

05-21-2003

Form PTO-1594

(Rev. 10/02)

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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):

5-19-03
Agway, Inc.
333 Butternut Drive
Dewitt, NY 13214

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State 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: December 2, 2002

2. Name and address of receiving party(ies)

Name: GROWMARK FS, Inc.

Internal

Address: _____

Street Address: 1701 Towanda Avenue

City: Bloomington State: IL Zip: 61761

- ☐ Individual(s) citizenship _____
☐ Association _____
☐ General Partnership _____
☐ Limited Partnership _____
☒ Corporation-State Delaware
☐ Other _____

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) 75/796,825
and 75/799,193B. Trademark Registration No.(s) See registrations
identified in attached Exhibit AAdditional number(s) attached ☐ Yes ☒ No

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

Name: Julie M. Nichols

Internal Address: Wildman, Harrold

Allen & Dixon

Suite 2900

Street Address: 225 West Wacker Drive

City: Chicago State: IL Zip: 60606

6. Total number of applications and registrations involved:

12

7. Total fee (37 CFR 3.41).....\$ 315

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number:

23-2126

DO NOT USE THIS SPACE

9. Signature.

Julie M. Nichols

Name of Person Signing

00000036 75796825

Signature

April 28, 2003

Date

Total number of pages including cover sheet, attachments, and document: ☐documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 2023105/20/2003
01 FC:0521
02 FC:052240.00
275.00TRADEMARK
REEL: 002736 FRAME: 0777

TRADEMARK ASSIGNMENT

TRADEMARK ASSIGNMENT made as of December 2, 2002, between Agway, Inc., a Delaware corporation with its principal place of business at 333 Butternut Drive, De Witt, New York 13214 ("Assignor") and GROWMARK FS, Inc., a Delaware corporation with its principal place of business at 1701 Towanda Avenue, Bloomington, Illinois 61761 ("Assignee").

WHEREAS, Assignor and Assignee entered into an Assignment and Assumption Agreement dated December 2, 2002, in accordance with which a portion of Assignor's business and certain related assets were transferred to Assignee ("Assignment and Assumption Agreement"); and

WHEREAS, Assignor is the owner of the trademarks and service marks identified on Exhibit A attached hereto (collectively, "the Marks") which are used or intended to be used in connection with the portion of the business acquired by Assignee pursuant to the Assignment and Assumption Agreement, and the registrations and applications for the Marks identified on Exhibit A; and

WHEREAS, Assignee desires to acquire all right, title and interest in and to the Marks, together with the goodwill of the business symbolized by and associated with the Marks, and the registrations and applications for the Marks identified on Exhibit A; and

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 each of the Marks, together with the goodwill of the business symbolized by and associated with each of the Marks, and the registrations and applications for the Marks identified on Exhibit A.

AGWAY, INC.

By: Laurie M. Panto

Name: Laurie M. Panto

Title: Assistant Treasurer

Dated effective as of: December 2, 2002

EXHIBIT A**(GROWMARK FS, Inc. Acquired Marks)**

Mark	Application/Registration Number	Application/Registration Date
CROPWORKS	75/796,825	September 10, 1999
DESIGN [LEAF]	1,598,004	May 29, 1990
EARLY EDGE	1,889,540	April 18, 1995
FIELD FRESH	1,491,778	June 14, 1988
N-SUL 32	1,689,714	June 2, 1992
N-SUL 33	1,641,822	April 23, 1991
PADDOCK GREEN	920,443	September 21, 1971
PRO-GANIC	2,267,034	August 3, 1999
SHOPWORKS	75/799,193	September 10, 1999
SILAGE FRESH	1,593,706	January 1, 1990
SOL-U-GREEN	801,175	January 4, 1966
TATERBEST	839,427	November 28, 1967

STATE REGISTRATIONS

Mark	Registration Number	Registration Date
N-SUL 32	Delaware – 16,935	February 19, 1986
N-SUL 33	Delaware – 16,934	February 19, 1986
MICRO MIX	Delaware- 16,933	February 19, 1986
POLY-SUL 47	Delaware- 16,932	February 19, 1986