200700117

No.

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Crites-Moscow Growers, Inc.

Whereas, THERE HAS BEEN PRESENTED TO THE

Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED DISTINCT VARIETY OF SEXUALLY REPRODUCED, OR TUBER PROPAGATED PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF TWENTY YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC REPLENISHMENT OF VIABLE BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE RIGHT TO EXCLUDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, OR IMPORTING IT, OR EXPORTING IT, OR CONDITIONING IT FOR PROPAGATION, OR STOCKING IT FOR ANY OF THE ABOVE PURPOSES, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT. (84 STAT. 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

PEA

'Naches'

In Testimony Whereof, I have hereunto set my hand and caused the seal of the Plant Variety Protection Office to be affixed at the City of Washington, D.C. this fifteenth day of June, in the year two thousand and seven.

Attest:

Commissioner
Plant Variety Protection Office
Agricultural Marketing Service

Secretary of Agriculture

REPRODUCE LOCALLY. *Include form number and date on all reproductions*

Form Approved - OMB No. 0581-0055

U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
SCIENCE AND TECHNOLOGY - PLANT VARIETY PROTECTION OFFICE

APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE
(Instructions and information collection burden statement on reverse)

The following statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a) and the Paperwork Reduction Act (PRA) of 1995.

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). Information is held confidential until certificate is issued (7 U.S.C. 2426).

1. NAME OF OWNER
Crites Moscow Growers, Inc.

2. TEMPORARY DESIGNATION OR EXPERIMENTAL NAME
CMG-394AF

3. VARIETY NAME
Naches

4. ADDRESS *(Street and No., or R.F.D. No., City, State, and ZIP Code, and Country)*
212 W. 8th St.
PO Box 8912
Moscow, Id 83843-1412

5. TELEPHONE *(include area code)*
208-882-5519

6. FAX *(include area code)*
208-882-6464

FOR OFFICIAL USE ONLY
PVPO NUMBER
#200700117
FILING DATE
FEBRUARY 5, 2007

7. IF THE OWNER NAMED IS NOT A "PERSON", GIVE FORM OF ORGANIZATION *(corporation, partnership, association, etc.)*
Corporation

8. IF INCORPORATED, GIVE STATE OF INCORPORATION
Idaho

9. DATE OF INCORPORATION
May 10, 1933

10. NAME AND ADDRESS OF OWNER REPRESENTATIVE(S) TO SERVE IN THIS APPLICATION. *(First person listed will receive all papers)*
Robert Arthur
Crites Moscow Growers, Inc.
PO Box 8912
Moscow, Id 83843-1412

FEES RECEIVED
FILING AND EXAMINATION FEES:
$ 4,382.00
DATE 2/5/07
CERTIFICATION FEE:
$ 768.00
DATE 5/31/2007

11. TELEPHONE (Include area code)
208-882-5519

12. FAX (Include area code)
208-882-6464

13. E-MAIL
bob@critesmoscow.com

14. CROP KIND *(Common Name)*
Garden Pea

16. FAMILY NAME *(Botanical)*
Leguminosae

15. GENUS AND SPECIES NAME OF CROP
Pisum Sativum

17. IS THE VARIETY A FIRST GENERATION HYBRID?
☐ YES ☒ NO

18. DOES THE VARIETY CONTAIN ANY TRANSGENES? *(OPTIONAL)*
☐ YES ☒ NO
IF SO, PLEASE GIVE THE ASSIGNED USDA-APHIS REFERENCE NUMBER FOR THE APPROVED PETITION TO DEREGULATE THE GENETICALLY MODIFIED PLANT FOR COMMERICALIZATION. _____

19. CHECK APPROPRIATE BOX FOR EACH ATTACHMENT SUBMITTED
(Follow instructions on reverse)

a. ☒ Exhibit A. Origin and Breeding History of the Variety
b. ☒ Exhibit B. Statement of Distinctness
c. ☒ Exhibit C. Objective Description of Variety
d. ☒ Exhibit D. Additional Description of the Variety *(Optional)*
e. ☒ Exhibit E. Statement of the Basis of the Owner's Ownership
f. ☒ Exhibit F. Declaration Regarding Deposit
g. ☒ Voucher Sample *(3,000 viable untreated seeds or, for tuber propagated varieties, verification that tissue culture will be deposited and maintained in an approved public repository)*
g. ☒ Filing and Examination Fee ($4,382), made payable to "Treasurer of the United States" *(Mail to the Plant Variety Protection Office)*

