Form PTO-1594 (Rev. 07/05) OMB Collection 0651-0027 (exp. 6/30/20 <u>08)</u>	U.S. DEPARTMENT OF COMMERCE United States Patent and Trademark Office
RECORDATION FORM COVER SHEET TRADEMARKS ONLY	
To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.	
Name of conveying party(ies): Tyler Mountain Water Company, Inc.	2. Name and address of receiving party(ies) Additional names, addresses, or citizenship attached? No Name: American Beverage Corporation
☐ Individual(s) ☐ Association ☐ General Partnership ☐ Limited Partnership ☑ Corporation- State: West Virginia ☐ Other	General Partnership Citizenship Limited Partnership Citizenship Corporation Citizenship Delaware Other Citizenship 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)
4. Application number(s) or registration number(s) and A. Trademark Application No.(s) #78707182, #78707173, #78466559 C. Identification or Description of Trademark(s) (and Filing (1.) Apple Xtreme #78707182, (2.) Cltrus Xtreme #78707173, (3.)	B. Trademark Registration No.(s) Additional sheet(s) attached? Yes No Date if Application or Registration Number is unknown):
5. Name & address of party to whom correspondence concerning document should be mailed: Name: Kira H. Soto, Paralegal	
Internal Address: Tree of Life, Inc Legal Dept. P.O. Box 9000 Street Address: 405 Golfway West Drive	7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$90 Authorized to be charged by credit card Authorized to be charged to deposit account Enclosed
City: St. Augustine State: FL Zip: 32085 Phone Number: (904) 940-2163 Fax Number: (904) 940-2410 Email Address: kira.soto@treeoflife.com	8. Payment Information: a. Credit Card Last 4 Numbers 3580 Expiration Date 04/09 b. Deposit Account Number Authorized User Name
9. Signature: Signature: Kira H. Soto. Paralegal Name of Person Signing	8/7/07 Date Total number of pages including cover 8 sheet, attachments, and document:

Documents to be recorded (Including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

Name of Person Signing

Aug-07-2007 04:42pm From-TREE OF LIFE HUMAN RESOURSES

T-698 P.003/008 F-664

TRADEMARK ASSIGNMENT

WHEREAS, TYLER MOUNTAIN WATER COMPANY, INC., having its principal office

located at 159 Harris Drive, Poca, West Virginia 25159, hereinafter "ASSIGNOR," has adopted,

used, licensed use, is using and is the owner of all right, title and interest in and to, including, all

common law rights whether federal or state, the trademark application pending in the U.S. patent

and trademark office, serial no. 78707173 relating to the standard character mark Citrus Xtreme for

International Class 32, U.S. Class 45, 46, 48; G&S: non-carbonated fruit flavored drinks (the

"Mark"); and

WHEREAS, AMERICAN BEVERAGE CORPORATION, a Delaware corporation,

having its principal office located at One Daily Way, Verona, Pennsylvania 15147, hereinafter

"ASSIGNEE," is desirous of acquiring the entire right, title and interest in, to and under the Mark;

and

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good

and valuable consideration, the receipt and adequacy of which are hereby mutually acknowledged,

ASSIGNOR hereby irrevocably sells, assigns, transfers and conveys unto ASSIGNEE, its

successors and assigns, all right, title and interest, if any, in and to: (a) the Mark and the words

"Citrus Xtreme"; (b) any and all registrations of the Mark; (c) all common law rights in, to and

under the Mark; (d) all other rights in, to and under the Mark, together with the goodwill of the

business symbolized by the Mark; (e) any and all rights to royalties, profits, compensations, license

fees or other payments or remuneration of any kind relating to the Mark and/or the goodwill under

the Mark; and (f) all claims or causes of action ASSIGNOR has or may have in connection with the

Mark, including, but not limited to, the right to sue and recover damages for any and all past

infringements of any of the Mark.

TRADEMARK

IN WITNESS WHEREOF, ASSIGNOR, has caused this Trademark Assignment to be executed on this 3/3 day of 74/4, 2007.

ASSIGNOR:

TYLER MOUNTAIN WATER COMPANY, INC.

By: Tulker H. Merrill, President

ACKNOWLEDGMENT

STATE OF PENINS YLVANIA COUNTY OF ALLEGHENY

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid, the foregoing instrument was acknowledged before me by Richard H. Merrill, in his capacity as President of Tyler Mountain Water Company. Inc., who is personally known to me or who has produced <u>WEST VIRGINIA</u> DR. LIC., as identification.

WITNESS my hand and official seal in the County and State last aforesaid this 3/ day of 2007.

Susan & Barvz Notary Public

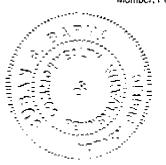
(NOTARY SEAL)

My Commission Expires On: 2/2/08

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal Susan G. Barva, Notary Public Shaler Twp., Allegheny County My Commission Expires Feb. 2, 2008

Member, Pennsylvania Association Of Notaries



From-TREE OF LIFE HUMAN RESOURSES Aug-07-2007 04:42pm

P.005/008 T-698 F-664

TRADEMARK ASSIGNMENT

WHEREAS, TYLER MOUNTAIN WATER COMPANY, INC., having its principal office

located at 159 Harris Drive, Poca, West Virginia 25159, hereinafter "ASSIGNOR," has adopted,

used, licensed use, is using and is the owner of all right, title and interest in and to, including, all

common law rights whether federal or state, the trademark application pending in the U.S. patent

and trademark office, serial no. 78707182 relating to the standard character mark Apple Xtreme for

