No. 8400109

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Ferry-Morse Seed Company

Whereas, THERE HAS BEEN PRESENTED TO THE

Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED NOVEL VARIETY OF SEXUALLY REPRODUCED PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF eighteen YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC REPLENISHMENT OF VIABLE BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE RIGHT TO EXCLUDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, OR IMPORTING IT, OR EXPORTING IT, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT (CHAPTER 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

BEAN

'Toga'

In Testimony Whereof, I have hereunto set my hand and caused the seal of the Plant Variety Protection Office to be affixed at the City of Washington, D. C. *this* 31st *day of* August *in the year of our Lord one thousand nine hundred and* eighty-six.

Attest:

Kenneth A. Evans

Commissioner
Plant Variety Protection Office
Livestock, Meat, Grain & Seed Division
Agricultural Marketing Service

Richard E. Lyng

Secretary of Agriculture

U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
LIVESTOCK, MEAT, GRAIN & SEED DIVISION

APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE

(Instructions on reverse)

FORM APPROVED: OMB NO. 0581-0005

No certificate for plant variety protection may be issued unless a completed application form has been received (5 U.S.C. 553).

1. NAME OF APPLICANT(S) FERRY-MORSE SEED COMPANY	2. TEMPORARY DESIGNATION FMX-60	3. VARIETY NAME TOGA
4. ADDRESS *(Street and No. or R.F.D. No., City, State, and Zip Code)* ~~P.O. BOX 7274~~ ~~MOUNTAIN VIEW~~, CA ~~94036~~	5. PHONE *(Include area code)* ~~(415) 967-6973~~ (209) 579-7333	FOR OFFICIAL USE ONLY PVPO NUMBER 8400109
6. GENUS AND SPECIES NAME PHASEOLUS VULGARIS L.	7. FAMILY NAME *(Botanical)* LEGUMINOSAE	FILING DATE 5/23/84 TIME 8:30 [X] A.M. [ ] P.M.
8. KIND NAME GARDEN BEAN	9. DATE OF DETERMINATION SPRING, 1983	FEES RECEIVED AMOUNT FOR FILING $ 1,800 DATE 5/23/84
10. IF THE APPLICANT NAMED IS NOT A "PERSON," GIVE FORM OF ORGANIZATION *(Corporation, partnership, association, etc.)* CORPORATION		AMOUNT FOR CERTIFICATE $ 200.00 DATE 7/24/86
11. IF INCORPORATED, GIVE STATE OF INCORPORATION CALIFORNIA		12. DATE OF INCORPORATION 4 APRIL 1969

13. NAME AND ADDRESS OF APPLICANT REPRESENATIVE(S), IF ANY, TO SERVE IN THIS APPLICATION AND RECEIVE ALL PAPERS

Dr. David J. Thompson
Ferry-Morse Seed Company
P.O. Box ~~7274~~ 4938
~~MOUNTAIN VIEW, CA 94039~~ Modesto, Ca. 95352-4938

14. CHECK APPROPRIATE BOX FOR EACH ATTACHMENT SUBMITTED

a. [X] Exhibit A, Origin and Breeding History of the Variety *(See Section 52 of the Plant Variety Protection Act.)*

b. [X] Exhibit B, Novelty Statement

c. [X] Exhibit C, Objective Description of the Variety *(Request form from Plant Variety Protection Office.)*

d. [X] Exhibit D, Additional Description of the Variety

15. DOES THE APPLICANT(S) SPECIFY THAT SEED OF THIS VARIETY BE SOLD BY VARIETY NAME ONLY AS A CLASS OF CERTIFIED SEED? *(See Section 83(a) of the Plant Variety Protection Act.)* [ ] Yes *(If "Yes," answer items 16 and 17 below)* [X] No