20. DOES THE OWNER SPECIFY THAT SEED OF THIS VARIETY BE SOLD AS A CLASS OF CERTIFIED SEED? *(See Section 83(a) of the Plant Variety Protection Act)*
☐ YES *(If "yes", answer items 21 and 22 below)* ☒ NO *(If "no", go to item 23)*

21. DOES THE OWNER SPECIFY THAT SEED OF THIS VARIETY BE LIMITED AS TO NUMBER OF CLASSES?
☐ YES ☐ NO
IF YES, WHICH CLASSES? ☐ FOUNDATION ☐ REGISTERED ☐ CERTIFIED

22. DOES THE OWNER SPECIFY THAT SEED OF THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS?
☐ YES ☐ NO
IF YES, SPECIFY THE NUMBER 1,2,3, etc. FOR EACH CLASS.
☐ FOUNDATION ☐ REGISTERED ☐ CERTIFIED
(If additional explanation is necessary, please use the space indicated on the reverse.)

23. HAS THE VARIETY (INCLUDING ANY HARVESTED MATERIAL) OR A HYBRID PRODUCED FROM THIS VARIETY BEEN SOLD, DISPOSED OF, TRANSFERRED, OR USED IN THE U. S. OR OTHER COUNTRIES?
☒ YES ☐ NO
IF YES, YOU MUST PROVIDE THE DATE OF FIRST SALE, DISPOSITION, TRANSFER, OR USE FOR EACH COUNTRY AND THE CIRCUMSTANCES. *(Please use space indicated on reverse.)*

24. IS THE VARIETY OR ANY COMPONENT OF THE VARIETY PROTECTED BY INTELLECTUAL PROPERTY RIGHT *(PLANT BREEDER'S RIGHT OR PATENT)*?
☒ YES ☐ NO
European Union Applied
UK Applied
IF YES, PLEASE GIVE COUNTRY, DATE OF FILING OR ISSUANCE AND ASSIGNED REFERENCE NUMBER. *(Please use space indicated on reverse.)*

25. The owners declare that a viable sample of basic seed of the variety has been furnished with application and will be replenished upon request in accordance with such regulations as may be applicable, or for a tuber propagated variety a tissue culture will be deposited in a public repository and maintained for the duration of the certificate.

The undersigned owner(s) is(are) the owner of this sexually reproduced or tuber propagated plant variety, and believe(s) that the variety is new, distinct, uniform, and stable as required in Section 42, and is entitled to protection under the provisions of Section 42 of the Plant Variety Protection Act.

Owner(s) is (are) informed that false representation herein can jeopardize protection and result in penalties.

SIGNATURE OF OWNER	SIGNATURE OF OWNER		
Robert M Arthur			
NAME *(Please print or type)* Robert M Arthur for Crites Moscow Growers, Inc.	NAME *(Please print or type)*		
CAPACITY OR TITLE Research Director	DATE 2/01/07	CAPACITY OR TITLE	DATE

(See reverse for instructions and information collection (burden) statement)

ST-470 (02-08) designed by the Plant Variety Protection Office using Word 2003.

