

HYVAR® X IVM

Herbicide

SPECIMEN LABEL

ACTIVE INGREDIENT: Bromacil: (5-bromo-3-sec-butyl-6-methyluracil) 80.0%
OTHER INGREDIENTS: 20.0%
TOTAL: 100.0%

By Weight

EPA Reg. No. 81927-4

KEEP OUT OF REACH OF CHILDREN

CAUTION

FIRST AID	
If swallowed:	<ul style="list-style-type: none"> 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.
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 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 the first 5 minutes, then continue rinsing eye. 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 by mouth-to-mouth, if possible. Call a poison control center or doctor for further treatment advice.
HOT LINE NUMBER	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-424-9300 for emergency medical treatment information.	

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if absorbed through skin or swallowed. 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.

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Chemical resistant gloves made of any waterproof material such as polyethylene or polyvinylchloride
- Shoes plus socks

Mixers and loaders must wear:

A non-powered air purifying respirator equipped with a N, R, P, or HE series filter (NIOSH approved number prefix 84A) for mixing and loading.

Discard clothing or other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them. 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.

ENGINEERING CONTROL STATEMENT

When handlers use closed systems, enclosed cabs, or aircraft in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240 (d) (4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

User Safety Recommendations

Users should:

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

ENVIRONMENTAL HAZARDS

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 cleaning equipment or disposing of equipment washwaters.

Bromacil is known to leach through soil and has been found in ground water as a result of normal field use. Users are advised not to apply in areas where soils are permeable, particularly where ground water is used for drinking water. Consult with the pesticide state lead agency for information regarding soil permeability and aquifer vulnerability in your area.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. 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. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

AGRICULTURAL USE REQUIREMENTS

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

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

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

- Coveralls
- Chemical resistant gloves made of any waterproof material such as polyethylene or polyvinylchloride
- Shoes plus socks

NON-AGRICULTURAL USE REQUIREMENTS

The requirements in this box apply to uses of this product that are not within the scope of the Worker Protection Standard for agricultural pesticides (40 CFR Part 170). The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries, or greenhouses.

Do not enter or allow others to enter the treated area until sprays have dried.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store product in original container only.

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

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

GENERAL INFORMATION

Hyvar® X IVM Herbicide is to be mixed in water and applied as a spray for non-selective weed and brush control in non-cropland areas. Hyvar X IVM Herbicide controls many annual weeds at lower rates and perennial weeds and brush at the highest rates allowed by this label. Hyvar X IVM Herbicide also may be used for control of perennial grasses. It is non-corrosive to equipment, non-flammable and non-volatile.

As this product must be absorbed through the root system of weeds, best results are obtained if treatment is made to moist soil and moisture is supplied by rainfall or sprinkler irrigation within two weeks of application. Weed control symptoms are slow to appear and may not become apparent until the chemical has been carried into the root zone of the weeds by moisture. The degree and duration of control will vary with the amount of herbicide applied, rainfall, soil texture, and other soil and water management practices.

USE PRECAUTIONS AND RESTRICTIONS

To avoid injury to or loss of desirable trees or other plants, observe the following use guidelines:

- Do not apply this product through any type of irrigation system.
- Except as recommended, do not apply or drain or flush equipment on or near desirable trees or other plants, or on areas where their roots may extend, or in locations where the chemical may be washed or moved into contact with their roots.
- Do not use in any recreational areas or in or around homes, on lawns, walks, tennis courts, driveways, or other similar areas.
- Do not allow dry powder or spray to drift to desirable plants.
- Keep from contact with fertilizers, insecticides, fungicides, and seeds.
- Do not graze cattle in treated areas.
- Thoroughly clean all traces of Hyvar X IVM Herbicide from application equipment immediately after use. Flush tank, pump, hoses, and boom with several changes of water after removing nozzle tips and screens; clean these parts separately.
- Treated areas may be planted to citrus or pineapple one year after last application. Do not replant to other crops within two years after last application as injury may result.

When Preparing for Use:

- Calibrate sprayers only with clean water away from well sites.
- Regularly inspect spray equipment.
- Mix only enough Hyvar X IVM Herbicide for the specific application.
- Do not discharge excess material on the soil at a single spot in the field/grove or mixing/loading station.
- Ensure accurate measurement of pesticides.
- Avoid over-filling of spray tank.
- Dilute and agitate excess solution and apply at labeled rates/uses.
- Avoid storage of pesticides near well sites.

Tank Mixture Specific Guidelines:

- Hyvar X IVM Herbicide may be tank mixed with other suitable herbicides registered for non-agricultural use. Refer to the label(s) of the other products being added to the tank mix for any additional use information or restrictions. *Follow the most restrictive label guidelines.*

- When tank mixing with Hyvar X IVM Herbicide, completely mix the product in the spray tank carrier (water) before adding any other herbicide or spray adjuvant. A small compatibility test (see below) should be performed prior to adding the products into the spray tank using a combination of products not previously used. Refer to the NON-AG USES section of this label for further information.
- The spray tank contents must be thoroughly re-agitated if they are allowed to settle for any period of time.

APPLICATION INFORMATION

Follow the application guidelines below:

- Apply using a properly calibrated fixed-boom power sprayer.
- Hyvar X IVM Herbicide use rates listed on this label are expressed for broadcast treatments. For band treatments, use proportionately less.
- Use sufficient spray volume (minimum of 10 gallons per acre) to provide uniform coverage of the treated areas and to allow proper dispersion and suspension of the product in the spray tank.
- Continuous agitation in the spray tank is required to keep the product in suspension. Agitate spray tank contents by mechanical or hydraulic means. If a by-pass or return line is used, it should terminate at the bottom of the tank to minimize foaming. *Do not use air agitation.*
- Spray booms must be shut off while starting, turning, slowing or stopping. Over application of the herbicide may result in injury to the crop or successive crops.
- Nozzle screens should be 50 mesh or larger.

SPRAY PREPARATION

Mixing in Water – Fill tank half full with water. Start agitation system and while continuing to add water, add Hyvar X IVM Herbicide and each additional component of any tank-mix separately. Be sure to agitate the entire time.

Mixing with Other Herbicides - Determine the tank mixture partner(s) compatibility with Hyvar X IVM Herbicide by following the directions below. If the testing procedure shows the mixture to be compatible, Hyvar X IVM Herbicide may be used in the tank mixture.

- Put 1 pint of water into a quart jar with a tightly sealing lid.
- In a separate container, combine 2 teaspoons of Hyvar X IVM Herbicide with 2 table-spoonfuls of water; mix thoroughly and add to the water.
- Close the jar and shake well.
- If additional herbicides are to be used in the mixture, follow steps two and three above for each additional herbicide.
- Once all components of the tank mix are combined in the test jar, watch the mixture for several seconds and then check again in 30 minutes. If mixture does not separate, foam, gel or become lumpy, it may be used.

SPRAY TANK CLEAN OUT

Thoroughly clean all traces of Hyvar X IVM Herbicide from application equipment immediately after use. Flush the tank, pump, hoses, and boom with several changes of water after removing nozzle tips and screens (clean these parts separately). Dispose of the equipment wash water by applying it to a use-site listed on this label.

VERIFICATION OF SAFE ROTATIONAL USE IN ARID CLIMATES

In arid climates (areas that experience 10 inches of rainfall or less in a year) or areas that have experienced drought conditions for one or more years, a field bioassay should be conducted prior to planting any desired crop(s). The bioassay may consist of a test strip of the crop and should cross the entire field, including high and low lying portions. If a test strip of the crop(s) intended for production is not successfully grown to maturity, it may be necessary for the two-year crop rotation interval to be extended.

WEED RESISTANCE TO HERBICIDES

Weeds may become resistant to any herbicide if an herbicide is used in the same field repeatedly over several years. If weed control is unsatisfactory, it may be necessary to retreat the problem area using a product with a different mode of action.

The following suggestions will assist in managing herbicide resistance:

- It may be necessary to change cropping practices within and between crop seasons. For example, using a combination of tillage, retreatment, tank-mixtures and/or sequential herbicide applications that have different modes of action.
- Preventing weeds from going to seed (by mowing, tilling, etc.) will prevent the spread of resistant plants.
- Consult your agricultural dealer, consultant, applicator, and/or appropriate state agricultural extension service representative for specific alternative cultural practices or herbicide recommendations available in your area.

INTEGRATED PEST MANAGEMENT

This product may be used as part of an Integrated Pest Management (IPM) program such as biological, cultural, and genetic practices aimed at preventing economic pest damage. IPM principles and practices include field scouting or other detection methods, correct target pest identification, population monitoring, and treating when target pest populations reach locally determined action thresholds. Consult your state cooperative extension service, professional consultants or other qualified authorities to determine appropriate action treatment threshold levels for treating specific pest/crop systems in your area.