16. DOES THE APPLICANT(S) SPECIFY THAT THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS? [ ] Yes [X] No

17. IF "YES" TO ITEM 16, WHICH CLASSES OF PRODUCTION BEYOND BREEDER SEED? [ ] Foundation [ ] Registered [ ] Certified

18. DID THE APPLICANT(S) FILE FOR PROTECTION OF THE VARIETY IN THE U.S. OR OTHER COUNTRIES? [ ] Yes *(If "Yes," give names of countries and dates)* [X] No

19. HAVE RIGHTS BEEN GRANTED IN THE U.S. OR OTHER COUNTRIES? [ ] Yes *(If "Yes," give names of countries and dates)* [X] No

20. The applicant(s) declare(s) that a viable sample of basic seeds of this variety will be furnished with the application and will be replenished upon request in accordance with such regulations as may be applicable.

The undersigned applicant(s) is (are) the owner(s) of this sexually reproduced novel plant variety, and believe(s) that the variety is distinct, uniform, and stable as required in Section 41, and is entitled to protection under the provisions of Section 42 of the Plant Variety Protection Act.

Applicant(s) is (are) informed that false representation herein can jeopardize protection and result in penalties.

SIGNATURE OF APPLICANT David J. Thompson	DATE 4/30/84
SIGNATURE OF APPLICANT	DATE

FORM LMGS-470 (9-81) (Edition of 1-78 is obsolete)

VARIETY: Toga (formerly FMX-60 (formerly 1D-60 (formerly 1D-X240-MsMsE(MT)8(W)Ms)))

Exhibit A: Breeding History of the Variety

Toga arose as an F_5 single plant selection following the pedigree method of breeding from the cross of the F_1, 1D-X104 ♀, crossed with ♂ cv. Internor. The F_1 ♀ parent, 1D-X104, was a complex F_1 that can be represented in the following formula:

$$\{[\text{HM7395} \times (\text{Lake Superior} \times \text{Tidal Wave } F_1)F_1] \times \text{Internor } F_1\}$$

Thus 1D-X104 ♀ x ♂ Internor represents the first backcross (BC_1) generation of 1D-X104 to the recurrent parent, Internor. HM7395 is a very small seeded wild Phaseolus vulgaris line coming from Norvell's collection and represents the ultimate source of the cytoplasm for Toga.

The cross, 1D-X104 ♀ x ♂ Internor, was made in the greenhouse in Sun Prairie, Wisconsin, in the spring of 1975. The 4 resulting F_1 seed were designated 1D-X240 and planted back to the greenhouse in the fall of 1975. F_2 seed from the 4 plants was massed.

The F_2 mass, 1D-X240-Ms, was planted in the field at Sun Prairie, WI, in the summer of 1976. The row was rated good for its upright habit, heavy yield, and straight pods; seven F_2 single plant selections were made in the row and their F_3 seed was massed together.

The F_3 mass, 1D-X240-MsMs, was again planted in the field at Sun Prairie, WI, in the summer of 1977. The row was rated very good for its straight, smooth, short, slim pods; seven F_3 single plant selections were taken from the row and their F_4 seed held separately.

Five F_4 seed from each F_3 selection were planted in the greenhouse at Wisconsin in the fall of 1977. Each seedling was inoculated with Common bean mosaic virus, N.Y. strain (BV-1A). F_5 seed from each resistant plant was saved and held separately.

The F_5 progeny rows were planted back to the field in Sun Prairie, WI in the summer of 1978. The row planted with 1D-X240-MsMsE(MT)8 was rated excellent for its upright habit and heavy yield of straight, smooth pods. Five F_6 single plant selections were made, and their F_7 seed was massed together.

In the winter of 1978 the F_7 massed seed, 1D-X240-MsMsE(MT)8(W)Ms, was redesignated 1D-60 in anticipation of intensive evaluation and seed increase as a potential new variety.

1D-60 was planted for F_8 seed increase in San Juan Bautista, California, in the summer of 1979. The row was rated excellent for its very heavy yield and no off-type plants were noted.

