

Patent of Robert Phillips : curing smoky chimneys, &c.;

Contributors

Phillips, Robert.

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A.D. 1729 N° 512.

P A T E N T

OF

ROBERT PHILLIPS.

CURING SMOKY CHIMNEYS, &c.

LONDON:

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1857.





A.D. 1729 N° 512.

Curing Smoky Chimneys, &c.

PHILLIPS' PATENT.

GEORGE THE SECOND, by the grace of God, &c., to all to whom these presents shall come, greeting.

WHEREAS ROBERT PHILLIPS, of the parish of St. Giles in the Field, in the county of Middlesex, Bricklayer, hath by his petition humbly represented vnto vs that he hath, by much labour and study, and at great expence, invented and found out "AN INFALLIBLE CURE FOR SMOAKEY CHIMNEYS, WHICH INVENÇON ALSO WARMS A ROOM IN EVERY PART EQUALLY, AND IN A FEW MINUTES MAY BE MADE HOTTER OR COLDER ACCORDING TO THE WEATHER; SO, LIKEWISE, A ROOM OPENING INTO IT MAY BE MADE EQUALLY WARME BY OPENING THE DOOR, WHICH WILL BE A BETTER MEANES OF PRESERVING PAINTINGS, BOOKES, OR ANY OTHER VALUABLE FURNITURE, FROM DAMPS OR MILLDEWS THAN ANY OTHER INVENÇON HITHERTO FOUND OUT;" and having humbly prayed vs, for the encouragement of so vsefull and beneficial an invention to our subiects, to grant him our Royal Letters Patents for the sole vse and benefit of the said Invention during the terme of fourteen years, according to the statute in such case made and provided, wee, being willing to give encouragement to all arts and invençons which may be for the publick vse and benefit, are graciously pleased to gratifye him in his request.

KNOW YEE THEREFORE, that wee, of our especial grace, certain knowledge, and meer moçon, have given and granted, and by these presents, for vs, our heires and successors, do give and grant vnto the said Robert Philips, his

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executors, administrators, and assignes, our especial lycence, full power, sole
 priviledge and authority, that he, the said Robert Phillips, his executors,
 administrators, and assignes, and every of them, by himselfe or themselves, or
 by his or their deputy and deputies, servants or agents, or such others as he,
 the said Robert Phillips, his executors, administrators, or assignes, shall at 5
 any time agree with, and no others, from time to time and at all times here-
 after during the terme of yeares herein expressed, shall and lawfully may
 make, vse, and exercise his said Invençon for curing smaky chimneys, and
 other the purposes above described, within that part of our kingdom of Great
 Britaine called England, our dominion of Wales, and town of Berwick-vpon- 10
 Tweed, in such manner as to him, the said Robert Phillips, his executors,
 administrators, and assignes, or any of them, shall in their discretions seem
 meet, and that he, the said Robert Phillips, his executors, administrators, and
 assignes, shall and lawfully may have and enjoy the whole profit, cōmodity,
 benefit, and advantage from time comeing, growing, accrewing, and ariseing 15
 by reason of the said Invention, for and during the terme of years herein
 mençoned, to have, hold, exercise, and enjoy the said lycence, powers, privi-
 ledges, and advantages herein-before granted, or mençoned to be granted, vnto
 the said Robert Phillips, his executors, administrators, and assignes, for and
 during and vnto the full end and terme of fourteen yeares from the date of 20
 these presents next and imēdiately ensueing, and fully to be compleat and
 ended according to the statute in such case made and provided; and to
 the end that the said Robert Phillips, his executors, administrators, and
 assignes, and every of them, may have and enjoy the full benefit and the
 sole vse and exercise of the said Invençon, according to our gracious 25
 intention herein-before declared, wee do by these presents, for vs, our
 heires and successors, require and strictly command all and every person and
 persons, bodies politick and corporate, and all other our subiects whatsoever,
 of what estate, quality, degree, name, or condition soever they be, within that
 said part of our kingdom of Great Britain called England, our dominion of 30
 Wales, and town of Berwick-vpon-Tweed aforesaid, that neither they or any
 of them at any time during the continuance of the said terme of fourteen
 yeares hereby granted, either directly or indirectly do make, vse, or put in
 practice the said Invention or any part of the same so attained vnto by the
 said Robert Phillips as aforesaid, nor in anywise counterfeit, imitate, or 35
 resemble the same, nor shall make, or cause to be made, any addition
 thereunto or subtraction from the same, whereby to pretend himselfe or them-
 selves the inventor or inventors, deviser or devisors thereof, without the lycence,
 consent, or agreement of the said Robert Phillips, his executors, administrators,

