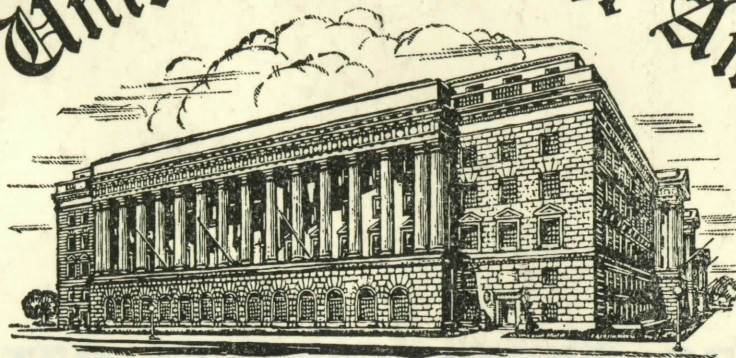


2-371 A

No. 407126

# The United States of America



To All To Whom These PRESENTS Shall Come:

**This is to Certify** That by the records of the UNITED STATES PATENT OFFICE it appears that HOWARD N. EAVENSON, W. W. GOLDSMITH, and J. J. MOORE, RECEIVERS for THE ELK HORN COAL CORPORATION, of Charleston, West Virginia, a corporation organized under the laws of the State of West Virginia,

did, on the 17th day of February, 1943, duly file in said Office an application for REGISTRATION of a certain

## Trade-Mark

shown in the drawing for the goods specified in the statement, copies of which drawing and statement are hereto annexed, and duly complied with the requirements of the law in such case made and provided, and with the regulations prescribed by the COMMISSIONER OF PATENTS.

And, upon due examination, it appearing that the said applicants are entitled to have said TRADE-MARK registered under the Act of March 19, 1920, the said TRADE-MARK has been duly REGISTERED this day in the UNITED STATES PATENT OFFICE, to

Howard N. Eavenson, W. W. Goldsmith, and J. J. Moore, as Receivers for The Elk Horn Coal Corporation, their successors or assigns.

**In Testimony Whereof** I have hereunto set my hand and caused the seal of the PATENT OFFICE to be affixed, at the city of Washington, this sixteenth day of May, in the year of our Lord one thousand nine hundred and forty-four, and of the independence of the United States the one hundred and sixty-eighth.

Commissioner of Patents.

ATTEST:

  
Law Examiner.

Registered May 16, 1944

Trade-Mark 407,126

## UNITED STATES PATENT OFFICE

Howard N. Eavenson, W. W. Goldsmith, and J. J. Moore, receivers for The Elk Horn Coal Corporation, Charleston, W. Va.

Act of March 19, 1920

Application February 17, 1943, Serial No. 458,587



### STATEMENT

*To the Commissioner of Patents:*

Howard N. Eavenson, W. W. Goldsmith, and J. J. Moore, receivers for The Elk Horn Coal Corporation, a corporation duly organized under the laws of the State of West Virginia, located at Charleston, West Virginia, and doing business at 308 Union Building, Charleston, West Virginia, have adopted and used the trade-mark shown in the accompanying drawing, for BITUMINOUS COAL, in Class 1, Raw or partly prepared materials, and present herewith five specimens showing the trade-mark as actually used by applicants upon the goods, and request that the same be registered in the United States Patent Office in accordance with the act of March 19, 1920.

The trade-mark has been continuously used and applied to said goods in applicants' business since February 4, 1943.

The trade-mark is applied or affixed to the

goods, or the packages containing the same, by placing thereon a printed label on which the trade-mark is shown. The mark has been in bona fide use for not less than one year in interstate commerce by the applicants.

The undersigned hereby appoint Clarence A. O'Brien & Harvey B. Jacobson, a firm consisting of Harvey B. Jacobson and John H. Lewis, register No. 15,091, whose post office address is 1333 F Street, N. W., Washington, D. C., as attorneys, with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the certificate, and to transact all business in the Patent Office connected therewith.

HOWARD N. EAVENSON,  
W. W. GOLDSMITH,  
J. J. MOORE,

Receivers for The Elk Horn Coal Corporation.  
By W. W. GOLDSMITH,

M  
Bme

