

12-16-1998

RECORDATION FORM C  
TRADEMARKS C



DEPARTMENT OF COMMERCE  
Patent and Trademark Office

100926048

To the Honorable Commissioner of Patents and Trademarks. Please record this.

1. Name of Party(ies) conveying an interest:  Centex American Gypsum Company 7715 Tiburon N.E. Albuquerque, New Mexico 87109	2. Name and Address of Party(ies) receiving an interest:  American Gypsum Company 2728 North Harwood Dallas, Texas 75201-1516
<input type="checkbox"/> Individual(s) <input type="checkbox"/> General Partnership <input checked="" type="checkbox"/> Corporation - New Mexico <input type="checkbox"/> Other	<input type="checkbox"/> Individual <input type="checkbox"/> General Partnership <input checked="" type="checkbox"/> Corporation - New Mexico <input type="checkbox"/> Other <input type="checkbox"/> Citizenship
<input type="checkbox"/> Association <input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Association <input type="checkbox"/> Limited Partnership

MPD 12-9-98

3. Interest Conveyed: <input type="checkbox"/> Assignment <input type="checkbox"/> Security Agreement <input type="checkbox"/> Other	<input checked="" type="checkbox"/> Change of Name <input type="checkbox"/> Merger	If not domiciled in the United States, a domestic representative designation is attached: <input type="checkbox"/> Yes <input type="checkbox"/> No
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Execution Date: September 11, 1997 (The attached document must not be an assignment)

4. Application number(s) or registration number(s). Additional sheet attached?	Yes	xx	No
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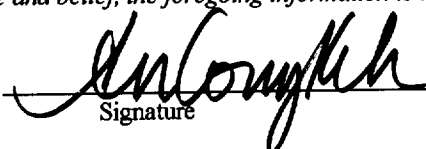
A. Trademark Application No.(s)	B. Trademark Registration No.(s)  735,175 971,158
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5. Name and address of party to whom correspondence concerning document should be mailed:  Name: Anna Conyers Kuhn, Esq. Internal Address: Baker & Botts, L.L.P. Street Address: 2001 Ross Avenue  City: Dallas State: Texas Zip: 75201	6. Number of applications and registrations involved: 2
	7. Amount of fee enclosed or authorized to be charged: \$65.00
	8. Deposit account number (Attach duplicate copy of this form if paying by deposit account): N/A

DO NOT USE THIS SPACE

9. Statement and signature.  
*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Anna Conyers Kuhn \_\_\_\_\_  
Name of Person Signing

 \_\_\_\_\_  
Signature

12-9-98 \_\_\_\_\_  
Date

Total number of pages including cover sheet 6

OMB No. 0651-0011 (exp. 4/94) Do not detach this portion

Mail documents to be recorded with required cover sheet information:  
12/14/1998 DNGUYEN 00000308 735175  
Commissioner of Patent and Trademarks  
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Washington, D.C. 20231

01 FC:481 40.00 OP  
02 FC:482 25.00 OP

Reporting for this sample cover sheet is estimated at 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project, (0651-0011), Washington, D.C. 20503.

Eric P. Serna  
Chairman

Jerome D. Block  
Commissioner

Gloria Tristani  
Commissioner

**New Mexico**  
**State Corporation Commission**



**CORPORATION DEPARTMENT**

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Santa Fe, NM 87504-1269

1-800-947-4722  
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(505) 827-4506

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(505) 827-4510

SEPTEMBER 11, 1997

UCC SEARCH, INC.  
P.O. BOX 9315  
SANTA FE ,NM 87504-9315

RE: AMERICAN GYPSUM COMPANY  
SCC#1177526

THIS COMMISSION HAS APPROVED AND FILED THE ARTICLES OF AMENDMENT (REFERENCE #3150216) FOR THE ABOVE CAPTIONED CORPORATION EFFECTIVE SEPTEMBER 11, 1997. ENCLOSED IS THE CERTIFICATE OF AMENDMENT WHICH SHOULD BECOME A PERMANENT DOCUMENT OF THE CORPORATION'S CORPORATE RECORDS.

THE ATTACHED CERTIFICATE DOES NOT CONSTITUTE AUTHORIZATION FOR THE ABOVE REFERENCED CORPORATION TO TRANSACT ANY BUSINESS WHICH REQUIRES COMPLIANCE WITH OTHER APPLICABLE FEDERAL OR STATE LAWS, INCLUDING, BUT NOT LIMITED TO, STATE LICENSING REQUIREMENTS. IT IS THE CORPORATION'S SOLE RESPONSIBILITY TO OBTAIN SUCH COMPLIANCE WITH ALL LEGAL REQUIREMENTS APPLICABLE THERETO PRIOR TO ENGAGING IN THE BUSINESS FOR WHICH IT HAS OBTAINED THE ATTACHED CERTIFICATE OF AMENDMENT.

THE FILING OF THE ENCLOSED SUPPLEMENTAL CORPORATE REPORT, AFFECTED BY EITHER THE CORPORATE NAME CHANGE OR ANY OTHER CHANGES ON THE PREVIOUS FILED REPORT, SHALL BE COMPLETED AND FILED BY THE CORPORATION AND PAYMENT OF THE FILING FEE ON OR BEFORE OCTOBER 11, 1997, FAILURE TO FILE BY SAID DATE THE CORPORATION SHALL INCUR A CIVIL PENALTY, IN ADDITION TO THE FILING FEE AS PRESCRIBED BY LAW.

