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To the D

1. Name of

Clarence H. Falstad, III

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

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

Execution Date(s) March 5, 2012

- ☒ 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)

Hibiscus plant named 'Berrylicious'

Docket No: HIBBE 1.1

☒ 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: Walters Gardens, Inc.

Internal Address: Clarence Falstad

Street Address: 1992 - 96th Avenue

City: Zeeland

State: MI Zip: 49464-0137

Phone Number: 616-772-4697

Fax Number: 616-772-5803

Email Address: chf@waltersgardens.com

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 to deposit account
☒ Enclosed
☐ None required (government interest not affecting title)

8. Payment Information

Deposit Account Number

Authorized User Name

9. Signature:

Clarence H. Falstad, III
Signature

March 5, 2012

Date

Clarence H. Falstad, III

Name of Person Signing

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

three

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

ASSIGNMENT

WHEREAS, Clarence H. Falstad, III, residing at 152 Birchwood, Holland, MI 49423, USA, (hereinafter referred to as Assignor) has discovered the subject matter Hibiscus 'Berrylicious' to be disclosed in the United States Plant Patent Application entitled "HIBISCUS PLANT NAMED 'BERRYLICIOUS'; "

WHEREAS, Walters Gardens, Inc., a corporation of Michigan, USA, having a place of business at 1992 - 96th Avenue, Zeeland, MI 49464-0137 (hereinafter referred to as Assignee) is desirous of acquiring the entire right, title and interest in and to any invention arising from said plant, and to any Letters Patent that may be granted therefore in the United States, Canada and in any and all foreign countries.

WHEREAS, Clarence H. Falstad, III hybridized the said plant while an employee of the said Assignee, and employment policy requires any invention made as an employee to be assigned to Assignee.

NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable considerations, Assignor hereby sells, assigns, and transfers unto said Assignee the full and exclusive right, title and interest to any inventions arising from the disclosed subject matter in the United States and in any and all foreign countries and to any Letters Patent or Breeders' Rights that may be granted therefore in the United States, Canada and in any and all foreign countries and in and to any and all divisions, reissues, continuations, continuations-in-part, and all subsequently filed applications claiming priority thereon, as well as extensions thereof including full right to claim for any such application the benefits of the International Convention.

ASSIGNOR hereby authorizes and requests the United States Patent Office Officials and any and all foreign countries to issue any and all of said Letters Patent or

Breeders' Rights when granted, to said Assignee as the owner of the entire right, title and interest in and to the same, for the sole use and benefit of said Assignee, its successors and assigns.

FURTHER, Assignor agrees to communicate to said Assignee or its representatives any facts known to Assignor regarding said subject matter, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuation, continuation-in-part, substitution, renewal, and reissue applications, as well as all subsequently filed applications claiming priority thereon, execute all necessary assignment papers to cause any and all of said Letters Patent to be issued to said Assignee, make all rightful oaths and generally do everything possible to aid said Assignee, its successors and assigns, to obtain and enforce proper protection for any Patent and Breeders' Rights arising from said disclosed subject matter in the United States, Canada and any and all foreign countries.

IN TESTIMONY WHEREOF, to this and the previous page, I have hereunto set my hand on the date indicated below.

Clarence H. Falstad, III

4/20/2011

Clarence H. Falstad, III

Date

152 Birchwood

Holland, MI 49423 USA

FOR ASSIGNEE:

Hans A. Hansen

4-20/2011

Name: Hans A. Hansen

Date

Address: Walters Gardens, Inc., 1992 96th Avenue, Zeeland, MI 49464