

of the session of Congress next ensuing the expiration of that term, any thing in the ninth section of the said act to the contrary hereof notwithstanding.

SEC. 2. *And be it further enacted*, That the additional allowances which were by the sixth section of the act, intituled, "An act for raising a further sum of money for the protection of the frontiers, and for other purposes therein mentioned," and by the second section of the act, intituled, "An act laying an additional duty on salt, and for other purposes," respectively granted to ships or vessels employed in the bank and other cod fisheries, shall be continued to the ships and vessels, respectively, which shall be so employed, in the terms and according to the intent of the said first mentioned act, for and during the further continuance thereof, as aforesaid: *Provided*, that the said allowances shall not be understood to be continued for a longer time than the correspondent duties respectively, for which the said additional allowances were granted, shall be payable.

Continuation
of certain allow-
ances to fishing
vessels.
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APPROVED, April 12, 1800.

STATUTE I.

CHAP. XXIII.—*An Act to alter the form of certain oaths and affirmations directed to be taken by the act intituled "An act providing for the second census or enumeration of the inhabitants of the United States."*

April 12, 1800.

[Obsolete.]

Act of Feb.
28, 1800, ch. 12.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of the first section of the act passed during the present session of Congress, intituled "An act providing for the second census or enumeration of the inhabitants of the United States," as relates to the form of the oaths or affirmations thereby directed to be taken by the marshals, secretaries, and assistants therein mentioned respectively, shall be, and hereby is repealed, and that the said oaths or affirmations shall be in the following form; that is to say: the marshals and secretaries' oath or affirmation in the form following: "I, A. B. marshal of the district of (or the secretary of the territory of as the case may be) do solemnly swear or affirm, that I will well and truly cause to be made a just and perfect enumeration and description of the persons resident within my district (or within the territory of as the case may be) and will return the same to the Secretary of State agreeably to the directions of an act of Congress, intituled 'An act providing for the second census or enumeration of the inhabitants of the United States,' according to the best of my ability." And the assistants' oath or affirmation in the form following: I, A. B. do solemnly swear (or affirm) that I will make a just and perfect enumeration and description of all persons resident within the division assigned to me by the marshal of the district of (or the secretary of the territory of as the case may be) and make due return thereof to the said marshal (or secretary) agreeably to the directions of an act of Congress, intituled "An act providing for the second census or enumeration of the inhabitants of the United States," according to the best of my ability.

APPROVED, April 12, 1800.

STATUTE I.

CHAP. XXV.—*An Act to extend the privilege of obtaining patents for useful discoveries and inventions, to certain persons therein mentioned, and to enlarge and define the penalties for violating the rights of patentees.*(a)

April 17, 1800.

[Repealed.]

Aliens having
resided two
years within the

SECTION I. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That all and

(a) See act of February 21, 1793, chap. 11.

United States entitled to the benefit of the former act.

Act of Feb. 21, 1793, ch. 11.

Oath to be taken by such resident, that the invention or discovery hath not been used.

The legal representatives of a deceased inventor may obtain a patent.

Damages for breach of patent right.

To be recovered by action on the case in the circuit court.

Repeal of part of the former act.

Act of Feb. 21, 1793, ch. 11.

STATUTE I.

April 22, 1800.

[Repealed.]

Act of March 16, 1802, ch. 9.

singular the rights and privileges given, intended or provided to citizens of the United States, respecting patents for new inventions, discoveries, and improvements, by the act, intituled "An act to promote the progress of useful arts, and to repeal the act heretofore made for that purpose," shall be, and hereby are extended and given to all aliens who at the time of petitioning in the manner prescribed by the said act, shall have resided for two years within the United States, which privileges shall be obtained, used, and enjoyed, by such persons, in as full and ample manner, and under the same conditions, limitations and restrictions, as by the said act is provided and directed in the case of citizens of the United States.

Provided always, That every person petitioning for a patent for any invention, art or discovery, pursuant to this act, shall make oath or affirmation before some person duly authorized to administer oaths before such patent shall be granted, that such invention, art or discovery hath not, to the best of his or her knowledge or belief, been known or used either in this or any foreign country; and that every patent which shall be obtained pursuant to this act, for any invention, art or discovery, which it shall afterwards appear had been known or used previous to such application for a patent, shall be utterly void.

SEC. 2. *And be it further enacted,* That where any person hath made, or shall have made, any new invention, discovery or improvement, on account of which a patent might, by virtue of this or the above-mentioned act, be granted to such person, and shall die before any patent shall be granted therefor, the right of applying for and obtaining such patent, shall devolve on the legal representatives of such person in trust for the heirs at law of the deceased, in case he shall have died intestate; but if otherwise, then in trust for his devisees, in as full and ample manner, and under the same conditions, limitations and restrictions, as the same was held or might have been claimed or enjoyed by such person, in his or her lifetime; and when application for a patent shall be made by such legal representatives, the oath or affirmation, provided in the third section of the before-mentioned act, shall be so varied as to be applicable to them.

SEC. 3. *And be it further enacted,* That where any patent shall be, or shall have been granted pursuant to this or the above-mentioned act, and any person without the consent of the patentee, his or her executors, administrators or assigns first obtained in writing, shall make, devise, use, or sell the thing whereof the exclusive right is secured to the said patentee by such patent, such person so offending, shall forfeit and pay to the said patentee, his executors, administrators or assigns, a sum equal to three times the actual damage sustained by such patentee, his executors, administrators, or assigns, from or by reason of such offence, which sum shall and may be recovered, by action on the case founded on this and the above-mentioned act, in the circuit court of the United States, having jurisdiction thereof.

SEC. 4. *And be it further enacted,* That the fifth section of the above-mentioned act, intituled "An act to promote the progress of useful arts, and to repeal the act heretofore made for that purpose," shall be, and hereby is repealed.

APPROVED, April 17, 1800.

CHAP. XXVI.—*An Act to fix the compensation of the Paymaster-General, and Assistant to the Adjutant-General.*

SECTION I. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the paymaster-general of the army of the United States shall receive one hundred and twenty dollars per month, with the rations and forage of a major, in full compensation for his services and travelling expenses, to