

71368-4

6/24/2009

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U.S. ENVIRONMENTAL PROTECTION AGENCY

**Office of Pesticide Programs
Registration Division (7505P)
Ariel Rios Building
1200 Pennsylvania Ave., NW
Washington, D.C. 20460**

EPA Reg. Number:

71368-4

Date of Issuance:

JUN 24 2009

NOTICE OF PESTICIDE:

Registration
 Reregistration
(under FIFRA, as amended)

Term of Issuance:

Name of Pesticide Product:

Aqua-Kleen

Name and Address of Registrant (include ZIP Code):

**Nufarm Inc.
150 Harvester Drive
Burr Ridge, IL 60527**

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is reregistered in accordance with FIFRA section 4(g)(2)(C) provided you:

1. Submit and/or cite all data required for registration/reregistration review of your product when the Agency requires all registrants of similar products to submit data.
2. The first two sentences in the Environmental Hazard section must be revised to read:

"This pesticide is toxic to fish and aquatic invertebrates. Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark."

3. The rates in the table on the top of Page 4 are confusing and conflict with the rate restrictions appearing elsewhere on the label. The label must be revised to make the rates clear throughout the label.

A stamped copy of your labeling is enclosed for your records. You must submit one (1) copy of the final printed label before you release the product for shipment. Products shipped after 12 months from the date of this Notice or the next printing of the label whichever occurs first, must bear the new revised label. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

Signature of Approving Official:
**Joanne I. Miller
Product Manager 23
Herbicide Branch
Registration Division (7505P)**

Date:

JUN 24 2009

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Aqua-Kleen®

ACCEPTED
with COMMENTS
In EPA Letter Dated:

JUN 24 2009
Under the Federal Insecticide,
Fungicide, and Rodenticide Act
as amended, for the pesticide
registered under EPA Reg. No.

GRANULAR AQUATIC HERBICIDE
FOR CONTROLLING CERTAIN UNWANTED AQUATIC PLANTS

71368-4

ACTIVE INGREDIENT:

2,4-Dichlorophenoxyacetic acid, butoxyethyl ester 27.6%

OTHER INGREDIENTS: 72.4%

TOTAL: 100.0%

*Isomer specific by AOAC Method No. 6.D01-5

*2,4-Dichlorophenoxyacetic acid equivalent 19% by weight

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

SEE INSIDE BOOKLET FOR FIRST AID AND ADDITIONAL PRECAUTIONARY STATEMENTS

For Chemical Spill, Leak, Fire, or Exposure, Call CHEMTREC (800) 424-9300
For Medical Emergencies Only, Call (877) 325-1840

EPA REG. NO. 71368-4
EPA EST. NO. 228-IL-1

Manufactured For
NUFARM, INC.
150 Harvester Drive
Burr Ridge, IL 60527



NET CONTENTS: Lbs. (Kg)

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

Harmful if swallowed, absorbed through skin or inhaled. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing.

PERSONAL PROTECTIVE EQUIPMENT (PPE):

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

All mixers, loaders, applicators, and other handlers must wear:

- long-sleeved shirt and long pants,
- shoes plus socks,
- protective eyewear

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.

USER SAFETY RECOMMENDATIONS	
Users Should:	
<ul style="list-style-type: none"> • 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. If pesticide gets on skin, wash immediately with soap and water. • 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. 	

FIRST AID	
IF IN EYES:	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15-20 minutes. • Remove contact lenses, if present, after first 5 minutes, then continue rinsing eye. • Call a poison control center or doctor for treatment advice.
IF ON SKIN OR CLOTHING:	<ul style="list-style-type: none"> • 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 INHALED:	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
IF SWALLOWED:	<ul style="list-style-type: none"> • Call 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 to an unconscious person.
HOTLINE NUMBER	
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-877-325-1840 for emergency medical treatment information.</p>	

ENVIRONMENTAL HAZARDS

For Terrestrial Uses:

This pesticide may be toxic to fish and aquatic invertebrates. Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark except as noted on appropriate labels. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Do not contaminate water when disposing of equipment wash waters or rinsate.

This chemical has properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination. Application around a cistern or well may result in contamination of drinking water or groundwater.

