

NUNC PRO TUNC TRADEMARK ASSIGNMENT

WHEREAS, NAYA WATERS OF CANADA INC., a corporation organized under the laws of Canada (hereinafter "Assignor"), was the owner of the trademarks set forth in Schedule A hereto; and

WHEREAS, DANONE WATERS OF NORTH AMERICA, INC., a corporation organized under the laws of the State of Delaware (hereinafter "Assignee"), desired to acquire all right, title and interest in said trademarks; and

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, said Assignor, does hereby, *nunc pro tunc*, sell, assign, set over, and transfer to said Assignee the entire right, title and interest in and to said trademarks and U.S. Patent and Trademark applications and registrations thereof, together with the goodwill connected with the use of and symbolized by the trademarks, the same and the rights of said Assignor to be held and enjoyed by said Assignee for its own use and enjoyment, and for use and enjoyment of its successors, assigns or other legal representatives, to the end of the term or terms for which the trademark registration may be renewed or reissued, as fully or entirely as the same would have been held and enjoyed by said Assignor if this assignment and sale had not been made, together with all claims for legal and equitable relief of any kind by reason of past infringement of said trademarks and trademark applications and registrations, with the

right to sue for and obtain the same for its own use and behalf, and for the use of its successors, or other legal representatives.

IN TESTIMONY WHEREOF, said Assignor has caused this agreement to be duly executed and become effective on the date of execution indicated below, with the effective date relating back to at least as early as December 31, 2001.

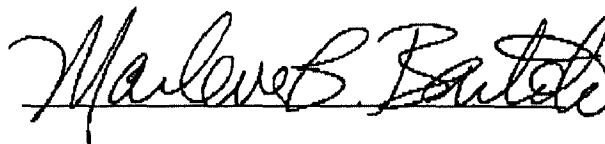
Signature: 
Name: Marlene B. Bartolo
Title: Assistant Secretary
Date: August 7, 2002

EXHIBIT A

<u>MARK</u>	<u>APPLN/REG NO.</u>
NAYA	75/440,667
THE GODDESS OF SPRING WATER	75/643,902
NAYA	1,471,586
MISC. DESIGN (Women's Head Design)	1,472,560
CANADA'S HERITAGE	1,763,786
LAVAL	1,772,525
NAYA & Design	1,948,602
TIMBERLINE SPRINGS	2,116,824
HUNGRY FOR LIFE. THIRSTY FOR NAYA.	2,102,237
SED DE VIDA. SED DE NAYA.	2,254,352
BEBELA Y VIVE	2,217,371
NAYA CANADIAN NATURAL SPRING WATER	2,348,479