

**APPLICATION FOR PURCHASE OF RESERVE PRUNES
FOR GOVERNMENT PURCHASE**

Date: _____

Prune Marketing Committee
3017 Douglas Blvd, Suite 280
Roseville, CA 95661

Gentlemen:

Pursuant to your "Offer to Sell 20____ Crop Reserve Prunes," dated _____, 20____, as the First Re-Offer provided in the resolution that was attached to the Initial Offer Application as a part thereof; the undersigned, hereinafter called the Handler, hereby applies to the Prune Marketing Committee (Committee) for the acquisition of 20____ crop year natural condition reserve prunes as described in the schedule, attached herewith and made a part hereof; in the amount of _____ tons in accordance with the following terms and conditions:

1. Price

It is understood and agreed that the price of said tons in total shall be \$ _____ as shown on the attached schedule as the net after deducting adjustments of \$ _____ per ton for over-pack in the government purchase of _____ and agreed upon hauling allowance according to location of said reserve prunes.

2. Title

Title in the quantity of prunes acquired hereunder shall pass to the Handler upon receipt and approval hereof by the Committee through its duly authorized representative.

3. Condition of acquisition

This application, in order to be approved by the Committee, shall be received by the Committee not later than _____, 20____.

4. Failure to perform

If delivery by the Committee of prunes purchased hereunder shall be prevented or materially interfered with by exercise of Government authority, Act of God, or by embargo, civil commotion, fire strikes, or any other cause beyond the control of the Committee, the Committee shall be excused from performance hereunder to the extent that any such condition interferes with present performance hereunder or prevents performance.

5. Records

The Handler shall maintain adequate records showing purchases hereunder. Such records, accounts, and other documents relating to any transactions involving such prunes shall be preserved for a period of at least two years after the termination of the current crop year ending _____ and shall be available during the regular business hours for inspection and audit by the Committee.

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0581-0178. The time required to complete this information collection is estimated to average 3 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

6. Contractual significance

When approved by the Committee, this document shall be a contract between the parties hereto which shall be effective on the date approved by the Committee.

Handler: _____

Signature: _____

Title: _____

APPROVED: Prune Marketing Committee

Signature: _____

Title: _____

Date: _____

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

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