



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

July 25, 2017

Jim Baxter  
Regulatory Leader  
Dow AgroSciences LLC  
9330 Zionville Road  
Indianapolis, IN 46268

Subject: Label Amendment – “For Application in California only” restrictions including reference to CAL DPR website for buffer zone requirements  
Product Name: Telone C-35  
EPA Registration Number: 62719-302  
Application Date: May 15, 2017  
Decision Number: 530366

Dear Mr. Baxter:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. “To distribute or sell” is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company’s website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product’s label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA’s Office of Enforcement and Compliance.

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Decision No. 530366

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6. If you have any questions, please contact Fatima Sow by phone at (703) 347-8308, or via email at [sow.fatima@epa.gov](mailto:sow.fatima@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to be 'HJ', written in a cursive style.

Hope Johnson, Product Manager 21  
Fungicide Branch  
Registration Division (7505P)  
Office of Pesticide Programs

Enclosure

(Base label):

**RESTRICTED USE PESTICIDE**  
 Due to acute toxicity and carcinogenicity.  
 For retail sale to and use by certified applicators or persons under their direct supervision and only for those uses covered by the certified applicator's certification.

# Telone<sup>®</sup> C-35

## Soil Fungicide and Nematicide

**A multi-purpose liquid fumigant for preplant treatment of soil to control plant parasitic nematodes, symphylans and to help manage certain soil borne diseases in cropland.**

**Not for use in greenhouses or other enclosed areas and not for use in drip or other chemigation applications.**

Active Ingredients:

1,3-dichloropropene .....	63.4%
chloropicrin .....	34.7%
Other Ingredients .....	1.9%
Total .....	100.0%

This product weighs 11.2 lbs./gal. @ 68°F (20°C). Contains 7.10 lb of 1,3-dichloropropene and 3.89 lb of chloropicrin per gallon.

**Keep Out of Reach of Children**

**DANGER**  **POISON**

[Editors note: the word POISON must appear in red]

## PELIGRO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

**ACCEPTED**

Jul 25, 2017

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 62719-302

### First Aid

**If inhaled:** Move person to fresh air. If person is not breathing, call 911 or an ambulance, and then give artificial respiration, preferably mouth-to-mouth, if possible. Call a poison control center or doctor for further 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.

**If in eyes:** Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after 5 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.

**If swallowed:** Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by the poison control center or doctor. Do not give anything by mouth to an unconscious person.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-992-5994 for emergency medical treatment information.

**Note to physician:** Because rapid absorption may occur through lungs if product is aspirated and cause systemic effects, the decision to induce vomiting or not should be made by a physician. If lavage is performed, endotracheal and/or esophageal control is suggested. Danger from lung aspiration must be weighed against toxicity when considering emptying the stomach. Chloropicrin is a volatile liquid that is the active ingredient in tear gas. As a gas it is a powerful lachrymator. Early symptoms of overexposure are lachrymation, respiratory distress and vomiting. Pulmonary edema may develop later. Treatment is symptomatic.

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## Precautionary Statements

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### Hazards to Humans and Domestic Animals

#### Hazardous Liquid and Vapor

## DANGER

- May cause lung, liver, and kidney damage and respiratory system irritation upon prolonged contact.
- The use of this product may be hazardous to your health. This product contains 1,3-dichloropropene, which has been determined to cause tumors in laboratory animals. Risks can be reduced by exactly following directions for use, precautionary statements, and by wearing the personal protective equipment specified in this labeling.
- Fatal if inhaled or swallowed. Poisonous liquid and vapor. Corrosive. Liquid causes skin burns and irreversible eye damage. Do not breathe vapor or gas. Do not get in eyes, on skin or on clothing. Chloropicrin is readily identifiable by smell. Exposures to very low concentrations of vapor will cause irritation of eyes, nose and throat. Continued exposure after irritation occurs, or exposure to higher concentration may cause painful irritation or temporary blindness.

### Personal Protective Equipment (PPE)

Some materials that are chemical-resistant to this product are listed below. For more options, follow the instructions for Category H on the chemical resistance category selection chart. PPE constructed of saranex, neoprene, and chlorinated polyethylene provide short-term contact or splash protection against liquid in this product. Longer-term protection is provided by PPE constructed of viton, Teflon, and EVAL barrier laminates (for example, responder suits manufactured by Life-guard or silvershield gloves manufactured by North). Where chemical-resistant materials are required, leather, canvas, or cotton materials offer no protection from this product and must not be worn as the sole article of protection when contact with this product is possible. Where coveralls are required, they must be loose-fitting and constructed of woven fabrics (e.g., tight knit cotton or cotton/polyester), non-woven fabrics (e.g., tyvek or sontara), or fabrics containing microporous Teflon.

**When performing tasks with NO potential for contact with liquid fumigant, all handlers (including applicators) must wear:**

- Long-sleeved shirt and long pants, and
- Shoes and socks

**When performing tasks with potential for contact with liquid fumigant, all handlers (including applicators) must wear:**

- Long-sleeved shirt and long pants,
- Chemical-resistant gloves,
- Chemical-resistant apron,
- Protective eyewear (do NOT wear goggles), and
- Chemical-resistant footwear with socks.

The PPE required when handling liquid fumigant must be immediately available and must be worn if the handler is to perform any handling activity with a potential for liquid fumigant contact.

1. All handlers (including applicators) must wear a half-face air-purifying respirator (except when handlers are in enclosed cabs or applying the fumigant with equipment that disrupts the chisel trace and seals the soil at the same time e.g., Yetter applicator) equipped with an organic-vapor (OV, NIOSH approval number prefix TC-23C) cartridge and a particulate pre-filter (Type N, R, P or HE, NIOSH approval number prefix TC-84A)

If sensory irritation (tearing, burning of the eyes or nose) is experienced and handlers remain in the application block or buffer zone, handlers must wear at a minimum either:

- A NIOSH certified full facepiece air-purifying respirator equipped with an organic vapor (OV, NIOSH approval number prefix TC-23C) cartridge and a particulate a pre-filter (Type N, R, P, or HE, NIOSH approval number prefix TC-84A), or
- A gas mask with a canister approved for organic vapor (NIOSH approval number prefix TC-14G).

See Directions for Use, Air Monitoring Requirements, Respiratory Protection and Stop Work Triggers, number 1, *Handlers Wearing Half-Face Air Purifying Respirators* for when an air-purifying respirator (full facepiece or gas mask) is required.

**IMPORTANT:** A self-contained breathing apparatus (SCBA) is not permitted for routine handler tasks. If responding to an emergency when corrective action is needed to reduce air concentrations to acceptable levels, wear an SCBA. Escape-only SCBA respirators must not be used by handlers for responding to emergencies. In addition wear PPE required for potential contact with liquid fumigant.

2. Handlers using enclosed cabs are not required to wear respiratory protection (**not applicable in California**) provided that the cab has been maintained according to the manufacturer's written operating instructions **and** there is written documentation that the ventilation system has been maintained according to the manufacturer's instructions **and** the enclosed cab is in conformance with the following requirements:

- The enclosed cab must maintain a positive pressure of 6 mm H<sub>2</sub>O.
- The enclosed cab must have a minimum air intake flow of 43 m<sup>3</sup>/hour.
- The enclosed cab must be equipped with activated charcoal filter media containing no less than 1000 grams of activated charcoal.
- The filter must be changed after no more than 50 hours of application time.

See Directions for Use, Air Monitoring Requirements, Respiratory Protection and Stop Work Triggers, number 2, *Handlers in Enclosed Cabs (Not Applicable in California)* for stop work procedures.

3. Handlers applying the fumigant with equipment that disrupts the chisel trace and seals the soil with one implement, e.g., a Yetter applicator (**not applicable in California**) are not required to wear respiratory protection unless sensory irritation is experienced.

If sensory irritation (tearing, burning of the eyes or nose) is experienced and handlers remain in the application block or buffer zone, handlers must wear at a minimum either:

- A NIOSH certified full facepiece air-purifying respirator equipped with an organic vapor (OV, NIOSH approval prefix TC-23C) cartridge and a particulate pre-filter (Type N, R, P, or HE, NIOSH approval number prefix TC-84A), or
- A gas mask with a canister approved for organic vapor (NIOSH approval number prefix TC-14G).

See Directions for Use, Air Monitoring Requirements, Respiratory Protection and Stop Work Triggers, number 3, *Handlers Applying the Fumigant with Equipment that Disrupts the Chisel Trace and Seals the Soil with One Implement, e.g., a Yetter Applicator (not applicable in California)*, for when respiratory protection is required.

4. Handlers exposed to greater than 1.5 ppm of chloropicrin (e.g., an emergency when corrective action is needed to reduce air concentrations to acceptable levels), and handlers exposed to this product in poorly ventilated areas, must wear at a minimum:
- Chemical-resistant suit,
  - Chemical-resistant gloves, such as barrier laminate (EVAL) or viton,
  - Chemical-resistant footwear with socks, and
  - Chemical-resistant headgear.
  - A self-contained breathing apparatus (SCBA) with NIOSH approval number prefix TC-13F. See further respirator requirements in the *Protection for Handlers* section on this label.

### User Safety Requirements

1. **Never fumigate alone:** It is imperative to always have an assistant and proper protective equipment in case of accidents.
2. **Driver's Responsibilities:** Drivers of application equipment must advise other workers of all precautions and procedures. In addition, drivers must instruct their helpers in the mechanical operation of the tractor and how to safely work with the tractor and driver while fumigating.
3. **Dispose of Contaminated Clothing:** Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them.
4. **Clean and Maintain PPE:** Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.
5. **Contact with Mouth:** Never siphon this product by mouth or use mouth to blow out clogged lines, nozzles, etc.
6. **Heat Illness Avoidance:** Use measures to avoid or minimize heat illness while using this product. These measures include gradual adjustment to heat and respirator stress, fans for cooling, cooling vests, frequent breaks to cool down, frequent intake of drinking water, and maintaining weight from day to day.

### User Safety Recommendations

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Remove clothing/PPE 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 pesticide is toxic to mammals and birds. 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 or rinsate.

- Chloropicrin has certain properties and characteristics in common with chemicals that have been detected in groundwater (chloropicrin is highly soluble in water and has low adsorption to soil).
- For untarped applications of chloropicrin, leaching and runoff may occur if there is heavy rainfall after soil fumigation.

**Groundwater advisory:** 1,3-dichloropropene is known to move through soil and under certain conditions has the potential to reach groundwater as a result of agricultural use. Application in areas where soils are permeable and groundwater is near the surface could result in groundwater contamination.

### Physical or Chemical Hazards

**Combustible.** Do not use or store near heat or open flame. Incompatible with oxidizing agents.

## Directions for Use

### Restricted Use Pesticide

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

See label booklet for complete Directions for Use.

### Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. Refer to the label booklet under "Agricultural Use Requirements" in the Directions for Use section for information about this standard.

### (Storage and Disposal for refillable rigid containers larger than 5 gal)

#### Storage and Disposal

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

**Pesticide Storage:** Store in tightly-closed original container away from dwellings. Prolonged exposure of container to direct sunlight must be avoided. Do not allow contamination of seeds, plants, fertilizers, or other pesticide chemicals.

**Pesticide Disposal:** Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide and rinsates is a violation of Federal law. 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 Handling:** Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose.

Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or a mix tank. Fill the container about 10% full with water and, if possible, spray all sides while adding water. If practical, agitate vigorously or recirculate water with the pump for two minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times. Then offer for recycling if available, or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures allowed by state and local authorities.

### (Storage and Disposal for nonrefillable rigid containers larger than 5 gal)

#### Storage and Disposal

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**Container Handling:** Nonrefillable container. Do not reuse or refill this container.

Triple rinse or pressure rinse container (or equivalent) promptly after emptying. **Triple rinse** as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. **Pressure rinse** as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert

pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip. Then offer for recycling if available, or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures allowed by state and local authorities.

**Refer to label booklet for Directions for Use.**

**Notice:** Read the entire label. Use only according to label directions. **Before using this product, read Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies at end of label booklet. If terms are unacceptable, return at once unopened.**

In case of emergency endangering health or the environment involving this product, call 1-800-992-5994.

Agricultural Chemical: Do not ship or store with food, feeds, drugs or clothing.

EPA Reg. No. 62719-302

EPA Est. \_\_\_\_\_

®Trademark of Dow AgroSciences LLC

**Produced for  
Dow AgroSciences LLC  
9330 Zionsville Road  
Indianapolis, IN 46268**

**Net Contents \_\_\_\_\_ lbs**



(Cover, shipping container):

## RESTRICTED USE PESTICIDE

Due to acute toxicity and carcinogenicity.

For retail sale to and use by certified applicators or persons under their direct supervision and only for those uses covered by the certified applicator's certification.

# Telone<sup>®</sup> C-35

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**Not for use in greenhouses or other enclosed areas and not for use in drip or other chemigation applications.**

### Active Ingredients:

1,3-dichloropropene .....	63.4%
chloropicrin .....	34.7%
Other Ingredients .....	1.9%
Total .....	100.0%

This product weighs 11.2 lbs./gal. @ 68°F (20°C). Contains 7.10 lb of 1,3-dichloropropene and 3.89 lb of chloropicrin per gallon.

### Keep Out of Reach of Children

**DANGER**  **POISON**

[Editors note: the word POISON must appear in red]

## PELIGRO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

### Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. Refer to the label booklet under "Agricultural Use Requirements" in the Directions for Use section for information about this standard.

**Refer to inside of label booklet for additional precautionary information including Directions for Use.**

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**If inhaled:** Move person to fresh air. If person is not breathing, call 911 or an ambulance, and then give artificial respiration, preferably mouth-to-mouth, if possible. Call a poison control center or doctor for further treatment advice.

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Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-992-5994 for emergency medical treatment information.

**Note to physician:** Because rapid absorption may occur through lungs if product is aspirated and cause systemic effects, the decision to induce vomiting or not should be made by a physician. If lavage is performed, endotracheal and/or esophageal control is suggested. Danger from lung aspiration must be weighed against toxicity when considering emptying the stomach. Chloropicrin is a volatile liquid that is the active ingredient in tear gas. As a gas it is a powerful lachrymator. Early symptoms of overexposure are lachrymation, respiratory distress and vomiting. Pulmonary edema may develop later. Treatment is symptomatic.

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**Precautionary Statements**

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- Long-sleeved shirt and long pants, and
- Shoes and socks

**When performing tasks with potential for contact with liquid fumigant, all handlers (including applicators) must wear:**

- Long-sleeved shirt and long pants,
- Chemical-resistant gloves,
- Chemical-resistant apron,
- Protective eyewear (do NOT wear goggles), and
- Chemical-resistant footwear with socks.

The PPE required when handling liquid fumigant must be immediately available and must be worn if the handler is to perform any handling activity with a potential for liquid fumigant contact.

1. All handlers (including applicators) must wear a half-face air-purifying respirator (except when handlers are in enclosed cabs or applying the fumigant with equipment that disrupts the chisel trace and seals the soil at the same time e.g., Yetter applicator) equipped with an organic vapor (OV, NIOSH approval number prefix TC-23C) cartridge and a particulate pre-filter (Type N, R, P or HE, NIOSH approval number prefix TC-84A)

If sensory irritation (tearing, burning of the eyes or nose) is experienced and handlers remain in the application block or buffer zone, handlers must wear at a minimum either:

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- A gas mask with a canister approved for organic vapor (NIOSH approval number prefix TC-14G).

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**IMPORTANT:** A self-contained breathing apparatus (SCBA) is not permitted for routine handler tasks. If responding to an emergency when corrective action is needed to reduce air concentrations to acceptable levels, wear an SCBA. Escape-only SCBA respirators must not be used by handlers for responding to emergencies. In addition wear PPE required for potential contact with liquid fumigant.

2. Handlers using enclosed cabs are not required to wear respiratory protection (**not applicable in California**) provided that the cab has been maintained according to the manufacturer's written operating instructions **and** there is written documentation that the ventilation system has been maintained according to the manufacturer's instructions **and** the enclosed cab is in conformance with the following requirements:

- The enclosed cab must maintain a positive pressure of 6 mm H<sub>2</sub>O.
- The enclosed cab must have a minimum air intake flow of 43 m<sup>3</sup>/hour.
- The enclosed cab must be equipped with activated charcoal filter media containing no less than 1000 grams of activated charcoal.
- The filter must be changed after no more than 50 hours of application time.

See Directions for Use, Air Monitoring Requirements, Respiratory Protection and Stop Work Triggers, number 2, *Handlers in Enclosed Cabs (Not Applicable in California)* for stop work procedures.

3. Handlers applying the fumigant with equipment that disrupts the chisel trace and seals the soil with one implement, e.g., a Yetter applicator (**not applicable in California**) are not required to wear respiratory protection unless sensory irritation is experienced.

If sensory irritation (tearing, burning of the eyes or nose) is experienced and handlers remain in the application block or buffer zone, handlers must wear at a minimum either:

- A NIOSH certified full facepiece air-purifying respirator equipped with an organic vapor (OV, NIOSH approval prefix TC-23C) cartridge and a particulate pre-filter (Type N, R, P, or HE, NIOSH approval number prefix TC-84A), or
- A gas mask with a canister approved for organic vapor (NIOSH approval number prefix TC-14G).

