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(12) **United States Plant Patent**  
**Sills et al.**

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- (54) **BLACKBERRY PLANT NAMED  
'DRISBLACKTHIRTEEN'**
- (50) Latin Name: ***Rubus L. subgenus Rubus***  
Varietal Denomination: **DrisBlackThirteen**
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- (\*) Notice: Subject to any disclaimer, the term of this  
patent is extended or adjusted under 35  
U.S.C. 154(b) by 48 days.

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**A01H 5/08** (2006.01)
- (52) **U.S. Cl.**  
USPC ..... **Plt./203**
- (58) **Field of Classification Search**  
USPC ..... **Plt./203**  
See application file for complete search history.

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(57) **ABSTRACT**

This invention relates to a new and distinct variety of  
blackberry plant named 'DrisBlackThirteen', particularly  
characterized by having medium to high productivity,  
medium-sized, black berries and self-fruitful plants, is dis-  
closed.

#### 2 Drawing Sheets

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Genus and species: *Rubus L. subgenus Rubus*.  
Variety denomination: 'DrisBlackThirteen'.

#### BACKGROUND OF THE NEW PLANT

The present invention relates to a new and distinct black-  
berry cultivar designated 'DrisBlackThirteen' and botani-  
cally known as *Rubus L. subgenus Rubus*. This new black-  
berry variety was identified in Santa Cruz County, Calif. in  
December 2009 and originated from a cross between the  
proprietary female parent blackberry plant 'BP571 (259L4)'  
(unpatented) and the proprietary male parent blackberry  
plant 'BP554 (252I5)' (unpatented). The original seedling of  
the new cultivar was first asexually propagated by tissue  
culture and root cuttings at a nursery in Santa Cruz County,  
Calif. in 2009. 'DrisBlackThirteen' was subsequently asexu-  
ally propagated by tissue culture and root cuttings and

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underwent further testing at a nursery in Santa Cruz County,  
Calif. from 2012 to 2014. The present invention has been  
found to be stable and reproduce true to type through  
successive asexual propagations.

#### SUMMARY OF THE INVENTION

The following are the most outstanding and distinguish-  
ing characteristics of this new cultivar when grown under  
normal horticultural practices in Santa Cruz County, Calif.  
1. Medium to high productivity;  
2. Medium sized, black berries; and  
3. Self-fruitful plants.

#### DESCRIPTION OF THE PHOTOGRAPHS

This new blackberry plant is illustrated by the accompa-  
nying photographs which show the plant's canes, flowers,

fruit, and leaves. The colors shown are as true as can be reasonably obtained by conventional photographic procedures. The photographs are of plants that are 2 years old.

FIG. 1 shows a section of a young cane without spines.

FIG. 2 shows the flowers at various stages.

FIG. 3 shows the upper and lower surfaces of the leaves.

#### DESCRIPTION OF THE NEW VARIETY

The following descriptions of 'DrisBlackThirteen' are based on observations made in Santa Cruz County, Calif. on 2-year old plants. This description is in accordance with UPOV terminology. Color designations, color descriptions, and other phenotypical descriptions may deviate from the stated values and descriptions depending upon variation in environmental, seasonal, climatic and cultural conditions. 'DrisBlackThirteen' has not been observed under all possible environmental conditions. Color terminology follows The Royal Horticultural Society Colour Chart, London (R.H.S.) (2007 edition). Descriptive terminology is from the *Plant Identification Terminology, An Illustrated Glossary 2<sup>nd</sup> edition*, by James G. Harris and Melinda Woolf Harris, unless where otherwise defined.

#### DETAILED BOTANICAL DESCRIPTION

##### Classification:

*Family*.—Rosaceae.

*Botanical*.—*Rubus* L. subgenus *Rubus*.

*Common name*.—Blackberry.

*Variety name*.—'DrisBlackThirteen'.

##### Parentage:

*Female parent*.—Proprietary blackberry plant named 'BP571 (259L4)' (unpatented).

*Male parent*.—Proprietary blackberry plant named 'BP554 (252I5)' (unpatented).

##### Plant:

*Vigor*.—Medium.

*Growth habit*.—Semi-upright.

*Productivity*.—Medium to high.

*Propagation*.—Tissue culture and root cuttings.

*Self-fruitfulness*.—Self-fruitful.

*Time of bud burst*.—February.

##### Canes:

*Fruiting lateral length (4<sup>th</sup> lateral from tip)*.—Medium; 27.3 cm.

*Number of fruit per lateral*.—11.

*Fruiting on current year's cane*.—Present.

*Cane internodal distance*.—5.5 cm.

*Number of new canes during flowering*.—5-6.

*New cane strength (observed full-grown shoot after picking)*.—Medium to strong.

*Glaucosity observed on full-grown shoot after picking*.—Medium.

*Young shoots*.—Quantity: 5-6. Time of emergence from soil: February. Anthocyanin coloration (during rapid growth): Weak; RHS 181B (Medium greyed-red). Intensity of green color: Medium; RHS 144B (Medium yellow-green).