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or assignes, in writing under his or their hand^e and seales first had and obtained in that behalfe, vpon such paines and penalties as can or may be iustly inflicted on such offenders for their contempt of this our royal command, and further to be answerable to the said Robert Phillips, his executors, 5 administrators, and assignes, according to law, for his and their damages thereby occasioned; and moreover wee do by these presents, for vs, our heires, and successors, will and command all and singular the justices of the peace, mayors, sherriffs, bayliffes, constables, headboroughs, and all other officers and ministers whatsoever of vs, our heires and successors, for the time being, that 10 they or any of them do not, nor shall at any time hereafter during the said terme hereby granted, in anywise molest, trouble, or hinder the said Robert Phillips, his executors, administrators, or assignes, or any of them, or his or their deputies, servants, or agents, in or about the due and lawfull vse or exercise of the aforesaid Invention, or any thing relating thereto: Provided 15 alwaies, and these our Letters Patents are and shall be vpon this condition, that if at any time during the said terme hereby granted, it shall be made appear to vs, our heires or successors, or any six or more of our or their Privy Council, that this our grant is contrary to law, or preiudicial or inconvenient to our subiects in general, or that the said Invention is not a new invention as 20 to the publick vse and exercise thereof in that said part of our kingdome of Great Britain called England, our dominion of Wales, or town of Berwick-vpon-Tweed aforesaid, or not invented and found out by the said Robert Phillips as aforesaid, then vpon signification or declaration thereof to be made by vs, our heires or successors, or by the lord^e and others of our 25 or their Privy Council, or any six or more of them, vnder their hand^e, these our Letters Patents shall forthwith cease, determine, and be vtterly void to all intents and purposes, anything herein-before contained to the contrary thereof in anywise notwithstanding; provided also, that these our Letters Patents, or any thing herein contained, shall not extend, or be 30 construed to extend to give priviledge vnto the said Robert Phillips, his executors, administrators, or assignes, or any of them to vse or imitate any inven^on or work whatsoever, which hath heretofore been found out or invented by any other of our subiect^e whatsoever, and publickly vsed or exercised in that said part of our kingdom of Great Britain called England, 35 our dominion of Wales, or town of Berwick-vpon-Tweed aforesaid, vnto whom like Letters Patents or priviledges have been already granted, for the sole vse, exercise, and benefit thereof, it being our will and pleasure that the said Robert Phillips, his executors, administrators, and assignes, and all and every other person or persons to whom like Letters Patent^e

