

# **Notice of Use/Notice of Intention to Use**

### **Description**

Notice of use and notice of intention to use files are a part of the copyright card catalog, but they create a different kind of record. Under the 1909 copyright law, the copyright owner of a musical composition had the exclusive right to make the first mechanical recording of the work. After the owner had initially recorded the work, he or she was required to submit to the Copyright Office a **notice of use**. The work could then be recorded by anyone for a fixed royalty fee or by negotiating a separate contract. Notices of use from 1909 through 1952 are located in separate title and claimant files; from 1953 through 1977 they are interfiled in the card catalog under title and claimant only.

**Notices of intention to use**, filed by those wishing to record copyrighted music, are filed by title only in a separate index covering the period 1909 to 1977. Researchers should consult the Licensing Division concerning public inspection of this file. Call (202) 707-8150 or email licensing@copyright.gov.

#### **Definitions**

- 1. **Claimant:** the copyright claimant is either the author of the work, or a person or organization that has obtained ownership of all of the exclusive rights initially belonging to the author.
- 2. **Notice Received:** The date the U.S. Copyright Office received the request to record a "Notice of Use" or a "Notice of Intention to Use."
- Notice Recorded: The date the U.S. Copyright Office received the request in a completed application or form, the appropriate fees, and any other material required to file a request.
- 4. **Title(s):** A single title of work, or multiple titles may be recorded with the notice.
- 5. Publication date: The date the original work was first published.
- 6. **Registration class:** The U.S. Copyright Office "class" assigned to the work.
- 7. **Registration number:** The official date the work was "registered" within the U.S. Copyright Office.
- 8. From: The person or organization notifying the Copyright Claimant of their "intention to use" their work.
- 9. To: The Copyright Claimant

Below are example of cards.

## Notice of Use 1909-1952, Claimant Index

(Hover over the items at the right to see the different fields that make up this card.)

Name and address of copyright owner	Notice of MAYO 16 1910	
Branen (Jeff I,) Music Pub, Co., Inc.,  New York M.Y. Leave all apove these lines blank	Recorded: Vol/	
new york ny	Cash No.	
Leave an apove these lines blank	19602 may 16, 1910	
MUSICAL COMPOSITION-NOTICE OF USE ON MECHANICAL INSTRUMENTS, AS		
REQUIRED BY SEC. 1(e) OF THE ACT OF MARCH 4, 1909.		
REGISTER OF COPYRIGHTS, WASHINGTON, D. C. May 16, 1910. Date,		
that have need or have licensed the use of * said compositions for of instruments serving to reproduce mechanically such musical w	or the manufacture of parts	
Signature and address of copyright owner of the music named below.  *Strike out unnecessary words.	wsie Pub. Co., Inc W.38th St., .Y.C., W.Y. (OVER)	

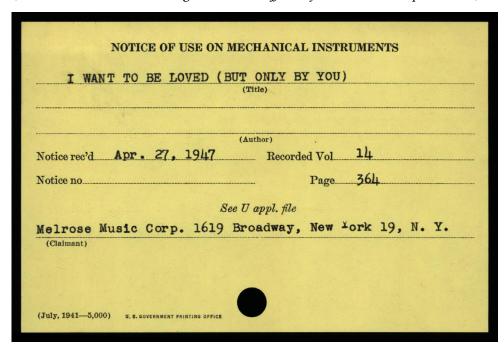
TITLE OF MUSIC	DATE OF PUBLICATION	CLASS E, XXc No.
"I Love My Wife But Oh Her Family"	Dec.28/09.	#222553
"Anywhere"	Feb. 3/10.	226090
"Parisian Rag"	Mar.15/10.	227239
Permission given to the Melville C DeKalb		Co.,
Note-Recording fee, 25 cents for first fifty words; 25 cents additional	,	(OVER)

Where the card is found: Index: Notice of Use 1909-1952, Claimant,

Drawer: BRA-CHAPPELL CO INC, Card: 0012a/0012b

### Notice of Use 1928-1952, Titles

(Hover over the items at the right to see the different fields that make up this card.)

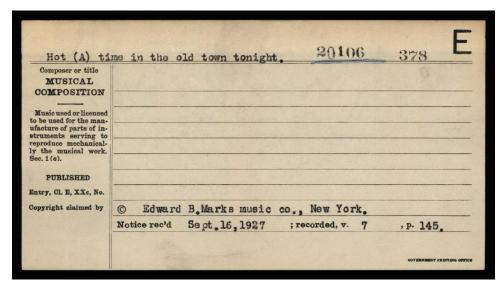


Where the card is found: Index: Notice of Use 1928-1952, Titles,

Drawer: I-LA-I LL, Card: 0786

### Notice of Use 1909-1927, Titles

(Hover over the items at the right to see the different fields that make up this card.)



Where the card is found: Index: Notice of Use 1909-1927, Titles,

Drawer: HOO-ILZ, Card: 0068

## Notice of Intention to Use 1909-1977

(Hover over the items at the right to see the different fields that make up this card.)

NOTICE OF INTENTION TO USE	
Title: CHIM CHIM CHEREE.	
By R. M. Sherman & R. B. Sherman	
From Cameo-Parkway Records, Inc.	
To: Wonderland Music Co.	
Notice received: 2Dec 64 No. 2614	

Where the card is found: Index: Notice of Intention to Use 1909-1977,

Drawer: CHIM-CN, Card: 0006