For Aquatic Uses:

Fish breathe dissolved oxygen in the water and decaying weeds also use oxygen. When treating continuous, dense weed masses, it may be appropriate to treat only part of the infestation at a time. For example, apply the product in lanes separated by untreated strips that can be treated after vegetation in treated lanes has disintegrated. During the growing season, weeds decompose in a 2 to 3 week period following treatment. Begin treatment along the shore and proceed outwards in bands to allow fish to move into untreated areas. Waters having limited and less dense weed infestations may not require partial treatments.

DIRECTIONS FOR USE

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling. Read entire label before using this product.

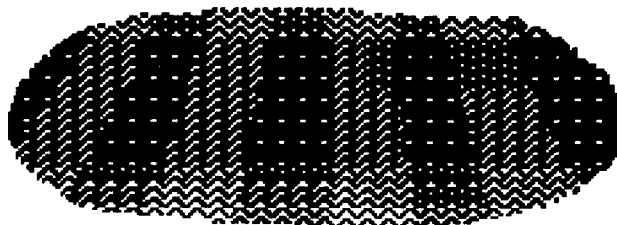
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GENERAL PRECAUTIONS AND RESTRICTIONS

Do not use in or near a greenhouse. Do not apply by aircraft. Do not enter or allow people (or pets) to enter the treated area until dusts have settled. Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application.

Clean spreader equipment thoroughly before using it for any other purposes. Vapors from this product may injure susceptible plants in the immediate vicinity. Avoid drift of dust to susceptible plants.

Buffer lanes should be 50 to 100 feet wide. Treated lanes should be as wide as the buffer strips (See illustration below).



Water pH: Best results are generally obtained if the water to be treated has a pH less than 8. A pH of 8 or higher may reduce weed control. If regrowth occurs within a period of 6 to 8 weeks, a second application may be needed.

Permit To Use Chemicals In Water: In many states, permits are required to control weeds by chemical means in public water. If permits are required, they may be obtained from the Chief, Fish Division, State Department of Conservation or the State Department of Public Health.

GENERAL INFORMATION

This product is formulated on special heat treated attaclay granules that resist rapid decomposition in water, sink quickly to lake or pond bottoms and release the weed killing chemical in the critical root zone area.

This product is designed to selectively control the weeds listed on the label. While certain other weeds may be suppressed, control may be incomplete. Reduced control may occur in lakes where water replacement comes from bottom springs.

WHEN TO APPLY

For best results, spread this product in the spring and early summer, during the time weeds start to grow. If desired, this timing can be checked by sampling the lake bottom in areas heavily infested with weeds the year before.

If treatments are delayed until weeds form a dense mat or reach the surface, two treatments may be necessary. Make the second treatment when weeds show signs of recovery.

Treatments made after September may be less effective depending upon water temperatures and weed growth.

Occasionally, a second application will be necessary if heavy regrowth occurs or weeds reinfest from untreated areas.

HOW TO APPLY

For Large Areas: Use a fertilizer spreader or mechanical seeder such as the Gerber or Gandy, or other equipment capable of uniformly applying this product. Before spreading any chemical, calibrate your method of application to be sure of spreading the proper amount. When using boats and power equipment, you must determine the proper combination of (1) boat speed (2) rate of delivery from the spreader, and (3) width of swath covered by the granules.

For Small Areas (Around Docks or Isolated Patches of Weeds): Use a portable spreader such as the Cyclone seeder, or other equipment capable of uniformly applying this product. Estimate or measure out the area you want to treat. Weigh out the amount of material needed and spread this uniformly over the area. More uniform coverage is obtained by dividing the required amount in two and covering the area twice, applying the second half at right angles to the first. Use the following formula to calibrate your spreader's delivery in pounds of this product per minute.

$$\frac{\text{Miles per hour} \times \text{spreader width} \times \text{Pounds per Acre}}{495} = \text{Pounds per Minute}$$

Example: To apply 100 pounds of this product per acre using a spreader that covers a 20 foot swath from a boat traveling at 4 miles per hour, set the spreader to deliver 16 pounds of this product granules per minute.

$$\frac{4 \text{ mph} \times 20 \text{ feet} \times 100 \text{ lbs./A}}{495} = 16 \text{ lbs./min.}$$

AMOUNTS TO USE

Rates of application vary with resistance of weed species to the chemical, density of weed mass at time of treatment, stage of growth, water depth, and rate of water flow through the treated area. Use the higher rate for dense weeds, when water is more than 8 feet deep and where there is a large volume turnover.

