



The Chemical Company

For distribution and use on Bermudagrass in the state of Texas, under the Specific Exemption Use Directions pursuant to Section 18 of FIFRA, as amended



FIFRA Sec 18 Specific Exemption Use Directions

EPA Reg. No.: 241- 418

EPA File Symbol No.: 09-TX-14

For use on Bermudagrass grown for forage, hay and grazing

This specific exemption is effective from March 12, 2009 to June 30, 2009.

Refer to the Prowl[®] H₂O herbicide main label, EPA Reg. No. 241-418, for complete directions for use and all applicable restrictions and precautions. The full Prowl H₂O container label (EPA Reg. No. 241-418) and these Specific Exemption Use Directions must be in the possession of the user at the time of pesticide application.

Directions For Use

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

Prowl H₂O is a selective herbicide for controlling sandbur as it germinates. Uniformly apply **Prowl H₂O** with properly calibrated ground equipment in 20 or more gallons of water or 20 or more gallons of liquid fertilizer per acre. Use multi-nozzle broadcast boom sprayers equipped with nozzles that provide accurate and uniform application. **DO NOT** apply with cluster jet nozzles nor with other boomless tip spray equipment.

Adequate precipitation (defined as 1 inch of irrigation or rainfall) must be received prior to sandbur germination to achieve effective control. Incorporation is most effective

when a minimum of 1 inch of precipitation is received in a single event.

Always perform a mixing test to check the compatibility of **Prowl H₂O** with all potential tank mix partners. Follow all precautions and restrictions on the labels of all products applied in combination with **Prowl H₂O**. Always follow the most restrictive label.

Endangered Species Protection

If endangered species occur in proximity to the application site, the following mitigation measures are required:

- If applied by ground, leave untreated buffer zone of 200 feet. The product must be applied using a low boom (20 inches above the ground) and ASAE fine to medium/coarse nozzles.

To determine whether your county has an endangered species, consult the website <http://www.epa.gov/espp/usa-map.htm>.

Endangered Species Bulletins may also be obtained from Extension offices or state pesticide agencies. If the bulletin is not available for your specific area, check with the

appropriate local state agency to determine if known populations of endangered species occur in the area to be treated.

SPRAY DRIFT: Avoiding spray drift at the application site is the responsibility of the applicator. The interaction of many equipment- and weather-related factors determines the potential for spray drift. The applicator and grower are responsible for considering all these factors when making decisions. It is the responsibility of the applicator to avoid spray drift onto non-target areas.

Application Instructions

Prowl[®] H₂O herbicide may only be applied by ground and may only be applied by licensed applicators certified in the category for the treatment.

Established Bermudagrass: Apply to established bermudagrass grown for forage, hay and pasture grazing when in dormancy. (Established bermudagrass defined as planted in the fall or spring which has gone through a first cutting/mowing).

Uniformly apply **Prowl H₂O** at a broadcast rate of 2.1 to 3.2 quarts per acre prior to weed germination. Applications can be made during winter dormancy or in the spring prior to green up.

Restrictions and Limitations

- **DO NOT** apply aerially or by chemigation methods.
- **DO NOT** exceed 3.2 quarts of **Prowl H₂O** per acre in any one-crop season.
- Follow all precautions and restrictions on the labels of all products applied in combination with **Prowl H₂O**. Always follow the most restrictive label.
- **DO NOT** apply **Prowl H₂O** less than 40 days prior to bermudagrass harvest for forage or hay or pasture grazing.
- **Some stunting and chlorosis of the bermudagrass may occur with postemergence applications.**
- **Applications made after the bermudagrass exceeds 6 inches in height may result in poor weed control due to possible reduced spray coverage to the soil.**

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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000241-00418.20090313.NVA 2008-04-195-0318

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