5905-196

APR 17 1991

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Helena Chemical Company 5100 Poplar Avenue, Suite 3200 Memphis, TN 38137

Gentlemen:

Subject: Helena Brand Cythion EPA Registration No. 5905-196 Your Letter Dated December 18, 1990

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is acceptable provided that you:

- 1. Make the labeling changes listed below before you release the product for shipment bearing the revised labeling:
  - a. Storage and Disposal label statements need to be updated in accordance with PR Notice 83-3. Delete instructions to use an ". . . industrial type vacuum cleaner" in case of spill.
  - b. List insects controlled for Bulk Spray Treatment for Peanuts going into storage.
  - c. Product name Cythion<sup>®</sup> must be used throughout label when referring to product, i.e., use in plums and prunes, "1 pt of 57% emulsifiable liquid" should be changed to "1 pt of Cythion<sup>®</sup>."
  - d. For control of Mealy Plum Aphid in plums and prunes the quantity of 1 pt was omitted, please add.

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- e. The statement, "Post-Harvest Treatment Only" which appears in the directions for use on corn as a growing crop is inappropriate for such use and must be removed from the paragraph.
- Provide upper and lower certified limits of the 3rd and 4th ingredients on your Confidential Statement of Formula (CSF). There is too much variations between certified limits, variation should not be more than 10 percent. Please submit revised CSF.
- 3. Submit five (5) copies of your final printed labeling before you release the product for shipment.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 5(e). Your release for shipment of the product constitutes acceptance of these conditions.

A starped copy of the label is enclosed for your records.

You are reminded you must still comply with the letter dated February 25, 1991 from the Special Review and Reregistration Division.

#### Sincerely yours,

Robert H. Forrest Product Manager (14) Insecticide-Rodenticide Branch Registration Division (B7505C)

Enclosure

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# PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS and DOMESTIC ANIMALS

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## CAUTION

May be harmful if swallowed. Do not take internally. Avoid contact with eyes, skin and clothing. Avoid breathing vapors, dust, or spray mist. Wash thoroughly after handling. Wash contaminated clothing before reuse. Flush contaminated eyes with plenty of water and get medical attention if irritation persists. Keep children and pets off treated areas until this material is washed into the soil and grass is dry.

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## STATEMENT OF PRACTICAL TREATMENT

IF SWALLOWED: Call a physician or Poison Control Center.Drink one or two glasses of water and induce vomiting by touching the back of throat.Do not induce vomiting or give anything by mouth to an unconscious or convulsing person.

IF INHALED: Remove victim to fresh air.Apply artificial respiration if indicated. IF IN EYES: Flush eyes for at least 15 minutes with water. Call physician immediately.

### ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish, aquatic invertebrates, and aquatic life stages of amphibians. Do not apply directly to water or wetlands (i.e., swamps, bogs, marshes, and potholes). Drift and runoff may be hazardous to aquatic organisms in areas near the application site. Do not contaminate water when disposing of equipment washwaters.

This product is highly toxic to bees exposed to direct treatment on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area.

DIRECTIONS FOR USE \_\_\_\_ 12 POINT TYPE

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

CHEMIGATION PROHIBITION

Do not apply this product through any type of irrigation system.

## **RE-ENTRY STATEMENT**

Do not apply this product in such a manner as to directly or through drift expose ) workers or other persons. The area being treated must be vacated by unprotected persons.

Do not enter treated areas without protective clothing until dust has settled.

Protective clothing means, at least, a hat or other suitable head covering, a longsleeved shirt and long-legged trousers or a coverall type garment (all of closely woven fabric covering the body, including the arms and legs), shees and socks.

Because certain states may require more restrictive re-entry intervals for various crops treated with this product, consult your State Department of Agriculture for further information.

Written or oral warnings must be given to workers who are expected to be in a treated area or in an area about to be treated with this product. When oral warnings are given, warnings shall be given in a language customarily understood by workers. Oral warnings must be given if there is reason to believe that written warnings cannot be understood by workers. Written warnings must include the following information.CAUTION! Area treated with Malathion on (date of application). Do not enter without appropriate protective clothing until dust has settled. See Statement of Practical Treatment and Precautionary Statements for actions to be taken in case of accidental exposure. copy streen

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STORAGE AND DISPOSAL \_\_\_ 12 POINT Type

Do not contaminate water, food, or feed by storage or disposal. Open dumping is prohibited.

