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FILED
00 JUN -7 AM 8:11
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

June 6, 2000

VIA FEDERAL EXPRESS

Registration Section
Division of Corporations
409 E. Gaines St.
Tallahassee, FL 32399

100003280511-0
-06/07/00--01095--012
****175.00 ****175.00

Re: Florida State Trademark Application
Mark: TIBURON NAPLES & Design
Applicant: Watermark Communities, Inc.
Goods: Classes 25 & 28
Our Reference: 032979-033

Dear Sir or Madam:

Enclosed please find one original and one photocopy of the signed and notarized Florida state trademark application for the above-captioned mark. Also enclosed are three original specimens and our check in the amount of \$175 to cover the filing fee of \$87.50 per class.

Please process this application at your earliest convenience, and forward the registration certificate to the undersigned in due course. Should anything additional be required, please telephone Harriet Wright at (703) 838-6546, or contact the undersigned at the address on this letterhead.

Thank you for your attention to this matter.

Sincerely,

Adrienne L. White
Adrienne L. White
ALW/hcw
Enclosures

T-657

Name Availability	<i>WJ</i>
Document Examiner	NJC
Updater	NJC
Updater Verifier	NJC
Acknowledgement	NJC
W. P. Verifier	NJC

APPLICATION FOR THE REGISTRATION OF A TRADEMARK OR SERVICE MARK
PURSUANT TO CHAPTER 495, FLORIDA STATUTES

TO: Division of Corporations
Post Office Box 6327
Tallahassee, FL 32314

Name & address to whom acknowledgment should be sent:

Adrienne L. White, Esq.

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404, Alexandria, VA 22313-1404

(703) 836-6620

Daytime Telephone number

PART I

1. (a) Applicant's name: Watermark Communities, Inc.

(b) Applicant's business address: 24301 Walden Center Drive, Suite 300

Bonita Springs, Florida 34134

City/State/Zip

(c) Applicant's telephone number: (941) 947-2600

Individual

Corporation

Joint Venture

Other: _____

General Partnership

Limited Partnership

Union

If other than an individual,

(1) Florida registration number: F98000005852 ✓

(2) Domicile State: Delaware

(3) Federal Employer Identification Number: 65-0869020

2. (a) If the mark to be registered is a service mark, the services in connection with which the mark is used:
(i.e., furniture moving services, diaper services, house painting services, etc.)

(b) If the mark to be registered is a trademark, the goods in connection with which the mark is used:
(i.e., ladies sportswear, cat food, barbecue grills, shoe laces, etc.)

(PLEASE SEE ATTACHED LIST)

(c) The mode or manner in which the mark is used: (i.e., labels, decals, newspaper advertisements, brochures, etc.)

on the goods themselves, on tags affixed to the goods, on labels or packaging

(Continued)

d) The class(es) in which goods or services fall:

25 28

PART II

1. Date first used by the applicant, predecessor, or a related company (must include month, day and year):

(a) Date first used anywhere: November 15, 1998 (b) Date first used in Florida: November 15, 1998

PART III

1. The mark to be registered is: (If logo/design is included, please give brief written description which must be 25 words or less.)

The word TIBURON with a fin design above, and a squiggly line and the word NAPLES below

English Translation The English translation of the word TIBURON is "shark"

2. DISCLAIMER (if applicable)

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE TERM "NAPLES"
"APART FROM THE MARK AS SHOWN."

I, Vivien N. Hastings, being sworn, depose and say that I am the owner and the applicant herein, or that I am authorized to sign on behalf of the owner and applicant herein, and no other person except a related company has the right to use such mark in Florida either in the identical form or in such near resemblance as to be likely to deceive, confuse or to be mistaken therefor. I make this affidavit and verification on my/the applicant's behalf. I further acknowledge that I have read the application and know the contents thereof and that the facts stated herein are true and correct

WATERMARK COMMUNITIES, INC.

Typed or printed name of applicant

By: Vivien Hastings

Applicant's signature or authorized person's signature

(List name and title)

Name: Vivien N. Hastings

STATE OF Florida

Title: Senior Vice President

COUNTY OF Lee

On this 2nd day of June, 2000, Vivien N. Hastings personally appeared before me,

who is personally known to me whose identity I proved on the basis of _____

(Seal)



Carin A. Rupp
Commission # CC 751157
Expires Dec. 8, 2000
BONDED THRU
ATLANTIC BONDING CO., INC.