See Directions for Use, Air Monitoring Requirements, Respiratory Protection and Stop Work Triggers, number 3, *Handlers Applying the Fumigant with Equipment that Disrupts the Chisel Trace and Seals the Soil With One Implement, e.g., a Yetter Applicator (not applicable in California)*, for when respiratory protection is required.

4. Handlers exposed to greater than 1.5 ppm of chloropicrin (e.g., an emergency when corrective action is needed to reduce air concentrations to acceptable levels), and handlers exposed to this product in poorly ventilated areas, must wear at a minimum:
- Chemical-resistant suit,
  - Chemical-resistant gloves, such as barrier laminate (EVAL) or viton,
  - Chemical-resistant footwear with socks, and
  - Chemical-resistant headgear.
  - A self-contained breathing apparatus (SCBA) with NIOSH approval number prefix TC-13F. See further respirator requirements in the *Protection for Handlers* section on this label.

### User Safety Requirements

1. **Never fumigate alone:** It is imperative to always have an assistant and proper protective equipment in case of accidents.
2. **Driver's Responsibilities:** Drivers of application equipment must advise other workers of all precautions and procedures. In addition, drivers must instruct their helpers in the mechanical operation of the tractor and how to safely work with the tractor and driver while fumigating.
3. **Dispose of Contaminated Clothing:** Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them.
4. **Clean and Maintain PPE:** Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.
5. **Contact with Mouth:** Never siphon this product by mouth or use mouth to blow out clogged lines, nozzles, etc.
6. **Heat Illness Avoidance:** Use measures to avoid or minimize heat illness while using this product. These measures include gradual adjustment to heat and respirator stress, fans for cooling, cooling vests, frequent breaks to cool down, frequent intake of drinking water, and maintaining weight from day to day.

### User Safety Recommendations

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Remove clothing/PPE 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 pesticide is toxic to mammals and birds. 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 or rinsate.

- Chloropicrin has certain properties and characteristics in common with chemicals that have been detected in groundwater (chloropicrin is highly soluble in water and has low adsorption to soil).
- For untarped applications of chloropicrin, leaching and runoff may occur if there is heavy rainfall after soil fumigation.

**Groundwater advisory:** 1,3-dichloropropene is known to move through soil and under certain conditions has the potential to reach groundwater as a result of agricultural use. Application in areas where soils are permeable and groundwater is near the surface could result in groundwater contamination.

### Physical or Chemical Hazards

**Combustible.** Do not use or store near heat or open flame. Incompatible with oxidizing agents.

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### Directions for Use

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#### Restricted Use Pesticide

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read all Directions for Use carefully before applying.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only handlers may be in the application block from the start of the application until the entry restricted period ends, and in the buffer zone during the buffer zone period. 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. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard (WPS). No instructions elsewhere on the labeling relieve users from complying with the requirements of WPS. For the entry restricted period and notification requirements, see the Entry Restricted Period and Notification section of this label.

PPE for Entry During the Restricted Period: PPE for entry that is permitted by this labeling is listed in the *Personal Protective Equipment (PPE)* section of this labeling.

#### Storage and Disposal

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

**Pesticide Storage:** Store in tightly-closed original container away from dwellings. Prolonged exposure of container to direct sunlight must be avoided. Do not allow contamination of seeds, plants, fertilizers, or other pesticide chemicals.

**Pesticide Disposal:** Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide and rinsates is a violation of Federal law. 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.

#### Refillable containers 5 gallons or larger:

**Container Handling:** Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose.



Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or a mix tank. Fill the container about 10% full with water and, if possible, spray all sides while adding water. If practical, agitate vigorously or recirculate water with the pump for two minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times. Then offer for recycling if available, or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures allowed by state and local authorities.

**Nonrefillable containers 5 gallons or larger:**

**Container Handling:** Nonrefillable container. Do not reuse or refill this container.

Triple rinse or pressure rinse container (or equivalent) promptly after emptying. **Triple rinse** as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. **Pressure rinse** as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 psi for at least 30 seconds. Drain for 10 seconds after the flow begins to drip. Then offer for recycling if available, or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures allowed by state and local authorities.

## Terms Used in This Labeling

**Soil Fumigant Training Program:** Certified applicator training that provides information on (1) how to correctly apply the fumigant, including how to comply with new label requirements; (2) how to protect handlers and bystanders; (3) how to determine buffer zone distances; (4) how to complete an FMP and the post-application summary; (5) how to determine when weather and other site-specific factors are not favorable for fumigant application; (6) how to comply with required GAPs and how to document compliance with GAPs in the FMP; and (7) how to develop and implement emergency response plans.

**Fumigant Safe Handling Information:** Information that must be provided annually to handlers that must include the following: (1) what fumigants are and how they work, (2) safe application and handling of soil fumigants, (3) air monitoring and respiratory protection requirements for handlers, (4) early signs and symptoms of exposure, (5) appropriate steps to take to mitigate exposures, (6) what to do in case of an emergency, and (7) how to report incidents.

**Application Block:** Area within the perimeter of the fumigated portion of a field (including furrows, irrigation ditches, roadways). The perimeter of the application block is the border that connects the outermost edges of total area treated with the fumigant product.

**Application Rate:** The ratio of fumigant mass applied compared to the soil surface area (e.g., pounds of product per acre). The application rate is expressed on this labeling in terms of either the "treated area application rate" or the "broadcast equivalent application rate." The "treated area application rate" relates to only the rate of fumigant applied to the portion of the field that is fumigated (e.g., rate within the bed or strips). The "broadcast equivalent application rate" relates to the rate of fumigant applied within the entire perimeter of the application block. For bedded and strip applications, the "broadcast equivalent application rate" must be calculated to determine the buffer zone distance required by this labeling.

**Start of the Application:** The time at which the fumigant is first delivered/dispensed into the soil in the application block.

**Application is Complete:** The time at which the fumigant has stopped being delivered/dispensed into the soil and the soil has been sealed; drip lines have been purged (if applicable).

**Entry Restricted Period:** This period begins at the start of the application and expires depending on the application method and if tarps are used when the tarps are perforated and removed. Entry into the application block during this period is only allowed for appropriately PPE-equipped handlers performing handling tasks. See the *Entry Restricted Period and Notification* section for additional information.

**Buffer Zone:** An area established around the perimeter of each application block. The buffer zone must extend outward from the edge of the application block perimeter equally in all directions.

**Buffer Zone Period:** Begins at the start of the application and lasts for a minimum of 48 hours after the application is complete. Non-handlers must be excluded from the buffer zone during the buffer zone period.

**Difficult to Evacuate Sites:** Pre-K to Grade 12 schools, state licensed daycare centers, nursing homes, assisted living facilities, hospitals, in-patient clinics, and prisons.

**Owner:** Any person who has a present possessory interest (fee, leasehold, rental, or other) in an agricultural establishment. A person who has both leased such agricultural establishment to another person and granted that same person the right and full authority to manage and govern the use of such agricultural establishment is not an owner. See definition of "owner" in WPS (40 CFR § 170.3).

**Roadway:** Portion of a street or highway improved, designed or ordinarily used for vehicular travel, exclusive of the sidewalk or shoulder even if such sidewalk or shoulder is used by persons riding bicycles. In the event a highway includes two or more separated roadways, the term *roadway* shall refer to any such roadway separately.

**Representative Handling Task:** For air monitoring, the locations and handler activities sampled must represent each handler's exposure occurring within the application block. For example, for an application consisting of a seven-handler crew (1 tractor driver, 1 tractor co-pilot, 4 shovelers, and 1 certified applicator supervising), two breathing zone samples could be collected: one sample for the tractor co-pilot and one sample for a downwind shoveler. Results of previous sampling may indicate which tasks and locations are worst case and therefore representative of all handlers.

## **Application Restrictions**

The use of this product is restricted to the methods described in this label.

Soil fumigation using Telone C-35 must be conducted only according to directions and conditions of use.

**Chemigation:** Do not apply Telone C-35 through any type of irrigation system.

**Do not formulate and/or tank mix this product into other end-use agricultural products.**

Not for use in greenhouses or other enclosed areas.

An application block treated with Telone C-35 must not be within 100 feet of an occupied structure. No person shall be present at this structure at any time during the seven consecutive day period after the application is complete. **EXCEPTION:** This restriction does not apply to use on soils that have not experienced a 1,3-dichloropropene treatment in the previous two years, for example, on soils to be planted with fruit trees, nut and nursery crops, perennial vines, hops, mint, or pineapple.

Telone C-35 shall not be applied to soil more frequently than once each year.

Do not apply within 100 feet of any well used for potable water. Do not apply this product within 100 feet from the edge of karst topographical features. Karst topography is identified from landscape features that result from the dissolving activity of water in carbonate rock formations (limestone, dolomite and marble). Surface features that are associated with karst topography include sinkholes, caverns, springs, and sinking or disappearing streams. In North Dakota, South Dakota, Wisconsin, Minnesota, New York, Maine, New Hampshire, Vermont, Massachusetts, Utah, and Montana: Where groundwater aquifers exist at a depth of 50 feet or less from the surface, do not apply this product where soils are Hydrologic Group A.

#### **For Applications in California Only:**

Use the buffer zone distances specified by the California Department of Pesticide Regulation, which are found at the website listed below. Additional California Department of Pesticide Regulation requirements must also be followed including:

- Additional tarp requirements
- Application time restrictions
- Additional buffer zone restrictions for overlapping buffer zones and credits
- Additional emergency preparedness and response requirements

The certified applicator must follow all California buffer zone requirements and California restrictions that are specified at: [www.cdpr.ca.gov/chloropicrin.htm](http://www.cdpr.ca.gov/chloropicrin.htm).

#### **Use Restrictions for Certain Florida Counties**

**For application of this product in Brevard, Charlotte, Citrus, Collier, DeSoto, Glades, Hardee, Hendry, Hernando, Highlands, Hillsborough, Indian River, Lake, Lee, Manatee, Martin, Monroe, Okeechobee, Orange, Osceola, Palm Beach, Pasco, Pinellas, Polk, Sarasota, Seminole, St. Lucie, Sumter, and Volusia counties, applicators must have labeling for FIFRA Section 24(c) Special Local Need (SLN) FL-990005 in their possession and comply with stated requirements. Use of Telone C-35 is prohibited in Broward and Dade counties.**

#### **Use Restrictions for Certain New York Counties**

This product is prohibited from sale, use or distribution in Nassau and Suffolk counties.

#### **Certified Applicator Training**

Any certified applicator supervising a soil fumigant application must have successfully completed one of the soil fumigant training programs listed on the following EPA web site <http://www.epa.gov/fumigantraining> for the active ingredient(s) in this product. The training must be completed in the time frames listed on the web site. The FMP must document the date and location where the soil fumigant training program was completed.

#### **Product Information**

Before using this product, carefully read and follow all label precautions and directions.

Telone C-35 is a multi-purpose liquid fumigant for preplant treatment of cropland soil that can be used as part of a nematode and disease management program involving crop rotation, planting resistant varieties, sanitation, and other cultural practices designed to reduce nematode and disease pressure.

Telone C-35 may be applied as a preplant soil treatment as part of a management program to aid in reducing the damaging effects of certain soil borne diseases [soil rot (soil pox) of sweet potatoes; granville (bacterial) wilt, black root rot, black shank diseases of tobacco; verticillium wilt of strawberries, cole crops and mint, pink root of onions, and fusarium crown and root rot of tomatoes]. This is not a complete list of crops and soil borne diseases. Consult your crop advisor for recommendations on specific soil borne diseases.

Telone C-35 may be applied as a preplant soil treatment as part of a management program to control and aid in reducing the damaging effects of certain soil pests; plant parasitic nematodes (root-knot, root lesion, citrus, cyst formers, golden, sugarbeet, soybean, burrowing, lance, reniform, ring, spiral, sting, pin, stubby root, dagger, and certain others), symphylans (garden centipedes) and wireworms.

Before fumigation, soil sampling for the type and number of pests present is recommended. In fields where pre-treatment soil samples indicate the presence of high population levels of nematodes, a successful fumigation cannot be expected to eradicate entire populations. Therefore, post-treatment (mid-season and/or preharvest) sampling is recommended to determine the need for additional pest management practices.

Consult State Agricultural Experiment Station or Extension Service specialists for information on other practices such as post-harvest destruction of crop residues, weed control or other cultural practices, and use of nematode resistant crop varieties that may aid in reducing crop losses from soil borne pests.

## Use Precautions

### Recontamination Prevention

Telone C-35 will help manage certain soil borne pests that are present in the soil treatment zone at time of fumigation. It will not control pests that are introduced into soil after fumigation. To avoid reinfestation of treated soil do not use irrigation water, transplants, seed pieces, or equipment that could carry soil borne pests from infested land. Avoid contamination from moving infested soil onto treated beds through cultivation, movement of soil from below the treated zone, dumping contaminated soil in treated fields and soil contamination from equipment or crop remains. Clean equipment carefully before entering treated fields. Cultural practices which provide post-harvest destruction of crop residues and weeds prior to fumigation and practices which prevent weed infestation following fumigation and prior to planting will help prevent recontamination.

### Equipment Clean-Up

Because Telone C-35 is corrosive under certain conditions, flush all application equipment with fuel oil, kerosene or a similar type of petroleum solvent immediately after use. Fill pumps and meters with new motor oil or a 50% motor oil/fuel oil mixture before storing. **Do not use water.** Dispose of rinsate by incorporation into field just treated or by other approved means. Never introduce rinsate or unused Telone C-35 into surface or underground water supplies.

### Fertility Interactions

Fumigation may temporarily raise the level of ammonia nitrogen and soluble salts in the soil. This is most likely to occur when high rates of fertilizer and fumigant are applied to soils that are either cold, wet, acidic, or high in organic matter. To avoid injury to certain crops including red beets, carrots, corn, radishes, cole crops, legumes (beans), lettuce, onions, and sugarbeets, fertilize when possible as indicated by soil tests made after fumigation. To avoid ammonia injury or nitrate starvation (or both) to crops grown on high organic soils, do not use fertilizers containing ammonium salts.

When using high rates of Telone C-35 as required by certain state nursery regulations, liming of highly acid soils before fumigation may stimulate nitrification and reduce the possibility of ammonia toxicity. Certain nursery crops such as citrus seedlings, *Cornus* sp., *Crataegus* sp., spruce, and vegetable crops such as cauliflower have shown evidence of phosphorus deficiency following fumigation. To avoid this possible effect, additional phosphate fertilizer (foliar applied) is recommended where experience indicates a deficiency may occur.

## Handlers

The following activities are prohibited from being performed by anyone other than persons who have been appropriately trained and equipped as handlers in accordance with the requirements in WPS (40 CFR Part 170):

- Monitoring fumigant air concentrations;

- Cleaning up fumigant spills (this does not include emergency personnel not associated with the application);
- Handling or disposing of fumigant containers;
- Cleaning, handling, adjusting, or repairing the parts of application equipment that may contain fumigant residues; and
- Performing any handling tasks as defined by the WPS(40 CFR Part 170).

The following activities are prohibited from being performed in the application block from the start of the application until the entry restricted period ends and in the buffer zone during the buffer zone period by anyone other than persons who have been appropriately trained and equipped as handlers in accordance with the requirements in WPS (40 CFR Part 170). (NOTE: Persons repairing and monitoring tarps are considered handlers for the duration listed below.) Prohibited activities (except for trained and equipped handlers) include:

- Participating in the application as supervisors, loaders, drivers, tractor co-pilots, shovelers, cross ditchers, or as other direct application participants;
- Installing, repairing, operating or removing irrigation equipment;
- Performing scouting, crop advising, or monitoring tasks;
- Installing, perforating (cutting, punching, slicing, poking), or removing tarps; and
- Repairing or monitoring tarps until 14 days after application is complete if tarps are not perforated and removed during those 14 days.

NOTE: See *Tarp Perforation and/or Removal* section on this labeling for requirements about when tarps are allowed to be perforated.

Handlers do not include local, state, or federal officials performing inspection, sampling, or other similar official duties.

## Protection for Handlers

### Supervision of Handlers

For all applications from the start of the application until the application is complete, a certified applicator must be at the application block in the line of site of the application and must directly supervise all persons performing handling activities.

For handling activities that take place after the application is complete until the entry restricted period expires, the certified applicator is not required to be on site but must have communicated in a manner that can be understood by the site owner and handlers responsible for carrying out those activities the information necessary to comply with the label and procedures described in the FMP (e.g., emergency response plans and procedures).

**IMPORTANT:** This requirement does not override the requirements in the Worker Protection Standard for Agricultural Pesticides for information exchange between operators of agricultural establishments and commercial pesticide applicators.

The certified applicator must provide **Fumigant Safe Handling Information** to each handler or confirm that within the past 12 months, each handler has received **Fumigant Safe Handling Information** in a manner that he/she can understand. **Fumigant Safe Handling Information** will be provided where this product is purchased or at <http://www.epa.gov/fumigantraining>.

For all handling tasks at least two handlers must be present.

Exception: After the application is complete, only one trained handler is required to perform fumigant site monitoring tasks outside of the buffer zone.

