rock's radio voice faded to a whispery nothingness. It wasn't easy to stay casual now. There was nothing more to say, really, and he didn't want to hear any more crying from the CO. The Old Man had sounded almost hysterical. He wanted just to be alone with his thoughts now, making his final peace with the universe....

He checked the gauge with his watch—ninety minutes of oxygen to zero. Or, he thought with a grin, eternity minus ninety minutes.

He was beginning to have trouble breathing. But it was awesomely grand, watching the sweep of Earth beneath him, the procession of dots that were islands strung across the Pacific South Seas like a necklace of green beads. He was still within radio range of ships below at sea. Yet he didn't contact them. He had nothing to say, like a ghost in the sky.

Idly, he kept pitching loose stones, watching their rifle-like speed away from him. Again a phenomenon of the weak gravity of the moonlet. Actually, he was able to pick up a boulder ten feet across and heave it away with ease. We who are about to die amuse ourselves, he thought. Then, because a thread of stubborn hope still clung in a corner of his mind, he got an idea. It had lurked just beyond his mental grasp for some time now. Something significant....

Abruptly, face alight, Dan switched on his radio and contacted a ship below, asking them to relay him to Rough Rock with their more powerful transmitter.

"Ahoy, Rough Rock! Stop adding up my insurance, Colonel! I'm coming back.... No, sir, I haven't gone out of my head, sir. It's so simple it's a laugh, sir.... See you in a few hours, sir!"

And he did.

Dan grinned when they hauled his dripping form from the sea. Aboard the search plane they cut him out of the space suit to which was still attached his emergency twin parachute. But his helmet was gone, ripped loose, for Dan had been breathing fresh Earth air during the long parachute descent.

They stared at him as at a dead man come alive.

"Impossible to escape?" He chuckled, repeating their babble. "That's what I thought too, until I remembered those data tables on gravity and Escape Velocity and such—how, on the Moon, the

Escape Velocity is much less than on Earth. And on that tiny second moon—well, my clue was when I threw a stone into the air *and it never came back*."

Dan gulped hot coffee.

"I got off the moonlet myself then, got up to more than a mile above it where I was free of its feeble gravity. But I was still in the same orbit circling Earth. I'd have continued revolving as a human satellite forever, of course, but for this emergency gadget hooked to my belt."

Dan held up the metal gun with its empty tank and needle-nose half burned away.

"Reaction pistol. Fires hydrazine and oxidizer, ordinary jet-rocket principle. Aiming it toward the stars, opposite earth, its reactive blasts shoved me Earthward, thanks to Newton. I needed a speed of about one-half mile a second. The powerful little jet gun had only my small mass to shove in free space, without gravity or friction. That broke me from free-fall *around* Earth to gravity-fall *toward* Earth.

"Then I spiraled down under gravity pull. I reached lung-filling air density just in time, before my oxygen gave out. One more danger was that I began heating up like a meteor due to air friction. I flung out a prayer first, followed by my twin parachutes, designed for extreme initial shock. They held. Slowed me to a paratrooper's drift the rest of the way down."

"Wait," a puzzled pilot objected. "Your story doesn't hang together. *How* did you get off that moonlet? How did you get up there, a mile above it, away from its gravity? There was nobody to throw *you*, like a stone."

"I threw myself," said Dan. "First I ran as fast as I could, maybe halfway around that moonlet, to get a good running start. And then—"

Dan Barstow's grin then was undoubtedly the biggest grin in history....

"Well, then, since the feeble gravity couldn't pull me back again, what I really did was to *jump clear off that moon*."



#### Transcriber's Note:

This etext was produced from *Fantastic Universe* March 1954. Extensive research did not uncover any evidence that the U.S. copyright on this publication was renewed. Minor spelling and typographical errors have been corrected without note.

\*\*\* END OF THE PROJECT GUTENBERG EBOOK SHIPWRECK IN THE SKY \*\*\*

Updated editions will replace the previous one—the old editions will be renamed.

