

09-15-1999

TRADEMARK



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RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

SEP 8

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID #
- Correction of PTO Error
Reel # Frame #
- Corrective Document
Reel # Frame #

Conveyance Type

- Assignment License
- Security Agreement Nunc Pro Tunc Assignment
Effective Date
Month Day Year
- Merger
- Change of Name
- Other Release of Security Interests and Liens

Conveying Party

Mark if additional names of conveying parties attached

Name Night Hawk Restaurants, Inc. Execution Date
Month Day Year

Formerly Night Hawk Foods, Inc.

- Individual General Partnership Limited Partnership Corporation Association
- Other
- Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name Night Hawk Frozen Foods, Inc.

DBA/AKA/TA

Composed of

Address (line 1) 100 Nighthawk Circle

Address (line 2)

Address (line 3) Buda Texas 78610

City State/Country Zip Code

- Individual General Partnership Limited Partnership If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)
- Corporation Association
- Other
- Citizenship/State of Incorporation/Organization

FOR OFFICE USE ONLY

09/13/1999 NTHAI1 00000323 351590

01 FC:481 40.00 OP
02 FC:482 50.00 OP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

REEL: 001957 FRAME: 0432

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

Trademark Application Number(s) or Registration Number(s)

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

Registration Number(s)

<input type="text" value="351590"/>	<input type="text" value="1133387"/>	<input type="text" value="1460246"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Christine C. Heath

Name of Person Signing

Christine C. Heath

Signature

9/8/99

Date Signed

RELEASE OF SECURITY INTERESTS AND LIENS

WHEREAS, Night Hawk Restaurants, Inc., a Texas corporation (formerly known as Night Hawk Foods, Inc.), having its principal office at 7314 REED DR, LEANDER, TX 78641-9147 (the "Assignee"), and Night Hawk Frozen Foods, Inc., a Texas corporation, having its principal office at 100 NIGHTHAWK CIRCLE, BUDA, TX 78610 (the "Assignor"), have entered into that certain Sale and License Back Agreement (the "Security Agreement") dated as of November 15, 1989 and recorded on June 21, 1990 with the United States Patent and Trademark Office on the Reel and Frame set forth on the attached Exhibit A. *JAT*

WHEREAS, the Assignor and the Assignee wish to release the security interest provided for by the Security Agreement referenced above;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Assignee hereby releases its security interest in and lien on the collateral (listed on the attached Exhibit A) granted in the Security Agreement.

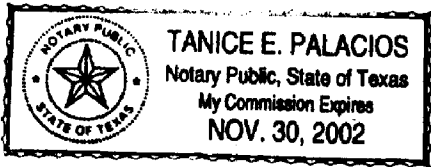
IN WITNESS WHEREOF, the undersigned has duly executed this Release of Security Interests and Liens to be effective on the 31st day of August, 1999.

NIGHT HAWK RESTAURANTS, INC.,
FORMERLY KNOWN AS NIGHT HAWK FOODS, INC.

By: Lela Jane Akin Tinstman
Name: Lela Jane Akin Tinstman
Title: President

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

On this 30th day of August, 1999, personally appeared Lela Jane Akin Tinstman to me known and known to me to be President of Night Hawk Restaurants, Inc., a Texas corporation, the Assignee above-named, and acknowledged that he/she executed the foregoing Release of Security Interests and Liens on behalf of said Assignee and pursuant to authority duly received.



Tanice E. Palacios
Notary Public

2303112

EXHIBIT A
TO RELEASE OF SECURITY INTERESTS AND LIENS

UNITED STATES REGISTRATION

<u>Trademark</u>	<u>Registration No.</u>	<u>Date of Registration</u>	<u>Security Interest Recording Information</u>
The Night Hawk & Design	351,590	November 2, 1937	Reel 0717, Frame 0395
The Night Hawk & Design	1,133,387	April 15, 1980	Reel 0717, Frame 0373
Night Hawk	1,460,246	October 6, 1987	Reel 0717, Frame 0414