

01-05-2000



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Docket No.:

MND  
12/7/99

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attached original documents or copy thereof.

To the Honorable Commissioner of Patents

1. Name of conveying party(ies):

ETI Energy Transportation Inc.

Name and address of receiving party(ies):

Superior Propane Inc.

12-07-15

U.S. Patent & TMOffc:

Internal Address: 1111 - 49th Avenue NE

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

Street Address: \_\_\_\_\_  
City: Calgary State: Alberta ZIP: T2E8V2

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

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Canadian Corporation
- 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: October 08, 1996

4. Application number(s) or registration numbers(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,810,215  
1,810,216

Additional numbers attached?  Yes  No

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

Name: Linda Urbanik Johnson  
Internal Address: PIPER MARBURY RUDNICK & WOLFE  
P. O. Box 64807

Street Address: 203 N. LaSalle St., Suite 1800

City: Chicago State: IL ZIP: 60664-0807

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41): \$ 60.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

18-2284

01/04/2000 DCOATES 00000169 182284 1810215

DO NOT USE THIS SPACE

01 FC:481 40.00 OP  
02 FC:482 5.00 CH 20.00 OP

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.

Linda Urbanik Johnson  
Name of Person Signing

*Linda Urbanik Johnson*  
Signature

12/7/99  
Date

Total number of pages including cover sheet, attachments, and document: 4



Industry Canada Industrie Canada

**Certificate  
of Amendment**

**Canada Business  
Corporations Act**

**Certificat  
de modification**

**Loi canadienne sur  
les sociétés par actions**

**SUPERIOR PROPANE INC./  
SUPERIEUR PROPANE INC.**

**330240-7**

Name of corporation-Dénomination de la société

Corporation number-Numéro de la société

I hereby certify that the articles of the above-named corporation were amended

Je certifie que les statuts de la société susmentionnée ont été modifiés :

(a) under section 13 of the *Canada Business Corporations Act* in accordance with the attached notice;

a) en vertu de l'article 13 de la *Loi canadienne sur les sociétés par actions*, conformément à l'avis ci-joint;

(b) under section 27 of the *Canada Business Corporations Act* as set out in the attached articles of amendment designating a series of shares;

b) en vertu de l'article 27 de la *Loi canadienne sur les sociétés par actions*, tel qu'il est indiqué dans les clauses modificatrices ci-jointes désignant une série d'actions;

(c) under section 179 of the *Canada Business Corporations Act* as set out in the attached articles of amendment;

c) en vertu de l'article 179 de la *Loi canadienne sur les sociétés par actions*, tel qu'il est indiqué dans les clauses modificatrices ci-jointes;

(d) under section 191 of the *Canada Business Corporations Act* as set out in the attached articles of reorganization.

d) en vertu de l'article 191 de la *Loi canadienne sur les sociétés par actions*, tel qu'il est indiqué dans les clauses de réorganisation ci-jointes.

Director - Directeur

October 8, 1996/le 8 octobre 1996

Date of Amendment - Date de modification

Canada

Industry Canada  
Canada Business  
Corporations Act

Industrie Canada  
Loi canadienne sur  
les societes par actions

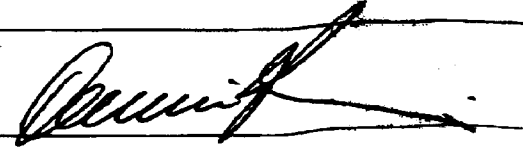
FORM 4  
ARTICLES OF AMENDMENT  
(SECTION 27 OR 177)

FORMULE 4  
CLAUSES MODIFICATRICES  
(ARTICLES 27 OU 177)

1. Name of Corporation -- Denomination de la societe  SUPERIOR PROPANE INC./SUPERIEUR PROPANE INC.	2. Corporation No. -- No de la societe
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3. The articles of the above-named corporation are amended as follows: Les statuts de la societe mentionnee ci-dessus sont modifies de la facon suivante:

- (a) Paragraph 4 of the Corporation's Articles is amended pursuant to section 173(1)(n) by deleting the said paragraph in its entirety and replacing it with the word "None."
- (b) Paragraph 5 of the Corporation's Articles is amended pursuant to section 173(1)(m) to increase the minimum number of directors the Corporation may have to three and the maximum number of directors to seven.
- (c) Paragraph 7 of the Corporation's Articles is amended pursuant to section 173(1)(o) by deleting Schedule B in its entirety and replacing it with the following:  
  
"Subject to the provisions of the *Canada Business Corporations Act*, the directors may, between annual general meetings, appoint one or more additional directors to serve until the next annual general meeting, but the number of additional directors shall not at any time exceed one-third (1/3) of the number of directors who held office at the expiration of the last annual meeting of the Corporation."

Date  October 8, 1996	Signature   Theresia R. Reisch	Title -- Titre  Secretary
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FOR DEPARTMENTAL USE ONLY - A L'USAGE  
MINISTRE SEULEMENT  
Filed - Deposee  
**OCT - 8 1996**

FORM 9  
ARTICLES OF AMALGAMATION  
(SECTION 185)

Canada Business  
Corporations Act

NAME OF AMALGAMATED CORPORATION

**SUPERIOR PROPANE INC./SUPERIEUR PROPANE INC.**

2 THE PLACE IN CANADA WHERE THE REGISTERED OFFICE IS TO BE SITUATED

**Calgary, Alberta**

3 THE CLASSES AND ANY MAXIMUM NUMBER OF SHARES THAT THE CORPORATION IS AUTHORIZED TO ISSUE

**The attached Schedule "A" is incorporated into and forms part of the Articles of Amalgamation.**

4 RESTRICTIONS, IF ANY, ON SHARE TRANSFERS

**The transfer of shares is restricted; no share of the Corporation may be transferred without the approval of the Board of Directors.**

5 NUMBER (OR MINIMUM AND MAXIMUM NUMBER) OF DIRECTORS

**Not less than one (1) and not more than seven (7).**

RESTRICTIONS, IF ANY, ON BUSINESS THE CORPORATION MAY CARRY ON

**None.**

7 OTHER PROVISIONS, IF ANY

**The attached Schedule "B" is incorporated into and forms part of the Articles of Amalgamation.**

8 THE AMALGAMATION HAS BEEN APPROVED PURSUANT TO THAT SECTION OR SUBSECTION OF THE ACT WHICH IS INDICATED AS FOLLOWS:

183

184(1)

184(2)

9. NAME OF AMALGAMATING CORPORATIONS	CORPORATION NO.	SIGNATURE	DATE	TITLE
3283399 Canada Ltd.	328339-9		Oct. 8, 1996	Secretary
Superior Propane Inc./Superieur Propane Inc.	317854-4		Oct. 8, 1996	Secretary
ETI Energy Transportation Inc.	237175-8		Oct. 8, 1996	Assistant Secretary

FOR DEPARTMENTAL USE ONLY  
CORPORATION NO.

330240-7

FILED

OCT - 8 1996