

04-21-2000

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FORM PTO-1595

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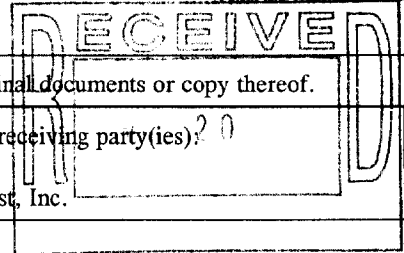


U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

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

1. Name of Conveying Party(ies):

AGWAY, INC.

- ☐ Individual(s) ☐ Association
☐ General partnership ☐ Limited Partnership
☒ Corporation- Delaware
☐ Other

Additional name(s) of conveying party(ies) attached? ☐ YES ☒ NO

3. Nature of Conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: August 15, 1996

2. Name and address of receiving party(ies)? 0

Name: Pickseed West, Inc.

Internal Address:

Street Address: P.O. Box 888

City Target State OR ZIP 97389

☐ Individual(s) Citizenship☐ Association☐ General Partnership☐ Limited Partnership☒ Corporation-State

Oregon

☐ OtherIf 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)

B. Trademark Registration No.(s)

1,581,829

Additional numbers attached? ☐ Yes ☒ No

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

Name: James S. Leigh, Esq.

Klarquist Sparkman Campbell Leigh & Whinston, LLP

Internal Address:

One World Trade Center, Suite 1600

Street Address:

121 S.W. Salmon Street

City Portland State Oregon ZIP 97024-2988

6. Total number of applications and registrations involved: 1

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

☒ Enclosed☒ Any deficiency/overpayment is authorized to be charged to deposit account. A copy of this sheet is enclosed.

8. Deposit account number: 02-4550

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.

James S. Leigh, Esq.

Name of Person Signing

Signature

Date

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

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TRADEMARK
REEL: 002056 FRAME: 0217

AGRAY

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ASSIGNMENT OF TRADEMARK

ASSIGNMENT made as of the 15th day of August, 1996, by and between Agway, Inc., a corporation having its principal offices at 133 Butterant Drive, Dewitt, New York 13214 (mailing address: P.O. Box 4933, Syracuse, New York 13221-4933 ("Assignor") and Pickseed West, Inc., an Oregon corporation, P.O. Box 228, Tangent, OR 97389 ("Assignee").

Assignor, has adopted, used and is using a certain mark ("Trademark"), for grass seed, for which mark Assignor has obtained registration with the United States Patent and Trademark Office described as follows:

• **PLAYMATE**, Registration No. 1,581,829

Assignor desires to assign the Trademark and Assignee desires to acquire such Trademark.

In consideration of the foregoing, and for other good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby assign to Assignee all right, title and interest in and to the Trademark, together with the good will of business symbolized by such Trademark.

This Agreement is made pursuant to and made a part of an Agreement for Sale and Purchase of Business Assets between the Assignor and Assignee dated as of the 15th day of August, 1996.

IN WITNESS WHEREOF, the parties hereto have duly executed this Agreement as of the date first above written.

(Assignor)
Agway, Inc.

By 
(Authorized Signature)

As V.P.
(Title)

(Assignee)
Pickseed West, Inc.

By 
(Authorized Signature)

As PRESIDENT
(Title)

RECEIVED FOR PICKSEED WEST, INC.

05/14/96 WED 12:30 FAX 315 439 8252

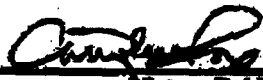
AGRAY

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ACKNOWLEDGMENTS

STATE OF NEW YORK)
COUNTY OF ONONDAGA)

On this 14 day of August, 1996, before me personally came Dennis LaRood to me known, who being by me duly sworn, did depose and say that he resides at Zenithville, NY that (she) (he) is the Vice President of Agway, Inc., the corporation described in and which executed the foregoing instrument; that (she) (he) knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed (her) (his) name thereto by like order.


CHRISTOPHER W. FOX
Notary Public, State of New York
No. 6781100
Qualified in Onondaga County
Commission Expires August 24, 1997

STATE OF _____)
COUNTY OF _____)

IL:

On this _____ day of August, 1996, before me personally came _____ to me known, who being by me duly sworn, did depose and say that he resides at _____ that (she) (he) is the _____ of Pickseed West, Inc.; the corporation described in and which executed the foregoing instrument; that (she) (he) knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed (her) (his) name thereto by like order.

Notary Public

RECORDED & INDEXED FOR FILE