


<div>Form PTO-1595 (Rev. 10/02) OMB No. 0651-0027 (exp 6/30/2005) Tab settings</div>		<div>RECORDATION FORM COVER SHEET PATENTS ONLY</div>		<div>U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office</div>	
To the Honorable Commissioner of Patents and Trademarks, Please record the attached original documents or copy thereof					
<div>1. Name of conveying party(ies). David J. Dubeta</div> <div>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</div>		<div>2. Name and address of receiving party(ies) Name: Water Fun Products Corp. Internal Address: Street Address: 4633 - 44th Street City: Sylvan Lake State: AB Zip: T4S 1L1 Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</div>			
<div>3. Nature of conveyance: <input type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input checked="" type="checkbox"/> Change of Name <input type="checkbox"/> Other Execution Date: 11/15/2002</div>					
<div>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) 4,805,897; 5,137,497 and 6,450,891 B1 Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</div>					
<div>5. Name and address of party to whom correspondence concerning document should be mailed: Name: Eugene J.A. Gierczak Internal Address: Street Address: Suite 2500, 20 Queen Street West City: Toronto State: ON Zip: M5H 3S1</div>		<div>6. Total number of applications and patents involved: 3 7. Total fee (37 CFR 3.41)..... \$ 40.00 <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account 8. Deposit account number.</div>			
DO NOT USE THIS SPACE					
<div>9. Signature. Eugene J.A. Gierczak Name of Person Signing  Signature 30/01/2004 Date Total number of pages including cover sheet, attachments, and documents. 3</div>					

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

D \$

JAN 27 2003

07-03-2003

Form PTO-1595
(Rev. 10/02)

OMB No. 0651-0027 (exp 6/30/2005)

Tab settings



102488043

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

RE

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

1. Name of conveying party(ies).

David J. Dubeta

01/27/03

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

3. Nature of conveyance:



Assignment



Merger



Security Agreement



Change of Name



Other

Execution Date: 11/15/2002

2. Name and address of receiving party(ies)

Name: Water Fun Products Corp

Internal Address:

Street Address: 4633 - 44th Street

City: Sylvan Lake State: AB Zip: T4S 1L1

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

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) 4,805,897;

5,137,497 and 6,450,891 B1

Additional numbers attached? ☐ Yes ☒ No

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

Name: Eugene J.A. Gierczak

Internal Address:

Street Address: Suite 2500,

20 Queen Street West

City: Toronto State: ON Zip: M5H 3S1

6. Total number of applications and patents involved: 3

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



Enclosed



Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

LMBELLER 00000180 4805897

Eugene J.A. Gierczak

Name of Person Signing

Eugene Gierczak /ft

Signature

01/24/2003

Date

Total number of pages including cover sheet, attachments, and documents: 6

07/02/2003

01 FC:8021

80.00 OP

01/30/2003

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Washington, D.C. 20231

01 FC:8021

40.00 OP

PATENT
REEL: 014289 FRAME: 0344

CORPORATE ACCESS NUMBER: 2010137905



BUSINESS CORPORATIONS ACT

**CERTIFICATE
OF
AMENDMENT**

1013790 ALBERTA LTD.

HANGED ITS NAME TO WATER FUN PRODUCTS CORP. ON 2002/11/18.



This is to certify that this is an original
Certificate produced by J. Sten. W.
of Namequest Corporate Services Inc.
who is an accredited user of the
Corporate Registry System.

REEL: 014289 FRAME: 0345

AFFIDAVIT OF EXECUTION

CANADA)
)
PROVINCE OF ALBERTA)
)
TO WIT:)

I, BRIAN NEELAND of the City of Red Deer, in the Province of Red Deer,
Barrister & Solicitor, MAKE OATH AND SAY:

- 1. That I was personally present and did see DAVID J. DUBETA, named in the
attached instrument, who is personally known to me to be the person named therein, duly
sign and execute the same for the purposes named therein;
- 2. That the same was executed at the City of Red Deer, in the Province of Alberta,
and that I am the subscribing witness thereto;
- 3. That I know the said DAVID J. DUBETA, and he is, in my belief, of the full age
of eighteen years.

SWORN BEFORE ME at the City of)
Red Deer in the Province of Alberta,)
this 15 day of Nov, 2002.)
)
)
)
)
)
)
A Notary Public in and for the)
Province of Alberta.)


BRIAN NEELAND

GARY D. MILLER

PATENT ASSIGNMENT

THIS ASSIGNMENT dated as of the 15th day of November, 2002.