### Exclusion of Non-Handlers From the Application Block and Buffer Zone

The certified applicator supervising the application and the owner of the establishment where the application is taking place must make sure that all persons who are not trained and PPE-equipped and who are not performing one of the handling tasks as stated in this label are:

- excluded from the application block during the entry restricted period, and
- excluded from the buffer zone during the buffer zone period (see buffer zone exemption for transit on roadways in *Buffer Zone Requirements* section).

Local, state, or federal officials performing inspection, sampling, or other similar official duties are not excluded from the application block or the buffer zone by this labeling. The certified applicator supervising the application and the owner of the establishment where the application is taking place are not authorized to, or responsible for, excluding those officials from the application block or the buffer zone.

### **Providing, Cleaning, and Maintaining PPE**

The employer of any handler (as stated in this label) must make sure that all handlers are provided and correctly wear the required PPE. The PPE must be cleaned and maintained as required by the Worker Protection Standard for Agricultural Pesticides.

### **Air-Purifying Respirator Availability**

The employer of any handler must confirm that an air-purifying respirator and appropriate cartridges/canisters of the type specified in the *PPE* section of this labeling are immediately available for each handler who will wear one (see *Respirator Fit Testing Medical Qualification, and Training* section for additional requirements).

Exception: Air-purifying respirators do not need to be made available for handlers performing fumigant site monitoring tasks outside of the buffer zone.

Cartridges or canisters must be replaced when odor or sensory irritation from this product becomes apparent during use, if the measured concentration of chloropicrin is greater than or equal to 1.5 ppm, or after 8 hours of cumulative use, whichever occurs first.

### **Respirator Fit Testing, Medical Qualification and Training**

Using a program that conforms to OSHA's requirements (see 29 CFR Part 1910.134), employers must verify that any handler who uses a respirator is:

- Fit tested and fit checked,
- Trained, and
- Examined by a qualified medical practitioner to ensure physical ability to safely wear the style of respirator to be worn. A qualified medical practitioner is a physician or other licensed health care professional who will evaluate the ability of a worker to wear a respirator. The initial evaluation consists of a questionnaire that asks about medical conditions (such as a heart condition) that would be problematic for respirator use. If concerns are identified, then additional evaluations, such as a physical exam, might be necessary. The initial evaluation must be done before respirator use begins. Handlers must be reexamined by a qualified medical practitioner if their health status or respirator style or use conditions change.
- Upon request by local/state/federal/tribal enforcement personnel, employers must provide documentation demonstrating how they have complied with these requirements.

## **Air Monitoring Requirements, Respiratory Protection, and Stop Work Triggers**

### **Air Monitoring Requirements**

- When air-purifying respirators (full facepiece or gas mask) are worn, air monitoring samples for chloropicrin must be collected at least every 2 hours in the breathing zone of a handler performing a representative handling task.
- When breathing zone samples are required, they must be taken outside respiratory protection equipment and within a 10-inch radius of the handler's nose and mouth.
- When using devices to monitor air concentration levels, a direct read detection device, such as an electronic device or a colorimetric device (e.g., Matheson-Kitagawa, Draeger, or Sensidyne) must be

used. The devices must have sensitivity of at least 0.15 ppm for chloropicrin. Persons using direct read detection devices must follow the manufacturer's directions.

### 1. Handlers Wearing Half-Face Air-Purifying Respirators

(Handlers are required to start work in half-face air-purifying respirators.)

The *Air Monitoring Requirements* section above must be followed.

- If at any time any handler experiences sensory irritation (tearing, burning of the eyes or nose) while wearing a half-face respirator then either:
  - (OPTION 1) An air-purifying respirator (full facepiece or gas mask) must be worn by all handlers who remain in the application block or surrounding buffer zone, or
  - (OPTION 2) Operations must cease and handlers not wearing air-purifying respirators (full facepiece or gas mask) must leave the application block and surrounding buffer zone.

For OPTION 1 [all handlers are wearing air-purifying respirators (full facepiece or gas mask)]

- a) Handlers can **resume** operations wearing half-face air-purifying respirators if all of the following conditions exist:
  - Two consecutive chloropicrin breathing zone samples taken at the handling site at least 15 minutes apart must be less than 0.15 ppm, and
  - Handlers do not experience sensory irritation.
  - During the collection of air samples an air-purifying respirator (full facepiece or gas mask) must be worn by the handlers taking the air samples. Samples must be taken where the sensory irritation was first experienced.
- b) If at any time (1) a handler experiences sensory irritation when wearing an air-purifying respirator (full facepiece or gas mask), or (2) a chloropicrin air sample is greater than or equal to 1.5 ppm, then all handler activities must cease and handlers must be removed from the application block and surrounding buffer zone.
  - i. Handlers can **resume** operations wearing half-face air-purifying respirators if all of the following conditions exist:
    - Two consecutive chloropicrin breathing zone samples taken at the handling site at least 15 minutes apart must be less than 0.15 ppm,
    - Handlers do not experience sensory irritation, and
    - Cartridges/canisters have been changed.
    - During the collection of air samples an air-purifying respirator (full facepiece or gas mask) must be worn by the handler taking the air samples. Samples must be taken where the sensory irritation was first experienced or where sample(s) were greater than or equal to 1.5 ppm.

For OPTION 2 (Operations ceased)

- a) Handlers can **resume** operations wearing half-face air-purifying respirators if all of the following conditions exist:
  - Two consecutive chloropicrin breathing zone samples taken at the handling site at least 15 minutes apart must be less than 0.15 ppm, and
  - Handlers do not experience sensory irritation.
  - During the collection of air samples an air-purifying respirator (full facepiece or gas mask) must be worn by the handlers taking the air samples. Samples must be taken where the sensory irritation was first experienced.

### 2. Handlers in Enclosed Cabs (Not Applicable in California)

[Handlers in enclosed cabs are not required to start work in half-face air-purifying respirators if the conditions in the *Personal Protective Equipment (PPE)* section are met.]

The *Air Monitoring Requirements* section above must be followed.

- If at any time a handler experiences any sensory irritation (tearing, burning of the eyes or nose) while in the enclosed cab, operations must cease and handlers must leave the application block and buffer zone.
- Operations may resume in the enclosed cab provided that:
  - Two consecutive chloropicrin samples taken in the breathing zone of the handlers at the handling site at least 15 minutes apart must be less than 1.5 ppm,
  - Handlers do not experience sensory irritation, and
  - The filter has been changed.
  - During the collection of air samples, an air-purifying respirator (full facepiece or gas mask) must be worn by the handler taking the air samples. Samples must be taken where the sensory irritation was first experienced.

### 3. Handlers Applying the Fumigant with Equipment That Disrupts the Chisel Trace and Seals the Soil with One Implement, e.g. a Yetter Applicator (Not Applicable in California)

(Handlers applying the fumigant with equipment that disrupts the chisel trace and seals the soil with one implement, e.g., a Yetter applicator, are not required to start work in half-face air-purifying respirators.)

The *Air Monitoring Requirements* section above must be followed.

- If at any time any handler experiences sensory irritation (tearing, burning of the eyes or nose) then either:
  - (OPTION 1) An air-purifying respirator (full facepiece or gas mask) must be worn by all handlers who remain in the application block or surrounding buffer zone, or
  - (OPTION 2) Operations must cease and handlers not wearing an air-purifying respirator (full facepiece or gas mask) must leave the application block and surrounding buffer zone.

For OPTION 1 [all handlers are wearing air-purifying respirators (full facepiece or gas mask)]

- a) Handlers can remove air-purifying respirators (full facepiece or gas mask) if all of the following conditions exist:
  - Two consecutive chloropicrin breathing zone samples taken at the handling site at least 15 minutes apart must be less than 0.15 ppm, and
  - Handlers do not experience sensory irritation.
  - During the collection of air samples an air-purifying respirator (full facepiece or gas mask) must be worn by the handler taking the air samples. Samples must be taken where the sensory irritation was first experienced.
- b) If at any time: (1) a handler experiences sensory irritation when wearing an air-purifying respirator (full facepiece or gas mask) or (2) a chloropicrin breathing zone sample is greater than or equal to 1.5 ppm, then all handler activities must cease and handlers must be removed from the application block and the surrounding buffer zone.
  - i. Handlers can **resume** operations **without** wearing an air-purifying respirator (full facepiece or gas mask) if all of the following conditions exist:
    - Two consecutive chloropicrin breathing zone samples taken at the handling site at least 15 minutes apart must be less than 0.15 ppm, and
    - Handlers do not experience sensory irritation.
    - During the collection of air samples an air-purifying respirator (full facepiece or gas mask) must be worn by the handler taking the air samples. Samples must be taken where the sensory irritation was first experienced or where sample(s) were greater than or equal to 1.5 ppm.
  - ii. Handlers can **resume** operations **with** wearing an air-purifying respirator (full facepiece or gas mask) if all of the following conditions exist:
    - Two chloropicrin breathing zone samples taken at the handling site at least 15 minutes apart must be less than 1.5 ppm,



- Handlers do not experience sensory irritation, and
- Cartridges/canisters have been changed.
- During the collection of air samples an air-purifying respirator (full facepiece or gas mask) must be worn by the handler taking the air samples. Samples must be taken where the sensory irritation was first experienced or where sample(s) were greater than or equal to 1.5 ppm.

For OPTION 2 (Operations ceased)

- a) Handlers can resume operations if all of the following conditions exist:
- Two consecutive chloropicrin breathing zone samples taken at the handling site at least 15 minutes apart must be less than 0.15 ppm, and
  - Handlers do not experience sensory irritation.
  - During the collection of air samples an air-purifying respirator (full facepiece or gas mask) must be worn by the handler taking the air samples. Samples must be taken where the sensory irritation was first experienced.

### **Tarp Perforation and/or Removal**

**IMPORTANT:** Persons perforating, repairing, removing, and/or monitoring tarps are defined, within certain time limitations, as handlers (see *Handlers* section) and they must be provided the PPE and other protections for handlers as required on this labeling and in the Worker Protection Standard for Agricultural Pesticides.

- Tarps must not be perforated until a minimum of 5 days (120 hours) have elapsed after the application is complete unless a weather condition exists which necessitates early tarp perforation or removal. (See *Early Tarp Removal for Broadcast Applications Only* and *Early Tarp Perforation During Flood Prevention Activities for Bedded Applications Only* requirements.)
- If tarps are perforated within 14 days after the application is complete, tarp removal must not begin until at least 2 hours after tarp perforation is complete.
- If tarps are perforated but not removed within 14 days after the application is complete, planting or transplanting must not begin until at least 48 hours after the tarp perforation is complete.
- If tarps are not perforated or removed within 14 days after the application is complete, planting or transplanting may take place while the tarps are being perforated.
- Each tarp panel used for broadcast application must be perforated.
- Tarps may be perforated manually **ONLY** for the following situations:
  - At the beginning of each row when a coulter blade (or other device which performs similarly) is used on a motorized vehicle such as an ATV.
  - In fields that are 1 acre or less.
  - During flood prevention activities.
- In all other instances, tarps must be perforated (cut, punched, poked, or sliced) only by mechanical methods.
- Tarp perforation for broadcast applications must be completed before noon.
- For broadcast fumigations, tarps must not be perforated if rainfall is expected within 12 hours.

### **Early Tarp Removal for Broadcast Applications Only**

- Tarps may be removed before the required 5 days (120 hours) if adverse weather conditions have compromised the integrity of the tarp, provided that the compromised tarp poses a safety hazard. *Adverse weather* includes high wind, hail, or storms that blow tarps off the field and create a hazard,

e.g., tarps blowing into power lines and onto roads. A *compromised tarp* is a tarp that due to an adverse weather condition is no longer performing its intended function and is creating a hazard.

### **Early Tarp Perforation During Flood Prevention Activities for Bedded Applications Only**

- Tarp perforation is allowed before the 5 days (120 hours) have elapsed.
- Tarps must be immediately retucked and packed after soil removal.

### **Entry Restricted Period and Notification**

#### **Entry Restricted Period**

Entry into the application block (including early entry that would otherwise be permitted under the WPS) by any person – other than a correctly trained and PPE-equipped handler who is performing a handling task listed on this labelling – is PROHIBITED from the start of the application until:

- 5 days (120 hours) after the application is complete for untarped applications, or
- 5 days (120 hours) after the application is complete if tarps are not perforated and removed for at least 14 days after the application is complete, or
- 48 hours after tarp perforation is complete if tarps will be perforated within 14 days after the application is complete and will not be removed for at least 14 days after the application is complete, or
- tarp removal is completed if tarps are both perforated and removed less than 14 days after the application is complete.

#### **NOTES:**

- See *Tarp Perforation and/or Removal* section on this labeling for requirements about when tarps are allowed to be perforated.
- If early tarp removal occurs for a broadcast application the entry restricted period is a minimum of 5 days after the application is complete.
- When listing application information for soil fumigant applications to comply with part 170.122 of the WPS, list the entry restricted period time frame in place of the REI.

#### **Notification**

Notify workers of the application by warning them orally and by posting Fumigant Treated Area signs. The Fumigant Treated Area signs must bear the skull and crossbones symbol and state:

- “DANGER/PELIGRO”
- “Area under fumigation, DO NOT ENTER/NO ENTRE”
- “1,3-dichloropropene and chloropicrin fumigants in use”
- The date and time of fumigation
- The date and time entry prohibition period is over
- Telone C-35
- Name, address, and telephone number of the certified applicator in charge of the fumigation.

Post the Fumigant Treated Area sign instead of the WPS sign for this application, but follow all WPS requirements pertaining to location, legibility, text size, and sign size (40 CFR §170.120).

Post Fumigant Treated Area signs at all entrances to the application block no sooner than 24 hours prior to application.

Fumigant Treated Area signs must remain posted for no less than the duration of the entry restricted period.

Fumigant Treated Area signs must be removed within 3 days after the end of the entry restricted period.

### **Mandatory Good Agricultural Practices (GAPs)**

The following GAPs must be followed during all fumigant applications.

**Application Timing**

Apply Telone C-35 at any time of the year when soil conditions permit. Conditions that allow rapid diffusion of the fumigant as a gas through the soil normally give the best results. Because Telone C-35 does not provide residual control of soil pests, use it as a preplant application before planting each crop.

**Tarps (when tarps are used in applications of Telone C-35)**

- A written tarp plan must be developed and included in the FMP.
- Once a tarp is perforated, the application is no longer considered tarped.
- Tarps must be installed immediately after the fumigant is applied to the soil.

**Weather Conditions**

- To determine if unfavorable weather conditions exist or are predicted (see Identifying Unfavorable Weather Conditions section) and whether an application should proceed, the National Weather Service weather forecast must be checked by the certified applicator supervising the application:
  - on the day of, but prior to the start of, the application, and
  - on a daily basis during the application if the time period from the start of the application until the application is complete is greater than 24 hours.
- Do not apply if an air stagnation advisory issued by the National Weather Service is in effect for the area in which the application is planned, during the application, or the 48 hours after the application is complete.
- Do not apply if light wind conditions (<2 mph) are forecast to persist for more than 18 consecutive hours from the time the application starts until 48 hours after the application is complete.
- Detailed National Weather Service forecasts for local weather conditions, wind speed, and air stagnation advisories may be obtained on-line at <http://www.nws.noaa.gov>, on NOAA weather radio, or by contacting your local National Weather Service Forecasting Office.

**Identifying Unfavorable Weather Conditions**

Unfavorable weather conditions block upward movement of air, which results in trapping fumigant vapors near the ground. The resulting air mass can move off site in unpredictable directions. These conditions typically exist within an hour prior to sunset and continue past sunrise and may persist as late as noontime. Unfavorable conditions are common on nights with limited cloud cover and light to no wind and their presence can be indicated by ground fog or smog and can also be identified by smoke from a ground source that flattens out below a ceiling layer and moves laterally in a concentrated cloud.

**Telone C-35 Bedded and Broadcast Shank Applications - Additional GAPs**

In addition to the GAPs required for all soil fumigation applications with Telone C-35, the following GAPs apply for injection applications.

**Soil Preparation:**

- Soil must be in good tilth and free of large clods. Large clods can prevent effective soil sealing and reduce effectiveness of the application. If subsurface soil compaction layers (hardpans) are present within the intended fumigation treatment zone, a deep tillage to fracture these layers must occur prior to or during the soil fumigant application.
- Plant residue that is present must not interfere with the application or the soil seal. Non-decomposed plant material may harbor pests that will not be controlled by fumigation. Crop residue that is present must lie flat to permit the soil to be sealed effectively and limit the natural "chimneys" that may occur in the soil when plant residue is present. These "chimneys" allow the soil fumigants to move through the soil quickly and escape into the atmosphere. This may create potentially harmful conditions for workers and bystanders and limits the efficacy of the fumigant. Plant residue on the field serves to prevent soil erosion from both wind and water.

- Trash pulled by the shanks to the ends of the field must be covered with tarp, or soil, depending on the application method before making the turn for the next pass.

**Soil Temperature:**

- The minimum soil temperature at the depth of injection is 40°F.
- The maximum soil temperature at the depth of injection must not exceed 90°F at the beginning of the application.
  - If air temperatures have been above 100°F in any of the three days prior to the start of the application, then soil temperature must be measured and recorded in the FMP. Record temperature measurements at the application depth or 12 inches, whichever is shallower.

