

Form PTO-1594  
(Rev. 10/02)  
OMB No. 0651-0027 (exp. 6/30/2005)  
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**RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY**

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

To the Director of the US Patent and Trademark Office: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

ABI ALFALFA, INC.

- Individual(s)       Association
- General Partnership     Limited Partnership
- Corporation-Delaware
- Other \_\_\_\_\_

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

3. Nature of conveyance:

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

Execution Date: May 14, 2003

2. Name and address of receiving party(ies)

Name: WARNER PROPERTIES, L.P.

Internal

Address: \_\_\_\_\_

Street Address: 120 South Lawton

City: Hereford State: TX Zip: 79045

- Individual(s) citizenship \_\_\_\_\_
- Association \_\_\_\_\_
- General Partnership \_\_\_\_\_
- Limited Partnership - Texas
- Corporation- \_\_\_\_\_
- Other \_\_\_\_\_

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
(Designation 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)

2,107,342

Additional number(s) attached  Yes  No

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

Name: Alfred R. Hupp, Jr.

Internal Address: \_\_\_\_\_

Lathrop & Gage L.C.

Street Address: 2345 Grand Boulevard, Suite 2300

City: Kansas City State: MO Zip: 64108-2618

6. Total number of applications and registrations involved:.....

1

7. Total fee (37 CFR 3.41)..... \$ 40

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

12-0600

(Attach duplicate copy of this page if paying by deposit account)

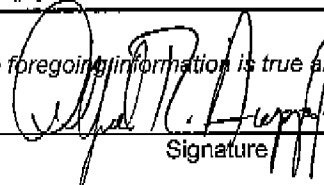
**DO NOT USE THIS SPACE**

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.

Alfred R. Hupp, Jr.

Name of Person Signing



Signature

June 8, 2003

Date

Total number of pages including covers sheet, attachments, and documents: 4


Mail documents to be recorded with required cover sheet information to:  
Mail Stop Assignment Recordation Services, Director of the US Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450

**U.S. TRADEMARK ASSIGNMENT**

In consideration of ONE AND NO/100 DOLLAR (\$1.00) lawful money of the United States of America and other good and valuable consideration to ABI Alfalfa, Inc., a Delaware corporation (the "Assignor"), in hand paid by Warner Properties, L.P., a Texas limited partnership (the "Assignee"), the receipt and sufficiency of which consideration is hereby acknowledged, the Assignor does hereby contribute, transfer, convey and deliver unto the Assignee all of the Assignor's right, title and interest in and to the trademark WAC, registered in the U.S. Patent and Trademark Office as No. 2,107,342 on October 21, 1997, for "agricultural seed, namely, sorghum," the right to recover for past infringement, the goodwill of the business in connection with which said mark is or has been used and, to the extent permitted by law, all of the Assignor's right to use and register such mark in foreign jurisdictions. Assignee hereby accepts this assignment.

IN WITNESS WHEREOF, Assignor and Assignee have caused this assignment to be executed effective the 14<sup>th</sup> day of MAY, 2003.

ABI ALFALFA, INC., a Delaware corporation, "Assignor"

By:   
Sam Datteri, General Manager

WARNER PROPERTIES, L.P., a Texas limited partnership, "Assignee"

By: George Warner Seed, Co., Inc., a Texas corporation, General Partner

By:   
Jerry Monk, President