

RE

26315

03-01-2005



102950457

**RECORDATION OF  
TRADEMARK**

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

**1. Name of conveying party(ies)/Execution Date(s):**

Batco Manufacturing, Ltd.

- Individual(s)
- General Partnership
- Corporation-State
- Other \_\_\_\_\_
- Association
- Limited Partnership

Citizenship (see guidelines) \_\_\_\_\_

Execution Date(s) May 18, 2004

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

**3. Nature of conveyance:**

- Assignment
- Security Agreement
- Other \_\_\_\_\_
- Merger
- Change of Name

**2. Name and address of receiving party(ies)**

Additional names, addresses, or citizenship attached?  Yes

No

Name: Ag Growth Industries Limited Partnership

Internal

Address: \_\_\_\_\_

Street Address: 74 Provincial Road, 205 East

City: Rosenort State: Manitoba

Country: Canada Zip: R0G 1W0

- Association Citizenship \_\_\_\_\_
- General Partnership Citizenship \_\_\_\_\_
- Limited Partnership Citizenship \_\_\_\_\_
- Corporation Citizenship \_\_\_\_\_
- Other \_\_\_\_\_ Citizenship \_\_\_\_\_

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
(Designations must be separate document from assignment)

**4. Application number(s) or registration number(s) and identification or description of the Trademark.**

A. Trademark Application No.(s)  
75/600,297

B. Trademark Registration No.(s)  
2,314,080

Additional number(s) attached?  Yes  No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

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

Name: Daniel A. Rosenberg, Davis, Brown, Koehn, Shors & Roberts, P.C.

Internal Address: \_\_\_\_\_

Street Address: Suite 2500, The Financial Center

666 Walnut Street

City: Des Moines

State Iowa Zip: 50309-3993

Phone Number: 515-288-2500

Fax Number: 515-243-0654

Email Address: dan.rosenberg@lawiowa.com

**6. Total number of applications and registrations involved:**

**7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$40.00**

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed

**8. Payment Information:**

a. Credit Card Last 4 Numbers \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number 12-2250  
Authorized User Name \_\_\_\_\_

OPR/FINANCE  
FEB 23 PM 2:13

9. Signature: Emily E. Harris  
Signature

February 17, 2005  
Date

Emily E. Harris  
Name of Person Signing

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

03/01/2005 DBYRNE 00000040 75600297

01 FC:8521

Documents recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

#1132255

# SECURITY INTEREST IN INTELLECTUAL PROPERTY

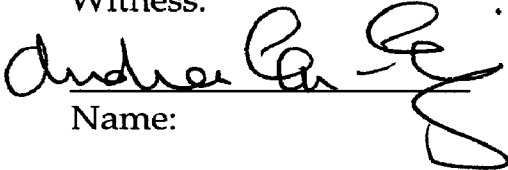
WHEREAS, Ag Growth Industries Limited Partnership ("Debtor"), with offices at 74 Provincial Road 205 East, Rosenort, Manitoba, R0G 1W0, is the owner of the patents and trade-marks set forth in Exhibit 1, and the registrations and applications for said patents and trademarks as identified therein as well as the underlying goodwill of said trade-marks (hereinafter referred to the "Patents and Trade-marks");

WHEREAS, The Toronto-Dominion Bank ("Creditor"), with offices at 4<sup>th</sup> Floor, 201 Portage Avenue, Winnipeg, Manitoba, R3C 2T2, entered into a general security agreement with Debtor (the "Security Agreement") dated April 29<sup>th</sup>, 2004, by which Debtor granted to Creditor a secured interest in certain property, including the Patents and Trade-marks, in consideration for a commercial loan;

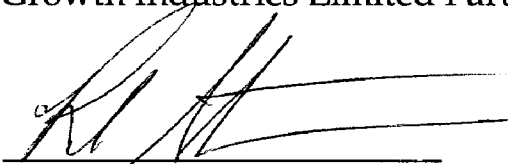
NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged and in accordance with the terms and obligations set forth in the "Security Agreement", Debtor hereby confirms grant to the Creditor of a secured interest in and to the patents and trade-marks set forth in Exhibit 1 and the registrations and applications for said patents and trade-marks as identified therein and that underlying goodwill of said trade-marks.

