

07-09-1999

CORRECTED

Docket No.: 120033-1010

FORM PTO-1595 (Modified)
(Rev. 6-93)
OMB No. 0651-0011 (exp. 4/97)
Copyright 1994-97 LegalSt
P08/REV02



101061484

ON FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

ENTRIES ONLY

Tab settings → → →

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

1. Name of conveying party(ies):

Magic Maker, Inc.

Additional names(s) of conveying party(ies) Yes No

3. Nature of conveyance:

4-19-99

- Assignment Merger
- Security Agreement Change of Name
- Other Corrected Recordation Cover Sheet

Execution Date:

3-23-98

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

Name: Nutri Source, Inc.

Internal Address:

Street Address: 205 South 10th Street

City: Lamesa State: TX ZIP: 79331

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

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

5,733,590

Additional numbers attached? Yes No

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

Name: Edward I. Jorgenson

Internal Address: Gardere & Wynne

Street Address: 1601 Elm Street, Suite 3000

04/26/1999 DNGUYEN 00000038 5733590

1 FC:581

40.00 OP

City: Dallas State: TX ZIP: 75201

6. Total number of applications and patents involved: 1

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

- Enclosed - Any excess or insufficiency should be credited or debited to deposit account
- Authorized to be charged to deposit account

8. Deposit account number:

070153

40E
NO SPEC
FEE

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.

Edward I. Jorgenson

April 12, 1999

Name of Person Signing

Signature

Date

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

10

PATENT

REEL: 9922 FRAME: 0682

12-07-1998

AMERCE
ark Office

PATENTS ONLY



100914280

Tab settings → → → ▼

MED 11-25-98

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

1. Name of conveying party(ies):

Magic Marker, Inc.

Additional names(s) of conveying party(ies) Yes No

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

Name: Nutri Source, Inc.

Internal Address:

Street Address: 205 South 10th Street

City: Lamesa State: TX ZIP: 79331

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other

Execution Date: March 23, 1998

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

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

5,733,590

Additional numbers attached? Yes No

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

Name: Edward I. Jorgenson

Internal Address: Gardere & Wynne, L.L.P.

Street Address: 1601 Elm Street, Suite 3000

City: Dallas State: TX ZIP: 75201

6. Total number of applications and patents involved: 1

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

- Enclosed - Any excess or insufficiency should be credited or debited to deposit account
- Authorized to be charged to deposit account

8. Deposit account number:

070153

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.

Edward I. Jorgenson

Name of Person Signing

Signature

November, 1998

Date

Total number of pages including cover sheet, attachments, and document: 8

8



The State of Texas

SECRETARY OF STATE

IT IS HEREBY CERTIFIED that the attached is/are true and correct copies of the following described document(s) on file in this office:

NUTRI SOURCE, INC.

FILE NO. 1186071-0

ARTICLES OF INCORPORATION

ARTICLES OF AMENDMENT

ARTICLES OF AMENDMENT

ARTICLES OF CORRECTION

MARCH 15, 1991

APRIL 15, 1994

MARCH 23, 1998

MARCH 30, 1998



IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in the City of Austin, on May 11, 1998.

DLM

Alberto R. Gonzales

Secretary of State

REEL: 9922 FRAME: 0684

FILED
In the Office of the
Secretary of State of Texas

MAR 15 1991

ARTICLES OF INCORPORATION OF
UNIQUE BROKERAGE, INC.

Corporations Section

ARTICLE ONE

The name of the corporation is Unique Brokerage, Inc..

ARTICLE TWO

The period of its duration is perpetual.

ARTICLE THREE

The purpose or purposes for which the corporation is organized are the sale of fertilizer and the transaction of any or all lawful business for which corporations may be incorporated under the Texas Business Corporation Act.

ARTICLE FOUR

The aggregate number of shares which the corporation shall have authority to issue is One hundred thousand (100,000), without par value.

ARTICLE FIVE

The corporation will not commence business until it has received for the issuance of its shares consideration of the value of One Thousand and NO/100 (\$1,000.00) Dollars, consisting of money, labor done or property actually received.

ARTICLE SIX

The address of its registered office is one mile north of Lamesa, Texas, on U.S. Highway 87, and the name of its initial registered agent at such address is David Gibson.

ARTICLE SEVEN

The number of directors constituting the initial Board of Directors is three (3) and the names and addresses of the directors are:

Wayland Holladay, P. O. Drawer 90, Lamesa, Texas 79331;
Harold Holladay, P. O. Drawer 90, Lamesa, Texas 79331;
David Gibson, P. O. Drawer 90, Lamesa, Texas 79331.

ARTICLE EIGHT

The name and address of the incorporators are:

Wayland Holladay, P. O. Drawer 90, Lamesa, Texas 79331;
Harold Holladay, P. O. Drawer 90, Lamesa, Texas 79331;
David Gibson, P. O. Drawer 90, Lamesa, Texas 79331.

