

11-10-1999

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U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

101197572

To the Honorable Commissioner of Patents

and the attached original documents or copy thereof.

1. Name of conveying party(ies): Willard Calvin Hudson, Jr., Randy Alan Hughes, Casimir Paul Weaver

Additional name(s) of conveying party(ies) attached?

[] Yes [X] No

2. Name and address of receiving party(ies)

Name: Elk Corporation of Dallas

Address: 14643 Dallas Parkway, Suite 1000

Dallas, Texas 75240-8871

3. Nature of conveyance:

[X] Assignment [] Merger [] Security Agreement [] Change of Name

[] Other

Additional name(s) and address(es) attached?

[] Yes [X] No

Execution Date: November 1, 1999

4. Application number(s) or patent number(s)

If this document is being filed together with a new application, the execution date of the application is _____

A. Patent Application No.(s)

09/371,293

B. Patent No.(s)

Additional numbers attached?

[] Yes [X] No

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

Name: Neil P. Sirota, Esq.

BAKER & BOTTS, L.L.P.

Address: 30 Rockefeller Plaza - 44 Fl.

City: New York State: NY Zip: 10112

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$ 40

[X] Enclosed

[] Authorized to be charged to deposit account

8. Deposit account number:

02-4377

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

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9. Statement and signature

To the best of my knowledge and belief, the foregoing instrumentation is true and correct and any attached copy is a true copy of the original document.

Neil P. Sirota

Name of Person Signing

Signature

November 3, 1999

Date

Total number of pages including cover sheet, attachments and document:

6

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A S S I G N M E N T

WHEREAS, that WE, WILLARD CALVIN HUDSON, JR., RANDY ALAN HUGHES, and CASIMIR PAUL WEAVER, citizens of the United States, residing in Arlington, County of Tarrant, Texas; Northport, County of Tuscaloosa, Alabama; and Northport, County of Tuscaloosa, Alabama, respectively and whose post office addresses are 2321 Megan Way, Arlington, Texas 76016-1168; 15543 Kevin Cove, Northport, Alabama 35475; and 4307 4th Avenue East, Northport, Alabama 35473, respectively, have invented an improvement in "UNIVERSAL STARTER SHINGLE" as set forth and described in application for Letters Patent of the United States Serial No.,09/371,293, filed August 10, 1999; and

WHEREAS, ELK CORPORATION OF DALLAS, a corporation organized and existing under the laws of the State of Texas, and having an office for the transaction of business at 14643 Dallas Parkway, Suite 1000, Dallas, TX 75240-8871, is desirous of acquiring the entire right, title and interest in and to said invention and any improvements thereon, and in and to the said application for Letters Patent therefor, and any Letters Patent which may be obtained therefor;

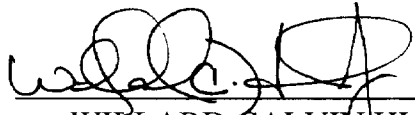
NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, BE IT KNOWN, that we, the said WILLARD CALVIN HUDSON, JR., RANDY ALAN HUGHES, and CASIMIR PAUL WEAVER, for and in consideration of the sum of One Dollar (\$1.00), lawful money of the United States, to we in hand paid by said ELK CORPORATION OF DALLAS, and other valuable considerations unto me moving from said ELK CORPORATION OF DALLAS, at or before the ensealing and delivery of these presents, the receipt of which is hereby acknowledged, have sold, assigned, transferred and conveyed and by these presents do sell, assign, transfer and convey, unto said ELK CORPORATION OF DALLAS, its successors and assigns, the entire right, title and interest in and to the said invention entitled "UNIVERSAL STARTER SHINGLE" as set forth and described in application for Letters Patent of the United States Serial No. 09/371,293, filed August 10, 1999, and any and all improvements thereon, and in and to said application and any division, continuation or continuation-in-part thereof, and in and to any Letters Patent of the United States which may be issued on any of said applications, and any reissues thereof, and in and to any and all applications for Letters Patent filed in foreign countries for said invention or improvements, including all priority rights under the Paris Convention, and any and all Letters Patent which may be granted in foreign countries therefor, TO HAVE AND TO HOLD THE SAME to the full end of the term or terms for which any and all said Letters Patent may be granted;

AND WE, the said WILLARD CALVIN HUDSON, JR., RANDY ALAN HUGHES, and CASIMIR PAUL WEAVER, do hereby authorize and request the Commissioner of Patents and Trademarks to issue the said Letters Patent of the United

