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#### RECORDATION I

10.61.1

To the Honorable Commissioner of Patents and Trademarl

**TRADI** 

01-24-2001

101592130

EPARTMENT OF COMMFRCE

NT AND TRADEMARK OFFICE

ment(s	s) or	cop	(ies).

Submission Type	Conveyance Type
■ New	□Assignment □ License
☐ Resubmission (Non-Recordation)	☐ Security Agreement ☐ Nunc Pro Tunc Assignment
Document ID #	■ Merger Effective Date
☐ Correction of PTO Error	☐ Change of Name
Reel # Frame #	□Other
☐ Corrective Document	
Reel # Frame #	
Conveying Party	l Mark if additional names of conveying parties attached
Name: Southdown Medusa Inc.	Recution Date: January 1, 1999
	Recution Date. January 1, 1999
Formerly ☐ General Partnership ☐ Limited Partner	rahin Corporation
	rship ■Corporation □ Association □ Other
□ Citizenship/State of Incorporation/Organization Ohio	
Peceiving Party	Mark if additional names of receiving parties attached
Name: Southdown, Inc.	· .
Address (line 1) 1200 Smith Street, Suite 204	
Address (line 2) Houston	<u>Tx</u> 77002
City Sta	te/Country Zip Code
☐ Individual ☐ General Partnership Limited Partnership	
■Corporation □ Association	receiving party is not domiciled in the United States, an
□ Other	appointment of domestic representative should be attached.
	(Designation must be a separate document from Assignment)
■ Citizenship/State of Incorporation/Organization Louisian	
Domestic Representative Name and Address	Enter for the first Receiving Party only.
Domestic resp.	
Name	
NameAddress (line 1)	
Name Address (line 1)	
NameAddress (line 1)  Correspondent Name and Address	Area Code and Telephone Number (713) 221-1529
NameAddress (line 1)  Correspondent Name and Address  Name: Mark A. Tidwell	
Name Address (line 1)  Correspondent Name and Address  Name: Mark A. Tidwell  Address (line 1) Bracewell & Patterson, L.L.P.	Area Code and Telephone Number (713) 221-1529
Name Address (line 1)  Correspondent Name and Address Name: Mark A. Tidwell Address (line 1) Bracewell & Patterson, L.L.P. Address (line 2) 711 Louisiana, Suite 2900, Houston, TX 7	Area Code and Telephone Number (713) 221-1529
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Name Address (line 1)  Correspondent Name and Address  Name: Mark A. Tidwell  Address (line 1) Bracewell & Patterson, L.L.P.  Address (line 2) 711 Louisiana, Suite 2900, Houston, TX 7	Area Code and Telephone Number (713) 221-1529  7002  Eveyance document including any attachments 9  The Mark is additional numbers attached
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01 FC:481 02 FC:482 40.00 OP 225.00 OP

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**DATE** 1/8/1999

TRANSACTION NO. 199900501309

TRANSACTION DESCRIPTION
Merged Out of Existence (MEX)

Mail To: THE UNITED STATES CORPORATION 16 E BROAD ST STE 610 COLUMBUS, OH 43215-0000

-cut along dotted line-



# The State of Ohio Certificate

Secretary of State - Bob Taft
39958

It is hereby certified that the Secretary of State of Ohio has custody of the business records for SOUTHDOWN MEDUSA, INC. and that said business records show the recording of:

### MERGED OUT OF EXISTENCE

United States of America State of Ohio Office of the Secretary of State

Office of the Secretary of State

Witness my hand and the seal of the Secretary of State at Columbus, Ohio, This 1st day of January, A.D. 1999

> Bob Taft Secretary of State





Prescribed by Bob Taft, Secretary of State 30 East Broad Street, 14th Floor Columbus, Ohio 43266-0418 Form MER (July 1994)

Approved_	
Date	
Fee	

#### CERTIFICATE OF MERGER

in accordance with the requirements of Ohio law, the undersigned corporations, limited liability companies and/or limited paramerships, desiring to effect a merger, set forth the following facts:

