Statute II.
May 25, 1838.

CHAP. LXXXVII. — *An Act for the relief of James Witherell.*

Account to be settled, and allowance made.

Be it enacted, &c., That the proper accounting officers of the treasury do settle the account of James Witherell, and allow him five years' full pay as an ensign of infantry of the revolutionary army, in the Massachusetts line on continental establishment, and that the said sum of money be paid out of any money in the treasury not otherwise appropriated.

APPROVED, May 25, 1838.

Statute II.
May 31, 1838.

CHAP. LXXXIX.—*An Act granting a pension to David Gilmore.*

To be placed on pension list.

Be it enacted, &c., That the Secretary of War place the name of David Gilmore on the roll of revolutionary pensioners, and pay him a pension at the rate of twenty dollars a year, from the fourth day of March, eighteen hundred and thirty-one, during his life.

APPROVED, May 31, 1838.

Statute II.
May 31, 1838.

CHAP. XC. — *An Act authorizing the commissioner of the Patent Office to issue patents to Angier March Perkins and to John Howard Kyan.*

Patents to issue, on application within six months, for certain inventions.

Be it enacted, &c., That the Commissioner of the Patent Office be, and he is hereby, authorized, on application at any time within six months from the passage of this act, to issue a patent to Angier March Perkins, for his invention of an improved method of warming buildings and heating and evaporating fluids, for which said Perkins took out letters patent in England, on the thirtieth day of July, one thousand eight hundred and thirty-one; and also to John Howard Kyan, for his invention of an improved method of preserving vegetable substances from decay, for which letters patent were granted in England to said Kyan, on the thirty-first day of March, one thousand eight hundred and thirty-two, notwithstanding the lapse of more than six months from the publication of the aforesaid letters patent respectively; the said Commissioner being governed, in all other respects, in considering such applications and issuing said patents, by the provisions of the existing general laws relating to granting and issuing patents for new inventions and discoveries; and the said patents so granted shall confer the same rights and privileges as are conferred by patents granted under the general law aforesaid, and no other, excepting as herein mentioned: *Provided, however*, That the said patents shall be limited respectively to the term of fourteen years from the time of the publication of said original letters patent: *And provided, also*, That the same shall not be construed to deprive any person of the right to use, or vend to others to be used, the mechanism or apparatus invented and employed in the practice or use of the said improved methods respectively, which may have been made, constructed or purchased for the purpose or purposes aforesaid, prior to the passage of this act.

Proviso.

Proviso.

APPROVED, May 31, 1838.

Statute II.
June 7, 1838.

CHAP. XCIV.—*An Act for the relief of William Tharp.*

Claim for reimbursement of a certain fee to be examined, &c.

Be it enacted, &c., That the Secretary of War is hereby authorized and required to examine the claim of William Tharp to the reimbursement of a fee, alleged by the said Tharp to have been paid by him to an attorney to defend a suit against him, instituted about the year eighteen hundred and eight, in the superior court at New Orleans, to recover from him, (the said Tharp,) as endorser, the amount of a draft for eleven hundred and sixty-three dollars and ninety-two cents, drawn by Lieutenant James Reed on the Secretary of War, and protested;

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