

BERTS PETROLEUM TORPEDO CO
TORPEDOES.
THE ROBERTS
PETROLEUM TORPEDO CO.
 Office at the
RED PLANING MILL
 Cor. of Pine and Second Streets,
 (Near the Railroad),
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 sustaining the Roberts' patent they have LOWERED the price of their Torpedoes

TWENTY PER CENT.
 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 (22d) day of September, 1886, 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. Parvance of Pittsburgh, for defendants, and George Harding of Philadelphia, and George H. Christy, of Pittsburgh, for plaintiffs.

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 complainant has exhibited a patent dated 25th of April, 1865. This is prima facie 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 Good-year vs. Day (2 Wall, C. C. Rep. 220.) 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 complainant's patent of April 25, 1865.

"I was after speculation had been reduced to practice," and after repeated experiments, that the complainant succeeded in overcoming 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 patient perseverance, in spite of sneers and scoffs, were completely successful, that Reed, who had before made experiments on the same subject, and was unsuccessful, and after purchasing one or more complainant's torpedoes, he applied on the 1st of November, 1867, for a patent for substantially the same combination of one device and machine contained in complainant's patent; On the 15th of the same month the respondents formed themselves into a company, or association called "The Reed Torpedo Company," for the purpose of putting the complainant's invention, and supporting the expense of litigation, and thus defraud him of the fruits. They have perjured, even after the preliminary injunction very properly granted by the district judge.

Let a decree be entered for complainant for a perpetual injunction; and a Master, appointed to take an account according to the payer of the bill.

A. C. GILKER, Judge.

NOTE.—The passage referred to by Judge Grier in his former decision, 3 Wallace, p. 209, 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 invented, that attention of the public has been turned to that subject previously, and that many persons have been making researches and experiments. Philosophers and mechanics may have in some measure anticipated in their speculations the possibility or probability of such discovery, or invention; many experiments have been successfully tried, coming very near to the attainment 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 failures of others, but it gives them no right to claim a share of the honor of the profit of the successful inventor. It is when speculation has been reduced to practice, when experiment has been perfected by patient and continued experiments, when some new compound, art, manufacture, or machine has been thus produced which is useful to the public, that the party making it becomes a public benefactor and entitled to a patent."

"And yet when genius and patient perseverance have at length succeeded, in spite of sneers and scoffs, some valuable invention or discovery, how seldom is it followed by reward! Envy robs him of the honor, while speculators, swindlers, and pirates rob him of the profits. Every unsuccessful experimenter who did or did not come very near making a discovery now claims it. Every one who can invent an improvement or vary its form, claims a right to share the original discovery. We need not mention Morse, or Blanchard, or Wood worth to prove that this is the usual history of every great discovery or invention."

"The present case adds another chapter to this long and uniform history."—2 Wallace, C. C. Reports p. 20.

CAUTION.

The public is cautioned against employing any of the regular authorized Agents of the Company, since the Roberts' Patent covers 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, and as acting willfully and knowingly in defiance of law and the decision 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 Torpedo is labeled with date of patent, 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.

Operators will confer a favor by reporting to this Office any negligence of Agents.

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

LIST OF AGENTS.

- TITUSVILLE, CHURCH RUN AND VICINITY—STEPHEN GOFF, Office, Hamilton's Cigar Store, address Titusville, Pa.; Assistant John Van Scriber.
- TITUSVILLE, CHURCH RUN AND VICINITY—H. H. THOMAS, Office and address, Main Street House, Titusville, Pa.
- SHAMBURG AND VICINITY—GEORGE IRWIN, Office, Shamburg; residence, Titusville, Pa. Assistant, A. A. West.
- INTERPRESE PLEASANTVILLE, BEAN FARM AND HIGGLES W. GEO. VAN VALER, Office and address, Centre House, Pleasantville, Assistant, H. C. Huntington.
- TIDIOT AND WEST HICKORY—CHAS. CLARK, Office and address, Express Office, Tidiota, Pa. Assistant, E. C. Beardsley.
- PETROLEUM CENTRE AND VICINITY—LEVI MASON, Office and address, Petroleum Centre, Pa. Assistant, Charles Hargraves.
- FARR AND BLOOD FARMS and District lying on Oil Creek and Berry Run, from Story Farm to McClintockville—JAMES SANDERSON, Address, Story Farm, Pa. Assistants, Luther B. Saunders, Charles K. Cochran and William Hoyt.
- MCCLINTOCKVILLE, OIL CITY AND RENO—A. S. WEST, Address, Oil City or Reno, Pa. Assistant, W. Wood.
- FRANKLIN, ALONG THE ALLEGHENY RIVER—Z. WILBER, Office and address, Franklin, Pa. Assistant, W. F. Foster.
- SCRUB OAK, FOSTER FARM & PARKER'S LANDING—RICHARD W. BRIDGEMAN, Office and address, Scrub Oak, Pa. Assistant, Z. W. Wood, address, Fenton, Pa.
- W. H. ANGEL, and T. F. COOK, Address, Parkersburg, West Virginia. Roberts' Petroleum Torpedo Co.

WHOLESALE
GROCERY
AND
PROVISION
HOUSE,
OIL CITY, PA.

L. C. Magaw & Co

Have opened, on the corner of SYCAMORE AND MOUTH ELM STREETS, Reynolds & Harkitt's Block,

A FULL ASSORTMENT OF

GROCERIES & PROVISIONS

And will continue to receive and keep a full assortment, adapted to the wants of the trade. Our facilities for receiving and distributing goods are not equalled by any other point. Having a **FIRST-CLASS**

FLOUR MILL

in our connection, enables us to furnish our customers with a fresh ground and reliable article of FLOUR.

Dealers will do well to call and examine our stock, before purchasing elsewhere.

Dr. Crook's WINE OF TAR



ESTABLISHED IN 1862

A remedy which has been tested for 10 years, and proved to be a valuable and reliable remedy for all the ailments of the throat and lungs; for bronchitis, coughs, croup, and all the pulmonary troubles which are the result of colds and influenza. It is a powerful expectorant, and its use is recommended by all the leading physicians of the day. It is a most valuable remedy for all the ailments of the throat and lungs, and its use is recommended by all the leading physicians of the day.

ALLEGHENY VALLEY R.R.

On and after Monday, November 23, 1871.

GOING SOUTH			
Parker Accom.	Mch.	Day Ex.	Night Ex.
Oil City, 7:15 a.m.	Franklin, 9:45 a.m.	Franklin, 10:30 a.m.	Franklin, 11:15 a.m.
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