**Soil Sealing:**

- **Broadcast Untarped Applications:** Use a disc or similar equipment to uniformly mix the soil to at least a depth of 4 to 6 inches to eliminate the chisel or plow traces. Following elimination of the chisel trace, the soil surface must be compacted with a cultipacker, ring roller, and roller in combination with tillage equipment. When using equipment similar to the Yetter applicator (chisel trace disruption and soil sealing are done with one implement), additional tillage and compaction are not required.
- **Bedded Applications:** Preformed beds must be sealed by disruption of the chisel trace using press sealers, bed shapers, cultipackers, or by reshaping (e.g., relisting, lifting and replacing) the beds immediately following injection. Beds formed at the time of application must be sealed by disrupting the chisel trace using press sealers or bed shapers. When bedding, prebedders such as ripper hippers, hillers, or other prebedders may be used to disrupt the chisel trace and seal the soil. When using equipment similar to the Yetter applicator (chisel trace disruption and soil sealing are done with one implement), additional tillage and compaction are not required. Beds may be formed following the Yetter-type applicator in a normal interval consistent to area production practices.
- **Tarped Applications:** The use of a tarp does not eliminate the need to minimize chisel traces prior to application of the tarp, such as by using a Nobel plow or other injection shank that disrupts the chisel traces. When bedding, prebedders such as ripper hippers, hillers, or other prebedders may be used to disrupt the chisel trace and seal the soil. When using equipment similar to the Yetter applicator (chisel trace disruption and soil sealing are done with one implement), additional tillage and compaction are not required. Beds may be formed following the Yetter-type applicator in a normal interval consistent to area production practices.

**Soil Moisture:**

- The soil must be moist 9 inches below the surface. The amount of moisture needed in this zone will vary according to soil type. Surface soil generally dries rapidly and must not be considered in this determination.
- Soil moisture must be determined using one of the following methods:
  - the USDA Feel and Appearance Method for testing (see below), or
  - an instrument, such as a tensiometer.
- Available water capacity must be equal to or greater than 50% for shank applications. If there is less than 50% available water capacity 9 inches below the surface, the soil moisture must be adjusted. If irrigation is not available and there is adequate soil moisture below 9 inches, soil moisture can be adjusted by discing or plowing before the start of the application. To conserve existing soil moisture, pretreatment irrigation or pretreatment tillage should be done as close to the start of the application as possible.
- Measure soil moisture at a depth of 9 inches at either end of the field, no more than 48 hours prior to the start of the application.

The USDA Feel and Appearance Method for estimating soil moisture as appropriate for the soil texture:

- For **coarse** textured soils (fine sand and loamy fine sand), the soil is moist enough (50 to 75% available water capacity) to form a weak ball with loose and clustered sand grains on fingers, darkened color, moderate water staining on fingers, will not ribbon.

- For **moderately coarse** textured soils (sandy loam and fine sandy loam), the soil is moist enough (50 to 75% available water capacity), to form a ball with defined finger marks, very light soil/water staining on fingers, darkened color will not stick.
- For **medium** textured soils (sandy clay loam, loam, and silt loam), the soil is moist enough (50 to 75% available water capacity), to form a ball, very light staining on fingers, darkened color, pliable, and forms a weak ribbon between the thumb and forefinger.
- For **fine** textured soils (clay, clay loam, and silty clay loam), the soil is moist enough (50 to 75% available water capacity), to form a smooth ball with defined finger marks, light soil/water staining on fingers, ribbons between thumb and forefinger.
- For **fields with more than one soil texture**, soil moisture content in the lightest textured (most sandy) areas must comply with this soil moisture requirement. Whenever possible, the field should be divided into areas of similar soil texture and the soil moisture of each area should be adjusted as needed. Coarser textured soils can be fumigated under conditions of higher soil moisture than finer textured soils; however, if the soil moisture is too high, fumigant movement will be retarded and effectiveness of the treatment will be reduced. Previous and/or local experience with the soil to be treated or the crop to be planted can often serve as a guide to conditions that will be acceptable. If there is uncertainty in determining the soil moisture content of the area to be treated, a local extension service agent, soil conservationist, or pest control advisor (agriculture consultant) should be consulted for assistance.

#### Application Depth:

- **Tarped Broadcast Applications:** The injection point must be a minimum of 8 inches from the nearest final soil/air interface.
- **Tarped and Untarped Bedded Applications:** The injection point must be a minimum of 12 inches from the nearest final soil/air interface.
- **Untarped Broadcast Applications:** The injection point must be a minimum of 12 inches from the nearest final soil/air interface. When using the Nobel plow for untarped broadcast applications, the injection point must be a minimum of 15 inches from the nearest final soil/air interface.
- **Untarped Broadcast Deep Applications:** The injection point must be a minimum of 18 inches from the nearest final soil/air interface.

#### Application Methods and Equipment:

- **Broadcast Applications:** Use chisel (shank) or coulter (e.g., Yetter 30-inch Avenger), offset wing shank, Nobel (sweep) plow, or plow-sole application equipment. For best results when using chisel equipment, use ripper-type, forward-swept shanks. Nobel plow equipment is particularly useful for fall fumigation when the soil still contains some standing undecomposed plant material. Subsoiling may be necessary before application. Choose application equipment that allows the deepest application and best soil seal under existing conditions.
  - When broadcast applying Telone C-35 in areas east of the Mississippi River, leave the soil undisturbed and unplanted for at least 14 days after application. For best disease control when broadcast applying Telone C-35, use a supplemental application of chloropicrin in-bed at labeled rates, leaving the soil undisturbed for at least 7 days before applying chloropicrin. In either case, follow the most restricted soil fumigation interval guideline of both products before planting the crop. Allow all of the fumigant to dissipate completely before planting the crop. Do not plant if Telone C-35 is detected.
  - The fumigant outlet spacing varies with the type of application equipment used.
  - With chisel and coulter equipment, a fumigant shank spacing of 12 to 24 inches is recommended. Do not exceed the maximum shank and outlet spacing of 24 inches. The outlet spacing for this equipment may be up to 1 1/2 times the application depth but generally should be equal to the application depth and should not exceed the soil shattering capability of the chisels.
  - With plow-sole equipment, a 12-inch outlet spacing is recommended. Do not exceed an outlet spacing of 18 inches.
  - With Nobel (sweep) plow equipment, use an outlet spacing of 9 to 12 inches along the sweeps.
  - Broadcast application can be made in the same direction or at an angle to the direction of row planting.

- **Bedded Application (for Row Spacing Greater Than 24 Inches):** Use chisel equipment to treat a band of soil where the crop is to be planted, i.e., the plant row. When multiple chisels per plant row are used, space the chisels (fumigant outlets) no more than 12 inches apart.
  - When applications to plastic culture vegetables east of the Mississippi River are made at a 12-inch depth or greater prior to vegetable bed formation (e.g., Yetter prebedder or ripper bedder), a supplemental application of chloropicrin in-bed at bed formation is recommended when disease or weed control is a concern. When applications are made in-bed, enough knives/coulters should be used to ensure thorough fumigation. The knives/coulters should not be placed greater than 12 inches apart.
  - With certain deeper rooted crops such as potatoes and sugarbeets, higher flow rates may be necessary to ensure adequate treatment of the zone of soil where primary root growth occurs.
  - To prevent seed germination problems caused by improper seed-to-soil contact or improper planting depth, do not place the seed directly over the furrow left by the applicator chisel(s). When one chisel is used per plant row, place the seed about 4 inches to one side of the chisel furrow. When two chisels are used per plant row, plant the seed offset from the chisel trace.

#### **Prevention of End Row Spillage:**

- Do not apply or allow fumigant to spill onto the soil surface. For each injection line either have a check valve located as close as possible to the final injection point, or drain/purge the line of any remaining fumigant prior to lifting injection shanks from the ground.
- Do not lift injection shanks from the soil until the shut-off valve has been closed and the fumigant has been depressurized (passively drained) or purged (actively forced out via air compressor) from the system.
- The dispensing system must shut off the feed stream when chisels are raised out of the ground. Do not stop or park near any area where dribble from chisel tips has fallen.
- A flow shutoff device must be placed as close as is technically feasible to the fluid discharge point. This can be a ball, poppet, or diaphragm check valve, or full flow shutoff device such as an electric or pneumatically actuated valve.
- Service any system immediately if continuous drip occurs.
- If mechanical check valves and orifices are used, place the check valve above the orifice. Also, isolate the check valve from upstream pressure by installing a main line shut off or bypass valve prior to the manifold.
- Pipe diameter from check valve to injection point must not exceed 1/4 inches ID National Pipe Standard (NPS). Preferably, use the smallest diameter pipe or tubing possible which achieves the required flow rate.
- Alternative end-row spillage devices or methods, such as, but not limited to, micro-bore restricted flow tubing or line purge systems may be used if they provide equal or superior control versus check valves.

#### **Calibration, Set Up, Repair and Maintenance for Application Rigs:**

##### *Compatible Materials*

- Copper, stainless steel, stainless steel braided hose, steel, brass, Kynar, Kalrez, Chemraz, Santoprene, Hasteloy, Monel, polypropylene, polyethylene, nylon, Teflon, rigid PVC and viton (F/G best).
- Do not expose rigid PVC to undiluted Telone C-35 or more than 1500 ppm of Telone C-35 in the diluted form.

The following materials must **not** be used with Telone C-35:

- Do not use containers, pumps, or other transfer equipment made of aluminum, magnesium, zinc (including galvanized), cadmium, tin and alloys, or vinyl as under certain conditions Telone C-35 may be severely corrosive to such materials. Unless referring to plasticized vinyl, vinyl and PVC are the same. PVC is listed above under Compatible Materials.
- Buna-N, neoprene and fiberglass have the potential to disintegrate and must not be used with Telone C-35.

- All rigs must include a filter to remove any particulates from the fumigant and for pressurized systems a check valve to prevent backflow of the fumigant into the pressurizing cylinder or the compressed air system.
- Rigs must include a flowmeter or a constant pressure system with orifice plates to ensure the proper amount of fumigant is applied.
- To prevent the backflow of fumigant into the compressed gas cylinder (e.g., nitrogen, other inert gas or compressed air), if used, applicators must:
  - Ensure that positive pressure is maintained in the compressed gas cylinder at not less than 200 psi during the entire time it is connected to the application rig if a compressed gas cylinder is used. (This is not required for a compressed air system that is part of the application rig because if the compressor system fails, the application rig will not be operable.)
  - Ensure that application rigs are equipped with properly functioning check valves between the compressed gas cylinder or compressed air system and the fumigant cylinder. The check valve is best placed on the outlet side of the pressure regulator and is oriented to only allow compressed gas to flow out of the cylinder or compressed air out of the compressed air system.
  - A pressure relief valve must be installed between the regulator and the check valve to ensure a regulator failure does not overpressurize the fumigant cylinder.
  - Always pressurize the system with compressed gas or by use of a compressed air system before opening the fumigant cylinder valve.
- Before using a fumigation rig for the first time, or when preparing it for use after storage, the operator must check the following items carefully:
  - Check the filter and clean or replace the filter element as required.
  - Check all tubes and chisels to make sure they are free of debris and obstructions.
  - Check and clean the orifice plates and screen checks, if installed.
  - Pressurize the system with compressed gas or compressed air, and check all fittings, valves, and connections for leaks using soap solution.
- Install the fumigant cylinder and connect and secure all tubing. Slowly open the compressed gas or compressed air valve and increase the pressure to the desired level. Slowly open the fumigant cylinder valve, always watching for leaks.
- When the application is complete, close the fumigant cylinder valve and blow residual fumigant out of the fumigant lines into the soil using compressed gas or compressed air. If the rig uses a centrifugal pump instead of compressed gas to inject fumigant into the soil, you may clear residual fumigant from the fumigant lines using an application wand connected to the system's low point via a drain hose. Place the wand in the soil until all residual fumigant has drained from the system. The wand and drain hose must be free of dirt to allow proper drainage. At the end of the application season, disconnect all fumigant cylinders from the application rig. At the end of the season, seal all tubing openings with tape to prevent entry of insects and dirt.

Application equipment must be calibrated and all control systems must be working properly. Proper calibration is essential for application equipment to deliver the correct amount of fumigant uniformly to the soil. Refer to the manufacturer's instructions on how to calibrate your equipment. Usually the equipment manufacturer, fumigant dealer, or Cooperative Extension service can provide assistance.

#### **Planting Interval:**

- Leave the soil undisturbed and unplanted for at least 7 days after the application of Telone C-35 is complete. A longer undisturbed interval is required if the soil becomes cold or wet, and for deep-rooted tree, shrub and vine planting sites.
- After fumigation to prevent phytotoxicity, allow the fumigant to dissipate completely before planting the crop. Dissipation is usually complete when Telone C-35 can no longer be detected at the application depth. Under optimum soil conditions for dissipation, a period of 1 week for each 10 gallons per treated acre is generally required for complete dissipation. If tarps that qualify for either a 40% or 60% buffer zone credit are used, a longer dissipation period may be needed. Rapidly germinating seed (i.e., lettuce or radish) and/or seed or transplants to be grown may be used as a bioassay to determine if Telone C-35 is present in the soil at concentrations sufficient to cause plant injury.

- To hasten dissipation especially if heavy rains or low temperatures occur during the treatment period, till the soil to the depth of fumigant application. Use a knife-like chisel without turning the soil to reduce the possibility of recontaminating the treated soil. Dissipation is usually complete when Telone C-35 is no longer evident at the application depth. Seed may be used as a bioassay to determine if Telone C-35 is present in the soil at concentrations sufficient to cause plant injury. Do not plant if Telone C-35 is detected.

**Bulk and Non-Bulk Containers:**

- Telone C-35 must be transferred through connecting hoses, pipes, and/or couplings sufficiently tight to prevent workers or other persons from coming in contact with liquid Telone C-35.
- All hoses, piping, and tanks used in connection with Telone C-35 shall be of the type appropriate for use under the pressure and vacuum conditions to be encountered.
- External sight gauges shall be equipped with valves so that pipes to sight gauge can be shut off in case of breakage or leakage.
- The mechanical transfer system must be adequate to make necessary measurements of the pesticide being used.
- Shut-off devices must be installed on the exit end of all hoses and at all disconnect points to prevent leakage of Telone C-35 when the transfer is stopped and hose is removed or disconnected. A dry coupler that will minimize pesticide leakage must be installed at the disconnect point.
- The pressure in hoses used to move Telone C-35 beyond a pump must not exceed the manufacturer's maximum pressure specification.

**Note:** In-tank cleaning of bulk tanks must be performed only by persons who have been specifically trained for this activity. Refer to OSHA 29 CFR Part 1910.146.

**Telone C-35 Tree Replant Applications Using Handheld Equipment - Additional GAPs**

This application method is used when Telone C-35 is applied to individual tree sites in an existing orchard where shank applications are not possible. In addition to the GAPs required for all soil fumigation applications with Telone C-35, the following GAPs apply for tree replant applications with Telone C-35.

**Site Preparation:**

- Remove the tree stump and primary root system in each individual tree site with a backhoe or other similar equipment, for example, an auger.
- The backhoe site must be dug in the approximate dimensions of 10 x 10 x 10 feet.
- The hole must be backfilled with soil before application.

**Application Depth:**

- The fumigant must be injected at least 18 inches into the soil.
- For sites where no restrictive soil layers are present, Telone C-35 can be applied to a depth of 5 feet using an injection auger. For tree replant sites in the western U.S., apply Telone C-35 at a single point in the center of each planting site at a depth of 5 feet below the original soil surface, or into at least three points per planting site, at a depth of 3 feet below the original soil surface.

**System Flush:**

- Before removing the application wand from the soil the wand must be cleared using nitrogen or compressed air.

**Soil Sealing:**

- After the wand is cleared and removed from the soil, the injection hole must be either covered with soil and tamped or the soil must be compacted over the injection hole.

**Planting Interval:**

- To prevent phytotoxicity, ensure that the chemical has dissipated completely before planting. Dissipation is slower in cold, wet soils. Prepare and treat planting sites in the fall and plant in the spring. Do not place in groundwater.



**Table 1. Rates for Flat Fume, “Broadcast” Application for Nematodes, Symphylans, Wireworms and Certain Soil Borne Diseases**

Crops	Soil Type	Per Treated Application Rates (Gallons/Acre)	
		Untarped Shank Injection	Tarped Shank or Untarped Deep (18” Minimum) Shank Injection
vegetable crops	mineral muck or peat	13 to 20.5 <sup>2</sup> 33 <sup>3</sup> to 36	
potato <sup>1, 2</sup> and onion <sup>1</sup>	mineral muck or peat	21.4 to 33 <sup>1</sup> 36	
field crops <sup>4</sup>	mineral muck or peat	13 to 20.5 <sup>2</sup> 26	
fruit and nut crops <sup>5, 6</sup> , including strawberries	mineral, muck, or peat	39 to 45	39 to 50
nursery crops	mineral, muck, or peat	---	60.5 to 79
mint	mineral, muck, or peat	33	

**Note:** For control of symphylans (garden centipedes) or suppression of wireworms, consult the Soil Insects section below for more specific directions and application rates.