The 1980 trial rows of the F_8 seed of 1D-60 were tested in Wisconsin, New York, and Oregon; their ratings ranged from fair to good. 1D-60 was redesignated as FMX-60 in anticipation of sampling outside the company in 1981.

Further increases of 1D-60 were also grown in the rows in 1981 in San Juan Bautista, California; the ratings of the rows rated from good to very good and stood out for upright habit. No off-types were noted. The trial row in Wisconsin in 1981 was rated fair.

In 1982 0.25 acres of FMX-60 was grown in San Juan Bautista, CA. The line appeared quite stable genetically and no off-types were noted. The trials in Wisconsin, New York, and Oregon rated fair to very good.

In the spring of 1983 FMX-60 was named Toga and introduced as a new whole pack processing bean.

ADDENDUM TO APPLICATION FORM
QUESTION #19.

FERRY-MORSE SEED COMPANY
Box 4938 • Modesto, California 95352-4938 • Telephone 209/579-7333 • International Telex: 184814 FERMOUT • TWX: 910379-6434 MORSEED
Cable: MORSEED MODESTO

June 5, 1986

Ms. Virginia A. Lerch, Examiner
Plant Variety Protection Office
United States Department of Agriculture
National Agricultural Library Building
Beltsville, Maryland 20705

Re: Green Bean Application No. 8400109, 'Toga'

Dear Ms. Lerch:

As you requested in your letter of May 6, 1986 to Dr. David J. Thompson, I am providing the exact date 'Toga' was offered for sale in the United States. It was first offered for sale on April 1, 1984 - that is the date of the price list in which it first appeared.

If you have any further questions, please do not hesitate to contact either Dr. Thompson or myself.

Very truly yours,

G. R. Allbritten
Senior Vice President

GRA:jct

2

RECEIVED
USDA AMS
JUN 30 1986
Plant Variety
Protection Ofc.

4/23/84

VARIETY: Toga (formerly FMX-60 (formerly 1D-60 (formerly 1D-X240-MsMsE(MT)8(W)Ms)))

Exhibit B: Data Indicative of Novelty

Toga is most similar to the cv. Internor, its paternal parent. It can be differentiated from Internor in having a more round pod (expressed as the ratio of the "suture to suture" width over the "crosswall to crosswall" thickness) and a longer seed length.

1. 1983 Sun Prairie, Wisconsin. Planted June 9, 1983.

	Toga	Internor	difference	t-value	d.f.	P
a. Width/Thickness	1.08	1.18	0.10	4.45	198	<.001
b. Seed length ~~(cm)~~ mm	10.56	9.76	0.80	7.60	198	<.001

4/30/86 per letter VAL

(comparisons are based on 100 measurements per variety)

2. 1983 San Juan Bautista, California. Planted June 10, 1983.

	Toga	Internor	difference	t-value	d.f.	P
a. Width/Thickness	0.99	1.08	0.09	9.4	198	<.001
b. Seed length ~~(cm)~~ mm	11.25	10.57	0.68	7.38	198	<.001

(comparisons are based on 100 measurements per variety)

FORM APPROVED: OMB NO. 0581-0055

U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
LIVESTOCK, POULTRY, GRAIN & SEED DIVISION
BELTSVILLE, MARYLAND 20705

EXHIBIT C
(Bean)

OBJECTIVE DESCRIPTION OF VARIETY

BEAN (Phaseolus vulgaris L.)

NAME OF APPLICANT(S)
FERRY-MORSE SEED COMPANY

ADDRESS *(Street and No. or R.F.D. No., City, State, and Zip Code)*
P.O. ~~Drawer 7274~~ Box 4938
~~Mountain View~~, CA ~~94039~~
MODESTO, 95352-4938

FOR OFFICIAL USE ONLY
PVPO NUMBER 8400109

VARIETY NAME OR TEMPORARY DESIGNATION
TOGA

Place numbers in the boxes (e.g. [0 8 9]) for the characters that best describe this variety. Measured data should be for SPACED PLANTS. Ranges may also be given. Royal Horticultural Society or any recognized color standard may be used to determine plant colors; designate system used: _____. The location of test area is Sun Prairie, Wisconsin. Please answer questions appropriate for your variety if the information is available.