States to said ELK CORPORATION OF DALLAS, as the assignee of the entire right, title and interest in and to the same, for the sole use and benefit of said ELK CORPORATION OF DALLAS, its successors and assigns;

AND WE, the said WILLARD CALVIN HUDSON, JR., RANDY ALAN HUGHES, and CASIMIR PAUL WEAVER, for the considerations aforesaid, do hereby covenant and agree to and with said ELK CORPORATION OF DALLAS, its successors and assigns, that we have the full power to make this assignment, and that the rights assigned are not encumbered by any grant. license or right heretofore given, and that we, our executors or administrators, shall and will do all lawful acts and things and make, execute and deliver without further compensation, any and all other instruments in writing, further applications, papers, affidavits, powers of attorney, assignments, and other documents which, in the opinion of counsel for said ELK CORPORATION OF DALLAS, its successors and assigns, may be required or necessary to more effectively secure to and vest in said ELK CORPORATION OF DALLAS, its successors and assigns, the entire right. title and interest in and to said invention and improvements, applications, Letters Patent, rights, benefits, privileges and advantages hereby sold, assigned, transferred and conveyed, and that we will sign any applications for reissue which may be desired by the owner of the patent or patents which may be issued for the said invention or improvements.

IN WITNESS WHEREOF, WE, the said WILLARD CALVIN HUDSON, JR., RANDY ALAN HUGHES, and CASIMIR PAUL WEAVER, have hereunto set our hands and seal on the date below written.



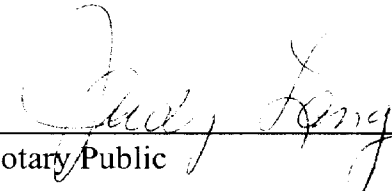
WILLARD CALVIN HUDSON, JR.

STATE OF)

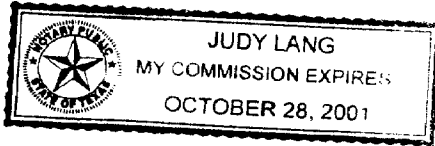
: ss.:

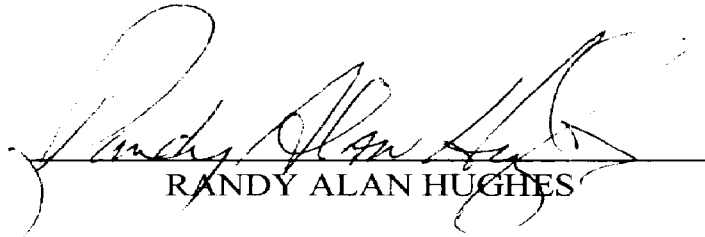
COUNTY OF)

BE IT KNOWN, that on this 1st day of November, 1999, before me personally came WILLARD CALVIN HUDSON, JR. to me known and known to me to be the person mentioned in and who executed the foregoing assignment, and he acknowledged to me that he executed the same as his free act and deed for the use and purposes therein mentioned.



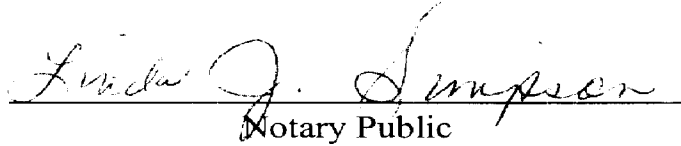
Notary Public




RANDY ALAN HUGHES

STATE OF ALABAMA)
: ss.:
COUNTY OF TUSCALOOSA)

BE IT KNOWN, that on this 22nd day of October, 1999, before me personally came RANDY ALAN HUGHES, to me known and known to me to be the person mentioned in and who executed the foregoing assignment, and he acknowledged to me that he executed the same as his free act and deed for the use and purposes therein mentioned.

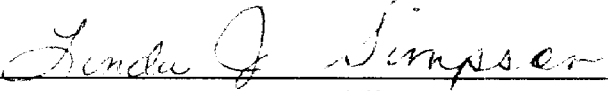

Notary Public



 CASIMIR PAUL WEAVER

STATE OF FLORIDA)
 : SS.:
 COUNTY OF COCAHON)

BE IT KNOWN, that on this 22nd day of October, 1999, before me personally came CASIMIR PAUL WEAVER, to me known and known to me to be the person mentioned in and who executed the foregoing assignment, and he acknowledged to me that he executed the same as his free act and deed for the use and purposes therein mentioned.



 Notary Public