SPRAY DRIFT MANAGEMENT

The interaction of many equipment and weather-related factors determines the potential for spray drift. The applicator and the grower are responsible for considering all these factors when making application decisions. Avoiding spray drift is the responsibility of the applicator.

The following drift management requirements must be followed to avoid off-target drift movement from aerial applications to agricultural field crops. These requirements do not apply to forestry applications, public health uses or to applications using dry formulations.

- The distance of the outer most nozzles on the boom must not exceed $\frac{3}{4}$ the length of the wingspan or rotor.
- Nozzles must always point backward parallel with the air stream and never be pointed

downwards more than 45 degrees. Where states have more stringent regulations, they should be observed.

IMPORTANCE OF DROPLET SIZE

The most effective way to reduce drift potential is to apply large droplets (>150-200 microns). The best drift management strategy is to apply the largest droplets that provide sufficient coverage and control. The presence of sensitive species nearby, the environmental conditions, and pest pressure may affect how an applicator balances drift control and coverage. APPLYING LARGER DROPLETS REDUCES DRIFT POTENTIAL, BUT WILL NOT PREVENT DRIFT IF APPLICATIONS ARE MADE IMPROPERLY OR UNDER UNFAVORABLE ENVIRONMENTAL CONDITIONS. See **Wind, Temperature and Humidity**, and **Surface Temperature Inversions** sections of this label.

Controlling Droplet Size – General Techniques

- Volume** – Use high flow rate nozzles to apply the highest practical spray volume. Nozzles with higher rated flows produce larger droplets.
- Pressure** – Use the lower spray pressures recommended for the nozzle. Higher pressure reduces droplet size and does not improve canopy penetration. WHEN HIGHER FLOW RATES ARE NEEDED, USE A HIGHER-CAPACITY NOZZLE INSTEAD OF INCREASING PRESSURE.
- Nozzle Type** – Use a nozzle type that is designated for the intended application. With most nozzle types, narrower spray angles produce larger droplets. Consider using low-drift nozzles.

Controlling Droplet Size – Aircraft

- Number of Nozzles** – Use the minimum number of nozzles with the highest flow rate that provide uniform coverage.
- Nozzle Orientation** – Orienting nozzles so that the spray is emitted backwards, parallel to the airstream will produce larger droplets than other orientations.
- Nozzle Type** – Solid stream nozzles (such as disc and core with swirl plate removed) oriented straight back produce larger droplets than other nozzle types.

BOOM LENGTH AND HEIGHT

- Boom Length (aircraft)** – The boom length should not exceed $\frac{3}{4}$ of the wing length, using shorter booms decreases drift potential. For helicopters, use a boom length and position that prevents droplets from entering the rotor vortices.
- Boom Height (aircraft)** – Application more than 10 ft. above the canopy increases the potential for spray drift.
- Boom Height (ground)** – Setting the boom at the lowest height which provides uniform coverage reduces the exposure of droplets to evaporation and wind. The boom should remain level with the crop and have minimal bounce.

WIND

Drift potential increases at wind speeds of less than 3 mph (due to variable direction and inversion potential) or more than 10 mph. However, many factors, including droplet size and equipment type determine drift potential at any given wind speed. AVOID APPLICATIONS DURING GUSTY OR WINDLESS CONDITIONS.

Note: Local terrain can influence wind patterns. Every applicator should be familiar with local wind patterns and how they affect spray drift.

TEMPERATURE AND HUMIDITY

When making applications in hot and dry conditions, set up equipment to produce larger droplets to reduce effects of evaporation.

SURFACE TEMPERATURE INVERSIONS

Drift potential is high during a surface temperature inversion. Surface inversions restrict vertical air mixing, which causes small suspended droplets to remain close to the ground and move laterally in a concentrated cloud. Surface inversions are characterized by increasing temperature with altitude and are common on nights with limited cloud cover and light to no wind. They begin to form as the sun sets and often continue into the morning. Their presence can be indicated by ground fog; however, if fog is not present, inversions can also be identified by the movement of smoke from a ground source or an aircraft smoke generator. Smoke that layers and moves laterally in a concentrated cloud (under low wind conditions) indicates a surface inversion, while smoke that moves upward and rapidly dissipates indicates good vertical air mixing.

SENSITIVE AREAS

The pesticide should only be applied when the potential for drift to adjacent sensitive areas (e.g., residential areas, bodies of water, known habitat for threatened or endangered species, non-target crops) is minimal (e.g., when wind is blowing away from the sensitive areas).