Creating the works from print editions not protected by U.S. copyright law means that no one owns a United States copyright in these works, so the Foundation (and you!) can copy and distribute it in the United States without permission and without paying copyright royalties. Special rules, set forth in the General Terms of Use part of this license, apply to copying and distributing Project Gutenberg™ electronic works to protect the PROJECT GUTENBERG™ concept and trademark. Project Gutenberg is a registered trademark, and may not be used if you charge for an eBook, except by following the terms of the trademark license, including paying royalties for use of the Project Gutenberg trademark. If you do not charge anything for copies of this eBook, complying with the trademark license is very easy. You may use this eBook for nearly any purpose such as creation of derivative works, reports, performances and research. Project Gutenberg eBooks may be modified and printed and given away—you may do practically ANYTHING in the United States with eBooks not protected by U.S. copyright law. Redistribution is subject to the trademark license, especially commercial redistribution.

START: FULL LICENSE

THE FULL PROJECT GUTENBERG LICENSE

PLEASE READ THIS BEFORE YOU DISTRIBUTE OR USE THIS WORK

To protect the Project Gutenberg<sup>TM</sup> mission of promoting the free distribution of electronic works, by using or distributing this work (or any other work associated in any way with the phrase "Project Gutenberg"), you agree to comply with all the terms of the Full Project Gutenberg<sup>TM</sup> License available with this file or online at www.gutenberg.org/license.

## Section 1. General Terms of Use and Redistributing Project Gutenberg™ electronic works

- 1.A. By reading or using any part of this Project Gutenberg<sup>TM</sup> electronic work, you indicate that you have read, understand, agree to and accept all the terms of this license and intellectual property (trademark/copyright) agreement. If you do not agree to abide by all the terms of this agreement, you must cease using and return or destroy all copies of Project Gutenberg<sup>TM</sup> electronic works in your possession. If you paid a fee for obtaining a copy of or access to a Project Gutenberg<sup>TM</sup> electronic work and you do not agree to be bound by the terms of this agreement, you may obtain a refund from the person or entity to whom you paid the fee as set forth in paragraph 1.E.8.
- 1.B. "Project Gutenberg" is a registered trademark. It may only be used on or associated in any way with an electronic work by people who agree to be bound by the terms of this agreement. There are a few things that you can do with most Project Gutenberg<sup>TM</sup> electronic works even without complying with the full terms of this agreement. See paragraph 1.C below. There are a lot of things you can do with Project Gutenberg<sup>TM</sup> electronic works if you follow the terms of this agreement and help preserve free future access to Project Gutenberg<sup>TM</sup> electronic works. See paragraph 1.E below.
- 1.C. The Project Gutenberg Literary Archive Foundation ("the Foundation" or PGLAF), owns a compilation copyright in the collection of Project Gutenberg<sup>TM</sup> electronic works. Nearly all the individual works in the collection are in the public domain in the United States. If an individual work is unprotected by copyright law in the United States and you are located in the United States, we do not claim a right to prevent you from copying, distributing, performing, displaying or creating derivative works based on the work as long as all references to Project Gutenberg are removed. Of course, we hope that you will support the Project Gutenberg<sup>TM</sup> mission of promoting free access to electronic works by freely sharing Project Gutenberg<sup>TM</sup> works in compliance with the terms of this agreement for keeping the Project Gutenberg<sup>TM</sup> name associated with the work. You can easily comply with the terms of this agreement by keeping this work in the same format with its attached full Project Gutenberg<sup>TM</sup> License when you share it without charge with others.
- 1.D. The copyright laws of the place where you are located also govern what you can do with this work. Copyright laws in most countries are in a constant state of change. If you are outside the United States, check the laws of your country in addition to the terms of this agreement before downloading, copying, displaying, performing, distributing or creating derivative works based on this work or any other Project Gutenberg $^{\text{m}}$  work. The Foundation makes no representations concerning the copyright status of any work in any country other than the United States.
- 1.E. Unless you have removed all references to Project Gutenberg:
- 1.E.1. The following sentence, with active links to, or other immediate access to, the full Project Gutenberg<sup>TM</sup> License must appear prominently whenever any copy of a Project Gutenberg<sup>TM</sup> work (any work on which the phrase "Project Gutenberg" appears, or with which the phrase "Project Gutenberg" is associated) is accessed, displayed, performed, viewed, copied or distributed:

This eBook is for the use of anyone anywhere in the United States and most other parts of the world at no cost and with almost no restrictions whatsoever. You may copy it, give it away or re-use it under the terms of the Project Gutenberg License included with this eBook or online at <a href="https://www.gutenberg.org">www.gutenberg.org</a>. If you are not located in the United States, you will have to check the laws of the country where you are located before using this eBook.

