

**TERMS OF SALE:**  
The following provisions are part of the terms of sale. Buyer intends to purchase seed solely for producing a grain or forage crop, and that the seed, or any product from the seed, shall not be resold or used as seed. Buyer agrees that purchase of this seed does not give any rights to use the seed for research purposes. Buyer acknowledges that failure to adhere to this provision would substantially damage the supplier/developer who has a substantial investment in this seed product.

**LIMITATIONS OF WARRANTY AND REMEDY:**

Ratings and related description given on this piece are derived from field trials during past growing seasons. Crop yields and quality are influenced by many conditions beyond the Company's control and therefore cannot be warranted by either the Company nor the distributor or dealer.

Denzler Seeds, Inc.; 1st Choice Seeds warrants that the seeds are as described on the tag attached to the bag, subject to tolerances established by law. THE FOREGOING EXPRESS WARRANTY EXCLUDES ALL OTHER WARRANTIES EXPRESS OR IMPLIED INCLUDING THE WARRANTY OF MERCHANTABILITY AND OF FITNESS FOR A PARTICULAR PURPOSE. THERE ARE NO WARRANTIES WHICH EXTEND BEYOND THE DESCRIPTION THEREON.

By acceptance and use of any seed purchased from the Company, Buyer agrees that the Company's exclusive liability and the Buyer's exclusive remedy for any claim whether as to products delivered or for non-delivery of products, shall be limited in all events to a return of the purchase price of the seed. In no case shall the Company be liable for consequential, incidental, special or indirect damages resulting from the use or handling of the seed. Crop yields and quality are due to so many causes and conditions beyond the Company's control that neither the Company nor the distributor or the dealer can warrant yield or quality.

**MARKETING CONVENTIONAL SEED VARIETIES:**

Denzler Seeds, Inc.; 1st Choice Seeds does not warrant or guarantee any Conventional Seed Variety to be free from genetically modified organisms (GMO) or for any grain derived from Conventional Seed to be suitable for Non-GMO or Conventional grower premium payments. Denzler Seeds, Inc.; 1st Choice Seeds is not liable in any way for any "lost" grower premiums payments. Crop yields, advantageous pollen, variable testing procedures, personnel, equipment and methods at Grain Buyers and quality are due to many causes and conditions beyond the Company's control that neither the Company nor the distributor or the dealer can warrant yield, quality or suitability for a Non-GMO or Conventional Market.

**MANAGEMENT REQUIREMENTS:**

Seeds containing the PowerCore® Enlist®, PowerCore® Enlist® Refuge Advanced®, and Enlist® Corn - REFUGE traits are protected under one or more U.S. patents which can be found at: [www.traitstewardship.com](http://www.traitstewardship.com). The purchase of this traited seed includes a limited license to produce a single crop in the United States. The use of seed from such a crop and/or the progeny thereof for propagation or seed multiplication or for production or development of a hybrid or different variety of seed is strictly prohibited. You acknowledge and agree to be bound by the terms and conditions of the following documents in effect at the time of planting of this seed: (i) the Corteva Agriscience Technology Use Agreement and (ii) the Product Use Guides for all technologies in this seed, including the Herbicide Resistance Management (HRM), and Use requirements.

To plant PowerCore Enlist, PowerCore Enlist Refuge Advanced, and Enlist Corn - REFUGE seed, you must have a limited license from Corteva Agriscience (or other appropriate affiliates). In consideration of the foregoing, Corteva Agriscience grants to the Grower a limited license to use its technology to produce only a single commercial crop in the United States under the terms and conditions set forth in the Technology Use Agreement in effect at the time of planting of this seed.

IRM - Properly managing trait technology is key to preserving it as a long term crop protection tool. Growers who fail to comply with IRM requirements risk losing access to this product. To help preserve the effectiveness of B.t. corn technologies, growers planting B.t. corn technologies are required to follow an IRM Plan. Consult the Corn Product Use Guide for appropriate refuge configuration options. Before opening a bag of seed, be sure to read, understand and accept the stewardship requirements, including applicable refuge requirements for insect resistance management, for the biotechnology traits expressed in the seed as set forth in the Technology Use Agreement and Product Use Guide. By opening and using a bag of seed, you are reaffirming your obligation to comply with the most recent stewardship requirements. For complete details on IRM requirements for hybrids with Bt technology, including refuge examples and important information on the use of insecticides on refuge and Bt corn acres, please consult appropriate Product Use Guide. Go to [www.corteva.us/Resources/trait-stewardship.html](http://www.corteva.us/Resources/trait-stewardship.html) to download the latest Corteva Agriscience Corn Product Use Guide.