STORAGE: Store in a dry place. In case of spill, remove spillage with an industrial type vacuum cleaner and wash area with household bleach.

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PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved disposal facility.

CONTAINER DISPOSAL: 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.

### DIRECTIONS FOR USE

ASPARAGUS: Asparagus bestle - 2 pts. Thrips - 11/2-2 pts. (DO NOT APPLY WITHIN 1 DAY OF HARVEST.)

BEANS (Lima, green, snap, navy, red kidney, wax, cowpeas, blackeyed peas): Mexican,bean beetle 2022 pts. Spider mites — 1-1½ pts. Japanese beetle\* — 1½-2 pts. Aphids, Cucumber beetle — 2 pts. "Make 2 or more applications as needed. (DO NOT APPLY WITHIN 1 DAY OF HARVEST.)

DRY BEANS (California and Northwestern U.S.): Lygus bugs  $= 1\frac{1}{2}$  pts. (DO NOT APPLY WITHIN 1 DAY OF HARVEST.)

COLE CROPS AND LEAFY VEGETABLES: Broccoli, Turnipe (DO NOT APPLY WITHIN 3 DAYS OF HARVEST). Brussels sprouts, Cabbage, Collards, Dandelions, Kale, Kohlrabi, Mustard Greens, Swiss chard, Watercress (DO NOT APPLY WITHIN 7 DAYS OF HARVEST). Parsley (DO NOT APPLY WITHIN 7 DAYS OF HARVEST). PARSLEY (DO NOT APPLY WITHIN 7 DAYS OF HARVEST). PARSLEY (DO NOT APPLY WITHIN 7 DAYS OF HARVEST). PARSLEY (DO NOT APPLY WITHIN 7 DAYS OF HARVE

CELERY (anise\* and fresh leaves and stalks only): Aphids, Spider mites - 1½ pts. \*Not for use on seed and oil crop. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST).

LETTUCE: Leafhoppers, Aphids -- 2 pts. Cabbage looper -- 3 pts. (DO NOT APPLY TO LEAF LETTUCE WITHIN 14 DAYS OF HARVEST, DO NOT APPLY TO HEAD LETTUCE WITHIN 7 DAYS OF HARVEST).

SPINACH: Aphids - 2 pts. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST.)

CORN<sup>•</sup> (Field, Sweet and Pop): Aphids, Sap beetle, Thrips, Grasshoppers, Corn rootworm adults (for protection of silks) – 1½ pts. "INJURY MAY OCCUR IN THE WHORL OR SILK STAGE WITH EMULSIFIABLE LIQUID. (DO NOT APPLY WITHIN 5 DAYS OF HARVEST FOR GRAIN OR FORAGE USE. POST-HARVEST TREATMENT ONLY.)

CUCURBITS, Cucumbers: Aphids, Spider mites, Pickleworm – 11/2 pts. Cucumber beetle – 3 pts. (DO NOT APPLY UNLESS PLANTS ARE DRY.) (APPLY UNIFORMLY OVER SOIL AROUND BASE OF PLANTS.) (DO NOT APPLY WITHIN 1 DAY OF HARVEST).

MELONS (Cantaloupes, Casabas, Crenshaws, Honeydews, Honeyballs, Muskmelonis, Watermelona, and Hybrid of these): Aphids, Spider mites — 1½ pts. Cucumber beetles — 2 <sup>1</sup> pts. (DO NOT APPLY UNLESS PLANTS ARE DRY.) (DO NOT APPLY WITHIN 1 DAY OF HARVEST.)

PUMPKINS: Aphids, Mites - 11/2 pts. Squash vine borers - 3 pts. (DO NOT APPLY UNLESS PLANTS ARE DRY.) (DO NOT APPLY WITHIN 3 DAYS OF HARVEST.)

