

FEBRUARY 13, 1875.

DECISIONS OF THE COURTS.

United States Circuit Court,--Eastern District of Michigan.

RUBBER DENTAL PLATE PATENT.--THE GOODYEAR DENTAL VULCANITE COMPANY et al. vs. GEORGE WILLIS.

This was a bill in equity filed against the defendant, a dentist, for infringement of reissued letters patent No. 1,901, granted to The Dental Vulcanite Company...

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In ordinary circumstances the condition of judicial opinion in reference to all the points involved in the record would render unnecessary their discussion upon principle...

The following decisions, noticed, we think, in the order in which they were made, every one of them upon records precisely like that before us...

The case was argued at great length by able counsel before Judge Shipley, who rendered an elaborate judgment in favor of complainants...

As we have already intimated, ordinarily we should terminate our consideration of this case here. A matter so often and so authoritatively decided would not be discussed, upon principle, did we not believe that a brief reference to the reasons upon which these adjudications rest would be locally beneficial.

Negative the idea that Cummings, by his delay in the prosecution of his claim, intended to abandon it, the complainants have put into the record voluminous proofs showing a continuous and persistent assertion of his right and intention to maintain it...

There is one most remarkable feature in several of the discussions of this subject before other tribunals, and which with great emphasis presented itself to us. We do not refer to it to censure counsel in the present case...

Our purpose in thus referring to a few of the reasons which induce us to decide this case in favor of the complainants upon principle, irrespective of the prior adjudications, has been to suggest to the numerous other defendants having like cases pending what we believe to be the uselessness of additional argument before subordinate tribunals.

effective there without a violation of the well-established and necessary principle to which we referred in the outset, which renders authoritative upon us the long list of adjudications elsewhere rendered.

An appeal from this decision has been taken to the Supreme Court of the United States.

Benjamin F. Lee, for complainants. John F. Follett and Calvin C. Burt, for defendant.

Recent American and Foreign Patents.

Improved Violin.

Josiah H. Payne, Garner, Miss.--This is a violin provided with string-fastening devices at the base of the neck and openings corresponding therewith through the top and bottom of the rim...

Improved Device for Protecting Horses' Tails.

Franklin E. Howard, Genesee, N. Y.--This invention consists in a bag formed of leather, cloth, or other material impervious to mud, the same being slitted to form lapping edges, and adapted to be readily applied or removed from the tail...

Improved Boiler Tube Expander.

William S. Sharpneck, Onawa City, Iowa.--This invention consists in an expander adapted to all sized tubes made in longitudinal sections, the outer surface of which is turned to various diameters distinct from each other...

Improved Stove Pipe Elbow.

Samuel Smith, Brooklyn, E. D., N. Y.--This invention consists in holding the connected parts of an elbow pipe together by straps, forming a part of and extending from one and riveted to the other.

Improved Plow.

Thomas Canty, Kaufman, Tex.--Several deep notches are cut in the upper edge of the share, and to tongues thus formed curved parallel and flat strips are attached. Thus said plates form continuations of the share, over which the soil glides with a minimum amount of friction...

Improved Railway Switch.

John D. Murchison and William T. Haney, Taylorsville, Ga.--This invention consists of pivoted switch rails, which are set by a longitudinal crank rod connected therewith, and by pivoted lever rods and elbow levers...

Improved Locomotives and Cars.

Henry Handyside, London, England.--This invention relates to certain peculiar construction and arrangements of locomotive engines and apparatus to be applied thereto, and to the carriages or wagons of a train, whereby the safe and easy ascent of trains up steep inclines is accomplished...

Improved Butter Worker.

Jonas Lindbeck, Andrew J. Lindbeck, and John E. Lindbeck, Bishop Hill, Ill., assignors to themselves and Andrew Jacobson, same place.--To the inner surface of a cylinder are secured rows of teeth, which are made diamond-shaped in their cross section...

Improved Clothes Washer.

Ezra Crowell, Belfast, N. Y.--This invention is an improvement in the class of washing machines or devices consisting, chiefly, of a hollow sheet metal cylinder and a plunger reciprocating therein...

Improved Device for Lifting and Moving Railroad Cars.

Benjamin F. Phelps, Kansas City, Mo.--The object of this invention is to provide means for conveniently lifting and moving railroad cars and other heavy bodies; and it consists of a lever, to which is attached a movable fulcrum, and also a roller and push bar...

Improved Hanger for Plant Shelves.

William Higgs, Washington Mills, N. Y.--This invention consists in a shelf hanger, made of a single piece of wire, bent into the general form of a right-angled triangle, with a prong formed of its end or ends at the lower end of its perpendicular, and a loop formed at the upper end of its perpendicular.

Improved Scissors for Use with Sewing Machines.

Sarah L. Fawcett, New York city.--This invention comprises a pair of scissors with a sharp cutting hook to free the cotton from the rotating hook of a sewing machine, and a pulling hook for drawing the cotton from under the needle...

Improved Combined Cultivator and Seeder.

Matthew Green, Walker Station, Mo.--The pinion of the seed-dropping device is thrown in and out of gear with the wheel, and applied to a shaft which passes into the seed receptacle along the bottom thereof, and is provided with a screw thread inside of the box or receptacle...

Improved Steam Rock Drill.

Joseph C. Githens, New York city.--The essential features of this invention consist in mechanism which causes the piston to turn as it moves upward, and allow it to move downward without turning...

Improved Fruit Dryer.

William S. Plummer, San Francisco, Cal.--This invention relates to a fruit dryer in which the racks for holding the fruit pans or plates are made to revolve and carry the fruit around a horizontal course through a heated chamber and back to the place of starting...

Improved Horse Power Well Boring Machine.

Matthew Stewart, Napoleon, Ohio.--This is a horizontal master wheel, which gears internally with a vertical countershaft that drives the horizontal windlass to hoist the auger...

Improved Machine for Barking Wood.

Orson W. Clark, Appleton, Wis.--The cutter has a roller guide on each side of it, one being to gage the wood for the depth it is required to be cut, while the latter is merely to assist the former by acting on the dressed portion of the wood after it passes from the former...

Improved Soda Water Cock.

Henry Fraser, Pictou, Canada.--Upon the top of the cock is a deep ring flange, having a screw thread cut in its inner surface to receive a screw formed upon the upper part of the cock...

Improved Biscuit Board.

Aaron P. Forman, Canton, Miss., assignor to William B. Stinson, same place.--In using the machine, the dough is placed in the central compartment of a hopper, and is drawn through between rollers by their revolution...

Improved Folding Table.

Nicholas S. Tiemann, New York city, assignor to John A. Tiemann, of same place.--The invention consists of a combination of jointed braces and connecting bars, jointed legs, and a jointed table top...

Improved Machine for Making Fence Pickets.

Isaac Levy, Ellaville, Fla.--The invention is an improvement in the class of machines wherein revolving and vertically adjustable cutter heads are employed for dressing the heads of the pickets...

Improved Weather Strip.

William O. Chamberlain, Battle Ground, Ind.--The invention consists in a weather strip for doors, formed of two zinc strips, having their adjacent edges rolled to interlock with and turn upon each other...

Improved Lubricator.

Morris Evans, Erie, Pa.--The lubricator is connected by a separate pipe with the steam space of boiler, and is so arranged that the lubricator therein is thereby thrown in a continuous stream into the steam chest and cylinder...

Improved Plow.

Hugh D. Smith, Richmond, Va.--By suitable construction, the beam may be moved up or down upon its standard, a cleat keeping it always parallel with its former position.