SHIELDED SPRAYERS

Shielding the boom or individual nozzles can reduce the effects of wind. However, it is the responsibility of the applicator to verify that the shields are preventing drift and not interfering with uniform deposition of the product.

NON-AGRICULTURAL USES

Use Restrictions – State of Florida

In Florida, the use of Hyvar X IVM Herbicide is prohibited in Hardee, Highland, Polk, Orange and Lake counties. For Non-Agricultural Usage in all other areas of the state, do not apply more than 8 pounds of Hyvar X IVM Herbicide (or 6.4 pounds of bromacil) per acre per year, including all formulations of bromacil.

Recommendations for Non-Agricultural Uses for Hyvar X IVM Herbicide

Hyvar X IVM Herbicide is recommended for control of undesirable vegetation for extended periods of time in non-crop areas such as railroads, highway and pipeline rights-of-way, petroleum tank farms, lumberyards, storage areas and industrial plant sites.

Do NOT apply this product to:

- Open water (such as creeks, estuaries, lakes, reservoirs, rivers, streams or salt water bays);
- When water is present in fresh water wetlands (such as bogs, marshes, potholes or swamps);
- Saltwater marshes within tidal areas;
- Ditches, banks along waterways or impervious substrates; or,
- Areas near desirable plants where roots of these plants may extend.

Application Information

Apply Hyvar X IVM Herbicide using a properly calibrated fixed-boom power sprayer with sufficient spray volume to provide uniform coverage of the treated area and to allow proper dispersion and suspension of the product in the spray tank. All use rates of Hyvar X IVM Herbicide are expressed for broadcast treatments. For band treatments, use proportionately less.

Notes for Non-Agricultural Uses:

For small areas, a hand sprayer or sprinkling can be used. When preparing to spray a small area, ¼ cup of Hyvar X IVM Herbicide per 200 sq. ft. is approximately 15 pounds per acre. Use a spray volume of at least 40 gallons per acre to ensure uniform coverage.

Application Timing

Apply Hyvar X IVM Herbicide as a preemergence spray prior to or during the rainy season when weeds are actively germinating or growing. Moisture is required to move Hyvar X IVM Herbicide into the root zone of weeds for preemergence control. For best preemergence weed control, apply prior to rainfall and weed germination.

Application Rates

Apply Hyvar X IVM Herbicide at the rates indicated by weed type in the tables below. When applied at lower rates, Hyvar X IVM Herbicide provides short-term control of the weeds listed; when applied at higher rates, weed control is extended.

Note: Use the higher levels of the dosage ranges listed when applying on adsorptive soils (for example, those high in organic matter or carbon).

Annual Broadleaf Weeds and Grasses – 3 to 6 pounds per acre

Brome, downy	<i>Bromus tectorum</i>
Cheat	<i>Bromus secalinus</i>
Crabgrass	<i>Digitaria</i> spp.
Foxtails	<i>Setaria</i> spp.
Lambsquarter, common	<i>Chenopodium album</i>
Mullein, turkey	<i>Eremocarpus setigerus</i>
Oat, wild	<i>Avena fatua</i>
Puncturevine, common	<i>Tribulus terrestris</i>
Ragweed, common	<i>Ambrosia artemisiifolia</i>
Ryegrass, Italian	<i>Lolium multiflorum</i>

When applied just prior to or just after emergence of annuals, rates as low as 2 pounds per acre control many annual weeds and grass in low rainfall areas and gives short term control in higher rainfall areas.

Perennial Broadleaf Weeds and Grasses – 7 to 15 pounds per acre

Bahiagrass	<i>Paspalum notatum</i>
Bermudagrass	<i>Cynodon dactylon</i>
Bluegrass	<i>Poa</i> spp.
Brome, smooth	<i>Bromus inermis</i>
Broomsedge	<i>Andropogon virginicus</i>
Carrot, wild	<i>Caudus carota</i>
Dandelion, common	<i>Taraxacum officinale</i>
Dogfennel	<i>Eupatorium capillifolium</i>
Goldenrod	<i>Solidago</i> spp.
Johnsongrass	<i>Sorghum halepense</i>
Natalgrass (redtop)	<i>Rhynchelytrum repens</i>
Nutsedge	<i>Cyperus</i> spp.
Plantain	<i>Plantago</i> spp.
Purpletop	<i>Verbena bonariensis</i>
Quackgrass	<i>Agropyron repens</i>

Application rates as low as 5 pounds per acre will control many perennial weeds and grasses in areas with low or seasonal rainfall.

