

From: Hershey Choc. & Conf. Corp. 303 467 7997

05/11/2004 12:09 #208 P.002/002

FORM PTD-1084
1-91-82

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

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):
Homestead, Inc.

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

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

2. Name and address of receiving party(ies):

Name: Hershey Chocolate & Confectionery Corporation
 Internal Address: c/o Intellectual Property Dept.
 Street Address: 5060 Ward Road
 City: Wheat Ridge State: CO ZIP: 80033

Individual(s) citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation-State 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 Merger
 Security Agreement Change of Name
 Other Correction of document recorded

01/02/2001 on Reel 2203 at Frame 637 to correct
 Execution Date: inadvertent error with respect to
names of merging parties

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

A. Trademark Application No.(s)

B. Trademark registration No.(s)
See attached Schedule A-2

Additional numbers attached? Yes No

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

Name: Martha L. Saraduke
Hershey Chocolate & Confectionery Corporation
 Internal Address: _____

 Street Address: 4860 Robb Street, Suite 204

 City: Wheat Ridge State: CO ZIP: 80033

6. Total number of applications and registrations involved: 35

7. Total fee (37 CFR 3.41):..... \$ 890.00

Enclosed
 Authorized to be charged to deposit account

8. Deposit account number:
500934

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

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.

Martha L. Saraduke Martha L. Saraduke May 11, 2004
 Name of Person Signing Signature Date

CH \$890.00 500934 0243197

SCHEDULE A-2

Trademark Registration No.(s);

- 243,197
- 284,982
- 370,705
- 515,075
- 644,531
- 675,751
- 673,877
- 742,450
- 695,762
- 788,228
- 782,609
- 799,191
- 793,753
- 965,678
- 1,023,366
- 1,174,430
- 1,268,127
- 1,289,249
- 1,328,778
- 1,307,327
- 1,408,117
- 1,403,351
- 1,403,352
- 1,436,583
- 1,404,302
- 1,448,756
- 1,572,237
- 1,677,789
- 1,684,586
- 1,838,788
- 1,825,329
- 1,843,021
- 1,880,538
- 1,923,904
- 2,055,901

FORM PTO 1-31-82

01-02-2001

12.4.00

FORM PTO 1-31-82

12-04-2000



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U.S. DEPT. OF COMMERCE PATENT AND TRADEMARK OFFICE

U.S. Patent & Trade/™ Mark Rept. Pt. #21

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...handed original documents or copy thereof.

1. Name of conveying party(ies):
Hershey Chocolate & Confectionery Corporation (as successor by merger to Homestead, Inc.)

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

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

2. Name and address of receiving party(ies):
Name: **Henry Heide, Incorporated**

Internal Address: c/o Intellectual Property Department
Street Address: 5099 Ward Road
City: Wheat Ridge State: CO Zip: 80033

Individual(s) citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation-State New York
 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) and address(es) attached? Yes No

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

Execution Date: as of February 28, 1999

4. Application number(s) or registration number(s):
A. Trademark Application No.(s): **SEE Schedule A-1 attached.**

Additional numbers attached? Yes No

B. Trademark registration No.(s): **SEE Schedule A-2 attached.**

243197

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Martha L. Cecil-Few
Internal Address: Hershey Chocolate & Confectionery Corporation
Street Address: 5099 Ward Road
City: Wheat Ridge State: CO Zip: 80033

6. Total number of applications and registrations involved:
7. Total fee (37 CFR 3.41)..... \$ 890.00
 Enclosed
 Authorized to be charged to deposit account

8. Deposit account number:
500934

(Attach duplicate copy of this page if paying by deposit account)
(Should any additional monies be found due, please charge them to this deposit account.)

12/29/2000 DNGUYEN 00000242 500934 243197
01 FE:441 40.00 CH
02 FE:482 850.00 CH

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.