SQUASH: Alfalfa loopers\*, \*For control of loopers, CYTHION should be used in combination with other recommended insecticides, Aphids, Spider mites — 1½ pts. Pickleworm — 2 pts. Squash vine borers, Cucumber beetles — 3 pts. (DO NOT APPLY UNLESS PLANTS ARE DRY.) (DO NOT APPLY WITHIN 1 DAY OF HARVEST.)

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EGGPLANT: Aphids, Spider mites - 1 pt. Lace bug - 3 pts. (APPLY UNIFORMLY OVER SOIL AROUND BASE OF PLANT.) (DO NOT APPLY WITHIN 3 DAYS ON GREEN ONIONS.) \_

Bulk Spray Treatment — Peanuts Going into Storage: Apply 2½ pts. of 56.44% Premium Grade EC in 5 gals. of water per 15 tons of farmers' stock pear.uts as they go into storage. Apply coarse spray uniformly. Preferably use a suitable mechanical spray applicator which regulates rate of application to flow of peanuts. Otherwise, adjust pressure and size of nozzle opening to rate of flow of peanuts.

Supplemental Surface Spray: After warehouse has been filled, level surface of peanuts before spraying. Apply surface spray using 1½ lbs. of Premium Grade Malathion 25% WP in 2 gals, of water and apply at the rate of 2 gals, per 1000 sq. ft. of surface. Apply first treatment as soon as bin is filled and leveled, but not later than the first week in October. Apply the second surface treatment 1 month later, followed by treatments at 2 month intervals. Use a piston type power sprayer equipped with agitator and nozzle capable of delivering a coarse spray. Repeat surface application 60 days later if warm temperatures prevail. Otherwise, delay further treatment until late winter.

Note: Both EC and WP are to be used in the full program. Labels for EC should refer also to the WP part of the program, and vice-versa.

For a residual wall, floor, and machinery spray in grain elevators, in treating truck beds, box cars, and ships holds before loading grain, apply 1 gallon of CYTHION per 25 gallons water, making thorough application.

COTTON: Boll weevil, Desert spider mite, Cotton aphid, Leafhoppers. White Flies, Cotton-leafworm, Cotton leaf perforators. Thrips, Lygus bugs - 1-2 qts. Fleahoppers - 1-1½ pts. Fall armyworms, Grasshoppers, Garden webworms - 1½-3 pts.

MINT: Aphids, Spider mites, Leafhopper, Adult flea beetles, Caterpillars - 1½ pts. (DO NOT AP-PLY WITHIN 7 DAYS OF HARVEST.)

PEANUTS: Thrips - 11/2 pts. (DO NOT APPLY WITHIN 30 DAYS OF HARVEST.)

RICE: Rice leaf miner - 21/2 pts. Rice stink bug - 1-11/2 pts. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST.)

SAFFLOWER: Aphids, Lygus bugs, Grasshoppers - 11/2-2 pts. (DO NOT APPLY WITHIN 7 DAYS) OF HARVEST.)

SOYBEANS: Mexican bean beetle - 21/2-3 pts. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST.)

SUGAR BEETS: Aphids, Spider mites - 11/2-2 pts. Grasshoppers - 3 pts. (DO NOT APPLY WI-THIN 7 DAYS OF HARVEST.)

TOBACCO: Aphids - 11/2-21/2 pts.

VETCH: Pea aphid, Vetch bruchid - 11/2-2 pts. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST OR PASTURING.)

ALFALFA: Aphids, Potato leafhopper, Spider mites, Attalta weevil larvae, Spittlebug, Grasshoppers, Lygus bug, Spotted alfalta aphid — 1½-2 pts. Clover leaf weevil — 1½ pts. Pea aphid — 1 pt. Armyworms — 2 pts. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST.)

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GARLIC LEEKS, SHALLOTS: Aphids, Thrips - 11/2-2 pts. (APPLY UNIFORMLY OVER SOIL AROUND BASE OF PLANT.) (DO NOT APPLY WITHIN 3 DAYS OF HARVEST.)

