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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)/Execution Date(s):

Congress Financial Corporation

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

Citizenship (see guidelines) Illinois

Execution Date(s) October 19, 2004

Additional names of conveying parties attached? Yes No

3. Nature of conveyance:

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

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: NK Lawn & Garden Co.

Internal

Address:

Street Address: 3701 Amnicola Highway

City: Chattanooga

State: Tennessee

Country: USA Zip: 37406

Association Citizenship

General Partnership Citizenship

Limited Partnership Citizenship

Corporation Citizenship Delaware

Other Citizenship

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)

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s)

none

B. Trademark Registration No.(s)

see Schedule A

Additional sheet(s) attached? Yes No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

see Schedule A

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

Name: Thomas E. Kenney

Internal Address: Pierce & Mandell, P.C.

Street Address: 11 Beacon Street, Suite 800

City: Boston

State: MA Zip: 02108

Phone Number: 617-720-2444

Fax Number: 617-720-3693

Email Address: tom@piercemandell.com

6. Total number of applications and registrations involved:

30

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$765.00

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number _____

Authorized User Name _____

9. Signature: Thomas E. Kenney
Signature

1-11-05

Date

Thomas E. Kenney

Total number of pages including cover sheet, attachments, and document: 10

01/21/2005 DEBYRNE 00000040 709169 Name of Person Signing

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

01 FC:8521
02 FC:8522

CONTINUATION OF ITEM 4

SCHEDULE A

U.S. TRADEMARKS AND TRADENAMES

<u>Trademark</u>	<u>Registration Number</u>	<u>Registration Date</u>
49'ER	709,169	January 3, 1961
Boulevard	1,735,115	November 24, 1992
Easy Gro	1,210,528	September 28, 1982
Fast & Fine	983,593	May 14, 1974
Fasturf	1,150,582	April 7, 1981
Fredonia	1,497,960	July 26, 1988
Fredonia Seeds	1,492,499	June 14, 1988
Garden Winner	625,644	April 24, 1956
Glenwood Park	595,354	September 21, 1954
Homelawn	191,520	November 11, 1924
Kidseeds	1,679,049	March 10, 1992
Kitchen Crisp	1,218,529	November 30, 1982
Kitchen Crisp Sprouts & Design	1,218,530	November 30, 1982
Masterpiece Gardens	1,683,136	April 14, 1992
Nature's Choice	1,666,340	December 3, 1991
Nature's Ratio	819,740	December 6, 1966
Northland	104,566	June 1, 1915
NK - design	1,486,371	April 26, 1988
Parkview	228,511	June 7, 1927
Prevail	1,084,187	January 31, 1978
Punch 'N Gro	716,656	June 13, 1961

CONTINUATION OF ITEM 4

<u>Trademark</u>	<u>Registration Number</u>	<u>Registration Date</u>
Quick Turf & Design	652,544	October 8, 1957
Rarin' To Grow & Design	612,377	September 20, 1955
Secret Garden	1,601,240	June 12, 1990
Thrifty	1,044,371	July 20, 1976
Triple Tonic	665,592	August 12, 1958
Veltex	320,814	January 8, 1935
Viking	105,447	July 27, 1915
NK Lawn & Garden	2,141,007	March 3, 1998
NK Lawn. & Garden Co.	2,139,126	February 24, 1998

RELEASE OF SECURITY INTEREST
IN TRADEMARKS AND TRADEMARK APPLICATIONS

KNOW ALL MEN BY THESE PRESENTS, that Congress Financial Corporation (Central) ("Secured Party"), having an office at 150 South Wacker Drive, Chicago, Illinois 60606, DOES HEREBY CERTIFY that the security interest it holds in the trademarks and trademark applications of NK Lawn & Garden Co., a Delaware corporation ("Debtor"), having a place of business at 3701 Amnicola Highway, Chattanooga, TN 37406, pursuant to the Trademark Security Agreement, dated as of June 20, 1995, recorded in the United States Patent and Trademark Office on June 23, 1995 at Reel 1366, Frame 0095, as amended by Amendment No. 1 to Trademark Agreement, dated as of July 17, 1998, recorded in the United States Patent and Trademark Office on July 29, 1998 at Reel 1760, Frame 0530 (as so amended, the "Trademark Security Agreement"), which trademarks and trademark applications are more fully identified on Schedule A annexed hereto and made a part hereof, and any and all other Collateral (as such term is defined in the Trademark Security Agreement), together with the goodwill of the business symbolized thereby, is released and all interest in such property previously assigned to Secured Party under the Trademark Security Agreement is hereby reassigned to Debtor, without representation or warranty of any kind, nature or description.

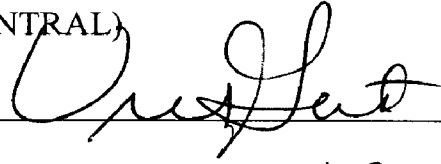
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IN WITNESS WHEREOF, Secured Party has caused this Release of Security Interest in Trademarks and Trademark Applications to be executed by its duly authorized corporate officer this 19 day of October 2004.

CONGRESS FINANCIAL CORPORATION
(CENTRAL)

By: _____

Title: _____



vice president

STATE OF ILLINOIS)
) ss.:
COUNTY OF COOK)

On the 19 day of October 2004, before me personally came Vicky Geist, to me known, who being by me duly sworn, did depose and say, that she is a Vice President of CONGRESS FINANCIAL CORPORATION (CENTRAL) and that said instrument was signed on behalf of such corporation by authority of its Board of Directors, and she acknowledged said instrument to be the free act and deed of said corporation.

Mark B. Dunne

Notary Public



SCHEDULE A

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NK Lawn & Garden Co.	2,139,126	February 24, 1998

FOREIGN TRADEMARKS AND TRADENAMES

<u>Trademark</u>	<u>Registration Number</u>	<u>Registration Date</u>
Hortwise - Canada	326,193	April 10, 1987
KIDSEEDS - Australia *	App. No. A556,396	App. Date: May 22, 1991
KIDSEEDS - Canada	405,645	November 27, 1992
KIDSEEDS - New Zealand *	App. No. 212,729	App. Date: September 9, 1991
Northland - Canada	89/21791	June 7, 1966
Punch 'N Gro - Canada	121,521	March 17, 1976

NON-REGISTERED TRADEMARKS AND TRADE NAMES

NK Lawn & Garden Co. All Blue Blend Cumberland Dense Shade Estate	Green Thumb Club Lawn & Garden Magazine Prevail III Salt Survivor Transplants	Shady Place Speedy Green Sunny Excel
Kidseeds Variety Names		
Jack Be Daisy Tomato Babies Lotta Tomata Luke the Cuke Rufus Radish Birdhouse Gourd Daisy Loves Me Spooky Spumpkin Slugger Squash	Cosmic Cosmos Col. Pop D. Corn Tic Toc 4 O'Clock Lucky Bean Dahlia Dahling Smilin Sam Sunflower Toni Da Squash Ticklish Tim Black Magic Bean	Harry Carrot Maxi Marigold Bachelor Bob Pea Pop Sh'Bop Lollipop Zinnia Meanie Zucchini Great Zappin' Zinnias Rusty Ruffles