#200700117

GENERAL INSTRUCTIONS: To be effectively filed with the Plant Variety Protection Office (PVPO), **ALL** of the following items must be **received** in the PVPO: (1) Completed application form signed by the owner; (2) completed exhibits A, B, C, E, F; (3) for a tuber reproduced variety, verification that a viable *(in the sense that it will reproduce an entire plant)* tissue culture will be deposited and maintained in an approved public repository; and (4) payment by credit card or check drawn on a U.S. bank for $4,382 ($518 filing fee and $3,864 examination fee), payable to "Treasurer of the United States" *(See Section 97.6 of the Regulations and Rules of Practice)*. **NEW:** With the application for a seed reproduced variety **or by direct deposit soon after filing**, the applicant must provide at least 3,000 viable untreated seeds of the variety *per se*, and for a hybrid variety at least 3,000 untreated seeds of each line necessary to **reproduce** the variety. Partial applications will be held in the PVPO for not more than 90 days; then returned to the applicant as un-filed. Mail application and other requirements to Plant Variety Protection Office, AMS, USDA, Room 401, NAL Building, 10301 Baltimore Avenue, Beltsville, MD 20705-2351. Retain one copy for your files. All items on the face of the application are self explanatory unless noted below. Corrections on the application form and exhibits must be initialed and dated. **DO NOT** use masking materials to make corrections. If a certificate is allowed, you will be requested to send a payment by credit card or check payable to "Treasurer of the United States" in the amount of $766 for issuance of the certificate. Certificates will be issued to owner, not licensee or agent.

NOTES: It is the responsibility of the applicant/owner to keep the PVPO informed of any changes of address or change of ownership or assignment or owner's representative during the life of the application/certificate. The fees for filing a change of address; owner's representative; ownership or assignment; or any modification of owner's name is specified in Section 97.175 of the regulations. *(See Section 101 of the Act, and Sections 97.130, 97.131, 97.175(h) of the Regulations and Rules of Practice.)*

Plant Variety Protection Office
Telephone: (301) 504-5518 FAX: (301) 504-5291
General E-mail: PVPOmail@usda.gov
Homepage: http://www.ams.usda.gov/science/pvpo/PVPindex.htm

SPECIFIC INSTRUCTIONS:
To avoid conflict with other variety names in use, the applicant must check the appropriate recognized authority and **provide evidence** that the permanent name of the application variety (even if it is a parental, inbred line) has been cleared by the appropriate recognized authority before the Certificate of Protection is issued. For example, for agricultural and vegetable crops, contact: U.S. Department of Agriculture, Agricultural Marketing Service, Livestock and Seed Programs, **Seed Regulatory and Testing Branch**, 801 Summit Crossing Place, Suite C, Gastonia, North Carolina 28054-2193 Telephone: (704) 810-8870. http://www.ams.usda.gov/lsg/seed.htm.

ITEM

19a. Give:
(1) the genealogy, including public and commercial varieties, lines, or clones used, and the breeding method;
(2) the details of subsequent stages of selection and multiplication;
(3) evidence of uniformity and stability; and
(4) the type and frequency of variants during reproduction and multiplication and state how these variants may be identified

19b. Give a summary of the variety's distinctness. Clearly state how this application variety may be distinguished from all other varieties in the same crop. If the new variety is most similar to one variety or a group of related varieties:

(1) identify these varieties and state all differences objectively;
(2) attach replicated statistical data for characters expressed numerically and demonstrate that these are clear differences: and
(3) submit, if helpful, seed and plant specimens or photographs (prints) of seed and plant comparisons which clearly indicate distinctness.

19c. Exhibit C forms are available from the PVPO Office for most crops; specify crop kind. Fill in Exhibit C (Objective Description of Variety) form as completely as possible to describe your variety.

19d. Optional additional characteristics and/or photographs. Describe any additional characteristics that cannot be accurately conveyed in Exhibit C. Use comparative varieties as is necessary to reveal more accurately the characteristics that are difficult to describe, such as plant habit, plant color, disease resistance, *etc.*

19e. Section 52(5) of the Act requires applicants to furnish a statement of the basis of the applicant's ownership. An Exhibit E form is available from the PVPO.

20. If "Yes" is specified *(seed of this variety be sold by variety name only, as a class of certified seed)*, the applicant **MAY NOT** reverse this affirmative decision after the variety has been sold and so labeled, the decision published, or the certificate issued. However, if "No" has been specified, the applicant may change the choice. *(See Regulations and Rules of Practice, Section 97.103).*

23. *See Sections 41, 42, and 43 of the Act and Section 97.5 of the regulations for eligibility requirements.*

24. *See Section 55 of the Act for instructions on claiming the benefit of an earlier filing date.*

22. CONTINUED FROM FRONT *(Please provide a statement as to the limitation and sequence of generations that may be certified.)*

23. CONTINUED FROM FRONT *(Please provide the date of first sale, disposition, transfer, or use for each country and the circumstances, if the variety (including any harvested material) or a hybrid produced from this variety has been sold, disposed of, transferred, or used in the U.S. or other countries.)*

24. CONTINUED FROM FRONT *(Please give the country, date of filing or issuance, and assigned reference number, if the variety or any component of the variety is protected by intellectual property right (Plant Breeder's Right or Patent).)*

UK 1/17/06 AFP 11/671 CMG-394AF (Naches)

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 0581-0055. The time required to complete this information collection is estimated to average 1.4 hours 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.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance program (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD).

