

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005)

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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): Canadian Imperial Bank of Commerce, Administrative Agent

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State, Other Bank, Financial Institution

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

3. Nature of conveyance: Assignment, Merger, Security Agreement, Change of Name, Other Release of Security Interest

Execution Date: 06/02/2004

2. Name and address of receiving party(ies) Name: Eldorado Stone Operations, LLC Internal Address: c/o Headwaters Incorporated Street Address: 10653 South River Front Parkway, Suite 300 City: South Jordan State: UT Zip: 84095

- 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) 1,182,120; 2,035,928; 2,498,513

Additional number(s) attached Yes No

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

Internal Address: Duane Morris LLP

Street Address: One Liberty Place

City: Philadelphia State: PA Zip: 19103

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: 04-1679

DO NOT USE THIS SPACE

9. Signature.

Robert E. Rosenthal Name of Person Signing

Signature

Aug. 18, 2004 Date

Total number of pages including cover sheet, attachments, and document: 3

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

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RELEASE OF TRADEMARK SECURITY INTEREST

This RELEASE is made this day by Canadian Imperial Bank of Commerce, administrative agent, (hereinafter "Canadian Imperial Bank").

For good and valuable consideration, receipt of which is acknowledged, Canadian Imperial Bank hereby releases all rights to the trademarks, trademark applications and registrations granted to it by Eldorado Stone Operations, LLC, a Delaware limited liability company (hereinafter Grantor) under a Trademark Security Agreement dated February 20, 2001 and recorded in the U.S. Patent and Trademark Office on May 4, 2001 at Reel/Frame 2292/0502 (hereinafter Agreement), as assignee, secured party or otherwise and reconveys, to Grantor all rights in said trademarks, trademark applications and registrations identified in Appendix A to the Agreement and in the goodwill of the business symbolized by said trademarks, trademark applications and registrations.

IN WITNESS WHEREOF Canadian Imperial Bank, by a duly authorized officer thereof, has caused this Release to be duly executed as of the date indicated below.

CANADIAN IMPERIAL BANK OF COMMERCE,
as Administrative Agent

Date: 6/2/04

Signature: 

Printed Name: W.G. KNIGHT

Title: MANAGING DIRECTOR

State of New York

County of New York

On this 2nd day of June, 2004, before me a Notary Public in and for the above County and State, personally appeared the above named W.G. Knight personally known to me, and acknowledged the execution of the foregoing assignment as a free act and deed for the purpose herein set forth.


Notary Public

SABINE MITTON
Notary Public, State of New York
No. 01M15034021
Qualified in Kings County
Commission Expires October 3, 2006
TRADEMARK

Annex A

U.S. Marks		Application No.	Registration No.
Eldorado Stone Operations, LLC	ELDORADO	73/259,769	1,182,120
Eldorado Stone Operations, LLC	HYAKWALL	74/496,938	2,035,928
Eldorado Stone Operations, LLC	ELDORADO STONE (& DESIGN)	78/033,842	2,498,513

Foreign Marks:		Country	
Eldorado Stone Operations, LLC	ELDORADO STONE OF EXCELLENCE AND DESIGN	Canada	409,797
Eldorado Stone Operations, LLC	ELDORADO STONE OF EXCELLENCE AND DESIGN	Canada	1,080,647
Eldorado Stone Operations, LLC	ELDORADO STONE OF EXCELLENCE AND DESIGN	CTM	1,898,162
Eldorado Stone Operations, LLC	ELDORADO STONE OF EXCELLENCE AND DESIGN	Mexico	457,093
Eldorado Stone Operations, LLC	ELDORADO STONE OF EXCELLENCE AND DESIGN	Russia	726,174/00
Eldorado Stone Operations, LLC	ELDORADO STONE OF EXCELLENCE AND DESIGN	Bahrain	
Eldorado Stone Operations, LLC	ELDORADO STONE OF EXCELLENCE AND DESIGN	Oman	
Eldorado Stone Operations, LLC	ELDORADO STONE OF EXCELLENCE AND DESIGN	Malaysia	12380/2000
Eldorado Stone Operations, LLC	ELDORADO STONE OF EXCELLENCE AND DESIGN	Philippines	
Eldorado Stone Operations, LLC	ELDORADO STONE OF EXCELLENCE AND DESIGN	Korea	48,379/00
Eldorado Stone Operations, LLC	ELDORADO STONE OF EXCELLENCE AND DESIGN	Egypt	