

10-17-2000



RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

101489399

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

New

10-2-00

Resubmission

(Non-Recordation)

Document ID#

[Empty box]

Correction of PTO Error

Reel #

[Empty box]

Frame #

[Empty box]

Corrective Document

Reel #

[Empty box]

Frame #

[Empty box]

Conveyance Type

Assignment

License

Security

Nunc Pro Tunc Assignment

Merger

Change of Name

Other

Notice of Grant of Security Interest

Effective Date

Month Day Year

08/17/00

Conveying Party

Mark if additional names of conveying parties attached

Name

Geo. W. Park Seed Co., Inc.

Execution Date

Month Day Year

08/17/00

Formerly

[Empty box]

Individual

General Partnership

Limited Partnership

Corporation

Association

Other

[Empty box]

Citizenship/State of Incorporation/Organization

South Carolina

Receiving Party

Mark if additional names of receiving parties attached

Name

The CIT Group/Business Credit, Inc., as Lender

DBA/AKA/TA

[Empty box]

Composed of

[Empty box]

Address (line 1)

Two First Union Center

Address (line 2)

23<sup>rd</sup> Floor

Address (line 3)

Charlotte

North Carolina

28202

City

State/Country

Zip Code

Individual

General Partnership

Limited Partnership

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

Corporation

Association

Other

[Empty box]

Citizenship/State of Incorporation/Organization

New York

10/16/2000 KTHA11 00000237 75336004

FOR OFFICE USE ONLY

01 FC:481  
02 FC:482

40.00 DP  
500.00 DP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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

**Domestic Representative Name and Address**

Enter for the first Receiving Party Only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages** Enter the total number of pages of the attached conveyance document including any attachments. #

**Trademark Application Number(s) or Registration Number(s)**  Mark if additional numbers attached  
 Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		
<input type="text" value="75/336,004"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="2,105,387"/>	<input type="text" value="2,102,255"/>	<input type="text" value="1,806,317"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="2,107,081"/>	<input type="text" value="1,941,728"/>	<input type="text" value="1,817,514"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="2,106,714"/>	<input type="text" value="1,825,348"/>	<input type="text" value="1,846,411"/>

**Number of Properties** Enter the total number of properties involved. #

**Fee Amount** Fee Amount for Properties Listed (37 CFR 3.41): \$

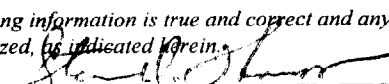
Method of Payment: Enclosed  Deposit Account   
 Deposit Account  
 (Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number: #   
 Authorization to charge additional fees: Yes  No

**Statement and Signature**

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Steven D. Thomas  
 Name of Person Signing

  
 Signature

September 25, 2000  
 Date Signed

**RECORDATION FORM COVER SHEET  
CONTINUATION  
TRADEMARKS ONLY**

**Conveying Party**  **Mark if additional names of conveying parties attached**  
Enter Additional Conveying Party

Name  Execution Date   
Month Day Year

Formerly

Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship/State of Incorporation/Organizaiton

**Receiving Party**  **Mark if additional names of receiving parties attached**  
Enter Additional Receiving Party

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)     
City State/Country Zip Code

Individual  General Partnership  Limited Partnership

Corporation  Association

Other

Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

**Trademark Application Number(s) or Registration Number(s)**  **Mark if additional numbers attached**  
*Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).*

Trademark Application Number(s)			Registration Number(s)		
<input type="text"/>	<input type="text"/>	<input type="text"/>	1,753,365	1,213,389	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	1,722,271	1,039,368	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	1,800,223	0,761,162	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	1,498,169	0,629,126	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	1,367,243	0,739,221	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	1,362,274	<input type="text"/>	<input type="text"/>

NOTICE  
OF  
GRANT OF SECURITY INTEREST  
IN  
TRADEMARKS

United States Patent and Trademark Office

Gentlemen:

Please be advised that pursuant to the Financing Agreement dated as of August 17, 2000 (the "Financing Agreement") by and among the Obligors party thereto (each an "Obligor" and collectively, the "Obligors") and The CIT Group/Business Credit, Inc., as Lender, the undersigned Obligor has granted a continuing security interest in and continuing lien upon, the trademarks and trademark applications shown below to the Lender:

**U.S. Trademarks**

**Registered Trademarks**

**See Exhibit A attached hereto**

The Obligors and the Lender, hereby acknowledge and agree that the security interest in the foregoing trademark and trademark applications (i) may only be terminated in accordance with the terms of the Financing Agreement and (ii) is not to be construed as an assignment of any trademark or trademark application.

Very truly yours,

**GEO. W. PARK SEED CO., INC.**

By: *Karen Park Jennings*  
Name: Karen Park Jennings  
Title: President

Acknowledged and Accepted:

**THE CIT GROUP/BUSINESS CREDIT, INC.**

as Lender

By: *M. Kim Carpenter*  
Name: M. Kim Carpenter  
Title: VICE PRESIDENT

**Geo. W. Park Seed Co., Inc.  
(South Carolina Corporation)**

**U.S. Trademarks**

**Registered Marks**

<b>Description</b>	<b>Quantity</b>	<b>Reg. Date</b>
LEAH	2,105,387	10/14/97
JANELL	2,107,081	10/21/97
PARK' S COUNTRYSIDE GARDENS	2,106,714	10/21/97
PARK SEED SINCE 1868 ALWAYS DEPENDABLE and Design	2,102,255	9/30/97
PARKS PRE-BLOOMERS	1,941,728	12/12/95
THE LANDSCAPERS' CHOICE	1,825,348	3/8/94
SUPER-FAST	1,806,317	11/23/93
PARK PERENNIALS	1,817,514	1/18/94
PARK SEED	1,846,411	7/26/94
WAYSIDE CLASSICS	1,753,365	2/16/93
PARK SEED	1,722,271	10/6/92
PARK PLUGS	1,800,223	10/19/93
ONE STEP	1,498,169	7/26/88
PARK-STARTS	1,367,243	10/29/85
A PARK HIGH PERFORMER	1,362,274	9/24/85
Miscellaneous design	1,213,389	10/19/82
Miscellaneous design	1,039,368	5/11/76
PARKSPAK and Design	761,162	12/10/63
Miscellaneous Design	629,126	6/19/56
PARKSPAK O'GOLD	739,221	10/16/62

**Pending Application**

<b>Description</b>	<b>App. No.</b>	<b>Filing Date</b>
THE GARDEN WIZARD	75-336,004	8/5/97