FORM PTO-1594 (Modified) F (Rev. 6-93)	Docket No.:	
CMB No. 0851-0011 (exp.4/94) Copyright 1994-97 LegalStar TM05/REV03	09-14-2000	42161-01007
Tab settings → → → ▼		7 🔻 🔻
To the Honorable Commissioner of Pater	1014504	ttached original documents or copy thereof.
Name of conveying party(ies):	· • · • · • · · · · · · · · · · · · · ·	ess of receiving party(ies):
MWCA, Inc. Rexburg, Idaho ()	Name	
Account, many		in West, L.L.C.
8.11	Internal Address	::
☐ Individual(s) ☐ Associatio	Ottober / tadi 5005.	4212 South Highway 191
☐ General Partnership ☐ Limited Pa	artnership City: Rexburg	State: <u>ID</u> ZIP: <u>83440</u>
	į.	
Additional names(s) of conveying party(ies) attached?		citizenship
Tes d	General Part	nership
Nature of conveyance:	☐ Limited Partr	ership
🗷 Assignment 🗌 Merger	☐ Corporation-S	State
Security Agreement	Name 💹 Other <u>Limi</u> t	ed Liability Company - Idaho
Other	If assignee is not dom designation is attache	niciled in the United States, a domestic representative
Execution Date: 8/3/2000, effective as of 3/16/2000.	(Designations must be	e a separate document from Assignment)
	Additional name(s) &	address(es) attached?
4. Application number(s) or registration numbers(s):		
A. Trademark Application No.(s)	B. Trac	demark Registration No.(s)
See Schedule "A".	1	ee Schedule A''.
"A".	"4	
"A".	"Al numbers attached? ☐ Yes 🗷 No	^".
"A".	al numbers attached? Yes No	^".
"A". Additional 5. Name and address of party to whom correspondent concerning document should be mailed:	al numbers attached? Yes No	applications and blved:
"A". Additional 5. Name and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq.	al numbers attached? Yes No	applications and
"A". Additional 5. Name and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq. Internal Address:	al numbers attached? Yes No	applications and blved:
"A". Additional 5. Name and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq.	al numbers attached? Yes No	applications and blved:
"A". Additional 5. Name and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq. Internal Address:	al numbers attached? Yes No one of registrations involved with the control of the	applications and blved:
"A". Additional 5. Name and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq. Internal Address: Holme Roberts & Owen LLP	al numbers attached? Yes No one of registrations involved with the control of the	applications and blved: 5 R 3.41):\$ \$140.00 b be charged to deposit account
"A". Additional 5. Name and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq. Internal Address: Holme Roberts & Owen LLP Suite 4100	al numbers attached? Yes No once 6. Total number of registrations involved 7. Total fee (37 CF Enclosed Authorized to	applications and blved: 5 R 3.41):\$ \$140.00 b be charged to deposit account
"A". Additional 5. Name and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq. Internal Address: Holme Roberts & Owen LLP Suite 4100	al numbers attached? Yes No once 6. Total number of registrations involved 7. Total fee (37 CF Enclosed Authorized to	applications and blved: 5 R 3.41):\$ \$140.00 b be charged to deposit account
"A". Additional 5. Name and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq. Internal Address: Holme Roberts & Owen LLP Suite 4100	al numbers attached? Yes No ice 6. Total number of registrations invo 7. Total fee (37 CF Enclosed Authorized to 8. Deposit account	applications and blved: 5 R 3.41):\$ \$140.00 b be charged to deposit account
"A". Additional Street Address:	al numbers attached? Yes No ice 6. Total number of registrations invo 7. Total fee (37 CF Enclosed Authorized to 8. Deposit account	applications and blved: 5 R 3.41):\$ \$140.00 b be charged to deposit account
"A". Additional Street Address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq. Internal Address: Holme Roberts & Owen LLP Suite 4100 Street Address: 1700 Lincoln Street City: Denver State: CO ZIP: 09/13/2000 MTHAI1 00000434 75310472	al numbers attached? Yes No 1ce 6. Total number of registrations invo 7. Total fee (37 CF Enclosed Authorized to 8. Deposit account 08-2665	applications and blved: 5 R 3.41):\$ \$140.00 b be charged to deposit account
"A". Additional form of the property of the p	al numbers attached? Yes No 6. Total number of registrations invo 7. Total fee (37 CF Enclosed Authorized to 8. Deposit account 08-2665 80203 DO NOT USE THIS SPACE	applications and oblved:
"A". Additional Street and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq. Internal Address: Holme Roberts & Owen LLP Suite 4100 Street Address: 1700 Lincoln Street City: Denver State: CO ZIP: 09/13/2000 MTHAI1 00000434 75310472 01 FC:481 40.00 0P 9 Statement and signature. To the best of my knowledge and belief, the foregone	al numbers attached? Yes No 6. Total number of registrations invo 7. Total fee (37 CF Enclosed Authorized to 8. Deposit account 08-2665 80203 DO NOT USE THIS SPACE	applications and oblved:
5. Name and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq. Internal Address: Holme Roberts & Owen LLP Suite 4100 Street Address: 1700 Lincoln Street City: Denver State: CO ZIP: 09/13/2000 NTHAII 00000434 75310472 01 FC:481 40.00 0P 9. Statement and signature. To the best of my knowledge and belief, the foregood the original document.	al numbers attached? Yes No 6. Total number of registrations invo 7. Total fee (37 CF Enclosed Authorized to 8. Deposit account 08-2665 80203 DO NOT USE THIS SPACE	applications and olived:
5. Name and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq. Internal Address: Holme Roberts & Owen LLP Suite 4100 Street Address: 1700 Lincoln Street City: Denver State: CO ZIP: 09/13/2000 NTHAII 00000434 75310472 01 FC:481 40.00 0P 9. Statement and signature. To the best of my knowledge and belief, the foregoof the original document. Jan N. Steiert	al numbers attached? Yes No 1. Total number of registrations invo 7. Total fee (37 CF 2. Enclosed Authorized to 8. Deposit account 08-2665 80203 DO NOT USE THIS SPACE	applications and olived:
5. Name and address of party to whom correspondent concerning document should be mailed: Name: Jan N. Steiert, Esq. Internal Address: Holme Roberts & Owen LLP Suite 4100 Street Address: 1700 Lincoln Street City: Denver State: CO ZIP: 09/13/2000 MTHAI1 00000434 75310472 10 FC:481 40.00 0P 100.00 0P 9. Statement and signature. To the best of my knowledge and belief, the foregon of the original document. Jan N. Steiert Name of Person Signing	al numbers attached? Yes No 6. Total number of registrations invo 7. Total fee (37 CF Enclosed Authorized to 8. Deposit account 08-2665 80203 DO NOT USE THIS SPACE	applications and olived:

08/03/00

SCHEDULE A

U.S. Trademark Registrations/Applications

Registration / Application No.	<u>Mark</u>
Registration No. 2,029,526	YARDCARE
Registration No. 2,212,441	MOUNTAIN MAGIC
Application No. 75/310,472	NATURE'S MAGIC
Registration No. 1,246,540	SOIL PEP & Design
Application No. 75/513,280	LAVASCAPE

#64200071

SCHEDULE A

Docket No.: 42161-00010

U.S. Trademark Registrations/Applications

Continuation of Box 4A,

Mark

Trademark Application Nos.

Application No. 75/310,472

NATURE'S MAGIC

Application No. 75/513,280

LAVASCAPE

Continuation of Box 4B,

Trademark Registration Nos.

Registration No. 1,246,540

SOIL PEP & Design

(illustration of a sign with the words

"SOIL PEP" imprinted on it.)

Registration No. 2,029,526

Registration No. 2,212,441

YARDCARE

MOUNTAIN MAGIC

#643863 v1

TRADEMARK ASSIGNMENT

This is an Assignment by MWCA, Inc. ("Assignor"), an Idaho corporation, having a business address of 1212 South Highway 191, Rexburg, ID 83440, to Mountain West, L.L.C. ("Assignee"), an Idaho limited liability company, having a business address of 4212 South Highway 191, Rexburg, ID 83440, effective March 16, 2000 (the "Effective Date").

Recitals

- A. Assignor has used and/or is otherwise the owner of rights in the name(s)/trademark(s)/service mark(s) identified in Schedule A hereto (collectively the "Marks"), including ownership of all right, title and interest in and to the registration application(s) and registration(s) for the Marks, as listed in Schedule A (collectively "Applications/Registrations").
- B. Assignee desires to acquire and Assignor is willing and able to assign all of Assignor's right, title and interest in and relating to the Marks and any other marks similar thereto, together with all business goodwill associated therewith, all right, title and interest in and to all Applications/Registrations, and to the entire ongoing and existing business of Assignor to which the marks per ain.

Assignment

THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby irrevocably sell, assign and transfer to Assignee, its successors, legal representatives and assigns, as of the Effective Date, all of said right, title and interest in and to the Marks, together with all business goodwill associated therewith, all right, title and interest to all Applications/Registrations for the Marks. Assignor warrants that no assignment, license or encumbrance has been made with respect to the Marks or Applications/Registrations to any third party, and that Assignor is under no obligation to make any assignment, license or encumbrance with respect to the Marks or Applications/Registrations to any third party. Assignor further agrees to cooperate with the Assignee in the sustaining of any and all of said Applications/Registrations and in confirming the Assignee's exclusive ownership of the corresponding Marks.

EXECUTED on the date set forth below to be effective for all purposes as of the Effective Date.

MWCA, INC.

Date: August 3, 2000

Onildress, Vice President

#642006V1

Assignee hereby confirms that it accepts the aforesaid assignment of rights in the Marks and Applications/Registrations

MOUNTAIN WEST, L.L.C.

Date: August 3, 2000

Llan Meudt, General Manager

STATE OF

COUNTY OF Korteval)
Before me Before me, a Notary Public in and for said County and State, personally appeared J. Gary Childress, who acknowledged himself to be the Vice President of MWCA, INC., an Idaho corporation, and that he being authorized to do so, executed the foregoing instrument for the purposes and considerations therein expressed, on behalf of MWCA, INC.

Given under my hand and seal of office this 3^{wot} day of August, 2000.

My Commission Expires: 10/13/00

STATE OF Saho)

COUNTY OF Makes

RECORDED: 08/11/2000

Before me, a Notary Public in and for said County and State, personally appeared Alan Meudt, who acknowledged himself to be the General Manager of Mountain West, L.L.C., an Idaho limited liability company, and that he being authorized to do so, executed the foregoing instrument for the purposes and considerations therein expressed, on behalf of Mountain West,

and and steel of office this 3 day of August, 1999. Given under p

My Commission Exp

#642006 v1

L.L.C.