	AQUA-KLEEN®	
	POUNDS PER ACRE	POUNDS PER 2000 SQ. FT.
SUSCEPTIBLE WEEDS Water milfoil (<i>Myriophyllum spp.</i>) Water stargrass (<i>Heteranthera dubia</i>)	100 to 200	5
SLIGHTLY TO MODERATELY RESISTANT WEEDS Bladderwort (<i>Utricularia spp.</i>) White water lily (<i>Nymphaea spp.</i>) Yellow water lily or spatterdock* (<i>Nuphar spp.</i>) Water shield (<i>Brasenia spp.</i>) Water chestnut (<i>Trapa natans</i>) Coontail* (<i>Ceratophyllum demersum</i>)	150 to 200	7-1/2 to 10

*Repeat treatments may be needed

FOR USE IN PONDS, LAKES, RESERVOIRS, MARSHES, BAYOUS, DRAINAGE DITCHES, NON-IRRIGATION CANALS, RIVERS AND STREAMS THAT ARE QUIESCENT AND SLOW MOVING

DITCHBANK APPLICATION

Limitations and Restrictions for Ditchbank Application

- Do not apply more than 10.5 pounds per acre per application. Do not make more than 2 applications per season with a minimum retreatment interval of 30 days.
- Spot treatments are permitted.
- Do not use on small canals with a flow rate less than 10 cubic feet per second (CFS) where water will be used for drinking purposes, CFS may be estimated by using the formula below. The approximate velocity needed for the calculation can be determined by observing the length of time that it takes a floating object to travel a defined distance. Divide the distance (ft.) by the time (sec.) to estimate velocity (ft. per sec.). Repeat 3 times and use the average to calculate CFS.

$$\text{Average Width (ft.)} \times \text{Average Depth (ft.)} \times \text{Average Velocity (ft. per sec.)} = \text{CFS}$$

For ditchbank weeds:

Do not allow boom spray to be directed onto water surface.
Do not spray across stream to opposite bank.

For shoreline weeds:

Allow no more than 2 foot overspray onto water

FLOATING AND EMERGENT WEEDS

Limitations and Restrictions for Floating and Emergent Weeds

- Do not apply more than 21 pounds per surface acre per application. Do not make more than 2 applications per season with a minimum retreatment interval of 21 days. Spot treatments are permitted.
- Coordination and approval of local and state authorities may be required, either by letter of agreement or issuance of special permits for aquatic applications.
- Apply to emergent aquatic weeds in ponds, lakes, reservoirs, marshes, bayous, drainage ditches, non-irrigation canals, rivers, and streams that are quiescent or slow moving.

Water Use for Floating and Emergent Weeds

1. Water for irrigation or sprays:

- A. If treated water is intended to be used only for crops or non-crop areas that are labeled for direct treatment with 2,4-D such as pastures, turf, or cereal grains, the treated water may be used to irrigate and/or mix sprays for these sites at anytime after the 2,4-D aquatic application.
- B. Due to potential phytotoxicity considerations, the following restrictions are applicable:
If treated water is intended to be used to irrigate or mix sprays for plants grown in commercial nurseries and greenhouses; and other plants or crops that are not labeled for direct treatment with 2,4-D, the water must not be used unless one of the following restrictions has been observed:
 - i. A setback distance from functional water intake(s) of greater than or equal to 600 feet was used for the application, or,
 - ii. A waiting period of 7 days from the time of application has elapsed, or,
 - iii. An approved assay indicates that the 2,4-D concentration is 100 ppb (0.1 ppm) or less at the water intake. Wait at least 3 days after application before initial sampling at water intake.

2. Drinking water (potable water):

- A. Consult with appropriate state or local water authorities before applying this product to public waters. State or local agencies may require permits. The potable water use restrictions on this label are to ensure that consumption of water by the public is allowed only when the concentration of 2,4-D in the water is less than the MCL (Maximum Contaminant Level) of 70 ppb. Applicators should consider the unique characteristics of the treated waters to assure that 2,4-D concentrations in potable water do not exceed 70 ppb at the time of consumption.
- B. For floating and emergent weed applications, the drinking water setback distance from functioning potable water intakes is greater than or equal to 600 feet.
- C. If no setback distance of greater than or equal to 600 feet is used for application, applicators or the authorizing organization must provide a drinking water notification prior to a 2,4-D application to the party responsible for public water supply or to individual private water users. Notification to the party responsible for a public water supply or to individual private water users must be done in a manner to assure that the party is aware of the water use restrictions when this product is applied to potable water.

