

June 3, 2003

Our File – CLP 402

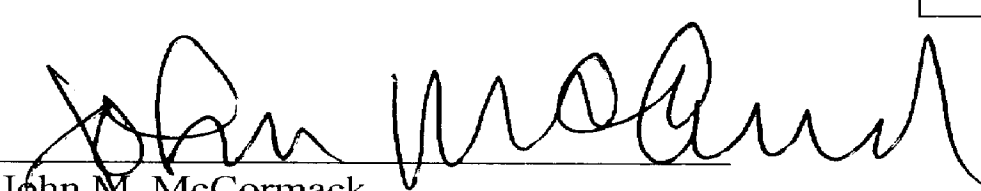
Page 2

- (5) Any and all correspondence concerning this document should be addressed and mailed to the following:
- John M. McCormack
Kolisch Hartwell, P.C.
520 S.W. Yamhill Street, Suite 200
Portland, Oregon 97204
- (6) The total number of trademark registrations involved in this conveyance is 7.
- (7) Our check in the amount of \$150 to cover the recordation fee is enclosed, in accordance with 37 C.F.R. § 3.41.
- (8) Please charge our Deposit Account No. 11-1540 for any additional fees which may be required. A duplicate copy of this form is attached.
- (9) 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.

Respectfully submitted,

KOLISCH HARTWELL, P.C.





John M. McCormack
Reg. No. 26,948
520 S.W. Yamhill Street, Suite 200
Portland, Oregon 97204
Telephone: (503) 224-6655
Facsimile: (503) 295-6679
of Attorneys for Registrant

TOTAL NUMBER OF PAGES
COMPRISING COVER SHEET: 2

TRADEMARK ASSIGNMENT

JONATHAN BARTCH, as Assignor,

hereby assigns, sells, transfers and conveys unto

CARLTON PLANTS, LLC, an Oregon Limited Liability Company, as Assignee,

all of his right, title and interest in and to the following:

All registered Trademarks identified on Exhibit "A," attached hereto and incorporated herein, including all registrations and applications for registration of said Trademarks, the right to recover for past infringement of said Trademarks and the goodwill of the business in connection with which said Trademarks are used and which is symbolized by said Trademarks, and further including the right to apply for registration of such Trademarks in foreign countries in Assignee's own name and to claim any priority rights for such foreign applications to which said applications are entitled under International conventions, treaties or otherwise, for Assignee's own use and enjoyment and for the use and enjoyment of Assignee's successors, assigns or other legal representatives.

Assignor warrants that his interest in the Exhibit "A" Trademarks is free and clear of all encumbrances except for:

1. A Security Agreement dated effective January 10, 1997, between Assignor (as "Debtor") and MARGARET M. BAILEY, THOMAS J. CAMPBELL, VIRGINIA KAREN BARTCH, JONATHAN BARTCH AND JAMES FRITZ, SUCCESSOR CO-TRUSTEES OF THE GORDON BAILEY REVOCABLE TRUST, DATED NOVEMBER 9, 1989, AS AMENDED ("Secured Party").
2. A Commercial Security Agreement dated March 5, 1997, between Assignor (as "Borrower") and the United States National Bank of Oregon ("Lender").

3. A Trademark Security Interest dated effective January 10, 1997, granted by Assignor (as "Purchaser") in favor of THE GORDON BAILEY REVOCABLE TRUST ("Seller").

Duly executed effective January, 1, 1998.


Jonathan Barch

ASSIGNOR

TRADEMARKS

1. U.S. Trademark Registration No. 1,403,364, issued July 29, 1986, for the trademark LUSTRE ELSTAR;

2. U.S. Trademark Registration No. 1,638,559, issued March 19, 1991, for the trademark GOLDEN RUSSET BOSCO;

3. U.S. Trademark Registration No. 1,372,904, issued November 26, 1985, for the trademark AUTUMN RADIANCE;

4. U.S. Trademark Registration No. 1,202,246, issued July 20, 1982, for the trademark KARPICK; and

5. U.S. Trademark Registration No. 1,073,732, issued September 20, 1977, for the trademark OLD HOME X FARMINGDALE (BROOKS SELECTIONS).

6. U.S. Trademark Registration Application Serial No. 74/334,334, filed November 24, 1992, for the trademark CARLTON PLANTS; and

7. U.S. Trademark Registration Application Serial No. 74/334,485, filed November 24, 1992, for the trademark CARLTON;



Kolisch Hartwell

A Professional Corporation

INTELLECTUAL PROPERTY
ATTORNEYS

Peter E. Heuser[▪]
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B. Anna McCoy
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Ellen M. Gonzales⁺
Jason C. Creasman

June 3, 2003

Mail Stop Assignment Recordation Services
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Of Counsel:
J. Pierre Kolisch
John M. McCormack[▪]
Edward B. Anderson[▲]

**RECORDATION FORM COVER SHEET
TRADEMARKS ONLY; Our File – CLP 402**

Patent Agents:
Stan M. Hollenberg, Ph.D.
Anton E. Skaugset, Ph.D.

Enclosed for recordation in the records of the U.S. Patent and Trademark Office is a copy of a document with particulars as follows:

Technical Consultants:
Shawn J. Kolitch, Ph.D.
Phaedra E. Gutowski

(1) Name of conveying party:

Jonathan Bartch, a citizen of the United States of America

M.H. Hartwell 1927-2000

[▪]OR, CA & ID Bars
[▲]OR, CA & WA Bars
⁺OR & CA Bars
[•]CA Bar Only

(2) Name and address of receiving party:

Carlton Plants, LLC, an Oregon Limited Liability Company
P.O. Box 398
Dayton, Oregon 97114

OREGON ☒
200 Pacific Building
520 S.W. Yamhill Street
Portland, OR 97204-1324
Telephone: 503/224-6655
Facsimile: 503/295-6679

(3) The nature of the conveyance is a Trademark Assignment, which was executed January 1, 1998.

CALIFORNIA ☐
260 Sheridan Ave., Ste. 200
Palo Alto, CA 94306-2009
Telephone: 650/325-8673
Facsimile: 650/325-5076

(4) Registration No. Registration Date

1,403,364	July 29, 1986
1,638,559	March 19, 1991
1,372,904	November 26, 1985
1,202,246	July 20, 1982
1,073,732	September 20, 1977
2,096,206 (SN 74/334,334)	September 16, 1997
2,066,076 (SN 74/334,485)	June 3, 1997

IDAHO ☐
101 S. Capitol Blvd., Ste. 500
Boise, ID 83702-7715
Telephone: 208/384-9166
Facsimile: 208/384-9169

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**TRADEMARK
REEL: 002774 FRAME: 0950**

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Page 2

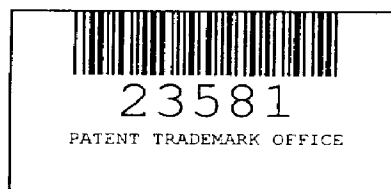
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KOLISCH HARTWELL, P.C.



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