

03-12-2002



Form PTO-1594

(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings

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U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

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

1. Name of conveying party(ies):

JUMER'S CASTLE LODGE, INC.

2-11-02

- Individual(s)
- General Partnership
- Corporation-State
- Other
- Association
- Limited Partnership

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

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

Execution Date: February 8, 2002

2. Name and address of receiving party(ies)

Name: TORREY PARK, L L C

Internal

Address:

Street Address: 117 N. WESTERN AVENUE

City: PEORIA State: IL Zip: 61604

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State
- Other Limited Liability Company

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) & address(es) attached? Yes No

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 1669830, 10182527

1669831, 1257991, 1808170

Additional number(s) attached Yes No

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

Name: TORREY PARK, L L C

Internal Address:

Street Address: 117 N. WESTERN AVENUE

City: PEORIA State: IL Zip: 61604

6. Total number of applications and registrations involved:

5

7. Total fee (37 CFR 3.41).....\$ 140

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

FRANK PEDULLA
Name of Person Signing

Frank Pedulla
Signature

2/15/02
Date

Total number of pages including cover sheet, attachments, and document: 15

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

03/12/2002 RAHMED1 00000024 1669830

01 FC:481
02 FC:482

40.00 OP
100.00 OP

TRADEMARK
REEL: 002458 FRAME: 0881

ASSIGNMENT OF TRADEMARK RIGHTS

THIS ASSIGNMENT OF TRADEMARK RIGHTS ("Assignment") is dated as of 2/8, 2002 between Jumer's Castle Lodge, Inc., a Delaware corporation ("ASSIGNOR"), and Torrey Park, LLC, an Illinois limited liability company ("ASSIGNEE").

WITNESSETH:

WHEREAS, ASSIGNOR and ASSIGNEE have entered into a Hotel Purchase Agreement dated as of November 5, 2001 (the "Agreement"), wherein ASSIGNOR has agreed to sell to ASSIGNEE and ASSIGNEE has agreed to purchase from ASSIGNOR certain assets constituting the Hotel (as defined in the Agreement); and

WHEREAS, ASSIGNOR has adopted and used, and is the exclusive owner of, certain trademarks used in, or related to, the Hotel, including but not limited to any and all trade dress associated therewith, together with the goodwill of the Hotel symbolized thereby in connection with the products on which said trademarks are used; and

WHEREAS, ASSIGNOR desires to convey, transfer, assign, deliver and contribute to ASSIGNEE all of its right, title and interest in and to said trademarks together with the goodwill associated therewith.

NOW, THEREFORE, ASSIGNOR and ASSIGNEE, in consideration of the mutual agreements herein contained and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, do hereby agree as follows:

1. ASSIGNOR hereby conveys, transfers, assigns, delivers and contributes to ASSIGNEE, effective as of the date hereof, all of the ASSIGNOR'S right, title and interest in and to any and all trademarks relating to the Hotel throughout the world, including but not limited to those trademarks set forth on Exhibit D attached hereto and by this reference incorporated herein, the United States Patent and Trademark Office and state registrations, renewals, applications and any other filings, certificates, affidavits or documents for or relating to said trademarks, whether issued, pending or otherwise, common law rights in and to said trademarks, together with (1) the goodwill of the Hotel in respect upon which said trademarks are used and for which they are registered; (2) all income, royalties and damages hereafter due or payable to ASSIGNOR with respect to said trademarks and, including, without limitation, damages and payments for past or future infringements and misappropriations of the trademarks; and (3) all rights to sue for past, present and future infringements or misappropriations of the trademarks (collectively, the "Marks").

2. ASSIGNOR further conveys, transfers, assigns, delivers and contributes to ASSIGNEE all rights in the trade names, trade dress, labels, and designs associated with the Products and the Marks.

3. ASSIGNOR further covenants that it will execute all documents, papers, forms, and authorizations and take all other actions that may be necessary for securing, completing or vesting in ASSIGNEE full right, title and interest in the Marks.

IN WITNESS WHEREOF, the parties hereto have duly executed under seal and delivered this Assignment, as of the day and year first above written.

ASSIGNOR:

ASSIGNEE:

JUMER'S CASTLE LODGE, INC.

TORREY PARK, LLC

By: 

By: 

Print Name: JAMES F. JUMER

Print Name: FRANK PEDULLA

Title: secretary

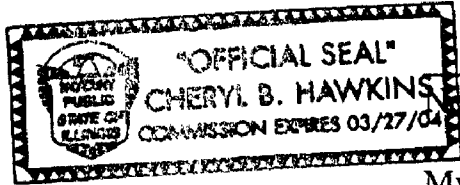
Title: PRESIDENT

Exhibit D - Marks

302-108

STATE OF ILLINOIS)
) SS.
COUNTY OF PEORIA)

On this 8th day of February, 2002, before me appeared James F. Jumer, to me personally known and known to be the person who executed the foregoing instrument; and who, being by me duly sworn, did say he is the Secretary of Jumer's Castle Lodge, Inc. and that he is authorized to execute said instrument on behalf of said corporation, and that said instrument was signed on behalf of said corporation by authority of its Board of Directors, and unto me acknowledged said instrument to be the free act and deed of said corporation.



Cheryl B. Hawkins
Notary Public

My Commission Expires: 3-27-04

STATE OF ILLINOIS)
) SS.
COUNTY OF PEORIA)

On this 8th day of February, 2002, before me appeared FRANK Pedulla, to me personally known and known to be the person who executed the foregoing instrument; and who, being by me duly sworn, did say he is the President of Torrey Park, LLC and that he is authorized to execute said instrument on behalf of said limited liability company, and that said instrument was signed on behalf of said corporation by authority of its Members, and unto me acknowledged said instrument to be the free act and deed of said limited liability company.



Cheryl B. Hawkins
Notary Public

My Commission Expires: 3-27-04