



Farm and Ranch Lands Protection Program (FRPP) Information

The Ohio Department of Agriculture partners with the United States Department of Agriculture (USDA), Natural Resource Conservation Service (NRCS) on many agricultural easements that are purchased through the Clean Ohio Agricultural Easement Purchase Program (AEPP). The FRPP “provides matching funds to help purchase development rights to keep productive farm and rangeland in agricultural uses. Working through existing programs, USDA partners with State, tribal, or local governments and non-governmental organizations to acquire conservation easements or other interests in land from landowners. USDA provides up to 50 percent of the fair market easement value of the conservation easement.”

By utilizing the matching dollars provided through the FRPP, Ohio can further extend the funding to purchase agricultural easements. To review more information on the FRPP, visit <http://www.nrcs.usda.gov/programs/frpp/>.

If a farm is selected for the Clean Ohio AEPP funding, within the Notice of Selection it will outline that ODA may submit the landowner’s application to the FRPP for partial reimbursement. If this occurs, compliance with the FRPP requirements will be required by the landowner. A sample FRPP Application Package Checklist and program forms follow this cover page.

Clean Ohio funding is not contingent upon FRPP funding and does not affect the Clean Ohio offer amount. For further information, contact the Ohio Office of Farmland Preservation, 614-728-6210, or farmlandpres@agri.ohio.gov.

7-9-10





Farm and Ranch Lands Protection Program USDA - Natural Resources Conservation Service - Ohio

Fiscal Year 2010 Application Package Checklist

Submit all application documents to:

USDA - NRCS
FRPP Coordinator, Matt Harbage
200 N High St, Room 522
Columbus, Oh 43215

- Entity Application:** Only to be completed by entities that do not have a current cooperative agreement in place.
- a. Complete Standard Form 424 (SF-424 & SF-424B) Application for Federal Assistance.
 - b. Copy of entity's Articles of Incorporation, Administrative Code, Bylaws, etc...
 - c. Entity DUNS number. For information on how to obtain call 1-866-705-5711 or go to www.grants.gov/RequestaDUNS please note this may take up to 14 business days to complete.
 - d. Secondary Entity information. If applicable complete items e thru l.
 - e. Evidence verifying existence of established farmland protection program.
 - f. Evidence verifying authority and capability to acquire conservation easements.
 - g. Evidence verifying authority and capability to hold, manage, or enforce conservation easements.
 - h. List of easements currently held.
 - i. Evidence verifying commitment to long term conservation of agriculture or ranch lands through use of voluntary conservation easements.
 - j. Evidence verifying availability of funds and staff dedicated to easement monitoring and stewardship.
 - k. Evidence verifying availability of matching funds equal to at least 25 percent of estimated purchase price.
 - l. Evidence verifying standards and policies for appraisal, survey and title work exist. If none exist please note.
 - m. Agriculture Easement Deed template if available.
- Parcel Application:** (Please submit each of the following items for each application)
- a. NRCS-CPA-1200, Conservation Program Application. Completed by landowner(s).
 - b. AD-1026, Highly Erodible Land Conservation (HELIC) and Wetland Conservation (WC) Certification. Completed by landowner(s).
 - c. CCC-926 and/or CCC-927, CCC-928, Average Adjusted Gross Income (AGI) Statement. Completed by landowner(s).
 - d. CCC-901, Entity Member's Information. Completed by any entity with a vested interest in the proposed property.
 - e. Signed pending easement option to purchase.
 - f. Location map of parcel clearly showing the public road(s) that has frontage on the property.
 - g. Aerial map showing easement boundary.
 - h. Map showing proximity of other protected parcels.
 - i. Soils map of property with soil inventory report showing prime, unique and state/locally important soils.
 - j. Deed of Ownership with legal description for parcel on the pending offer.

