

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM406402

SUBMISSION TYPE:	RESUBMISSION
NATURE OF CONVEYANCE:	SECURITY INTEREST
RESUBMIT DOCUMENT ID:	900381565

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
HERITAGE VINEYARD COMPANY		10/14/2016	Corporation: DELAWARE

RECEIVING PARTY DATA

Name:	BANK OF THE WEST (as First Lien Agent)
Street Address:	300 South Grand Avenue
Internal Address:	5th Floor
City:	Los Angeles
State/Country:	CALIFORNIA
Postal Code:	90071
Entity Type:	Corporation: CALIFORNIA

PROPERTY NUMBERS Total: 29

Property Type	Number	Word Mark
Registration Number:	2594483	CANDLESTICK
Registration Number:	2972765	CANVASBACK
Registration Number:	2601319	CONFLUENCE
Registration Number:	4708994	CORK TREE
Registration Number:	2313395	DECOY
Registration Number:	1647605	DECOY
Registration Number:	4701157	DUCK BLIND
Registration Number:	4701156	DUCK CALL
Registration Number:	2689807	DUCKHORN
Registration Number:	2309011	DUCKHORN VINEYARDS
Registration Number:	1380695	DUCKHORN VINEYARDS
Registration Number:	3643220	GOLDENEYE
Registration Number:	2239619	GOLDENEYE
Registration Number:	3442329	GOWAN CREEK
Registration Number:	4598238	KING EIDER
Registration Number:	2116362	MIGRATION
Registration Number:	2313396	

TRADEMARK

Property Type	Number	Word Mark
Registration Number:	2344817	PARADUXX
Registration Number:	2137930	PARADUXX
Registration Number:	4981460	PARADUXX PINTAIL
Registration Number:	3397835	PARAJAXX
Registration Number:	3332759	POSTMARK
Registration Number:	2567653	RECTOR CREEK
Registration Number:	3632521	TEN DEGREES
Registration Number:	3811937	THE DISCUSSION
Registration Number:	3412680	THE NARROWS
Registration Number:	4936048	THREE PALMS VINEYARD
Registration Number:	4988378	X2
Registration Number:	4584764	

CORRESPONDENCE DATA

Fax Number:

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.

Email: trademark@buchalter.com

Correspondent Name: SIGI HINOJOSA C/O BUCHALTER NEMER

Address Line 1: 1000 Wilshire Blvd., Suite 1500

Address Line 4: Los Angeles, CALIFORNIA 90017-2457

ATTORNEY DOCKET NUMBER:	U5087-0035
NAME OF SUBMITTER:	Sigi Hinojosa
SIGNATURE:	/Sigi Hinojosa/
DATE SIGNED:	11/22/2016

Total Attachments: 7

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**MEMORANDUM AND NOTICE OF SECURITY INTEREST
IN INTELLECTUAL PROPERTY**

October 14, 2016

HERITAGE VINEYARD COMPANY, a Delaware corporation ("Debtor"), whose address is 1000 Lodi Lane, St. Helena, CA 94574, hereby acknowledge that, pursuant to the Agreement (defined below), they have granted to BANK OF THE WEST, a California corporation, as Agent ("Secured Party"), whose address is 300 South Grand Avenue, 5th Floor, Los Angeles, California 90071, a security interest in and to all of the Debtor's right, title and interest in and to: (a) the trademarks and trademark registrations and applications therefor which are identified on Exhibit A attached hereto and herein incorporated by this reference owned by the Debtor (the "Trademarks"), together with the goodwill and assets of the business; (b) the patents and patent applications which are identified on Exhibit B attached hereto and herein incorporated by this reference owned by the Debtor (the "Patents"); and (c) the copyright registrations which are identified on Exhibit C attached hereto and herein incorporated by this reference owned by the Debtor (the "Copyrights") to which such Trademarks, Patents, and Copyrights are appurtenant and all actions for infringement concerning the foregoing.

