



103121400

original documents or copy thereof.

To the Honorable Commissioner of Patents :

1. Name of conveying party(ies):

Banknorth, N.A., n/k/a TD Banknorth, N.A.

- Individuals  Association
- General Partnership  Limited Partnership
- Corporate-State
- Other National Bank

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  
in Trademarks

Execution Date: November 14, 2005

Name: Johnny Appleseed's, Inc.

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

Street Address: 30 Tozer Road

City: Beverly State MA ZIP 01915

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Massachusetts
- Other

If assignee is not domiciled in the United States, a domestic representative designation is attached:  yes  no  
(Designation must be a separate document from assignment) Additional name(s) & address(es) attached?  yes  no

4. Application number(s) or patent number(s):

A. Trademark Application No(s)

None

11/18/2005 DBYRNE 00000112 921309

01 FC:8521  
02 FC:8522

40.00 DP  
125.00 DP

Additional numbers attached?

B. Trademark Registration No.(s)

- 1. 921,309 (9/28/71) 5. 1,809,067 (12/7/93)
- 2. 756,119 (9/3/63)
- 3. 941,094 (8/15/72) 6. 2,523,614 (12/25/01)
- 4. 1,771,355 (5/18/93)

Yes  No

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

Name: Judy Radoccia

Internal Address: Edwards Angell Palmer & Dodge LLP

Street Address: 101 Federal Street

City: Boston State MA ZIP 02110

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

7. Total fee (37 CFR 3.41)..... \$165.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit Account Number: \_\_\_\_\_

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature:

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.

Judy Radoccia  
Name of Person Signing

Judy Radoccia  
Signature

November 17, 2005  
Date

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

RELEASE OF SECURITY INTEREST IN TRADEMARKS

Reference is hereby made to that certain instrument evidencing a security interest in certain trademarks and related rights (the "Security Agreement") granted by JOHNNY APPLESEED'S, INC. (the "Grantor"), to BANKNORTH, N.A. (now known as TD BANKNORTH, N.A.) (the "Lender"), recorded with the United States Patent and Trademark Office on June 8, 2004, Reel 2984, Frame 0065. The Security Agreement relates to the following trademarks (the "Subject Trademarks") of the Grantor:

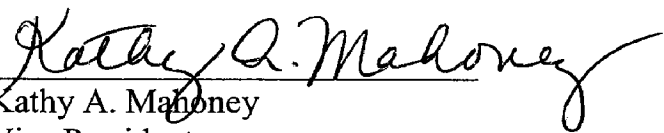
<u>Registered Mark</u>	<u>Registration No.</u>	<u>Issue Date</u>
Johnny Appleseed's	921,309	9-28-71
Johnny Appleseed's	756,119	9-3-63
Design Only – showing silhouette profile	941,094	8-15-72
Appleseed's	1,771,355	5-18-93
Appleseed's and Design	1,809,067	12-7-93
Lombardi	2,523,614	12-25-01

Lender represents and warrants that: (i) it has full power and authority to execute this release of security interest in trademarks, and (ii) it has not assigned, transferred, restricted or otherwise encumbered any security interest it has in the Subject Trademarks.

As to the Subject Trademarks, the Lender hereby terminates, and acknowledges the termination of, the security interest evidenced by the Security Agreement and releases all right, title and interest (if any) of the Lender in and to the Subject Trademarks.

Executed as an instrument under seal as of the 14<sup>th</sup> day of November, 2005.

**TD BANKNORTH, N.A.**

By:   
Kathy A. Mahoney  
Vice President

BOS\_510137

RECORDED: 11/18/2005

TRADEMARK  
REEL: 003255 FRAME: 0434