To file a complaint of discrimination, write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.

ST-470 (02-08) designed by the Plant Variety Protection Office using Word 2003.

23. The first sales of Naches were made to the following countries.

U.S.A. March 2, 2006
New Zealand, August 24,2006
Germany, January 25, 2007
Holland, January 26, 2007

The purpose of the sales was for Green Pea Production.

EU CPVO

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#200700117

Applications & Rights granted

Breeder's Reference containing : "CMG-394AF" (1)

File number	Application date	Specie	Denomination	Breeder's Refrence	Status	Applicants
20060489	20-FÉVR.-2006	Pisum sativum L. sensu lato	NACHES	cmg-394af	Active	APPLICANTS

Species

Botanical Name of Speci

Applicants / Holders

Applicants name contain

Denomination

Denomination containing

Breeder'sReference

Breeder's Reference cont

File number

File number 99999999 :

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EXHIBIT A REVISED

Naches originated from a hand pollinated cross with Snake as the female parent and Tyne as the male parent.

1994 Greenhouse cross	Moscow, Idaho
1995 Greenhouse Winter	F1 Bulk
1995 Pedigree selection	F2 Green Bay, Wisconsin
1996 Greenhouse Winter	F3 Bulk, Moscow
1996 Pedigree Selection	F4 Green Bay
1997 Pedigree Selection	F5 Green Bay
1998 Pedigree Selection	F6 Green Bay
1999 Bulk	F7 Moscow
2000 Observation	F8 Moscow
2001 Green Pea Trial	Moscow
2001 Bulk Increase	Greenhouse
2002 Increase	Quincy, Washington
2003 Increase	Quincy
2004 Increase	Quincy
2004-2005 Increase	New Zealand
2005 Increase & Trial	Quincy
2005-2006 Increase & Trial	New Zealand
	Contracted Production & Processor Trials

Selection Criteria: The breeding objective to develop Naches was to have an afila plant structure similar to Snake, more determinate, Powdery Mildew resistance of Tyne, and the high yield potential of both varieties. The aim was to have a variety well adapted to the Midwest.

F1 Bulk with segregation not occurring.
F2 Single plant selected appearing more determinate like Snake and not as tall as Tyne
F3 Advance generation with no selection criteria used.
F4-F6 Single plant selected with determinate habit, multi-pods, and vigorous.
F7 Progeny row observed for maturity stability.
F8 Naches was free of Powdery Mildew with it present on susceptible varieties.

Naches has been observed for 6 generations of reproduction and during the seed increase period is stable and uniform. No variants were observed.

EXHIBIT B

Naches is most similar to Snake however, Naches has the *er* gene conferring resistance to *Erisyphe pisi* (powdery mildew), whereas Snake lacks the *er* gene and is susceptible. Naches vine length is 7 centimeters shorter than Snake.

Naches is also most similar to Tyne however, Naches is resistant to race 2 and race 5 of *Fusarium oxysporum* f. sp. *Pisi*, whereas Tyne is susceptible.

REPRODUCE LOCALLY. Include form number and date on all reproductions. Form Approved OMB NO 0581-0055

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 0581-0055. The time required to complete this information collection is estimated to average 2.0 hours 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.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance program (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD).

To file a complaint of discrimination, write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.

Exhibit C

U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
SCIENCE AND TECHNOLOGY
PLANT VARIETY PROTECTION OFFICE
BELTSVILLE, MD 20705

OBJECTIVE DESCRIPTION OF VARIETY
Pea *(Pisum sativum* L.)

