

08-26-2005

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To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)
John R. Hardison
Jay B. Burr
James R. Frelich
George Marquez

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

2. Name and address of receiving party(ies)
Name: OMS Investments, Inc.
Internal Address: Suite 2800

Street Address: _____
10250 Constellation Boulevard
City: Los Angeles
State: CA
Country: USA Zip: 90067-6228

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

3. Nature of conveyance/Execution Date(s):
Execution Date(s) _____
 Assignment Merger
 Security Agreement Change of Name
 Joint Research Agreement
 Government Interest Assignment
 Executive Order 9424, Confirmatory License
 Other _____

4. Application or patent number(s):
A. Patent Application No.(s) _____
B. Patent No.(s) _____
Additional numbers attached? Yes No

This document is being filed together with a new application.

5. Name and address to whom correspondence concerning document should be mailed:
Name: James B. Raden
Internal Address: JONES DAY
Street Address: 77 West Wacker
City: Chicago
State: Illinois Zip: 60601-1692
Phone Number: _____
Fax Number: _____
Email Address: _____

6. Total number of applications and patents involved: one
7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00
 Authorized to be charged by credit card
 Authorized to be charged to deposit account
 Enclosed
 None required (government interest not affecting title)

8. Payment Information
a. Credit Card Last 4 Numbers _____
Expiration Date _____
b. Deposit Account Number _____
Authorized User Name _____

9. Signature: *Marc S. Blackman*
Signature
Date: August 19, 2005
Name of Person Signing: Marc S. Blackman

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

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

08/24/2005 11:28:43

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ASSIGNMENT AND AGREEMENT

FOR VALUE RECEIVED, We, John R. Hardison, a citizen of the United States of America, residing at 1125 SW Stopp Place, Corvallis, Oregon 97333, the United States of America, Jay B. Burr, a citizen of the United States of America, residing at 485 Leslie Street, Salem, Oregon 97301, the United States of America, James R. Frelich, a citizen of the United States of America, residing at 3777 Kermit Court NE, Salem, Oregon 97305, the United States of America, and George Marquez, a citizen of Mexico, residing at 3215 SE 16th Ave., Albany, Oregon 97322, the United States of America, hereby sell, assign and transfer to OMS Investments, Inc., a corporation duly organized and existing under the laws of the State of Delaware, and having its principal place of business at 10250 Constellation Boulevard, Suite 2800, Los Angeles, California 90067-6228, as assignee, and its successors, assigns and legal representatives, the entire right, title and interest, for all countries in and to certain inventions relating to HYBRID VARIETY OF (TEXAS X KENTUCKY) X KENTUCKY BLUEGRASS DESIGNATED 'HB 329' described in United States application filed on even date herewith and all the rights and privileges under any and all Letters Patent that may be granted therefor.

We request that any and all patents for said inventions be issued to said assignee, its successors, assigns and legal representatives, or to such nominees as it may designate.

We agree that, when requested, we will, without charge to said assignee but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining patents for said inventions in any and all countries and for vesting title thereto in said assignee, its successors, assigns and legal representatives or nominees.

We authorize and empower the said assignee, its successors, assigns and legal representatives or nominees, to invoke and claim for any application for patent or other form of protection for said inventions filed by it or them, the benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it, and to invoke and claim such right of priority without further written or oral authorization from us.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any assignment, consent to file or like document which may be required in any country for any purpose and more particularly in proof of the right of the said assignee or nominee to claim the aforesaid benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it.

We covenant with said assignee, its successors, assigns and legal representatives, that the rights and property herein conveyed are free and clear of any encumbrance, and that we have full right to convey the same as herein expressed.

Signed at Corvallis, Oregon (L.S.)

this 16 day of August, 2005.

John R. Hardison
John R. Hardison

Signed in our presence and acknowledged to be an assignment of the application (invention) hereinabove referred to.

Witness Janet L. Hardison Date Aug. 16 2005

Witness Richard A. Sweetow Date Aug 16 2005

Signed at Gervais, Oregon (L.S.)

this 18 day of August, 2005.

Jay B. Barr
Jay B. Barr

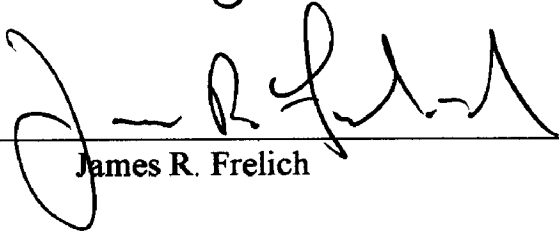
Signed in our presence and acknowledged to be an assignment of the application (invention) hereinabove referred to.

Witness [Signature] Date 8-18-05

Witness Aulina P. Hernandez Date 8-18-05

Signed at Gervais, Oregon (L.S.)

this 17th day of August, 2005.


James R. Frelich

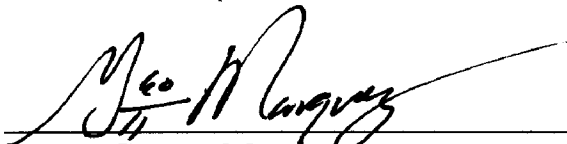
Signed in our presence and acknowledged to be an assignment of the application (invention) hereinabove referred to.

Witness  Date 8-17-05

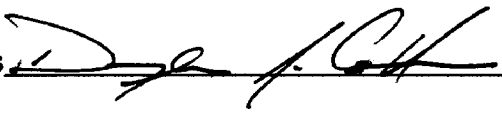
Witness Richard A Sweeton Date 8-17-05

Signed at Gervais OREGON (L.S.)

this 16th day of August, 2005.


George Marquez

Signed in our presence and acknowledged to be an assignment of the application (invention) hereinabove referred to.

Witness  Date August 16, 2005

Witness Richard A Sweeton Date August 16, 2005