<sup>1</sup>Potatoes and onions: To control root knot nematode and suppress wireworms in mineral soils, apply Telone C-35 at the rate of 29 gpa. To control northern root knot nematode in mineral soils, apply Telone C-35 at the rate of 21.4 to 24.4 gpa. To control stubby root nematode in mineral soils, apply Telone C-35 at the rate of 33 gpa. For best results, apply the fumigant consistently at least 18 inches below the final soil/air interface.

Preharvest soil sampling and preharvest tuber sampling is recommended to detect developing nematode populations or early tuber infection.

There are a range of soil conditions under which Telone C-35 can be applied. Within that range, product performance will improve as the soil condition moves toward optimum. Using Telone C-35 under soil conditions outside the range will yield less than satisfactory performance.

<sup>2</sup>Potatoes: Before fumigation, soil sampling for the type and number of pests present is recommended and can help to determine the need for additional treatment with a contact nematicide. Preharvest tuber sampling for nematodes also is recommended. For best timing and sampling methods, consult a local extension service agent, pest control advisor, or Dow AgroSciences representative for assistance. If the nematode population is high enough to damage the crop, the potatoes can be harvested early. Fumigation cannot be expected to eradicate the entire pest population. Therefore, post-treatment and preplant soil sampling is recommended to determine the need for additional pest population control or other management practices. Do not store potatoes with a detectable nematode infestation. Row treatment is not recommended for potatoes in irrigated areas of western and northwestern states. Do not use plow-sole application.

Using Telone C-35 does not guarantee pest-free potatoes at harvest. Using Telone C-35 according to use directions will control only the nematode populations present within the fumigated zone at the time of fumigation. The fumigated zone can vary depending upon a number of factors such as fumigant rate, application methods used, depth of application, soil moisture, soil type, soil temperature and soil tilth (including soil compaction and soil porosity). Telone C-35 will not control or prevent reinfestation subsequent to treatment. Subsequent pest populations may infest the fumigated zone from irrigation water, equipment or other sources of contamination, or may invade the fumigated zone from surrounding untreated soil such as from beneath the fumigated zone or from unfumigated pockets within the fumigated zone.

Do not plow the ground in the spring in such a way that inverts the soil prior to a spring fumigation. Conduct such tillage operations in the fall to allow winter kill of residual nematode populations in the top 1 to 2 inches of the soil profile. A cover crop, such as wheat or grass, can be planted to reduce the potential for soil erosion following a fall soil fumigation and undisturbed soil interval.

<sup>3</sup>When using the coulter system (e.g., Yetter 30-inch Avenger) in moderate to heavy disease pressure, use the maximum rate of Telone C-35 followed by chloropicrin in-bed. Consult your local certified dealer for rate recommendations.

<sup>4</sup>For muck soils containing less than 30% organic matter use 26 gpa. **In New York:** for high organic matter soils, use a maximum of 45 gpa for shallow tarped applications and a maximum of 50 gpa for tarped and untarped deep broadcast applications.

<sup>5</sup>Citrus Fruits: For burrowing nematode control, inject Telone C-35 on 18-inch centers at least 12 inches deep. To protect existing trees near tree planting sites within existing groves, do not apply within 5 feet of living trees. Keep the field free of plants susceptible to burrowing nematodes for 2 years before replanting to citrus.

<sup>6</sup>Tree Replanting Sites in the U.S. use 33 fl oz of Telone C-35.

**Table 2. Bedded or Stripped Applications to Control Nematodes, Symphylans, Wireworms, and Certain Soil Borne Diseases**

Crops	Soil Type	Per Treated Application Rates (Gallons/Acre)	
		Untarped Shank Injection	Tarped Shank or Untarped Deep (18" Minimum) Shank Injection
vegetable crops	mineral muck or peat	13 to 30.8 33 to 54	
potato and onion	mineral muck or peat	25 to 49.5 39.5 to 54	
field crops	mineral muck or peat	13 to 30.8 39	
fruit and nut crops including strawberries	mineral, muck, or peat	39 to 67.5	39 to 75
nursery crops	mineral, muck, or peat	---	60.5 to 118.5
mint	mineral, muck, or peat	49.5	

The per treated acre rate range for bedded or stripped applications (Table 2) is wider than the rates listed in Table 1 because flat fume or broadcast rates can be concentrated in the bed or strip and the width of these beds or strips can vary significantly. In no case can the total number of gallons of Telone C-35 applied on an acre exceed the volume listed in Table 1.

### Control of Nematodes

Use Telone C-35 for control of nematodes and symphylans, management of soil diseases, and suppression of wireworms in soils to be planted to vegetable crops, field crops, fruit and nut crops, nursery crops and mint.

### Control of Soil Insects

**Symphylans (Garden Centipedes):** Use Telone C-35 for treatment of soil to be planted to crops where these pests have been shown to be a problem. Apply the fumigant only as a broadcast treatment at the rate of 27.6 to 53.8 gpa. For rates greater than 45 gpa, application depth must be at least 18 inches. For best results, apply during late summer or early fall when the soil is warm.

**Wireworms:** Use Telone C-35 for treatment of soil to be planted to crops where these pests have been shown to be a problem. Apply the fumigant as a broadcast treatment at 27.6 gpa by injection at least 14 inches below the final soil surface.

## Calculating the Broadcast Equivalent Application Rate

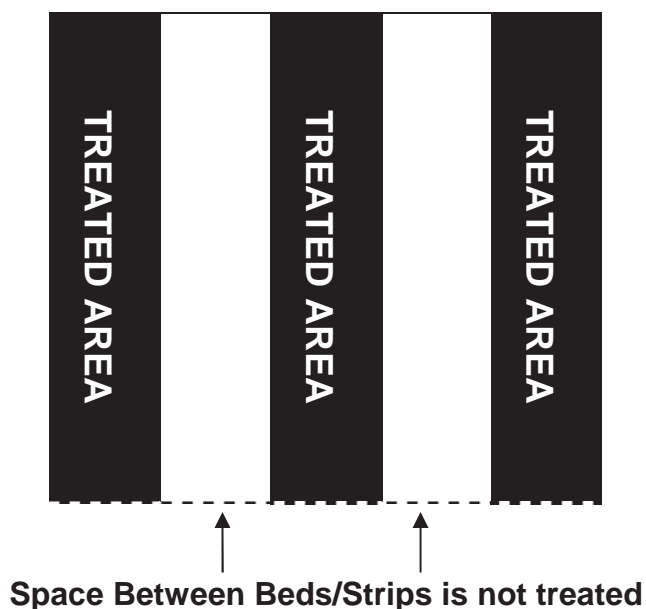
To calculate the broadcast equivalent rate for bedded or strip applications the following information is needed:

- gallons of product per treated acre
- strip or bed bottom width (inches)
- center-to-center row spacing (inches)
- application block size (acres)

Gallons of product **per treated acre** is the ratio of total amount of product applied to the size of the **total area treated** (e.g., the rate of product applied in the bed). For bedded or strip applications, the **total area treated** is the summation of the area (i.e., length x width) of each treated bed bottom or strip that is located within the application block as shown by the black areas in Figure 1 (e.g., black areas are 0.6A or 60% of the area within the application block). The area of the space between the beds/strips is not factored in the total area treated.

The **application block size** is the acreage within the perimeter of the fumigated portion of a field (including furrows, irrigation ditches, roadways). The perimeter of the application block is the border that connects the outermost edges of total area treated with the fumigant product.

Figure 1. Bedded/Strip Application  
(1 acre application block)

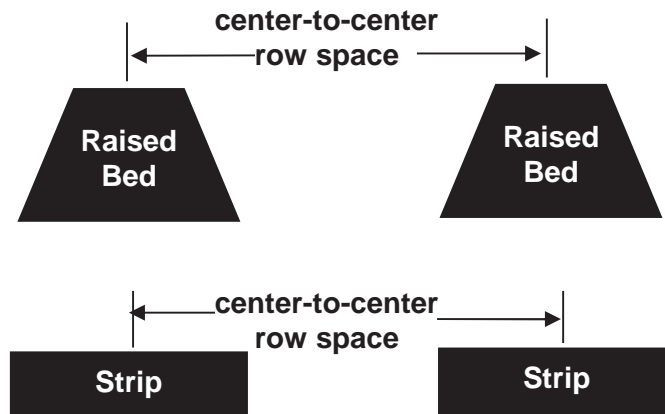


The “broadcast equivalent rate” must be calculated with the following formula:

$$\begin{array}{l}
 \text{Broadcast equivalent rate} \\
 \text{(gallons product/acre)}
 \end{array}
 =
 \frac{\text{strip or bed bottom width} \\
 \text{(inches)}}{\text{center-to-center row} \\
 \text{spacing} \\
 \text{(inches)}}
 \times
 \begin{array}{l}
 \text{gallons of product/} \\
 \text{treated acre} \\
 \text{applied in the} \\
 \text{strip or bed}
 \end{array}$$

- The bed width must be measured from the bottom of bed.
- The center-to-center row spacing must be calculated as shown in Figure 2.
- If there are any ditches, waterways, drive rows and other areas that are not fumigated that are in the application block, multiply the above broadcast equivalent equation by **(total area of strips or beds + row spacing)/(application block size)**. A sample calculation is provided below.

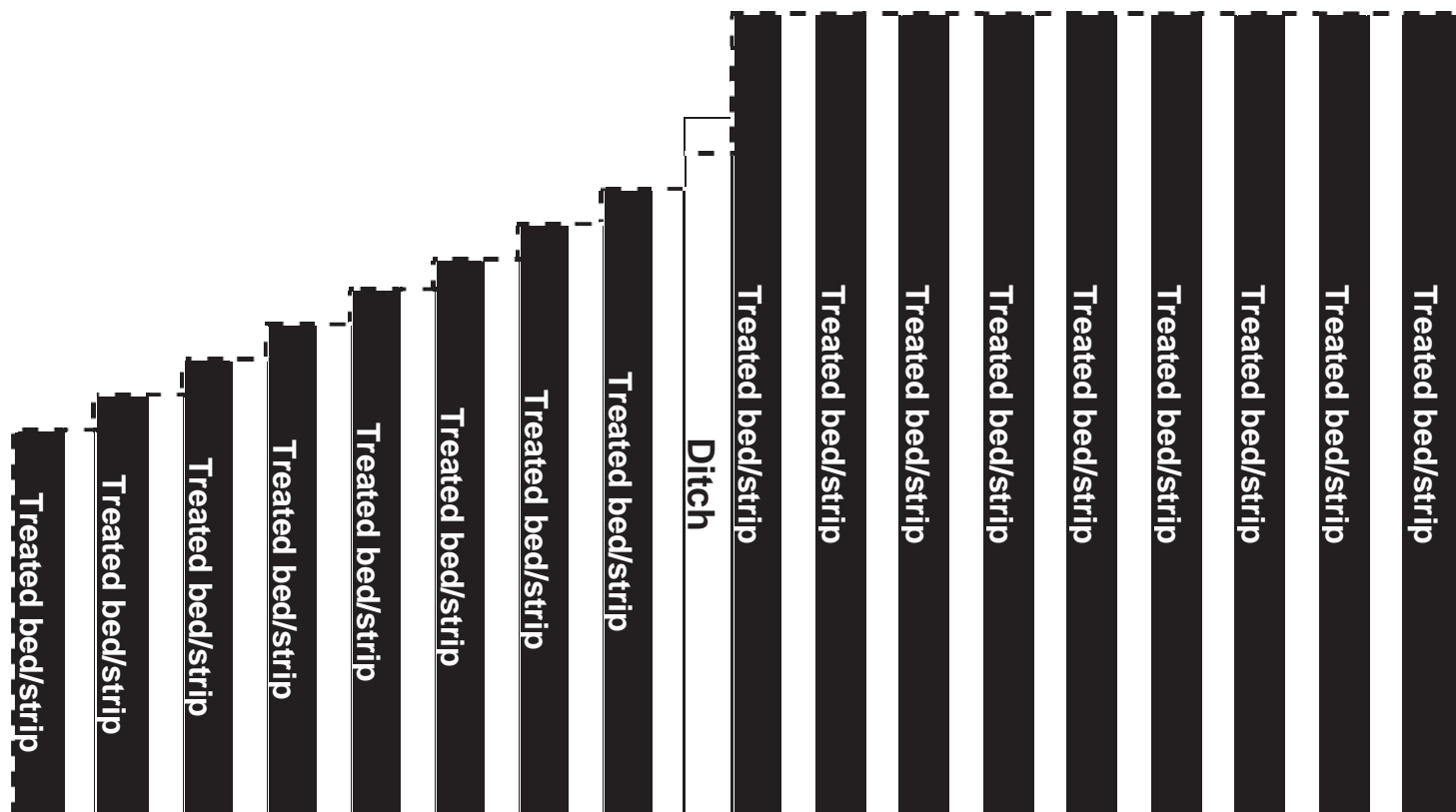
**Figure 2. Center Row Spacing**



**Sample broadcast equivalent rate calculation**

Assumptions:

- Application method is shank bedded
- Bed width is 30 inches (measured at the bottom of bed)
- Center-to-center row spacing is 60 inches
- 20 gallons of product per treated acre is applied in the beds
- Total application block size is 10 acres
- Ditch in the middle of application block is 0.25 acres
- Area of beds + row spacing is 9.75 acres



$$\begin{aligned}
 &\text{broadcast equivalent rate} && \text{strip or bed bottom width} && \text{area of strips or} && \text{gallons product/} \\
 &\text{(gallons product/acre)} &= & \frac{\text{(inches)}}{\text{center-to-center row}} & \times & \frac{\text{beds + row spacing}}{\text{application}} & \times & \text{treated acre} \\
 & & & \frac{\text{spacing}}{\text{(inches)}} & & \frac{\text{block size}}{\text{block size}} & & \text{applied in the} \\
 & & & & & & & \text{bed} \\
 & & & & & & & \\
 & & & = \frac{30 \text{ inch width beds}}{60 \text{ inch row spacing}} & \times & \frac{9.75 \text{ acres}}{10 \text{ acres}} & \times & 20 \text{ gallons} \\
 & & & & & & & \text{product/} \\
 & & & & & & & \text{treated acre} \\
 & & & & & & & \\
 & & & = & & & & 9.75 \text{ gallons product/acre}
 \end{aligned}$$

### Buffer Zone Requirements

A buffer zone must be established for every fumigant application. The following describes the buffer zone requirements:

- The buffer zone must extend outward from the edge of the application block perimeter equally in all directions.
- All non-handlers, including field workers, residents, pedestrians, and other bystanders, must be excluded from the buffer zone during the buffer zone period except for transit (see *Buffer Zone Exemption for Transit on Roadways*).
  - Local, state, or federal officials performing inspection, sampling, or other similar official duties are not excluded from the application block or the buffer zone by this labeling. The certified applicator supervising the application and the owner of the establishment where the application is taking place are not authorized to, or responsible for, excluding those officials from the application block or the buffer zone.

- The buffer zone period begins at the start of the application and lasts for a minimum of 48 hours after the application is complete.

#### **Buffer Zone Proximity**

- Before the start of application, the certified applicator must determine whether their buffer zone will overlap any chloropicrin buffer zone(s).
- To reduce the potential for off-site movement from multiple fumigated fields, buffer zones from multiple chloropicrin application blocks must not overlap UNLESS:
  1. A minimum of 12 hours have elapsed from the time the earlier application(s) is complete until the start of the later application, and
  2. *Fumigant Site Monitoring or Response Information for Neighbors* have been implemented if there are any residences or businesses within 300 feet of any of the buffer zones.

#### **Structures Under the Control of the Owner of the Application Block**

- Buffer zones must not include buildings used for storage (e.g., sheds, barns, garages) UNLESS:
  1. The storage buildings are not occupied during the buffer zone period, and
  2. The storage buildings do not share a common wall with an occupied structure.

#### **Areas Not Under the Control of the Owner of the Application Block**

- Buffer zones must not include residential areas (e.g., employee housing, private property), buildings (e.g., commercial, industrial), outdoor residential areas (e.g., lawns, gardens, play areas) and other areas that people may occupy, UNLESS:
  1. The occupants provide written agreement, prior to the start of the application, that they will voluntarily vacate the buffer zone during the entire buffer zone period, and
  2. Reentry by occupants and other non-handlers must not occur until,
    - The buffer zone period has ended, and
    - Sensory irritation is not experienced upon re-entry.
- Buffer zones must not include agricultural areas owned and/or operated by persons other than the owner of the application block, UNLESS:
  1. The owner of the application block can ensure that the buffer zone will not overlap with a chloropicrin buffer zone from any other property owners, except as provided in the *Buffer Zone Proximity* section, and
  2. The owner of the other property provides written agreement to the applicator that they, their employees, and other persons will stay out of the buffer zone during the entire buffer zone period.
- Buffer zones must not include roadways and rights of way UNLESS:
  1. The area is not occupied during the buffer zone period, and
  2. Entry by non-handlers is prohibited during the buffer zone period.
 

**Buffer Zone Exemption for Transit on Roadways**  
Vehicular and bicycle traffic on public and private roadways through the buffer zone is permitted. (NOTE: Buffer zones are not permitted to include bus stops or other locations where persons wait for public transit.)
- For all other publicly owned and/or operated areas such as parks, sidewalks, permanent walking paths, playgrounds, and athletic fields, buffer zones must not include these areas UNLESS:
  1. The area is not occupied during the buffer zone period,
  2. Entry by non-handlers is prohibited during the buffer zone period, and
  3. Written permission to include the public area in the buffer zone is granted by the appropriate state and/or local authorities responsible for management and operation of the area.

