

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
CapitalSource Finance, LLC		06/16/2006	LIMITED LIABILITY COMPANY: DELAWARE

RECEIVING PARTY DATA

Name:	Easy Gardener Products, LTD
Street Address:	3022 Franklin Avenue
City:	Waco
State/Country:	TEXAS
Postal Code:	76710
Entity Type:	LIMITED PARTNERSHIP: TEXAS

Name:	Eyas International, Inc.
Street Address:	3022 Franklin Avenue
City:	Waco
State/Country:	TEXAS
Postal Code:	76710
Entity Type:	CORPORATION: TEXAS

Name:	EG, L.L.C.
Street Address:	3022 Franklin Avenue
City:	Waco
State/Country:	TEXAS
Postal Code:	76710
Entity Type:	LIMITED LIABILITY COMPANY: NEVADA

Name:	E G Product Management, L.L.C.
Street Address:	3022 Franklin Avenue
City:	Waco
State/Country:	TEXAS

OP \$1615.00 3091231

Postal Code:	76710
Entity Type:	LIMITED LIABILITY COMPANY: TEXAS

Name:	Weatherly Consumer Products Group, Inc.
Street Address:	3022 Franklin Avenue
City:	Waco
State/Country:	TEXAS
Postal Code:	76710
Entity Type:	CORPORATION: DELAWARE

Name:	Weatherly Consumer Products, Inc.
Street Address:	3022 Franklin Avenue
City:	Waco
State/Country:	TEXAS
Postal Code:	76710
Entity Type:	CORPORATION: DELAWARE

Name:	NBU Group, L.L.C.
Street Address:	3022 Franklin Avenue
City:	Waco
State/Country:	TEXAS
Postal Code:	76710
Entity Type:	LIMITED LIABILITY COMPANY: TEXAS

PROPERTY NUMBERS Total: 64

Property Type	Number	Word Mark
Registration Number:	3091231	EASY GARDENER YARD & GARDEN BAG
Registration Number:	2969910	JOBE'S
Registration Number:	2953484	GREEN-AGAIN
Registration Number:	2780853	VILLA GARDEN TILES
Registration Number:	2892282	ENGLISH STONE VILLA GARDEN TILES
Registration Number:	2667208	COUNTRY CLASSIC BORDER
Registration Number:	2892032	ROMA VILLAGARDEN TILES
Registration Number:	2664490	WHIMSICAL ARCH
Registration Number:	2696514	WHIMSICAL LOOP
Registration Number:	2892283	ENGLISH STONE FINIAL VILLA GARDEN TILES
Registration Number:	2898349	ADOBE VILLA GARDEN TILES
Registration Number:	2359625	GREAT RESULTS. LESS WORK.

Registration Number:	2321088	JOBE'S WEED CONTROL FABRIC
Registration Number:	2334841	WEED BLOCK
Registration Number:	2356107	EASY GARDENER
Registration Number:	2294225	EASY GARDENER
Registration Number:	2010199	TREE GARD
Registration Number:	1981079	FABRICPEGS
Registration Number:	1989049	XP-20
Registration Number:	1986161	SCATTER CAP
Registration Number:	1938066	BIO BLOCK
Registration Number:	1921278	STOPS WEEDS FOR YEARS
Registration Number:	1928560	EMERALD EDGE
Registration Number:	1769537	TREE STAKIT
Registration Number:	1804536	BIRD BLOCK
Registration Number:	1802112	DEER BLOCK
Registration Number:	1768337	IT WORKS. YOU DON'T.
Registration Number:	1741296	ROSS
Registration Number:	1671754	FAST START
Registration Number:	1682545	ROSS
Registration Number:	1664643	GRO-STAKES
Registration Number:	1675783	ROSS ROOT FEEDER
Registration Number:	1684947	ROSS
Registration Number:	1557426	FABRICPEGS
Registration Number:	1475961	GRO COVER
Registration Number:	1447569	GRO-BAGS
Registration Number:	1445222	EASY GARDENER
Registration Number:	1408576	WEEDBLOCK
Registration Number:	1252606	CLOUD COVER
Registration Number:	1084414	'TOMATO BOOMERS'
Registration Number:	2883762	JOBE'S
Registration Number:	1905636	POLYSPUN 350
Registration Number:	2292883	ZINNIA PATCH
Registration Number:	2479878	FLEXITRIM
Registration Number:	2308303	AMTURF LAWN PATCH
Registration Number:	2269486	DOG PATCH
Registration Number:	2145480	AMTURF

Registration Number:	1452412	AMTURF
Serial Number:	78656149	THE LIGHTING LAWN EDGING
Serial Number:	78656318	ROOTBLOCK
Serial Number:	78656023	ILLUMA-EDGE
Serial Number:	78656407	FEEDS A LITTLE EVERY DAY
Serial Number:	78656371	JOBE'S DRIP FEEDER
Serial Number:	78656340	JOBE'S HYDRO-FEEDER
Serial Number:	78656415	BIO FABRICPEGS
Serial Number:	78430033	EASY GARDENER SUN SCREEN CANOPY
Serial Number:	78430043	EASY GARDENER NATURAL GARDEN BORDERS
Serial Number:	78430057	EASY GARDENER PLANT PROTECTION BLANKET
Serial Number:	78430058	EASY GARDENER PLANT PROTECTOR BAGS
Serial Number:	78403938	PRO WEEDBLOCK
Serial Number:	78282234	EASY GARDENER POT TOP & LINER
Serial Number:	78263421	WEEDBLOCK
Serial Number:	78430067	EASY GARDENER CHRISTMAS TREE BAG
Serial Number:	78430069	EASY GARDENER CHRISTMAS TREE SAVER

