

03-19-1999

FORM PTO-1005
101-02

RE

IT

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

100940743

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

| | | | |
|---|--|---|--|
| 1. Name of conveying party(ies): AGRIUM INC. (formerly known as COMINCO FERTILIZERS LTD.) Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | 2. Name and address of receiving party(ies): Name: COMINCO LTD. Internal Address: _____ Street Address: 500 - 200 Burrard Street Vancouver, British Columbia V6C 3L7 CANADA Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| 3. Nature of conveyance: <u>MRD 11-13-98</u> <input type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input checked="" type="checkbox"/> Other (see attached) Execution Date: <u>8-11-97</u> | | | |
| 4. Application number(s) or patent 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) 5,571,303 (Our File: T8-463840ASG) Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | | |
| 5. Name and address of party to whom correspondence concerning document should be mailed: Name: Arne I. Fors Gowling, Sauty & Henderson Street Address: Suite 4900 Commerce Court West Toronto, Ontario M5L 1J3 CANADA | | 6. Total number of applications and patents involved: 1 7. Total fee (37 CFR 3.41) \$ _____ <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account 8. Deposit account number: 07/1750 (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. Arne I. FORS, Registration No. 20,775 Name of Person Signing: <u>Arne I. Fors</u> Signature: <u>Arne I. Fors</u> Date: <u>March 19, 1999</u> Total number of pages comprising cover sheet: <u>3</u> | | | |

PATENT
REEL: 9624 FRAME: 0729

**A corrected Assignment to correct the name of the Assignee filed on April 2, 1998
recorded on Reel 9075/Frame 0917. Assignee hereby confirms the Assignment of the 1/2
of the undivided interest.**

**PATENT
REEL: 9624 FRAME: 0730**

10-08-1998

COVER SHEET
ONLYU.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honors.

100794234

record the attached original documents or copy thereof

1. Name of conveying party(ies):

AGRIUM INC. (formerly known as COMINCO FERTILIZERS LTD.)

WRD

4-2-98

APR 02 1998

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

2. Name and address of receiving party(ies):

Name: Cominco Ltd.

Internal Address: _____

Street Address: 500 - 200 Burrard Street
Vancouver, British Columbia
V6C 3L7
CANADAAdditional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment
(1/2 share)☐ Merger☐ Security Agreement ☒ Change of Name☐ Other _____

Execution Date: May 19, 1995 and August 11, 1997 respectively

4. Application number(s) or patent 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)

5,571,303

(Out File: T8-463840ASG)

Additional numbers attached? ☐ Yes ☒ No

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

Name: Arne I. Fors
Gowling, Strathy & HendersonStreet Address: Suite 4900
Commerce Court West
Toronto, Ontario
M5L 1J3
CANADA

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3:41) \$ 80.00

☐ Enclosed☒ Authorized to be charged to deposit account8. Deposit account number:
07/1750

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

12/12/1998 SOURCE 00000078 071750 5571303

FC:581

80.00 CH

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.

Arne I. FORS, Registration No. 20,775

Name of Person Signing

Signature

Date

Total number of pages comprising cover sheet

3

PATENT

REEL: 9624 FRAME: 0731

ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt of which is hereby acknowledged, AGRIMUM INC., formerly known as COMINCO FERTILIZERS LTD., whose post office address is Suite 426, 10333 Southport Road S.W., Calgary, Alberta T2W 3X6, Canada, (hereinafter the "ASSIGNOR") does hereby sell, assign and transfer unto COMINCO LTD., whose post office address is 500 - 200 Burrard Street, Vancouver, British Columbia V6C 3L7, Canada, (hereinafter the "ASSIGNEE"), an undivided one-half of the entire right, title and interest in and to the inventions as described and claimed in the patents and patent applications shown on the attached SCHEDULE A together with an undivided one-half of the entire right, title and interest in and to all Letters Patent issuing on any applications for Letters Patent, the same to be held and enjoyed by ASSIGNEE, its successors, assigns or other legal representatives, to the full ends of the terms of all said Letters Patent therefor which may be granted.

AND ASSIGNOR HEREBY COVENANTS AND AGREES that it will execute or procure any further assignments and necessary assurance of the said title to said inventions and any Letters Patent which may issue therefor, and that it will, at any time, upon request of ASSIGNEE execute all papers that may be necessary or desirable to perfect assignment of the said undivided one-half of the entire right, title and interest in and to said inventions or any Letters Patent which may be granted therefor in the name of the ASSIGNEE, its successors, assigns or other legal representatives, and that it will make all rightful oaths, and do all lawful acts requisite to procuring the same therein.

WITNESS our hands and seal this *17th* day of *August*, 1997.

AGRIMUM INC.



