TORPEDOES. THE ROBERTS

PETROLEUM TORPEDO CO. Office at the

RED PLANING MILL

Cor or of Pine and Record Streets, (Near the Hattroad,)

TITUSVILLE, PA.

Owing to the large and increasing demand for the Roberts' Torpedoes, and the late decision of the Commissioner of Patents in refusing to Wm. Reed a patent, and the decision of Judge P. C. Grier sus-taining the Roberts' patent they laws LOWERED the price of their Torpedocs

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TWENTY PER CENT.

so that overy Operator can afford to try a Torpedo before abandoning a Weil.

'The following is the decision rendered by Judge Grier on the twenty-second (22) day of September, 1869, in the United States Chronit 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 H. Christy, o. Pittsburgh, for plantiff.

OPINION OF JUDGE GRIER

OPINION OF JUDGE GRIER

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

The complainant has exhibited a patent dated 25th of April, 1855. This is prima facic evidence of a good title, and puts on the respondents the burden of proof that the patent is void or worthless.

I need not repeat my remarks in the case of Goodyser vs. Day (2 Wail, C. C. Rep. 228.) 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.

"I was after speculation had been reduced to practice," and after repeated experiments, that the complainant succeeded in over coming the prejudice 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 potient perseverance, in spite o, snears and scoffs," were completely successful, that fleed, who had before made experiments on the same subject, and was unsuccessful and after burchasing one or more complainant's tor pedoes, he applied on the list of November, 1807, for a patent for substantially the same combinations of devices and machine constanted in complain, san's patent; On the 18th of the zame month the respondents formed themselves into a company of ore, cration called "The Reed Torpedo Company, for the purpose of parting the complainant's invention, and supporting the expensee of litigation, and true defruid him of the futts. They have perserved, even after the prelimary injunction represerved even after the prelimary injunction.

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

"It is usually the case, when any valuable discovery is made, or any new machine of great utility is lawented, that the attention of the public has been turned to that subject previously, and that many persons have been making researches and experiments. Philosophers and mechanicians may have in some measure auticipated in their speculations the possibility or probability of such discovery or invention; many experiments have been successfully titled, coming very near-yet falling 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 unsuccessful experiments and fallures of others, but it gives them no right locales in share of the honor of the profit of the successful inventor. It is when speculation has been reduced to practice, when experiments has resulted in discovery, and when that discovery has been perfected hy patient and continued experiments, when some new compound, art manufacture, or machine has been thus produced when it is neglit to the public, that the party making it becomes a public benefictor and entitledito a patent.

"And yet when genius and patient perseverance have at length succeeded, in spite of succers and scoffs, some valuable inventors discovery, how seldom is it followed by reward: Envy rots him of the honors, white speculators, swindlers, and pirates rob him of the profits. Every unsuccessful experiments with did or did or did not come very near making a discovery now claims it. Every one who can invent an improvementor vary its form, claims a right to pirate the original discovery, we need not summons Morre, or Blanchard, or Wood worth to prove that this is the usual history of every great discovery to invention.

"The present case acids another chapter

CAUTION.

The public is authorized Against employing any at the regulart, authorized Against of the Company, since the Roberts Patent cover the use of the Torpedo 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 infringing any of the ROBERTS PATENTS will be dealt with according to law, andwareting willfully and knowingly in defance of law and the decisions of the Courts.

The Company have re-organized their business with a view to accommodate oil Men in every part of the 'Oil Region. They have employed the most efficient Agents and Assainarts that can be procured for the business. Each Torpedo is labelled with date of patents, together with the raties of the Torpedo.

for the business. Each Torpade is labelled with date of patents, together with the price of the Tor-pade, and signed by an officer of the Company, so overy Operator wishing a Torpedo may know its price and whether it came from our office. Operators will confer a favor by reporting to this Office any negligence of Agents. The following named persons have been appoint; at Agents and Assistant Agents for the Oilstegion of Pennsylvania and West Virginia.

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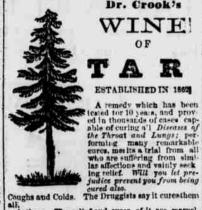
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Kittanning, 9 10 p m
GOING NORTH.
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Scrubgrass, 10 37 a m W P June'n,10 36 pm
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Brady's Bend. 8 15 a m
Kittanning, 705 a m
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