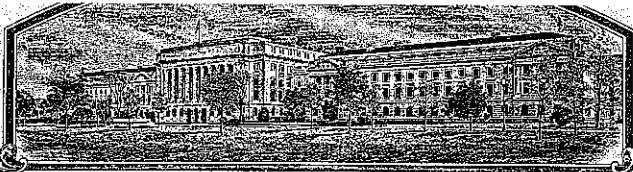


No.

200200207



# THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

## Monsanto Company

Whereas THERE HAS BEEN PRESENTED TO THE

Secretary of Agriculture

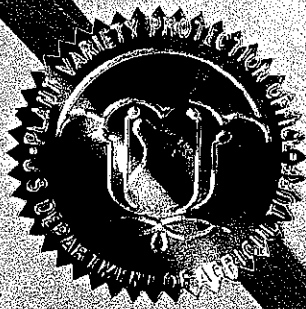
AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED DISTINCT VARIETY OF SEXUALLY REPRODUCED, OR TUBER PROPAGATED PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS 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 PURPOSE, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT. IN THE UNITED STATES SEED OF THIS VARIETY (1) SHALL BE SOLD BY VARIETY NAME ONLY AS A CERTIFIED SEED AND (2) SHALL CONFORM TO THE NUMBER OF GENERATIONS SPECIFIED BY THE OWNER OF THE VARIETY (7 U.S.C. 2321 ET SEQ.)

WHEAT, COMMON

'Savage'

*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 twenty sixth day of November, in the year two thousand two.*



Attest:

*Paul M. Juhl*

Commissioner  
Plant Variety Protection Office  
Agricultural Marketing Service

*James H. ...*  
Secretary of Agriculture

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

The following statements are made in accordance with the privacy act of 1974 (5 U.S.C. 552a)

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).

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

1. NAME OF APPLICANT(S) (as it is to appear on the Certificate) <b>Monsanto Company</b>		2. TEMPORARY DESIGNATION OR EXPERIMENTAL NUMBER <b>D97-6075</b>	3. VARIETY NAME <b>SAVAGE</b>
4. ADDRESS (Street and No. or R.F.D. No., City, State, and Zip Code) <b>700 Chesterfield Parkway North St. Louis, Missouri 63198</b>		5. TELEPHONE (include area code) <b>636-737-6089</b>	PVPO NUMBER <b>200200207</b>
		6. FAX (include area code) <b>636-737-7250</b>	
7. GENUS AND SPECIES NAME <b><u>Triticum aestivum</u></b>	8. FAMILY NAME (Botanical) <b>Gramineae</b>		DATE <b>July 16, 2002</b>
9. CROP KIND NAME (common name) <b>Soft Red Winter Wheat</b>		FILING AND EXAMINATION FEE <b>2705.00</b>	
10. IF THE APPLICANT NAMED IS NOT A "PERSON", GIVE FORM OF ORGANIZATION (corporation, partnership, association, etc.) (common name) <b>Corporation</b>		DATE <b>7/16/2002</b>	
11. IF INCORPORATED, GIVE STATE OF INCORPORATION <b>Delaware</b>	12. DATE OF INCORPORATION <b>1933</b>		CERTIFICATION FEE <b>320.00</b>
13. NAME AND ADDRESS OF APPLICANT REPRESENTATIVE(S), IF ANY, TO SERVE IN THIS APPLICATION AND RECEIVE ALL PAPERS <b>Ms. Sally Metz 700 Chesterfield Parkway North St. Louis, Missouri 63198</b>		AND <b>Dr. Rollin Sears 6515 Ascher Road Junction City, Kansas 66441</b>	
		14. TELEPHONE (include area code) <b>636-737-6089</b>	
		15. FAX (include area code) <b>636-737-7250</b>	

16. 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 the Variety
- d.  Exhibit D. Additional Description of the Variety
- e.  Exhibit E. Statement of the Basis of the Applicant's Ownership
- f.  Voucher Sample (2,500 viable untreated seeds, or, for tuber propagated varieties verification that tissue culture will be deposited and maintained in a public repository)
- g.  Filing and Examination Fee (\$2,450), made payable to "Treasurer of the United States" (Mail to PVPO)

17. DOES THE APPLICANT SPECIFY THAT SEED OF THIS VARIETY BE SOLD BY VARIETY NAME ONLY, AS A CLASS OF CERTIFIED SEED? (See Section 83(a) of the Plant Variety Protection Act)  
 YES (if "yes", answer items 18 and 19 below)       NO (if "no", go to item 20)

18. DOES THE APPLICANT SPECIFY THAT SEED OF THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS?  
 YES       NO

19. IF "YES" TO ITEM 18, WHICH CLASSES OF PRODUCTION BEYOND BREEDERS SEED?  
 FOUNDATION     REGISTERED     CERTIFIED

20. HAS THE VARIETY OR A HYBRID PRODUCED FROM THE VARIETY BEEN RELEASED, USED, OFFERED FOR SALE, OR MARKETED IN THE U.S. OR OTHER COUNTRIES?  
 YES (if "YES", give names of countries and dates)       NO

21. The applicant(s) declare that a viable sample of basic seed of the variety will be furnished with the 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 applicant(s) is(are) the owner(s) of this sexually reproduced or tuber plant variety, and believe(s) that the variety is new, distinct, uniform, and stable as required in Section 41, and is entitled to protection under the provisions of Section 42 of the Plant Variety Protection Act.

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

SIGNATURE OF APPLICANT (Owner(s)) 	SIGNATURE OF APPLICANT (Owner(s))
NAME (Please print or type) <b>Sally Metz</b>	NAME (Please print or type)
CAPACITY OR TITLE <b>Director Wheat Technology</b>	CAPACITY OR TITLE
DATE <b>June 12, '02</b>	DATE

*Exhibit A.*  
*Origin and Breeding History of Savage*

Parentage: Pioneer 2545 / 89M-4032A (89M-4032A is an F7 derived Agripro experimental line selected from a breeding population that was generated by the cross 'IL77-2656/NK79W810'). 'IL77-2656' is a Public Uniform Nursery line from the University of Illinois. 'Nk79W810' was also a Public Uniform Nursery line from Northrup King.

Date of Cross: November 1991

The single cross that produced Savage was made in the 1991 fall greenhouse at Brookston, IN. The F1 seeds were grown in the greenhouse the following spring at Brookston, IN. Seeds harvested from this F1 row were grown in a 1992-93 F2 bulk plot near Brookston, IN. A portion of the harvested F2 bulk plot was space-planted in a 1993-94 F3 bulk plot near Brookston, IN. A portion of the harvested F3 bulk plot was thin-seeded in a 1994-95 F4 bulk plot near Brookston, IN. Heads were selected from this F4 bulk population and grown as F5 Pre-Y1 head-rows in a field near Jonesboro, AR in 1996. The selection that became Savage was selected for disease resistance and excellent agronomic traits. The F6 generation was grown in Y1 (observation) plots near Jonesboro, AR and Cleveland, MS in 1997. D97-6075 has been in advanced testing from 1998 to the present and was tested as AW-D97-6075 in the 2001 Uniform Southern Soft Wheat Nursery.

Savage has been uniform and stable since 2000. Less than 0.8% of the plants were rogued from the Breeders seed increase in 2001. Approximately 68% of the rogued variant plants were taller height wheat plants (8 to 15 cm) and approximately 22% were awned wheat plants. Up to 1% variant plants may be encountered in subsequent generations.

***Exhibit B.***  
***Statement of Distinctness***

Savage is most similar to the soft red winter wheat 'Patton'. However, it can be easily distinguished by the following morphological characteristics:

- Savage has a green plant color at boot stage, (R.H.S. Color Chart No.137B; Berthoud, CO 2000 and 2001). Patton has a blue-green plant color at boot stage, (R.H.S. Color Chart No.122B; Berthoud, CO 2000 and 2001).
- Savage has a recurved flag leaf at boot stage, (Berthoud, CO 2000 and 2001). Patton has an erect flag leaf at boot stage, (Berthoud, CO 2000 and 2001).

OBJECTIVE DESCRIPTION OF VARIETY  
 WHEAT (*Triticum* Spp.)

NAME OF APPLICANT(S) <b>Monsanto Company</b>	FOR OFFICIAL USE ONLY
	PVPO NUMBER <b>200200207</b>
ADDRESS (Street and No. or R.F.D. No., City, State, and Zip Code) <b>700 Chesterfield Parkway North St. Louis, Missouri 63198</b>	NAME OR EXPERIMENTAL DESIGNATION
	<b>SAVAGE</b>

Place the appropriate number that describes the varietal character of this variety in the boxes below.  
 Place a zero in the first box when 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 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. KIND:

