For distribution and use only in the state of South Dakota

Group	14	15	Herbicide

FIFRA Sec. 24(c) Special Local Need Label

Verdict®

Powered by **Kixor®** Herbicide

Environmental Precautions and Soil Type Restrictions

This label expires Xxxx, xx, xxxx.

EPA Reg. No. 7969-279

EPA SLN No. SD110001

Refer to the Verdict® herbicide main label, EPA Reg. No. 7969-279, for complete Directions For Use and all applicable restrictions and precautions. When following the instructions on this supplemental label, the user must have this label and the entire Verdict container label in possession at the time of pesticide application.

Directions For Use

It is prohibited to use this product in a manner inconsistent with all applicable directions, restrictions, and precautions found in the labeling of the federally registered product and accompanying supplemental 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.

Environmental Precautions

Where groundwater is near the surface and the soil is coarse and permeable, agricultural chemicals have potential to contaminate the groundwater. The following restrictions have been developed to protect drinking water supplies.

Point Source Contamination

DO NOT transfer, clean, wash, load, unload, rinse, refill, mix, or empty containers or equipment containing **Verdict** or any other pesticide product within 150 feet of any well, sinkholes, natural or impounded lakes and reservoirs, perennial or intermittent streams and rivers, or wetlands unless it is done so over a South Dakota Department of Agriculture approved operational area containment.

Any spilled material must be immediately recovered. Discharges in excess of 25 pounds active ingredient must be reported to the department. Recovered material must be properly stored and handled until proper disposal or use has occurred. The owner or operator shall provide written documentation to the department describing the cause of the discharge, recovery, and sampling procedures analysis reports, and disposition of the recovered materials within 30 days following the date the discharge occurred.

Movement Dissolved in Runoff or Through Soil

DO NOT apply under conditions which favor runoff. **DO NOT** apply to impervious substrates such as paved or highly compacted surfaces or frozen soils. Runoff is minimized through practices that also reduce soil erosion. Slope, grass buffer/filter strips, soil types, tillage practices and drainage conditions must all be considered to prevent contamination of surface water through runoff and erosion.

Groundwater contamination may occur in areas where soils are permeable or coarse and groundwater is near the surface. To minimize the possibility of groundwater contamination, carefully follow application rate recommendations as affected by soil type in the **Application Instructions** section of the main label.

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Soil Type Restrictions

In South Dakota, Verdict® herbicide application is not permitted on the following listed soils where groundwater is within 30 feet from the surface.

The following South Dakota soils series have sand or fine sand texture described in a horizon depth of 0 to12 inches and have an organic matter content of 3% or less (based on the NRCS Soils 5 Database). If the water table is less than 30 feet below land surface, **DO NOT** apply to the following vulnerable sandy soils. If the water table is unknown, **DO NOT** apply **Verdict** to a restricted soil.

Soil Series Restricted:

- Bankard
- Banks
- Boel
- Doger
- Dwyer
- Els
- Hopdraw
- Inavale
- Ipage
- Lihen
- Maddock
- Minnewasta
- Sarpy
- Serden
- Seroco
- Thurman
- Trey
- Valent
- Valentine
- Wortman
- Zeona

If a field contains several soil types, one of which is a vulnerable soil listed above, and the water table is less than 30 feet, **DO NOT** apply **Verdict**.

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. 1108

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