

F0452-0469

Prescribed by Secretary of State Anthony J. Celebrezze, Jr.

TRADE-MARK APPLICATION
STATE OF OHIOApproved BF
Date 5-2-84
Fee 20

To the SECRETARY OF STATE:

THE DISTILLATA COMPANY

BE IT KNOWN, That THE DISTILLATA COMPANY
an individual, firm, partnership, corporation, association, union of workmen, or other organization, (~~strike out words not applicable~~), has adopted and used in this State the trade-mark for which application for registration is here made in compliance with the provisions of Revised Code Sections 1329.54 to 1329.68 by filing with the Secretary of State of Ohio the following information:

1. a. The name of the applicant is The Distillata Company
- b. The business address of the applicant is 1542 East 24th St., Cleveland, Ohio 44114
2. If applicant is a corporation, the state of incorporation is Ohio
3. The goods in connection with which the mark is used. Distilled and bottled water
4. The manner in which the mark is used in connection with such goods. In labels on bottles, on letterheads and other printed material and in advertising and promotional literature.
5. The class in which such goods fall. 32
(See Note—No. 5)
6. The date when the trade-mark was first used anywhere. About 1897.
7. Date when the trade-mark was first used in Ohio by the applicant or his predecessor in business. About 1897.
8. If mark used by predecessor in business, give name and address of predecessor. City Products Co. Cleveland, Ohio (sold business to applicant about 1929—more complete address is unknown)
9. The applicant is the owner of the trade-mark and no other person has the right to use the trade-mark in the State of Ohio either in the identical form or in such near resemblance as might be calculated to deceive or be mistaken for it.
10. No other person has a registration of the same or of a confusingly similar trade-mark in the United States Patent Office for the same or similar goods.
11. We (~~am~~) (~~are~~) not the owner of a concurrent registration in the United States Patent Office of this trade-mark covering an area including this State. (~~Strike words not applicable~~) Registration application of applicant pending in United States Patent Office.
12. The trade-mark is briefly described as follows:
The word "distillata" in distinctive script, used in conjunction with "Distilled Water". Also to identify brand of artesian spring water.

Copies of bottle labels and letterhead attached.

Present script in use about seven years; previously used generally similar design, with different script.

State of Ohio

County of Cuyahoga

ss.

I, Herbert Buckman, Secretary of The Distillata Company the applicant herein, being first duly sworn, depose and say that the facts set forth in this application are true, as I verily believe, and that the copies, counterparts or facsimiles filed herewith are true and correct.

Subscribed and sworn to before me this 30th day of April, 1984

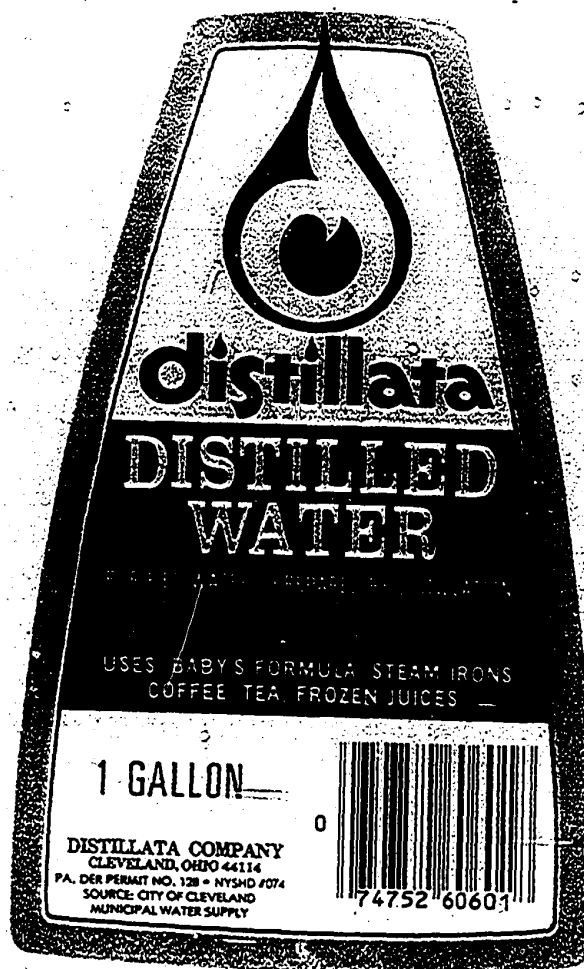
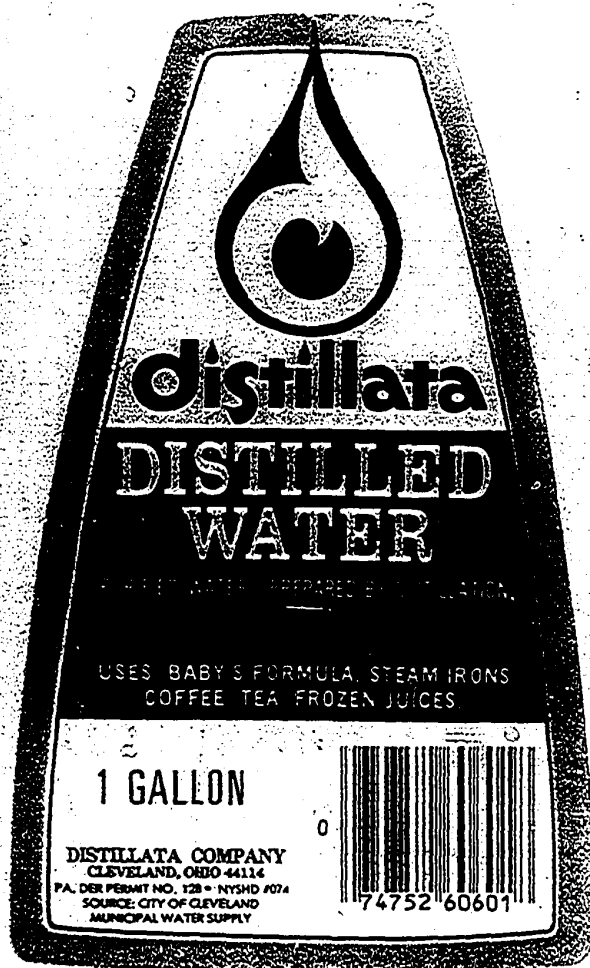
Joseph B. Swartz
Notary Public

NOTE

JOSEPH B. SWARTZ, Attorney
NOTARY PUBLIC - STATE OF OHIO
My commission has no expiration date.
Section 2471.02 R. C.