1. TYPE:

[2] 1 = Field *(dry-edible)* 2 = Garden

2. MARKET MATURITY:

[5 2] Days to edible pods
[ ] Days to green shells
[ ] Days to dry seeds
[1 1 8 5] Heat units to edible pods
[ ] Heat units to green shells
[ ] Heat units to dry seeds
[3] No. days earlier than ..... [1]
..... Same as .. [ ]
[1] No. days later than ..... [8]

1 = Tendercrop
2 = Kentucky Wonder
3 = Kinghorn Wax
4 = White Kidney
5 = Michelite 62
6 = Dwarf Horticultural
7 = Bush Blue Lake 290
8 = Other (specify below)
Internor

3. PLANT:

[ ] 1 = Determinate 2 = Indeterminate

[3 6] cm height
[ ] cm shorter than ..... [ ]
Same as .. [ ]
[1] cm taller than ..... [8]
comparison variety from above

[3 5] cm spread
[0 0 4] Number primary branches near base
[ ] cm narrower than ..... [ ]
width same as ... [ ]
[5] cm wider than ..... [8]
comparison variety from above

[2] Branching habit: 1 = compact 2 = open

[1] Main stalk: 1 = brittle 2 = wirey
[1] 1 = stout 2 = thin

3. PLANT: (Cont'd)

[3] Pod position: 1 = low 2 = high 3 = scattered

[3] Bush form (illustrated below):

1 = spherical bush form 2 = stem bush form 3 = wide bush form 4 = high bush form

5 = other (specify) _____

4. LEAVES:

[1] 1 = smooth 2 = wrinkled

[1] 1 = dull 2 = glossy

[1] Size: 1 = small (Earliwax) 2 = medium 3 = large (Tendercrop)

[2] Color: 1 = light green (as light or lighter than Bountiful) 2 = medium green
3 = dark green (as dark or darker than Bush Blue Lake 290)

5. FLOWERS:

[1] Color: 1 = white 2 = cream 3 = pink 4 = lilac 5 = purple 6 = Other (specify)_____

[3 6] Days to 50% bloom

6. FRESH PODS: (Edible maturity, average for 20 pods)

[2] Exterior color: 1 = light green (as light or lighter than Bountiful)
2 = medium green
3 = dark green (as dark or darker than Bush Blue Lake 290)
4 = light yellow (Brittlewax)
5 = golden yellow (Cherokee Wax)
6 = green-red variagated (Horticultural)
7 = other (specify)

_____

% Sieve size distribution at optimum maturity for non-flat pods

Note:
1 = 4.76 mm to 5.76 mm
2 = 5.76 mm to 7.34 mm
3 = 7.34 mm to 8.34 mm
4 = 8.34 mm to 9.53 mm
5 = 9.53 mm to 10.72 mm
6 = 10.72 mm or larger

1	2	3	4	5	6
2%	30%	63%	5%	0%	0%

3 sieve	[0 9] cm length	[0 8] mm width	[0 8] mm thickness
4 sieve	[0 7] cm length	[0 9] mm width	[0 9] mm thickness
5 sieve	[0 0] cm length	[0 0] mm width	[0 0] mm thickness
6 sieve	[0 0] cm length	[0 0] mm width	[0 0] mm thickness

