

AMARANTH RESEARCH AND GERmplasm DEVELOPMENT AGREEMENT

This AGREEMENT made this _____ by and between the Iowa State University Research Foundation, Inc. (hereinafter called ISURF), and _____ (hereinafter called COMPANY).

Whereas, COMPANY has requested a sample of the following proprietary amaranth germplasm which was developed at Iowa State University and is owned by ISURF.

Germplasm – Pillar Red and Pillar Orange

ISURF agrees to supply seed of the above germplasm and COMPANY agrees to abide by the following terms of the AGREEMENT:

1. Seed provided may be used for basic research, field testing, product evaluation or crossing.
2. The germplasm may be used for crossing to develop segregating populations, but each germplasm strain will not contribute more than 50% of the genes to a population.
3. No transformation techniques will be used with this germplasm without prior written consent of ISURF.
4. Seed stock increases of the germplasm may be conducted.
5. No seeds, plants, or plant parts of the germplasm will be distributed to a third party.
6. Commercialization of the germplasm or its progeny should not start before COMPANY requests a commercialization license from ISURF and COMPANY signs a commercialization licensing agreement.

COMPANY may conduct and publish results of research on this germplasm and/or genetic stocks, cultivars, hybrids and/or germplasm developed with the germplasm listed above without prior approval of ISURF. COMPANY agrees to duly acknowledge the contributions of the Iowa State University breeding program in the provision of the germplasm in all publications.

The germplasm is provided "As Is" without warranty of any sort, expressed or implied. The recipient agrees to bear all risk resulting from the use of the germplasm and anything derived therefrom.

In Witness whereof, the parties have executed this Agreement the day and year first written above.

IOWA STATE UNIVERSITY RESEARCH FOUNDATION, INC.

By: _____ Date: _____, _____

Lisa Lorenzen, Ph.D., Executive Director

LICENSEE

By: _____ Date: _____, _____

Name and Office: _____

Address _____

Phone: Fax: Email: _____