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

Tab settings

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

1. Name of conveying party(ies): 2-19-03 Mississippi Lime Company

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State, 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: 12/23/02

2. Name and address of receiving party(ies)

Name: Bluff City Minerals, LLC Internal (f/k/a Bluff City Minerals Address: Acquisition, LLC)

Street Address: 2320 Creve Coeur Mill Road City: Maryland Hghts State: MO Zip: 63043

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

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) 2,299,182; 2,221,195; and 1,998,550

Additional number(s) attached Yes No

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

Name: Tammy S. Pagan

Internal Address: Lewis, Rice & Fingersh, L.C.

Street Address: 500 North Broadway, Suite 2000

City: St. Louis State: MO Zip: 63102

6. Total number of applications and registrations involved: 3

7. Total fee (37 CFR 3.41) \$ 90.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

Tammy S. Pagan Name of Person Signing

Signature

2/11/2003 Date

Total number of pages including cover sheet, attachments, and document: 2

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

01 FC:8521 40.00 OP 02 FC:8522 50.00 OP

TRADEMARK REEL: 002675 FRAME: 0684

## Trademark Assignment

This trademark assignment, dated December 23, 2002 is by and between **MISSISSIPPI LIME COMPANY**, a Missouri corporation ("*Assignor*"), and **BLUFF CITY MINERALS ACQUISITIONS, LLC**, a Missouri limited liability company ("*Assignee*").

WHEREAS, Assignor and Assignee have entered into that certain Asset Purchase Agreement dated December 23, 2002, wherein Assignor agreed to sell, transfer, and assign to Assignee certain assets owned by Assignor;

WHEREAS, Assignor is the owner of the federal trademark registrations for **BLUFF CITY**, **HIGHCAL** and **HIGHCAL90PLUS** (the "*Marks*") on the Principal Register of the United States Patent and Trademark Office (respectively, Registration No. 2,299,182: registered on December 14, 1999; Registration No. 2,221,195 registered on February 2, 1999; and Registration No. 1,998,550; registered on September 3, 1996) and all renewals thereof; all proceeds thereof (such as, by way of example, license royalties and proceeds of infringement suits); the right to sue for past, present and future infringements and all rights corresponding to the Marks throughout the world; and the goodwill of the business to which the Marks relate, free and clear of all liens, security interests and all other encumbrances; and

WHEREAS, Assignee desires to acquire the Marks and the above-referenced Registrations;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns and transfers to Assignee all right, title and interest in and to the Marks, together with the goodwill of the business symbolized by the Marks, and the above-mentioned Registrations.

MISSISSIPPI LIME COMPANY

By: 

Name: Michael A. DeCola

Its: President and Chief Executive Officer