

07-03-2001



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RECORDATION FORM COVER SHEET TRADEMARKS ONLY

6.26.01

26

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID #
- Correction of PTO Error
Reel # Frame #
- Corrective Document
Reel # Frame #

Conveyance Type

- Assignment License
 - Security Agreement Nunc Pro Tunc Assignment
 - Merger
 - Change of Name
 - Other
- Effective Date
Month Day Year

Conveying Party

Mark if additional names of conveying parties

Execution Date
Month Day Year

Name

Formerly

- Individual General Partnership Limited Partnership Corporation Association
- Other

Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

- Individual General Partnership Limited Partnership Corporation Association
 - Other
- If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached.
(Designation must be a separate document from Assignment.)

Citizenship/State of Incorporation/Organization

FOR OFFICE USE ONLY

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40.00 DP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

Trademark Application Number(s) or Registration Number(s)

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

| | | |
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| <input type="text" value="1,078,826"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |

Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

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. Charges to deposit account are authorized, as indicated herein.

Francis M. Pinckney

June 26, 2001

Name of Person Signing

Signature

Date Signed

TRADEMARK ASSIGNMENT


WHEREAS, Marley Cooling Tower Company, a Delaware corporation having a principal place of business at Overland Park, Kansas, hereinafter referred to as Assignor, has adopted and is using the following trademark and the Registration therefor as shown below:

| <u>TRADEMARK</u> | <u>ISSUE DATE</u> | <u>REGISTRATION NO.</u> |
|-------------------|-------------------|-------------------------|
| MARLEY and Design | December 6, 1977 | 1,078,826 |

WHEREAS, United Dominion Industries, Inc., a corporation organized and existing under the laws of the State of North Carolina and having its principal office and place of business at 2300 One First Union Center, Charlotte, North Carolina 28202, hereinafter referred to as Assignee, is desirous of acquiring such mark and Registration, together with the good will of the businesses with which those marks are used and which is symbolized by them;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, the Assignor has heretofore and does hereby sell, transfer, convey and assign unto the Assignee the entire right, title and interest in and to said mark and Registration and the good will of the businesses in which the marks are used and which are symbolized by them, and the right to sue for past infringement.

MARLEY COOLING TOWER COMPANY

By: 
D. Blaine Sanders
Assistant Secretary

Date: 6/18/01

0214716.01
LIB:

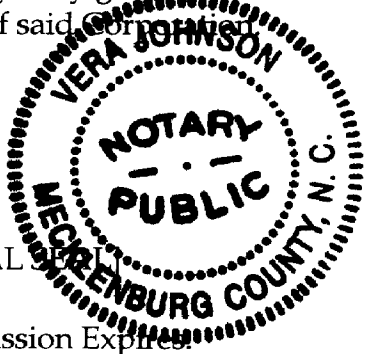
TRADEMARK
REEL: 002323 FRAME: 0413

ACKNOWLEDGMENT

STATE OF North Carolina

COUNTY OF Mecklenburg

This 18th day of June, 2001, personally came before me D. Blaine Sanders, who, being by me duly sworn, says that he is Assistant Secretary of United Dominion Industries, Ltd., that the seal affixed to the foregoing instrument in writing is the corporate seal of the Corporation, and that said writing was signed and sealed by him, on behalf of said Corporation, by its authority duly given and the said D. Blaine Sanders acknowledged the said writing to be the act and deed of said Corporation.



Vera Johnson
NOTARY PUBLIC

[NOTARIAL SEAL]

My Commission Expires:

2-27-2006

0214716.01
LIB: