



## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

APR 6 2005

Cynthia Huffman  
Southern Agricultural Insecticides Inc.  
P.O. Box 218  
Palmetto, FL 34220

SUBJECT: Submission in Response to Agency Letter Dated October 26, 2004  
SA-50 Liquid Ornamental and Vegetable Flowable Fungicide  
EPA Reg. No. 829-287  
Your Submission Dated 12/13/04

Dear Ms. Huffman:

The amended labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act as amended is acceptable subject to the comments listed below. Please submit a copy of the finished labeling prior to releasing the product for shipment. A stamped copy of the label is enclosed for your records.

As per the Agency letter dated October 26, 2004, the following revisions (Chlorothalonil Red, pages 213-214) must be made to the application instructions:

- a. Snap bean, cole crops, carrots, sweet corn, the text, "as necessary to maintain control" is unacceptable because it conflicts with the 7 day retreatment interval and must be deleted.
- b. The retreatment interval for peanuts should be 14 days not 10 days.

If you have any questions regarding this correspondence, contact Rose Kearns of my staff at (703) 305-5611.

Sincerely,

A handwritten signature in black ink, appearing to read "Olga Odjott".

Olga Odjott  
Acting Product Manager (22)  
Fungicide Branch  
Registration Division (7505C)

Enclosure

**PRECAUTIONARY STATEMENTS  
HAZARDS TO HUMANS AND  
DOMESTIC ANIMALS**

**CAUTION:** Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. Wash thoroughly with soap and water after handling. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals. Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.

**FIRST AID**

**If In Eyes:** Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice. **If on Skin or Clothing:** Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.

Have product container or label with you when calling a poison control center or doctor or going for treatment. For information on this pesticide product (including health concerns, medical emergencies, or pesticide incidents), call the National Pesticide Information Center at 1-800-858-7378.

**NOTE TO USER:** Wear long sleeve shirt, long pants, gloves and goggles or face shield while mixing and applying this product. Keep unprotected persons and animals out of treatment area until spray has completely dried.

**ENVIRONMENTAL HAZARDS:**

This product is toxic to fish, aquatic invertebrates, and marine/estuarine organisms. Run-off from treated areas may be hazardous to aquatic organisms in neighboring areas. **DO NOT** apply directly to water, to areas where surface water is present, or intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters. Do not apply when weather conditions favor drift from treated areas.

For information on this pesticide product (including health concerns, medical emergencies, or pesticide incidents), call the National Pesticide Telecommunications Network at 1-800-858-7378. Have product container or label with you when calling a poison control center or doctor or going for treatment.

For questions pertaining this product, please email us at support@southernag.com

**SA SOUTHERN  
50AG.**

Contains  
**Daconil<sup>®</sup>**

**LIQUID  
ORNAMENTAL  
VEGETABLE  
and  
FLOWABLE FUNGICIDE**

**NOT FOR USE ON PLANTS BEING GROWN FOR SALE OR OTHER COMMERCIAL USE, OR FOR COMMERCIAL SEED PRODUCTION, OR FOR RESEARCH PURPOSES.**

**Active ingredient:**

Chlorothalonil (tetrachloroisophthalonitrile) ..... 12.50%

Inert ingredients ..... 87.50%

**Total** ..... 100.00%

Daconil<sup>®</sup> is a registered trademark of Syngenta Inc.

**KEEP OUT OF REACH OF CHILDREN  
CAUTION**

See side panel and inside of label for additional precautionary information

**SHAKE WELL BEFORE USING.**

Read entire label and use as directed. Apply only to plants specified on this label. Do not apply to plants not listed on this label. Do not combine this product with pesticides, surfactants or fertilizers unless prior use has shown the combination compatible.

**Southern Agricultural Insecticides, Inc.**

Palmetto, Fla. 34220 Hendersonville, N.C. 28793 Boone, N.C. 28607

E.P.A. Reg. No. 829-287 J4 EPA Est No. 829-FL-1

**Net contents liquid: 1 Quart (.946 liters)**

**STORAGE AND DISPOSAL:**

Do not contaminate water, food, or feed by storage or disposal.

**PESTICIDE STORAGE:** Store pesticide in the original container in a locked storage area.

**PESTICIDE DISPOSAL:** If empty: Do not reuse this container. Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency or 1-800-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.

**DIRECTIONS FOR USE**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

THE SPECIFIC DIRECTIONS FOR USE OF THIS PRODUCT ARE CONTINUED INSIDE OF LABEL.

FOLLOW DIRECTIONS ON SIDE OF LABEL TO OPEN.



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**ACCEPTED  
with COMMENTS  
In EPA Letter Dated:**

**APR 6 2005**

Under the Federal Insecticide,  
Fungicide, and Rodenticide Act,  
as amended, for the pesticide  
registration number EPA Reg. No.

829-287



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#### DIRECTIONS FOR USE (CONTINUED)

#### GENERAL PRECAUTIONS AND RESTRICTIONS

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

DO NOT allow people or pets to enter treated areas until sprays have dried or dusts have settled. DO NOT apply this product in a way that will contact other persons, or pets, either directly or through drift. DO NOT combine this product in the spray tank with other pesticides, surfactants, or fertilizers unless your prior use has shown the combination physically compatible, effective and non injurious under your conditions of use. The use of spray stickers or other spray adjuvants is not recommended with this product.

Before opening, slowly invert this container several times to assure uniform mixture. Slowly add the required amount of this product to the spray tank while mixing. Agitate and continue to agitate while using.

For handy reference, 1 oz liquid = 2 Tablespoonfuls (TBS) = 6 Teaspoonfuls (TSP)

#### APPLICATIONS INSTRUCTIONS

Use of this product on home lawns is prohibited.

#### ORNAMENTAL PLANTS:

Apply this fungicide at the rate of 2 1/2 Tablespoonfuls (2 Tablespoonfuls for roses) per gallon of water to cover 350 sq. ft. Apply the spray to run-off when conditions are favorable for disease development. Repeat applications at 7 to 14 day intervals until conditions are no longer favorable. During periods when conditions favor severe disease incidence, generally cloudy wet weather, apply at one week intervals. Apply to plants when foliage and flowers are dry or nearly dry.

Use of this product is recommended for the control of fungal diseases referred to by numbers in parentheses following each ornamental. Ornamentals listed on this label have been tested and found to tolerate applications of chlorothalonil (the active ingredient in this product) at the recommended rates. The user should test for possible phytotoxic responses, using recommended rates on ornamental plants on a small area prior to extensive use.

Applications to bloom may damage flowers and/or fruits.

FRUITS AND OTHER STRUCTURES WHICH ARE BORNE ON TREATED PLANTS MUST NOT BE EATEN unless directions for use on the specific food plant are followed as given in the vegetable and fruit sections of this label. Do not feed treated plant parts to livestock. Do not apply more than 27 applications per growing season (year).

#### ORNAMENTALS RECOMMENDED FOR TREATMENT WITH THIS FLOWABLE FUNGICIDE.

##### BROADLEAF SHRUBS AND TREES

Andromeda(Pieris)(4), Ash(Fraxinus)(1), Aspen(1), Azalea(1,2,4), Buckeye(horsechestnut)(1), Cherry-Laurel(1), Crabapple(1,6,8), Dogwood(1), Eucalyptus(3), Euonymus(1), Firethorn(Pyraecantha)(1), Flowering Almond(1,2), Flowering Cherry(1,2), Flowering Peach(1,2), Flowering Plum(1,2), Flowering Quince(1,2), Hawthorn(1,6), Holly (1), Lilac(5), Magnolia, Maple(1), Mountain Laurel(1), Oak(Red group only)(1,7), Oregon-Grape(Mahonia)(5), Photinia(1), Poplar(1), Privet(Ligustrum)(1), Rhododendron(1,2,4), Sand Cherry(1,2), Sequoia(1), Spiraea(1), Sycamore,Planetree(1), Vitaceae(5), Walnut(Juglans)(1)

##### FLOWERING PLANTS AND BULBS

(Avoid applications during bloom period on plants where flower injury is unacceptable.)

