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Owing to the large and increasing demand for the Roberts' Torpedoes, and the late decision of the Commissioner of Patents in refusing to Wim. Reed a patent, and the decision of Judge P. C. Grier au-taining the Roberts' putent they, have "LOWERED the price of their Torpedoes"

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so that every Operator can afford to try a Torpedo before abandoning a Well.

The following is the decision rendered by Judge Grier on the twenty-second (22) day of Sentember, 1868, in the United States Circuit Court at Philadelphia. The case was argued three days by Charles M. Keller of New York, B. F. Lucas and S. A. Purviance of Pittsburgh, for defendants, and George Harding of Philadelphia, and George Harding of Philadelphia, and George H. Christy, o Pittsburgh, for planning. OPINION OF JUDGE GRIER.

Pittsbargh, for plaintiff.

OPINION OF JUDGE GRIER.

As I write with difficulty I can only state the conclusions to which my mind has come after a careful examination of this case.

The complaintiff has exhibited a patent dated 25th of April, 1855. This is prima facie evidence of a good title, and puts on the respondents the barden of proof that the patent is void or worthless. I need not repeat my remarks in the case of Goodynar vs. Day 12 Wall, C. C. Reg. 229.) but now adopt them as affording a rule of decision which applies clearly to the present case.

As the infringement of the patent is admitted, the only question will be as to the validity of complainants patent of April 25, 1858.

"It was after speculation had been reduced to practice" and after repeated experiments, that the complainant speculed in overcoming the projudice and ignorance of the people on the subject, and persuading the public that his invention was useful, after he had established its great utility and value, and "when his genius and patient persecuence, in splite of success and scotik," were completely successful, that Head, who had before made experiments on the sume subject, and was unsuccessful, imagined that he had the best right to the invention, and after purchasing one or more complainant's tor pedoes he applied on the list of November, 1887, for a patent for substantially the same combinations of devices and rachine contained in complainant's patent. On the 18th of the same month the respondents formed themselves into a company or corporation called "The Reed Torpedo Company, for the purpose of pirating the camplainant's invention, and supporting the expense of litigation, and thus defraud him of the fruits. They have persevered, even after the preliminary injunction very properly granted by the District Judge.

Let a decree he entered for complainant for a perpetual fujunction, and an Asset appointed to take an account according to the prayer of the bill.

R. G. GRIER, Judge.

an account according to the prayer of the bill.

R. O. GRIER, Judge.

Note.—The passage referred to by Judge Grier in his former decision, 3 Wallace, p. 299 adopted as applicable to this care was as follows:

"It is usually the case, when any valuable discovery is usude, or any new machine of great unlifty is invented, that the attention of the public has been turned to that subject previously, and that many persons have been making researches and cryptiments. Phelesophers and mechaniciaus may have masure amelipated in their sp. cu atlons the possibility or probability of such discovery or invention; many experiments have been accessfully inted, coming very hear, yet failing short of the desired result. They have produced nothing beneficial. The invention when perfected may truly be said to be the culminating point of many experiments, not only by the inventor, but by many others. He may have profited indirectly by the dusing essential experiments and failures of others, but it gives then no right to claim a sharp of the his nor of the profit of the successful inventor. It is, when speculation has been reduced to practice, when experiment has resulted in discovery and when that discovery has been perfected by patient and continued experiments when some new compound, art, manufacture, or machine has been turn produced which is useful to the public that the party making it becomes apublic benefactor and entitled in a parent.—"And yet when remuse and patient perseverance have at length succeeded, in spite of successful experimenter who did or did or did not come very near making a discovery now claims it. Every one when the profits robust in the party making it becomes a public benefactor and entitled in a parent.—"And yet when remuse and optimizer to the profits are in limit to produce and not come very near making a discovery now claims it. Every one was a right to private the original discovery. We need not summons Morse, or Banchard, or Woodworth to prove that this is the usual history of every great discovery

CAUTION.

The public is cautioned against employing any but the regularly authorized Agents of the Company, since the Roberts Patent cover the use of the Typede and all explosive materials for oil wells, and the use of such materials by other parties is a direct infringement of their rights. Any parties in fringing any of the ROBERTS PATENTS will be

direct infringement of their rights. Any parties infringing any of the ROBERTS PATENTS will be dealt with according to law, and as acting willfully and knowledly in deflance of law and the decisions of the Courts.

The Company have reorganized their business with a view to accommodate oil men in every part of the Oil Region. They have employed the most efficient Agents and Assistants that can be procured for the business. Each Torpeto is labelled with date of patents, together with the price of the Torpedo, and signed by an officer of the Company, so every Operator wishing a Torpedo may know its price and whether it came from our office. Office any neeligence of Agents.

The following named persons have been appointed Agents and Assistant Agents for the Oil Regions of Pennsylvania and West Virginia.

LIST OF AGENTS.

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TY—STEPHEN AGOY. Office, Hamilton's Cigar Store, address Thusville, Pa. Assistant, John Van Seriver.

TIFUSVILLE, CHURCH RUN AND VICINI-MY—H. II THOMAS. Office and address, Mansion Honse, Pitasville, Pa.

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