The following is an example of a notification via posting, but other methods of notification which convey the above restrictions may be used and may be required in some cases under state or local law or as a condition of a permit.

Example:

Posting notification should be located every 250 feet including the shoreline of the treated area and up to 250 feet of shoreline past the application site to include immediate public access points. Posting must include the day and time of application. Posting may be removed if analysis of a sample collected at the intake 3 or more days following application shows that the concentration in the water is less than 70 ppb (100 ppb for irrigation or sprays), or after 7 days following application, whichever occurs first.

Text of notification:

Wait 7 days before diverting functioning surface water intakes from the treated aquatic site to use as drinking water, irrigation, or sprays, unless water at functioning drinking water intakes is tested at least 3 days after application and is demonstrated by assay to contain not more than 70 ppb 2,4-D (100 ppb for irrigation or sprays). Application Date: _____ Time: _____

- D. Following each application of this product, treated water must not be used for drinking water unless one of the following restrictions has been observed:
 - i. A setback distance from functional water intake(s) of greater than or equal to 600 feet was used for the application, or
 - ii. A waiting period of at least 7 days from the time of application has elapsed, or
 - iii. An approved assay indicates that the 2,4-D concentration is 70 ppb (0.07 ppm) or less at the water intake. Sampling for drinking water analysis should occur no sooner than 3 days after 2,4-D application. Analysis of samples must be completed by a laboratory that is certified under the Safe Drinking Water Act to perform drinking water analysis using a currently approved version of analytical Method Number 515, 555, other methods for 2,4-D as may be listed in Title 40 CFR, Part 141.24, or Method Number 4015 (immunoassay of 2,4-D) from U.S. EPA Test Methods for Evaluating Solid Waste SW-846.
- E. Note: Existing potable water intakes that are no longer in use, such as those replaced by a connection to a municipal water system or a potable water well, are not considered to be functioning potable water intakes.
- F. Drinking water setback distances do not apply to terrestrial applications of 2,4-D adjacent to water bodies with potable water intakes.

3. Swimming:

- A. Do not swim in treated water for a minimum of 24 hours after application.
- B. For floating and emergent weed applications, the drinking water setback distance from functioning potable water intakes is greater than or equal to 600 feet.
- C. Users must provide notification prior to performing a 2,4-D BEE application. Notification to the party responsible for the public swimming area or to individual private users must be done in a manner to assure that the party is aware of the water use swimming restrictions when this product is applied to water. The following is an example of a notification via posting, but other methods of notification which convey the above restrictions may be used and may be required in some cases under state or local law or as a condition of a permit.

Example:

Posting notification should be located every 250 feet including the shoreline of the treated area and up to 250 feet of shoreline past the application site to include immediate public access points.

Text of notification:

Do not swim in treated water for a minimum of 24 hours after application. Application Date: _____ Time: _____

- 4. Except as stated above, there are no restrictions on using water from treated areas for swimming, fishing, watering livestock or domestic purposes.

SUBMERSED WEEDS

Limitations and Restrictions for Submersed Weeds

- Do not apply more than 57 pounds per acre-foot per application. Do not make more than 2 applications per season with a minimum retreatment interval of 21 days.
- When treating moving bodies of water, applications must be made while traveling upstream to prevent concentration of 2,4-D downstream from the application.
- Coordination and approval of local and state authorities may be required, either by letter of agreement or issuance of special permits for such use.
- Apply to aquatic weeds in ponds, lakes, reservoirs, marshes, bayous, drainage ditches, non-irrigation canals, rivers, and streams that are quiescent or slow moving.

Surface Area (Acre)	Average Depth (Feet)	For Typical Conditions 2 ppm 2,4-D ae/acre-foot (Pounds)	For Difficult Conditions* 4 ppm 2,4-D ae/acre-foot (Pounds)
1	1	5.4	10.8
	2	10.8	21.6
	3	16.2	32.4
	4	21.6	43.2
	5	27.0	54.0

* Examples include spot treatment of pioneer colonies of Eurasian Water Milfoil and certain difficult to control aquatic species.

Water Use for Submersed Weeds

1. Water for irrigation or sprays:

- If treated water is intended to be used only for crops or non-crop areas that are labeled for direct treatment with 2,4-D such as pastures, turf, or cereal grains, the treated water may be used to irrigate and/or mix sprays for these sites at any time after the 2,4-D aquatic application.
- Due to potential phytotoxicity considerations, the following restrictions are applicable:
If treated water is intended to be used to irrigate or mix sprays for unlabeled crops, non-crop areas or other plants not labeled for direct treatment with 2,4-D, the water must not be used unless one of the following restrictions has been observed:
 - A setback distance described in the Drinking Water Setback Table was used for the application, or,
 - A waiting period of 21 days from the time of application has elapsed, or,
 - An approved assay indicates that the 2,4-D concentration is 100 ppb (0.1 ppm) or less at the water intake. See Table 3 for the waiting period after application but before taking the initial sampling at water intake.

2. Drinking water (potable water):

- Consult with appropriate state or local water authorities before applying this product to public waters. State or local agencies may require permits. The potable water use restrictions on this label are to ensure that consumption of water by the public is allowed only when the concentration of 2,4-D in the water is less than the MCL (Maximum Contaminant Level) of 70 ppb. Applicators should consider the unique characteristics of the treated waters to assure that 2,4-D concentrations in potable water do not exceed 70 ppb at the time of consumption.
- For submersed weed applications, the drinking water setback distances from functioning potable water intakes are provided in Table 2. Drinking Water Setback Distance (below).
- If no setback distance from the Drinking Water Setback Table (Table 2) is to be used for the application, applicators or the authorizing organization must provide a drinking water notification and an advisory to shut off all potable water intakes prior to a 2,4-D application. Notification to the party responsible for a public water supply or to individual private water users must be done in a manner to assure that the party is aware of the water use restrictions when this product is applied to potable water.

The following is an example of a notification via posting, but other methods of notification which convey the above restrictions may be used and may be required in some cases under state or local law or as a condition of a permit.

Example:

Posting notification should be located every 250 feet including the shoreline of the treated area and up to 250 feet of shoreline past the application site to include immediate public access points. Posting should include the day and time of application. Posting may be removed if analysis of a sample collected at the intake no sooner than stated in Table 3 (below) shows that the concentration in the water is less than 70 ppb (100 ppb for irrigation or sprays), or after 21 days following application, whichever occurs first.

Text of notification:

Wait 21 days before diverting functioning surface water intakes from the treated aquatic site to use as drinking water, irrigation, or sprays, unless water at functioning drinking water intakes is tested no sooner than (insert days from Table 3) and is demonstrated by assay to contain not more than 70 ppb 2,4-D (100 ppb for irrigation or sprays).

Application Date: _____ Time: _____

- D. Following each application of this product, treated water must not be used for drinking water unless one of the following restrictions has been observed:
 - i. A setback distance described in the Drinking Water Setback Distance Table was used for the application, or,
 - ii. A waiting period of at least 21 days from the time of application has elapsed, or,
 - iii. An approved assay indicates that the 2,4-D concentration is 70 ppb (0.07 ppm) or less at the water intake. Sampling for drinking water analysis should occur no sooner than stated in Table 3. Analysis of samples must be completed by a laboratory that is certified under the Safe Drinking Water Act to perform drinking water analysis using a currently approved version of analytical Method Number 515, 555, other methods for 2,4-D as may be listed in Title 40 CFR, Part 141.24, or Method Number 4015 (immunoassay of 2,4-D) from U.S. EPA Test Methods for Evaluating Solid Waste SW-846.
- E. Note: Existing potable water intakes that are no longer in use, such as those replaced by a connection to a municipal water system or a potable water well, are not considered to be functioning potable water intakes.
- F. Drinking water setback distances do not apply to terrestrial applications of 2,4-D adjacent to water bodies with potable water intakes.

Table 2. Drinking Water Setback Distance for Submersed Weed Applications			
Application Rate and Minimum Setback Distance (feet) From Functioning Potable Water Intake			
1 ppm*	2 ppm*	3 ppm*	4 ppm*
600	1200	1800	2400
* ppm acid equivalent target water concentration			

Table 3. Sampling for Drinking Water Analysis After 2,4-D Application for Submersed Weed Applications			
Minimum Days After Application Before Initial Water Sampling at the Functioning Potable Water Intake			
1 ppm*	2 ppm*	3 ppm*	4 ppm*
5	10	10	14
* ppm acid equivalent target water concentration			

3. Swimming:

- A. Do not swim in treated water for a minimum of 24 hours after application.
- B. Users must provide the following notification prior to performing a 2,4-D BEE application. Notification to the party responsible for the public swimming area or to individual private users must be done in a manner to assure that the party is aware of the water use swimming restrictions when this product is applied to water. The following is an example of a notification via posting, but other methods of notification which convey the above restrictions may be used and may be required in some cases under state or local law or as a condition of a permit.

Example:

Posting notification should be located every 250 feet including the shoreline of the treated area and up to 250 feet of shoreline past the application site to include immediate public access points.

Text of notification:

Do not swim in treated water for a minimum of 24 hours after application. Application Date: _____ Time: _____

- 4. Except as stated above, there are no restrictions on using water from treated areas for swimming, fishing, watering livestock or domestic purposes.

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STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in original container in a dry secured storage area.

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

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Completely empty bag into application equipment. Offer bag for recycling, if available. Empty bag may be disposed of in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay away from smoke.

WARRANTY DISCLAIMER

The directions for use of this product must be followed carefully. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, (1) THE GOODS DELIVERED TO YOU ARE FURNISHED "AS IS" BY MANUFACTURER OR SELLER AND (2) MANUFACTURER AND SELLER MAKE NO WARRANTIES, GUARANTEES, OR REPRESENTATIONS OF ANY KIND TO BUYER OR USER, EITHER EXPRESS OR IMPLIED, OR BY USAGE OF TRADE, STATUTORY OR OTHERWISE, WITH REGARD TO THE PRODUCT SOLD, INCLUDING, BUT NOT LIMITED TO MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, USE, OR ELIGIBILITY OF THE PRODUCT FOR ANY PARTICULAR TRADE USAGE. UNINTENDED CONSEQUENCES, INCLUDING BUT NOT LIMITED TO INEFFECTIVENESS, MAY RESULT BECAUSE OF SUCH FACTORS AS THE PRESENCE OR ABSENCE OF OTHER MATERIALS USED IN COMBINATION WITH THE GOODS, OR THE MANNER OF USE OR APPLICATION, INCLUDING WEATHER, ALL OF WHICH ARE BEYOND THE CONTROL OF MANUFACTURER OR SELLER AND ASSUMED BY BUYER OR USER. THIS WRITING CONTAINS ALL OF THE REPRESENTATIONS AND AGREEMENTS BETWEEN BUYER, MANUFACTURER AND SELLER, AND NO PERSON OR AGENT OF MANUFACTURER OR SELLER HAS ANY AUTHORITY TO MAKE ANY REPRESENTATION OR WARRANTY OR AGREEMENT RELATING IN ANY WAY TO THESE GOODS.

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TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, IN NO EVENT SHALL MANUFACTURER OR SELLER BE LIABLE FOR SPECIAL, INCIDENTAL, OR CONSEQUENTIAL DAMAGES, OR FOR DAMAGES IN THEIR NATURE OF PENALTIES RELATING TO THE GOODS SOLD, INCLUDING USE, APPLICATION, HANDLING, AND DISPOSAL. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, MANUFACTURER OR SELLER SHALL NOT BE LIABLE TO BUYER OR USER BY WAY OF INDEMNIFICATION TO BUYER OR TO CUSTOMERS OF BUYER, IF ANY, OR FOR ANY DAMAGES OR SUMS OF MONEY, CLAIMS OR DEMANDS WHATSOEVER, RESULTING FROM OR BY REASON OF, OR ARISING OUT OF THE MISUSE, OR FAILURE TO FOLLOW LABEL WARNINGS OR INSTRUCTIONS FOR USE, OF THE GOODS SOLD BY MANUFACTURER OR SELLER TO BUYER. ALL SUCH RISKS SHALL BE ASSUMED BY THE BUYER, USER, OR ITS CUSTOMERS. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S OR USER'S EXCLUSIVE REMEDY, AND MANUFACTURER'S OR SELLER'S TOTAL LIABILITY, SHALL BE FOR DAMAGES NOT EXCEEDING THE COST OF THE PRODUCT.

If you do not agree with or do not accept any of directions for use, the warranty disclaimers, or limitations on liability, do not use the product, and return it unopened to the Seller, and the purchase price will be refunded.

(RV121608R)

Aqua-Kleen is a registered trademark of Nufarm Inc.