Arabian Violet(2), Begonia(1), Camellia(2), Camellion(1,2), Chrysanthemum(1,2), Crocus(1), Daffodil(1), Daisy(1), Geranium(1,6), Gladiolus(1,2), Holly-hock(5), Hydrangea(Foliage only)(1,6), Iris(1,2), Lily(1), Marigold(1), Narcissus(1), Pansy(1), Petunia(1,4), Phlox(1), Poinsettia(1) Discontinue applications to poinsettia prior to bract formation; phytotoxicity is possible on the bracts, Rose(1), Statice(1), Tulip(1), Zinnia(1,5) Do not apply more than 30 applications per season (year).

##### FOLIAGE PLANTS

Aglaonema(1), Areca palm(1), Artemisia(1), Boston fern(1), Dumbcane(Dffenbachia)(1), Dracaena(1), Fatsia(Aralia)(1), Ficus(1), Florida Ruffe Fern(1), Leatherleaf Fern(1), Lipsick plant(1), Ming aralia(1), Oyster plant(Rhoeo)(1), Parlor palm, Chamaedorea(1), Peperomia(1), Philodendron(1,4), Prayer plant(Margantia)(1), Syngonium(1), Zebra plant(Aphelandra)(1).

#### DISEASES CONTROLLED WITH THIS FLOWABLE FUNGICIDE

##### (1) LEAFSPOTS/FOLIAR BLIGHTS

Actinopelte leafspot  
Ascochyta blight  
Cercospora leaf spot  
Curvularia leaf spot  
Drechslera leafspot  
Ink spot(Drechslera)  
brown rot  
Ramularia leaf spot  
Tan leafspot(Curvularia)

Anthracoise leaf blotch,spot  
Botrytis leafspot, leaf blight  
Coryneum blight(shothole)  
Dactylaria leafspot  
Fusarium leafspot  
Mycosphaerella ray blight  
Phylosticta leaf spot  
Sphaeropsis leafspot

Anthracnose(Discalis)blight  
Cephalosporium leaf spot  
Corynespora leaf spot  
Didymella leafspot  
Glaesporium black leafspot  
Myrothecium leafspot  
Rhizoctonia web blight  
Stagonospora leaf scorch

##### (2) FLOWER SPOTS/BLIGHTS

Botrytis flower spot, flower blight  
Oxulinia flower blight

Curvularia flower spot  
Rhizopus blossom blight

Monilinia blossom blight  
Sclerotinia flower blight

##### (3) CYLINDROCLADIUM STEM CANKER

##### (4) PHYTOPHTHORA LEAF BLIGHT, dieback

##### (5) POWDERY MILDEWS

Erysiphe cichoracearum      Microspheera spp

##### (6) RUSTS

Gymnosporangium spp.      Puccinia spp.

Pucciniastrum hydrangeae

##### (7) TAPHRINA blister

##### (8) SCAB (Venturia inaequalis)

THE FOLLOWING ORNAMENTAL PLANT SPECIES WHICH HAVE BEEN TESTED WITH CHLOROTHALONIL AT RECOMMENDED RATES DID NOT EXHIBIT PHYTOXICITY.

##### BOTANICAL NAME

Aechmea fasciata  
Araucaria heterophylla  
Asplenium nidus  
Bougainvillea spp.  
Cadiadum spp.  
Cadiadum maloyana  
Callistephus chinensis  
Caissia grandiflora  
Clerodendron thomsonae  
Codiaeum spp.  
Cordylone terminalis  
Crassula argentea  
Cynthonium falcatum  
Dionaea muscipula  
Dizygotheca elegantissima  
Epipremnum aureum

##### COMMON NAME

Aechmea  
Norfolk Island Pine  
Birdnest fern  
Bougainvillea  
Cadiadum  
Peacock plant  
Aster  
Natal plum  
Bleeding heart  
Croton  
Ti Plant  
Jade Plant  
Holly Leaf Fern  
Venus Fly Trap  
False Aralia  
Golden Pothos,Scindapsus