Corteva Agriscience is a member of Excellence Through Stewardship® (ETS). Corteva Agriscience products are commercialized in accordance with ETS Product Launch Stewardship Guidance and in compliance with the Corteva Agriscience policies regarding stewardship of those products. In line with these guidelines, Corteva Agriscience's product launch process for responsible launches of new products includes a long-standing process to evaluate export market information, value chain consultations, and regulatory functionality. Growers and end-users must take all steps within their control to follow appropriate stewardship requirements and confirm their buyer's acceptance of the grain or other material being purchased. For more detailed information on the status of a trait or stack, please visit [www.biotradestatus.com](http://www.biotradestatus.com).

Excellence Through Stewardship® is a registered trademark of Global Stewardship Group.

Following burndown, Enlist Duo® and Enlist One® herbicides with Colex-D® technology are the only herbicides containing 2,4-D that are authorized for preemergence and postemergence use with Enlist® corn and soybeans. Consult Enlist® herbicide labels for weed species controlled. Enlist Duo and Enlist One herbicides are not registered for use or sale in all states and counties; are not registered in AK, CA, CT, HI, ID, MA, ME, MT, NH, NV, OR, RI, UT, VT, WA and WY; and have additional subcounty restrictions in AL, GA, TN and TX, while existing county restrictions still remain in FL. All users must check "Bulletins Live! Two" no earlier than six months before using Enlist One or Enlist Duo. To obtain "Bulletins," consult [epa.gov/esppl](http://epa.gov/esppl), call 1-844-447-3813, or email [ESP@epa.gov](mailto:ESP@epa.gov). You must use the "Bulletin" valid for the month and state and county in which Enlist One or Enlist Duo are being applied. Contact your state pesticide regulatory agency if you have questions about the registration status of Enlist® herbicides in your area. ALWAYS READ AND FOLLOW PESTICIDE LABEL DIRECTIONS. IT IS A VIOLATION OF FEDERAL AND STATE LAW TO USE ANY PESTICIDE PRODUCT OTHER THAN IN ACCORDANCE WITH ITS LABELING. ONLY USE FORMULATIONS THAT ARE SPECIFICALLY LABELED FOR SUCH USE IN THE STATE OF APPLICATION. USE OF PESTICIDE PRODUCTS, INCLUDING, WITHOUT LIMITATION, 2,4-D-CONTAINING PRODUCTS

NOT AUTHORIZED FOR USE WITH ENLIST CORN AND SOYBEANS, MAY RESULT IN OFF-TARGET DAMAGE TO SENSITIVE CROPS/AREAS AND/OR SUSCEPTIBLE PLANTS, IN ADDITION TO CIVIL AND/OR CRIMINAL PENALTIES. Additional product-specific stewardship requirements for Enlist crops, including the Enlist Product Use Guide, can be found at [www.traitstewardship.com](http://www.traitstewardship.com).

POWERCORE® is a registered trademark of Bayer Group. POWERCORE® multi-event technology developed by Corteva Agriscience and Bayer Group. Liberty®, LibertyLink® and the Water Droplet Design are registered trademarks of BASF. ®Roundup and Roundup Ready are registered trademarks of Bayer Group. Always follow IRM, grain marketing and all other stewardship practices and pesticide label directions. B.t. products may not yet be registered in all states. Check with your seed representative for the registration status in your state. The transgenic soybean event in Enlist E3® soybeans is jointly developed and owned by Corteva Agriscience and M.S. Technologies, L.L.C.

Excellence Through Stewardship® is a registered trademark of Excellence Through Stewardship.

™ ® Trademarks of Corteva Agriscience and its affiliated companies. No dicamba may be used in-crop with seed with Roundup Ready® Xtend Technology, unless and until approved or specifically permitted, and no dicamba formulations are currently registered for such use in the 2024 season. Please follow <https://www.roundupreadyxtend.com/pages/xtendimax-updates.aspx> for status updates.



Bayer is a member of Excellence Through Stewardship® (ETS). Bayer products are commercialized in accordance with ETS Product Launch Stewardship Guidance, and in compliance with Bayer's Policy for Commercialization of Biotechnology-Derived Plant Products in Commodity Crops. Commercialized products have been approved for import into key export markets with functioning regulatory systems. Any crop or material produced from this product can only be exported to, or used, processed or sold in countries where all necessary regulatory approvals have been granted. It is a violation of national and international law to move material containing biotech traits across boundaries into nations where import is not permitted. Growers should talk to their grain handler or product purchaser to confirm their buying position for this product. Excellence Through Stewardship® is a registered trademark of Excellence Through Stewardship.