NAME OF APPLICANT (S)	TEMPORARY OR EXPERIMENTAL DESIGNATION	VARIETY NAME
Crites Moscow Growers, Inc.	CMG-394AF	Naches

ADDRESS *(Street and No. or RD No., City, State, Zip Code and Country)*

PO Box 8912
Moscow, Id 83843-1412

FOR OFFICIAL USE ONLY

PVPO NUMBER

#200700117

PLEASE READ ALL INSTRUCTIONS CAREFULLY: Place the appropriate number that describes the varietal character of this variety in the boxes below. Place a zero in the first box (e.g., [0|9|9] or [0|9]) when the number is either 99 or less or 9 or less respectively. Data for quantitative plant characters should be based on a minimum of 100 plants. Comparative data should be determined from varieties entered in the same trial. Royal Horticultural Society or any recognized color standard may be used to determine plant colors; designate system used: _____. Please answer all questions for your variety; lack of response may delay progress of your application.

1. TYPE:

[1] 1 = Garden 2 = Field 3 = Edible-podded 4 = Other (Specify) _____

2. MATURITY:

[16] Node Number of First Bloom: [0|7|2] No. of Days Processing [1|6|4|0] Heat Units

[ ] No. of Days Earlier Than [ ]
Days Same As [ ]
[0|2] No. of Days Later Than [4]

1 = Alaska 2 = Thomas Laxton WR 3 = Little Marvel
4 = Wando 5 = Alderman WR 6 = Australian Winter
7 = Other (Specify) _____

3. PLANT HEIGHT:

[0|4|9] cm High
[1|8] cm Shorter Than [ ] Name of Check Cultivar Wando
Same As [ ] Same as Check Cultivar _____
[1|6] cm Taller Than [ ] Name of Check Cultivar Little Marvel

4. VINE:

[1] Habit: 1 = Determinate 2 = Indeterminate
[1] Branching: 1 = None (Alaska) 2 = 1-2 Branches (Little Marvel) 3 = More than 2 Branches (Dwarf Gray Sugar)
[2] Internodes: 1 = Straight 2 = Zig Zag [1|4] Number of Nodes
[2] Stockiness: 1 = Slim (Alaska) 2 = Medium (Thomas Laxton WR) 3 = Heavy (Alderman)

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5. LEAFLETS:

[0] Color: 1 = Light Green (Alaska WR) 2 = Medium Green (Thomas Laxton WR) 3 = Dark Green (Alderman) 4 = Other (Specify) _____ 5 = Blue Green 6 = Yellow Green 0 = Not Applicable

[0] Wax: 1 = None 2 = Light 3 = Medium 4 = Heavy 0 = Not Applicable

[0] Molding: 1 = Not Marlbed 2 = Marbled (Alaska) 0 = Not Applicable

[0] Number of Leaflet Pairs: 1 = Not Paired 2 = One 3 = Two 4 = Three or More 0 = Not Applicable

[2] Leaflet Type: 1 = Leafless 2 = Semi 3 = Normal

6. STIPULES:

[2] 1 = Lacking 2 = Present [2] 1 = Not Clasping 2 = Clasping [2] 1 = Not Marbled 2 = Marbled

[0] Size (Compared with Leaflets): 1 = Smaller 2 = Same 3 = Larger 0 = Not Applicable

[0] Color (Compared with Leaflets): 1 = Lighter 2 = Same 3 = Darker 0 = Not Applicable

[3] Color: 1 = Light Green 2 = Medium Green 3 = Dark Green 4 = Blue Green 5 = Yellow Green 0 = Not Applicable

Color Chart Value: 136 A

Select the Color Chart Used to Determine the Values:
X Royal Horticulture Society Colour Chart
___ Munsell Color Chart
___ Other _____

[2] Stipule Size: 1 = Small 2 = Medium 3 = Large

Please Provide Comparitive Varieties (Check Varieties) and Stipule Color

	Variety (1)	Variety (2)	Variety (3)
Variety Name:	Little Marvel	Alaska	Alderman
Stipule Size:	Medium	Small	Large
Color:	Dark Green	Light-Med green	Dark Green
Color Chart Value:	136 A	137 B	136 B