Certified applicators must comply with all local laws and regulations.

See the *Posting* section for additional requirements that may apply.

## **Buffer Zone Distances**

Buffer zone distances must be calculated using the application rate and the size of the application block.

- Buffer zone distances must be based on look-up tables in this labeling (25 feet is the minimum distance regardless of site-specific application parameters).
- For selective tree replant fumigation in an orchard using handheld application methods, the minimum buffer zone will be 25 feet measured from the center of each injection site.
- For all other applications, Tables 3 through 8 as appropriate for the methods of application must be used to determine the minimum buffer distances. Round up the nearest rate and block size, where applicable. Applications are prohibited for rates or block sizes that exceed what is presented in the buffer zone tables.

**Table 3. Strip Tarp Buffer Zone Distances (in Feet)**

gal	Application Block Size (acres)																													
	1	2	3	4	5	6	7	8	9	10	15	20	25	30	35	40	50	60	70	80	90	100	110	120	130	140	150	160		
<b>9</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	30	35	35	
<b>10</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	30	35	35	
<b>11</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	30	35	35	
<b>12</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	30	35	35	
<b>13</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	38	41	44	47
<b>14</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	30	30	35	40	45	49	53	56	60	
<b>15</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	36	50	55	60	65	70	76	81	87	
<b>17</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	34	43	60	75	85	100	108	117	125	133	
<b>18</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	38	50	75	100	115	130	141	152	163	173	
<b>19</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	32	46	56	70	83	110	125	135	150	163	175	188	200		
<b>21</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	30	31	39	48	68	88	102	116	130	145	160	175	190	204	219	233	
<b>22</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	30	34	46	59	89	119	134	149	164	179	194	209	226	244	261	279	
<b>23</b>	25	25	25	25	25	25	25	25	25	25	30	33	41	50	65	79	114	149	166	184	196	214	232	249	269	290	311	331		
<b>24</b>	25	25	25	25	25	25	25	25	25	25	37	49	64	80	94	108	142	176	198	221	236	258	279	298	323	348	373	397		
<b>26</b>	25	25	25	25	25	25	25	25	25	25	45	64	87	110	123	136	170	203	230	258	277	302	326	348	377	406	435	463		
<b>27</b>	25	25	25	25	25	25	25	25	25	25	53	80	110	140	153	165	198	230	263	295	325	355	382	407	441	475	509	543		
<b>29</b>	25	25	25	25	25	25	25	25	25	25	66	100	129	157	170	184	218	253	280	306	356	389	419	446	483	520	558	595		
<b>30</b>	25	25	25	25	25	25	25	25	25	25	80	120	147	174	188	202	239	276	297	318	388	424	456	485	525	566	606	647		
<b>31</b>	25	25	25	25	25	25	25	25	25	25	93	140	166	191	206	221	260	299	314	329	419	458	493	524	568	611	655	699		
<b>32</b>	25	25	25	25	25	25	25	25	25	25	106	154	182	209	224	239	281	322	340	358	451	492	529	563	610	657	704	751		
<b>33</b>	25	25	25	25	25	25	25	25	25	25	117	163	195	228	243	258	302	346	375	404	482	526	566	602	652	702	753	803		
<b>35</b>	25	25	25	25	25	25	25	25	25	25	86	129	171	209	246	261	276	324	371	410	449	514	561	603	641	694	748	801	855	
<b>36</b>	25	25	25	25	25	25	25	25	25	25	100	140	180	223	265	280	295	345	395	445	495	545	595	640	680	737	793	850	907	

Broadcast Equivalent Application Rate (Gallons product/A)



**Table 3. Strip Tarp Buffer Zone Distances (in Feet) (continued)**

gal	Application Block Size (acres)																											
	1	2	3	4	5	6	7	8	9	10	15	20	25	30	35	40	50	60	70	80	90	100	110	120	130	140	150	160
<b>37</b>	25	30	31	34	36	52	68	83	99	114	154	194	238	282	301	319	371	424	474	525	577	629	677	721	781	841	901	961
<b>39</b>	25	31	36	42	48	64	80	96	112	129	169	209	254	299	321	344	398	452	504	555	609	664	714	761	825	888	952	1015
<b>40</b>	25	34	42	51	59	76	93	109	126	143	183	223	270	316	342	368	424	481	533	585	641	698	751	802	869	936	1003	1070
<b>41</b>	25	36	46	57	68	85	102	118	135	152	194	235	283	330	360	389	448	506	561	615	674	732	789	843	913	983	1054	1124
<b>42</b>	25	37	49	61	74	90	107	123	140	156	201	245	293	340	374	408	469	529	587	645	706	766	826	884	957	1031	1104	1178
<b>44</b>	25	39	52	66	79	96	112	128	144	161	208	255	303	350	388	426	489	552	614	675	738	801	863	924	1001	1078	1155	1232
<b>45</b>	25	40	55	70	85	101	117	133	149	165	215	265	313	360	403	445	510	575	640	705	770	835	900	965	1045	1126	1206	1287
<b>46</b>	25	41	57	72	87	104	120	137	153	170	221	273	322	370	415	457	525	591	658	725	792	859	926	993	1075	1158	1241	1323
<b>48</b>	25	42	58	74	90	107	124	141	158	174	227	280	331	381	426	470	539	608	677	745	814	883	951	1020	1105	1190	1275	1360
<b>49</b>	25	43	60	76	92	110	127	144	162	179	233	288	340	391	438	483	554	624	695	765	836	907	977	1048	1135	1222	1310	1397
<b>50</b>	25	45	61	78	95	113	131	148	166	184	240	295	349	401	449	496	568	641	713	785	858	930	1003	1075	1165	1255	1344	1434
<b>51</b>	25	46	63	80	97	115	134	152	170	189	246	303	358	411	461	509	583	657	731	805	880	954	1029	1103	1195	1287	1379	1470
<b>53</b>	25	47	64	82	100	118	137	156	175	193	252	310	367	422	472	521	597	674	750	825	902	978	1054	1130	1225	1319	1413	1507
<b>54</b>	30	48	66	84	102	121	140	160	179	198	258	318	376	432	484	534	612	690	768	846	924	1002	1080	1158	1255	1351	1448	1544
<b>55</b>	30	49	68	86	104	124	144	163	183	203	264	326	385	442	495	547	627	706	786	866	946	1026	1106	1186	1284	1383	1482	1581
<b>57</b>	31	50	69	88	107	127	147	167	187	207	270	333	393	453	507	559	641	723	805	886	968	1050	1131	1213	1314	1415	1516	1618
<b>58</b>	32	51	71	90	109	130	150	171	192	212	276	341	402	463	518	572	656	739	823	906	990	1074	1157	1241	1344	1448	1551	1654
<b>59</b>	33	53	72	92	112	133	154	175	196	217	283	348	411	473	530	585	670	756	841	927	1012	1097	1183	1268	1374	1480	1585	1691
<b>60</b>	34	54	74	94	115	136	157	179	200	222	289	356	420	483	541	598	685	772	859	947	1034	1121	1209	1296	1404	1512	1620	1728
<b>62</b>	34	55	75	96	117	139	160	182	204	226	295	363	429	494	553	610	699	789	878	967	1056	1145	1234	1323	1434	1544	1654	1765
<b>63</b>	35	56	77	98	119	141	164	186	209	231	301	371	438	504	564	623	714	805	896	987	1078	1169	1260	1351	1464	1576	1689	1801
<b>64</b>	36	57	79	100	121	144	167	190	213	236	307	379	447	514	576	636	729	821	914	1007	1100	1193	1286	1379	1493	1608	1723	1838
<b>66</b>	36	58	80	102	124	147	171	194	217	240	313	386	456	525	587	648	743	838	933	1027	1122	1217	1311	1406	1523	1641	1758	1875
<b>67</b>	37	59	82	104	126	150	174	198	221	245	319	394	465	535	599	661	758	854	951	1047	1144	1241	1337	1434	1553	1673	1792	1912
<b>68</b>	38	61	83	106	129	153	177	201	225	250	326	401	474	545	610	674	772	870	969	1067	1166	1264	1363	1461	1583	1705	1827	1948

Broadcast Equivalent Application Rate (Gallons product/A)

**Table 4. Bed Tarp Buffer Zone Distances (in Feet)**

gal	Application Block Size (acres)																Broadcast Equivalent Application Rate (Gallons product/A)												
	1	2	3	4	5	6	7	8	9	10	15	20	25	30	35	40		50	60	70	80	90	100	110	120	130	140	150	160
9	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
10	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
11	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
12	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
13	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
14	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
15	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
17	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
18	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
19	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
21	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
22	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
23	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
24	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
26	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
27	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
29	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
30	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
31	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
32	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
33	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
35	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45
36	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45



**Table 5. Bed Untarp (Both Preformed Beds and Beds Listed/Disk Hilled at the Time of Application) Buffer Zone Distances (in Feet)**

gal	Application Block Size (acres)																												
	1	2	3	4	5	6	7	8	9	10	15	20	25	30	35	40	50	60	70	80	90	100	110	120	130	140	150	160	
9	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	40	50	60	75
10	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	81	88	94	100
11	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	33	45	58	59	60	73	112	121	130	139	150	
12	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	40	65	90	93	95	121	148	160	172	184	197	
13	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	55	105	155	160	165	193	220	238	257	275	293	
14	25	25	25	25	25	25	25	25	25	25	25	25	25	25	43	55	88	108	148	188	198	208	229	250	271	292	313	333	
15	25	25	25	25	25	25	25	25	25	25	25	25	25	25	60	85	150	160	190	220	235	250	265	280	303	327	350	373	
17	25	25	25	25	25	25	25	25	25	25	25	53	63	100	120	183	193	223	253	285	318	349	380	412	443	475	507		
18	25	25	25	25	25	25	25	25	25	25	25	80	100	140	155	215	225	255	285	335	385	433	480	520	560	600	640		
19	25	25	25	25	25	25	25	25	25	25	45	95	125	150	200	215	240	275	325	375	425	475	520	565	612	659	706	753	
21	25	25	25	25	25	25	25	25	25	25	68	123	155	183	225	240	278	330	378	425	475	525	566	608	658	709	759	810	
22	25	25	25	25	25	25	25	25	25	25	90	150	185	215	250	265	315	385	430	475	525	575	613	650	704	758	813	867	
23	25	25	25	25	25	25	32	39	46	53	115	168	203	233	268	293	350	433	481	530	576	623	668	713	772	831	891	950	
24	25	25	25	25	25	25	39	53	66	80	140	185	220	250	285	320	385	480	533	585	628	670	723	775	840	904	969	1033	
26	25	25	25	25	25	25	43	61	79	98	153	200	238	280	318	350	418	510	570	630	679	728	776	825	894	963	1031	1100	
27	25	25	25	25	25	25	48	70	93	115	165	215	255	310	350	380	450	540	608	675	730	785	830	875	948	1021	1094	1167	
29	25	25	25	25	25	25	51	78	104	130	200	250	310	350	400	435	490	575	650	725	778	830	898	965	1045	1126	1206	1287	
30	25	30	32	36	39	43	68	94	119	145	213	268	330	365	418	455	533	608	679	750	799	848	928	1008	1091	1175	1259	1343	
31	25	32	39	46	53	60	85	110	135	160	225	285	350	380	435	475	575	640	708	775	820	865	958	1050	1138	1225	1313	1400	
32	30	40	49	59	68	78	101	125	149	173	243	303	368	415	460	513	613	660	743	825	873	920	1000	1080	1170	1260	1350	1440	
33	30	43	56	69	82	95	118	140	163	185	260	320	385	450	485	550	650	680	778	875	925	975	1043	1110	1203	1295	1388	1480	
35	30	45	59	74	88	103	126	150	174	198	273	335	405	468	510	565	668	730	815	900	969	1038	1090	1143	1238	1333	1428	1523	
36	35	50	65	80	95	110	135	160	185	210	285	350	425	485	535	580	685	780	853	925	1013	1100	1138	1175	1273	1371	1469	1567	
37	40	56	72	88	104	120	146	173	199	225	315	385	440	540	575	625	775	870	915	960	1068	1175	1250	1325	1435	1546	1656	1767	
39	45	63	80	98	115	133	159	185	211	238	328	393	463	553	600	650	805	893	974	1055	1149	1243	1340	1438	1557	1677	1797	1917	
40	50	69	88	107	126	145	171	198	224	250	340	400	485	565	625	675	835	915	1033	1150	1230	1310	1430	1550	1679	1808	1938	2067	
41	55	75	94	114	133	153	181	210	239	268	358	418	508	578	645	720	855	948	1056	1165	1255	1345	1479	1613	1747	1881	2016	2150	
42	60	80	100	120	140	160	191	223	254	285	375	435	530	590	665	765	875	980	1080	1180	1280	1380	1528	1675	1815	1954	2094	2233	
44	65	88	111	134	157	180	211	243	274	305	418	460	555	633	708	778	925	1075	1164	1253	1363	1473	1586	1700	1842	1983	2125	2267	
45	75	100	125	150	175	200	231	263	294	325	460	485	580	675	750	790	975	1170	1248	1325	1445	1565	1645	1725	1869	2013	2156	2300	

Broadcast Equivalent Application Rate (Gallons product/A)

Buffer for Compacted Untarp Beds (beds listed/disk hilled and compacted at the time of application in one pass) is 25 feet.

**Table 6. Broadcast Tarp Buffer Zone Distances (in Feet)**

gal	Application Block Size (Acres)																												
	1	2	3	4	5	6	7	8	9	10	15	20	25	30	35	40	50	60	70	80	90	100	110	120	130	140	150	160	
9	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45	45	
10	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45	50	
11	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45	50		
12	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45	50		
13	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45	50		
14	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45	50		
15	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45	50		
17	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45	50		
18	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	40	45	50		
21	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	32	37	40	43	45	45	50	55	60	64	69	73
23	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	30	39	49	55	61	65	65	70	76	82	88	93	
24	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	31	46	61	70	79	83	88	95	103	111	119	127	
26	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	33	53	73	85	97	110	115	120	125	135	146	156	167
27	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	30	35	60	85	100	115	130	145	160	170	184	198	213	227
29	25	25	25	25	25	25	25	25	25	25	30	34	36	38	45	51	78	104	120	136	150	165	180	190	206	222	238	253	
30	25	25	25	25	25	25	25	25	25	25	34	42	46	51	59	68	95	122	140	158	170	185	200	210	228	245	263	280	
31	25	25	25	25	25	25	25	25	25	25	38	51	57	64	74	84	113	141	160	179	195	215	230	240	260	280	300	320	
32	25	25	25	25	25	25	25	25	25	25	42	59	68	76	89	101	130	159	180	201	221	241	260	275	298	321	344	367	
33	25	25	25	25	25	25	25	25	25	25	46	68	79	89	103	117	148	178	200	222	242	262	282	297	322	347	371	396	
35	25	25	25	25	25	25	25	25	25	25	51	76	89	102	118	134	165	196	220	244	268	290	310	330	358	385	413	440	
36	25	25	25	25	25	25	25	25	25	25	55	85	100	115	133	150	183	215	240	265	290	315	335	355	385	414	444	473	
37	25	25	25	25	25	30	30	30	32	34	64	94	112	129	147	164	198	231	259	286	311	335	360	380	412	443	475	507	
39	25	25	25	25	25	30	32	35	39	42	73	104	124	144	161	179	213	248	277	306	335	364	390	415	450	484	519	553	

Broadcast Equivalent Application Rate (Gallons product/A)