6. FRESH PODS: (Cont'd)

[3] Cross section pod shape: 1 = flat 2 = oval 3 = round 4 = heart

[2] Creaseback: 1 = present 2 = absent

[2] Pubescence: 1 = none 2 = sparse 3 = considerable

[1] Spur: 1 = straight 2 = slightly curved 3 = curved

[2] Constrictions: 1 = none 2 = slight 3 = deep

[2] Pod flesh: 1 = light 2 = medium 3 = dark

[0 9] mm spur length

[2] Fiber: 1 = none 2 = sparse 3 = considerable

[4] Number of seeds per pod

[1] Surface: 1 = smooth 2 = rough

[2] Suture string: 1 = present 2 = absent

[1] Seed development (Snap Bean): 1 = slow 2 = medium 3 = fast

[1] Machine harvest: 1 = adapted 2 = not adapted

[1] Pod flavor:
(1) Standard (Tendercrop)
(2) Mild Blue Lake (BBL 274)
(3) Strong Blue Lake (Pole FM1)
(4) Mild Romano (Roma)
(5) Strong Romano (Pole Romano)
(6) Other (specify) _____

7. SEED COAT COLOR:

[1] 1 = Monochrome 2 = Polychrome [ ] 1 = shiny 2 - dull

[1] Primary color:
[ ] Secondary color:
1 = white 2 = yellow 3 = buff 4 = tan
5 = brown 6 = pink 7 = red 8 = purple
9 = blue 10 = black 11 = other (specify) _____

[1] Color Pattern: 1 = none 2 = splashed 3 = mottled 4 = striped 5 = flecked 6 = dotted

[ ] Secondary color location: 1 = hilar ring 2 = ventral surface
3 = sides 4 = dorsal surface
5 = not restricted to any area 6 = combination of location (specify below)
_____

[1] Hilar ring on colored seeds: 1 = absent 2 = narrow 3 = butterfly shaped

8. SEED SHAPE AND SIZE:

[1] Hilum view: 1 = elliptical 2 = oval 3 = round

[2] Cross section: 1 = elliptical 2 = oval 3 = cordate 4 = round

[1] Side view:


1 = oval to oblong


2 = round


3 = reniform

8. SEED SHAPE AND SIZE: (Cont'd)

[1] 1 = truncate ends 2 = rounded ends

[2][1] gm/100 seed

[0][1] gm/100 seed lighter than ..... [8]

gm/100 seed same as .... [ ]

[ ][ ] gm/100 seed heavier than ..... [ ]

comparison variety from page one

9. ANTHOCYANIN: (1 = absent 2 = present)

[1] Flowers [1] Stems [1] Pods [1] Seeds [1] Leaves

10. DISEASE RESISTANCE (0 = not tested 1 = susceptible 2 = resistant):

[0] Anthracnose (specify race below) _____

[0] Rust (specify race below) _____

[0] Powdery mildew

[0] Fusarium root rot

[0] Pythium root rot

[0] Rhizoctonia root rot

[0] Pythium wilt

[0] Angular leaf spot

[0] Bacterial wilt

[0] Halo blight (specify race below) _____

[0] Fuscous blight

[0] Red node virus

[0] Pod mottle virus

[2] Bean common mosaic virus (specify strain below) BV-1A

[2] Mosaic mottle

[0] Black root

[0] Bean yellow mosaic virus

[0] Curly top

[0] Other (specify below) _____

11. INSECT RESISTANCE: (0 = not tested 1 = susceptible 2 = resistant)

[0] Aphids

[0] Leaf hopper

[0] Lygus

[0] Pod borer

[0] Root knot nematode

[0] Seed corn maggot

[0] Thrips

[0] Weavils

[0] Other (specify below) _____

12. PHYSIOLOGICAL RESISTANCE: (0 = not tested 1 = susceptible 2 = resistant)

[0] Heat [0] Cold [0] Drought [0] Air pollution

13. COMMENTS:

VARIETY: Toga (formerly FMX-62 (formerly 1D-62 (formerly 1D-X240-MsMsE(MT)8(W)Ms)))

Exhibit D: Botanical Description of the Variety

Seed germination and emergence are at a medium rate. Seedling growth is vigorous. Flowering and pod development are at an early maturity and concentrated into a short period. Seed and fiber development are medium slow.

The bush is upright, medium tall and medium wide, well-anchored, with high, scattered pods. Leaves are medium dark green, small, medium in number, medium smooth, slightly pubescent and deltoid ovate shape.