MARTHA L. CECIL-FEW Martha L. Cecil-Few November 30, 2000
Name of Person Signing Signature Date

Total number of pages comprising cover sheet: _____

SCHEDULE A-2

Trademark Registration No.(s);

243,197
284,982
370,705
515,075
644,531
675,751
673,677
742,450
695,762
788,228
782,609
799,191
793,753
965,678
1,023,366
1,174,430
1,268,127
1,289,249
1,328,778
1,307,327
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1,404,302
1,448,756
1,572,237
1,677,789
1,684,588
1,838,788
1,825,329
1,843,021
1,880,538
1,923,904
2,055,901

State of Delaware
Office of the Secretary of State

PAGE 1

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"HOMESTEAD, INC.", A DELAWARE CORPORATION,

WITH AND INTO "HERSHEY CHOCOLATE & CONFECTIONERY CORPORATION" UNDER THE NAME OF "HERSHEY CHOCOLATE & CONFECTIONERY CORPORATION", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-FOURTH DAY OF FEBRUARY, A.D. 1999, AT 4:30 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE TWENTY-EIGHTH DAY OF FEBRUARY, A.D. 1999.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



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991072996

Edward J. Freel
Edward J. Freel, Secretary of State

AUTHENTICATION:

9596519

DATE:

02-25-99

TRADEMARK

REEL: 002851 FRAME: 0639
REEL: 002851 FRAME: 0795

"D"

**CERTIFICATE OF OWNERSHIP AND MERGER
MERGING
HOMESTEAD, INC.
WITH AND INTO
HERSHEY CHOCOLATE & CONFECTIONERY CORPORATION**

(STANDARD FORM NO. 1001)
U.S. GOVERNMENT PRINTING OFFICE: 1980 O 284-100

12-04-2000

U.S. Patent & TM Office Mail Reg. Ct. #28

(Pursuant to Section 253 of the
General Corporation Law of the
State of Delaware)

Hershey Chocolate and Confectionery Corporation, a Delaware corporation (the "Company"), does hereby certify to the following facts relating to the merger (the "Merger") of Homestead, Inc., a Delaware corporation ("Homestead"), with and into the Company, with the Company remaining as the surviving corporation:

FIRST: The Company is incorporated pursuant to the General Corporation Law of the State of Delaware (the "General Corporation Law"). Homestead is incorporated pursuant to the General Corporation Law.

SECOND: The Company owns all of the outstanding shares of each class of capital stock of Homestead.

THIRD: The Board of Directors of the Company, by the following resolutions adopted on February 22, 1999, determined to merge Homestead, with and into the Company pursuant to Section 253 of the General Corporation Law:

WHEREAS, the Company owns all of the outstanding shares of capital stock of Homestead, Inc., a Delaware corporation ("Homestead"); and

WHEREAS, the Board of Directors of the Company has deemed it advisable that Homestead be merged with and into the Company pursuant to Section 253 of the General Corporation Law of the State of Delaware;

NOW, THEREFORE, BE IT AND IT HEREBY IS

RESOLVED, that Homestead be merged with and into the Company effective as of 11:59 PM, February 28, 1999 (the "Merger");

RESOLVED, that by virtue of the Merger and without any action on the part of the holder, thereof, each then outstanding share of common stock of the company shall remain unchanged and continue to remain outstanding as one share of common stock of the Company, held by the person who was the holder of such share of common stock of the Company immediately prior to the Merger;

**TRADEMARK
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REEL: 002851 FRAME: 0796**

RESOLVED, that by virtue of the Merger and without any action on the part of the holder thereof, such than outstanding shares of common stock of Homestead shall be canceled and no consideration shall be issued in respect thereof; and

RESOLVED, that the proper officers of the Company be and they hereby are authorized and directed to make, execute and acknowledge, in the name and under the corporate seal of the Company, a certificate of ownership and merger for the purpose of effecting the Merger and to file the same in the office of the Secretary of the State of the State of Delaware, and to do all other acts and things that may be necessary to carry out and effectuate the purpose and intent of the foregoing resolutions relating to the Merger.

FOURTH: The Company shall be the surviving corporation of the Merger.

FIFTH: The certificate of incorporation of the Company as in effect immediately prior to the effective time of the Merger shall be the certificate of incorporation of the surviving corporation.

IN WITNESS WHEREOF, the Company has caused this Certificate of Ownership and Merger to be executed by its duly authorized officer this 23rd day of February, 1999.

HERSHEY CHOCOLATE &
CONFECTIONERY CORPORATION

By: Martha L. Cecil-Few

Name: Martha L. Cecil-Few
Office: President

RECORDED: 12/04/2000

RECORDED: 05/11/2004

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REEL: 002203 FRAME: 0641
TRADEMARK

REEL: 002851 FRAME: 0797