Labelling 1 of 11



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, D.C. 20460 DEC 9 1333

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

Gene R. Currie CENEX/LAND O'LAKES BOX 64089 ST. PAUL, MN 55164

Subject:

Label Amendment Submission of 07/17/93 in Response to PR Notice 93-7

EPA Reg. No. 1381-102

LOW VOLATILE 4 2.4-D WEED KILLER

Dear Registrant:

The labeling cited above and submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is accepted subject to the comments reflected on the enclosed sheet. A copy of your proposed labeling stamped "ACCEPTED WITH COMMENTS" is enclosed.

WHAT THIS ACCEPTANCE MEANS:

Based on your certification, the Agency has accepted the labeling changes that are necessary to comply with the Worker Protection Standard (WPS) labeling requirements of 40 CFR part 156, subpart K, described in PR Notices 93-7 and 93-11. Any other labeling changes submitted in connection with this amendment application but not directly related to compliance with the WPS have not been reviewed or accepted by the Agency. If you wish to make such changes, you must submit a separate amendment application proposing them. If your product is currently suspended, the acceptance of this labeling amendment does not affect the suspension in any way.

WHAT YOU NEED TO DO NEXT:

By the next label printing make all the specified changes to your labeling. Send to EPA one (1) copy of the final printed labeling:

- BEFORE selling or distributing any product bearing the final printed labeling AND
- WITHIN one year from date of this acceptance.

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Submit the final printed labeling via the U.S. Postal Service to:

Document Processing Desk (FIN-LABEL)
Office of Pesticide Programs (7505C)
U.S. Environmental Protection Agency
401 M Street, SW
Washington, D.C. 20460-0001

Hand or courier deliveries of final printed labeling may be made to:

Document Processing Desk (FIN-LABEL)
Office of Pesticide Programs
Room 266A, Crystal Mall 2
1921 Jefferson Davis Highway
Arlington, VA 22202

Sincerely,

Jim Fompkins, Deputy Chief Registration Support Branch Registration Division (7505W)

Attachment

CLASS
CROP PROTECTION

R CLASS LV 4

PHENOXY HERBICIDE

ACTIVE INGREDIENT:

*Isomer Specific by AOAC Method No. 6.275 13th Edition 1980 *2,4 Dichlorophenoxyacetic acid equivalent ... 44.0% Contains 3.8 lbs. 2,4-Dichlorophenoxyacetic acid per gallon

KEEP OUT OF REACH OF CHILDREN

CAUTION

SEE SIDE PANELS FOR ADDITIONAL PRECAUTIONARY STATEMENTS

R CLASS is a registered trademark of Cenex/Land O'Lakes Agronomy Company EPA Reg. No. 1381-102

I-93

EPA Est. No. 407-IA-1 S, 2 H 407-MN-1 A Superscript corresponds to letter in lot number

Distributed By CENEX/LAND O'LAKES AGRONOMY CO. St. Paul, MN 55164

NET CONTENTS 30 GALLONS

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS CAUTION

Harmful if swallowed. Do not get in eyes, on skin or clothing. In case of contact, wash with soap and water. Avoid inhaling spray or mist. In case of contact with eyes, wash with plenty of water.

Do not forage or graze treated grain fields within 2 weeks after treatment with 2,4-D. Do not feed treated straw to livestock. Do not graze pastures or rangeland to dairy animals within 7 days after treatment. Remove meat animals from treated pastures or rangeland 3 days before slaughter.

ACCEPTED with COMMENTS In EPA Letter Dated
DEC 9 1993

Under the Foderal Insocticide, Fundicide, and Hodentiside Act an amended, for the posticide registeral under EPA Roy. No.

49.11

PESTICIPE

Personal Protective Equipment:

Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for category E on a EPA chemical resistance category selection chart.

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants.
- Chemical-resistant gloves, such as neoprene, or nitrile rubber or barrier laminate. +VITON
- Shoes plus socks.
- Protective eyewear.

Follow manufacturers instructions for cleaning or maintaining PPE If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry. After each day of use, clothing or PPE must not be reused until it has been cleaned.

Engineering controls statement:

A mechanical system (pump and probe) must be used transfer the contents of this container. If the contents of a non-refillable container are emptied, the probe must be rinsed before removal. If the mechanical system is used in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agriculturial pesticides [40 CFR 170.240 (d) (4)], the handler requirements may be reduced or modified as specified in the WPS.

When handlers use closed systems, enclosed cabs, or aircraft, in a manner that meets the requirements listed in the Wo.'er Protection Standard (WPS) for agricultural pesticides [40 CFR 170 .240 (d) (4-6)], the handler PPE requirements may be reduced or or modified as specified in the WPS.

USER SAFETY RECOMMENDATIONS

Users should:

DRINKING

- Wash hands before eating Λ chewing gum, using tobacco, or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

This product is toxic to aquatic invertebrates. Drift or runoff may adversely affect nontarget plants. For terrestrial uses, do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters.

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Most cases of groundwater contamination involving phenoxy herbicides such as 2,4-D have been associated with mixing/loading and disposal sites. Caution should be exercised when handling 2,4-D pesticides at such sites to prevent contamination of groundwater supplies. Use of closed systems for mixing or transferring this pesticide will reduce the probability of spills. Placement of the mixing/loading equipment on an impervious pad to contain spills will help p vent groundwater contamination.

Wash spray equipment thoroughly with CLASS R PROTANK TM cleaner after using this product. When cleaning equipment, do not pour washwater on the ground; spray or drain over a large area away from wells and other water sources.

Use care to avoid spray contact or drift to susceptible plants such as beans and other legumes, cotton, flowers, grapes, ornametals, vegetables, and other plants. Do not permit spray mist containing this product to drift onto them, since even very small quantities of the spray, which may not be visible can cause sever injury during both growing and dormant periods.

DIRECTIONS FOR USE

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

For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personel protective equipment (PPE), notification to workers, and restricted-entry interval. The requirements in this box apply only to uses of this product that are covered by the Worker Protection Standard.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 12 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that envolves contact with anything that has been treated, such as plants, soil, or water, is:

- Coveralls.
- Chemical-resistant gloves, such as neoprene or nitrile rubber or barrier laminate. + VITON
- Shoes plus socks.
- Protective eyewear.

Notify workers of the application by warning them orally and by posting warning signs at entrances to treated areas.

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STOKAGE AND DISPOSAL

STORAGE: Store in a secure area, in original container only. Do not store near feed for foodstuffs.

PESTICIDE DISPOSAL: Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law and may contaminate groundwater. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

CONTAINER DISPOSAL: Metal Containers: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities.

CONTAINER DISPOSAL: Plastic Containers: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

When stored at temperatures below freezing, it may be necessary to warm contents to 45 degrees Fahrenheit and mix thoroughly before using.

WEED LIST

This product will control the listed plants and other 2,4-D susceptible species: Alligatorweed, tall and devil's beggarticks, blueweed (Texas), boxelder, broomweed, buckbrush, buckhorn plantain, burdock, burhead, buttercup, carpetweed, catnip, chamise, chickweed, chicory, cocklebur, coffeeweed, common mullein, cornflower, coyotebrush, croton, curly indigo, dandelion, docks, common duckweed, elderberry, annual fleabane, fanweed, galinsoga, wild garlic, goatsbeard, goldenrod, halogeton, hemp, henbit, jewelweed, jimsonweed, lambsquarters, locoweed, mallow (Venice), manzanita, marshelder, milkvetch, morning-glory (annual), mustards (except blue), nettles, nutgrass, onion (wild), Parrot feather, pennycress, pepperweed (field), redroot and smooth pigweed, plantain, poorjoe, poison ivy, pokeweed, prickly lettuce, puncturevine, common purslane, rabbitbrush, radish (wild), ragweed (common and giant), rape (wild), redstem, rush, sagebrush (costal, big, sand), salsify, sand shinnery oak, sheep sorrel, shepherdspurse, sicklepod, sneezeweed (bitter), sowthistle (annual), Spanishneedles, stinkweed, sumac, sunflower, sweetclover, tansymustard, tansy ragwort, tumbleweed, velvetleaf, Virginia creeper, Waterprimrose, willow, wild sweet potato, witchweed, wormwood, yellow rocket, yellow starthistle.

Partial control can be expected on the following less susceptible species: artichoke, bindweeds (hedge, field, and European), buckwheat (wild), creeping jenny, ground ivy, climbing milkweed, smartweed, thistle (bull, Canadian, musk and Russian). Deep-rooted perennials such as Canadian thistle and field bindweed and woody plants may require repeat applications.

USE DIRECTIONS

Apply when weather is warm and plants are rapidly growing. Cold weather or dry conditions may cause poor results. DO NOT apply if rain is expected within an hour.

Consult your Extension Service or Agricultural Experiment Station for local use and crop tolerance situations.

Avoid spray drift by making applications when conditions such as wind, air stability and temperature inversions are not a factor. The use of CLASS R PRECISION TM drift control agent at the proper rate will aid in the reduction of spray drift.

When using ground equipment, apply using the volume of water indicated under each crop listing, using flooding or flat fan nozzles with 20 pounds or less of pressure. DO NOT apply with hollow cone or any other mist producing nozzle.

When using aerial equipment, apply using the volume of water indicated under each crop listing, at 20 pounds or less nozzle pressure using nozzles that produce a coarse spray pattern.

For those crops where application restrictions such as crop height, timing, or methods do not allow a single listing, apply using a minimum of 3 gallons of water by ground application, (more under adverse growing conditions) and 2 gallons of water, (more under adverse growing conditions) by aerial application.

Apply the recommended amount of 2,4-D per acre regardless of the amount of diluent used.

DO NOT apply this product through any type of irrigation system.

MIXING INSTRUCTIONS:

WATER-BASED SPRAY: Fill the equipment half full of water, agitate while adding this product, then add rest of water.

WATER AND SOYBEAN OIL OR PETROLEUM OIL-BASED SPRAY: First mix this product with the oil, then add to water. If vigorous agitation is possible, the oil can be added last. DO NOT ADD OIL FIRST!

SOYBEAM OIL OR PETROLEUM OIL-BASED SPRAY: Add this product to straight oil to form a solution. Do not allow water to get into this mixture, if it does an invert emulsion will occur.

NITROGEN FERTILIZER: The compatibility of this product must be tested with the fertilizer before its use in application equipment. This is done by means of a quart jar test as follows: The amount of this product to add to l pint of liquid nitrogen fertilizer is determined by using this table:

AMOUNT OF	GALLONS OF FERTILIZER PER ACRE				
2,4-D	10	20	30	40	50
PER ACRE	TEASPOONS	OF 2,4-D	PER PINT	OF FERTI	LIZER
1/2 pint	2/3	1/2	1/3	1/4	1/8
l pint	1 1/4	1	3/4	1/2	1/4
2 pints	2 1/2	2	1 1/2	1	1/2
4 pints	5	4	3	2	1

The amount in the table is based on gallons of finished spray per acre. Different spray volumes will require appropriate changes in the amount of this product added to 1 pint of fertilizer. Add the required amount of this product to 1 pint of fertilizer in a quart jar and shake to mix well. The product is incompatible if it balls up, forms flakes, sludges, gels, oily films, layers, or other precipitates. If the precipitate can be suspended with agitation the combination can be used if the equipment has vigorous agitation throughout mixing and spraying operations.

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In some cases, when incompatibility occurs, the addition of 1 teaspoon of a compatibility agent such as CLASS R COMPLETE COMPATABILITY TM to the jar before adding this product may solve the problem (1 teaspoon is equal to 1 pint per 100 gallons of fertilizer). IF THIS DOES NOT WORK, DO NOT ATTEMPT THE ADDITION OF THIS PRODUCT TO THE FERTILIZER.

--Fertilizer Mixing Sequence: If a compatibility agent is not required, add half the fertilizer to the tank, make a premix of 1 part this product and 4 parts water and add premix to tank with agitation ON. Then add balance of fertilizer. Apply at once with agitation ON. If a compatibility agent is required, add it to half-full tank before premix addition. Then proceed as above. MAKE SURE TO FOLLOW ALL DIRECTIONS ON THIS AND THE FERTILIZER AND COMPATIBILITY AGENT LABELING.

ADJUVANTS for Preemergence and Preplant Applications: A non-ionic surfactant or a crop oil concentrate may be added to the spray solution when this product is applied preemergence or preplant to increase control of large or difficult to control weeds. Crop oil concentrates must contain at least 17% emulsifier, and should be used at 1% volume/volume (1 gallon per 100 gallons of spray solution). Non-ionic surfactants should be used at 0.25% volume/volume (1 quart per 100 gallons of spray solution).

CORN: Use the lower rate for small annual weeds. Use the higher rate for perennial or hard-to-kill weeds.

--Preplant: CLASS R LV4 may be applied prior to planting corn for control of emerged broadleaf weeds. Rates up to 2 pints per acre may be used. Planting of corn must be delayed a minimum of 7 days after application at rates up to 1 pint per acre, and a minimum of 14 days at rates from 1 to 2 pints per acre. Planting sooner after application than specified on this label may result in unacceptable crop injury. Do not perform tillage for at least 7 days after application. Do not use on sandy soils or unacceptable crop injury may result.

--Preemergence - Reduced Tillage Systems: CLASS R LV4 may be applied after corn is planted but before emergence for control of emerged broadleaf weeds. Rates up to 2 pints per acre may be used. The seed furrow must be completely closed at application or severe crop injury may result. Do not use on sandy soils or unacceptable crop injury may result.

--Postemergence: Apply 1/2 pint per acre after corn is up. 3/4 to 1 pint per acre may be needed to control some weeds, but this rate may injure the corn. If corn is over 8 inches tall, use drop nozzles to keep spray off corn foliage as much as possible. DO NOT apply from 2 weeks before tasseling to dough stage. DO NOT apply to open whorls. To avoid injury, do not use with atrazine, oil or other adjuvants. Application during high moisture and temperature conditions may cause injury or brittleness. DO NOT cultivate for a week to 10 days after treatment.

--Late Season Weed Control (To reduce w eds that interfere with harvest and reduce weed seed production): After silks are completely brown, apply 1 to 2 pints per acre.

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SOYBEANS - Preplant: CLASS R LV4 may be applied prior to planting soybeans . for control of emerged broadleaf weeds. Rates up to 2 pints per acre may Planting of soybeans must be delayed a minimum of 7 days after application at rates up to 1 pint per acre, and a minimum of 30 days at 2 pints per acre. For aerial application, apply the rates from 1 to recommended amount in a minimum of 2 gallons of water per acre. Use more growing conditions. For ground application, apply the adverse under recommended amount in a minimum of 10 gallons of water per acre. under adverse growing conditions. Do not perform tillage for at least 7 Do not use on sandy soils or unacceptable crop days after application. injury may result. Do not replant treated fields in the same growing season with crops that are not labeled for 2,4-D pre-plant use. Only one application per growing season, regardless of the application rate used, is Do not feed hay, forage, or fodder. Restrict livestock from treated fields. Livestock should be restricted from grazing feeding/grazing of treated cover crops. Do not graze or cut soybeans for feed from fields that have had 2,4-D applied as a preplant treatment. SMALL GRAINS (Not underseeded with a legume): For aerial application, apply the recommended amount in a minimum of 2 gallons of water per acre. Use more under adverse growing conditions. For ground application, apply the recommended amount in a minimum of 3 gallons of water per acre. Use more under adverse growing conditions. NOTE: Do not let dairy animals or animals being finished for slaughter forage or graze treated fields within 2 weeks after treatment. Use the lower dose rate for small annual or weeds. Use the higher dose rate for perennial or hard-to-kill biennial weeds.

--Spring Wheat, Barley, and Rye: Apply 1/2 to 1 pint per acre when grain is in full tiller stage (4 to 8 inches high) but before boot stage (Zadoks 25 to 40) when weeds are small and actively growing. Up to 2 pints per acre may be used to control difficult weed problems, but do not use unless some crop damage is acceptable.

--Winter Wheat and Rye: Apply 1/2 to 1 pint per acre only in spring when crop is fully tillered but before grain is in boot stage (Before Zadoks 40). For improved control of difficult weeds apply up to 2 pints per acre. HOWEVER, DO NOT USE UNLESS POSSIBLE CROP INJURY CAN BE TOLERATED.