YOUR CANCELLED CHECK, AS VALIDATED BY THIS COMMISSION, IS YOUR RECEIPT. IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT THE CHARTERED DOCUMENT DIVISION AT (505) 827-4511 FOR ASSISTANCE.

CHARTERED DOCUMENT DIVISION  
RKL

STATE OF NEW MEXICO



OFFICE OF THE STATE CORPORATION COMMISSION

CERTIFICATE OF AMENDMENT

OF

AMERICAN GYPSUM COMPANY

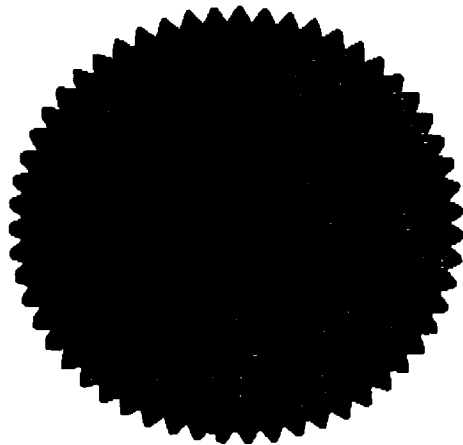
3150216

The State Corporation Commission certifies that duplicate originals of the Articles of Amendment attached hereto, duly signed and verified pursuant to the provisions of the BUSINESS CORPORATION ACT (53-11-1 to 53-18-12 NMSA 1978) have been received by it and are found to conform to law.

Accordingly, by virtue of the authority vested in it by law, the State Corporation Commission issues this Certificate of Amendment and attaches hereto a duplicate original of the Articles of Amendment.

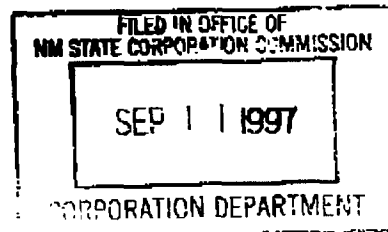
Dated: SEPTEMBER 11, 1997

In Testimony Whereof, the State Corporation Commission of the State of New Mexico has caused this certificate to be signed by its Chairman and the Seal of said Commission to be affixed at the City of Santa Fe



Signature of Chairman and Director with titles

ARTICLES OF AMENDMENT  
 TO THE  
 ARTICLES OF INCORPORATION  
 OF  
 CENTEX AMERICAN GYPSUM COMPANY  
 NMSCC #1177526



Pursuant to the provisions of Section 53-13-4, NMSA 1978, the undersigned corporation adopts the following Articles of Amendment to its Articles of Incorporation:

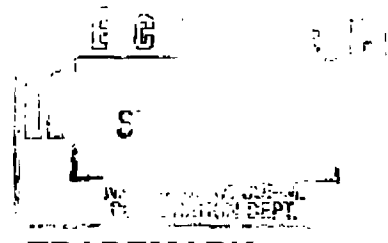
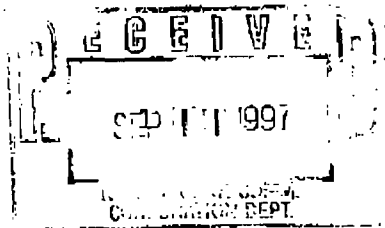
**FIRST:** The corporate name of the corporation is Centex American Gypsum Company.

**SECOND:** The following amendment to the Articles of Incorporation was adopted by the shareholders of the corporation on September 5, 1997 in the manner prescribed by the New Mexico Business Corporation Act:

**RESOLVED**, that the Articles of Incorporation of Centex American Gypsum Company be amended by changing the First Article thereof so that, as amended, said Article shall be and read in its entirety as follows:

**"The name of the corporation is American Gypsum Company."**

**THIRD:** The number of shares of the corporation outstanding at the time of such adoption was 10,414 and the number of shares entitled to vote thereon was 10,414.



FOURTH: The designation and number of outstanding shares of each class entitled to vote thereon as class were as follows:

CLASS	NUMBER OF SHARES
Common	10,414

FIFTH: The number of shares voting for such amendment was 10,414 and the number of shares voting against such amendment was none.

SIXTH: The number of shares of each entitled to vote thereon as a class voted for and against such amendment, respectively, was:

CLASS	NUMBER OF SHARES VOTING	
	FOR	AGAINST
Common	10,414	-0-

SEVENTH: The manner, if not set forth in such amendment, in which any exchange, reclassification, or cancellation of issued shares provided for in the amendment shall be effected, as follows:

Not applicable

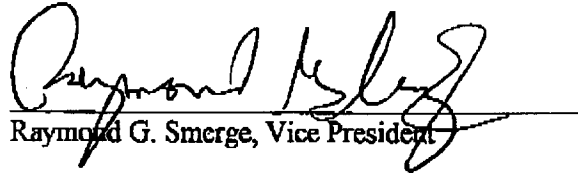
IN WITNESS WHEREOF, said Centex American Gypsum Company has caused these articles to be signed by Raymond G. Smerge, its Vice President, and David A. Greenblatt, its Assistant Secretary this 8th day of September, 1997.

CENTEX AMERICAN GYPSUM COMPANY

By: Raymond G. Smerge  
Raymond G. Smerge, Vice President

By: David A. Greenblatt  
David A. Greenblatt, Assistant Secretary

Under penalty of perjury, the undersigned declares that the foregoing document executed by the corporation and that the statements contained therein are true and correct to the best of my knowledge.

  
Raymond G. Smerge, Vice President

