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Tab settings

RE: 7



102268601

J.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

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

1. Name of conveying party(ies):
Summit Point Raceway Associates, Inc.
P.O. Box 190
Summit Point, WV 25446

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

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

2. Name and address of receiving party(ies)
Name: William H. Scott & Barbara L. Scott
Internal P.O. Box 1354
Address:

Street Address:
City: Middleburg State: VA Zip: 20118

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

3. Nature of conveyance:

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

Execution Date: October 23, 2002

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,770,316
1,727,957

Additional number(s) attached Yes No

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

Name: Theodore A. Breiner
Internal Address: BREINER & BREINER LLC

Street Address: 115 N. Henry Street

City: Alexandria State: VA Zip: 22314

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: 02-3690

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

DO NOT USE THIS SPACE

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.

Theodore A. Breiner

10/25/02

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 3

11/01/2002 LNUELLER 00000001 023690 1770316

01 FC:8521 40.00 CH
02 FC:8522 25.00 CH

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

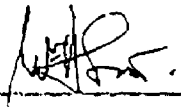
A S S I G N M E N T

WHEREAS, SUMMIT POINT RACEWAY ASSOCIATES, INC., P.O. Box 190, Summit Point, West Virginia 25446, a West Virginia corporation, has adopted, used, and is using the trademarks set forth in the attached Appendix A and which are registered in the United States Patent and Trademark Office; and

WHEREAS, WILLIAM H. SCOTT and BARBARA L. SCOTT, P.O. Box 1354, Middleburg, Virginia 20118 are desirous of acquiring the trademarks and the registrations thereof.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, SUMMIT POINT RACEWAY ASSOCIATES, INC. does hereby assign unto WILLIAM H. SCOTT and BARBARA L. SCOTT all right, title, and interest in and to the trademarks set forth in Appendix A, together with the goodwill of the business symbolized by the marks, and the registrations thereof.

SUMMIT POINT RACEWAY ASSOCIATES, INC.

By  _____
Name:
Title:

Date: 23 Oct 2002

A P P E N D I X A

MARK

REGISTRATION NO.

MOUNTAINEER

1,770,316

COUNTRY ROAD FRESH APPLES

1,727,957