CORRESPONDENCE DATA

Fax Number: (312)863-7806
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
Phone: 312-863-7198
Email: nancy.brougher@goldbergkohn.com
Correspondent Name: Nancy Brougher c/o Goldberg Kohn
Address Line 1: 55 East Monroe Street
Address Line 2: Suite 3700
Address Line 4: Chicago, ILLINOIS 60603

ATTORNEY DOCKET NUMBER:	1941.180
NAME OF SUBMITTER:	Nancy Brougher
Signature:	/njb/
Date:	06/21/2006

Total Attachments: 4
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**NOTICE OF TERMINATION OF
ACKNOWLEDGEMENT OF INTELLECTUAL COLLATERAL PROPERTY LIEN**

Reference is made to that certain Acknowledgement of Intellectual Property Collateral Lien dated as of October 29, 2003, as amended by that certain First Amendment to Acknowledgement of Intellectual Property Collateral Lien dated as of October 20, 2005 (the "Intellectual Property Agreement") made by each of EASY GARDENER PRODUCTS, LTD., a Texas limited partnership, (the "Borrower"), EYAS INTERNATIONAL, INC., a Texas corporation, EG, L.L.C., a Nevada limited liability company, E G PRODUCT MANAGEMENT, L.L.C., a Texas limited liability company, WEATHERLY CONSUMER PRODUCTS GROUP, INC., a Delaware corporation, WEATHERLY CONSUMER PRODUCTS, INC., a Delaware corporation and NBU GROUP, L.L.C., a Texas limited liability company (each a "Guarantor", and collectively with the Borrower, the "Grantors"), in favor of CAPITALSOURCE FINANCE LLC, a Delaware limited liability company, as administrative agent and collateral agent for certain Lenders (in such capacities, "Secured Party"). Capitalized terms used herein and not defined herein shall have the meanings ascribed to such terms in the Intellectual Property Agreement.


WHEREAS, the Intellectual Property Agreement was recorded in the United States Patent and Trademark Office on November 8, 2005 at Reel 016745, Frame 0160 and Reel 003190, Frame 0263 and in the United States Copyright Office on November 16, 2005 in Volume 3532, Doc. No. 358.

WHEREAS, Secured Party wishes to provide a document suitable for recording in the United States Patent and Trademark Office and United States Copyright Office, respectively, for purposes of recording the release, relinquishment and discharge of the security interests in and to the Intellectual Property Collateral granted by Grantors to Secured Party under and pursuant to the Intellectual Property Agreement and other Loan Documents.

NOW, THEREFORE, in consideration of and in exchange for good and valuable consideration, Secured Party hereby relinquishes, releases and discharges its security interest in and to the Intellectual Property Collateral.

IN WITNESS WHEREOF, the Secured Party has caused this Notice of Termination of Intellectual Property Collateral Lien to be duly executed as of June 16, 2006.

**CAPITALSOURCE FINANCE LLC, as
Secured Party**

By: 
Name: **Peggy Balsawer**
Title: **Associate General Counsel
Corporate Finance**

TRADEMARK REGISTRATIONS

<u>Trademark Description</u>	<u>Registration No.</u>
Easy Gardener Yard & Garden Bag	3091231
Jobe's	2969910
Green-Again	2953484
Villa Garden Tiles	2780853
English Stone Villa Garden Tiles	2892282
Country Classic Border	2667208
Roma Villagarden tiles	2892032
Whimsical Arch	2664490
Whimsical Loop	2696514
English Stone Finial Villa Garden Tiles	2892283
Adobe Villa Garden Tiles	2898349
Great Results. Less Work.	2359625
Jobe's Weed Control Fabric	2321088
Weed Block	2334841
Easy Gardener	2356107
Easy Gardener	2294225
Tree Gard	2010199
Fabricpegs	1981079
XP-20	1989049
Scatter Cap	1986161
Bio Block	1938066
Stops Weeds For Years	1921278
Emerald Edge	1928560
Tree Stakit	1769537
Bird Block	1804536
Deer Block	1802112
It Works. You Don't.	1768337
Ross	1741296
Fast Start	1671754
Ross	1682545
Gro-Stakes	1664643
Ross Root Feeder	1675783
Ross	1684947
Fabricpegs	1557426
Gro Cover	1475961
Gro-Bags	1447569
Easy Gardener	1445222
Weedblock	1408576
Cloud Cover	1252606
'Tomato Boomers'	1084414
Jobe's	2883762
Polyspun 350	1905636

Zinnia Patch	2292883
Flexitrim	2479878
Amturf Lawn Patch	2308303
Dog Patch	2269486
Amturf	2145480
Amturf	1452412

TRADEMARK APPLICATIONS

<u>Trademark Application Description</u>	<u>U.S. Application No.</u>
The Lighting Lawn Edging	78656149
Rootblock	78656318
Illuma-Edge	78656023
Feeds A Little Every Day	78656407
Jobe's Drip Feeder	78656371
Jobe's Hydro-Feeder	78656340
Bio Fabricpegs	78656415
Easy Gardener Sun Screen Canopy	78430033
Easy Gardener Natural Garden Borders	78430043
Easy Gardener Plant Protection Blanket	78430057
Easy Gardener Plant Protector Bags	78430058
Pro Weedblock	78403938
Easy Gardener Pot Top & Liner	78282234
WeedBlock	78263421
Easy Gardener Christmas Tree Bag	78430067
Easy Gardener Christmas Tree Saver	78430069