- 1.E.2. If an individual Project Gutenberg<sup>TM</sup> electronic work is derived from texts not protected by U.S. copyright law (does not contain a notice indicating that it is posted with permission of the copyright holder), the work can be copied and distributed to anyone in the United States without paying any fees or charges. If you are redistributing or providing access to a work with the phrase "Project Gutenberg" associated with or appearing on the work, you must comply either with the requirements of paragraphs 1.E.1 through 1.E.7 or obtain permission for the use of the work and the Project Gutenberg<sup>TM</sup> trademark as set forth in paragraphs 1.E.8 or 1.E.9.
- 1.E.3. If an individual Project Gutenberg<sup> $^{\text{TM}}$ </sup> electronic work is posted with the permission of the copyright holder, your use and distribution must comply with both paragraphs 1.E.1 through 1.E.7 and any additional terms imposed by the copyright holder. Additional terms will be linked to the Project Gutenberg<sup> $^{\text{TM}}$ </sup> License for all works posted with the permission of the copyright holder found at the beginning of this work.
- 1.E.4. Do not unlink or detach or remove the full Project Gutenberg<sup>TM</sup> License terms from this work, or any files containing a part of this work or any other work associated with Project Gutenberg<sup>TM</sup>.
- 1.E.5. Do not copy, display, perform, distribute or redistribute this electronic work, or any part of this electronic work, without prominently displaying the sentence set forth in paragraph 1.E.1 with active links or immediate access to the full terms of the Project Gutenberg<sup>m</sup> License.
- 1.E.6. You may convert to and distribute this work in any binary, compressed, marked up,

nonproprietary or proprietary form, including any word processing or hypertext form. However, if you provide access to or distribute copies of a Project Gutenberg<sup> $\mathsf{TM}$ </sup> work in a format other than "Plain Vanilla ASCII" or other format used in the official version posted on the official Project Gutenberg<sup> $\mathsf{TM}$ </sup> website (www.gutenberg.org), you must, at no additional cost, fee or expense to the user, provide a copy, a means of exporting a copy, or a means of obtaining a copy upon request, of the work in its original "Plain Vanilla ASCII" or other form. Any alternate format must include the full Project Gutenberg<sup> $\mathsf{TM}$ </sup> License as specified in paragraph 1.E.1.

- 1.E.7. Do not charge a fee for access to, viewing, displaying, performing, copying or distributing any Project Gutenberg<sup>TM</sup> works unless you comply with paragraph 1.E.8 or 1.E.9.
- 1.E.8. You may charge a reasonable fee for copies of or providing access to or distributing Project Gutenberg<sup>TM</sup> electronic works provided that:
- You pay a royalty fee of 20% of the gross profits you derive from the use of Project Gutenberg™ works calculated using the method you already use to calculate your applicable taxes. The fee is owed to the owner of the Project Gutenberg™ trademark, but he has agreed to donate royalties under this paragraph to the Project Gutenberg Literary Archive Foundation. Royalty payments must be paid within 60 days following each date on which you prepare (or are legally required to prepare) your periodic tax returns. Royalty payments should be clearly marked as such and sent to the Project Gutenberg Literary Archive Foundation at the address specified in Section 4, "Information about donations to the Project Gutenberg Literary Archive Foundation."
- You provide a full refund of any money paid by a user who notifies you in writing (or by e-mail) within 30 days of receipt that s/he does not agree to the terms of the full Project Gutenberg™ License. You must require such a user to return or destroy all copies of the works possessed in a physical medium and discontinue all use of and all access to other copies of Project Gutenberg™ works
- You provide, in accordance with paragraph 1.F.3, a full refund of any money paid for a work or a replacement copy, if a defect in the electronic work is discovered and reported to you within 90 days of receipt of the work.
- You comply with all other terms of this agreement for free distribution of Project Gutenberg<sup>™</sup> works.
- 1.E.9. If you wish to charge a fee or distribute a Project Gutenberg<sup>™</sup> electronic work or group of works on different terms than are set forth in this agreement, you must obtain permission in writing from the Project Gutenberg Literary Archive Foundation, the manager of the Project Gutenberg<sup>™</sup> trademark. Contact the Foundation as set forth in Section 3 below.