A.	The name of the entity surviving the merger is:
	Southdown, Inc.
(if the 1)	referes earry it an Ohio limited purescratip or qualified faceign limited parmentals, he registration number must be provided)
В.	Name change: As a result of this merger, the name of the surviving entity has been changed to the following:
	mly if the himse of surviving unity is changing through the mergety
C,	The surviving entity is a: (Please check the appropriate box and fill in the appropriate blanks)
[ ]	Domestic (Ohio) corporation
(x)	Foreign (Non-Ohio) corporation incorporated under the laws of the state/ country of Louisiana and licensed to transact business in the state of Ohio.
[]	Foreign (Non-Ohio) corporation incorporated under the laws of the state/country of and NOT licensed to transact business in the state of Ohio
[]	Domestic (Ohio) limited liability company
[ ]	Foreign (Non-Ohio) limited liability company organized under the laws of the state/country of, and registered to do business in the state of Ohio.
[ ]	Foreign (Non-Ohio) limited liability company organized under the laws of the state/country of, and NOT registered to do business in the state of Ohio.
[]	Domestic (Ohio) limited partnership, registration number
	RECEIVED
	nec 3 0 1998

	[ ]	Foreign (Non-Ohio) lin state/country of	nited partnership organiz Ohio, under registration	ed under the la	ws of the egistered to do
		business in the state of	Ohio, under registration	number	
	[]	Foreign (Non-Ohio) lin state/country of Ohio.	nited partnership organiz , and NOT	ed under the la registered to de	tws of the obusiness in the state of
II.	Merg	ing Entities			
each (	entity o	name, type of entity, and ther than the survivor, when the survivor, when separate them fining the marging was	high is a party to the me	rger are as follo	OWS: (II in afficient speec to cover
Name		State/ C	ountry of Organization	Type of Entity	
Sout	hdown	Medusa, Inc.	Ohio	corporati	on
III.	_	er Agreement on File			
obtain	The nacopy	ame and mailing address of the agreement of mer	of the person or entity t ger upon written reques	from whom/whi it:	ch eligible persons may
	Name		Address 1200 Smith Street Suite 2400	t	
Sout	hdown	, Inc.	(street and number)	Texas	
			(city, village or townsh	tip) (state)	(zip code)
IV.	Effec	tive Date of Merger			•
		merger is to be effective:	a.m.	-be data must	be a date on or after the of filing: if no date is
	On _	1-1-99		er man me ame	of filing; if no date is
date speci	of filing fied, the	; the effective date of the date of filing will be the	effective date of the me	rger).	

#### V. Merger Authorized

The laws of the state or country under which each constituent entity exists, permits this merger.

This merger was adopted, approved and authorized by each of the constituent entities in compliance with the laws of the state under which it is organized, and the persons signing this certificate on behalf of each of the constituent entities are duly authorized to do so.

#### VI. Statutory Agent

The name and address of the surviving entity's statutory agent upon whom any process, notice or demand may be served is:

Name	Address	•
•		
	(complete street soldress)	
	(city, village or township) (Elp eo	de)

(This item MUST be completed if the surviving entity is a foreign entity which is not licensed, registered or otherwise authorized to conduct or transact business in the State of Ohio)

#### Acceptance of Agent

The undersigned, named herein as the statutory agent for the above referenced surviving entity, hereby acknowledges and accepts the appointment of statutory agent for said entity.

#### Signature of Agent

(The acceptance of agent must be completed by domestic surviving entities if through this merger the statutory agent for the surviving entity has changed, or the named agent differs in any way from the name reflected on the Secretary of State's records.)

#### VII. Statement of Merger

Upon filing, or upon such later date as specified herein, the merging entity/entities listed herein shall merge into the listed surviving entity.

