

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	CHANGE OF NAME		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
American Construction Materials, Inc.		09/09/2004	CORPORATION:
RECEIVING PARTY DATA			
Name:	Headwaters Construction Materials, Inc.		
Street Address:	10653 South Riverfront Parkway		
Internal Address:	Suite 300		
City:	South Jordan		
State/Country:	UTAH		
Postal Code:	84095		
Entity Type:	CORPORATION:		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Serial Number:	76601215	FOMESTONE	
CORRESPONDENCE DATA			
Fax Number:	(216)642-8826		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Email:	WHVIPGroup@wegmanlaw.com		
Correspondent Name:	Danielle A. Skoczen		
Address Line 1:	6055 Rockside Woods Blvd.		
Address Line 2:	Suite 200		
Address Line 4:	Cleveland, OHIO 44131		
NAME OF SUBMITTER:	Danielle A. Skoczen		
Signature:	/DAS/		
Date:	04/13/2005		

CH \$40.00 76601215

Total Attachments: 2

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AMENDMENT

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RECEIVED

SEP 10 2004

UT. DIV. OF CORP. & COMM. CODE

AMENDMENT NO. 1

TO THE

ARTICLES OF INCORPORATION

OF

AMERICAN CONSTRUCTION MATERIALS, INC.

I hereby certified that the foregoing has been filed and approved on this 10 day of Sep 2004 in this office of this division and hereby issue this Certificate of thereof.

Examiner Eric E. [Signature] Date 9/20/04
[Signature]

Pursuant to the provisions of Section 16-10a-1001 *et seq.* of the Utah Revised Business Corporation Act, the undersigned corporation adopts the following Amendments to its Articles of Incorporation:

FIRST: The name of the corporation is American Construction Materials, Inc.

SECOND: The following amendments to the Articles of Incorporation were adopted by the Shareholders of the corporation on September 9, 2004, in the manner prescribed by the Utah Revised Business Corporation Act:

Articles I and III of the Corporation's Articles of Incorporation are hereby amended by deleting such Articles in their entirety and inserting the following respective Articles in lieu thereof:

"Article I - Name

The name of this corporation is Headwaters Construction Materials, Inc. (the "Corporation").

Article III - Authorized Capital

The aggregate number of shares of capital stock which this Corporation is authorized to issue is 100 shares of common stock, \$.001 par value per share. All shares of capital stock of this Corporation shall be of the same class, common, and shall have the same rights and preferences.

THIRD: The number of shares of common stock of the corporation outstanding and entitled to vote thereon at the time of such adoption was 100. The designation and number of

Date: 09/10/2004
Receipt Number: 1247397
Amount Paid: \$105.00

outstanding shares of the only class entitled to vote thereon as a class were these 100 shares of common stock.

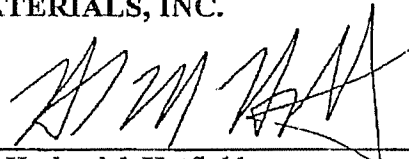
FOURTH: The number of shares voted for such amendment was 100 and the number of shares voted against such amendment was zero.

DATED: September 9, 2004.

AMERICAN CONSTRUCTION MATERIALS,
INC.

now known as

HEADWATERS CONSTRUCTION
MATERIALS, INC.



By: Harlan M. Hatfield
Its: Vice President

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