1=Common     2=Durum     3=Club     4=Other (specify) \_\_\_\_\_

2. VERNALIZATION:

1=Spring     2=Winter     3=Other (specify) \_\_\_\_\_

3. COLEOPTILE ANTHOCYANIN:

1=Absent     2=Present

4. JUVENILE PLANT GROWTH:

1=Prostrate     2=Semi-erect     3=Erect

5. PLANT COLOR (boot stage):

1 = Yellow-Green     2 = Green     3 = Blue-Green

6. FLAG LEAF (boot stage):

1 = Erect     2 = Recurved

1 = Not Twisted     2 = Twisted

7. EAR EMERGENCE:

Number of Days Earlier Than \_\_\_\_\_ \*

Number of Days Later Than **MASON** \_\_\_\_\_ \*

8. ANTHOR COLOR:

1 = YELLOW     2 = PURPLE

9. PLANT HEIGHT (from soil to top of head, excluding awns):

cm Taller Than \_\_\_\_\_ \*

cm Shorter Than **Coker 9663** \_\_\_\_\_ \*

\* Relative to a PVPO-Approved Commercial Variety Grown in the Same Trial

## 10. STEM:

## A. ANTHOCYANIN

**1** 1= Absent 2=Present

## B. WAXY BLOOM

**2** 1=Absent 2=PresentC. HAIRINESS (*last internode of rachis*)**2** 1=Absent 2=PresentD. INTERNODE (*specify number*) \_\_\_\_\_**1** 1=Hollow 2=Semi-solid 3=Solid

## E. PEDUNCLE

**1** 1=Erect 2=Recurved**2** **7** cm Length11. HEAD (*at Maturity*):

## A. DENSITY

**2** 1=Lax 2=Middense 3=Dense

## B. SHAPE

**1** 1 = Tapering 2= Strap 3 = Clavate 4 = Other (*specify*) \_\_\_\_\_

## C. CURVATURE

**2** 1 = Erect 2 = Inclined 3 = Recurved

## D. AWNEDNESS

**2** 1 = Awnless 2 = Apically Awnletted 3 = Awnletted 4 = Awned12. GLUMES (*at Maturity*):

## A. COLOR

**1** 1 = White 2 = Tan 3 = Other (*specify*) \_\_\_\_\_

## B. SHOULDER

**4** 1 = Wanting 2 = Oblique 3 = Rounded 4 = Square 5 = Elevated 6 = Apiculate

## C. BEAK

**1** 1 = Obtuse 2 = Acute 3 = Acuminate

## D. LENGTH

**2** 1 = Short (ca. 7mm) 2 = Medium (ca. 8mm) 3 = Long (ca. 9mm)

## E. WIDTH

**2** 1 = Narrow (ca. 3mm) 2 = Medium (ca. 3.5mm) 3 = Wide (ca. 4mm)

## 13. SEED:

## A. SHAPE

**1** 1 = Ovate 2 = Oval 3 = Elliptical

## B. CHEEK

**1** 1=Rounded 2=Angular

## C. BRUSH

**2** 1=Short 2=Medium 3=Long**1** 1 = Not Collared 2 = Collared

## D. CREASE

**1** 1 = Width 60% or less of Kernel  
2 = Width 80% or less of Kernel  
3 = Width Nearly as Wide as Kernel**1** 1 = Depth 20% or less of Kernel  
2 = Depth 35% or less of Kernel  
3 = Depth 50% or less of Kernel

13. SEED: (continued)

E. COLOR

3      1 = White      2 = Amber      3 = Red      4 = Other (specify) \_\_\_\_\_

F. TEXTURE

2      1=Hard      2=Soft

G. PHENOL REACTION (see instructions):

0      1 = Ivory      2 = Fawn      3 = Light Brown      4 = Dark Brown      5 = Black

14. DISEASE: (0=Not Tested; 1=Susceptible; 2=Resistant; 3=Intermediate; 4=Tolerant) 5=moderately resistant  
PLEASE INDICATE THE SPECIFIC RACE OR STRAIN TESTED 6=moderately susceptible