#### VIII. Amendments

The articles of incorporation, articles of organization or certificate of limited partnership (strike the inapplicable terms) of the surviving domestic entity herein, are amended as set forth in the attached "Exhibit A"

(Please note that any amendments to articles of incorporation, articles of organization or to a certificate of limited partnership MUST be attached if the surviving entity is a DOMESTIC corporation, limited liability company, or limited partnership.)

transact

#### IX. Qualification or Licensure of Foreign Surviving Entity

A. The listed surviving foreign corporation, limited liability company, or limited partnership decires to transact business in Ohio as a foreign corporation, foreign limited liability company, or foreign limited partnership, and hereby appoints the following as its statutory agent upon whom process, notice or demand against the entity may be served in the State of Ohio. The name and complete address of the statutory agent is:

N/A	
(name)	( street and number)
	, Ohio
(city, village or township)	( zip code)

The subject surviving foreign corporation, limited liability company or limited partnership irrevocably consents to service of process on the statutory agent listed above as long as the authority of the agent continues, and to service of process upon the Secretary of State if the agent cannot be found, if the corporation, limited liability company or limited partnership fails to designate another agent when required to do so, or if the corporation's, limited liability company's, or limited partnership's license or registration to do business in Ohio expires or is cancelled.

- B. The qualifying entity also states as follows: (complete only if applicable)
  - Foreign Qualifying Limited Liability Company
    (If the qualifying entity is a foreign limited liability company, the following
    information must be completed)

<b>a.</b>	The name of the limited liability company in its state of organization/registration is
b.	The name under which the limited liability company desires to business in Ohio is

c.	The limited liability company was organized or registered onunder the laws of the state/country of	01
	month day year	
	*	

The address to which interested persons may direct request for copies of the articles of organization, operating agreement, bylaws, or other charter documents of the company is:

3	The name of limited partnership is
b	. The limited partnership was formed on
c	under the laws of the state/country of  The address of the office of the limited partnership in its state/countr of organization is
d	
e.	The names and business or residence addresses of the GENERAL partners of the partnership are as follows:
	Name Address
	(If insufficient space to cover this item, please attach a separate sheet listing the general partners and their respective addresses)
f.	The address of the office where a list of the names and business or residence addresses of the limited partners and their respective capita contributions is to be maintained is:
	The limited partnership hereby certifies that it shall maintain said records until the registration of the limited partnership in Ohio is concelled or withdrawn.

The undersigned constituent entities have caused this certificate of merger to be signed by its duly authorized officers, partners and representatives on the date(s) stated below.

exact name of entity  By:
Its: VICE PRESIDENT  Date: 12/29/98  exact name of entity  By:  Its:
Date: 12/29/98  exact name of entity  By:  Its:
exact name of entity  By:  Its:
By:
exact name of entity
Ву:
Its:
Date:
exact name of entity
Ву:
Its:
Date:
exact name of entity
Ву:
lts:
Date:

Please note that the chairman of the board, the prevident, vice president, necessary or an assistant secretary soon algo an admit of most characteristic and the continuent limited premarative; If impullicant appear for signature, a superior phost should be admitted oversioned premarative signature.

DOCUMENT NO DESCRIPTION DATE MER MERGER/DOMESTIC 1, 1/7/1999 199900501309

**FILING** 50.00 TOTAL 50.00

EXPED **PENALTY**  CERT COPY 0.00 0.00 0.00

0.00 0.00 0.00

Return To: THE UNITED STATES CORPORATION 16 E BROAD ST STE 610 COLUMBUS, OH 43215-0000

-cut along the dotted line-



## The State of Ohio 🕏 Certificate 🍪

Secretary of State - Bob Taft

#### 792824

It is hereby certified that the Secretary of State of Ohio has custody of the business records for SOUTHDOWN, INC. and that said business records show the filing and recording of:

<u>Document(s)</u> MERGER/DOMESTIC

**RECORDED: 01/12/2001** 

Document No(s): 199900501309

United States of America State of Ohio Office of the Secretary of State



Witness my hand and the seal of the Secretary of State at Columbus, Ohio, This 1st day of January, A.D. 1999

**Bob Taft** 

Secretary of State