- (1)—Application must be accompanied by a filing fee of \$20.00.
- (2)—Application must be accompanied by one specimen or facsimile of such trade-mark.
- (3)—Application must be signed and verified by the applicant or by a member of the firm or officer of the corporation or association applying.
- (4)—Single copy of the application should be filed.
- (5)—Classification of goods as required in Question 5 should be selected from classification lists printed on reverse side of this application.
- (6)—Registration effective for a term of ten years from the date thereof. Renewable upon application filed within six months prior to expiration of such term.

THE **Distillata** COMPANY
 1542 EAST 24TH STREET • CLEVELAND, OHIO 44114 • 216/771-2000



Over 75 Years of Distillata for Health—Since 1897



F0452-0471

COUNSELLORS AT LAW
WESTON, HURD, FALLON, PAISLEY & HOWLEY
25 TH FLOOR TERMINAL TOWER
CLEVELAND, OHIO 44113-2241
(216) 241-6602
CABLE ADDRESS: LAWCLVE

May 1, 1984

Office of The Secretary of State
State of Ohio
State Office Tower
Columbus, Ohio 43216

Re: Trademark Application for
"Distillata"

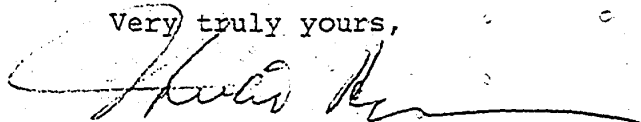
Gentlemen:

Enclosed please find a Trademark application for the
trademark "Distillata", along with specimens of such trade-
mark.

Also enclosed is our check in the amount of \$20.00
for filing fee.

Thank you.

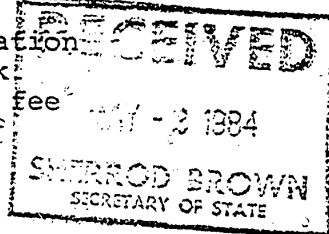
Very truly yours,



Herbert Buckman

HB:cc

Encls: Trademark Application
Specimens of mark
Check for filing fee



CONFIDENTIAL



State of Ohio
Department of State

Sherrod Brown
Secretary of State

Date 5/15/84

Number NR413622

Receipt No. 67599

F452-0472 0239

Received of
or filed by G. E. ALBRECHT

F0452-0472

The sum of \$ 5.00 for filing N/R of

BARBELLE BASIES, INC.

Returned to:

67599

G. E. ALBRECHT
350 E. BROAD ST., #704
COLUMBUS, OH 43215

RECEIPT

N/R S 5.00

Name:

BARBELLE BASIES, INC.

Total Fee: \$ 5.00



Department of State

The State of Ohio

F0452-0474

Sherrod Brown

Secretary of State

NF 413622

Certificate

It is hereby certified that the Secretary of State of Ohio has custody of the Records of Incorporation and Miscellaneous Filings; that said records show the filing and recording of: N/R

of:

BARBELLE BABIES, INC.

United States of America
State of Ohio
Office of the Secretary of State

Recorded on Roll F452 at Frame 0474 of
the Records of Incorporation and Miscellaneous Filings.

Witness my hand and the seal of the Secretary of State, at the
City of Columbus, Ohio, this 10TH day of MAY.

A.D. 19 84.

Sherrod Brown

Secretary of State



Secretary of State
Sherrod Brown

Request 452 0474
NAME RESERVATION
or
NAME AVAILABILITY

APPROVED

By: [Signature]
Date: 5-10-84
Amount: 500

(Check the appropriate instructions)

Please reserve each of the three names listed below which are available. Enclosed please find a separate five dollar check (\$5.00) for each name.

X Please reserve the first name available in the order of my preference. One check in the amount of five dollars (\$5.00) is enclosed for this purpose.

I understand that I am not guaranteed the reservation UNTIL I RECEIVE WRITTEN CONFIRMATION FROM THE SECRETARY OF STATE'S OFFICE STATING THAT THE NAME(S) HAS/HAVE BEEN REGISTERED TO ME.

The name reservation is valid for a period of sixty (60) days.

Please ADVISE me as to the availability of this name. I understand that I HAVE NO LEGAL RIGHTS TO THE USE OF THE NAME(S) checked for availability and should not order stationery, or checks etc. with the proposed name. The charge for a name availability is one dollar (\$1.00) for each name checked.

First Choice BarBelle Babies, Inc.

Second Choice _____

Third Choice _____

[Signature]
(Applicant) Teresa P. Cotton
BY: Geoffrey E. Albrecht, Esq.
Suite 704, 150 East Broad Street
(Address)
Columbus, Ohio 43215
Telephone: 464-2113
(City, State & Zip Code)

Please inform me by a collect telephone call of the name's reservation or of a conflict which prevents the name from being reserved for me.

Please call _____ at this number _____.

G F Albrecht Esq

Suite 704

150 E. Broad St.

Colo 43215

F0452-0475