

**PATENT ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	LETTERS OF TESTAMENTARY
<b>CONVEYING PARTY DATA</b>	
Name	Execution Date
Henry Happy	09/01/2010
<b>RECEIVING PARTY DATA</b>	
Name:	The Henry Happy Applicable Exclusion Trust
Street Address:	PO Box 7146
City:	Kalispell
State/Country:	MONTANA
Postal Code:	59904
<b>PROPERTY NUMBERS Total: 1</b>	
Property Type	Number
Patent Number:	5935704
<b>CORRESPONDENCE DATA</b>	
Fax Number:	(406)755-5783
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	4067555700
Email:	david@kvhlaw.com
Correspondent Name:	David Tennant
Address Line 1:	PO Box 728
Address Line 4:	Kalispell, MONTANA 59903
NAME OF SUBMITTER:	Lorraine Happy Personal Representative
<b>Total Attachments: 6</b> source=ORDER-PR-HAPPY#page1.tif source=ORDER-PR-HAPPY#page2.tif source=LETTERS-HAPPY#page1.tif source=LETTERS-HAPPY#page2.tif source=ASSGNMT-PATENT#page1.tif source=ASSGNMT-PATENT#page2.tif	

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DEPUTY

MONTANA ELEVENTH JUDICIAL DISTRICT COURT, FLATHEAD COUNTY

IN THE MATTER OF THE ESTATE OF  
HENRY HAPPY, Deceased.

Probate No. DP-09-139A

**TED O LYMPUS**

ORDER OF INFORMAL PROBATE OF  
WILL AND APPOINTMENT OF  
PERSONAL REPRESENTATIVE

The application of Lorraine Happy for the informal probate of the will of the above-named decedent and the appointment of personal representative, having come before the Clerk, and it appearing that the application is complete and contains the applicant's oath or affirmation that the statements contained in the application are true to the best of her knowledge and belief, the Court makes the following findings based upon said application:

1. The decedent, Henry Happy, died on August 23, 2009, and at least 120 hours have elapsed since the decedent's death.
2. The applicant, Lorraine Happy, is an interested person as defined by Section 72-1-103(25), MCA.
3. The application is complete and properly verified as required by law.
4. Venue is proper for the reason stated in the application.
5. The original, duly executed, and apparently unrevoked last will and testament of Henry Happy dated October 15, 2008 (the "decedent's will") is in the Court's possession and appears in all respects to be the valid last will of the decedent.
6. Any notice required by Section 72-3-106, Montana Code Annotated, has been given, and the application is not within Section 72-3-213(5), Montana Code Annotated.
7. The time limit for original probate has not expired.

8. A personal representative has not been appointed in this or any other county of this state, and neither the decedent's will, nor any other will of the decedent, has been the subject of a previous probate order.

9. The applicant has priority in accordance with Section 72-3-502(1), Montana Code Annotated, which entitles her to act as the personal representative of the decedent's will and the decedent's Estate for the reasons stated in the application, and no reason to the contrary appears upon the record.

NOW, THEREFORE, IT IS ORDERED as follows:

1. The application for informal probate is hereby granted, and the decedent's will, is hereby admitted to informal probate as the valid last will and testament of the decedent.

2. The application for informal appointment of Lorraine Happy as personal representative is hereby granted, and Lorraine Happy is hereby appointed as personal representative of the decedent's will and the decedent's Estate without bond.

3. Letters shall be issued to Lorraine Happy upon qualification and acceptance.

DATED this 9<sup>th</sup> day of September, 2009.

PEG L ALLISON  
CLERK OF DISTRICT COURT

By: /s/ JERRY OWEN  
Deputy Clerk

**CERTIFIED**

David G. Tennant  
KAUFMAN, VIDAL, HILEMAN, P.C.  
32 Second Ave. West, Suite 400  
P.O. Box 728  
Kalispell, MT 59903-0728  
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BY \_\_\_\_\_  
DEPUTY

**COPY**

Attorneys for the personal representative of  
the Estate of Henry Happy, deceased (the "Estate").

**MONTANA ELEVENTH JUDICIAL DISTRICT COURT, FLATHEAD COUNTY**

IN THE MATTER OF THE ESTATE OF  
HENRY HAPPY, Deceased.

Probate No. DP-09-1391A

**TED O LYMPUS**

**LETTERS TESTAMENTARY**

The will of the above-named decedent, having been admitted to probate and Lorraine Happy as personal representative of said will and the Estate by Order in the above proceeding dated the 9<sup>th</sup> of September, 2009.

