

05-20-1998

HEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office



To the Honorable Commissioner of

the attached original documents or copy thereof

1. Name of conveying party(ies):

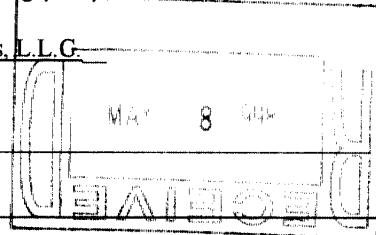
100714651

Class of receiving party(ies):

E.I. du Pont de Nemours and Company
1007 Market Street
Wilmington, Delaware 19898

Name: Optimum Quality Grains, L.L.C.

Internal Address:



Additional name(s) of conveying party(ies) attached?

Yes No

3. Nature of conveyance:

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

Street Address: 10700 Justin Drive

City: Des Moines State: Iowa ZIP: 50322

Execution Date: 4/28/98

Additional name(s) & address(es) attached?

Yes No

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

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

5,675,065

Additional numbers attached? Yes No

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

Name: Harold J. Fassnacht

Internal Address: Bullwinkel Partners, Ltd.

Suite 1300

Street Address: 19 South LaSalle Street

City: Chicago State: Illinois Zip: 60603

6. Total Number of applications and patents involved..... - 1 -

7. Total fee (37 CFR 3.41):..... \$ 40.00

Enclosed

Authorized to be charged to deposit account (in case of deficiency)

8. Deposit account number:

500358

(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.

Harold J. Fassnacht

Name of Person Signing

Harold J. Fassnacht
Signature

May 1998

Date

Total number of pages comprising cover sheet: - 2 -

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RECORDATION FORM COVER SHEET
PATENTS ONLY
Page 2 of 2

1. (Continued)

DuPont TopCross International, Inc.
1007 Market Street
Wilmington, Delaware 19898

ASSIGNMENT

WHEREAS, E.I. DU PONT DE NEMOURS AND COMPANY ("DUPONT"), a corporation organized and existing under the laws of the State of Delaware in the United States of America and having its principal place of business at 1007 Market Street, Wilmington, Delaware 19898, and DUPONT TOPCROSS INTERNATIONAL, INC. ("DTI"), a corporation organized and existing under the laws of the State of Delaware in the United States of America and having a principal place of business at 1007 Market Street, Wilmington, Delaware 19898, are the owners of the entire worldwide right, title and interest in and to the invention entitled:

SYNTHETIC CORN HYBRID LP39

as described and set forth in United States Patent No. 5,675,065 issued October 7, 1997 (DUPONT Case No. **BB-1119**; hereinafter, the "Invention"); and

WHEREAS, the Invention was first assigned to Pfister Hybrid Corn Company ("PFISTER") via an assignment from the inventor, Richard R. Bergquist, executed on June 2, 1995 and duly recorded in the United States Patent and Trademark Office on July 17, 1995; and

WHEREAS, PFISTER subsequently assigned an undivided one-third interest each to DUPONT and Holden's Foundation Seeds, Inc. ("HOLDEN'S") in the full and complete worldwide rights with respect to the Invention via an assignment executed on July 29, 1996 and duly recorded in the United States Patent and Trademark Office on October 7, 1996; and

WHEREAS, PFISTER subsequently changed its corporate name to the said DUPONT TOPCROSS INTERNATIONAL, INC. via a "Certificate of Amendment of Certificate of Incorporation" made effective May 15, 1997 and duly recorded in the United States Patent and Trademark Office on August 26, 1997; and

WHEREAS, HOLDEN'S assigned its entire right, title and interest in the full and complete worldwide rights with respect to the Invention to DUPONT via an assignment executed July 31, 1997 and duly recorded in the United States Patent and Trademark Office on August 25, 1997; and

WHEREAS, OPTIMUM QUALITY GRAINS, L.L.C. ("OPTIMUM"), a limited liability company organized and existing under the laws of the State of Delaware and having its principal place of business at 10700 Justin Drive, Des Moines, Iowa 50322, is desirous of acquiring the entire worldwide right, title and interest in and to said Invention, including the entire interest in United States Patent No. 5,675,065 and any other patents to be obtained thereon;

NOW THEREFORE, for good and valuable consideration, the receipt and

sufficiency of which is hereby acknowledged, the aforesaid DUPONT and DTI do hereby sell, assign and transfer unto OPTIMUM, its successors and assigns, the entire right, title and interest in and to the Invention, including United States Patent No. 5,675,065 and any reissues and extensions thereof, any and all claims or demands either at law or equity for past and future infringement of said patent, all our foreign rights to the Invention, and all our rights under the International Convention with respect to the Invention. We hereby authorize OPTIMUM to apply for patents in foreign countries, claiming the filing date of the U.S. application under the provisions of the International Convention. We hereby agree to communicate to OPTIMUM or its representatives any facts known to DUPONT or DTI respecting said Invention, to testify at any legal proceedings relating thereto, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths, and, in addition, to execute any and all documents that may be required in order that OPTIMUM may make application for patents on the Invention in foreign countries in its own name.

DUPONT and DTI hereby warrant that they have the full right to make this assignment and that there are no outstanding licenses or other encumbrances upon their title to said patent.

Signed at Wilmington, Delaware, U.S.A. this 2 day of April, 1998.

E.I. DU PONT DE NEMOURS AND COMPANY

Miriam D. Meconnahey

By: Miriam D. Meconnahey
Title: Assistant Secretary - Patent Board

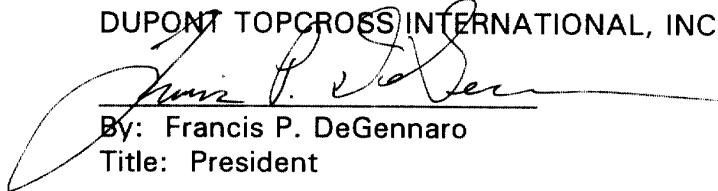
STATE OF Delaware)
COUNTY OF New Castle

On this 2nd day of April, 1998, before me personally appeared Miriam D. Meconnahey, personally known to me to be the individual described herein, and who executed the foregoing instrument, and acknowledged that she executed the same of her own free will for the purposes therein set forth.

Barbara C. Legell
NOTARY PUBLIC

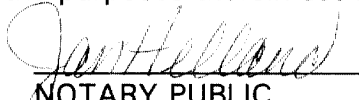
Signed at West Des Moines, Iowa, U.S.A. this 28 day of April, 1998.

DUPONT TOPCROSS INTERNATIONAL, INC.


By: Francis P. DeGennaro
Title: President

STATE OF)
COUNTY OF)

On this 28 day of April, 1998, before me personally appeared Francis P. DeGennaro, personally known to me to be the individual described herein, and who executed the foregoing instrument, and acknowledged that he executed the same of his own free will for the purposes therein set forth.


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