



02-04-2004

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Tab settings



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

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

1. Name of conveying party(ies):

Gary E. Pogue

1-12-04

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

3. Nature of conveyance:

- Assignment  Merger
- Security Agreement  Change of Name
- Other \_\_\_\_\_

Execution Date: 06/09/2003

2. Name and address of receiving party(ies)

Name: Karnes County National Bank

Internal Address: \_\_\_\_\_

Street Address: 301 E. Calvert

City: Karnes City State: TX Zip: 78118

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) 5,611,291

issued March 18, 1997

Additional numbers attached?  Yes  No

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

Name: Stephanie L. Chandler

Internal Address: \_\_\_\_\_

Street Address: Jackson Walker L.L.P.

112 E. Pecan Street, Suite 2100

City: San Antonio State: TX Zip: 78205

6. Total number of applications and patents involved:  1

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

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

07-2400 for insufficient fee amount, if any

DO NOT USE THIS SPACE

9. Signature.

Stephanie L. Chandler

Name of Person Signing

Signature

11/20/2003

Date

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

02/03/2004 LMUELLER 00000300 5611291

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

01 FC:8021

40.00 DP

PATENT  
REEL: 014934 FRAME: 0270

**EXHIBIT "A"**  
**NOTICE OF SECURITY INTEREST**  
**IN INTELLECTUAL PROPERTY**

This Notice of Security Interest in Intellectual Property is made effective April 21, 2003, by Gary E. Pogue (Debtor), an individual residing at 903 S. 7<sup>th</sup> Street, Kenedy, Texas 78119, with reference to the following facts:

WHEREAS, the Debtor entered into a Promissory Note dated as of April 21, 2003, between the Debtor and Karnes County National Bank (the "Secured Party") (as the same may be further amended and in effect from time to time, the "Promissory Note");

WHEREAS, the Debtor has entered into a Commercial Security Agreement (Intellectual Property) dated effective April 21, 2003 (as so amended and as the same may be further amended and in effect from time to time; the "Security Agreement") to secure Debtor's performance of its obligations under the Promissory Note;

WHEREAS, the Debtor is the owner of a patent, a patent application, and a trademark registrations described in the Security Agreement and defined as the Collateral;

WHEREAS, the Debtor has granted the Secured Party a continuing Security Interest in and lien on the Collateral on the terms and conditions set forth in the Security Agreement;

WHEREAS, Debtor has agreed to record, from time to time, evidence of Secured Party's Security Interest in the Assets, or any portion thereof, in the United States Patent and Trademark Office;

WHEREAS, in compliance with such agreement, Debtor desires to record this Notice as evidence of Secured Party's Security Interest in the intellectual property more particularly described below (collectively, the "Subject Property").

NOW, THEREFORE, for valuable consideration and pursuant to the terms and conditions set forth in the Security Agreement, NOTICE IS HEREBY GIVEN THAT:

Pursuant to the Security Agreement, the Debtor has granted to the Secured Party a continuing Security Interest in and lien on the following Intellectual Property:

United States Patent No. 5,611,291                      Dated: 3/18/97  
Entitled:        **AERATOR AND SEEDER FOR UNTILLED  
                         PASTURE LAND**  
Assignee: Gary Pogue

United States Trademark Reg. No. 2,129,335 Dated: 1/13/98  
Mark: **VAQUERO**  
Successor in interest by assignment: Gary Pogue

IN WITNESS WHEREOF, the Debtor has caused this Notice of Security Interest in Intellectual Property to be executed by the undersigned, duly authorized representative as of the date noted below.

EXECUTED this 9 day of ~~May~~, 2003.  
*June*

By: *Gary E. Pogue*  
Printed Name: Gary E. Pogue

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