--Spring-seeded Oats: Apply 1/2 to 2/3 pint per acre at full tiller, but before early boot stage (Zadoks 25 to 40).

--Fall-seeded Oats Grown For Grain (Southern): Apply 2/3 to 1 1/2 pints per acre at full tiller, but before early boot stage (Zadoks 25 to 40). Difficult weeds may require higher rate, but some injury may occur since oats are less tolerant to 2,4-D than wheat or barley. DO NOT spray during or just after cold weather.

--Preharvest Treatment: Apply 1 to 1 2/3 pints per acre when grain is in hard dough stage (Zadoks 87) to control weeds that will interfere with harvest. Apply when soil moisture is adequate for weed growth for best results. NOTE: DO NOT feed treated straw to livestock.

MILO (GRAIN SORGHUM): For aerial application, apply the recommended amount in a minimum of 2 gallons of water per acre. Use more under adverse growing conditions. For ground application, apply the recommended amount in a minimum of 3 gallons of water per acre. Use more under adverse growing conditions. NOTE: Some varieties and hybrids are 2,4-D sensitive. Crop injury may also be increased by high moisture and temperature conditions. Check with your seed company and Extension Service for advice. Apply 1/2 pint per acre when plants are 5 to 15 inches tall. A higher rate of 2/3 to 1 pint per acre may be needed for some weeds, but chances of crop injury may increase. DO NOT use oil. DO NOT treat crop less than 5 inches tall or from boot to early dough stage. Use drop nozzles when crop is over 8 inches tall

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FALLOW LAND AND CROP STUBBLE: For control of annual broadleaved weeds, use . 1 to 2 pints per acre. Use the lower rate on small actively growing weeds. Use the higher rate on larger or weather stressed weeds. For biennial weeds, use 2 to 4 pints per acre. Use the lower rate in the spring on biennial weeds such as the musk thistle during the rosette stage before stalk formation. Use the higher rate after stalk formation, or in the fall. For perennial weeds, use 2 to 6 pints per acre. Apply during bud to bloom stage while weeds are actively growing. Do not till for 2 weeks after treatment or until weeds start to die. For wild garlic and onion, use 4 to 6 pints per acre. Apply to regrowth in the fall after harvest. For aerial application, use a minimum of 2 gallons of water per acre. Use more under For ground application, use 3 gallons per adverse growing conditions). Use more under adverse growing conditions). Do not graze treated acre. areas for 7 days after treatment. Remove meat animals from treated areas 3 days before slaugther. Do not replant treated areas for 3 months after application or until chemical has disappeared from the ground. CONSERVATION RESERVE PROGRAMS AND SET-ASIDE ACRES: For aerial application, apply the recommended amount in a minimum of 2 gallons of water per acre. Use more under adverse growing conditions. For ground application, apply the recommended amount in a minimum of 3 gallons of water per acre. Use more under adverse growing conditions. NOTE: DO NOT use on alfalfa, cloyer, other legumes or newly seeded areas.

--Broadleaf Weeds: Apply 1-1/2 quarts per acre. Deep-rooted perennial weeds may require a higher rate or repeated treatments.

--Brush: -- For Buckbrush, Rabbitbrush, Sagebrush, Coyotebrush and other Chaparrel Species; -- Apply 2-1/4 to 3 quarts in 5 to 10 gallons of water plus 1 gallon of oil or 1-2 quarts of a crop oil concentrate with at least 17% emulsifiers per acre or a non-ionic surfactant at .25% V/V surfactant to water -- (1 qt. per 100 gallons of water) per acre.

For Sand Shinnery Oak; -- Apply 2-1/4 to 3 quarts in 5 gallons of oil or 4 gallons of water plus 1 gallon of oil or 1-2 quarts of a crop oil concentrate with at least 17% emulsifiers per acre or a non-ionic surfactant at .25% V/V surfactant to water -- (1 qt. per 100 gallons of water) per acre

FOR SET-ASIDE ACRES: Once the Agricultural Stabilization & Conservation Service has released Set-Aside Acres for grazing. do not allow dairy animals to graze treated pastures or rangeland within 7 days of application. Do not harvest grass for hay within 30 days of application. Remove meat animals from treated pastures or rangeland 3 days before slaughter.