*Dormant cane*.—Length: 4-5 ft pruned. Diameter (in central third): 1.0-1.5 cm. Cross section (from mid cane observed at end of first growing season): Angular to grooved. Color: Shade side: RHS 144B (Medium yellow-green). Sun side: RHS 187B (Dark greyed-purple). Number of branches: 15-25. Distri-

bution of branches: Over whole length. Anthocyanin coloration: Medium; RHS 187B (Dark red-purple). Spines: Absent.

##### Leaves:

*Type*.—Palmate.

*Predominant number of leaflets*.—Five.

*Overlapping or relative position of lateral leaflets*.—Overlapping.

*Color*.—Upper surface: Medium; RHS 144B (Medium yellow-green). Lower surface: Medium; RHS 144B (Medium yellow-green).

*Glossiness of upper side*.—Medium.

*Cross section profile*.—Flat (level with the leaflet blade).

*Leaflets*.—Shape: Ovate. Margin: Doubly serrate. Depth of incisions: 2-5 cm. Type of incision margin: Bi-serrate. Apex: Truncate. Base: Attenuate to Obtuse. Rachis length between terminal leaflet and adjacent lateral leaflet: 49.6 mm.

*Lateral leaflet (basal pair)*.—Length: 127.7 mm. Width: 89.0 mm. Length/width ratio: 1.4.

*Terminal leaflet*.—Length: Medium to long; 141.4 mm. Width: Medium; 103.9 mm. Length/width ratio: 1.4. Lobing: Absent. Undulation of margin (rippling of margin): Very weak to weak. Blistering between veins (rugosity): Medium. Shape: Ovate to orbicular. Tip: Complex. Base: Obtuse. Margin: Doubly serrate. Cross-section: V-shaped.

*Petiole*.—Length: 21.2 mm. Diameter: 2.4 mm. Pigmentation: Upper surface: Lightly; RHS 144B (Medium yellow-green). Lower surface: Lightly; RHS 144B (Medium yellow-green). Color: RHS 144A (Medium yellow-green).

*Stipule*.—Size: Length of 6.0-15.0 mm and width of 1.0 mm. Orientation: Clasping. Color: RHS 144A (Medium yellow-green).

##### Inflorescence:

*Flower diameter*.—Medium; 34.57 mm.

*Flower number (at 3<sup>rd</sup> node from tip of lateral)*.—4.

*Petal*.—Length: 18.00 mm. Width: 15.23 mm. Length/width ratio: 1.2. Color: RHS 69C (Light red-purple).

*Pedicel*.—Length: 18.08 mm. Diameter: 1.56 mm. Color: RHS 143D (Moderate yellow-green).

*Time of beginning of flowering on current year's cane*.—June-August.

##### Fruit:

*Size*.—Medium.

*Length*.—Short to medium; 32.65 mm.

*Width*.—Medium; 23.43 mm.

*Ratio of length to width*.—Medium; 1.4.

*Weight (g/fruit)*.—8.7 g.

*Soluble solids (%) (in Brix)*.—10.5.

*Titrateable acidity*.—(% as citric acid): 0.41.

*Seed weight (g/seed)*.—0.00717.

*Number of drupelets/fruit*.—Medium; 97.17.

*Color*.—Immature: RHS 144B (Medium yellow-green). Maturing: RHS 59C (Medium red-purple). Mature: RHS 203A (Black).

*Firmness*.—Medium to firm.

*Glossiness*.—Weak to medium.

*Shape in longitudinal section*.—Medium ovate.

*Time of ripening on current year's cane*.—July-October.

*Harvest interval*.—Mid-August to mid-November.

*Yield*.—Total yield from plants that were two-years old or older ranged from 7,300 lb/acre to 44,700 lb/acre during a three year period when grown in Watsonville, Calif.

Disease, pest, and stress resistance:

*Verticillium wilt* (*Verticillium spp.*).—Susceptible.

#### COMPARISON WITH PARENTAL AND COMMERCIAL VARIETIES

‘DrisBlackThirteen’ differs from the proprietary female parent ‘BP571 (259L4)’ (unpatented) in that ‘DrisBlackThirteen’ has larger, firmer fruit with higher Brix and lower titratable acidity than ‘BP571 (259L4)’.

‘DrisBlackThirteen’ differs from the proprietary male parent ‘BP554 (252I5)’ (unpatented) in that ‘DrisBlackThirteen’ has much larger, but softer fruit than ‘BP554 (252I5)’. Additionally, ‘DrisBlackThirteen’ is spineless, whereas ‘BP554 (252I5)’ has spines.

‘DrisBlackThirteen’ differs from the commercial variety ‘DrisBlackTwo’ (U.S. Plant Pat. No. 22,002) in that ‘DrisBlackThirteen’ has medium vigor and medium to high productivity, whereas ‘DrisBlackTwo’ has high vigor and high productivity. Additionally, ‘DrisBlackThirteen’ has fruit that is weakly to medium glossy and medium to firm, whereas ‘DrisBlackTwo’ has fruit that is strongly glossy and firm.