Flowers are white, arise from the apex and leaf axils, and are borne 4 to 6 flowers per inflorescence.

Pods are 8 to 10 cm in length, 10 mm x 9 mm in diameter, medium dark green, round, slightly bumpy, slightly pubescent, medium short spur (9-12 mm). Pod interiors are firm, medium green, with very slight interlocular cavitation.

Seeds are small, oblong, oval in cross-section, with truncated ends.

ASSIGNMENT OF INTELLECTUAL PROPERTY

WHEREAS, HARRIS MORAN SEED COMPANY, a corporation duly organized and existing under the laws of the State of Maryland, having its principal place of business at 4511 Willow Road, Suite 3, Pleasanton, California 94588 ("**Assignor**"), has, pursuant to that certain Bill of Sale and Assignment dated as of June 30, 1997, transferred to FERRY-MORSE SEED COMPANY (CALIFORNIA), a corporation duly organized and existing under the laws of the State of California, having its principal place of business at 555 Codoni Avenue, P.O. Box 4938, Modesto, California 95352-4938 ("**Assignee**"), all of the intellectual property Assignor had adopted, used and was using as of the effective date of this Assignment, including without limitation, the intellectual property represented by the United States Plant Variety Protection Certificates of Assignor identified on Schedule A hereto (collectively, the "**Property**"); and

WHEREAS, on the date hereof, Assignee has changed its name to "Harris Moran Seed Company";

NOW, THEREFORE, effective by this instrument as of the close of business on June 30, 1997, and for good and valuable consideration, receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee any and all right, title and interest worldwide in and to the Property and any and all recordations thereof, including, but not limited to, the use of the Property in any manner, all benefit of any and all prior use of the Property, and any and all rights to initiate claims or proceedings for past, present or future infringements of Assignor's rights, title and interest in and to the Property.

Dated: as of June 30, 1997

HARRIS MORAN SEED COMPANY

By: _____
Philip Ashcraft, President

NEWY01A:171511:1:09/26/97
26757-1

A4JC370

ENDORSED
FILED
In the office of the Secretary of State
of the State of California

JUN 30 1997

BILL JONES, Secretary of State

CERTIFICATE OF AMENDMENT

OF THE

ARTICLES OF INCORPORATION

OF

FERRY-MORSE SEED COMPANY (CALIFORNIA)

(a California corporation)

To the Secretary of State
State of California

Pursuant to the provisions of the General Corporation Law of the State of California, the undersigned officers of FERRY-MORSE SEED COMPANY (CALIFORNIA), a California corporation (the "**Corporation**"), do hereby certify as follows:

1. The name of the Corporation is Ferry-Morse Seed Company (California).

2. Article One of the Corporation's Articles of Incorporation, which relates to the name of the Corporation, is hereby amended in its entirety to read as follows:

   One. The name of this Corporation is:
   HARRIS MORAN SEED COMPANY.

3. The amendment herein provided for has been approved by the Corporation's Board of Directors.

4. The amendment herein provided for was approved by the written consent of the Corporation's sole shareholder in accordance with the provisions of Section 902 of the California General Corporation Law. The total number of outstanding shares of the corporation is 5,000.

IN WITNESS WHEREOF, each of the undersigned does hereby declare under the penalty of perjury that he or she signed the foregoing Certificate of Amendment as of June 30,

1997, in the Town of Modesto, State of California, in the official capacity set forth beneath his or her signature and that the statements set forth in this certificate are true of his or her own knowledge.

Yves Queste, President

Helen Andritsakis, Secretary

NEWY01A:163794:1:06/25/97
26757-1

A493976

State of California

SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE

VB

2 PAGES

I, *BILL JONES*, Secretary of State of the State of California, hereby certify:

That the attached transcript has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.

IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this

JUN 30 1997

THE GREAT SEAL OF THE STATE OF CALIFORNIA

EUREKA

Bill Jones

Secretary of State

STATE FORM CE-107 (REV. 4/97)

97 35085