

MRD 10-26-98

11-05-1998

FORM PTO-1594
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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Foremost Farms USA, Cooperative
E10889A Penny Lane
PO Box 111
Baraboo, WI 53913

- Individual(s)
- General Partnership
- Corporation-State Wisconsin
- Other
- Association
- Limited Partnership

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: September 30, 1998

2. Name and address of receiving party(ies):

Name: Land O'Lakes, Inc.
Internal Address: 4001 Lexington Avenue North
Street Address: 4001 Lexington Avenue North
City: Arden Hills State: MN ZIP: 55126

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Minnesota
- Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

(Designations must be a separate document from Assignment)

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

4. Application number(s) or registration number(s): 2

A. Trademark Application No.(s)

B. Trademark registration No.(s)

Reg. No. 2,043,181 - NEW HOLSTEIN

Reg. No. 1,124,979 - CO-JACK

Additional numbers attached? Yes No

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

Name: Peter S. Janzen, Esq.

Internal Address:

4001 Lexington Avenue North
Arden Hills, MN 55126

Street Address:

Same

City: State: ZIP:

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41): \$ 65.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

12-0215

(Attach duplicate copy of this page if paying by deposit account)

11/04/1998 DNGUYEN 00000303 120215 2043181

DO NOT USE THIS SPACE

01 FC:481 40.00 CH
02 FC:482 25.00 CH

9. 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.

Peter S. Janzen
Name of Person Signing

P.S.J.
Signature

10-22-98
Date

Total number of pages comprising cover sheet: 9

REEL: 1809 FRAME: 0041

TRADEMARK

The United States of America



CERTIFICATE OF REGISTRATION PRINCIPAL REGISTER

The Mark shown in this certificate has been registered in the United States Patent and Trademark Office to the named registrant.

The records of the United States Patent and Trademark Office show that an application for registration of the Mark shown in this Certificate was filed in the Office; that the application was examined and determined to be in compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks, and that the Applicant is entitled to registration of the Mark under the Trademark Act of 1946, as Amended.

A copy of the Mark and pertinent data from the application are a part of this certificate.

This registration shall remain in force for TEN (10) years, unless terminated earlier as provided by law, and subject to compliance with the provisions of Section 8 of the Trademark Act of 1946, as Amended.



Bence Lehman

Commissioner of Patents and Trademarks

TRADEMARK
REEL: 1809 FRAME: 0042

Int. Cl.: 29

Prior U.S. Cl.: 46

Reg. No. 2,043,181

United States Patent and Trademark Office

Registered Mar. 11, 1997

**TRADEMARK
PRINCIPAL REGISTER**

NEW HOLSTEIN

FOREMOST FARMS USA, COOPERATIVE
(WISCONSIN COOPERATIVE CORPORATION)
ROUTE 3
BARABOO, WI 53913

FIRST USE 9-0-1983; IN COMMERCE
9-0-1983.

SER. NO. 75-045,514, FILED 1-18-1996.

ANGELA BISHOP WILSON, EXAMINING ATTORNEY

FOR: CHEESE, IN CLASS 29 (U.S. CL. 46).

TRADEMARK ASSIGNMENT

This Trademark Assignment is effective as of September 30, 1998, and is from FOREMOST FARMS USA, COOPERATIVE, a cooperative corporation organized under the laws of the State of Wisconsin, whose address is E10889A Penny Lane, Post Office Box 111, Baraboo, Wisconsin 53913 (hereinafter "Assignor"), to LAND O' LAKES, a cooperative organized and existing under the laws of the State of Minnesota, whose address is 4001 Lexington Avenue North, Arden Hills, Minnesota 55126 (hereinafter "Assignee").

WITNESSETH THAT:

WHEREAS, Assignor and Assignee are parties to an Agreement dated October 20, 1998 (the "Agreement"), pursuant to which, inter alia, Assignor has agreed to sell to Assignee and Assignee has agreed to purchase from Assignor certain Assets (as said term is defined in the Agreement); and,

WHEREAS, Assignor is the owner of all right, title and interest in and to U.S. Registration No. 1,124,979 for "CO-JACK" (hereinafter "the Trademark"); and,

WHEREAS, Assignee wishes to acquire from Assignor all right, title and interest in and to the Trademark;

NOW, THEREFORE, to all whom it may concern, be it known that for valuable consideration furnished by Assignee to Assignor, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, conveys, transfers, and assigns to Assignee its entire right, title and interest in, to the Trademark, together with the right to sue for and recover for the past infringements and misuses thereof, the same to be held and enjoyed by the Assignee, its successors and assigns, and the goodwill of the business appertaining thereto and which is symbolized thereby.

Assignor hereby authorizes the Commissioner of Patents and Trademarks of the United

States, and the empowered officials of all other governments, anywhere in the world, to issue or transfer the Trademark, as Assignee of the entire right, title and interest therein or otherwise as Assignee may direct, in accordance with this Assignment.

Nothing herein shall be deemed to limit the rights and remedies of Assignee and the duties and obligations of Assignor under the Agreement and, to the extent of any conflicts between the Assignment and the Agreement, the Agreement shall govern. This Assignment shall be binding upon the successors and assigns of Assignor, and shall inure to the benefit of the successors and assigns of Assignee.