7. FLOWER COLOR:

[2] Venation [1] Standard [1] Wing [2] Keel

1 = White 2 = Greenish 3 = Lavender 4 = Purple 5 = Red 6 = Other (Specify) _____

8. PODS:

[1] Shape: 1 = Straight 2 = Slightly Curved 3 = Curved

[2] End: 1 = Pointed(Alderman) 2 = Blunt (Alaska)

[3] Color: 1 = Light Green (Alaska WR) 2 = Medium Green 3 = Dark Green (Alderman) 4 = Other (Specify) _____ 5 = Blue 6 = Purple 7 = Yellow

[1] Surface: 1 = Smooth 2 = Rough [2] Surface: 1 = Shiny 2 = Dull

[5] Borne: 1 = Single 2 = Double 3 = Single and Double 4 = Single, Double & Triple 5 = Double & Triple 6 = Triple 7 = Other (Specify) _____ 8 = Quad, Single, Double, Triple 9 = Quad

[0 8] cm Length [1 4] mm Width (Between Sutures) [0 9] No. Seeds Per Pod

9. SEEDS: (95-100 Tenderometer)

[3] Color: 1 = Light Green 2 = Green 3 = Dark Green 4 = Other (Specify) _____ 5 = Yellow 6 = Brown 7 = Yellow Green

	1	2	3	4	5	6	7	8	Average
Seive: %	01	08	25	49	15	02	00	00	3.75

8

9. SEEDS: (cont.) (Dry-Mature)

[3] Shape: 1 = Flattened 2 = Angular 3 = Oval 4 = Rounded

[3] Surface: 1 = Smooth 2 = Dimpled 3 = Wrinkled

[2] Luster: 1 = Shiny 2 = Dull

[1] Color Pattern: 1 = Monocolor 2 = Mottled 3 = Striped 4 = Dotted

[4] Primary Color:
[14] Secondary Color:

1 = Creamy White 2 = Cream & Green 3 = Light Green 4 = Medium Green
5 = Dark Green 6 = Blue Green 7 = Yellow 8 = Brown
9 = Red 10 = Gray 11 = Black 12 = Salmon
13 = Purple 14 = Tan 15 = White 16 = Pink
17 = Yellow Green

[2] Hilum Color: 1 = White 2 = Tan 3 = Black

[1] Cotyledon Color: 1 = Green 2 = Yellow 3 = Orange 4 = Cream

[1 9] Grams per 100 Seeds

10. DISEASE: (0 = Not Tested, 1 = Susceptible, 2 = Resistant, 3 = Moderately Resistant, 4 = Moderately Susceptible, 5 = Tolerant)

[2]	Fusarium Wilt – Race 1	[2]	Fusarium Wilt (Near Wilt) – Race 2
[0]	Ascochyta Blight	[0]	Common Mosaic
[0]	Bacterial Blight	[1]	Pea Enation Mosaic Virus
[4]	Downy Mildew	[1]	Seadborne Mosaic Virus
[2]	Powdery Mildew	[0]	Yellow Bean Mosaic Virus
[2]	Other (Specify) Fusarium wilt-Race 5	[0]	Leaf Roll Virus
[ ]	Other (Specify) _____	[ ]	Other (Specify) _____

11. INSECT: (0 = Not Tested, 1 = Susceptible, 2 = Resistant, 3 = Moderately Resistant, 4 = Moderately Susceptible, 5 = Tolerant)

[1] Aphids

[ ] Other (Specify) _____

12. Additional information on any item above, or general comments that may aid in identification:

UK PGRO field scoring Varietal susceptiblilty of vining peas to Downy Mildew (PeronosPora Viciae) - 2006

Naches score 7.

1 = Very Susceptible and 9 = Good field Resistance, 7 = Slightly Susceptible

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SASA
Scottish Agricultural Science Agency

#200700117

Exhibit D

Mr Robert M Arthur
Crites Moscow Growers Inc
212 W. 8th Street
PO Box 8912
Moscow
IDAHO 83843-1412
United States of America

15 December 2006

Dear Mr Arthur

VEGETABLE PEA CANDIDATE 2006

I am pleased to provide you with the following information regarding the recommendation made at the UK Vegetable DUS Centre meeting, held in Edinburgh during November 2006, for the vegetable pea candidate submitted for test by Crites Moscow Growers Inc.