- k. Current land use, number of acres in cropland, pastureland, hayland, rangeland, wetlands (non-forested), forestland (total), forested wetlands, non-wetland forest, incidental land (including farmstead and non-forested wetlands), current impervious surface.
- l. Forest Management Plan, only needed if 40 acres or 20 percent of parcel are forested.
- m. Statement from landowner regarding encumbrances to title of the land.
- n. Conservation Plan, must be in place prior to closing.
- o. Explanation of agriculture infrastructure (on and off farm).
- p. Explanation of accessibility to markets for goods produced on the property.
- q. Statement from landowner regarding ownership of subsurface mineral rights.
- r. Request from landowner if they are seeking special deed revisions on the right to subdivide or build additional residences on the proposed parcel. Only needed if applicable.
- s. Landowner have agreed to allow NRCS to perform its environmental due diligence on the property, this includes site visits and interviews as applicable.
- t. Signed Estimate of Matching Funds and Stewardship Fees worksheet.
- u. Supporting Documentation.
 - Documentation verifying historical/archeological qualification. If applicable.
 - Documentation verifying state or local farmland protection program.
 - Statement regarding level of threat from urban development.
 - Impervious surface waiver request.
 - Signatory documentation for any entity that has any vested interest in the proposed parcel.
 - Entity business documents for any entity that has any vested interest in the proposed parcel clearly showing shares of ownership.
- v. Optional Attachments to Proposal
 - Copy of landowner's estate or business plan, applicable section dealing with succession planning.
 - Photos
 - Pertinent correspondence
 - Formal boundary survey
 - Appraisal, if completed at time of application.
 - Parcel Ranking Worksheet, can be completed by entity in effort to expedite parcel evaluation.
 - Baseline Documentation, if completed at time of application.



**Farm and Ranch Lands Protection Program
Ohio - USDA - Natural Resources Conservation Service**

**Application Guidelines,
2008 Farm Bill Changes, and
Program Information and Eligibility**

Refer to the Ohio FRPP web site for more information, or to view and download complete application materials:
http://www.oh.nrcs.usda.gov/programs/frpp/frpp_2010.html

The new application process allows for continuous sign-up throughout the year. Periodic ranking periods will be announced by the State Conservationist. All eligible applicants that have submitted eligible parcels will be ranked at that time. The first ranking period announced by State Conservationist will be 60 days from the beginning of the sign-up period.

Fiscal Year 2010 Application cutoff deadlines to be considered for funding:

March 1, 2010 by 4:00pm
June, 16, 2010 by 4:00pm
July 16, 2010 by 4:00pm
August 16, 2010 by 4:00pm, *Tentative

**If funds are exhausted before reaching a cutoff date those applications that were not funded will be considered in the next funding round as funds become available.

Submit applications to:

Matt Harbage, FRPP Coordinator
USDA, Natural Resources Conservation Service
200 N High St, Rm 522
Columbus, Oh 43215

Before submitting your application: Please contact the Ohio FRPP Coordinator to discuss your application and proposed parcels. This is especially important if you are a first-time applicant. Communication early in the application process will help you understand current FRPP rules and efficiently develop a complete and competitive application:

Overview of 2008 FRPP Changes

Purpose

Reduced emphasis on prime, unique, and important farmland soil

2002 Farm Bill – Protect topsoil by limiting non-agriculture uses of the land

2008 Farm Bill – Protect agricultural use and related conservation values by limiting non-agricultural uses of the land

FRPP Role of the Secretary of Agriculture

The United States will not be a grantee and will not purchase title insurance on deeds that are the products of cooperative agreements signed in 2009 and successive years

2002 Farm Bill – purchase easements

2008 Farm Bill – facilitate and provide funding to purchase easements

FRPP Eligible Lands

Provides for land that is not productive to be deemed eligible

2002 Farm Bill – Land must be subject to a pending offer and:

- have prime, unique, or other productive soil, or
- contain a historical or archaeological resource

2008 Farm Bill – added third category of eligible land:

- land that furthers a state or local policy consistent with the purposes of the program

FRPP Included Land Uses

Allowable forestland is still two-thirds; forestland that is greater than 10% of the easement must have a forest management plan as proof of the economic viability or buffer function

2002 Farm Bill – eligible land includes cropland, rangeland, grassland, pasture land, as well as wetlands and incidental forest land that are part of an agricultural operation

2008 Farm Bill – eligible land includes cropland, rangeland, grassland, pasture land, forestland (that contributes to the economic viability of an agricultural operation or serves as a buffer) and incidental land that are part of an agricultural operation

FRPP Eligible Landowners

Eligible landowners must certify that they do not exceed the Adjusted Gross Income limitation eligibility requirements and are in compliance with Wetland Conservation and Highly Erodible Land provisions of the Farm Bill **before the cooperative agreement is signed.**

FRPP Eligible Entities

2002 Farm Bill – included eligible entities that are State, Tribal and local governments and non-government organization that meet certain Internal Revenue Service Code categories

2008 Farm Bill – adds cooperating entities that are churches, hospitals, and schools

FRPP Certified Entities

Agreements will provide for obligation of funds for multiple years without changing the terms of the agreement. Parcels must be ranked each year so entities are not guaranteed that they will have parcels selected for funding each year.