##### BOTANICAL NAME

Episcia cupreata  
Fittonia spp.  
Gerbera jamesonii  
Gynura sarmatensis  
Gypsophila paniculata  
Hoya spp.  
Ilex cornuta  
Ilex crenata  
Impatiens spp.  
Pilea cadleri  
Platycentrum spp.  
Sansevieria trifasciata "Hahnii"  
Tolmela manziesii  
Yucca elephantipes  
Zygocactus truncatus

##### COMMON NAME

Flame Violet  
Silver-Flower Plant  
Gerbera Daisy  
Purple Passion Vine  
Baby's Breath  
Wax Plant  
Chinese Holly  
Japanese Holly  
Impatiens  
Aluminum Plant  
Staghorn fern  
Birdnest Sansevieria  
Piggy-back Plant  
Spineless Yucca  
Christmas cactus

NOTE: DO NOT apply this product to either green or variegated Pittosporum or to Schefflera, as multiple applications have been demonstrated to cause phytotoxic responses.

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HAZARDS TO HUMANS AND  
DOMESTIC ANIMALS**

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**FIRST AID**

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**Active ingredient:**

|   |                |
|---|----------------|
| Chlorothalonil (tetrachloroisophthalonitrile) ..... | 12.50%         |
| Inert ingredients .....                             | 87.50%         |
| <b>Total</b> .....                                  | <b>100.00%</b> |

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**Southern Agricultural Insecticides, Inc.**

Palmetto, Fla. 34220 Hendersonville, N.C. 28793 Boone, N.C. 28607  
E.P.A. Reg. No. 829-287 J3 EPA Est No. 829-FL- 1

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For questions pertaining this product, please email us at [support@southernag.com](mailto:support@southernag.com)

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## ORNAMENTAL CONIFERS:

Apply this fungicide at the rate given below per gallon of water to cover 350 sq. ft.

Apply to obtain uniform coverage of tree canopy. Do not allow livestock to graze treated areas.

Rates are given in Tablespoonfuls of product per gallon of water. Do not retreat within 7 days.

Do not make more than 6 applications per year for rates up to 4 1/2 TBS. Do not make more than 4 applications per year at rates above 4 1/2 TBS.

| DISEASES                                      | TBS/GAL                | APPLICATION DIRECTIONS   |
|---|------------------------|--|
| Swiss needlecast                              | 7 1/2 TBS.             | Make first application in Spring when new shoot growth is 1/2 to 2 inches long. Repeat applications may be made after 21 days. Make additional applications at 3 to 4 week intervals until conditions no longer favor disease development.   |
| Sclerotinia canker (pines)                    | 2 1/2 TBS to 4 1/2 TBS |  |
| Sirococcus tip blight                         | 3 1/2 TBS              |  |
| Cyclaneusma and Lophodermium needlecasts      | 7 1/2 TBS              | Apply in early Spring prior to bud break. Repeat applications at 6 to 8 week intervals, until spore release ceases in late Fall. Apply monthly during periods of frequent rainfall. During drought periods applications may be suspended, then resumed upon next occurrence of needle wetness. |
| Rhabdochloa needlecast                        | 2 1/2 TBS to 4 1/2 TBS | Apply at budbreak and repeat at 3 to 4 week intervals until needles are fully elongated and conditions no longer favor disease development.  |
| Botrytis seedling blight<br>Phoma twig blight | 2 1/2 TBS              | Begin applications in nursery beds when seedlings are 4 inches tall and when cool, moist conditions favor disease development.   |

## TREE AND ORCHARD CROPS:

Dosages are given in Tablespoonfuls (TBS) per gallon of water. Spray to point of run-off. Obtain complete coverage of the tree canopy.

For stone fruit do not use more than 2.5 gallons of spray per 350 sq. ft. Do not exceed 5 applications per season.

For papaya do not use more than 1 gallon of spray per 350 sq. ft. Do not exceed 3 applications per season. DO NOT apply after shuck split and before harvest.

