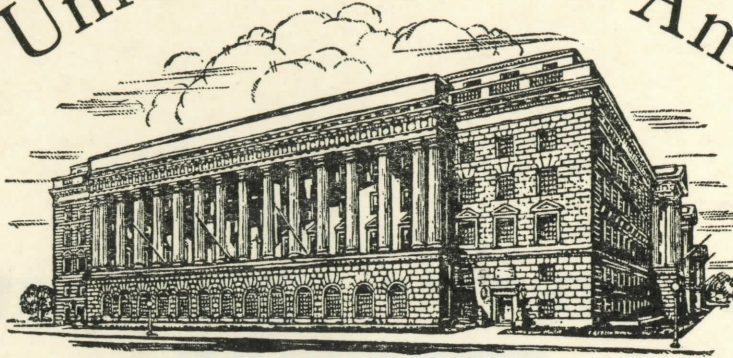


The United States of America



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 **THE ELK HORN COAL CORPORATION**, of Cincinnati, Ohio, a corporation organized under the laws of the State of West Virginia, did, on the 9th day of March, 1937, 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 applicant is entitled to have said TRADE-MARK registered under the law, the said TRADE-MARK has been duly REGISTERED this day in the UNITED STATES PATENT OFFICE, to

The Elk Horn Coal Corporation, its successors or assigns.

This certificate shall remain in force for TWENTY YEARS, unless sooner terminated by law.

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 fourteenth day of September, in the year of our Lord one thousand nine hundred and thirty-seven, and of the independence of the United States the one hundred and sixty-second.

Commissioner of Patents.

ATTEST:

Law Examiner.



Registered Sept. 14, 1937

Trade-Mark 349,942

UNITED STATES PATENT OFFICE

The Elk Horn Coal Corporation,
Cincinnati, Ohio

Act of February 20, 1905

Application March 9, 1937, Serial No. 389,823



STATEMENT

To the Commissioner of Patents:

The Elk Horn Coal Corporation, a corporation duly organized under the laws of the State of West Virginia, located and doing business at 307 East 4th Street, Cincinnati, Ohio, has adopted and used the trade-mark shown in the accompanying drawing, for BITUMINOUS COAL, in Class 1, Raw or partly-prepared materials, and presents herewith five specimens showing the trade-mark as actually used by applicant upon the goods, and requests that the same be registered in the United States Patent Office in accordance with the act of February 20, 1905.

The trade-mark has been continuously used and applied to said goods in applicant's business since July 1, 1936.

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, and also by printing or displaying it on individual bags, by stenciling, painting, or otherwise on coal cars, and applying it by way of printed signs and the like to delivery trucks, and in other ways well known in this particular trade.

The undersigned hereby appoints the firm of Clarence A. O'Brien and Hyman Berman, registration No. 14,119, consisting of Clarence A. O'Brien and Hyman Berman, 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.

THE ELK HORN COAL CORPORATION,
By J. F. CAULFIELD,
Treasurer.