MUSHROOMS: Mites – 2<sup>1</sup>/<sub>2</sub> pts. per 130 gals. OR 1 tbs. per 100 sq. ft. of bed. Phorid and sciarid flies – 2<sup>1</sup>/<sub>2</sub> pts. per 130 gals. or 1 tbs. per 100 sq. ft. of bed. MAKE THOROUGH APPLICATION AS SOON AS POSSIBLE AFTER PICKING, REPEAT APPLICATIONS AS NECESSARY, USUALLY TWICE A WEEK. (DO NOT APPLY WITHIN 1 DAY OF HARVEST.)

ONIONS: Thrips —  $1\frac{1}{2}$  pts. Onion maggets —  $2\frac{1}{2}$  pts. (DO NOT APPLY WITHIN 3 DAYS ON GREEN ONIONS.)

PEAS & PEA VINES FOR STORAGE: Pea aphid 11/2 pts. Pea weevil -- 11/2-2 pts. MAKE NO AP-PLICATION WITHIN 7 DAYS OF HARVEST IF VINES ARE TO BE USED FOR ANIMALS FEED. IF VINES ARE NOT TO BE FED, APPLICATION MAY BE MADE WITHIN 3 DAYS OF HARVEST.

PEAS: Alfalfa loopers. Celery loopers – For control of loopers, CYTHION should be used in combination with other recommended insecticides. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST)

OKRA: Aphids - 11/2 pts. Japanese beetle - 2 pts. (DO NOT APPLY WITHIN 1 DAY OF HARVEST.)

**PEPPERS:** Aphids -1 pt. Pepper maggets  $-2V_2$  pts. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST.)

POTATOES: Aphids, Mealybugs, Leafhoppers - 1 pt. False chinch bugs - 11/2 pts.

#### ROOT CROPS

**BEETS\*:** Aphids  $= 1\frac{1}{2}$ -2 pts. "If tops are to be used as feed. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST.)

**CARROTS:** Aphids -  $1\frac{1}{2}$ -2 pts. Leathoppers -  $2\frac{1}{2}$  pts. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST.)

HORSERADISH, PARSNIPS: Aphids - 11/2-2 pts. APPLY UNIFORMLY OVER SOIL AROUND BASE OF PLANTS.

RADISHES, SALSIFY: Aphids - 11/2-2 pts. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST)

RUTABAGAS: Aphids - 11/2 pts. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST.)

SWEET POTATOES: Leathoppers -  $1^{1/2}$ -2 pts. Morning-glory leatminers -  $2^{1/2}$ -3 pts. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST.)

**APPLES\*:** Wooly apply aphid, Bud moth -1 pt. Green apple aphid, Rosy apple aphid  $-1\frac{1}{2}$  pts. Mealy bug -1-2 pts. Codling moth, Plum curculio, Red-banded leaf roller -2 pts. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST. MAY INJURE FOLIAGE ON SOME VARIETIES.) Forbes scale 1 pt. "Consult local spray schedules for recommended combinations of CYTHION with other insecticides for control of insect complex on apples. CYTHION EMULSIFIABLE LIQUID MAY CAUSE INJURY TO MCINTOSH AND CORTLAND VARIETIES.

(Dormant and delayed dormant sprays): Wooly apple aphid, Green apple aphid, Rosy apple aphid, Mites — 1 pt. Red banded leaf roller — 1 pint of 57% emulsifiable liquid plus 1 gallon of superior oil per 100 gals, of water. MAKE FULL COVERAGE DORMANT OR DELAYED DORMANT SPRAYS ONLY.

APRICOTS: Codling moth, Orange tortrix, Terrapin scale, Soft brown scale, Aphids - 11/2-2 pts. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST.)

AVOCADOS: Latania scale, Greenhouse thrips, Omniverous looper, Orange tortrix, Soft brown scale - 1½ pts. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST.)

CHERRIES: Black cherry aphid, Fruit tree leaf roller - 1½ pts. Cherry fruit fly, Bud moth - 1 pt. INJURY MAY OCCUR ON CERTAIN VARIETIES OF SWEET CHERRIES PARTICULARLY IN THE NORTHWEST. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST. MAY INJURE FOLIAGE ON SOME VARIETIES.)