**Table 6. Broadcast Tarp Buffer Zone Distances (in Feet) (continued)**

		Application Block Size (Acres)																												
		1	2	3	4	5	6	7	8	9	10	15	20	25	30	35	40	50	60	70	80	90	100	110	120	130	140	150	160	
gal		25	25	25	25	25	30	35	40	46	51	82	113	135	158	175	193	229	264	296	327	357	385	415	440	477	513	550	587	
<b>40</b>		25	25	25	25	25	32	39	46	52	59	91	122	147	172	190	207	244	281	314	348	382	415	450	480	520	560	600	640	
<b>41</b>		25	25	25	25	25	34	42	51	59	68	100	131	159	186	204	221	259	297	333	369	404	439	474	504	546	588	630	672	
<b>42</b>		25	25	25	25	25	35	46	56	66	76	109	141	171	201	218	236	275	314	351	389	427	465	503	536	581	625	670	715	
<b>44</b>		25	25	25	25	25	37	49	61	73	85	118	150	183	215	233	250	290	330	370	410	450	490	530	565	612	659	706	753	
<b>45</b>		25	30	30	30	32	45	58	70	83	96	129	161	194	226	249	271	312	353	394	434	474	514	554	589	638	687	736	785	
<b>46</b>		25	30	32	36	39	53	66	80	93	106	140	173	205	238	265	291	334	376	417	459	499	539	579	614	665	716	768	819	
<b>48</b>		25	30	36	41	46	61	75	89	103	117	151	184	217	249	281	312	355	399	441	483	523	563	603	638	691	744	798	851	
<b>49</b>		25	32	39	46	54	68	83	98	113	128	162	196	228	261	297	333	377	421	464	507	547	587	627	662	717	773	828	883	
<b>50</b>		25	34	43	52	61	76	92	107	123	139	173	207	240	272	313	354	399	444	488	531	571	611	651	686	744	801	858	915	
<b>51</b>		25	36	46	57	68	84	100	117	133	149	184	219	251	284	329	374	421	467	511	556	596	636	676	711	770	829	888	948	
<b>53</b>		25	38	50	63	75	92	109	126	143	160	195	230	263	295	345	395	443	490	535	580	620	660	700	735	796	858	919	980	
<b>54</b>		25	39	54	68	82	99	116	132	149	166	203	239	274	309	359	409	456	504	549	594	634	674	714	749	812	874	937	999	
<b>55</b>		25	41	57	73	89	106	122	139	155	171	210	249	286	324	373	422	470	519	564	609	649	689	729	764	827	891	954	1018	
<b>57</b>		25	43	61	79	96	113	129	145	161	177	218	258	298	338	387	436	484	533	578	623	663	703	743	778	843	908	972	1037	
<b>58</b>		25	45	64	84	104	119	135	151	167	183	225	267	310	352	401	449	498	547	592	637	677	717	757	792	858	924	990	1056	
<b>59</b>		25	46	68	89	111	126	142	157	173	189	233	276	321	366	415	463	512	561	606	651	691	731	771	806	874	941	1008	1075	
<b>60</b>		25	48	71	95	118	133	148	164	179	194	240	286	333	381	429	476	526	576	621	666	706	746	786	821	889	958	1026	1094	
<b>62</b>		25	50	75	100	125	140	155	170	185	200	248	295	345	395	443	490	540	590	635	680	720	760	800	835	905	974	1044	1113	
<b>63</b>		25	51	77	103	129	144	159	174	189	204	254	303	355	407	453	499	551	604	656	708	748	788	828	863	935	1007	1079	1150	
<b>64</b>		25	52	79	105	132	147	163	178	193	209	260	311	365	419	463	507	563	619	677	736	776	816	856	891	965	1039	1113	1188	
<b>66</b>		25	53	80	108	136	151	167	182	197	213	266	319	375	431	474	516	574	633	698	764	804	844	884	919	995	1072	1148	1225	
<b>67</b>		25	54	82	111	139	155	170	186	202	217	272	326	385	444	484	524	586	647	719	791	831	871	911	946	1025	1104	1183	1262	
<b>68</b>		25	54	84	113	143	159	174	190	206	221	278	334	395	456	494	533	597	661	740	819	859	899	939	974	1055	1137	1218	1299	
<b>69</b>		25	55	86	116	146	162	178	194	210	226	284	342	405	468	505	541	609	676	761	847	887	927	967	1002	1086	1169	1253	1336	
<b>71</b>		25	56	88	119	150	166	182	198	214	230	290	350	415	480	515	550	620	690	783	875	915	955	995	1030	1116	1202	1288	1373	
<b>72</b>		25	57	89	122	154	171	188	205	222	239	300	361	423	484	526	569	642	715	798	881	921	961	1001	1036	1123	1209	1295	1382	
<b>73</b>		25	58	91	124	158	176	194	212	230	248	310	373	430	488	538	588	664	740	814	888	928	968	1008	1043	1129	1216	1303	1390	
<b>75</b>		25	59	93	127	161	180	199	218	237	256	320	384	438	491	549	606	686	765	829	894	934	974	1014	1049	1136	1224	1311	1398	
<b>76</b>		25	60	95	130	165	185	205	225	245	265	330	395	445	495	560	625	708	790	845	900	940	980	1020	1055	1143	1231	1319	1407	
<b>77</b>		30	64	100	136	172	192	212	233	253	273	341	408	460	512	573	633	718	803	862	920	960	1000	1040	1075	1165	1254	1344	1433	
<b>78</b>																														

Broadcast Equivalent Application Rate (Gallons product/A)

**Table 7. Broadcast Untarp Buffer Distances (in Feet)**

Broadcast Equivalent Application Rate (Gallons product/A)	Application Block Size (Acres)																											
	1	2	3	4	5	6	7	8	9	10	15	20	25	30	35	40	50	60	70	80	90	100	110	120	130	140	150	160
gal	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>9</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>10</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>11</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>12</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>13</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>14</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>15</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>17</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>18</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>19</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>21</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>22</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>23</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>24</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>26</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>27</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>29</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>30</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>31</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>32</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>33</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>35</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>36</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>37</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>39</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>40</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>41</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>42</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>44</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25
<b>45</b>	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25	25

Buffer zone distances cannot be greater than 1/2 mile (2,640 ft). If, after applying applicable credits, the buffer zone distances are still greater than 1/2 mile (2,640 ft), the application is prohibited.

**Table 8. Broadcast Deep (18 Inches) Untarp Buffer Zone Distances (in Feet)**

gal	Application Block Size (Acres)																													
	1	2	3	4	5	6	7	8	9	10	15	20	25	30	35	40	50	60	70	80	90	100	110	120	130	140	150	160		
9	25	25	25	25	25	25	25	25	25	25	30	30	33	35	38	41	44	48	51	55	67	80	92	105	113	122	131	139		
10	25	25	25	25	25	25	25	25	25	25	30	35	40	46	51	57	63	70	77	84	99	114	129	144	156	168	180	192		
11	25	25	25	25	25	25	25	25	25	25	32	38	44	51	58	65	73	82	90	99	117	139	152	169	183	197	211	225		
12	25	25	25	25	25	25	25	25	25	25	33	40	48	56	64	73	83	93	103	114	134	164	174	194	210	226	242	258		
13	25	25	25	25	25	25	25	25	25	25	35	45	56	67	78	88	102	115	129	143	168	193	218	243	263	284	304	324		
14	25	25	25	25	25	25	25	25	25	25	40	55	71	88	104	120	140	160	181	203	230	258	285	313	339	365	391	417		
15	25	25	25	25	25	25	25	25	25	25	45	65	87	108	130	152	178	205	233	262	292	322	352	382	414	446	478	509		
17	25	25	25	25	25	25	25	25	25	25	50	75	102	129	156	183	217	250	285	321	351	381	411	446	483	520	558	595		
18	25	25	25	25	25	25	25	25	25	25	55	85	118	150	183	215	255	295	338	380	410	440	470	510	553	595	638	680		
19	25	25	25	25	25	25	30	32	35	38	40	77	114	148	183	216	249	294	340	384	429	459	489	519	554	600	646	693	739	
21	25	25	25	25	25	25	33	39	45	51	55	99	143	179	215	249	283	334	385	431	478	508	538	568	598	648	698	748	797	
22	25	25	25	25	25	25	37	46	55	63	70	121	171	209	248	282	316	373	430	478	526	557	587	617	647	700	754	808	862	
23	25	25	25	25	25	25	42	53	65	76	85	143	200	240	280	315	350	413	475	525	575	605	635	665	695	753	811	869	927	
24	25	25	25	25	25	25	30	46	60	74	89	101	161	220	263	305	341	378	445	513	566	620	650	680	710	740	802	863	925	987
26	25	25	25	25	25	25	30	50	67	84	102	118	179	240	285	330	368	405	478	550	608	665	695	725	755	785	850	916	981	1047
27	25	25	25	25	25	25	35	58	81	104	127	150	215	280	330	380	420	460	543	625	690	755	785	815	845	875	948	1021	1094	1167
29	25	25	25	25	25	25	45	74	97	120	143	166	234	301	355	408	450	493	579	665	735	804	839	874	909	944	1023	1101	1180	1259
30	25	25	25	25	25	25	68	91	114	137	160	183	253	323	379	436	481	526	615	705	779	854	889	924	959	994	1077	1160	1243	1325
31	25	25	25	25	25	25	84	107	130	153	176	199	272	344	404	464	511	559	652	745	824	903	938	973	1008	1043	1130	1217	1304	1391
32	25	25	25	25	25	25	101	124	147	170	193	216	291	366	429	491	541	591	688	785	869	952	987	1022	1057	1092	1183	1274	1365	1456
33	25	25	25	25	25	25	117	140	163	186	209	232	310	387	453	519	572	624	725	825	913	1001	1036	1071	1106	1141	1236	1331	1426	1521
35	25	25	25	25	25	25	134	157	180	203	226	249	329	409	478	547	602	657	761	865	958	1051	1091	1131	1171	1211	1312	1413	1514	1615
36	25	25	25	25	25	25	150	173	196	219	242	265	348	430	503	575	633	690	798	905	1003	1100	1140	1180	1220	1260	1365	1470	1575	1680
37	25	25	25	25	25	25	159	183	207	231	255	279	365	451	527	603	664	725	841	956	1061	1166	1206	1246	1286	1326	1437	1547	1658	1768
39	25	25	25	25	25	25	169	193	218	243	267	292	382	471	551	631	695	760	884	1008	1120	1231	1271	1311	1351	1391	1507	1623	1739	1855

Broadcast Equivalent Application Rate (Gallons product/A)

Buffer zone distances cannot be greater than 1/2 mile (2,640 ft). If, after applying applicable credits, the buffer zone distances are still greater than 1/2 mile (2,640 ft), the application is prohibited.



**Table 8. Broadcast Deep (18 Inches) Untarp Buffer Zone Distances (in Feet) (continued)**

gal	Application Block Size (Acres)																											
	1	2	3	4	5	6	7	8	9	10	15	20	25	30	35	40	50	60	70	80	90	100	110	120	130	140	150	160
40	25	63	101	140	178	203	229	255	280	306	399	492	575	659	727	795	927	1059	1178	1297	1337	1377	1417	1457	1578	1700	1821	1943
41	25	66	106	147	187	214	240	266	293	319	416	513	600	686	758	830	970	1111	1237	1363	1413	1453	1493	1533	1661	1789	1916	2044
42	25	68	111	154	196	224	251	278	306	333	433	534	624	714	790	865	1014	1162	1295	1429	1474	1519	1564	1609	1743	1877	2011	2145
44	25	70	115	161	206	234	262	290	318	346	450	554	648	742	821	900	1057	1214	1354	1494	1539	1584	1629	1674	1814	1953	2093	2232
45	25	73	120	168	215	244	273	302	331	360	468	575	673	770	853	935	1100	1265	1413	1560	1605	1650	1695	1740	1885	2030	2175	2320
46	25	75	126	176	226	257	287	317	347	377	491	605	704	803	886	969	1139	1309	1452	1594	1639	1684	1729	1774	1922	2070	2218	2365
48	25	78	131	185	238	269	300	332	363	394	515	635	735	836	920	1004	1179	1354	1491	1629	1674	1719	1764	1809	1960	2111	2261	2412
49	25	81	137	193	249	282	314	347	379	411	538	665	767	869	953	1038	1218	1398	1530	1663	1713	1763	1813	1863	2018	2174	2329	2484
50	25	84	143	202	261	294	328	361	395	429	562	695	798	901	987	1072	1257	1442	1570	1697	1747	1797	1847	1897	2055	2213	2371	2529
51	25	87	149	210	272	307	342	376	411	446	585	725	830	934	1020	1106	1296	1486	1609	1731	1781	1831	1881	1931	2092	2253	2414	2575
53	25	90	154	219	284	319	355	391	427	463	609	755	861	967	1054	1141	1336	1531	1648	1766	1816	1866	1916	1966	2130	2294	2458	2621
54	25	93	160	228	295	332	369	406	443	480	633	785	893	1000	1088	1175	1375	1575	1688	1800	1850	1900	1950	2000	2167	2333	2500	2667
55	32	101	170	238	307	345	383	420	458	496	650	805	913	1021	1111	1201	1409	1617	1721	1825	1875	1925	1975	2025	2194	2363	2531	2700
57	39	109	179	249	319	358	396	435	473	511	668	825	934	1043	1135	1228	1444	1659	1755	1850	1900	1950	2000	2050	2221	2392	2563	2733
58	46	118	189	260	331	371	410	449	488	527	686	845	955	1064	1159	1254	1478	1701	1788	1875	1925	1975	2025	2075	2248	2421	2594	2767
59	54	126	199	271	344	383	423	463	503	543	704	865	975	1086	1183	1281	1512	1744	1822	1900	1950	2000	2050	2100	2275	2450	2625	2800
60	61	134	208	282	356	396	437	477	518	559	722	885	996	1107	1207	1307	1546	1786	1855	1925	1975	2025	2075	2125	2302	2479	2656	2833
62	68	143	218	293	368	409	450	492	533	574	740	905	1017	1129	1231	1334	1581	1828	1889	1950	2000	2050	2100	2150	2329	2508	2688	2867
63	75	151	228	304	380	422	464	506	548	590	758	925	1038	1150	1255	1360	1615	1870	1923	1975	2025	2075	2125	2175	2356	2538	2719	2900
64	82	159	235	312	389	431	474	516	559	601	769	936	1057	1179	1283	1387	1641	1896	1962	2029	2094	2159	2224	2289	2480	2671	2861	3052
66	89	166	243	320	397	440	483	527	570	613	780	946	1071	1207	1311	1414	1668	1921	2002	2082	2162	2242	2322	2402	2602	2802	3003	3203
67	96	174	251	328	406	449	493	537	581	624	791	957	1096	1236	1339	1441	1694	1947	2041	2136	2231	2326	2421	2516	2726	2935	3145	3355
68	104	181	259	337	414	459	503	547	591	636	802	968	1116	1264	1366	1469	1721	1973	2081	2189	2299	2409	2519	2629	2848	3067	3286	3505
69	111	189	267	345	423	468	513	557	602	647	813	979	1136	1293	1394	1496	1747	1999	2121	2243	2363	2483	2603	2723	2950	3177	3404	3631
71	118	196	275	353	431	477	522	568	613	659	824	989	1155	1321	1422	1523	1774	2024	2160	2296	2431	2566	2701	2836	3072	3309	3545	3781
72	125	204	283	361	440	486	532	578	624	670	835	1000	1175	1350	1450	1550	1800	2050	2200	2350	2500	2650	2800	2950	3196	3442	3688	3933
73	129	208	287	366	446	493	541	588	635	683	853	1023	1201	1379	1479	1579	1836	2093	2243	2393	2543	2693	2843	2993	3242	3492	3741	3991
75	132	212	292	372	451	500	549	598	647	696	871	1046	1226	1407	1507	1607	1871	2136	2286	2436	2586	2736	2886	3036	3289	3542	3795	4048
76	136	216	296	377	457	507	558	608	658	709	889	1069	1252	1436	1536	1636	1907	2179	2329	2479	2629	2779	2929	3079	3336	3592	3849	4105
77	139	220	301	382	463	515	566	618	670	721	906	1091	1278	1464	1564	1664	1943	2221	2371	2521	2671	2821	2971	3121	3381	3641	3901	4161
78	143	224	306	387	469	522	575	628	681	734	924	1114	1304	1493	1593	1693	1979	2264	2414	2564	2714	2864	3014	3164	3428	3691	3955	4219

Buffer zone distances cannot be greater than 1/2 mile (2,640 ft). If, after applying applicable credits, the buffer zone distances are still greater than 1/2 mile (2,640 ft), the application is prohibited.

## Buffer Zone Credits

The buffer zone distances for Telone C-35 applications may be reduced by the percentages listed below. Credits may be added, but credits cannot exceed 80%. Also the minimum buffer zone distance is 25 feet regardless of buffer zone credits available.

See [www.tarpcredits.epa.gov](http://www.tarpcredits.epa.gov) for a list of tarps that have been tested and determined to qualify for buffer reduction credits. Only tarps listed on this website qualify for buffer reduction credits.

Reduction in Buffer Zone Distance (%)		
15	<b>IF</b>	potassium thiosulfate (KTS) is applied at a minimum rate of 300 lb per acre.
15	<b>IF</b>	1/4 to 1/2 inch of water is applied
10	<b>IF</b>	the organic content of the soil in the application block is >1% to 2%
20	<b>IF</b>	the organic content of the soil in the application block is >2% to 3%
30	<b>IF</b>	the organic content of the soil in the application block is >3%
10	<b>IF</b>	the soil temperature is measured to be 50°F or less. Record temperature measurements at the application depth or 12 inches, whichever is shallower.
10	<b>IF</b>	the clay content of the soil in the application block is greater than 27%.

### Examples of Buffer Zone Calculations with Credits Applied

If the buffer zone is 50 feet and the application qualifies for a buffer zone credit since the soil organic content is 1.5%, then the buffer zone can be reduced by 10%, i.e., reduced by 5 feet based on the following calculation: 50 feet – (50 feet x 10%) = 45 feet.

If the buffer zone is 50 feet and the application qualifies for two buffer zone credits since the soil organic content is 1.5% and the clay content is greater than 27%, then the buffer zone can be reduced by 20% (10% organic content credit + 10% clay content credit), i.e., reduced by 10 feet based on the following calculation: 50 feet – (50 feet x 20%) = 40 feet.

