

MPD 5.11.99 RECORD TR

05-14-1999



101037190

Tab settings

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): Moorman Manufacturing Company

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State of Illinois, Other

Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies) Name: Archer Daniels Midland Company

Internal Address: Street Address: 4666 Faries Parkway Decatur, IL 62526

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State of Delaware, Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

(Designations must be a separate document from assignment) Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance: Assignment, Security Agreement, Other, Merger, Change of Name

Execution Date: December 9, 1998

4. Application number(s) or registration number(s): ATTORNEY DOCKET NO.: 330-1827

A. Trademark Application No.(s) See Attached Schedule A B. Trademark Registration No.(s) See Attached Schedule B

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

LAFF, WHITESEL, CONTE & SARET, LTD. ATTORNEYS AT LAW 401 NORTH MICHIGAN AVENUE CHICAGO, ILLINOIS 60611-4212

Direct Telephone Calls to: Joseph F. Schmidt at telephone No. (312) 661-2100. Fax (312) 661-0029

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231 on

Date: TYPED NAME: Dawn Ternig

6. Total number of applications and registrations involved: 100

7. Total fee (37 CFR 3.41) \$ 2,515

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number: 12-0064 Any deficiencies

(Attach duplicate copy of this page if paying by deposit account)

05/13/1999 JSRABAZZ 00000224 75365385

DO NOT USE THIS SPACE

01 FC:481 40.00 DP 02 FC:482 2475.00 DP

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.

Joseph F. Schmidt Name of Person Signing

Joseph F. Schmidt Signature

5/7/99 Date

Total number of pages including cover sheet, attachments, and document: 10

SCHEDULE A
Pending Applications

TRADEMARK	SERIAL No.
BEEFSTEAK	75/365385
BOTTOM LINE	75/311863
COW PATH	75/326744
DAIRY SOLUTIONS	75/273714
LINKING YOU WITH TOMORROW, TODAY	75/304509
MOORCOMFORT	75/563977
MOORLINK	75/265044
ONE-ON-ONE	75/365384
QUICK START	75/653249
ROUGHAGE HARVEST	75/299875
SHOWBOOST	75/210301
VALUE TRAC	75/356546
YOUR POWER TO STAY IN CONTROL	75/304508

SCHEDULE B
Registrations

TRADEMARK	REGISTRATION No.
ASSOCIATED FEED BLENDERS	1949594
BABY PIG TREATS	1155250
BEEF CATTLE BOOST	892339
BEEF-TRATE	1353657
BIG RIVER EQUIPMENT	2034109
BOOSTER MINERAL	1860940
CLASS ACT	2072679
CONDITIONPRO	2054787
COW-POWER PREMIX	979512
COXICURB	415341
DAIRYMAX	1586470
DAIRY-TRATE	965392
DRI-TRATE	997641
EASY-WAY	931249
ENERGIZED CUBES	941578
EXPEDITOR	1936933
FEED FACTS	515237
FORAGE BUSTER	1445921
FORMULA HOG 40	1644922
FORMULA MVP	1471911
FRESH-TRATE	1109604
FROSTCOATS	2016472
GRO FAST	541395
GROFAT	541394
GROSTRONG	897259
HAYLAGE-TRATE	1331610
HEIFER-TRATE	1574344
HI-MAG	914104
HOG-TRATE	1256588

TRADEMARK	REGISTRATION No.
HVP	2102948
IGR MINERALS	1036575
INSECTABAN	958391
MAX LEAN & DESIGN	1845327
MAX LEAN MVP	1812316
MAXLEAN	1811361
MINIMISER	1951023
MINTRATE	364542
MINTRATE MSP 10/41	1662182
MISC. DESIGN (OVAL & VERTICAL STRIPE)	1435254
MIXER-AID	866136
MOOR MA KLEEN	756537
MOOR-BEEF	1257384
MOORBUFF	1661416
MOORCALF	1361345
MOORGO MINTRATE	923288
MOORGUARD	1442682
MOORHAY	1822163
MOORIRON	801698
MOORMABOOST	640925
MOOR-MA-FOS	976641
MOORMAFUME	513104
MOORMAN'S	1016259
MOORMAN'S	393934
MOORMAN'S	393933
MOORMAN'S	402777
MOORMAN'S	1499179
MOORMAN'S & DESIGN	251164
MOORMAN'S MINTRATE	609846
MOORMASTART	962521
MOOR-MA-STRESS	881590
MOORPEP	832268
MOORTEC	1737411