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or priviledges have been already granted as aforesaid, shall distinctly use and practice their several inventions by them invented and found out, according to the true intentent and meaning of the same respective Letters Patents and of these presents. Provided likewise, nevertheless, and these our Letters Patents are vpon this express condition, that if the said Robert 5 Phillips, his executors or administrators, or any person or persons which shall or may, at any time or times hereafter during the continuance of this grant, have or claime any right, title, or interest, in law or equity, of, in, or to the power, priviledge, and authority of the sole vse and benefit of the said Invention hereby granted, shall make any transferr or assignment, or any pretended 10 transferr or assignment of this grant, have or claim any right, title, or interest, in law or equity, of, in, or to the power, priviledge, and authority of the sole vse and benefit of the said Invention hereby granted, shall make any transferr or assignement, or any pretended transferr or assignement of the said liberty and priviledge, or any share or shares of the benefit or profit thereof, or shall 15 declare any trust thereof, to or for any number of persons exceeding the number of five, or shall open, or cause to be opened, any book or books for publick subscriptions to be made by any number of persons exceeding the number of five, in order to the raising any sūme or sūmes of money vnder pretence of carrying on the said liberty or priviledge hereby granted, or shall 20 by him or themselves, his or their agents or servants, receive any sūme or sūmes of money whatsoever, of any number of persons exceeding in the whole the number of five, for such or the like intents or purposes, or shall presume to act as a corporate body, or shall divide the benefit of these our Letters Patents, or the liberty and priviledges hereby by vs granted, into any number 25 of shares exceeding the number of five, or shall committ or do, or procure to be committed or done, any act, matter, or thing whatsoever during such time as such person or persons shall have any right or title, either in law or equity, in or to the said premisses, which would be contrary to the true intent and meaning of a certain act of Parliament made in the sixth year of the reigne 30 of our late Royal Father King George the First, intituled (an Act for the better securing certain powers and priviledges intended to be granted by His Maiestie by two charters for assurance of ships and merchandizes at sea, and for lending money vpon bottomry, and for restraining several extravagant and vnwarrantable practices therein mençoned), if these our Letters Patents 35 had not been or in case the said power, priviledge, or authority shall at any time hereafter become vested in, or in trust for, more than the number of five persons or their representatives at any one time (reckoning executors or adminsitrators as and for the single person whom they represent, as to such

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interest as they are or shall be intituled to in right of such their testator or intestate), that then, and in any of the said cases, these our Letters Patents, and all liberties, priviledges, and advantages whatsoever hereby granted, shall vtterly cease, determine, and become void, anything herein-before contained to
 5 the contrary thereof in anywise notwithstanding. And, lastly, wee do by these presents, for vs, our heires and successors, grant vnto the said Robert Phillips, his executors, administrators, and assignes, that these our Letters Patents, or the inrollment or exemplificaçon thereof, shall be in and by all things good, firm, valid, sufficient, and effectual in the law, according to the
 10 true intent and meaning thereof, and shall be taken, construed, and adiudged in the most favourable and beneficial sense for the best advantage of the said Robert Phillips, his executors, administrators, and assignes, as well in all our courts of record as elsewhere, and by all and singular the officers and ministers whatsoever of us, our heires and successors, in that part our said kingdom of
 15 Great Britain called England, our dominion of Wales, and town of Berwick-vpon-Tweed aforesaid, and amongst all and every the subiects of vs, our heires and successors whatsoever, and wheresoever, notwithstanding the not full and certain describing the nature or quality of the said Invention, or of the materialls thereto conduceing and belonging.

20 In witness, &c. Witness Caroline, Queen of Great Britain, &c., at Westminster, the Eleventh day of July.

By Writt of Privy Seal.

LONDON:
 Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
 Printers to the Queen's most Excellent Majesty. 1857.

10 In the event and meaning thereof and shall be taken, construed, and construed
 in the most favorable and beneficial sense for the best advantage of the said
 Robert Phillips, his executors, administrators, and assigns, as well as all our
 courts of record or elsewhere, and by all and singular the officers and ministers
 whatsoever of us our heirs and successors, in that part our said Kingdom of
 Great Britain called England, our Dominion of Wales, and town of Berwick-
 upon-Tweed or elsewhere, and amongst all and every the subjects of us our heirs
 and successors whatsoever, and whatsoever notwithstanding the not full and
 certain describing the nature or quality of the said invention, or of the
 materials thereof composing and belonging.

20 In witness whereof, William Carolina, Queen of Great Britain, &c., at
 Westminster, the Eleventh day of July,
 By Willm of Trinity Seal.

LONDON:
 Printed by George Tonnes and William Sturges.
 1720.