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FORM 1695

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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

N1166-004

To the Honorable Commissioner of Patents and

101040605

documents or copy thereof.

<p>1. Name of conveying party(ies): <u>Gregory J. Fox</u></p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies): Name <u>Berkley Seed Inc.</u></p> <p>Internal Address: _____</p> <p>Street Address: <u>P. O. Box 5540</u></p>
<p>3. Name of Conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____</p> <p>Execution Date: <u>May 5, 1999</u></p>	<p>City <u>Yuma</u></p> <p>State <u>AZ</u> ZIP <u>85368</u></p> <p>Additional name(s) & addresses(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>

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: _____

<p>A. Patent Application No.(s) <u>09/263,628</u></p>	<p>B. Patent No.(s)</p>
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Additional numbers attached? Yes No

<p>5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Robert J. Jondle</u></p> <p>Internal Address: <u>Rothwell, Figg, Ernst & Kurz</u></p> <p>Street Address: <u>555 15th Street NW, Suite 701-E</u></p> <p>City: <u>Washington</u></p> <p>State: <u>D.C.</u> Zip <u>20004</u></p>	<p>6. Total number of applications and patents involved: <u>1</u></p> <p>7. Total fee (37 CFR 3.41): \$ <u>40.00</u> <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit account number: _____ Attach duplicate copy of this page if paying by deposit account</p>
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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.

Robert J. Jondle Robert J. Jondle May 10, 1999
Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments and documents: 2

PATENT
REEL: 009949 FRAME: 0726

ASSIGNMENT

WHEREAS, I, GREGORY J. FOX, a citizen of the United States, residing at 717 14th Street South, Fargo, North Dakota, 58103, am the inventor of an invention in "Natural Red Sunflower Anthocyanin Colorant With Naturally Stabilized Color Qualities and the Process of Making" which was filed at the United States Patent and Trademark Office on March 5, 1999, with Serial No. 09/263,628, which is a continuation application from a provisional application filed March 6, 1998, with Serial No. 60/077,013; and

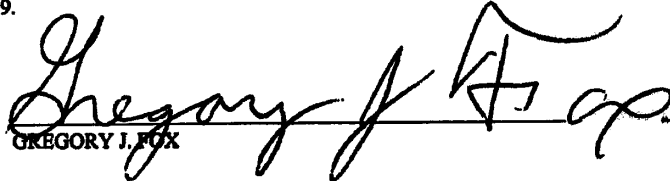
WHEREAS, Barkley Seed, Inc., incorporated in the state of Arizona, with a place of business at P.O. Box 5540, Yuma, Arizona, 85366, is desirous of obtaining the entire right, title and interest in, to and under the said invention and the said application;

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I, the said GREGORY J. FOX, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said Barkley Seed, Inc., its successors, legal representatives and assigns, the entire right, title and interest in, to and under the said invention, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all applications for Letters Patent which may hereafter be filed for said invention in any country or countries foreign to the United States, and all Letters Patent which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof and all rights of priority in any such country or countries based upon the filing of the said application for Letters Patent of the United States which are created by any law, treaty or international convention; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said invention to the said Barkley Seed, Inc., its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY covenant that I have full right to convey the entire interest herein assigned, and that I have not executed, and will not execute, any agreement in conflict herewith.

AND I HEREBY further covenant and agree that I will communicate to said Barkley Seed, Inc., its successors, legal representatives and assigns, any facts known to me respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said Barkley Seed, Inc., its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said invention in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 5th day of MAY, 1999.


GREGORY J. FOX

RECORDED: 05/14/1999

PATENT
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