The terms and conditions of the aforementioned security interest are contained in that certain First Lien Loan and Security Agreement (the "Agreement") dated as of October 14, 2016, among Mallard Intermediate, Inc., a Delaware corporation ("Intermediate Holdco"), Mallard Buyer Corp., a Delaware corporation ("Borrower Agent"), each other subsidiary of Intermediate Holdco party to the Agreement from time to time, including the Debtor (together with the Borrower Agent, each a "Borrower" and, collectively, "Borrowers"), the financial institutions party to the Agreement from time to time as lenders (collectively, "Lenders"), and Secured Party, as administrative agent and collateral agent for the Lenders (in such capacity, together with its successors and assigns in such capacity, "Agent"), Bank of the West, ING Capital LLC ("ING Capital") and American AgCredit, PCA ("American AgCredit"), as joint lead arrangers, and Bank of the West, ING Capital and American AgCredit, as joint book runners, as security for the obligations as set forth in the Agreement and other agreements referred to therein. Nothing contained in this Memorandum and Notice of Security Interest in Intellectual Property shall be construed as a present or absolute assignment of any of the collateral nor as limiting any interest which Secured Party may have in any other collateral described in the Agreement or otherwise.

* * * * *

IN WITNESS WHEREOF, the undersigned has duly executed this document as of the date first written above.

HERITAGE VINEYARD COMPANY





By: 
Name: Alex Ryan
Title: President and Chief Executive Officer

EXHIBIT A

Trademarks

Trademark	Reg. No.	Reg. Date
CANDLESTICK CANDLESTICK	2594483	16-JUL-2002
CANVASBACK	2972765	19-JUL-2005
CONFLUENCE	2601319	30-JUL-2002
CORK TREE CORK TREE	4708994	24-MAR-2015
 DECOY DECOY	2313395	01-FEB-2000
DECOY	1647605	11-JUN-1991
DECOY	TMA498508	11, AUG 1998
DUCK BLIND DUCK BLIND	4701157	10-MAR-2015
DUCK CALL DUCK CALL	4701156	10-MAR-2015
DUCKHORN	2689807	25-FEB-2003
DUCKHORN VINEYARDS	2309011	18-JAN-2000
DUCKHORN VINEYARDS	1380695	28-JAN-1986
DUCKHORN VINEYARDS	504137	16, NOV- 1998

Trademark	Reg. No.	Reg. Date
 GOLDENEYE	3643220	23-JUN-2009
GOLDENEYE	2239619	13-APR-1999
GOLDENEYE	541708	28, FEB-2001
GOWAN CRE GOWAN CREEK	3442329	03-JUN-2008
KING EIDI KING EIDER	4598238	02-SEP-2014
KING EIDER	550924	18, SEP- 2001
MIGRATION	2116362	25-NOV-1997
MISCELLANEOUS DUCK DESIGN	2313396	1 FEB, 2000
PARADUXX	TMA548655	25 JUL, 2001
 PARADUXX	2344817	25-APR-2000
PARADUXX	2137930	17-FEB-1998
PARADUXX PINTI PARADUXX PINTAIL	4981460	21-JUN-2016
PARAJAX PARAJAXX	3397835	18-MAR-2008
POSTMAF POSTMARK	3332759	06-NOV-2007
RECTOR CREEK	2567653	07-MAY-2002



Trademark	Reg. No.	Reg. Date
TEN DEGRE TEN DEGREES	3632521	02-JUN-2009
THE DISCUSSI THE DISCUSSION	3811937	29-JUN-2010
THE NARROY THE NARROWS	3412680	15-APR-2008
THREE PALMS VINEY THREE PALMS VINEYARD	4936048	12-APR-2016
 X2	4988378	28-JUN-2016
 Design Only	4584764	12-AUG-2014
DUCKHORN VINEYARDS	73319	01-JUN-1984
SITTING DUCK DESIGN	546191	5 JUN 2001

EXHIBIT B

Patents

NONE.

EXHIBIT C

Copyrights

NONE.