



RECOF

Mail Date: September 25, 2001

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Page 1 of 2

Express:

Attorney Docket No. MAC - 172

To: Assistant Commissioner for Patents:

Please record the attached original documents or copies thereof.

SUBMISSION TYPE

New
 Resubmission (Non-Recordation)

Document ID#
Correction of PTO Error
Reel # Frame #
Corrective Document
Reel # Frame #

18/01/01

CONVEYANCE TYPE

Assignment Security Agreement

License Change of Name

Merger Other

Execution Date: September 24, 2001

(use by the U.S. Government Agencies)

Departmental File Secret File

CONVEYING PARTY(IES)

Name (line 1) Penny Devers, Trustee
Etho Power Corporation Trust
Chemical Bank and Trust Co.
333 E. Main St.
Midland MI 48640

Mark if additional names of conveying parties attached

Execution date
month day year
09 24 2001

Second Party

Name (line 1)

Execution date
month day year

Name (line 2)

Receiving party(ies)

Name (line 1) Etho Power Corporation
100-2450 Acland Road

Mark if additional names of receiving parties attached

if document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from the Assignment).

Kelowna
City

British Columbia/CANADA
State/Country

V1X 6N6
Zip Code

DOMESTIC REPRESENTATIVE NAME AND ADDRESS

(ENTER FOR THE FIRST RECEIVING PARTY ONLY)

Name: Robert L. McKellar

Address 816 West Wackerly St. Suite # 2
Midland MI 48640-2730

11/02/2001 JJALLAN2 00000015 132492 09705078

01 FC:581 40.00 CH

Application number(s) or Patent Number(s): Additional numbers attached? Yes No

USSN: 009/705,078 filed November 2, 2000

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

A. Patent Application Number:

09/705,078 filed November 2, 2000

NAME AND ADDRESS OF PARTY TO WHOM
CORRESPONDENCE CONCERNING DOCUMENTS
SHOULD BE MAILED

Name: Robert L. McKellar

Address: 816 West Wackerly St. Suite # 2

City: Midland State: MI
Zip Code: 48640-2730

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 L. McKellar

Name of Person Signing

Robert L. McKellar

Signature

September 25, 2001

Date

B. Patent Number: _____

FEES

Total Fee (37 CFR 3.41) \$ 40.00

Enclosed

Authorized to be charged
to Deposit Account

Deposit Account Number: 13-2492
(attach duplicate of this page if paying
By Deposit Account)

Total number of pages excluding cover sheet: 2

ASSIGNMENT 3

WHEREAS, I, Penny Devers, Trustee of a certain trust executed on January 24, 2001, do hold in trust, title to the invention and the United States patent application serial number 09/705,078, filed on November 2, 2000, in the United States Patent and Trademark Office, by virtue of an assignment dated January 24, 2001 by the inventor Robert G. Graham.

WHEREAS, all of the conditions under which the title to said invention and patent application held in trust have been fulfilled by the Etho Power Corporation, and the release of the invention and patent application have been consented to by Robert G. Graham, original title holder of said invention and patent application, as witnessed by the documents now held by the Trust, namely, Amending Agreement to the Escrow Agreement made as of the 30th day of August, 2001; Amending Agreement to the Patent Trust Agreement made as of the 30th day of August, 2001; Amending Agreement to the Share Purchase Agreement and the Supplemental Agreement made as of the 30th day of August, 2001; Resolutions in Writing of the Sole Director of CH_x Engineering Co. consenting to the entering into the three (3) above noted amending agreements and, Copies of Resolutions in Writing of all of the Directors of Etho Power Corporation consenting to the three (3) above noted amending agreements;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for and in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration paid to me as Trustee, on behalf of the Trust, by the said Etho Power Corporation, the receipt of which is hereby acknowledged, I have assigned, transferred and set over unto the Etho Power Corporation, all of the right, title and interest in and to the said invention and to said application for Letters Patent of the United States, therefore, and in and to any divisions, continuations and continuations-in-part thereof and in and to any and all United States Letters Patent and reissues and extensions thereof that may be issued for the said invention to have and to hold for its' own use and behoof and the use and behoof of its' successors and assigns as fully and entirely as the same might be enjoyed by the Trust if this assignment had not been made;

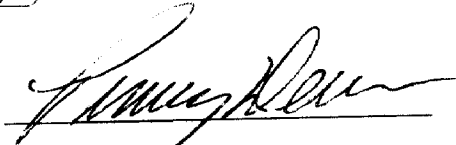
HEREBY AUTHORIZE and request the Commissioner of Patents and Trademarks to issue the said letters Patent and any reissues and extensions thereof to the Etho Power Corporation as the assignee of the right, title and interest set forth above in and to the said invention and said application and Letters Patent issued therefor or thereupon; and

HEREBY AGREE to execute all instruments and documents within my power which may be necessary for the carrying out of this assignment in full, and to execute any divisional, continuing or continuation-in-part application or applications which may be necessary or proper to obtain full protection on the invention hereby assigned; and to execute any and all supplemental oaths and preliminary statements should the same be proper and necessary in the prosecution of the aforesaid application; and

HEREBY FURTHER ASSIGN unto the Etho Power Corporation, the right, title and interest set forth above in and to the invention disclosed in the said patent application throughout all countries foreign to the United States, and do hereby ratify any acts of the said Etho Power Corporation where such procedure is proper and do agree to execute applications for said invention in the several countries where it is necessary that the same be executed by the inventor, and to execute assignments of such applications and the patents to be obtained therefore to said Etho Power, its successors, and assigns.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my seal this

24th day of September, 2001.

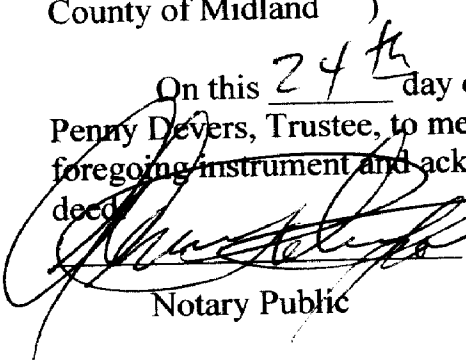


Penny Devers, Trustee

State of Michigan)

County of Midland)

On this 24th day of SEPT, 2001, before me personally appeared Penny Devers, Trustee, to me known to be the person described in and who executed the foregoing instrument and acknowledged that she executed the same as her free act and deed.



Notary Public

My commission expires:

GLENN W. PIETENPOL
NOTARY PUBLIC, MIDLAND COUNTY, MICHIGAN
MY COMMISSION EXPIRES MARCH 8, 2002