International Class 32, U.S. Class 45, 46, 48; G&S: non-carbonated fruit flavored drinks (the

"Mark"); and

WHEREAS, AMERICAN BEVERAGE CORPORATION, a Delaware corporation,

having its principal office located at One Daily Way, Verona, Pennsylvania 15147, hereinafter

"ASSIGNEE," is desirous of acquiring the entire right, title and interest in, to and under the Mark;

and

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good

and valuable consideration, the receipt and adequacy of which are hereby mutually acknowledged,

ASSIGNOR hereby irrevocably sells, assigns, transfers and conveys unto ASSIGNEE, its

successors and assigns, all right, title and interest, if any, in and to: (a) the Mark and the words

"Apple Xtreme"; (b) any and all registrations of the Mark; (c) all common law rights in, to and

under the Mark; (d) all other rights in, to and under the Mark, together with the goodwill of the

business symbolized by the Mark; (e) any and all rights to royalties, profits, compensations, license

fees or other payments or remuneration of any kind relating to the Mark and/or the goodwill under

the Mark; and (f) all claims or causes of action ASSIGNOR has or may have in connection with the

Mark, including, but not limited to, the right to sue and recover damages for any and all past

infringements of any of the Mark.

IN WITNESS WHEREOF, ASSIGNOR, has caused this Trademark Assignment to be executed on this 3/2 day of \(\sqrt{10/15}\), 2007.

ASSIGNOR:

TYLER MOUNTAIN WATER COMPANY, INC.

By: Makanal V. Westell
Richard H. Merrill, President

ACKNOWLEDGMENT

STATE OF PENNSYLVANIA COUNTY OF ALLEGHENY

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid, the foregoing instrument was acknowledged before me by Richard H. Merrill, in his capacity as President of Tyler Mountain Water Company. Inc., who is personally known to me or who has produced <u>WEST VIRGINIA DR. LIC.</u> as identification.

WITNESS my hand and official seal in the County and State last aforesaid this <u>3/</u> day of <u>Jucy</u>, 2007.

Suesan G. Burra Notary Public

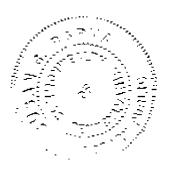
(NOTARY SEAL)

My Commission Expires On: 2/2/08

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal Susan G. Barva, Notary Public Shaler Twp., Allegheny County My Commission Expires Feb. 2, 2008

Member, Pennsylvania Association Of Notaries



Aug-07-2007 04:43pm From-TREE OF LIFE HUMAN RESOURSES

P.007/008 T-698 F-664

TRADEMARK ASSIGNMENT

WHEREAS, TYLER MOUNTAIN WATER COMPANY, INC., having its principal office

located at 159 Harris Drive, Poca, West Virginia 25159, hereinafter "ASSIGNOR," has adopted,

used, licensed use, is using and is the owner of all right, title and interest in and to, including, all

common law rights whether federal or state, the trademark application pending in the U.S. patent

and trademark office, serial no. 78466559 relating to the standard character mark Rainbow for

International Class 32, U.S. Class 45, 46, 48; G&S: non-carbonated fruit flavored drinks (the

"Mark"); and

WHEREAS, AMERICAN BEVERAGE CORPORATION, a Delaware corporation,

having its principal office located at One Daily Way, Verona, Pennsylvania 15147, hereinafter

"ASSIGNEE," is desirous of acquiring the entire right, title and interest in, to and under the Mark;

and

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good

and valuable consideration, the receipt and adequacy of which are hereby mutually acknowledged,

ASSIGNOR hereby irrevocably sells, assigns, transfers and conveys unto ASSIGNEE, its

successors and assigns, all right, title and interest, if any, in and to: (a) the Mark and the words

"Rainbow"; (b) any and all registrations of the Mark; (c) all common law rights in, to and under the

Mark; (d) all other rights in, to and under the Mark, together with the goodwill of the business

symbolized by the Mark; (e) any and all rights to royalties, profits, compensations, license fees or

other payments or remuneration of any kind relating to the Mark and/or the goodwill under the

Mark; and (f) all claims or causes of action ASSIGNOR has or may have in connection with the

Mark, including, but not limited to, the right to sue and recover damages for any and all past

infringements of any of the Mark.

IN WITNESS WHEREOF, ASSIGNOR, has caused this Trademark Assignment to be executed on this 2 st day of 2007.

ASSIGNOR:

TYLER MOUNTAIN WATER COMPANY, INC.

By: Walkanal TV Mensel Richard H. Merrill, President

ACKNOWLEDGMENT

STATE OF PENUSYLVANIA COUNTY OF ALLEGHENY

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid, the foregoing instrument was acknowledged before me by Richard H. Merrill, in his capacity as President of Tyler Mountain Water Company. Inc., who is personally known to me or who has produced WEST VIRGINIA DRICHAS identification.

WITNESS my hand and official seal in the County and State last aforesaid this 3/ day of 3/, 2007.

Sewax & Barve Notary Public

(NOTARY SEAL)

My Commission Expires On: 2/2/68

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal Susan G. Barva, Notary Public Shaler Twp., Allegheny County My Commission Expires Feb. 2, 2008

Member, Pennsylvania Association Of Notaries

TRADEMARK
REEL: 003596 FRAME: 0529

FTL1\CORPSEC\79762.1 16037/0002

RECORDED: 08/07/2007