

No. 42.

1st Session, 6th Parliament, 21 Victoria, 1858.

(PRIVATE BILL.)

BILL.

An Act to vest in Robert Brampton certain rights derived from William Cooke, the Patentee, under the Great Seal of the United Kingdom, of certain improvements in ventilation.

Received and read, first time, Monday, 12th April, 1858.

Second reading, Thursday, 15th April, 1858.

MR. MOWATT.

TORONTO:

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An Act to vest in Robert Brampton certain rights derived from William Cooke, the Patentee, under the Great Seal of the United Kingdom, of certain Improvements in Ventilation.

WHEREAS Robert Brampton of _____ in _____ Preamble.
 hath, by his Petition, set forth that he is a British subject, and has purchased from William Cooke, of Berners Street, Oxford Street, London, England, a Patentee under the Great Seal of the United Kingdom, of certain "Improvements in Apparatus for Ventilating," the exclusive right of using and vending, within the Province of Canada and the Hudson's Bay Territory, for a term of _____ years, the improvements embraced in the said Patent, and that he is desirous of obtaining an Act of the Provincial Legislature confirming to him the rights so acquired: And whereas it is reasonable and expedient to grant the prayer of the said Petition; Therefore Her Majesty, &c., enacts as follows:

I. The Letters Patent, under the Great Seal of the United Kingdom of Great Britain and Ireland, the Channel Islands, and the Isle of Man, bearing date the fourteenth day of February, 1857, whereby Her Majesty did give and grant to William Cooke of 69, Berners Street, Oxford Street, in the County of Middlesex, England, his executors, administrators and assigns, and such others as he should agree with, and no others, the sole privilege of making, using, exercising and vending his the said William Cooke's invention of "Improvements in Apparatus for Ventilating," for and during the term of fourteen years from the date of the said letters patent, and the license, dated the 30th day of September, 1857, under the hand and seal of the said William Cooke, whereby the said William Cooke gave and granted unto the said Robert Brampton, full and free liberty, license and authority, for the term therein mentioned, to vend and sell ventilators in the manner agreed upon between them by an agreement therein recited, and a copy of which license is contained in the Schedule to this Act annexed, shall be and are hereby extended to this Province, and it shall and may be lawful for the said Robert Brampton, his executors, administrators, assigns and agents, to make and use, and vend to others, to be made and used within this Province, to the exclusion of all other person or persons whomsoever, the aforesaid invention or discovery, upon the terms and conditions in the said license, dated the 30th day of September, 1857, expressed and contained,—And upon the further condition that a copy of the said Letters Patent, stamped with the Great Seal of the Patent Office of the United Kingdom, be recorded by the proper officer in the book kept for that purpose in the office of the Pro-
 Certain Letters Patent of the United Kingdom, and a License under them extended to this Province.
 Copy of the said Letters Patent must be recorded in the office of

the Provincial
Secretary and
Registrar.

vincial Secretary and Registrar ; and on the production of such copy, so sealed, it shall be the duty of such officer so to record the same.

Public Act.

II. This Act shall be deemed a public Act.

SCHEDULE.

License under the authority and by virtue of Her Majesty's Royal Letters Patent.

To all to whom these presents shall come or be made known, William Cooke, of 69, Berners Street, Oxford Street, in the County of Middlesex, England, proprietor of a certain Patent Invention hereinafter mentioned, sends greeting :

WHEREAS, by Letters Patent, under the Great Seal of the United Kingdom of Great Britain and Ireland, the Channel Islands, and the Isle of Man, bearing date the fourteenth day of February, 1857, in the twentieth year of the reign of Her Majesty Queen Victoria, Her said Majesty did give and grant unto William Cooke, his executors, administrators, and assigns, and such others as he should agree with, and no others, the sole privilege of making, using, exercising and vending his, the said William Cooke's, invention of "Improvements in apparatus for ventilating," for and during the term of fourteen years from the date of the said letters patent ; and Her Majesty did, by her said letters patent, command all persons within England, the dominion of Wales, the Town of Berwick-upon-Tweed, the Channel Islands, and the Isle of Man, in Scotland and Ireland respectively, that neither they nor any of them, at any time during the said term of fourteen years, should either directly or indirectly make, use, or put in practice the said invention, or any part thereof, without the consent or agreement of the said William Cooke, his executors, administrators, or assigns, in writing, under his hand and seal, first had and obtained in that behalf : And whereas a specification of the said invention was duly enrolled on or about the fourteenth day of August, 1857 ; and whereas the said William Cooke, as such sole proprietor and patentee, has received an application from Robert Brampton, of *Stamon*, in the County of Northampton, to grant him a license to vend and sell ventilators made according to such invention and patent privilege, within the District of Canada, including Upper and Lower Canada and the Hudson Bay Company's Territory, for the term of fourteen years, in consideration of the payments, upon the terms, in the manner and upon the stipulations expressed in an agreement bearing date September 30th, 1857, and signed by the said Robert Brampton ; and for the further period of eight years from the fourteenth day of February, 1871, should Government extend the patent rights for that period. Now know ye, and these presents witness, that in consideration of the reservations and stipulations expressed or contained in the said agreement, and on the part of the said Robert Brampton therein mentioned to be paid, observed, and performed, the aforesaid William Cooke doth give and grant unto the said Robert Brampton full and free liberty, license and authority, until the expiration of fourteen years from the date of the said agreement, to vend and sell ventilators in the manner therein agreed, the said "improvements in apparatus for ventilating," according to and in the manner described and mentioned

in the said specification: Provided always, that these presents are upon this express condition, that the said Robert Brampton, his sub-licensees, servants and workmen, shall fully and truly perform and observe each and every part of the said agreement bearing date above mentioned: Provided always, that in case the said Robert Brampton shall at any time fail to observe each and every part of the said agreement, and the stipulations therein contained, then these presents and the said liberty, license, and authority hereby granted shall cease, determine, and become and be utterly void to all intents and purposes whatsoever, anything hereinbefore contained to the contrary, in anywise, notwithstanding. In witness whereof the said William Cooke hath hereunto set his hand and seal, the thirtieth day of September, one thousand eight hundred and fifty-seven.

*Signature of the above-
named proprietor,
William Cooke,* }

WILLIAM COOKE, [L. S.]
69, Berners Street, Oxford Street.