## Posting Fumigant Buffer Zones

- Posting of a **buffer zone** is required unless there is a physical barrier that prevents bystander access to the buffer zone.
- Buffer Zone signs must be placed along or outside the perimeter of the buffer zone, at all usual points of entry and along likely routes of approach from areas where people not under the owner's control may approach the buffer zone.
  - Some examples of points of entry include, but are not limited to, roadways, sidewalks, paths and bike trails.
  - Some examples of likely routes of approach include, but are not limited to, the area between a buffer zone and a roadway, or the area between a buffer zone and a housing development.
  - When posting, the certified applicator supervising the application must ensure compliance with all local laws and regulations.
- Buffer Zone signs must meet the following criteria:
  - The printed side of the sign must face away from the application block toward areas from which people could approach.
  - Signs must remain legible during the entire posting period and must meet the general standards outlined in the WPS for sign size, text size and legibility (see 40 CFR §170.120).
  - Signs must be posted no sooner than 24 hours prior to the start of the application and remain posted until the buffer zone period has expired.
  - Signs must be removed within 3 days after the end of the buffer zone period.

- Buffer Zone signs which meet the criteria above will be provided at points of sale for applicators to use. Templates may be downloaded from [http://www.epa.gov/pesticides/reregistration/soil\\_fumigants/index.htm](http://www.epa.gov/pesticides/reregistration/soil_fumigants/index.htm).
- The Buffer Zone signs must contain the following information:
  - The “Do Not Walk” symbol
  - DO NOT ENTER/NO ENTRE
  - Chloropicrin/1,3-dichloropropene Telone C-35 Fumigant BUFFER ZONE
  - Contact information for the certified applicator in charge of the fumigation.

Exception: If multiple contiguous blocks are fumigated within a 14-day period, the entire periphery of the contiguous blocks' buffer zones may be posted. Buffer Zone signs must be posted no sooner than 24 hours prior to the start of the first application. The signs must remain posted until the last buffer zone period expires and signs must be removed within 3 days after the buffer zone period for the last block has expired.

### Restrictions for Difficult to Evacuate Sites

Difficult to evacuate sites are pre-K to grade 12 schools, state licensed daycare centers, nursing homes, assisted living facilities, hospitals, in-patient clinics, and prisons.

- No fumigant application with a buffer zone greater than 300 feet is permitted within 1/4 mile (1320 feet) of difficult to evacuate sites unless the site is not occupied by children from state-licensed day care centers, students (pre-K to grade 12), patients, or prisoners during the application and the 36-hour period following the start of the application.
- No fumigant application with a buffer zone of 300 feet or less is permitted within 1/8 mile (660 feet) of difficult to evacuate sites unless the site is not occupied by children from state-licensed day care centers, students (pre-K to grade 12), patients, or prisoners during the application and the 36-hour period following the end of the application.

### Emergency Preparedness and Response Measures

If the buffer zone is 25 feet, then the *Emergency Preparedness and Response Measures* are not applicable.

#### Triggers for Emergency Preparedness and Response Measures

The certified applicator must either follow the directions under the *Fumigant Site Monitoring* section or follow the directions under the *Response Information for Neighbors* section if:

- the buffer zone is greater than 25 feet but less than or equal to 100 feet, and there are residences or businesses within 50 feet from the outer edge of the buffer zone, or
- the buffer zone is greater than 100 feet but less than or equal to 200 feet, and there are residences or businesses within 100 feet from the outer edge of the buffer zone, or
- the buffer zone is greater than 200 feet but less than or equal to 300 feet, and there are residences or businesses within 200 feet from the outer edge of the buffer zone, or
- the buffer zone is greater than 300 feet or the buffer zones overlap, and there are residences or businesses within 300 feet from the outer edge of the buffer zone.

#### Fumigant Site Monitoring

NOTE: *Fumigant Site Monitoring* is ONLY required if the *Emergency Preparedness and Response Measures* are triggered AND directions from the *Response Information for Neighbors* section are not followed.

From the start of the application until the buffer zone period expires, a certified applicator or handler(s) under his/her supervision must:

- Monitor for sensory irritation in areas between the buffer zone outer perimeter and residences and businesses that trigger this requirement.

- Monitoring for sensory irritation must begin in the evening on the day of application and continue until the buffer zone period expires. Monitor a minimum of 8 times during the buffer zone period, including these periods:
  - 1 hour before sunset,
  - during the night,
  - 1 hour after sunrise, and
  - during daylight hours.

Implement the emergency response plan immediately if a handler monitoring experiences sensory irritation.

Handlers performing fumigant site monitoring tasks outside of the buffer zone are not required to wear an air-purifying respirator.

### **Response Information for Neighbors**

NOTE: *Response Information for Neighbors* is ONLY required if the *Emergency Preparedness and Response Measures* are triggered AND directions from the *Fumigant Site Monitoring* section are not followed.

The certified applicator supervising the application must ensure that residences and businesses that trigger the requirement have been provided the response information at least 1 week before the application starts. The information provided may include application dates that range for no more than 4 weeks. If the application does not occur when specified, the information must be delivered again.

Information that must be included:

- The location of the application block.
- Fumigant(s) applied including the active ingredient, name of the fumigant product(s), and the EPA Registration number.
- Contact information for the applicator and property owner.
- Time period in which the application is planned to take place (must not range more than 4 weeks).
- Early signs and symptoms of exposure to the fumigant(s) applied, what to do, and who to call if you believe you are being exposed (911 in most cases).
- How to find additional information about fumigants.

The method used to share the response information for neighbors can be accomplished through mailings, door hangers, or other methods that will effectively inform the residences and businesses within the required distance from the edge of the buffer zone.

### **Notice to State and Tribal Lead Agencies**

If your state and/or tribal lead agency requires notice, information must be provided to the appropriate state or tribal lead agency prior to the application. Please refer to [www.epa.gov/fumigantstatenotice](http://www.epa.gov/fumigantstatenotice) for a list of states and tribal lead agencies that require notice and information on how to submit the information.

The information that must be provided to state and tribal lead agencies includes the following:

- Location of the application blocks,
- Fumigant(s) applied including EPA registration number,
- Applicator and property owner contact information, and
- Time period that fumigation may occur.

### **Emergency Response Plan**

The certified applicator must include in the FMP a written emergency response plan that identifies:

- Evacuation routes,
- Locations of telephones,
- Contact information for first responders and local/state/federal/tribal personnel, and

- Emergency procedures/responsibilities (e.g., adding water to the field, repairing tarps, fixing equipment, evacuating upwind) if:
  - there is an incident,
  - sensory irritation is experienced outside of the buffer zone, and/or
  - there are equipment/tarp/seal failure or complaints, or other emergencies.

### **Site Specific Fumigant Management Plan (FMP)**

Prior to the start of the application, the certified applicator supervising the application must verify that a site-specific FMP exists for each application block. In addition, an agricultural operation fumigating multiple application blocks may format the FMP in a manner whereby all of the information that is common to all the application blocks is captured once, and any information unique to a particular application block or blocks is captured in subsequent sections.

The FMP must be prepared by the certified applicator, the site owner, registrant, or other party.

The certified applicator supervising the application must verify in writing (sign and date) that the site-specific FMP(s) reflects current site conditions before the start of application.

Each site specific FMP must contain the following elements:

- **Certified Applicator Supervising the Application**
  - Name,
  - Phone number,
  - Pesticide applicator license and/or certificate number,
  - Specify if commercial or private applicator,
  - Employer name,
  - Employer address, and
  - Date and location of completing EPA approved soil fumigant training program.
- **General Site Information**
  - Application block location (e.g., county, township-range-section quadrant), address or global positioning system (GPS) coordinates
  - Verify if 1,3-dichloropropene has been used on this application block in the previous two years
  - Confirm that there will be no occupied structures within 100 feet of the application block during the 7 consecutive day period after the application is complete
  - Name, address, and phone number of application block owner
  - Map, aerial photo, or detailed sketch showing
    - application block location
    - application block dimensions
    - buffer zone dimensions
    - property lines
    - roadways
    - rights-of-ways
    - sidewalks
    - permanent walking paths
    - bus stops
    - wells
    - karst topography
    - nearby application blocks
    - surrounding structures (occupied and non-occupied)
    - locations of Buffer Zone signs, and
    - locations of difficult to evacuate sites with distances from the application block labeled.
- **General Application Information**

- Target application date/window,
- Fumigant Product Name, and
- EPA registration number.
- **Tarp Plan (if tarp is used)**
  - Schedule for checking tarps for damage, tears, and other problems,
  - Minimum size of damage that will be repaired,
  - Factors used to determine when tarp repair will be conducted,
  - Equipment/methods used to perforate tarps,
  - Target dates for perforating tarps, and
  - target dates for removing tarps.
- **Soil Conditions**
  - Description of soil texture and moisture in application block,
  - Method used to determine soil moisture, and
  - Soil temperature measurement if air temperatures were above 100°F in any of the 3 days prior to the application.
- **Buffer Zones**
  - Application method,
  - Injection depth,
  - Application rate from lookup table on label,
  - Application block size from lookup table on label,
  - Credits applied and measurements taken (if applicable),
    - Tarp brand name, lot number, thickness, manufacturer, batch number, and part number
    - Potassium thiosulfate
    - Water seal
    - Organic matter content
    - Clay content
    - Soil temperature
  - Buffer zone distance, and
  - Description of areas in the buffer zone that are not under the control of the owner of the application block. If buffer zones extend onto areas not under the control of the owner, attach the written agreement and keep it with the FMP.
- Record Emergency Response Plan as described in the *Emergency Response Plan* section.
- **Posting of Fumigant Treated Area and Buffer Zone**
  - Person(s) who will post and remove (if different) Fumigant Treated Area and Buffer Zone signs, and
  - Location of Buffer Zone signs.
- **Emergency Preparedness and Response Measures (if Applicable):**
  - Fumigant site monitoring (if applicable):
    - When and where it will be conducted
  - Response information for neighbors (if applicable):
    - List of residences and businesses informed,
    - Name and phone number of person providing information, and
    - Method of providing the information.
- State and/or tribal lead agency advance notification (if state and/or tribal lead agency requires notice, provide a list of contacts that were notified and date notified).
- Plan describing how communication will take place between the certified applicator supervising the application, the owner, and other on-site handlers (e.g., tarp perforators/removers, irrigators) for

complying with label requirements (e.g., buffer zone location, buffer zone start and end times, timing of tarp perforation and removal, PPE).

- Name and phone number of persons contacted by the certified applicator, and
- Date contacted.

- **Handler (Including Certified Applicators) Information and PPE**

- Names, addresses and phone numbers of handlers
  - Names, addresses and phone numbers for employers of handlers
  - Tasks that each handler is authorized and trained to perform
  - Date of PPE training for each handler
  - Applicable handler PPE including:
    - Long-sleeved shirts/long pants, shoes, socks
    - Chemical-resistant apron
    - Chemical-resistant footwear
    - Protective eyewear (not goggles)
    - Chemical-resistant gloves
    - Chemical-resistant suit
    - Chemical-resistant headgear
    - Air-purifying respirators
      - Respirator make, model, type, style, size, and cartridge/canister type
    - SCBAs
      - Respirator make, model, type, style, size
    - Other PPE
  - For handlers: Confirmation of receipt of Fumigant Safe Handling Information.
  - For certified applicator(s) supervising the application: Completion date and location of the soil fumigant training program listed on the following EPA web site <http://www.epa.gov/fumigantraining> for the active ingredient(s) in this product.
  - For handlers designated to wear respirators (air-purifying respirator or SCBA):
    - date of medical qualification to wear a respirator,
    - date of respirator training, and
    - date of fit testing for the respirator.
  - Unless exempted in the *Protection of Handlers* section, verify that:
    - handlers have the appropriate respirators and cartridges/canisters during handler activities, and
    - the employer has confirmed that the appropriate respirator and cartridges/canisters are immediately available for each handler who will wear one.
- If using an enclosed cab in lieu of wearing an air-purifying respirator, verify that the cab:
    - Has positive pressure (6 mm H<sub>2</sub>O Gauge).
    - Has a minimum air intake flow of 43 m<sup>3</sup>/hour.
    - Is equipped with activated charcoal filter-media containing no less than 1000 grams of activated charcoal.
    - Document the application hours of the filter to confirm that the filter has been used for no more than 50 hours of application time.
    - In addition document that the ventilation system has been maintained according to manufacturer's instructions.

- **Air Monitoring Plan**

- If sensory irritation is experienced, indicate whether operations will cease or operations will continue with use of an air-purifying respirator
- For monitoring the breathing zone:
  - Representative handler tasks to be monitored,
  - Monitoring equipment to be used, and
  - Timing of monitoring.

- **Good Agricultural Practices (GAPs)**

- Identify (e.g., list, attach applicable label section) applicable mandatory GAPs.
- **Pesticide Product Labels and Material Safety Data Sheets (MSDS)**
  - Ensure that labels and MSDS are on-site and readily available for employees to review.

### **Recordkeeping Procedures**

The owner of the application block as well as the certified applicator supervising the application must keep a signed copy of the site-specific FMP for 2 years from the date of the application.

For situations where an initial FMP is developed and certain elements do not change for multiple application blocks (e.g., applicator information, certified applicator, handlers, recordkeeping procedures, emergency procedures) only elements that have changed need to be updated in the site-specific FMP provided the following:

- The certified applicator supervising the application has verified that those elements are current and applicable to the application block before it is fumigated.
- Recordkeeping requirements are followed for the entire FMP (including elements that do not change).

The certified applicator must make a copy of the FMP immediately available for viewing by handlers involved in the application. The certified applicator or the owner of the application block must provide a copy of the FMP to any local/state/federal/tribal enforcement personnel who request the FMP. In the case of an emergency, the FMP must be made immediately available when requested by local/state/federal/tribal emergency response and enforcement personnel. The certified applicator supervising the application must ensure the FMP is at the application block during all handler activities.

Within 30 days after the application is complete, the certified applicator supervising the application must complete a Post-Application Summary.

### **Post-Application Summary**

The Post-Application Summary must contain the following elements:

- Actual date and time of the application
- Application rate
- Size of application block
- Weather Conditions
  - Summary of the National Weather Service weather forecast during the application and the 48-hours after the application is complete including:
    - wind speed, and
    - air stagnation advisory (if applicable).
  - Forecast must be checked on the day of, but prior to the start of the application, and on a daily basis during the application if the time period from the start of the application until the application is complete is greater than 24 hours.
- Tarp Damage and Repair Information (if Applicable)
  - Date of tarp damage discovery,
  - Location and size of tarp damage,
  - Description of tarp/tarp seal/tarp equipment failure, and
  - Date and time of tarp repair completion.
- Tarp Perforation/Removal Details (if Applicable)
  - Date and time tarps were perforated,
  - Date and time tarps were removed, and
  - Record if tarps were perforated and/or removed early. Describe the conditions that caused early tarp perforation and/or removal.
- Complaint Details (if Applicable)



- Person filing complaint (e.g., on site handler, person off site),
  - If off site person, name, address, and phone number of person filing complaint, and
  - Description of control measures or emergency procedures followed after complaint.
- Description of incidents, equipment failure, or other emergency and emergency procedures followed (if applicable).
  - Air Monitoring Results
    - When sensory irritation was experienced
      - Date, time, location, and handler task/activity where irritation was observed and
      - Resulting action (e.g., implement emergency response plan, cease operations, continue operations with appropriate air-purifying respirators).
    - When using a direct read detection device:
      - Sample date(s), time(s), location(s), and concentration(s),
      - Handler task/activity monitored (if applicable), and
      - Resulting action (e.g., cease operations, continue operations with appropriate air-purifying respirators).
  - Fumigant Treated Area and Buffer Zone Signs:
    - Dates of posting and removal.
  - Any Deviations From the FMP (e.g., changes in emergency response actions, changes in handler information, changes in handlers responsible for completing emergency tasks, changes in communication between certified applicator, owner, and other handlers).

### **Recordkeeping Procedures**

The owner of the application block, as well as the certified applicator supervising the application, must keep a signed copy of the post-application summary for two years from the date of application.

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### **Terms and Conditions of Use**

If terms of the following Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies are not acceptable, return unopened package at once to the seller for a full refund of purchase price paid. Otherwise, use by the buyer or any other user constitutes acceptance of the terms under Warranty Disclaimer, Inherent Risks of Use and Limitation of Remedies.

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### **Warranty Disclaimer**

Dow AgroSciences warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions, subject to the inherent risks set forth below. TO THE EXTENT PERMITTED BY LAW, Dow AgroSciences MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

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### **Inherent Risks of Use**

It is impossible to eliminate all risks associated with use of this product. Crop injury, lack of performance, or other unintended consequences may result because of such factors as use of the product contrary to label instructions (including conditions noted on the label, such as unfavorable temperatures, soil conditions, etc.), abnormal conditions (such as excessive rainfall, drought, tornadoes, hurricanes), presence of other materials, the manner of application, or other factors, all of which are beyond the control of Dow AgroSciences or the seller. To the extent permitted by law, all such risks shall be assumed by buyer.

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### **Limitation of Remedies**

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To the extent permitted by law, the exclusive remedy for losses or damages resulting from this product (including claims based on contract, negligence, strict liability, or other legal theories), shall be limited to, at Dow AgroSciences' election, one of the following:

- (1) Refund of purchase price paid by buyer or user for product bought, or
- (2) Replacement of amount of product used.

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