If additional fungicide applications are needed before harvest, apply an alternate fungicide labeled for that use.

| CROP   | DISEASES   | TBS/GAL        | APPLICATION DIRECTIONS  |
|--|--|----------------|---|
| STONE FRUIT<br>(Peach,<br>Nectarine,<br>Apricot,<br>Cherry,<br>Plum,<br>Prune) | Leaf curl,<br>Coryneum blight<br>(shot-hole)                   | 2 TBS          | Apply at leaf fall in Autumn. Do not retreat within 10 days. When conditions favor disease make one or two additional applications in mid and late Winter before budswell. Where Coryneum blight (shot-hole) occurs also apply at budbreak and shuck split.                             |
|  | Brown rot blossom blight<br>Lacy (russet) scab<br>(plum/prune) | 2 TBS          | Apply once at popcorn (pink, red, or early white bud) and a second application at full bloom. If weather conditions favor disease development make an additional application at petal fall. Do not retreat within 10 days.  |
|  | Cherry leaf spot,<br>Peach, Nectarine,<br>Apricot scab         | 2 TBS          | In addition to the bloom applications make one application at shuck split. For control of Cherry leaf spot after harvest, make one application 7 days after fruit has been removed. Where trees have a history of high leaf spot incidence, make a second application 10-14 days later. |
| Papaya   | Alternaria, Fruit rot<br>Anthracnose<br>Stem end rot           | 3 TBS to 4 TBS | Begin treatment when conditions favor disease development. Do not retreat within 14 days.   |

## VEGETABLE DISEASES:

Rates are given in Tablespoonfuls (TBS) per gallon of water to cover 350 square feet of planting. Spray to obtain thorough coverage but do not exceed 1 gallon of spray mixture per 350 square feet or residue tolerances may be exceeded. The number shown in parentheses following crop name indicates the interval between last application and harvest. When sprays for disease control must be made at intervals closer to harvest than indicated use an alternate fungicide registered for that use. DO NOT graze treated areas or feed treated plant parts to livestock.

| CROP  | DISEASES   | TBS/GAL                 | APPLICATION DIRECTIONS   |
|---|--|-------------------------|--|
| Bean (snap)(7)  | Rust<br>Botrytis blight (gray mold)  | 2 TBS to 4 TBS<br>4 TBS | Begin applications during early bloom stage or when disease first threatens. Do not retreat within 7 days. Do not exceed 4 applications per season.  |
| Beans (dry)(402)<br>Navy, Pinto,                                      | Rust<br>Anthracnose  | 2 TBS                   | Begin applications during early bloom stage. Do not retreat within 7 days. For use only on beans to be harvested dry with pods removed. Do not exceed 5 applications per season.   |
| Kidney, Lima,<br>Blackeye   | Downy Mildew<br>Cercospora leaf spot (blackeye only)   |                         |  |
| Cabbage<br>Chinese<br>Cabbage (7)<br>(tight headed<br>varieties only) | Alternaria leaf spot<br>Downy mildew   | 2 1/2 TBS               | Begin applications when transplants are set in field, or shortly after emergence for field seeded crop, or when conditions favor disease development. Do not retreat within 7 days. Repeat at 7-10 day intervals or as necessary to maintain control. Do not exceed 8 applications per season. |
| Cauliflower<br>Broccoli<br>Chinese Broccoli (7)<br>Brussels sprouts   |  |                         |  |
| Carrot (7)  | Cercospora (early blight)<br>Alternaria (late blight)  | 2 1/2 TBS               | Start applications when disease threatens. Do not retreat within 7 days. Repeat applications at 7-10 day intervals or as long as necessary to maintain control. Do not exceed 11 applications per season.  |
| Celery(7)   | Cercospora (early blight)<br>Septoria (late blight)<br>Basal stalk rot<br>(Rhizoctonia solani) | 3 TBS to 4 TBS          | Weekly applications when transplants are set in field. Do not exceed 8 applications per season. Do not retreat within 7 days.  |
| Corn(sweet)(14)   | Helminthosporium<br>leaf blights,<br>Rust  | 1 TBS to 2 1/2 TBS      | Begin applications when conditions favor disease development. Do not retreat within 7 days. Repeat at 7 to 10 day intervals or as necessary to maintain control. Do not exceed 6 applications per season.  |

DO NOT APPLY TO SWEET CORN TO BE PROCESSED. DO NOT ALLOW LIVESTOCK TO GRAZE IN TREATED FIELDS.  
DO NOT ENSILE TREATED CORN OR USE AS LIVESTOCK FORAGE.