ALWAYS READ AND FOLLOW PESTICIDE LABEL DIRECTIONS. It is a violation of federal and state law to use any pesticide product other than in accordance with its labeling. NOT ALL formulations of dicamba or glyphosate are approved for in-crop use with Roundup Ready 2 Xtend® soybeans. NOT ALL formulations of dicamba, glyphosate or glufosinate are approved for in-crop use with products with XtendFlex® Technology. ONLY USE FORMULATIONS THAT ARE SPECIFICALLY LABELED FOR SUCH USES AND APPROVED FOR SUCH USE IN THE STATE OF APPLICATION. Contact the U.S. EPA and your state pesticide regulatory agency with any questions about the approval status of dicamba herbicide products for in-crop use with products with XtendFlex® Technology.

B.t. products may not yet be registered in all states. Check with your seed brand representative for the registration status in your state.

Refuge seed may not always contain the DroughtGard® trait. IMPORTANT IRM INFORMATION: Certain products are sold as RIB Complete® corn blend products, and do not require the planting of a structured refuge except in the Cotton-Growing Area where corn earworm is a significant pest. Products sold without refuge in the bag (non-RIB Complete) require the planting of a structured refuge. See the IRM/Grower Guide for additional information. Always read and follow IRM requirements.

Roundup Ready® 2 Technology contains genes that confer tolerance to glyphosate. Roundup Ready 2 Xtend® soybeans contain genes that confer tolerance to glyphosate and dicamba. Products with XtendFlex® Technology contains genes that confer tolerance to glyphosate, glufosinate and dicamba. Plants that are not tolerant to glyphosate may be damaged or killed if exposed to those herbicides. Plants that are not tolerant to glyphosate, dicamba, and/or glufosinate may be damaged or killed if exposed to those herbicides. Plants that are not tolerant to dicamba may be damaged or killed if exposed to those herbicides. Contact your seed brand dealer or refer to the Bayer Technology Use Guide for recommended weed control programs.

Insect control technology provided by Vip3A is utilized under license from Syngenta Crop Protection AG. DroughtGard®, RIB Complete®, Roundup Ready 2 Technology and Design®, Roundup Ready 2 Xtend®, Roundup Ready 2 Yield®, Roundup Ready®, SmartStax®, Trecepta®, VT Double PRO® and XtendFlex® are registered trademarks of Bayer Group. Herculex® is a registered trademark of Dow AgroSciences LLC. Agrisure Viptera® is a registered trademark of a Syngenta group company. LibertyLink logo® and LibertyLink® are trademarks of BASF Corporation. Respect the Refuge and Corn Design® and Respect the Refuge® are registered trademarks of National Corn Growers Association.



**HERCULEX® I** Insect Protection **VT PRO** Corn trait technology incorporated into these seeds is commercialized under license from Syngenta Seeds, LLC. Herculex® Technology incorporated into these seeds is commercialized under license from Corteva Agriscience LLC. HERCULEX® and the HERCULEX Shield are trademarks of Corteva Agriscience LLC.

**YieldGard VT PRO** YieldGard VT Pro® is a registered trademark used under license from the Bayer Group.

Agrisure® and EZ Refuge® are trademarks of a Syngenta Group Company. Agrisure® Technology incorporated into these seeds is commercialized under license from Syngenta Seeds, Inc. CAUTION: Do Not Spray EZ Refuge products with glufosinate ammonium-based herbicides, including Liberty herbicide.

**LIBERTY LINK** LibertyLink®, Liberty® and Water Droplet Design® are registered trademarks of BASF. Seed products with the LibertyLink® trait (LL) are resistant to the herbicide glufosinate ammonium, an alternative to glyphosate in corn, and combine high-yielding genetics with the powerful, non-selective, post-emergence weed control of Liberty® herbicide for optimum yield and excellent weed control. For additional product information call 1st Choice Seeds at 1-765-938-3000 or visit [www.agriculture.basf.com](http://www.agriculture.basf.com).

LIBERTYLINK® PATENT STATEMENT; Soybean seeds containing the LibertyLink® trait are protected under multiple US patents and may be planted only to produce one (1) commercial crop and only after signing a Grower Trait License agreement. It is illegal to save or catch soybean seeds containing the LibertyLink trait for use as planting seed or for transfer to others for use as planting seed.