CITRUS — (CONSULT LOCAL SPRAY SCHEDULES FOR RECOMMENDED VOLUMES OF SPRAY PER ACRE.) Grapefruit, Lemons, Limes, Oranges, Tangerines, Tangelos, Kumqusts: California red scale, Yellow scale, Purple scale, Black scale (single and off brooded), Soft scale, Citricola scale — 1-1½ pts. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST.)

FIGS; Dried fruit beetles, Vinegar beetles — 2 qts, plus 1-2 gals, unsulfurized molasses per acre. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST.)

NOTE: RATES per ACRE IN SUFFICIENT WATER FOR THOROUGH COVERAGE. INJURY MAY OCCUR ON GRAPES OF RIBIER, ITALIA, CARDINAL AND ALMERIA VARIETIES WHEN SFFAYS CONTAINING CYTHION ARE APPLIED AFTER THE CLUSTERS APPEAR.

NURSERY STOCK, GRAPE VINES: Overwintering grape phylicxera". "For the control of overwintering grape phylicxera on nursery stock grape vines, remove excess soil from the roots and ship in a solution made up of 1 to 1½ pints of CYTNION emulsifiable liquid in 50 gallons of wcber. Submerge the entire root system in the solution for 5 minutes. Keep the solution agrated at all' times. Fifty gallons of solution will treat approximately 500 nursery stock grape vines. (DO XCT APPLY WITHIN 3 DAYS OF HARVEST. EMULSION MAY CAUSE INJURY TO FOLLAGE ON SOVIE VARIETIES.)

NECTARINES: Plum Curculio - 2 pts. Mites 1-2 pts. Application of this mixture should be made only in the petat fall period. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST.)

PEACHES: Oriental fruit moth, Plum Curculio, Terrapin scale, Cottony peach scale – 2 pts. Green peach aphid, Black cherry aphid, Black peach aphid, Rusty plum aphid, Japanese beetle – 1 pt. (DO NOT APPLY WITHIN 7 DAYS OF HARVEST.)

PEARS: Mealybug, Mites, Pear psylla — 1-2 pts. Codling moth, plum curculio, Fruit tree leaf roller. Red-banded leaf roller — 2 pts. (DO NOT APPLY WITHIN 1 DAY OF HARVEST.)

PLUMS & PRUNES: Mealy plum aphid, Plum curculio, Mealy plum aphid — CYTHION should be used in combination with other recommended insecticides for control of these two pests. Bud moth — 1 of. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST.)

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PLUMS & PRUNES (Dormant and delayed dormant aprays): Scale insects - 1 pt. of 57% emul-shable liquid plus 1 gal. superior oil per 100 gals. water. MAKE FULL COVERAGE DORMANT OR DELAYED DORMANT SPRAYS ONLY. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST.)

OUINCES: Plum curculio, Codling moth, Oriental fruit moth – 2 pts. Forbes scale – 1 pt. Mites – 1-2 pts. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST.)

BLACKBERRIES, BOYSENBERRIES, DEWBERRIES, LOGANBERRIES, RASPBERRIES: Miles, Thrips, Leathoppers, Japanese beetle - 11/2 pt. Aphids, Rose Scale - 3 pts. (DO NOT APPLY WITHIN 1 DAY OF HARVEST.)

RASPBERRIES: Sap Beetle - 11/2-2 pts. (DO NOT APPLY WITHIN 1 DAY OF HARVEST.)

BLUEBERRIES: Blueberry maggot\*

Blueberry maggots in the Northeast: 1 pt. of 57% emulsifiable liquid plus 11/2 qts. of Staley's Sauce Base #7 in 100 gals. of water per acre and apply by ground or air equipment. Preharvest interval - 8 hours.

BLUEBERRIES: Japanese beetle - 11/2 pts.

CRANBERRIES: Leafhoppers, Black-headed fireworm, Spittlebug nymphs, Cranberry fruitworms - 1½ pts. DO NOT APPLY CLOSE TO OR DURING THE BLOOM OR BERRY-SET PERIOD. DO NOT APPLY WHEN FOLIAGE IS WET.