TRADEMARK	REGISTRATION No.
MOST	1935323
NEW GENERATION NUTRITION	1963921
NURSETRATE	776502
POWERGLO	2230331
PRELAC	1841161
PREMIX-TRATE	729247
PSM	1871806
QUADBLOCK	1938511
QUICK START GROWER & DESIGN	1998290
QUICK START PRESTARTER	2114180
QUICK START STARTER	2015234
QUICK START STARTER	1998285
QUICK WEAN	1435253
QUICK-START GROWER	1116816
RA-MO-CIDE	967936
RID-EZY	1476542
ROUGHAGE BUSTER	1327949
RPM	1819390
RPM PLUS	1841988
STEPSAVER	1612641
STRESS-TRATE	794362
SUNBELT	1889142
TOP-KREAM	519229
WORMSWEEP & Design	353501
WORMSWEEP	943113

State of Illinois
Office of
The Secretary of State

Whereas, ARTICLES OF MERGER OF
ARCHER-DANIELS-MIDLAND COMPANY
INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE HAVE BEEN
FILED IN THE OFFICE OF THE SECRETARY OF STATE AS PROVIDED BY THE
BUSINESS CORPORATION ACT OF ILLINOIS, IN FORCE JULY 1, A.D. 1984.

Now Therefore, I, George H. Ryan, Secretary of State of the State of Illinois, by virtue of the powers vested in me by law, do hereby issue this certificate and attach hereto a copy of the Application of the aforesaid corporation.

In Testimony Whereof, I hereto set my hand and cause to be affixed the Great Seal of the State of Illinois, at the City of Springfield, this 9TH day of DECEMBER A.D. 19 98 and of the Independence of the United States the two hundred and 23RD .



George H Ryan

Secretary of State

(Rev. Jan. 1995)

George H. Ryan
Secretary of State
Department of Business Services
Springfield, IL 62756
Telephone (217) 782-6961
<http://www.sos.state.il.us>

SUBMIT IN DUPLICATE

FILED

DEC 9 1998

**GEORGE H. RYAN
SECRETARY OF STATE**

**PAID
DEC 15 1998**

This space for use by
Secretary of State

Date 12/9/98
Filing Fee \$ 100.00

Approved: 

DO NOT SEND CASH!
Remit payment in check or money order, payable to "Secretary of State."
Filing Fee is \$100, but if merger or consolidation of more than 2 corporations, \$50 for each additional corporation.

1. Names of the corporations proposing to ~~consolidate~~ ^{merge} ~~exchange shares~~, and the state or country of their incorporation:

Name of Corporation	State or Country of Incorporation	Illinois Secretary of State File Number
<u>MOORMAN MANUFACTURING COMPANY</u>	<u>ILLINOIS</u>	<u>1209-594-5</u>
<u>ARCHER-DANIELS-MIDLAND COMPANY</u>	<u>DELAWARE</u>	<u>0254-382-6</u>

2. The laws of the state or country under which each corporation is incorporated permit such merger, consolidation or exchange.

3. (a) Name of the ^{surviving} ~~new~~ corporation: ARCHER-DANIELS-MIDLAND COMPANY
_{acquiring}

(b) it shall be governed by the laws of: DELAWARE

4. Plan of ^{merger} ~~consolidation~~ _{exchange} is as follows:

If not sufficient space to cover this point, add one or more sheets of this size.

SEE EXHIBIT A

EXPEDITED

DEC 09 1998

SECRETARY OF STATE

TRADEMARK

REEL: 001899 FRAME: 0834

EXHIBIT A

RESOLVED, that Archer-Daniels-Midland Company merge, and it hereby does merge into itself said Moorman Manufacturing Company and assumes all of its obligations; and

FURTHER RESOLVED, that the proper officers of this Company be and they hereby are directed to make and execute a Certificate of Ownership and Merger setting forth a copy of the resolutions to merge said subsidiary corporation and assume its liabilities and obligations, and the date of adoption thereof, and to cause the same to be filed with the Secretary of State and a certified copy recorded in the office of the Recorder of Deeds of New Castle County and to do all acts and things whatsoever, whether within or without the State of Delaware, which may be in anywise necessary or proper to effect said merger.

