

MLB 5-3-99

FORM PTO-1618A

05-10-1999



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CERTIFICATE OF MAILING

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TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- X New
Resubmission (Non-Recordation)
Correction of PTO Error
Corrective Document

Conveyance Type

- Assignment License 1206899
Security Agreement X Nunc Pro Tunc Assignment
Merger
Change of Name
Other

Effective Date Month Day Year 10 20 1997

Conveying Party

Mark if additional names of conveying parties attached

Execution Date Month Day Year

Name Miller Company, Inc., The

02 22 1999

Formerly

- Individual General Partnership Limited Partnership X Corporation Association

Other

X Citizenship/State of Incorporation/Organization Nebraska

Receiving Party

Mark if additional names of receiving parties attached

Name Furst McNess Company

DBA/AKA/TA

Composed of

Address (line 1) 120 E. Clark Street

Address (line 2) Freeport, IL 61032

Address (line 3)

City

State/Country

Zip Code

- Individual General Partnership Limited Partnership

- X Corporation Association

Other

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

X Citizenship/State of Incorporation/Organization Illinois

FOR OFFICE USE ONLY

05/07/1999 DNGUYEN 00000203 130206 1206899

01 FC:481 40.00 CH
02 FC:482 175.00 CH

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Mail documents to be recorded with required cover sheet(s) information to: Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20501

REEL: 1893 FRAME: 0612

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

Trademark Application Number(s) or Registration Number(s)

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

| | | |
|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |

Registration Number(s)

| | | |
|--------------------------------------|--------------------------------------|--------------------------------------|
| <input type="text" value="1206899"/> | <input type="text" value="1495607"/> | <input type="text" value="1529275"/> |
| <input type="text" value="1769646"/> | <input type="text" value="1772767"/> | <input type="text" value="1774875"/> |
| <input type="text" value="1771045"/> | <input type="text" value="1824863"/> | <input type="text"/> |

Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

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. Charges to deposit account are authorized, as indicated herein.

Julie D. Cromer

Name of Person Signing

Julie D. Cromer

Signature

04/29/1999

Date Signed

ASSIGNMENT

WHEREAS The Miller Company, Inc. a corporation organized and existing under the laws of Nebraska (hereinafter called the Assignor) is the proprietor of the trademarks set forth on the attached Schedule 1 including the goodwill associated therewith, and registrations and applications therefor all of which are listed on Schedule 1 (the "Marks").

AND WHEREAS Furst McNess Company a corporation organized and existing under the laws of Illinois (hereinafter called the Assignee) is desirous of acquiring the entire right, title and interest in and to the Marks;

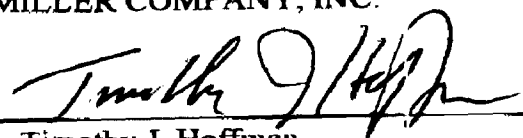
NOW, THEREFORE, for and in consideration of U.S. \$1.00 and other valuable consideration the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby sell, assign and transfer unto Assignee, its successors and assigns, its entire right, title and interest in and to the Marks together with all the goodwill connected with and symbolized by the Marks, the same to be held and enjoyed by Assignee, its successors and assigns;

This Assignment is effective *nunc pro tunc* as of October 20, 1997.

IN WITNESS WHEREOF, this Assignment has been signed, for and on behalf of Assignor on the 22 day of February, 1998. 99

THE MILLER COMPANY, INC.

By: _____


Timothy J. Hoffman
President

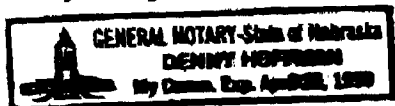
NOTARIAL CERTIFICATE

UNITED STATES OF AMERICA)
STATE OF) SS.
COUNTY OF)

On this 22nd day of FEBRUARY, ~~1998~~¹⁹⁹⁹, before me personally appeared Timothy J.

Hoffman to me known, who, being by me duly sworn, did depose and say that he is the President of the corporation described in and which executed the foregoing document and that he signed his name thereto.

[Notary Seal]



[Handwritten Signature]
Notary Public

SCHEDULE 1

| MARK | APPLICATION NO. APPLICATION DATE | REGISTRATION NO. REGISTRATION DATE | GOODS | STATUS AND DUE DATES |
|---------------------|-------------------------------------|---------------------------------------|---|---|
| COUNTRY BALANCER | 73/308804 May 4, 1981 | 1206899 September 7, 1982 | Medicated animal feed supplements and animal feed supplements | Registered and Incontestable Renewal due September 7, 2002 |
| PHOSFLEX | 73/698744 December 3, 1987 | 1495607 July 12, 1988 | Vitamin supplement for animal feed | Registered and Incontestable Renewal due July 12, 2008 |
| MILLER | 73/699626 December 7, 1987 | 1529275 March 14, 1989 | Vitamin supplements and premixes for animal feeds | Registered and Incontestable Renewal due March 15, 2009 |
| GENO-PHASE | 74/253094 March 9, 1992 | 1769646 May 11, 1993 | Medicated and non-medicated livestock feed additives | Registered Declaration of use due by May 11, 1999 |
| PEAK N PERSIST | 74/253095 March 9, 1992 | 1772767 May 25, 1993 | Medicated and non-medicated livestock feed additives | Registered Declaration of use due by May 25, 1999 |
| PURE-GAIN | 74/254489 March 9, 1992 | 1774875 June 8, 1993 | Medicated and nutritional feed additives for livestock | Registered Declaration of use due by June 8, 1999 |
| LEAN GAIN | 74/256139 March 16, 1992 | 1771045 May 18, 1993 | Nutritional feed additives for livestock | Registered Declaration of use due by May 18, 1999 |

| MARK | APPLICATION NO. APPLICATION DATE | REGISTRATION NO. REGISTRATION DATE | GOODS | STATUS AND DUE DATES |
|-----------------|-------------------------------------|---------------------------------------|--|---|
| GENETIC BUILDER | 74/339850 December 14, 1992 | 1824863 March 8, 1994 | Medicated and nutritional feed additives for livestock | Registered Declaration of use due by March 8, 2000 |