YEAR 1 AFP 11/671 CMG-394AF (NACHES)
Disease Resistance: CMG-394AF (NACHES) is resistant to Race 1 of Pea Wilt.
Uniformity: Satisfactory, there were no off-types found amongst 440 plants.
Controls: SURVIVOR, TYNE and two other 2nd year candidates were identified as the most similar varieties to the candidate after the first year of test.
Recommendation: Clear for second year of test.

The above recommendation is subject to the approval of the UK National List and Seeds Committee.

As always, should your require any further information please do not hesitate to contact me. I would also like to take this opportunity to wish you a merry Christmas and a happy New Year.

Yours sincerely

Lesley McCarthy

LESLEY MCCARTHY (MRS)
Technical Officer for Vegetable Peas
Tel : 0131 244 8820
Email : Lesley.McCarthy@sasa.gsi.gov.uk

EXHIBIT D

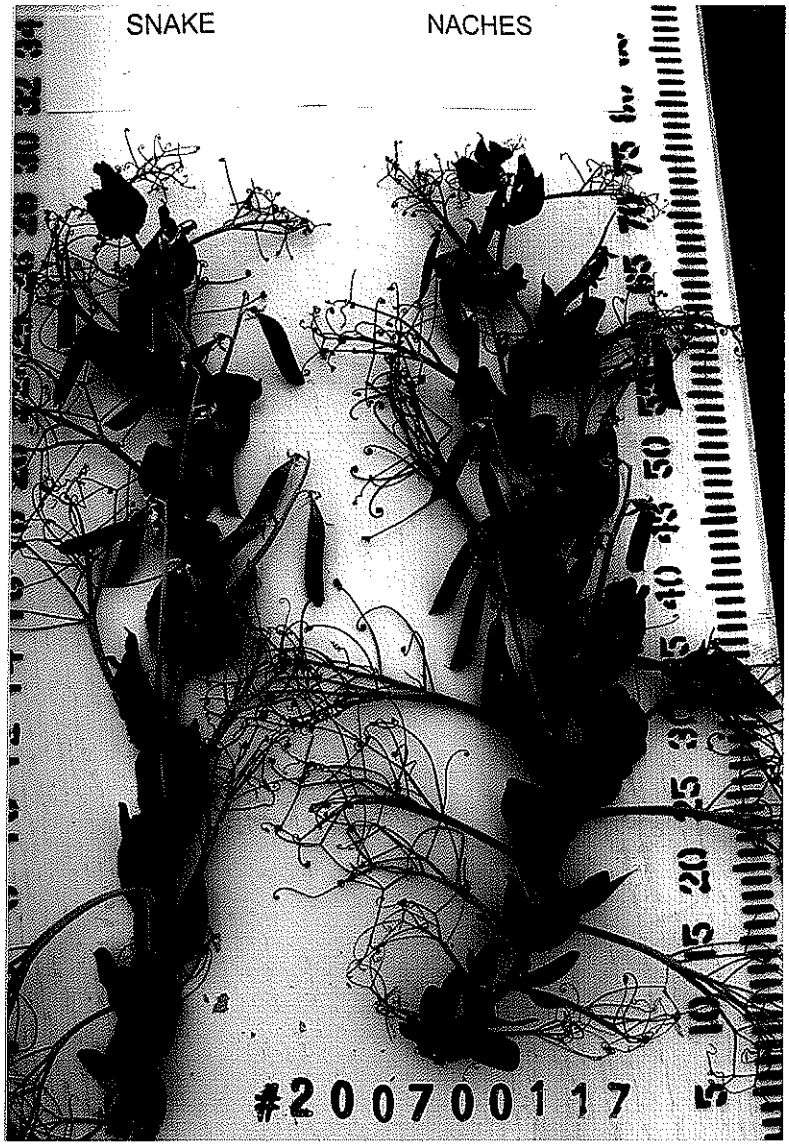
Photo 1- Compares the shorter vine length of Naches to the increased length of Snake.

Photo 2- Illustrates the pod characteristics of Naches.

Photo 3- Illustrates the overall field appearance of Naches.

