

12-16-1998

Docket No. SMA-12272

FORM PTO-1594 (Rev. 10-96) OMB No. 0651-0011 (exp. 4/94)



100921731

U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks

attached original documents or copy thereof.

1. Name of conveying party(ies):
 Mensaver, Inc.

Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State North Dakota
 Other _____

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

3. Nature of conveyance: **12-14-98**

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: November 30, 1998

2. Name and address of receiving party(ies):
 Name: Smucker Acquisition, Inc.

Internal Address: _____

Street Address: Strawberry Lane

City Orrville State Ohio ZIP 44667

Individual(s) citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation-State Ohio
 Other _____

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
 (Designation 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) 75/430,992

Additional numbers attached? Yes No

B. Trademark registration No.(s)

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

Name: Robert V. Vickers

Internal Address: _____

Street Address: VICKERS, DANIELS & YOUNG
2000 TERMINAL TOWER
CLEVELAND, OHIO 44113-2235

6. Total number of applications and registrations involved: 1

7. Total fee(37 CFR 3.41):.....\$ 40.00

Enclosed
 You are authorized to charge our deposit account for any additional fee required.

8. Deposit account number: 22-0347

A duplicate copy of this form is attached

DO NOT USE THIS SPACE

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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.

ROBERT V. VICKERS 12/10/98

Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and document: 3

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

Commissioner of Patents and Trademarks
Box Assignments
Washington, D.C. 20231

TRADEMARK
REEL: 1826 FRAME: 0557

TRADEMARK ASSIGNMENT

WHEREAS, Menusaver, Inc., a North Dakota corporation, having its principal place of business at 1013 East Summit, Fergus Falls, Minnesota 56537 (hereinafter "Assignor") is the owner of all right, title and interest in and to all trademarks and/or service marks used in the business activities of the Assignor, including, but not limited to, the federal trademark application for "Incredible Uncrustable" Serial No. 75/430,992 filed on February 9, 1998 (hereinafter collectively, "said marks"), which trademarks and/or service marks have been adopted and/or are being used by Assignor in its business;

WHEREAS, Smucker Acquisition, Inc., an Ohio corporation, (hereinafter "Assignee") is desirous of acquiring said marks, pursuant to an asset purchase agreement made by and among Assignee, Assignor, Len C. Kretchman and David Geske;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, said Assignor does hereby assign unto said Assignee all rights, title and interest in and to said marks, the application of said marks, the registrations of said marks, and all common law rights in and to said marks, together with the goodwill of the business symbolized by said marks, and all causes of action and rights to sue and collect damages for past actions or infringements of said marks.

IN WITNESS WHEREOF, Assignor has herein caused the foregoing to be executed by a

duly authorized corporate officer.

MENUSAVER, INC.

By: *John C. Kretzman*

John C. Kretzman
(Print name)

President
(Print title)

STATE OF Minnesota)
) SS
COUNTY OF Otter Tail)

Subscribed and sworn to before me this 30 day of Nov, 1998.

[Signature]
(Notary Public)

