

Form PTO-1595 (Rev. 07/05)
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U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

RECORDATION FORM COVER SHEET PATENTS ONLY

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)

James W. Lancaster
Gary L. Nicholson

2. Name and address of receiving party(ies)

Name: Exmark Mfg. Co., Inc.

Internal Address: _____

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

3. Nature of conveyance/Execution Date(s):

Execution Date(s) 04/18/2008

- Assignment Merger
- Security Agreement Change of Name
- Joint Research Agreement
- Government Interest Assignment
- Executive Order 9424, Confirmatory License
- Other

Street Address: 2101 Ashland Avenue

City: Beatrice

State: Nebraska

Country: US Zip: 68310

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

4. Application or patent number(s):

A. Patent Application No.(s)
12/009,613

This document is being filed together with a new application.
B. Patent No.(s)

Additional numbers attached? Yes No

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

Name: James W. Miller

Internal Address: Suite 1960 Rand Tower

Street Address: 527 Marquette Avenue

City: Minneapolis

State: MN Zip: 55402

Phone Number: (612)338-5915

Fax Number: (612)338-5989

Email Address: jameswmiller@qwestoffice.net

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 1.21(h) & 3.41) \$40

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed
- None required (government interest not affecting title)

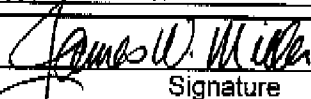
8. Payment Information

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number 20-1315 of Toro Co.

Authorized User Name James W. Miller

9. Signature:


Signature

5/12/08
Date

James W. Miller
Name of Person Signing

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

4

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

CH 5-10-00 201315 12009613

Attorney Docket No. 26.2.E24/USA

ASSIGNMENT

WHEREAS, We, James W. Lancaster and Gary L. Nicholson, residing or having a mailing address at 18584 South 5th Drive, Beatrice, NE 68310 and 30439 SW 61st Road, Beatrice, NE 68310, respectively, have made certain new and useful inventions and improvements for which we executed an application for Letters Patent of the United States which is entitled HEIGHT OF CUT ADJUSTMENT SYSTEM FOR MOWER CUTTING DECK, the specification of which was filed January 20, 2008 as Serial Number 12/009,613;

AND, WHEREAS, Exmark Mfg. Co., Inc., a corporation organized and existing under and by virtue of the laws of the State of Nebraska, and having an office and place of business at 2101 Ashland Avenue, Beatrice, Nebraska is desirous of acquiring the entire right, title and interest in and to said inventions, improvements and applications and in and to the Letters Patent to be obtained therefor;

NOW, THEREFORE, to all whom it may concern, be it known that for and in consideration of the sum of One Dollar and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we have sold, assigned and transferred, and by these presents do sell, assign and transfer unto aid Exmark Mfg. Co., Inc., its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application, and in and to said application, all divisions, continuations, or renewals thereof, all Letters Patent which may be granted therefrom, and all reissues or extensions of such patents, and in and to any and all applications which have been or shall be filed in any foreign countries for Letters Patent on said inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted therefrom; and

WE do hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions and improvements to said Exmark Mfg. Co., Inc. as the assignee of the entire right, title and interest in and to the same, for the use of said Exmark Mfg. Co., Inc., its successors or assigns.

AND, for the consideration aforesaid, we do hereby agree that we, or our executors or legal representatives, will make, execute and deliver any and all other instruments in writing relating to said inventions and improvements including any and all further application papers, affidavits, assignments and other documents, and will communicate to said Exmark Mfg. Co., Inc., its representatives, successors or assigns, any and all facts known to us relating to said inventions and improvements and the history thereof, and will testify in all legal proceedings and generally do all things which may be necessary or desirable more effectually to secure to and vest in said Exmark Mfg. Co., Inc., its successors or assigns the entire right, title and interest in and to the improvements,

inventions, applications, Letters Patent, rights, titles, benefits, privileges and advantages hereby sold, assigned and conveyed, or intended so to be.

AND, FURTHERMORE, we covenant and agree with said Exmark Mfg. Co., Inc., its successors or assigns, that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by us, and that the full right to convey the same as herein expressed is possessed by us.

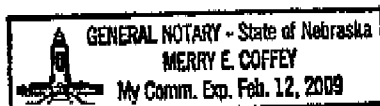
IN TESTIMONY WHEREOF, we have hereunto set our hands, as of the date written below adjacent our signatures.

Full Name of First Inventor	Signature	Date
James W. Lancaster	<i>James W. Lancaster</i>	4/18/08
Full Name of Second Joint Inventor, If Any	Signature	Date
Gary L. Nicholson	<i>Gary L. Nicholson</i>	4-18-08
Full Name of Third Joint Inventor, If Any	Signature	Date
Full Name of Fourth Joint Inventor, If Any	Signature	Date
Full Name of Fifth Joint Inventor, If Any	Signature	Date

STATE OF *Nebraska*)
COUNTY OF *Sage*)

On this *18th* day of *April*, 20*08*, before me personally appeared James W. Lancaster, to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

Notary Public
Merry E. Coffey



STATE OF *Nebraska*)
COUNTY OF *Sage*)

On this *18th* day of *April*, 2008, before me personally appeared Gary L. Nicholson, to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

Notary Public
Merry E Coffey

