

05-15-1998



Set No. HWBC-35617

HEET

MAY 1998 U.S. DEPT. OF COMMERCE PATENT AND TRADEMARK OFFICE

FORM PTO-1594

MPR 5-1-98

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To The Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

<p>1. Name of conveying party(ies): Aqua Tank Incorporated d/b/a Hawkeye, and d/b/a Aquatank</p> <p><input type="checkbox"/> Individual(s) <input type="checkbox"/> Association</p> <p><input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership</p> <p><input checked="" type="checkbox"/> Corporation--State - KS</p> <p><input type="checkbox"/> Other:</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies):</p> <p>Name: Koller Enterprises</p> <p>Internal Address:</p> <p>Street Address: Box K</p> <p>City: Fenton State: Missouri Zip: 63026</p> <p><input type="checkbox"/> Individual(s) citizenship</p> <p><input type="checkbox"/> Association</p> <p><input type="checkbox"/> General Partnership</p> <p><input type="checkbox"/> Limited Partnership</p> <p><input checked="" type="checkbox"/> Corporation--State Missouri</p> <p><input type="checkbox"/> Other:</p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached: <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>(Designations must be a separate document from assignment)</p> <p>Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>3. Nature of Conveyance:</p> <p><input type="checkbox"/> Assignment <input type="checkbox"/> Merger</p> <p><input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name</p> <p><input checked="" type="checkbox"/> Other: Nunc Pro Tunc Assignment</p> <p>Execution Date: February 24, 1998</p>	

<p>4. Application number(s) or registration number(s):</p> <p>A. Trademark Application No(s):</p> <p>B. Trademark Registration No(s): 1,447,481 - AQUATANK; 1,507,092 - BETTATANK and Design; 1,617,605 - BUBBLE TANK</p> <p>Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
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<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Name: Constance M. Jordan</p> <p>Internal Address: Shook, Hardy & Bacon L.L.P. One Kansas City Place</p> <p>Street Address: 1200 Main Street</p> <p>City: Kansas City</p> <p>State: Missouri</p> <p>Zip: 64105-2118</p>	<p>6. Total number of applications and registrations involved: <u>3</u></p> <p>7. Total fee (37 CFR 3.41) \$90.00</p> <p><input checked="" type="checkbox"/> Enclosed</p> <p><input type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit Account No.: 19-2112</p> <p>(Attach duplicate copy of this page if paying by deposit account)</p>
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<p>9. Statement and signature.</p> <p><i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i></p> <p>Constance M. Jordan <i>Constance M. Jordan</i> April 29, 1998</p> <p>Name of person signing Signature Date</p> <p>Total number of pages including cover sheet, attachments, and document: <u>3</u></p>		
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Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents and Trademarks, Box Assignments
Washington, D.C. 20231

TRADEMARK
REEL: 1727 FRAME: 0861

NUNC PRO TUNC ASSIGNMENT

WHEREAS, Aqua Tank Incorporated, d/b/a Hawkeye and d/b/a Aquatank, a corporation organized under the laws of the state of Kansas, and heretofore having a place of business in Gardner, Kansas, and then in Shawnee, Kansas, hereinafter referred to as Assignor, is the owner of record of the following trademarks and United States Certificates of Trademark Registration:

Reg. No. 1,447,481	July 14, 1987	AQUATANK
Reg. No. 1,507,092	October 4, 1988	BETTATANK and Design
Reg. No. 1,617,605	October 16, 1990	BUBBLE TANK

AND, WHEREAS, Koller Enterprises, Inc., a corporation organized under the laws of the State of Missouri, whose address is Box K, Fenton, Missouri 63026, hereinafter referred to as Assignee, did acquire all of the assets of Assignor by a Bill of Sale dated May 6, 1996, including the above trademarks and Certificates of Registration issued by the United States Patent and Trademark Office, and the good will of the business of Assignor associated with said trademarks;

NOW, THEREFORE, for good and valuable consideration previously transferred to Assignor, Assignor does now by these presents, nunc pro tunc, to be effective May 6, 1996, transfer, convey and assign to said Assignee the entire right, title and interest in and to said trademarks and said Certificates of Registration, together with the good will of the business associated with each of said trademarks and the right to recover for past infringement of each of said trademarks.