<input checked="" type="checkbox"/> 0	Stem Rust ( <i>Puccinia graminis</i> f. sp. <i>tritici</i> ) Field races	<input checked="" type="checkbox"/> 0	Leaf Rust ( <i>Puccinia recondita</i> f. sp. <i>tritici</i> ) Field races
<input checked="" type="checkbox"/> 0	Stripe Rust ( <i>Puccinia striiformis</i> )	<input checked="" type="checkbox"/> 0	Loose Smut ( <i>Ustilago tritici</i> )
<input checked="" type="checkbox"/> 0	Tan Spot ( <i>Pyrenophora tritici-repentis</i> )	<input checked="" type="checkbox"/> 0	Flag Smut ( <i>Urocystis agropyri</i> )
<input checked="" type="checkbox"/> 0	Halo Spot ( <i>Selenophoma donacis</i> )	<input checked="" type="checkbox"/> 0	Common Bunt ( <i>Tilletia tritici</i> or <i>T. laevis</i> )
<input checked="" type="checkbox"/> 0	<i>Septoria nodorum</i> (Glume Blotch)	<input checked="" type="checkbox"/> 0	Dwarf Bunt ( <i>Tilletia controversa</i> )
<input checked="" type="checkbox"/> 0	<i>Septoria avenae</i> (Speckled Leaf Disease)	<input checked="" type="checkbox"/> 0	Karnal Bunt ( <i>Tilletia indica</i> )
<input type="checkbox"/>	<i>Septoria tritici</i> (Speckled Leaf Blotch) Field races	<input checked="" type="checkbox"/> 6	Powdery Mildew ( <i>Erysiphe graminis</i> f. sp. <i>tritici</i> ) Field races
<input checked="" type="checkbox"/> 0	Scab ( <i>Fusarium</i> spp.)	<input checked="" type="checkbox"/> 0	Snow Molds
<input checked="" type="checkbox"/> 0	Black Point (Kernel Smudge)	<input checked="" type="checkbox"/> 0	Common Root Rot ( <i>Fusarium</i> , <i>Cochliobolus</i> and <i>Bipolaris</i> spp.)
<input checked="" type="checkbox"/> 0	Barley Yellow Dwarf Virus (BYDV)	<input checked="" type="checkbox"/> 0	Rhizoctonia Root Rot ( <i>Rhizoctonia solani</i> )
<input checked="" type="checkbox"/> 5	Soilborne Mosaic Virus (SBMV) Field races	<input checked="" type="checkbox"/> 0	Black Chaff ( <i>Xanthomonas campestris</i> pv. <i>translucens</i> )
<input checked="" type="checkbox"/> 5	Wheat Yellow (Spindle Streak) Mosaic Virus Field races	<input checked="" type="checkbox"/> 0	Bacterial Leaf Blight ( <i>Pseudomonas syringae</i> pv. <i>syringae</i> )
<input checked="" type="checkbox"/> 0	Wheat Streak Mosaic Virus (WSMV) Field races	<input type="checkbox"/>	Other (specify) _____
<input type="checkbox"/>	Other (specify) _____	<input type="checkbox"/>	Other (specify) _____
<input type="checkbox"/>	Other (specify) _____	<input type="checkbox"/>	Other (specify) _____
<input type="checkbox"/>	Other (specify) _____	<input type="checkbox"/>	Other (specify) _____

15. INSECT: (0=Not Tested; 1=Susceptible; 2=Resistant; 3=Intermediate; 4=Tolerant)

PLEASE SPECIFY BIOTYPE (where needed)

<input checked="" type="checkbox"/> 0	Hessian Fly ( <i>Mayetiola destructor</i> )	<input type="checkbox"/>	Other (specify)
<input checked="" type="checkbox"/> 0	Stem Sawfly ( <i>Cephus</i> spp.)	<input type="checkbox"/>	Other (specify)
<input checked="" type="checkbox"/> 0	Cereal Leaf Beetle ( <i>Oulema melanopa</i> )	<input type="checkbox"/>	Other (specify)
<input checked="" type="checkbox"/> 0	Russian Aphid ( <i>Diuraphis noxia</i> )	<input type="checkbox"/>	Other (specify)
<input checked="" type="checkbox"/> 0	Greenbug ( <i>Schizaphis graminum</i> )	<input type="checkbox"/>	Other (specify)
<input checked="" type="checkbox"/> 0	Aphids		

16. ADDITIONAL INFORMATION ON ANY ITEM ABOVE, OR GENERAL COMMENTS:

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***Exhibit D.***  
***Additional Description of Savage***

Savage is a soft red winter wheat bred and developed by Agripro Wheat. Savage is a medium short height wheat with mid-season maturity and strong straw strength. Savage is moderately resistant to the soil virus complex (soil borne mosaic virus & wheat spindle streak mosaic virus) and moderately susceptible to powdery mildew.

Juvenile growth habit is semierect. Plant color at boot stage is green. Auricle anthocyanin and auricle hairs are present. Flag leaf at boot stage is recurved and twisted. Waxy bloom is present on the head, stem and flag leaf sheath. Anther color is yellow. Head shape is tapering and apically awnletted. Glumes are glabrous, medium in width and midlong in length with square shoulders and obtuse beaks. Seed shape is ovate. Brush hairs are medium in size. Seed crease depth is shallow and width is narrow. Seed cheeks are rounded.

Savage has yielded well in the states of Arkansas, Tennessee, the Missouri "bootheel", western Kentucky, northern Mississippi, northern Georgia, and the Piedmont of South Carolina.

