ing serious injury. In an action against the "Wandrian" by the owners of the "Helen M." the captain of the former insisted that the schooner was in the middle of the channel, which was about 400 feet wide, but the local judge found as a fact that she was on the eastern side.

Held, affirming the judgment of the local judge (11 Ex. C.R. 1) that the navigation of the tug was faulty and shewed negligence; that if the "Helen M." was on the eastern side of the channel as found by the judge there was plenty of room to pass on her port side, and if, as contended, she was in the middle of the channel she could easily have been passed to starboard; and that in attempting to cross over and pass to starboard when she was so near the "Helen M." as to render a collision almost inevitable, was negligence on the tug's part, and that the "Helen M." exercised proper vigilance and was not negligent in failing to lengthen her anchor chains as the "Wandrian" was too close and had not signalled.

Held, also, that the tow was liable for such negligence in the navigation of the tug. Appeal dismissed with costs.

Coster, K.C., for appellants. *McLean,* K.C., for respondent.

Ex. Ct.] [April 2.

COPELAND-CHATTERSON CO. *v.* PAQUETTE.

Patent of invention—Infringement—Novelty—New and beneficial results—Subject matter of invention—Purchase of patented device—Estoppel.

The plaintiffs were patentees of an alleged device intended to cheapen and simplify former methods of keeping and rendering statements of accounts by merchants and others, as was claimed, by providing for making entries and invoices by one and the same act, on manifolding sheets so folded as to occupy the entire platen of standard typewriters, and, at the same time, without waste, to provide a binding margin for the leaf with the bookkeeping entry to utilize it as a page in a permanently bound book. The sheets manufactured and sold by the plaintiffs accomplished these ends through being folded so as to form two or three leaves, as required, with two-leaf sheets, the upper leaf forming an original or invoice and the lower sheet the duplicate and bookkeeping entry; with three-leaf sheets, the third leaf serving either as a duplicate or to be used as an original dupli-