Where limited rainfall (usually less than 4 inches) occurs during the active growth period, such as some areas of the West, Hyvar X IVM Herbicide may not provide satisfactory control of hard-to-kill, deep-rooted perennial weeds such as johnsongrass.

Retreating – Apply 2 to 6 pounds of Hyvar X IVM Herbicide per acre when annual weeds and grasses reappear on sites where weed growth has been controlled. Do not apply Hyvar X IVM Herbicide at more than 15 pounds per acre per year per site.

NOTE: Do not apply at less than 60 day intervals when making multiple applications.

BRUSH CONTROL

To control undesirable woody plants on non-cropland areas such as railroad rights-of-way, storage areas, and industrial plant sites, apply Hyvar X IVM Herbicide in spring or summer as a broadcast or basal (spot) treatment. Do not use where marketable timber or other desirable trees or shrubs are immediately adjacent to the treated area.

Broadcast Treatment – Apply 7 to 15 pounds per acre to control brush such as oak, pine, sweet gum, and willow. Use the higher rates on adsorptive soils (those high in organic matter or carbon).

Basal (Spot) Treatment – Mix 2 ½ pounds in 5 gallons of water and apply at the rate of 1 to 2 fl. oz. per stem 2" to 4" in basal diameter; wet base of stem to run-off. Treatment controls woody plants such as cottonwood, hackberry, maple, oak, poplar, red bud, sweet gum, wild cherry, willow and winged elm.

SPECIAL USES

UNDER ASPHALT AND CONCRETE PAVEMENT

Important Precautions when Applying Under Asphalt

- Do not use Hyvar X IVM Herbicide under pavement in residential properties such as driveways, or in recreational areas, including jogging or bike paths, tennis courts, or golf cart paths.
- Desirable plants may be injured if their roots extend into treated areas or if planted in treated areas.

Application Information

Hyvar X IVM Herbicide may be used in combination with Oust® XP to control weeds under asphalt and concrete pavement such as parking lots, highway shoulders, median strips, roadways and other industrial sites.

Hyvar X IVM Herbicide should only be used in an area that has been prepared according to good construction practices. Use sufficient water to ensure uniform coverage, generally 100 gallons per acre. Agitate the tank continuously to keep Hyvar X IVM Herbicide in suspension.

Application Timing

Hyvar X IVM Herbicide should be applied immediately before paving to avoid lateral movement of the herbicide as a result of soil movement due to rainfall or mechanical means.

Application Rates

Apply Hyvar X IVM Herbicide at 6 to 15 pounds per acre. Use a higher rate on hard to control weeds and/or for longer term weed control.

Tank Mixtures

To control a broader spectrum of weeds, or for an extended period of weed control, a tank mixture of Hyvar X IVM Herbicide at 6 to 15 pounds per acre plus Oust® or Oust® XP at 4 to 8 ounces per acre may be used.

CONDITION OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

To the extent consistent with applicable law, upon purchase or use of this product, purchaser and user agree to the following terms:

Warranty: Alligare, LLC (the Company) warrants that this product conforms to the chemical description on the label in all material respects and is reasonably fit for the purpose referred to in the directions for use, subject to the exceptions noted below, which are beyond the Company's control. To the extent consistent with applicable law, the Company makes no other representation or warranty, express or implied, concerning the product, including no implied warranty of merchantability or fitness for a particular purpose. To the extent consistent with applicable law, no such warranty shall be implied by law, and no agent or representative is authorized to make any such warranty on the Company's behalf.

Terms of Sale: The Company's directions for use of this product must be followed carefully. It is impossible to eliminate all risks inherently associated with use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, and the manner of use or application (including failure to adhere to label directions), all of which are beyond the Company's control. To the extent consistent with applicable law, all such risks are assumed by the user.

Limitation of Liability: To the extent consistent with applicable law, the exclusive remedy against the Company for any cause of action relating to the handling or use of this product is a claim for damages, and in no event shall damages or any other recovery of any kind exceed the price of the product which caused the alleged loss, damage, injury or other claim. To the extent consistent with applicable law, under no circumstances shall the Company be liable for any special, indirect, incidental or consequential damages of any kind, including loss of profits or income. Some states do not allow the exclusion or limitation of incidental or consequential damages.

The Company and the seller offer this product, and the purchaser and user accept this product, subject to the foregoing warranty, terms of sale and limitation of liability, which may be varied or modified only by an agreement in writing signed on behalf of the Company by an authorized representative.

Hyvar® is a registered trademark of Amvac Chemical Corporation.

Oust® is a registered trademark of E.I. du Pont de Nemours and Company.

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