200200207

# AgriPro Wheat

## SOFT WHEAT QUALITY SUMMARY

Year	LabNo	Loc-Code	Milling		Baking Quality				
			Brk Flr %	Tot Flr %	Wht Prot 14%mb	Flr Prot 14%m	C.Diam mm	T.G R	Norris Hard
<b>D97-6075</b>									
2001	4775	FO-91117	39.1	71.9	12.0	10.4	18.2	4	27
2001	4712	HN-91117	35.7	72.5	10.5	9.3	18.5	4	28
2000	7190	SM-96209	39.4	72.3	10.7	9.4	19.0	4	13
2000	7040	DA-96209	36.7	67.9	12.7	11.5	18.5	7	11
2001	7149	DA-96112	42.8	70.4	8.6	7.4	18.8	4	8
2001	7012	SM-96112	37.0	70.8	10.4	9.0	18.6	3	19
		<b>Average</b>	<b>38.5</b>	<b>71.0</b>	<b>10.8</b>	<b>9.5</b>	<b>18.6</b>	<b>4</b>	<b>18</b>
<b>ROANE</b>									
2001	4764	FO-91104	39.6	69.9	12.3	10.6	17.6	7	19
2001	4701	HN-91104	36.1	69.2	10.4	9.0	18.0	5	23
2000	7189	SM-96205	39.8	70.7	11.6	10.2	18.0	8	16
2000	7036	DA-96205	37.8	63.9	12.1	10.7	17.4	9	5
2001	7167	DA-96130	42.9	67.2	8.8	7.4	18.0	5	1
2001	7030	SM-96130	36.5	68.3	10.1	8.5	18.6	4	18
		<b>Average</b>	<b>38.8</b>	<b>68.2</b>	<b>10.9</b>	<b>9.4</b>	<b>17.9</b>	<b>6</b>	<b>14</b>

Rating 1-2 Excellent 3-4 good 5 Good 6-7 Acceptable 8-9 Unacceptable

Quality data generated from Berthoud lab.



tritici Septoria data for D97-6075

	2001		2001		2001		2001		2001		2001	
	B,LA	F,AR	K,TN	H,KY	O,TX	C,MS	C,MS	C,MS	C,MS	Average	Septoria tritici	
D97-6075	3.0	6	4.0	5.5	3	3	3	3	3	3.9	D97-6075	
Ck9663	4.0	3	2.3	4.5	3	2.5	4	4	4	3.3	Ck9663	
Mason	3.5	2	5.0	5.0	4	3	4	4	4	3.8	Mason	
AGS2000	3.5	3	4.3	5.5	4	3.9	4	4	4	4.0	AGS2000	
Trial Mean	4.0		4.2	5.8		3.9				3.9	5	

Soil Virus data for D97-6075

	2001		2001		2000		1999		1998		Soil Virus	
	B,AR	S,TN	H,KY	S,TN	M,AR	S,TN	S,TN	S,TN	S,TN	Average	Soil Virus	
D97-6075	4.7	1.0	1.0	3.0	1.5	2.0	1	1	1	2.0	D97-6075 2.4	
Ck9663	3.0	4.0	3.0	5.0	6.0	6.5	7	7	7	4.9	Ck9663 3.8	
Mason	3.7	2.0	2.0	6.0							Mason 3.4	
AGS2000	4.7	5.0	6.5	7.0							AGS2000 5.8	
Trial Mean	4.2	3.0	3.0	4.0								

Powdery Mildew data for D97-6075

	2001		1999		Powdery Mildew		Powdery Mildew		Powdery Mildew	
	K,NC	O,FL	K,NC	K,NC	Average	Average	Average	Average	Average	
D97-6075	5.5	2	6	6	4.5	D97-6075	3.8			
Ck9663	8.0	0	7	7	5.0	Ck9663	4.0			
Mason	6.5	1	6	6	4.5	Mason	3.8			
AGS2000	3.5	0				AGS2000	1.8			
Trial Mean	4.9									

\*\*Data derived from Uniform Southern Performance Nursery and Agripro Trial data.

***Exhibit E.***  
***Statement of the Basis of Applicant's Ownership***

The variety for which Plant Variety Protection is hereby sought was developed by J. Barton Fogleman, an employee of Agripro Wheat. By agreement between employees and Agripro Wheat all rights to any invention, discovery, or development made by the employee while employed by Agripro Wheat, were assigned to Agripro Wheat, with no rights of any kind pertaining to 'Savage' being retained by the employees.

By contractual agreement the variety 'Savage' was purchased from Agripro Wheat, a business unit of Advanta USA, Inc. in June of 1996 and is currently owned by Monsanto Company.