

Disclaimer and memorandum of alteration of James Morrison and James Brown to specification of Miles Berry : apparatus for promoting combustion, &c., in furnaces and closed fireplaces.

Contributors

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A.D. 1838 . . . N° 7656*.

DISCLAIMER AND MEMORANDUM OF ALTERATION

OF

JAMES MORRISON AND JAMES BROWN

TO

SPECIFICATION OF MILES BERRY.

APPARATUS FOR PROMOTING
COMBUSTION, &c., IN FURNACES AND
CLOSED FIRE-PLACES.

LONDON:

PRINTED BY GEORGE E. EYRE AND WILLIAM SPOTTISWOODE,
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Price 3d.

1858.





A.D. 1838 N^o 7656*.

Apparatus for Promoting Combustion, &c., in Furnaces
and Closed Fire-places.

MORRISON & BROWN'S DISCLAIMER AND MEMORANDUM
OF ALTERATION TO BERRY'S SPECIFICATION.

TO ALL TO WHOM THESE PRESENTS SHALL COME, we, JAMES MORRISON, of Guines (pas de Calais), in the Republic of France, Ironmaster, and JAMES BROWN, of Newbridge, in the County of Monmouth, Esquire, send greeting.

5 WHEREAS by Letters Patent under the Great Seal of the United Kingdom of Great Britain and Ireland, bearing date at Westminster, the Thirty-first day of May, in the first year of the reign of Her present Majesty, after reciting that Miles Berry had by his Petition represented to Her said Majesty that in consequence of a communication from a foreigner residing abroad he
10 was in possession of an Invention of "CERTAIN IMPROVEMENTS IN THE MEANS OF ECONOMISING HEAT AND FUEL IN FURNACES OR CLOSED FIRE-PLACES," Her said Majesty granted unto the said Miles Berry, his exors, admors, and assigns, the sole privilege of making, using, exercising, and vending, the said Invention within England, Wales, and Berwick-upon-Tweed, and in all Her said
15 Majesty's Colonies and Plantations abroad, during the term of fourteen years thence next ensuing; and whereas in pursuance of a proviso in the said Letters Patent contained, the said Miles Berry did, by a Specification, being an instrument in writing under his hand and seal, bearing date the Twenty-eighth day of November, One thousand eight hundred and thirty-eight,
20 particularly describe and ascertain the nature of the said Invention, and the manner in which the same is to be performed, and did also cause the same Specification to be duly enrolled in Chancery at Westminster on the Thirtieth day of November, One thousand eight hundred and thirty-eight, and within six calendar months next after the date of the said Letters Patent: And
25 whereas by an indenture bearing date the Tenth day of June, One thousand

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eight hundred and forty-two, and made, or expressed to be made, between the said Miles Berry of the one part, and Claude Georges Robin of the other part, the said Letters Patent, and the privileges thereby granted, were assigned by the said Miles Berry unto the said Claude Georges Robin, his eñors, adñors, and assigns, for all the then residue of the said term of fourteen years 5 therein then unexpired: And whereas by an indenture bearing date the Fifteenth day of January, One thousand eight hundred and fifty, and made between the said Claude Georges Robin of the one part, and us the said James Morrison and James Brown of the other part, the said Letters Patent, and the privileges thereby granted, were assigned by the said Claude Georges Robin and us, the 10 said James Morrison and James Brown, our eñors, adñors, and assigns, for all the then residue of the said term of fourteen years therein then unexpired; And whereas we have been advised that it is doubtful whether the claim of Invention contained in the said Specification is not capable of being construed so as to be more extensive than the same was intended to be, and for that 15 reason, and for the purpose of causing the said claim more clearly to define the Invention which was intended to be claimed by the said Specification, we are desirous of disclaiming certain words contained in the said claim of Invention, and of altering the same claim in manner herein-after expressed.

NOW KNOW YE, THEREFORE, that by and with the leave and consent 20 of Sir John Jervis, Her said Majesty's Attorney-General, and for the reason aforesaid, and as to and concerning so much and such part or parts of the said Specification and of the said claim therein contained as is or are in the words following (that is to say), "I claim any and every convenient mode of collecting " the gas and inflammable vapours emitted from a smelting furnace, and 25 " of conducting and applying such gas and inflammable vapours into a fire- " place or furnace, for the purpose of heating by its combustion, or assisting " the combustion of the other fuel which may be employed with it in pro- " ducing heat for any purpose to which such heat may be applicable;" we, the said James Morrison and James Brown, do hereby disclaim the words 30 " any and every convenient," and by and with the leave and consent aforesaid, and for the reason aforesaid, we, the said James Morrison and James Brown, do hereby alter so much and such part or parts of the said Specification and claim as herein-before set forth, by inserting in lieu of the said words herein- before disclaimed, the words "the herein-before described" between the word 35 "claim" and the word "mode." And we, the said James Morrison and James Brown, do hereby further declare that the above-written Disclaimer and Memorandum of Alteration are not, nor is either of them nor any part thereof respectively, intended to extend the exclusive right granted by the said

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Letters Patent, and that these Presents shall not extend the said exclusive right in any way whatsoever.

In witness whereof, we, the said James Morrison and James Brown,
have hereunto set our hands and seals, this Twenty-third day of
5 March, One thousand eight hundred and fifty.

JAMES MORRISON. (L.S.)

JAMES BROWN. (L.S.)

Signed, sealed, and delivered, by the above-
named James Morrison, in the presence
10 of

W. W. SECRETAN,
JA^s. WOODHOUSE,
Abergavenny.

Signed, sealed, and delivered, by the above-
named James Brown, in the presence
15 of

JAMES HENSHAW DAVIS,
No. 2, Cambria Place, Stow Hill,
Newport, Monm^h.

20 To the Clerk of the Patents of England.

This is to certify, that James Morrison, of Guines (pas de Calais), in the Republic of France, Ironmaster, and James Brown, of Newbridge, in the County of Monmouth, Esquire, have applied to me for leave to enter with you the above-written Disclaimer and Memorandum of Alterations of a certain
25 Invention for which Letters Patent were granted to Miles Berry, the 31st day of May 1838, and of the Specification of the 28th day of November 1838, and which said Letters Patent have been duly assigned to them, and having considered the said application, and no objection having been made to the same, I have accordingly granted leave to the said James Morrison and
30 James Brown to file their said Disclaimer and Memorandum of Alterations, pursuant to the Statute passed in the 5th & 6th years of the reign of His late Majesty King William the 4th, entitled "An Act to amend the Law touching
" Letters Patent for Inventions."

JOHN JERVIS.

35 Temple, April 2nd, 1850.

Entered and filed with the Clerk of the Patents for
England, this 9th day of April 1850.

Great Seal
Patent Office.

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JENKINS, Extra. **AND BE IT REMEMBERED,** that on the Twenty-second day of April, in the year of our Lord 1850, the aforesaid James Brown came before our said Lady the Queen in Her Chancery, and acknowledged the Disclaimer aforesaid, and all and everything therein contained and specified, in form above written. And also the Disclaimer aforesaid was stamped according 5 to the tenor of the Statute made for that purpose.

Enrolled the Twenty-ninth day of April, in the year of our Lord One thousand eight hundred and fifty.

LONDON :

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1858.