

Total Attachments: 1

source=Affidavit-WEtWild-ComericaTX#page1.tif

AFFIDAVIT TO AFFIRM THE RELEASE OF SECURITY AGREEMENT

This Affidavit to Affirm the Release of Security Agreement is effective as of Feb. 28th 2011 pursuant to the fulfillment of the loan obligations.

I, Michael Baroni, do hereby declare as follows:

1. I am the General Counsel of Festival Fun Parks, LLC, a Delaware limited liability company, located at 18300 Von Karman Avenue, Suite 900, Irvine, CA 92612.
2. Festival Fun Parks, LLC acquired U.S. Trademark Registration Number 1,226,220 for the mark **WET 'N WILD** from Wet 'N Wild International, Inc. on July 5, 2002. Wet 'N Wild International, Inc. acquired the trademark from Ogden Park Management, Inc. on November 10, 1999. Ogden Park Management acquired the mark from Wet N' Wild, Inc. on March 31, 1999.
3. Wet N' Wild, Inc. granted on December 12, 1991 a security interest to Comerica Bank-Texas (the "Security Interest") which was recorded on December 26, 1991 at Reel/Frame: 0835/0824.
4. Due to unknown reasons, a release of Security Interest from Comerica Bank-Texas to Wet N' Wild, Inc. was not filed with the U.S. Patent and Trademark Office Assignment Division.
5. To the best of my knowledge, prior to the acquisition of U.S. Trademark Registration Number 1,226,220 for the mark **WET 'N WILD** by Festival Fun Parks, LLC from Wet 'N Wild International, Inc., the indebtedness underlying the Security Interest was repaid in full, and such security interest is no longer in effect.

The undersigned, being hereby advised that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, declares that the facts set forth in this Declaration are true; all statements made of his own knowledge are true; and all statements made on information and belief are believed to be true.

Festival Fun Parks, LLC

By: 

Name:

Title:

Michael L. Baroni
General Counsel & Secretary