BETWEEN:

1013790 ALBERTA LTD., a corporation incorporated under the laws of Alberta
(hereinafter called the "Assignee")

OF THE FIRST PART

and

DAVID J. DUBETA, of the City of Red Deer, in the Province of Alberta
(hereinafter called the "Assignor")

OF THE SECOND PART

WHEREAS, Assignor and Assignee have entered into that certain Asset Purchase Agreement (the "**Purchase Agreement**") dated as of the date hereof pursuant to which Assignor has agreed to sell, transfer, convey, assign, deliver and set over unto Assignee, and Assignee has agreed to purchase, acquire and accept from Assignor, all of Assignor's right, title and interest in, to and under the patents listed on Schedule "A" hereto (the "**Patents**"), subject to the terms and conditions of the Purchase Agreement;

NOW, THEREFORE, for and in consideration of the Purchase Price (as defined in the Purchase Agreement), and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Assignor hereby agrees as follows:

1. Subject to the terms and conditions of the Purchase Agreement, the Assignor hereby sells, transfers, conveys, assigns and sets over unto the Assignee the Assignor's entire right, title and interest in, to and under each of the Patents set forth on Schedule "A", including, without limitation, all divisions, continuations, continuations-in-part, reissues, renewals and extensions thereof, all rights to priority, and all claims for profits or damages by reason of past infringement of any of the Patents, together with the right to sue for and collect such profits and damages for its own use and enjoyment and for the use and enjoyment of its successors and assigns.
2. The Assignor hereby authorizes the Commissioner of Patents and Trademarks of the United States and the empowered officials of all other governmental authorities or agencies to issue or transfer all of the Patents to the Assignee as assignee of the entire right, title and interest therein or otherwise as the Assignee may direct, in accordance with this Patent Assignment.

- 2 -

3. Subject to the terms of the Purchase Agreement, the Assignor shall at any time and from time to time upon request, at the expense of the Assignee, promptly execute and deliver any and all papers and documents and do all other lawful acts as the Assignee, in its reasonable judgement, shall deem to be necessary or desirable in order to perfect the title to the Patents in the Assignee and its successors and assigns.
4. Each copy of this Patent Assignment which is signed by the Assignor in order to facilitate the recording of the Assignee's interest in the Patents shall be deemed an original.
5. The agreements, obligations, covenants, representations and warranties of the Assignor and the Assignee contained in the Purchase Agreement are not merged into this Patent Assignment and shall survive the execution and delivery of this Patent Assignment and the consummation of the transactions contemplated by the Purchase Agreement.
6. This Patent Assignment and all of the terms and provisions hereof shall inure to the benefit of the Assignee and its successors and assigns and shall be binding upon the Assignor and his personal representative and heirs.

IN WITNESS WHEREOF, the Assignor and Assignee have caused this Patent Assignment to be duly executed and delivered as of the date first above written.

1013790 ALBERTA LTD.

Per: 


Witness


DAVID J. DUBETA

SCHEDULE "A" TO THE PATENT ASSIGNMENT DATED NOVEMBER 15, 2002

LIST OF ASSIGNED PATENTS

United States Patent Number 4,805,897 dated February 21, 1989

United States Patent Number 5,137,497 dated August 11, 1992

United States Patent Number 6,450,891 B1 dated September 17, 2002

MILLER THOMSON LLP

Barristers & Solicitors, Patent & Trade Mark Agents

2500 20 Queen Street West
Toronto, ON, Canada M5H 3S1
Tel: 416 595 8500
Fax: 416 595 8695
www.millerthomson.com



Direct line: 416.595.8603
E-mail: adefazekas@millerthomson.ca
File No. 058480-0001

June 27, 2003

United States Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202
United States of America

Dear Sir:

Re: United States Patent No. 4,805,897
United States Patent No. 5,137,497
United States Patent No. 6,450,891 B1
Owner: David J. Dubeta

Responsive to the communication received from your office dated June 3, 2003, please find enclosed our firm cheque in the amount of \$80.00 for completion of the Assignment recordal in respect of the above-identified patents. Also enclosed are the Assignment documents with respect thereto.