#### 1.F.

- 1.F.1. Project Gutenberg volunteers and employees expend considerable effort to identify, do copyright research on, transcribe and proofread works not protected by U.S. copyright law in creating the Project Gutenberg<sup>™</sup> collection. Despite these efforts, Project Gutenberg<sup>™</sup> electronic works, and the medium on which they may be stored, may contain "Defects," such as, but not limited to, incomplete, inaccurate or corrupt data, transcription errors, a copyright or other intellectual property infringement, a defective or damaged disk or other medium, a computer virus, or computer codes that damage or cannot be read by your equipment.
- 1.F.2. LIMITED WARRANTY, DISCLAIMER OF DAMAGES Except for the "Right of Replacement or Refund" described in paragraph 1.F.3, the Project Gutenberg Literary Archive Foundation, the owner of the Project Gutenberg™ trademark, and any other party distributing a Project Gutenberg™ electronic work under this agreement, disclaim all liability to you for damages, costs and expenses, including legal fees. YOU AGREE THAT YOU HAVE NO REMEDIES FOR NEGLIGENCE, STRICT LIABILITY, BREACH OF WARRANTY OR BREACH OF CONTRACT EXCEPT THOSE PROVIDED IN PARAGRAPH 1.F.3. YOU AGREE THAT THE FOUNDATION, THE TRADEMARK OWNER, AND ANY DISTRIBUTOR UNDER THIS AGREEMENT WILL NOT BE LIABLE TO YOU FOR ACTUAL, DIRECT, INDIRECT, CONSEQUENTIAL, PUNITIVE OR INCIDENTAL DAMAGES EVEN IF YOU GIVE NOTICE OF THE POSSIBILITY OF SUCH DAMAGE.
- 1.F.3. LIMITED RIGHT OF REPLACEMENT OR REFUND If you discover a defect in this electronic work within 90 days of receiving it, you can receive a refund of the money (if any) you paid for it by sending a written explanation to the person you received the work from. If you received the work on a physical medium, you must return the medium with your written explanation. The person or entity that provided you with the defective work may elect to provide a replacement copy in lieu of a refund. If you received the work electronically, the person or entity providing it to you may choose to give you a second opportunity to receive the work electronically in lieu of a refund. If the second copy is also defective, you may demand a refund in writing without further opportunities to fix the problem.
- 1.F.4. Except for the limited right of replacement or refund set forth in paragraph 1.F.3, this work is provided to you 'AS-IS', WITH NO OTHER WARRANTIES OF ANY KIND, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO WARRANTIES OF MERCHANTABILITY OR FITNESS FOR ANY PURPOSE.
- 1.F.5. Some states do not allow disclaimers of certain implied warranties or the exclusion or

limitation of certain types of damages. If any disclaimer or limitation set forth in this agreement violates the law of the state applicable to this agreement, the agreement shall be interpreted to make the maximum disclaimer or limitation permitted by the applicable state law. The invalidity or unenforceability of any provision of this agreement shall not void the remaining provisions.

1.F.6. INDEMNITY - You agree to indemnify and hold the Foundation, the trademark owner, any agent or employee of the Foundation, anyone providing copies of Project Gutenberg<sup>™</sup> electronic works in accordance with this agreement, and any volunteers associated with the production, promotion and distribution of Project Gutenberg<sup>™</sup> electronic works, harmless from all liability, costs and expenses, including legal fees, that arise directly or indirectly from any of the following which you do or cause to occur: (a) distribution of this or any Project Gutenberg<sup>™</sup> work, (b) alteration, modification, or additions or deletions to any Project Gutenberg<sup>™</sup> work, and (c) any Defect you cause.

