

08-10-00

08-31-2000

No. D\$

RECORDATION FORM COVER SHEET
TRADEMARKS



101447554

DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached

1. Name of conveying party(ies) **MWD 8.9.00**

Dale F. Wamstad

- Individual Association
- General Partnership Limited Partnership
- Corporation-State-Texas
- Other _____

Additional name(s) and address(es) attached? Yes No

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

Name: III FORKS Dallas, L.P.

Street Address: 12200 Stemmons Freeway, Suite 100
City/State/Zip: Dallas, Texas 75062

- Individual Association
- General Partnership Limited Partnership
- Corporation-State-Texas
- 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) and address(es) attached? Yes No

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name

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

Trademark Registration No.: 2,192,585

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

Michael R. Schulman
Locke Liddell & Sapp LLP
2200 Ross Avenue, Suite 2200
Dallas, Texas 75201-8612

6. Total number of applications and registration involved: 1

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

- Enclosed
- Any deficiencies or overpayments are authorized to be charged to or credited to deposit account

8. Deposit Account Number: 12-1781

(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.

Michael R. Schulman
Name of Person Signing

Signature

8-8, 2000
Date

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

08/30/2000 NTHA11 00000256 2192585

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40.00 DP

TRADEMARK ASSIGNMENT

Whereas, Dale F. Wamstad, an individual (hereinafter "Assignor"), is the owner of all right, title and interest in and to the trademark III FORKS, which trademark has been registered with the United States Patent and Trademark Office ("PTO") under registration number 2,192,585 on September 29, 1998.

Whereas, III Forks Dallas, L.P., a Delaware limited partnership (hereinafter "Assignee"), having its principal offices at 12200 Stemmons Freeway, Suite 100, Dallas, Texas 75234, Attention: Wallace A. Jones, is desirous of acquiring all right, title and interest of Assignor in and to such trademark and such registration thereof (collectively, the "Trademark").

NOW, THEREFORE, in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, assigns, transfers, conveys and delivers to Assignee all of Assignor's right, title and interest in and to the Trademark, together with goodwill of the business symbolized by the Trademark, and the right to recover for damages and profits for past infringements of the Trademark.

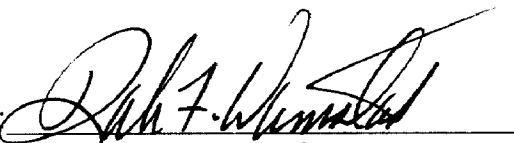
The Commissioner of Patent and Trademarks is requested to direct any correspondence after the date hereof to Assignee, in each case c/o Michael R. Schulman, Esq., Locke Liddell & Sapp LLP, 2200 Ross Avenue, Suite 2200, Dallas, Texas 75201-6776.

Assignor represents and warrants to Assignee that all statements made by Assignor in the application for registration of the Trademark were true and correct as of the date the application was made and continue to be true and correct as of the date hereof.

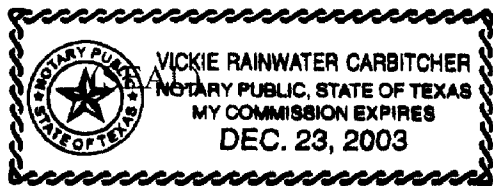
This Trademark Assignment is binding on Assignor and its successors and assigns and shall inure to the benefit of Assignee and its successors and assigns.

Signed at Dallas, Texas, this 26th day of June, 2000.

DALE F. WAMSTAD

By: 
Dale F. Wamstad

On this 26th day of June, 2000, the foregoing Trademark Assignment was acknowledged by Dale F. Wamstad, an individual, the Assignor above named, on behalf of the Assignor.



Vickie Rainwater Carbitcher
Notary Public in and for State of Texas

My commission expires:

Dec 23, 2003