

Form PTO-1594
(Rev. 10/02) 3.15.04
OMB No. 0651-0027 (exp. 6/30/2005)
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U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Cole Bros. LLC

- Individual(s)
- General Partnership
- Corporation-State
- Other Indiana limited liability company
- Association
- Limited Partnership

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other _____
- Merger
- Change of Name

Execution Date: 01/30/2004

2. Name and address of receiving party(ies)

Name: Cole Water Company, LLC

Internal

Address: _____

Street Address: 51 Strawton Pike, P.O. Box 1244

City: Peru State: Indiana Zip: 46970-1244

- Individual(s) citizenship _____
- Association _____
- General Partnership _____
- Limited Partnership _____
- Corporation-State _____
- Other Indiana limited liability company

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)

Additional name(s) & address(es) attached? Yes No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

76019419; 76194465; 76097012; 76011349; 75923698; 75924482

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Julia Spoor Gard

Internal Address: Barnes & Thornburg

Street Address: 11 South Meridian Street

City: Indianapolis State: IN Zip: 46204

6. Total number of applications and registrations involved: 6

7. Total fee (37 CFR 3.41).....\$ 165.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

100435

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. 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.

Julia Spoor Gard

Name of Person Signing

Signature

March 11, 2004

Date

Total number of pages including cover sheet, attachments, and document: 4

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

03/17/2004 6TON11 00000064 100435 76019419

01 FC:0521 40.00 DA
02 FC:0522 125.00 DA

U.S. TRADEMARK ASSIGNMENT

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Cole Bros. LLC, an Indiana limited liability corporation (ASSIGNOR), hereby assigns, sells, conveys and transfers to Cole Water Company, LLC, an Indiana Limited Liability Company (ASSIGNEE), all rights, title, and interest to the trademarks that appear in attached Exhibit A, including all federal trademark applications, all common law rights to the marks and the goodwill of the business with which the marks are used, all claims for damages by reason of infringement, and the right to sue for and collect the same for its own use and for the use of its successors and assigns. ASSIGNEE is the successor in interest to the on-going business of ASSIGNOR, or the portion of the business to which the marks pertain.

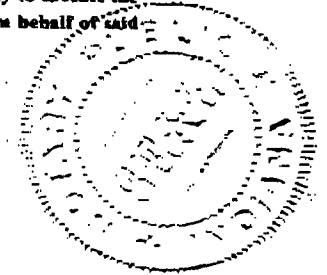
ASSIGNOR:

Signed: TJC
Name: Trent Jones
Title: CEO
Date: 1/30/04

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

On the 30th day of January, 2004 before me, a Notary Public in and for said County and State, personally appeared Trent Jones and acknowledged that he is the CEO of Cole Bros., LLC.; that he is authorized by said limited liability company to execute the foregoing Assignment on behalf of said limited liability company; and that he did execute the foregoing Assignment on behalf of said limited liability company, pursuant to such authority.

Debra A. Seiler
Notary Public
Debra A. Seiler
Printed Name



My Commission Expires: 03/29/07

629153

Wednesday, March 10, 2004

Trademark List

Page: 1

Trademark	Client Matter No/Subcase Country Name	Status	Application Number/Date	Registration Number/Date
ALMOST MILK	36407-66295/ United States of America	Allowed	76/019419 06-Apr-2000	
<i>Invention No:</i>	<i>Responsible Office:</i> IND		<i>Multiple Classes:</i> <input type="checkbox"/>	<i>Multiple Goods:</i> <input type="checkbox"/>
<i>File Location:</i> DC				
BONE WATER	36407-67600/ United States of America	Allowed	76/194465 16-Jan-2001	
<i>Invention No:</i>	<i>Responsible Office:</i> IND		<i>Multiple Classes:</i> <input type="checkbox"/>	<i>Multiple Goods:</i> <input checked="" type="checkbox"/>
<i>File Location:</i> IND				
CALCIUM INITIATIVE	36407-66816/ United States of America	Allowed	76/097012 26-Jul-2000	
<i>Invention No:</i>	<i>Responsible Office:</i> IND		<i>Multiple Classes:</i> <input checked="" type="checkbox"/>	<i>Multiple Goods:</i> <input checked="" type="checkbox"/>
<i>File Location:</i> DC				
CALCIUM IS COOL	36407-66120/ United States of America	Allowed	76/011349 27-Mar-2000	
<i>Invention No:</i>	<i>Responsible Office:</i> IND		<i>Multiple Classes:</i> <input type="checkbox"/>	<i>Multiple Goods:</i> <input type="checkbox"/>
<i>File Location:</i> IND				
COST BENEFIT NUTRITION	36407-65949/ United States of America	Allowed	75/923698 22-Feb-2000	
<i>Invention No:</i>	<i>Responsible Office:</i> IND		<i>Multiple Classes:</i> <input type="checkbox"/>	<i>Multiple Goods:</i> <input type="checkbox"/>
<i>File Location:</i> IND				
TEAM CALCIUM	36407-65950/ United States of America	Allowed	75/924482 22-Feb-2000	
<i>Invention No:</i>	<i>Responsible Office:</i> IND		<i>Multiple Classes:</i> <input type="checkbox"/>	<i>Multiple Goods:</i> <input type="checkbox"/>
<i>File Location:</i> IND				