

MRO 5-26-98

06-10-1998

FORM PTO-1594

DET

U.S. Department of Commerce

(Rev. 6-93)

OMB No. 0651-0011 (exp. 4/94)



Patent and Trademark Office

To the Honorable Commissioner of Patents and

100733338

ment or copy thereof.

1. Name of conveying party(ies):

Whole Foods Market, Inc.

Individual(s) Association
General Partnership Limited Partnership
X Corporation-State (Texas)
Other

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

X Assignment Merger
Security Agreement Change of Name
Other

Execution Date: May 11, 1998

2. Name and address of receiving party(ies):

Name: Whole Foods Market Services, Inc.

Internal Address

Street Address: 601 N. Lamar, Suite 300

City: Austin State: Texas Zip: 78703

Individual(s) citizenship
Association
General Partnership
Limited Partnership
X Corporation-State Delaware
Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

(Designations must be a separate document from Assignment)
Additional name(s) & address(es) attached? Yes No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s): 75/144,308 & 75/285,483 & 75/977,258

B. Trademark Registration No.(s): 1,961,586 & 1,557,320

Additional numbers attached? Yes X No

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

Name: William G. Barber, Esq.

Internal Address: Arnold, White & Durkee

Street Address: P.O. Box 4433

City: Houston State: Texas Zip: 77210

6. Total number of applications and registrations involved: 5

7. Total fee (37 C.F.R. 3.41) \$140.00

X Enclosed

X Authorized to be charged to deposit account if check insufficient or inadvertently omitted

8. Deposit account number: 01/2508/WHOL:001/BAR

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

DO NOT USE THIS SPACE

9. Statement and signature.

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.

Signature of William G. Barber

William G. Barber

Signature

5/20/98

Date

Total number of pages including cover sheet, attachments and documents: 4

Mail documents to be recorded with required cover sheet information to:

U.S. Patent and Trademark Office
Office of Public Records
Crystal Gateway 4, Room 335
Washington, D.C. 20231

06/10/1998 JSHABAZZ 00000027 75144308

01 FC:481
02 FC:482

40.00 OP
100.00 OP

CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: U.S. Patent and Trademark Office, Office of Public Records, Crystal Gateway 4, Room 335, Washington, D.C. 20231, on the date below:

5/20/98

Date

Signature of William G. Barber

William G. Barber

TRADEMARK ASSIGNMENT

Whereas WHOLE FOODS MARKET, INC., a Texas corporation having a principal place of business at 601 N. Lamar, Suite 300, Austin, Texas 78703, has adopted, used, and is using the marks identified on the attached Schedule "A" which are pending or registered in the United States Patent and Trademark Office; and

Whereas WHOLE FOODS MARKET SERVICES, INC., a Delaware corporation having a principal place of business at 601 N. Lamar, Suite 300, Austin, Texas 78703, is desirous of acquiring said marks, associated goodwill, and the applications and registrations thereof;

Now, therefore, for good and valuable consideration, receipt of which is hereby acknowledged, WHOLE FOODS MARKET, INC. does hereby assign unto WHOLE FOODS MARKET SERVICES, INC. all right, title, and interest in and to the marks, together with the goodwill of the business symbolized by the marks, and the attached-identified applications and registrations thereof.

WHOLE FOODS MARKET, INC.

By: *Peter Roy*

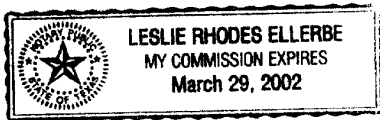
Name: PETER ROY

Title: PRESIDENT

STATE OF TEXAS §

COUNTY OF TRAVIS §

This instrument was acknowledged before me on May 11, 1998, by Peter Roy, PRESIDENT of Whole Foods Market, Inc., a Texas corporation, on behalf of said corporation.



Leslie Rhodes Ellerbe
Notary Public in and for the State of TEXAS

My Commission Expires: MARCH 29 2002

LESLIE RHODES ELLERBE
Printed or stamped name of notary

WHOLE FOODS MARKET SERVICES, INC.

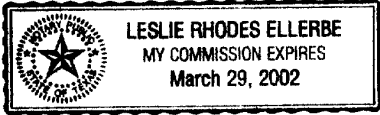
By: Glenda Flanagan

Name: GLEND A FLANAGAN

Title: PRESIDENT

STATE OF TEXAS §
COUNTY OF TRAVIS §

This instrument was acknowledged before me on MAY 11, 1998, by GLEND A FLANAGAN, _____ of Whole Foods Market Services, Inc., a Delaware corporation, on behalf of said corporation.



Leslie Rhodes Ellerbe
Notary Public in and for the State of TEXAS

My Commission Expires: MARCH 29, 2002

LESLIE RHODES ELLERBE

Printed or stamped name of notary

Schedule A

<u>Mark</u>	<u>Registration/Serial No.</u>
WHOLE FOODS MARKET	Reg. No. 1,961,586
WHOLE FOODS MARKET and Design	Reg. No. 1,557,320
CELEBRATION CIDER	Serial No. 75/144,308
WHOLE FOODS MARKET 365 EVERY DAY VALUE and Design	Serial No. 75/285,483
WHOLE FOODS MARKET 365 EVERY DAY VALUE and Design	Serial No. 75/977,258