**Important: Always read and follow label and bag tag instructions; only those labeled as tolerant to glufosinate may be sprayed with glufosinate ammonium-based herbicides.** Agrisure® Above, Duracade®, Viptera®, Viptera® Z3, and E-Z Refuge® are trademarks of a Syngenta Group Company. More information about Duracade® is available at <http://www.biotradestatus.com>.

**CORPORATE MEMBERSHIPS:** Denzler Seeds, Inc. d/b/a 1st Choice Seeds is a proud member of the Independent Professional Seed Association; the American Seed Trade Association; the Agribusiness Council of Indiana; National Federation of Independent Business and the Rushville, Indiana Chamber of Commerce.

**RETURN POLICY:**

Returns are allowed for Indiana, Ohio, Kentucky and Tennessee customers. For Indiana, Ohio, Kentucky and Tennessee customers Denzler Seeds Inc.; 1st Choice Seeds/Rush Seeds will accept returns of unopened seed corn and unopened, untreated soybean seed.

1st Choice Seeds/Rush Seeds must be notified no later than June 10 that you have a return of seed corn or untreated soybean seed. If planting is delayed beyond June 10, please inform us by this date. We reserve the right not to accept returns if we have not been informed by June 10. Seed Corn coated with Seed Applied Insecticide above the standard usage rate is not returnable. Seed in opened 1st Boxes, opened Mini-Bulk packaging or bulk delivery seed is not returnable. Returns are not accepted on treated soybean seed.

**REPLANT AGREEMENT – 1ST CHOICE SEEDS CORN:**

If for any reason, the stand of corn upon any field planted with seed corn sold by Denzler Seeds, Inc.; 1st Choice Seeds, is so diminished that the customer replants the field to corn within 40 days from the date of original planting, we will furnish at no charge a quantity of non-GMO or bio-tech corn up to:

100% of your original purchase for 1st Support corn customers. Consult with your Seed Specialist for requirements to qualify for 1st Support.

(10%) 1/10th of your original purchase for customers that do not qualify for 1st Support. If more than (10%) 1/10th of your original corn purchase is required for replant we will furnish seed at \$100 per unit plus any trait fees that may be applicable.

Bio-tech replant corn may be furnished in the trait option of your original purchase. Please note that bio-tech fees will be charged if the trait on replanted corn is not the same trait on the original planting. The original planting date may not be before the Federal Crop Insurance eligibility date for your farm. Denzler Seeds, Inc.; 1st Choice Seeds, reserves the right to substitute seed corn varieties used for replant based upon current availability. If we cannot furnish seed, we reserve the right to furnish an equal amount of seed for replanting the following year.

**REPLANT AGREEMENT – RUSH SEEDS CORN:**

If for any reason, the stand of corn upon any field planted with seed corn sold by Denzler Seeds, Inc.; Rush Seeds, is so diminished that the customer replants the field to corn within 40 days from the date of original planting, we will furnish at no charge a quantity of non-GMO or bio-tech corn up to:

(10%) 1/10th of your original purchase at no charge. If more than (10%) 1/10th of your original corn purchase is required for replant we will furnish seed at \$150 per unit.

The original planting date may not be before the Federal Crop Insurance eligibility date for your farm. Denzler Seeds, Inc.; Rush Seeds, reserves the right to substitute seed corn varieties used for replant based upon current availability. If we cannot furnish seed, we reserve the right to furnish an equal amount of seed for replanting the following year.

**REPLANT AGREEMENT – 1ST CHOICE SEEDS SOYBEANS:**

100% of your original purchase will be furnished at no cost for replant soybean units if ALL of your original planting was coated with 1st Coat seed treatment and the original planting date was not before the Federal Crop Insurance eligibility date for your farm.

All other replanted soybean units will be furnished at \$24.00 per unit. Please note that additional bio-tech fees may be charged if the trait on replanted seed is not the same trait on the original planting.

**REPLANT AGREEMENT – RUSH SEEDS SOYBEANS:**

Soybean units will be furnished at \$50.00 per unit.

**PAYMENT TERMS:**

Prices are subject to change without notice. Our business depends upon your prompt payment. Consult with your Seed Specialist for terms and early pay discounts. 1st Choice Seeds PRE-SEASON FINANCE PLAN and IN-SEASON FINANCE PLAN are available for qualified growers. 1-1/2% per month finance charge will be added to all past due accounts.