5. Plan of ~~consolidation~~ ^{merger} ~~exchange~~ was approved, as to each corporation not organized in Illinois, in compliance with the laws of the state under which it is organized, and (b) as to each Illinois corporation, as follows:

(The following items are not applicable to mergers under §11.30 —90% owned subsidiary provisions. See Article 7.)

(Only "X" one box for each Illinois corporation)

By the shareholders, a resolution of the board of directors having been duly adopted and submitted to a vote at a meeting of shareholders. Not less than the minimum number of votes required by statute and by the articles of incorporation voted in favor of the action taken.

(§ 11.20)

By written consent of the shareholders having not less than the minimum number of votes required by statute and by the articles of incorporation. Shareholders who have not consented in writing have been given notice in accordance with § 7.10 (§ 11.220)

By written consent of ALL the shareholders entitled to vote on the action, in accordance with § 7.10 & § 11.20

Name of Corporation

Name of Corporation			
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

6. *(Not applicable if surviving, new or acquiring corporation is an Illinois corporation)*

It is agreed that, upon and after the issuance of a certificate of merger, consolidation or exchange by the Secretary of State of the State of Illinois:

- a. The surviving, new or acquiring corporation may be served with process in the State of Illinois in any proceeding for the enforcement of any obligation of any corporation organized under the laws of the State of Illinois which is a party to the merger, consolidation or exchange and in any proceeding for the enforcement of the rights of a dissenting shareholder of any such corporation organized under the laws of the State of Illinois against the surviving, new or acquiring corporation.
- b. The Secretary of State of the State of Illinois shall be and hereby is irrevocably appointed as the agent of the surviving, new or acquiring corporation to accept service of process in any such proceedings, and
- c. The surviving, new, or acquiring corporation will promptly pay to the dissenting shareholders of any corporation organized under the laws of the State of Illinois which is a party to the merger, consolidation or exchange the amount, if any, to which they shall be entitled under the provisions of "The Business Corporation Act of 1983" of the State of Illinois with respect to the rights of dissenting shareholders.

7. (Complete this item if reporting a merger under § 11.30—90% owned subsidiary provisions.)

a. The number of outstanding shares of each class of each merging subsidiary corporation and the number of such shares of each class owned immediately prior to the adoption of the plan of merger by the parent corporation, are:

Name of Corporation	Total Number of Shares Outstanding of Each Class	Number of Shares of Each Class Owned Immediately Prior to Merger by the Parent Corporation
MOORMAN MANUFACTURING COMPANY	1,000	1,000
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

b. (Not applicable to 100% owned subsidiaries)
The date of mailing a copy of the plan of merger and notice of the right to dissent to the shareholders of each merging subsidiary corporation was _____, 19 ____.

Was written consent for the merger or written waiver of the 30-day period by the holders of all the outstanding shares of all subsidiary corporations received? Yes No

(If the answer is "No," the duplicate copies of the Articles of Merger may not be delivered to the Secretary of State until after 30 days following the mailing of a copy of the plan of merger and of the notice of the right to dissent to the shareholders of each merging subsidiary corporation.)

8. The undersigned corporations have caused these articles to be signed by their duly authorized officers, each of whom affirms, under penalties of perjury, that the facts stated herein are true. (All signatures must be in **BLACK INK**.)

Dated NOVEMBER 30, 19 98

ARCHER-DANTELS-MIDLAND COMPANY
(Exact Name of Corporation)

attested by S.A. Roberts
(Signature of Secretary or Assistant Secretary)

by [Signature]
(Signature of President or Vice President)

S. A. ROBERTS, ASSISTANT SECRETARY
(Type or Print Name and Title)

D. J. SMITH, VICE PRESIDENT
(Type or Print Name and Title)

Dated NOVEMBER 30, 19 98

MOORMAN MANUFACTURING COMPANY
(Exact Name of Corporation)

attested by S.A. Roberts
(Signature of Secretary or Assistant Secretary)

by [Signature]
(Signature of President or Vice President)

S. A. ROBERTS, ASSISTANT SECRETARY
(Type or Print Name and Title)

D. J. SMITH, VICE PRESIDENT
(Type or Print Name and Title)

Dated _____, 19 _____

(Exact Name of Corporation)

attested by _____
(Signature of Secretary or Assistant Secretary)

by _____
(Signature of President or Vice President)

(Type or Print Name and Title)

(Type or Print Name and Title)