

RESTRICTED USE PESTICIDE

For retail sale to and use only by Certified Applicators or persons under their direct supervision and only for those uses covered by the Certified Applicator's certification.

For Distribution and Use Only in the State of North Dakota

Group **4** Herbicide

FIFRA Sec. 24(c) Special Local Need Label

Engenia[®]
Herbicide

Additional Application Restrictions for Use on Dicamba-tolerant Soybeans

This special local need label expires on December 31, 2018 and must not be used or distributed after this date.

EPA Reg. No. 7969-345
CAUTION/PRECAUTION

EPA SLN No. ND-180001

Directions For Use

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

Refer to the Engenia[®] herbicide container label, EPA Reg. No. 7969-345, for complete Directions For Use and all applicable restrictions and precautions. This label and the Engenia container label must be in the possession of the user at the time of pesticide application.

As required on the Engenia herbicide container label, any applicator working under the supervision of a certified private applicator will also be required to complete the Dicamba-specific training course before being allowed to apply the product.

In the event that there are any inconsistencies with the directions for use between this 24(c) label and any other labeling for this product, follow the directions for use on this 24(c) label.

Restrictions and Limitations

In order to apply Engenia to dicamba-tolerant soybeans in North Dakota, the following restrictions apply:

- **Application Timing:** Applications of the product may **ONLY** be made from one hour after sunrise to one hour before sunset.
- **Cutoff Date:** No applications may be made after June 30 or after the first bloom (R1 growth phase), whichever comes first.
- **Temperature:** As per the North Dakota Department of Agriculture, North Dakota has a unique climate that is different from other soybean-producing states. The application season typically has low humidity. The dry and less humid environment can increase product evaporation and potential off-target movement. No applications may be made if air temperature of the field at the time of application is over 85 degrees Fahrenheit or if the forecasted National Weather Service high temperature at the nearest available location for the day exceeds 85 degrees Fahrenheit.

- **Equipment Ground Speed:** Applicators must maintain a speed of 12 miles per hour (mph) or less when applying **Engenia**.
- **Spray Volume:** Applications must be made with a minimum of 15 gallons of spray solution per acre.
- **Sprayer Nozzles:** No applications may be made using 80-degree or less spray nozzles.

Conditions of Sale and Warranty

The **Directions For Use** of this product reflect the opinion of experts based on field use and tests. The directions are believed to be reliable and must be followed carefully. However, it is impossible to eliminate all risks inherently associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or use of the product in a manner inconsistent with its labeling, all of which are beyond the control of BASF CORPORATION ("BASF") or the Seller. To the extent consistent with applicable law, all such risks shall be assumed by the Buyer.

BASF warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the **Directions For Use**, subject to the inherent risks, referred to above.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S EXCLUSIVE REMEDY AND BASF'S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF THE PRODUCT.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF AND THE SELLER DISCLAIM ANY LIABILITY FOR CONSEQUENTIAL, EXEMPLARY, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

BASF and the Seller offer this product, and the Buyer and User accept it, subject to the foregoing **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of BASF.

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We create chemistry