Carin A. Rupp
Notary Public Signature

Carin A. Rupp
Notary's Printed Name

My Commission Expires: #CC 751157 12-8-2000

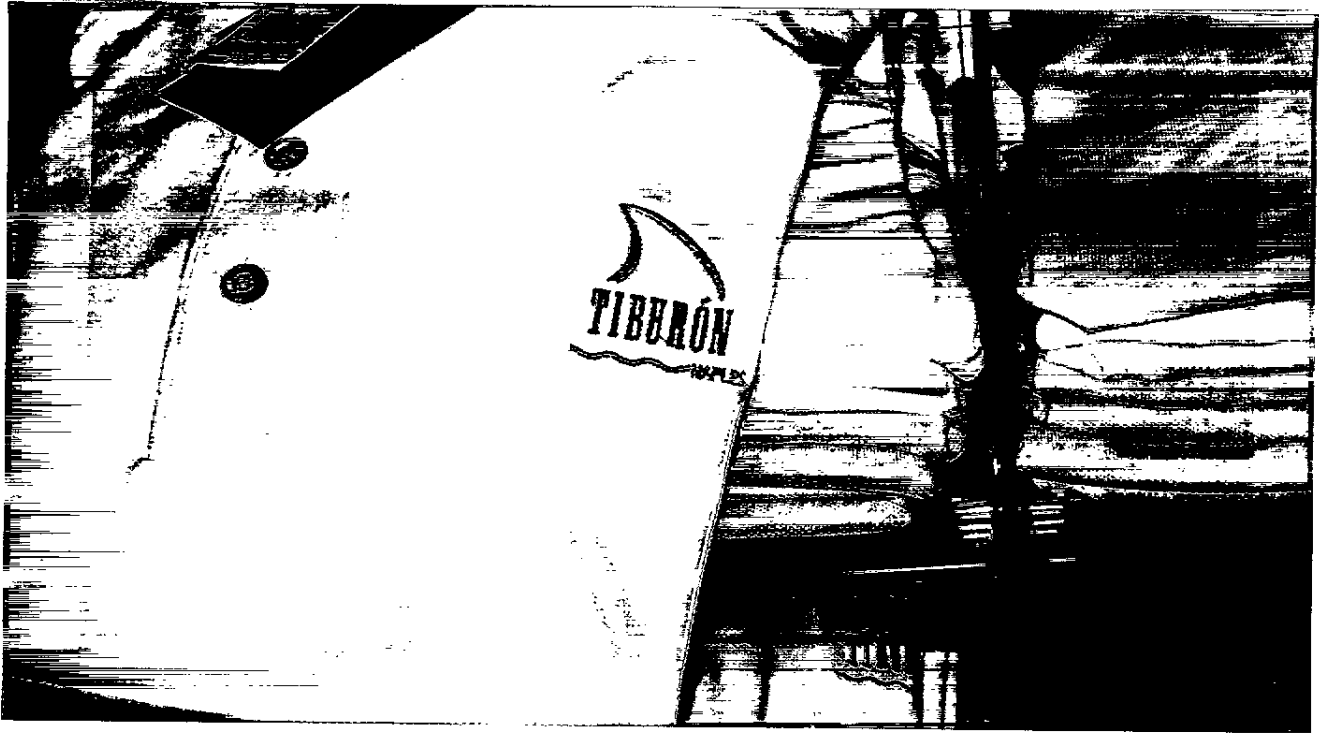
FEE: \$87.50 per class

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CLERK OF STATE
TALLAHASSEE, FLORIDA

LIST OF GOODS

A FULL LINE OF ATHLETIC CLOTHING FOR MEN, WOMEN, AND CHILDREN, INCLUDING SHIRTS, SWEATERS, OUTERWEAR, SWEATSHIRTS, T-SHIRTS, BELTS, SOCKS, DRESSES, HATS, AND WARM-UPS/LOUNGE WEAR in International Class 25;

SPORTING GOODS INCLUDING GOLF BALLS, GOLF BAGS, GOLF GLOVES, BALL MARKERS, AND BALL MARK REPAIRS in International Class 28.






TIBURÓN
 **NAPLES**