# TRADEMARK ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

| SUBMISSION TYPE:      | NEW ASSIGNMENT                               |
|-----------------------|--|
| NATURE OF CONVEYANCE: | ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL |

## **CONVEYING PARTY DATA**

| Name         | Formerly | Execution Date | Entity Type  |
|--------------|----------|----------------|--------------|
| THE HEIL CO. |          | 06/23/2006     | CORPORATION: |

## RECEIVING PARTY DATA

| Name:             | Delaware Capital Formation, Inc. |  |
|-------------------|----------------------------------|--|
| Street Address:   | 1403 Foulk Road                  |  |
| Internal Address: | Suite 102                        |  |
| City:             | Wilmington                       |  |
| State/Country:    | DELAWARE                         |  |
| Postal Code:      | 19803-2755                       |  |
| Entity Type:      | CORPORATION: DELAWARE            |  |

## PROPERTY NUMBERS Total: 1

| Property Type        | Number  | Word Mark     |
|----------------------|---------|---------------|
| Registration Number: | 1490076 | SPREAD-N-DUMP |

#### **CORRESPONDENCE DATA**

Fax Number: (402)390-9005

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

402 390-9500 Phone:

Email: ip@koleyjessen.com Correspondent Name: Linda Dammann

Address Line 1: One Pacific Place, 1125 S 103rd Street

Address Line 2: Suite 800

Address Line 4: Omaha, NEBRASKA 68124

| 6285-0001 DCF |
|---------------|
| Linda Dammann |
| /ldd/         |
|               |

**TRADEMARK REEL: 003338 FRAME: 0046** 

| Date:  | 06/27/2006 |
|--|------------|
| Total Attachments: 1 source=tm_asg#page1.tif |            |

TRADEMARK REEL: 003338 FRAME: 0047

#### TRADEMARK ASSIGNMENT

THIS TRADEMARK ASSIGNMENT is made and entered into effective 23, 2006, by THE HEIL CO. a Delaware corporation ("Assignor"), in favor of DELAWARE CAPITAL FORMATION, INC., a Delaware corporation ("Assignee"), having an address of 1403 Foulk Road, Suite 102, Wilmington, Delaware 19803-2755 USA.

WHEREAS, Assignor is the owner of the trademark "SPREAD-N-DUMP" (the "Mark") which is registered in the United States Patent and Trademark Office as Registration No. 1,490,076 dated May 31, 1988; and

WHEREAS, Assignee is desirous of acquiring the entire right, title and interest in and to the Mark.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee all right, title and interest in and to the Mark, together with the goodwill of the business symbolized by the Mark, the registration therefor, and all claims for damages arising out of or relating to past or continuing infringements thereof, if any, with the right to sue for and collect such damages.

Assignor hereby covenants that it has full right, power and authority and has been duly authorized to convey the right, title and interest herein assigned, and that it has not and will not execute any agreement in conflict herewith. Assignor further covenants that, when requested, it will, without charge to Assignee, execute all documents and take all such further actions as may be necessary, desirable or convenient to enable Assignee to obtain, maintain and enforce its rights and interest in and to the Mark in any and all countries.

THE HEIL CO. Assignor

Title Assistant Secretary

Before me personally appeared said <u>George Paturalski</u> and acknowledged the foregoing instrument to be his free act and deed this <u>23</u> day of <u>June</u>, 2006

C Commission from a last 11 2022

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RECORDED: 06/27/2006

TRADEMARK
REEL: 003338 FRAME: 0048