

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

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|----------------------------------|--|----------------|-------------------------------|
| SUBMISSION TYPE: | NEW ASSIGNMENT | | |
| NATURE OF CONVEYANCE: | MERGER | | |
| EFFECTIVE DATE: | 06/29/2007 | | |
| CONVEYING PARTY DATA | | | |
| Name | Formerly | Execution Date | Entity Type |
| Tejas Industries, Ltd. | | 06/28/2007 | LIMITED PARTNERSHIP: TEXAS |
| RECEIVING PARTY DATA | | | |
| Name: | Tejas Industries, Inc. | | |
| Street Address: | 101 S.E. 11th Ave. | | |
| City: | Amarillo | | |
| State/Country: | TEXAS | | |
| Postal Code: | 79101 | | |
| Entity Type: | CORPORATION: TEXAS | | |
| PROPERTY NUMBERS Total: 1 | | | |
| Property Type | Number | Word Mark | |
| Serial Number: | 76434180 | LITTLE HEROES | |
| CORRESPONDENCE DATA | | | |
| Fax Number: | (806)322-1252 | | |
| | <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> | | |
| Phone: | 806-322-1251 | | |
| Email: | Chris@ChrisStewartLaw.com | | |
| Correspondent Name: | Christian D. Stewart | | |
| Address Line 1: | 301 S. Polk, Suite 700 | | |
| Address Line 4: | Amarillo, TEXAS 79101 | | |
| ATTORNEY DOCKET NUMBER: | MERRICK | | |
| NAME OF SUBMITTER: | Christian D. Stewart | | |
| Signature: | /Christian D. Stewart/ | | |

OP \$40.00 76434180

Date:

11/06/2007

Total Attachments: 4

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Form 622
(Revised 01/06)
 Return in duplicate to:
 Secretary of State
 P.O. Box 13697
 Austin, TX 78711-3697
 512 463-5555
 FAX: 512 463-5709
Filing Fee: see instructions



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FILED
 In the Office of the
 Secretary of State of Texas

JUN 29 2007

**Certificate of Merger
 Combination Merger
 Business Organizations Code**

Corporations Section

Parties to the Merger

Pursuant to chapter 10 of the Texas Business Organizations Code, and the title applicable to each domestic filing entity identified below, the undersigned parties submit this certificate of merger.

The name, organizational form, state of incorporation or organization, and file number, if any, issued by the secretary of state for each organization that is a party to the merger are as follows:

Party 1

Tejas Industries, Ltd.

Name of Organization

The organization is a limited partnership It is organized under the laws of

Specify organizational form (e.g., for-profit corporation)

Texas USA

State

Country

The file number, if any, is 14094110

Texas Secretary of State file number

Its principal place of business is 101 S.E. 11th Ave.

Address

Amarillo

City

TX

State

- The organization will survive the merger. The organization will not survive the merger.
 The plan of merger amends the name of the organization. The new name is set forth below.

Name as Amended

Party 2

2007 Tejas Industries, Inc.

Name of Organization

The organization is a Corporation It is organized under the laws of

Specify organizational form (e.g., for-profit corporation)

Texas USA

State

Country

The file number, if any, is 800836446

Texas Secretary of State file number

Its principal place of business is 101 S.E. 11th Ave.

Address

Amarillo

City

TX

State

- The organization will survive the merger. The organization will not survive the merger.
 The plan of merger amends the name of the organization. The new name is set forth below.

Tejas Industries, Inc.

Name as Amended

Party 3

Name of Organization

The organization is a _____
Specify organizational form (e.g., for-profit corporation)

It is organized under the laws of _____



The file number, if any, is _____
State _____ Country _____ Texas Secretary of State file number _____

Its principal place of business is _____
Address _____ City _____ State _____

- The organization will survive the merger. The organization will not survive the merger.
- The plan of merger amends the name of the organization. The new name is set forth below.

Name as Amended

Plan of Merger

- The plan of merger is attached.

If the plan of merger is not attached, the following statements must be completed.

Alternative Statements

By checking the following boxes, each domestic filing entity certifies that:

- A signed plan of merger is on file at the principal place of business of each surviving, acquiring, or new domestic entity or non-code organization that is named in this form as a party to the merger or an organization created by the merger.
- On written request, a copy of the plan of merger will be furnished without cost by each surviving, acquiring, or new domestic entity or non-code organization to any owner or member of any domestic entity that is a party to or created by the plan of merger.

If a filing entity is to survive the merger, complete either A or B. If B is selected, provide relevant information in the space provided.

Amendments

- A. No amendments to the certificate of formation of any filing entity that is a party to the merger are effected by the merger.
- B. The plan of merger effected changes or amendments to the certificate of formation of

2007 Tejas Industries, Inc.

Name of filing entity effecting amendments

The changes or amendments to the filing entity's certificate of formation, other than the name change noted previously, are stated below.

Amendment Text Area

Organizations Created by Merger

The name, jurisdiction of organization, principal place of business address, and entity description of each entity or other organization to be created pursuant to the plan of merger are set forth below. The certificate of formation of each new domestic filing entity to be created is being filed with this certificate of merger.

| | | | |
|--|--|---------------------|---------------------------------------|
| NEW ORGANIZATION 1 | | | |
| | | | |
| <i>Name</i> | | <i>Jurisdiction</i> | <i>Entity Type (See Instructions)</i> |
| | | | |
| <i>Principal Place of Business Address</i> | | <i>City</i> | <i>State Zip Code</i> |
| | | | |

| | | | |
|--|--|---------------------|---------------------------------------|
| NEW ORGANIZATION 2 | | | |
| | | | |
| <i>Name</i> | | <i>Jurisdiction</i> | <i>Entity Type (See Instructions)</i> |
| | | | |
| <i>Principal Place of Business Address</i> | | <i>City</i> | <i>State Zip Code</i> |
| | | | |

| | | | |
|--|--|---------------------|---------------------------------------|
| NEW ORGANIZATION 3 | | | |
| | | | |
| <i>Name</i> | | <i>Jurisdiction</i> | <i>Entity Type (See Instructions)</i> |
| | | | |
| <i>Principal Place of Business Address</i> | | <i>City</i> | <i>State Zip</i> |
| | | | |

Approval of the Plan of Merger

The plan of merger has been approved as required by the laws of the jurisdiction of formation of each organization that is a party to the merger and by the governing documents of those organizations.

The approval of the owners or members of _____
Name of domestic entity
 was not required by the provisions of the BOC.

Effectiveness of Filing (Select either A, B, or C.)

- A. This document becomes effective when the document is accepted and filed by the secretary of state.
- B. This document becomes effective at a later date, which is not more than ninety (90) days from the date of signing. The delayed effective date is: _____
- C. This document takes effect on the occurrence of the future event or fact, other than the passage of time. The 90th day after the date of signing is: _____
 The following event or fact will cause the document to take effect in the manner described below:

Tax Certificate

- Attached hereto is a certificate from the comptroller of public accounts that all taxes under title 2, Tax Code, have been paid by the non-surviving filing entity.
- In lieu of providing the tax certificate, one or more of the surviving, acquiring or newly created organizations will be liable for the payment of the required franchise taxes.

Execution

The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument.

Date: June 28, 2007

Tejas Industries, Ltd.
Merging Entity Name

Garth Merrick
Signature and title of authorized person Garth Merrick, President of Tejas Industries Management, LLC

2007 Tejas Industries, Inc.
Merging Entity Name

Garth Merrick
Signature and title of authorized person Garth Merrick, President

Merging Entity Name

Signature and title of authorized person