Wayland Holladay

WAYLAND HOLLADAY

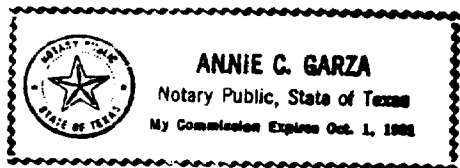
Harold Holladay

HAROLD HOLLADAY

David Gibson

DAVID GIBSON

SUBSCRIBED AND SWORN TO on this the 13th day of March, 1991, by Wayland Holladay, Harold Holladay, and David Gibson, the above named incorporators.



Annie C. Garza

Notary Public, State of Texas
My Commission Expires: 10-1-91

FILED
In the Office of the
Secretary of State of Texas
APR 15 1994
Corporations Section

**ARTICLES OF AMENDMENT
TO ARTICLES OF INCORPORATION
OF UNIQUE BROKERAGE, INC.**

Pursuant to the provisions of Article 4.04 of the Texas Corporation Act, the undersigned corporation adopts the following Articles of Amendment to its Articles of Incorporation:

ARTICLE ONE

The name of the corporation is Unique Brokerage, Inc.

ARTICLE TWO

The following amendment to the Articles of Incorporation was adopted by the shareholders of the corporation on April 8, 1994.

The amendment alters Article One of the original Articles of Incorporation to read as follows:

The name of the corporation is Magic Maker, Inc.

ARTICLE THREE

The following amendment to the Articles of Incorporation was adopted by the shareholders of the corporation on April 8, 1994.

The amendment alters Article Six of the original Articles of Incorporation to read as follows:

The street address of its registered office is 205 South 10th Street, Lamesa, Texas; mailing address is P. O. Drawer 439, Lamesa, Texas 79331; and the name of its registered agent at that address is Wayland Holladay.

ARTICLE FOUR

The number of shares of the corporation outstanding at the time of the adoption was thirty thousand (30,000); and the number of shares entitled to vote on the amendments was thirty thousand (30,000).

ARTICLE FIVE

The holders of all of the shares outstanding and entitled to vote on the foregoing amendments have signed a consent in writing adopting the amendments.

Dated: April 13, 1994.

Unique Brokerage, Inc.

By: Wayland Holladay
Wayland Holladay
President

**ARTICLES OF AMENDMENT
TO ARTICLES OF INCORPORATION
OF MAGIC MAKER, INC.**

FILED
in the Office of the
Secretary of State of Texas
MAR 23 1998
Corporations Section

Pursuant to the provisions of Article 4.04 of the Texas Corporation Act, the undersigned corporation adopts the following Articles of Amendment to its Articles of Incorporation:

ARTICLE ONE

The name of the corporation is Magic Maker, Inc.

ARTICLE TWO

The following amendment to the Articles of Incorporation was adopted by the shareholders of the corporation on March 19, 1998.

The amendment alters Article One of the amended Articles of Incorporation to read as follows:

The name of the corporation is Nurti Source, Inc.

ARTICLE THREE

The number of shares of the corporation outstanding at the time of the adoption was thirty-three thousand two hundred fifty (33,250); and the number of shares entitled to vote on the amendment was thirty-three thousand two hundred fifty (33,250).

ARTICLE FOUR

The holders of all of the shares outstanding and entitled to vote on the amendment have signed a consent in writing adopting the amendment.

Dated: March 20, 1998.

Magic Maker, Inc.

By: Wayland Holladay
Wayland Holladay
President

**ARTICLES OF CORRECTION
TO ARTICLES OF AMENDMENT
OF NURTI SOURCE, INC.**

FILED
In the Office of the
Secretary of State of Texas
MAR 30 1998
Corporations Section

This correction is submitted pursuant to Article 13.02-7.01, Texas Miscellaneous Corporation Laws Act for a corporation, to correct a document which has been filed and is an inaccurate record of the corporate action referred to in the instrument, contains an inaccurate or erroneous statement, or was defectively or erroneously executed, sealed, acknowledged or verified.

ARTICLE ONE

The name of the corporation is Nurti Source, Inc.

ARTICLE TWO

These ARTICLES OF CORRECTION are to correct ARTICLE TWO of the ARTICLES OF AMENDMENT filed in the Office of the Secretary of State on March 23, 1998.

ARTICLE THREE

The inaccuracy, error, or defect to be corrected is:

The name of the corporation was incorrectly spelled, with the letters in the word "Nutri" reversed and written as "Nurti," which is incorrect.

ARTICLE FOUR

As corrected, the inaccurate, erroneous, or defective portion of the document should read as follows:

The name of the corporation is Nutri Source, Inc.

Dated: March 26, 1998.

Nurti Source, Inc.

By: Wayland Holladay
Wayland Holladay
President, an authorized Corporate officer

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