‘DrisBlackThirteen’ differs from commercial variety ‘APF-45’ (U.S. Plant Pat. No. 22,449) in that ‘DrisBlackThirteen’ has medium ovate shaped fruit with lower titratable acidity, whereas ‘APF-45’ has elongated to blocky to slightly conical shaped fruit with higher titratable acidity.

We claim:

1. A new and distinct variety of blackberry plant named ‘DrisBlackThirteen’, substantially as illustrated and described herein.

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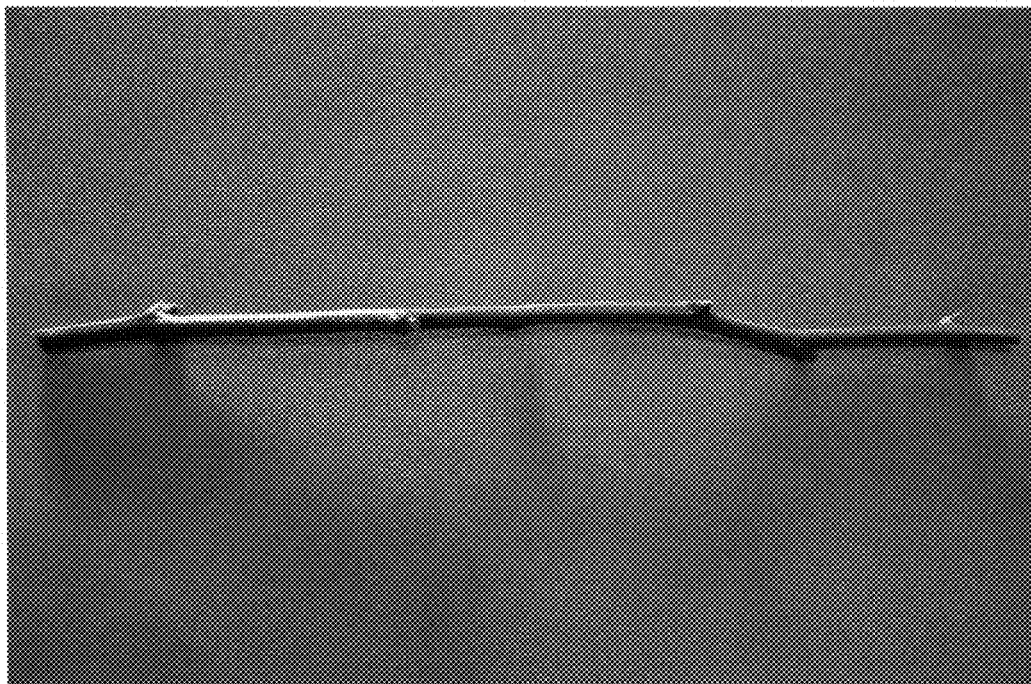
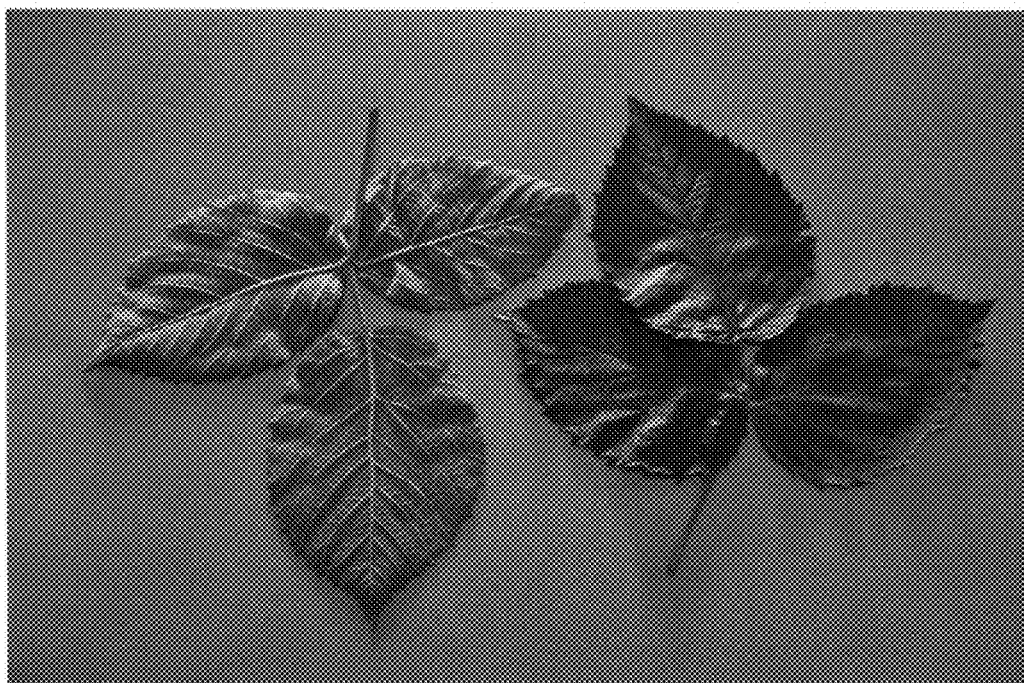


FIG. 1



FIG. 2



**FIG. 3**