Respectfully submitted,

Agent for Applicant

Eugene J.A. Gierczak
Reg. No. 31,690
Miller Thomson LLP
20 Queen Street West, Suite 2500
Toronto, ON M5H 3S1 Canada
Telephone: 416-595-2132
Facsimile: 416-595-8695
EJAG/ADF/mg – Encls.
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CERTIFICATE OF TRANSMISSION

January 29, 2004

Via Facsimile Transmission To: 1-703-306-5995

Re: Our File: 056480-0001
Patent Nos.: 4,805,897; 5,137,497; 6,450,891 B1
Country: United States
Owner: David J. Dubeta
Examiner: Theresa Frederick
Due Date: JANUARY 30, 2004

I hereby certify that this correspondence, specifically, response to the Notice of Non-Recordal dated December 30, 2003, has been prepared by Eugene J.A. Gierczak, totalling **13** pages (including this page), is being facsimile transmitted to the United States Patent and Trademark Office to the above-noted number on the date shown below:

Michelle George
(Typed or Printed Name of Person Signing Certificate)


(Signature)

January 29, 2004
(Date)

MILLER THOMSON LLP

Barristers & Solicitors, Patent & Trade Mark Agents

2500, 20 Queen Street West
Toronto, ON, Canada M5H 3S1
Tel: 416.595.8500
Fax: 416.595.8695
www.millertnomson.com

Direct line: 416.595.8603
E-mail: adefazekas@millertnomson.ca
File No: 056480-0001

January 29, 2004

United States Patent and Trademark Office
Assignment Division, Box Assignments
CG-4, 1213 Jefferson Davis Hwy, Suite 320
Washington, DC 20231
United States of America

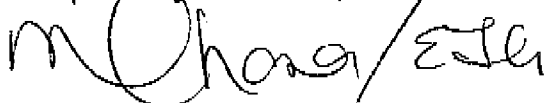
Dear Sir:

Re: United States Patent No. 4,805,897
United States Patent No. 5,137,497
United States Patent No. 6,450,891 B1
Owner: David J. Dubeta

Responsive to the communication received from your office dated December 30, 2003, please find enclosed separate cover sheets with each document appended thereto, as requested.

Copies of the Notice of Non-Recordation and other communications with the official date stamp are also enclosed.

Respectfully submitted,



Agent for Applicant

Eugene J.A. Gierczak
Reg. No. 31,690
Miller Thomson LLP
20 Queen Street West, Suite 2500
Toronto, ON M5H 3S1 Canada
Telephone: 416-595-2132
Facsimile: 416-595-8695
EJAG/ADF/mg – Encls.

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Form PTO-1595 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005)		RECORDATION FORM COVER SHEET PATENTS ONLY		U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office	
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Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3. Nature 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 _____ Execution Date: <u>11/15/2002</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) <u>4,805,897;</u> <u>5,137,497 and 6,450,891 B1</u> 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: <u>Eugene J.A. Gierczak</u> Internal Address: _____ _____ Street Address: <u>Suite 2500,</u> <u>20 Queen Street West</u> City: <u>Toronto</u> State <u>ON</u> Zip <u>M5H 3S1</u>		6. Total number of applications and patents involved: <u>3</u> 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 8. Deposit account number: _____			
DO NOT USE THIS SPACE					
9. Signature. <u>Eugene J.A. Gierczak</u> <u>[Signature]</u> <u>30/01/2004</u> Name of Person Signing Signature Date Total number of pages including cover sheet, attachments, and documents. <u>4</u>					

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Washington, D.C. 20231

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECEMBER 30, 2003

PTAS



102488043A

EUGENE J.A. GIERCZAK
20 QUEEN STREET WEST
SUITE 2500
TORONTO, ON M5H 3S1UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 102488043

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

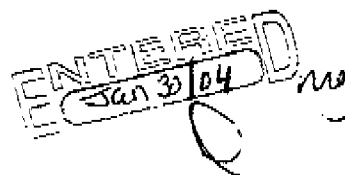
SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

- ☒ 1. A SEPARATE COVER SHEET IS NEEDED FOR EACH DOCUMENT.

703-306 5995

THERESA FREDERICK, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

RECEIVED JAN 28 2004



PATENT



UNITED STATES
PATENT AND
TRADEMARK OFFICE



*ADP
Assignment
Division*

JUNE 03, 2003

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Under Secretary of Commerce For Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
www.uspto.gov

EUGENE J.A. GIERCZAK
SUITE 2500
20 QUEEN STREET WEST
TORONTO, ON M5H 3S1



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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 102352381

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THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

1. INSUFFICIENT FEE SUBMITTED, AUTHORIZATION TO CHARGE NOT GRANTED. ADDITIONAL FEE REQUIRED IS \$80 .

STEVEN POST, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

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RECEIVED JUN 16 2003