200700117

Photograph #1



200700117

Photograph #2

PhotoGRAPH #3

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U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE

EXHIBIT E
STATEMENT OF THE BASIS OF OWNERSHIP

Application is required in order to determine if a plant variety protection certificate is to be issued *(7 U.S.C. 2421)*. The information is held confidential until the certificate is issued *(7 U.S.C. 2426)*.

1. NAME OF APPLICANT(S)	2. TEMPORARY DESIGNATION OR EXPERIMENTAL NUMBER	3. VARIETY NAME
Crites Moscow Growers, Inc.	CMG-394AF	Naches
4. ADDRESS *(Street and No., or R.F.D. No., City, State, and ZIP, and Country)*	5. TELEPHONE *(Include area code)*	6. FAX *(Include area code)*
212 W.8th St. PO Box 8912 Moscow, Id 83843-1412 USA	208-882-5519	208-882-6464
	7. PVPO NUMBER #200700117	

8. Does the applicant own all rights to the variety? Mark an "X" in the appropriate block. **If no, please explain.** [X] YES [ ] NO

9. Is the applicant (individual or company) a U.S. national or a U.S. based company? **If no, give name of country.** [X] YES [ ] NO

10. Is the applicant the original owner? [X] YES [ ] NO **If no, please answer one of the following:**

a. If the original rights to variety were owned by individual(s), is (are) the original owner(s) a U.S. National(s)?
[ ] YES [ ] NO **If no, give name of country**

b. If the original rights to variety were owned by a company(ies), is (are) the original owner(s) a U.S. based company?
[ ] YES [ ] NO **If no, give name of country**

11. Additional explanation on ownership *(Trace ownership from original breeder to current owner. Use the reverse for extra space if needed)*:

The orginal cross was performed in 1994 by a breeder employed by Crites Moscow Growers, Selections of Naches were made by employees of Crites Moscow Growers, Inc. The owner of contracts for seed production is Crites Moscow Growers, Inc.

PLEASE NOTE:

Plant variety protection can only be afforded to the owners (not licensees) who meet the following criteria:

1. If the rights to the variety are owned by the original breeder, that person must be a U.S. national, national of a UPOV member country, or national of a country which affords similar protection to nationals of the U.S. for the same genus and species.
2. If the rights to the variety are owned by the company which employed the original breeder(s), the company must be U.S. based, owned by nationals of a UPOV member country, or owned by nationals of a country which affords similar protection to nationals of the U.S. for the same genus and species.
3. If the applicant is an owner who is not the original owner, both the original owner and the applicant must meet one of the above criteria.

The original breeder/owner may be the individual or company who directed the final breeding. See Section 41(a)(2) of the Plant Variety Protection Act for definitions.

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 0581-0055. The time required to complete this information collection is estimated to average 0.1 hour per response, including the time for reviewing the instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, gender, religion, age, disability, sexual orientation, marital or family status, political beliefs, parental status, or protected genetic information. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD).

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 14th and Independence Avenue, SW, Washington, D.C. 20250-9410 or call (202) 720-5964 (voice and TDD). USDA is an equal opportunity provide and employer.

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Form Approved OMB NO 0581-0055

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U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
SCIENCE AND TECHNOLOGY
PLANT VARIETY PROTECTION OFFICE
BELTSVILLE, MD 20705

EXHIBIT F
DECLARATION REGARDING DEPOSIT

NAME OF OWNER (S)	ADDRESS *(Street and No. or RD No., City, State, and Zip Code and Country)*	TEMPORARY OR EXPERIMENTAL DESIGNATION
Crites Moscow Growers, Inc.	212 W. 8th St Moscow, Id 83843 USA	CMG-394AF VARIETY NAME Naches
NAME OF OWNER REPRESENTATIVE (S)	ADDRESS *(Street and No. or RD No., City, State, and Zip Code and Country)*	FOR OFFICIAL USE ONLY
Robert Arthur	Same as above	PVPO NUMBER #200700117

I do hereby declare that during the life of the certificate a viable sample of propagating material of the subject variety will be deposited, and replenished as needed periodically, in a public repository in the United States in accordance with the regulations established by the Plant Variety Protection Office.

Robert Arthur
Signature

February 1, 2007
Date

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