

05-21-2003



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Form PTO-1594

(Rev. 10/02)

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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):

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: Seedway, 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) _____

B. Trademark Registration No.(s) See registrations
 identified in attached Exhibit A

Additional 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: 7

7. Total fee (37 CFR 3.41) \$ 190

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number:

23-2126

DO NOT USE THIS SPACE

9. Signature.

Julie M. Nichols

Signature

April 28, 2003

Date

Total number of pages including cover sheet, attachments, and document: 1

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

TRADEMARK
 REEL: 002736 FRAME: 0780

05/20/2003 00BYRNE 00000037 1036935

01 FC:8521
02 FC:8522

Name of Person Signing 40.00 DP 150.00 DP

EXHIBIT A

(Seedway, Inc. Acquired Marks)

Mark	Application/Registration Number	Application/Registration Date
EASTLAND	1,036,935	March 30, 1976
MISTER PETE	746,807	March 19, 1963
PEA KAL	1,718,522	September 22, 1992
ROYAL GREEN	1,046,969	August 24, 1976
SEEDWAY	1,034,971	March 2, 1976
TREELINE SHADE	1,038,259	April 20, 1976
TURF CLUB	1,294,774	September 11, 1984

COMMON LAW MARKS

XFP

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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 Seedway, 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