

05-16-2001



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U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

MAY - 7 2001

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

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID # _____
- Correction of PTO Error
Reel # _____ Frame # _____
- Corrective Document
Reel # _____ Frame # _____

Conveyance Type

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

Effective Date
Month Day Year
May 2, 2001

Conveying Party

Mark if additional names of conveying parties attached

Name

Execution Date
Month Day Year
May 2, 2001

Formerly

- Individual General Partnership Limited Partnership Corporation Association
- Other

Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

- Individual General Partnership Limited Partnership 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.)

Citizenship/State of Incorporation/Organization

05-16-2001 STPN: 00000035 75315090
07 50-483 40.00 OP
07 70-452 25.00 OP

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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. 20231

TRADEMARK
REEL: 002296 FRAME: 0221

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)			Registration Number(s)		
<input type="text" value="75315090"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="75321248"/>	<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"/>	<input type="text"/>	<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.

Erich W. Merrill, Jr.

May 4, 2001

Name of Person Signing

Signature

Date Signed

TRADEMARK ASSIGNMENT

ASSIGNOR: Net Contents, Inc., a California corporation, whose address is 3803 East Bayshore Road, Suite 175, Palo Alto, California 94303.

ASSIGNEE: eVineyard, Inc., a Delaware corporation, whose address is 1200 N.W. Naito Parkway, Suite 220, Portland, Oregon 97209.

This Trademark Assignment is executed pursuant to the Bill of Sale between Sand Hill Capital II, L.P. and Assignee, dated as of April 25, 2001.

1. For good and valuable consideration, receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee all right, title, and interest in and to the trademarks, together with the goodwill of the business symbolized by the trademarks, and the applications and registrations thereof noted on attached Schedule A ("Trademarks").

2. Assignor warrants (a) that it is, and that the records of the United States Patent and Trademark Office show that it is, the exclusive owner of the Trademarks, (b) that it has the right to make this assignment to Assignee, (c) that no grounds exist for revocation of any registration of the Trademarks or for any challenge to Assignor's exclusive rights to those Trademarks that are registered, and (d) that no license to use the Trademarks has been granted to any third party.

3. Assignor shall take such additional action as may be reasonably requested by Assignee to effect this assignment, to cause the same to be made of record, and to assist and cooperate with Assignee in any proceedings involving the Trademarks. Requested action shall be taken at Assignee's expense, unless needed to correct a breach of warranty.

DATED this 2ND day of ^{MAY} ~~April~~, 2001.

NET CONTENTS, INC.

By: Sand Hill Capital II, L.P., its attorney
in fact

By: Robert A. Johnson
Title: PRINCIPAL

SCHEDULE A
to
Trademark Assignment from Net Contents, Inc. to eVineyard, Inc.

SERIAL NO.	REGISTRATION NO.	TRADEMARK
<i>United States Patent and Trademark Office</i>		
75315090	N/A	EATOPIA
75321248	N/A	VIRTUAL VINEYARDS GOURMET