Ag Growth Industries Limited Partnership

Witness:

  
Name:

By:



Name: Rob Stenson

Title: President

Dated: May 18<sup>th</sup>, 2004

TRADEMARK

REEL: 003126 FRAME: 0291

**EXHIBIT "A"****TRADEMARKS - CANADA**

<b>Mark</b>	<b>Application No.</b>	<b>Registration No.</b>
WESTFIELD	721751	TMA422052
WESTFIELD DESIGN	570980	TMA331455
SEED SHUTTLE	1090138	N/A
PICK UP WITH US DESIGN	1058199	TMA566471
VICTORY EQUIPMENTS DESIGN	1008939	TMA549208
WHEATHEART	523294	TMA301580
WHEATHEART DESIGN	523286	TMA303478
WESTFIELD AG GROWTH LEASING	1216133	N/A

**TRADEMARKS - UNITED STATES**

<b>Mark</b>	<b>Application No.</b>	<b>Registration No.</b>
WESTFIELD DESIGN	73/627,659	1,641,037
WESTFIELD	74/358,832	1,794,696
SEED SHUTTLE	75/600,297	2,314,080

PATENTS - CANADA

<b>Title</b>	<b>Appl'n/Reg'n No.</b>	<b>Filing/Issue Date</b>
PARTICULATE MATERIAL HANDLING SYSTEMS	2,421,534	Filed: March 10, 2003
HYDRAULIC CYLINDER FOR GRAIN AUGERS	2,185,377	Issued: November 14, 2000
AUGER SCREW	1,206,115	Issued: June 17, 1986

PATENTS - UNITED STATES

<b>Title</b>	<b>Appl'n/Reg'n No.</b>	<b>Filing/Issue Date</b>
BULK SEED CARRIER	6,120,233 09/644,784	Issued: Sept. 19, 2000 Filed: Aug. 23, 2000
PARTICULATE MATERIAL HANDLING SYSTEMS	10/388,875	Filed: March 14, 2003
HYDRAULIC CYLINDER FOR GRAIN AUGERS	5,873,447	Issued: February 23, 1999

# CERTIFICATE OF NOTARY PUBLIC

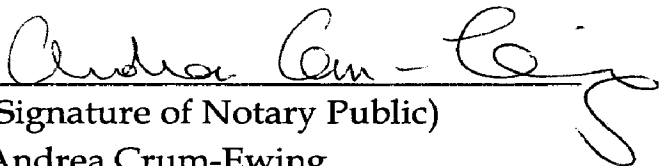
**RE:** Assignment by Batco Manufacturing Ltd. ("Assignor") to Ag Growth Industries Limited Partnership ("Assignee"), of its right, title and interest in and to certain trademarks (the "Trademark", as defined in Schedule A to the Assignment) pursuant to the terms and conditions of the assignment agreement between the Assignee and the Assignor dated May 18, 2004 (the "Assignment")

I, Andrea Crum-Ewing, being a lawfully appointed Notary Public in and for the Province of Ontario, by Royal Authority duly appointed, residing at the City of Toronto, in the said Province, DO HEREBY CERTIFY that:

7. On May 18, 2004, I was personally present and did see Robert Stenson, who is personally known to me, duly sign the Assignment.
8. The said Robert Stenson confirmed to me that he is one and the same person as "Robert Stenson", an authorized signatory for Batco Manufacturing Ltd., the owner of the Trademark.

In testimony whereof I have hereto subscribed my name and affixed my Notarial Seal of Office at the City of Toronto, Ontario, this 18th day of May, 2004.

Affix Seal of Notary Public

  
(Signature of Notary Public)  
Andrea Crum-Ewing  
1 Anderson Avenue  
Toronto, Ontario  
M5P 1H2