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**VEGETABLE DISEASES: (continued)**

|   |                                   |                        |   |
|---|-----------------------------------|------------------------|---|
| CUCURBITS:  | Anthracnose                       | 2 TBS                  | Begin applications when plants are in first true leaf stage, or when conditions favor disease development. Do not retreat within 7 days. Do not exceed 7 applications per season.   |
| Cucumber  | Downy Mildew                      | to 2 1/2 TBS           |   |
| Cantaloupe  | Target spot                       | 3 TBS to 4 TBS         | A minimum of 3 applications prior to one week before lifting.   |
| Muskmelon   | Cercospora                        |                        |   |
| Honeydew  | Leaf spot                         |                        |   |
| Watermelon  | Gummy stem blight (black rot)     |                        |   |
| Squash  | Scab                              |                        |   |
| Pumpkin   | Powdery Mildew (Sphaerotheca sp.) |                        |   |
| Onion (dry bulb)(7)   | Botrytis leaf blight/blast        | 1 1/2 TBS to 2 1/2 TBS | Do not retreat within 10 days. Prior to infection shorten spray interval to 7 days when <u>disease is present</u> . Do not exceed 11 applications per season.   |
|   | Botrytis neck rot (suppression)   |                        |   |
|   | Purple blotch                     |                        |   |
|   | Neck rot in storage (suppression) |                        |   |
| Onion (green bunching)(14), Leak (14), Shalot(14), Garlic (7) | Botrytis leaf blight/blast        | 2 TBS to 4 TBS         | Begin weekly applications prior to favorable infection periods and continue for as long as conditions favor disease. Do not retreat within 7 days. DO NOT apply more than 3 times per season to green bunching onions, leeks, or shalots. For Garlic do not exceed 6 applications per season. |
|   | Purple blotch                     |                        |   |
|   | Downy mildew (suppression)        |                        |   |
| Parsnip(10)   | Asteria leaf                      | 2 1/2 TBS              | Make first application at first sign of disease or when conditions favor disease infection. Do not retreat within 7 days. DO NOT apply more than 4 times per season.  |
| Peanut(14)  | Early leaf spot (Cercospora)      | 2 TBS                  | Apply when leaf wetness first occurs or 30-40 days after planting. Do not retreat within 10 days. Do not exceed 8 applications per season.  |
|   | Late leaf spot (Cercosporidium)   |                        |   |
|   | Rust, Web blotch.                 |                        |   |
| Potato (7)  | Late blight                       | 2 TBS                  | Apply as a banded treatment directed over the foliage, beginning when vines are first exposed and leaf wetness occurs. Do not retreat within 5 days. As vines close apply as a complete cover spray at 7-10 day intervals. Use the 7 day interval when disease conditions worsen, being sure  |

to apply 1 gallon for each 350 square feet. Do not exceed 10 applications per season.

|        |  |                |  |
|--------|--|----------------|--|
| Tomato | Early blight, Late blight, Gray Leaf Spot, Gray Leaf mold, Septoria leaf spot, Target spot, Anthracnose, Alternaria fruit rot, Botrytis gray mold, Rhizoctonia fruit rot | 3 TBS to 4 TBS | Do not retreat within 7 days. Begin applications when dew or rain occurs and disease threatens. Do not exceed 7 applications per season.   |
|        | to aid in the control of bacterial foliar and fruit spots  |                | add 4 teaspoonfuls of SA-50 Neutral Copper Fungicide or add 2 Tablespoonfuls of SA-50 Liquid Copper Fungicide per gallon of spray mixture. |

**WARRANTY AND LIMITATION OF DAMAGES**

Seller warrants that this material conforms to its chemical description and is reasonably fit for the purposes stated on the label when used in accordance with its directions under normal conditions of use and buyer assumes the risk of any use contrary to such directions. SELLER MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY, INCLUDING ANY OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR OF MERCHANTABILITY, AND NO AGENT OF SELLER IS AUTHORIZED TO DO SO. In no event shall the seller's breach of warranty exceed the purchase price of the material as to which a claim is made.

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