FOR CONSERVATION RESERVE PROGRAMS: DO NOT harvest or graze at any time. PASTURES AND RANGE LAND: For aerial application apply the recommended amount in a minimum of 2 gallons of water per acre. For ground application use a minimum of 10 gallons of water per acre. NOTE: DO NOT apply after heads form or when grass is in boot to milk stage when a seed crop is desired. DO NOT use on alfalfa, clover, other legumes, or newly seeded pastures. DO NOT allow dairy animals to graze treated areas within 7 days of application. Do not harvest grass for hay within 30 days of application. Remove meat animals from treated pastures or rangeland 3 days before slaughter.

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NON-CROP AREAS: To control plants susceptible to 2,4-D in drainage ditchbanks, fencerows, roadsides, and rights-of-way. For aerial application of solid stands of susceptible brush use 2 to 4 quarts in 3 to 12 gallons volume per acre. Two to 4 quarts of fuel oil may be included in this mixture. For ground application, apply 3 quarts for woody plants or 1 quart for broadleaf weeds in 30 to 100 gallons of water. For increased effectiveness, add a crop oil concentrate with at least 17% emulsifiers at 1-2 qts. per acre or a non-ionic surfactant at .25% V/V surfactant to water -- (1 qt. per 100 gallons of water). Spray woody plants to run-off when fully leafed out and growing. Avoid spraying when plants are not actively growing such as mid-summer. Reseeding the treated areas should be delayed until the following season. Deep-rooted perennials may require repeated treatments.

SPOT TREATMENT: For weeds in non-crop areas, use 4 ounces to 3 gallons of water, mix thoroughly, and spray to run-off. This high dosage rate may only be used where injury can be tolerated.

LIMIT OF WARRANTY AND LIABILITY

warrants that this product conforms to the chemical This Company description on the label and is reasonably fit for the purposes set forth in the Complete Directions for Use label booklet ("Directions") when used in accordance with those Directions under the conditions described therein. NO OTHER EXPRESS WARRANTY OR IMPLIED WARRANTY OF FITNESS FOR PARTICULAR PURPOSE OF MERCHANTABILITY IS MADE. This warranty is also subject to the conditions and limitations stated herein. Buyer and all users shall promplty notify this Company of any claims whether based in contract, negligence, strict liability, other tort or otherwise. Buyer and all users are responsible for all loss or damage from use or handling which results from conditions beyond the control of this Company, including, but not limited to, incompatiblity with products other than those set forth in the Directions, unusual weather, weather conditions which are outside the range considered normal at the application site and for the time period when the product is applied, as well as weather conditions which are outside the application ranges set forth in the Directions, application in any manner not explicitly set forth in the Directions, moisture conditions outside the moisture range specified in the Directions, or the presence of products other than those set forth in the Directions in or on the soil, crop or treated vegetation.

THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE LIMIT OF THE LIABILITY OF THIS COMPANY OR ANY OTHER SELLER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT (INCLUDING CLAIMS BASED IN CONTRACT, NEGLIGENCE, STRICT LIABILITY, OTHER TORT OR OTHERWISE) SHALL BE THE PURCHASE PRICE PAID BY THE USER OR BUYER FOR THE QUANTITY OF THIS PRODUCT INVOLVED, OR, AT THE ELECTION OF THIS COMPANY OR ANY OTHER SELLER, THE REPLACEMENT OF SUCH QUANTITY, OR, IF NOT ACQUIRED BY PURCHASE, REPLACEMENT OF SUCH QUANTITY. IN NO EVENT SHALL THIS COMPANY OR ANY OTHER SELLER BE LIABLE FOR ANY INCIDENTAL CONSEQUENTIAL OR SPECIAL DAMAGES.

Buyer and all users are deemed to have accepted the terms of this LIMIT OF WARRANTY AND LIABILITY which may not be varied by any verbal or written agreement.

In case of emergency involving this product or for user safety information on this product, contact Cenex/Land O'Lakes via CHEMITREC at 1-800-424-9300.