

ment of any registration under this subheading shall be void as against any subsequent purchaser for valuable consideration without notice unless it is recorded with the Secretary of State within three months after the date thereof or prior to such subsequent purchase.

96.

The Secretary of State shall keep for public examination a record of all **[trade-marks]** *marks* registered or renewed under this subheading.

97.

(4) Any registration concerning which a court of competent jurisdiction shall find

- (a) That the registered **[trade-mark]** *mark* has been abandoned,
- (b) That the registrant is not the owner of the **[trade-mark]** *mark*,
- (c) That the registration was granted improperly,
- (d) That the registration was obtained fraudulently,
- (e) That the registered **[trade-mark]** *mark* is so similar, as to be likely to cause confusion or mistake or to deceive, to a **[trade-mark]** *mark* registered by another person in the United States Patent Office, prior to the date of the filing of the application for registration by the registrant hereunder, and not abandoned, provided, however, that should the registrant prove that he is the owner of a concurrent registration of his **[trade-mark]** *mark* in the United States Patent Office covering an area including this State, the registration hereunder shall not be cancelled.

98.

(a) The following general classes of goods *and services* are established for convenience of administration of this subheading, but not to limit or extend the applicant's or registrant's rights, and a single application for registration of a **[trade-mark]** *mark* may include any or all goods upon which, *or services with which*, the **[trade-mark]** *mark* is actually being used comprised in a single class, but in no event shall a single application include goods *or services* upon which the **[trade-mark]** *mark* is being used which fall within different classes of goods *or services*.

(b) *Goods*. The said classes OF GOODS are as follows:

1. Raw or partly prepared materials.
2. Receptacles.
3. Baggage, animal equipments, portfolios, and pocketbooks.
4. Abrasives and polishing materials.
5. Adhesives.
6. Chemicals and chemical compositions.
7. Cordage.
8. Smokers' articles, not including tobacco products.
9. Explosives, firearms, equipments, and projectiles.
10. Fertilizers.
11. Inks and inking materials.