STRAWBERRIES: Aphids, Spider mites, Strawberry root weevil - 11/2 pts.\* \_Apply to soil surface before planting and work into top 6 to 8 inches. Lygus bugs, Spittlebugs, Field crickets, Thrips - 11/2-3 pts. Potato leafhopper, Strawberry leafroller, Whiteflies - 11/2-21/2 pts. (DO NOT APPLY WITHIN 3 DAYS OF HARVEST )

ALMONDS\*: Aphids, Red Spiders - 1-2 pts. Peach twig borer - 1-11/2 pts. "No more than 8 lbs. of actual CYTHION per acre should be applied to almond trees.

PECANS: Spider mites, Aphids, Pecan nut casebearer, Pecan phylloxera, Pecan bud moth --

ORNAMENTALS\*: Oyster shell scale, Lace bug - 1 pt. Euonymus scale - 1-11/2 pts. Aphids, Mealy bugs, Spider mites, Whitefly, Fourlined leaf bug, Japanese beetle adult, Potato leathopper, Tarnished plant bug, Thrips, Rose leafhopper, European pine, Shoot moth, Scurfy scale - 11/2 pts. Apply sufficient amount for good coverage. Birch leaf miner, Boxweed leaf miner, Bagworms, Tent caterpillars, Azalea scale, Oak Kermes', Pine leaf scale, Magnolia scale. 'Apply when scale crawlers have settled on foliage. Fletcher scale\*, Florida red scale\* - 2 pts. "Apply when scale crawlers have settled on foliage.

Black scale crawlers, Monterey pine scale, Soft scale - 21/2 pts. Pine needle scale - 4 pts. Wax scale - 2 qts." Apply in spring when crawlers are active. Repeat 1 or 2 full coverage applica-tions at 10 days intervals. NOTE: Apply sufficient amount for good coverage.

GREENHOUSE (in and around greenhouses and gardens): Millipedes, Springtails, Sowbugs — SEE NOTE — NOTE: Mix 1 teaspoonful of 57% E.L. in 1 gal. of water and apply to 150 square feet of soil surface or where insects congregate or apply dust at the rate of 1 lb, per 150 square feet of soil surface or where insects congregate. Repeat at 7 to 10 day intervals as needed.

CONDITIONS OF SALE — LIMITED WARRANTY AND LIMITATIONS OF LIABILITY AND REMEDIES The directions on this label are believed to be reliable and should be followed carefully. Insuf-ficient control of pests and / or injury to the crop to which the product is applied may result from the occurrence of extraordinary or unusual weather conditions, the failure to follow the label directions, or good application practices, all of which are beyond the control of Helena or called for the failure to follow the label directions of the failure to follow the label directions of the failure to follow the failure to follow the failure to follow the scale of the failure failure to follow the failure to follow the failure to follow the failure to follow the failure failure follow the failure or seller. In addition, failure to follow label directions may cause injury to crops, animals, man or seller, in addition, taking to follow laber directions may cause injury to crops, allinais, man or the environment. Helena warrants that this product conforms to the chemical description on the label and is reasonably fit for the purpose referred to in the directions for use subject to the factors noted above which are beyond the control of Helena. Helena makes no other warranties or representations of any kind, express or implied, concerning the product, including no implied warranty of merchantibility or fitness for any particular purpose, and no such war-ranty shall be implied by law.

The exclusive remedy against Helens for any cause of action relating to the handling or ise of this product is a claim for damage and in no event shall damages or any other re-lovery of any kind against Helena exceed the price of the product which causes the aligoed joss, damage, injury, or other claim. Helena shall not be liable and any and all claims against Helena are waived, for special, indirect, incidental, or consequential damages or expense, of any stars, including, but not limited to, loss of profits or income, whether or not based on Helena's neg-ligence, breach of warranty, strict liability in tort or any other cause of action.

Helena and the seller offer this product and the buyer and user accept it, subject to the forego-ing conditions of sale and limitation of warranty, liability and remedies.

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