### Section 2. Information about the Mission of Project Gutenberg™

Project Gutenberg $^{\text{TM}}$  is synonymous with the free distribution of electronic works in formats readable by the widest variety of computers including obsolete, old, middle-aged and new computers. It exists because of the efforts of hundreds of volunteers and donations from people in all walks of life.

Volunteers and financial support to provide volunteers with the assistance they need are critical to reaching Project Gutenberg $^{\text{\tiny TM}}$ 's goals and ensuring that the Project Gutenberg $^{\text{\tiny TM}}$  collection will remain freely available for generations to come. In 2001, the Project Gutenberg Literary Archive Foundation was created to provide a secure and permanent future for Project Gutenberg $^{\text{\tiny TM}}$  and future generations. To learn more about the Project Gutenberg Literary Archive Foundation and how your efforts and donations can help, see Sections 3 and 4 and the Foundation information page at www.gutenberg.org.

# **Section 3. Information about the Project Gutenberg Literary Archive Foundation**

The Project Gutenberg Literary Archive Foundation is a non-profit 501(c)(3) educational corporation organized under the laws of the state of Mississippi and granted tax exempt status by the Internal Revenue Service. The Foundation's EIN or federal tax identification number is 64-6221541. Contributions to the Project Gutenberg Literary Archive Foundation are tax deductible to the full extent permitted by U.S. federal laws and your state's laws.

The Foundation's business office is located at 809 North 1500 West, Salt Lake City, UT 84116, (801) 596-1887. Email contact links and up to date contact information can be found at the Foundation's website and official page at www.gutenberg.org/contact

## Section 4. Information about Donations to the Project Gutenberg Literary Archive Foundation

Project Gutenberg $^{\text{m}}$  depends upon and cannot survive without widespread public support and donations to carry out its mission of increasing the number of public domain and licensed works that can be freely distributed in machine-readable form accessible by the widest array of equipment including outdated equipment. Many small donations (\$1 to \$5,000) are particularly important to maintaining tax exempt status with the IRS.

The Foundation is committed to complying with the laws regulating charities and charitable donations in all 50 states of the United States. Compliance requirements are not uniform and it takes a considerable effort, much paperwork and many fees to meet and keep up with these requirements. We do not solicit donations in locations where we have not received written confirmation of compliance. To SEND DONATIONS or determine the status of compliance for any particular state visit www.gutenberg.org/donate.

While we cannot and do not solicit contributions from states where we have not met the solicitation requirements, we know of no prohibition against accepting unsolicited donations from donors in such states who approach us with offers to donate.

International donations are gratefully accepted, but we cannot make any statements concerning tax treatment of donations received from outside the United States. U.S. laws alone swamp our small staff.

Please check the Project Gutenberg web pages for current donation methods and addresses. Donations are accepted in a number of other ways including checks, online payments and credit card donations. To donate, please visit: www.gutenberg.org/donate

#### Section 5. General Information About Project Gutenberg™ electronic works

Professor Michael S. Hart was the originator of the Project Gutenberg<sup>m</sup> concept of a library of electronic works that could be freely shared with anyone. For forty years, he produced and distributed Project Gutenberg<sup>m</sup> eBooks with only a loose network of volunteer support.

Project Gutenberg $^{\text{m}}$  eBooks are often created from several printed editions, all of which are confirmed as not protected by copyright in the U.S. unless a copyright notice is included. Thus, we do not necessarily keep eBooks in compliance with any particular paper edition.

Most people start at our website which has the main PG search facility: www.gutenberg.org.

This website includes information about Project Gutenberg $^{\text{\tiny{TM}}}$ , including how to make donations to the Project Gutenberg Literary Archive Foundation, how to help produce our new eBooks, and how to subscribe to our email newsletter to hear about new eBooks.