IN WITNESS WHEREOF, the parties have executed this document and affixed their respective corporate seals by the hand of their respective duly authorized officers on the 30th day of September, 1998.

FOREMOST FARMS USA, COOPERATIVE

By: Donald C. Storhoff
Donald C. Storhoff
President

COUNTY OF SAUK)
) ss:
STATE OF WISCONSIN)

On this 30th day of September, 1998, before me personally appeared Donald C. Storhoff, to me known and known to me to be the individual described in and who executed the foregoing Assignment, and he duly acknowledged to me that he executed the same for the purpose therein set forth.

[Signature]
Notary Public

My Commission: permanent



No. 1124979

THE UNITED STATES OF AMERICA
OFFICE OF THE
COMMISSIONER OF PATENTS AND TRADEMARKS
CERTIFICATE OF REGISTRATION

This is to certify that the records of the Patent and Trademark Office show that an application was filed in said Office for registration of the Mark shown herein, a copy of said Mark and pertinent data from the Application being annexed hereto and made a part hereof,

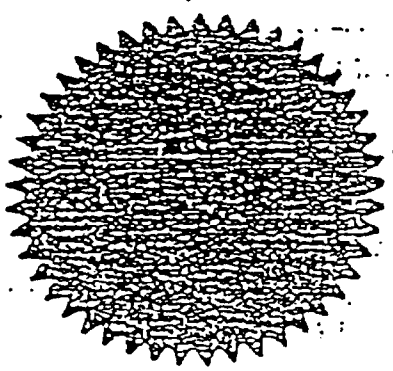
And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks,

Upon examination, it appeared that the applicant was entitled to have said Mark registered under the Trademark Act of 1946; and the said Mark has been duly registered this day in the Patent and Trademark Office on the

PRINCIPAL REGISTER

to the registrant named herein.

This registration shall remain in force for Twenty Years unless sooner terminated as provided by law.



In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent and Trademark Office to be affixed this eleventh day of September, 1979.

Lucille J. Parker

ACTING COMMISSIONER OF PATENTS AND TRADEMARKS

Prior U.S. Cl.: 46

United States Patent and Trademark Office

Reg. No. 1,124,979

Registered Sept. 11, 1979

TRADEMARK

Principal Register

CO-JACK

Farmers Pride Cheese, Inc. (Wisconsin corporation)
Route 1, Box 250
Arena, Wis. 53503

For: CHEESE, in CLASS 29 (U.S. Cl. 46).
First use Mar. 7, 1978; in commerce Mar. 10, 1978.

Ser. No. 170,378, filed May 15, 1978.

JOHN C. DEMOS, Supervisory Examiner

TRADEMARK
REEL: 1809 FRAME: 0047

TRADEMARK ASSIGNMENT

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WITNESSETH THAT:

WHEREAS, Assignor and Assignee are parties to an Agreement dated October 20, 1998 (the "Agreement"), pursuant to which, inter alia, Assignor has agreed to sell to Assignee and Assignee has agreed to purchase from Assignor certain Assets (as said term is defined in the Agreement); and,

WHEREAS, Assignor is the owner of all right, title and interest in and to U.S. Registration No. 2,043,181 for "NEW HOLSTEIN"(hereinafter the "Trademark"); and,

WHEREAS, Assignee wishes to acquire from Assignor all right, title and interest in and to the Trademark;

NOW, THEREFORE, to all whom it may concern, be it known that for valuable consideration furnished by Assignee to Assignor, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, conveys, transfers, and assigns to Assignee its entire right, title and interest in, to the Trademark, together with the right to sue for and recover for the past infringements and misuses thereof, the same to be held and enjoyed by the Assignee, its successors and assigns, and the goodwill of the business appertaining thereto and which is symbolized thereby.

Assignor hereby authorizes the Commissioner of Patents and Trademarks of the United

States, and the empowered officials of all other governments, anywhere in the world, to issue or transfer the Trademark, as Assignee of the entire right, title and interest therein or otherwise as Assignee may direct, in accordance with this Assignment.

Nothing herein shall be deemed to limit the rights and remedies of Assignee and the duties and obligations of Assignor under the Agreement and, to the extent of any conflicts between the Assignment and the Agreement, the Agreement shall govern. This Assignment shall be binding upon the successors and assigns of Assignor, and shall inure to the benefit of the successors and assigns of Assignee.

IN WITNESS WHEREOF, the parties have executed this document and affixed their respective corporate seals by the hand of their respective duly authorized officers on the 30th day of September, 1998.

FOREMOST FARMS USA, COOPERATIVE

By: Donald C. Storhoff
Donald C. Storhoff
President

COUNTY OF SAUK)
) ss:
STATE OF WISCONSIN)

On this 30th day of September, 1998, before me personally appeared Donald C. Storhoff, to me known and known to me to be the individual described in and who executed the foregoing Assignment, and he duly acknowledged to me that he executed the same for the purpose therein set forth.

[Signature]
Notary Public

My Commission: permanent