Letters of appointment as such personal representative are hereby issued as provided by law.

WITNESS the Clerk of Court and the seal of the Court affixed this 9<sup>th</sup> day of September, 2009.

**PEG L. ALLISON**  
CLERK OF DISTRICT COURT

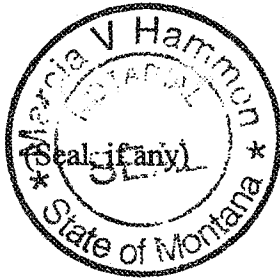
(COURT SEAL)

By: TERRA OWEN  
Deputy Clerk

I, Lorraine Happy, hereby accept the duties of personal representative of the will and Estate, and do solemnly swear that I will perform, according to law, the duties of personal representative for the will and the Estate.

Lorraine J. Happy  
Lorraine Happy

This instrument was acknowledged and sworn before me on the 9 day of September, 2009, by Lorraine Happy .



Marcia V. Hammon  
Printed Name: MARCIA V. HAMMON  
Notary Public, State of Montana  
Residing in Kalispell, Montana  
My commission expires: 4/14/2010

STATE OF MONTANA )  
County of Flathead ) ss

I hereby certify that the letters to which this certificate is affixed is a true, correct and compared copy of the original on file in the office of the Clerk of the District Court and that the date of appointment was Sept 9, 2009 and that the same are in full force and effect.

Witness my hand and the seal of the District Court of Flathead County this 21st day of Sept 2009

PEG L. ALLISON  
Clerk of the District Court

By Tera Lee  
Deputy Clerk

**Return to: Kaufman, Vidal, Hileman, P.C.  
c/o David G. Tennant  
P.O. Box 728  
Kalispell, MT 59903**

Estate of Henry Happy, deceased (the "Estate")  
Probate No. DP-09-139A  
11<sup>th</sup> Judicial District Court, Flathead County, Montana  
Social Security No. 262-13-7675

**ASSIGNMENT OF PATENT**

This instrument is executed by the undersigned as the duly appointed, qualified and acting personal representative of the Estate of Henry Happy, deceased. On September 9, 2009, the undersigned was appointed Personal Representative of the estate and her appointment remains in full force and effect. This instrument is executed by the undersigned solely in her stated fiduciary capacity and on condition that she shall have no liability in his individual capacity on any warranty, agreement or indemnity herein contained or implied. Henry Happy invented a certain improvement in Incremental Filament Wound Pole described in a United States Patent Application, the specification of which:

- is being executed on even date herewith and is about to be filed in the United States Patent Office;
- was filed on [ ] as Application No. [ ];
- was patented under U.S. Patent No. 5,935,704 on August 10, 1999.

A copy of the patent is attached hereto as Exhibit A. In accordance with the decedent's last will and testament and the laws of the State of Montana, Lorraine Happy, as personal representative of the Estate must assign, convey and transfer the above-mentioned patent to Lorraine Happy, as trustee of The Henry Happy Applicable Exclusion Trust and having a usual place of business at PO Box 7146, Kalispell, Montana 59904 ("Asignee").

NOW, THEREFORE, to all whom it may concern be it known that for and in consideration of the foregoing recitals and of other good and valuable consideration in money or money's worth, the receipt of which is hereby acknowledged, I have sold, assigned and transferred and by these presents do hereby sell, assign and transfer unto said Asignee, its successors, assigns, beneficiaries and legal representatives, the entire right, title and interest in and throughout the United States of America, its territories and all foreign countries, in and to said invention as described in said patent, together with the entire right, title and interest in and to said patent and such Letters Patent issued thereon; said invention and Letters Patent to be held and enjoyed by said Asignee for its own use and behalf and for its successors, assigns, beneficiaries and legal representatives, to the full end of the term for which said Letters Patent may be granted as fully and entirely as the same would have been held by me had this assignment and sale not been made; I hereby convey all rights arising under or pursuant to any and all international agreements, treaties or laws relating to the protection of industrial property by filing any such applications for Letters Patent. I hereby acknowledge that this assignment, being of the entire right, title and interest in and to said invention, carries with it the right in Asignee to apply for and obtain from competent authorities in all countries of the world any and all Letters Patent by attorneys and agents of Asignee's selection and the right to procure the grant of all such Letters Patent to Asignee for its own name as assignee of the entire right, title and interest therein;