By: _____

Name **DOROTHY E.A. BOWER**
Title

**Vice President,
General Counsel &
Corporate Secretary**

**PATENT
REEL: 9624 FRAME: 0732**

On this 11th day of August, 1997, personally appeared before me Dwight F. A. R.

to me known, and known by me to be the same person described in and who executed the foregoing instrument, and acknowledged that he executed the same of his own free will and for the purposes set forth with authority to do so. she he

Gary S. Thoms

A Notary Public

GARY S. THOMS
BARRISTER & SOLICITOR
A NOTARY PUBLIC IN AND
FOR THE PROVINCE OF ALBERTA

The undersigned hereby accepts the Assignment.

WITNESS our hands and seal this 21st day of August, 1997.

COMINCO LTD.

By: G. Manuel

Name
Title

On this 21st day of August, 1997, personally appeared before me

G. Manuel Manuel

to me known, and known by me to be the same person described in and who executed the foregoing instrument, and acknowledged that he executed the same of his own free will and for the purposes set forth with authority to do so.

H.L. Malkin

A Notary Public

H.L. MALKIN
A Notary in and
for the Province of
British Columbia

PATENT
REEL: 9624 FRAME: 0733

SCHEDULE A

PATENT/APPLICATION NO.

U.S.A. No. 5,571,303

PCT No. WO 9627571 in respect
of Canada and Mexico only

AUSTRALIA No. 9647807

TITLE

SULFUR-BASED FERTILIZER AND
PROCESS FOR PRODUCTION
THEREOF

SULFUR-CONTAINING FERTILIZER
AND PROCESS FOR PRODUCTION
THEREOF

SULFUR-CONTAINING FERTILIZER
AND PROCESS FOR PRODUCTION
THEREOF

**PATENT
REEL: 9624 FRAME: 0734**

**Certificate
of Amendment**

**Canada Business
Corporations Act**

**Certificat
de modification**

**Loi canadienne sur
les sociétés par actions**

AGRIUM INC.

288081-4

Name of corporation-Dénomination de la société

Corporation number-Numéro de la société

I hereby certify that the articles of the above-named corporation were amended

Je certifie que les statuts de la société susmentionnée ont été modifiés :

(a) under section 13 of the *Canada Business Corporations Act* in accordance with the attached notice;



a) en vertu de l'article 13 de la *Loi canadienne sur les sociétés par actions*, conformément à l'avis ci-joint;

(b) under section 27 of the *Canada Business Corporations Act* as set out in the attached articles of amendment designating a series of shares;



b) en vertu de l'article 27 de la *Loi canadienne sur les sociétés par actions*, tel qu'il est indiqué dans les clauses modificatrices ci-jointes désignant une série d'actions;

(c) under section 179 of the *Canada Business Corporations Act* as set out in the attached articles of amendment;



c) en vertu de l'article 179 de la *Loi canadienne sur les sociétés par actions*, tel qu'il est indiqué dans les clauses modificatrices ci-jointes;

(d) under section 191 of the *Canada Business Corporations Act* as set out in the attached articles of reorganization;

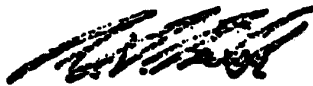


d) en vertu de l'article 191 de la *Loi canadienne sur les sociétés par actions*, tel qu'il est indiqué dans les clauses de réorganisation ci-jointes;

(e) under section 192 of the *Canada Business Corporations Act* as set out in the attached articles of arrangement.



e) en vertu de l'article 192 de la *Loi canadienne sur les sociétés par actions*, tel qu'il est indiqué dans les clauses d'arrangement ci-jointes.



Director - Directeur

May 19, 1995/le 19 mai 1995

Date of Amendment - Date de modification

Canada

IC 5411 (10-94) (CCA 2140)

**PATENT
REEL: 9624 FRAME: 0735**

1. NAME OF CORPORATION:

COMINCO FERTILIZERS LTD.
FERTILISANTS COMINCO LTÉE

2. CORPORATION NO.

288081-4

3. THE ARTICLES OF THE ABOVE-NAMED CORPORATION ARE AMENDED AS FOLLOWS:

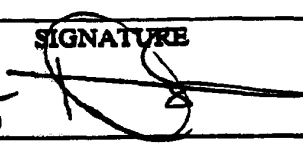
Pursuant to Section 173(1)(a) of the *Canada Business Corporations Act*, Item #1 of the Articles be amended by changing the name of the Corporation from "COMINCO FERTILIZERS LTD. FERTILISANTS COMINCO LTÉE" to "AGRIUM INC."

DATE

SIGNATURE

TITLE

May 12, 1995



General Counsel &
Corporate Secretary

FOR DEPARTMENTAL USE ONLY
FILED

MAY 18 1995

CORPSEV00047369000021\AMEND-AR.FRM

RECORDED: 11/13/1998

PATENT
REEL: 9624 FRAME: 0736