CONDITIONS FOR USE OF DIRTGLUE (REGISTERED TRADEMARK OF
DIRTGLUE ENTERPRISES
WITH DETERMINATION OF ENVIRONMENTAL COMPATIBILITY BY NEW YORK
DEPARTMENT OF ENVIRONMENTAL CONSERVATION IN CONSULTATION
WITH THE NEW YORK STATE DEPARTMENT OF HEALTH FOR THE NEW YORK
STATE DEPARTMENT OF TRANSPORTATION APPROVED MATERIALS LIST

Applicant: DirtGlue Enterprises

GENERAL CONDITIONS

1. DirtGlue Enterprises shall ensure that every applicator of DirtGlue™ is provided a copy of
these conditions.

2. These Conditions do not override the need for any applicator to obtain permits (including
DEC permits) or approvals that may be required (e.g., use associated with activities in or
near regulated wetlands, surface waters, or other regulated natural resources.)

3. DirtGlue™ shall only be used as stated in these conditions and shall not be mixed with any
other chemicals, including petroleum products.

4. No application shall be conducted when the National Weather Service forecasts greater than
25% probability of precipitation in the application area to occur within 24 hours, or the
temperature will drop below 35°F anytime within 24 hours after the application.

5. Applications shall not be conducted when the ground is saturated (due to precipitation or
wetting) as defined by visible pools of water at or in the vicinity of the application, in order
to prevent movement of DirtGlue™ beyond the shoulder of the road.

6. DirtGlue™ must not be applied or handled in a manner that could result in spillage or
application within 100 feet of a wetland regulated by New York State, or 50 feet of all other
water bodies and bridges.

7. Any spill which could enter the waters of the state shall be reported to the DEC Spills
Hotline within two hours (1-800-457-7362). Any required response (including any needed
cleanup) in addition to that being conducted shall then be determined by the DEC regional
office.

8. The time of application shall be chosen to take meteorological conditions into account, to
avoid significant potential airborne or odor impacts.

9. Prior to application, the DirtGlue™ Material Safety Data Sheet shall be provided to
applicators and others who would come in proximity or contact with the material.
10. Within one week after each application of DirtGlue™, applicators shall notify DEC of any complaints received as a result of applying the product. Notification shall be made to:

   Mr. Carlos Montes
   Research Scientist
   NYS Department of Environmental Conservation
   625 Broadway, 4th Floor
   Albany, NY 12233-1750
   Tel: 518-402-9469

   The notification shall include the name, address and phone number of applicator and complaint(s); date, time, and nature of each complaint; and any mitigation measures undertaken by the applicator.