2002 Farm Bill – allowed for cooperative agreements to be developed with eligible entities

2008 Farm Bill – requires the Secretary to establish criteria for certified entities that have demonstrated their ability to administer easements. Certified entities are eligible for agreements of five years or more; non-certified entities are eligible for agreements of three to five years. (To be certified an entity must have enrolled a minimum of 50 parcels in FRPP)

FRPP Contributions

Cooperating entities that solicit large contributions are required to contribute less than they would have under the 2002 Farm Bill

2002 Farm Bill and 2003 Rule – FRPP can contribute no more than 50% of the Appraised Fair Market Value, cooperating entity must contribute the balance of the cost. Cooperating entity may use a landowner donation as part of their contribution. Cooperating entities must pay a minimum of 50% of the purchase price (APMV minus the landowner donation)

2008 Farm Bill and Rule – FRPP can contribute no more than 50% of the AFMV, cooperating entity must contribute the balance of the cost. Cooperating entity may use a landowner donation as part of their contribution. Cooperating entity must pay a minimum of 25% of the purchase price (AFMV minus the landowner donation)

Summary table, based on an easement with an appraised fair market value of \$100,000:

Scenario	Appraised Fair Market Value	Landowner Donation (Percent of Value)	Basis of Minimum Entity Share	Purchase Price	Minimum Entity Cash Share (Percent of Basis)	Maximum FRPP Share (Percent of Value)
1	\$100,000	Zero	Appraised Fair Market Value		\$50,000 (50%)	\$50,000 (50%)
2	\$100,000	\$10,000 (10%)	Appraised Fair Market Value		\$40,000 (40%)	\$50,000 (50%)
3	\$100,000	\$20,000 (20%)	Appraised Fair Market Value		\$30,000 (30%)	\$50,000 (50%)
4	\$100,000	\$30,000 (30%)	Appraised Fair Market Value		\$20,000 (20%)	\$50,000 (50%)
5	\$100,000	\$33,333 (33.33%)	25% of Purchase Price	\$66,667	\$16,667 (25%)	\$50,000 (50%)
6	\$100,000	\$40,000 (40%)	25% of Purchase Price	\$60,000	\$15,000 (25%)	\$45,000 (45%)
7	\$100,000	\$50,000 (50%)	25% of Purchase Price	\$50,000	\$12,500 (25%)	\$37,500 (37.5%)
8	\$100,000	\$60,000 (60%)	25% of Purchase Price	\$40,000	\$10,000 (25%)	\$30,000 (30%)
9	\$100,000	\$70,000 (70%)	25% of Purchase Price	\$30,000	\$7,500 (25%)	\$22,500 (22.5%)
10	\$100,000	\$80,000 (80%)	25% of Purchase Price	\$20,000	\$5,000 (25%)	\$15,000 (15%)
11	\$100,000	\$90,000 (90%)	25% of Purchase Price	\$10,000	\$2,500 (25%)	\$7,500 (7.5%)

FRPP Process – Deeds

The United States does not pay or hold title insurance on deeds beginning with 2009 cooperative agreements.

2002 Farm Bill and 2006 Rule – Easements are held by the cooperating entity and the United States

2008 Farm Bill and Rule – Easements are held by the cooperating entity only

Deeds - Continued

The United States no longer has the right to assume ownership of the easement if the entity does not enforce the provisions of the conservation easement deed.

2002 Farm Bill and 2006 Rule – The deeds have a ‘Rights of the United States’ clause

2008 Farm Bill and Rule – The deeds have a ‘Contingent Right of Enforcement of the United States’ clause

Appraisals

NRCS standards and review procedures for USPAP and UASFLA (Yellow Book) have been developed.

2002 Farm Bill and 2006 Rule – compensation is based on UASFLA (Yellow Book)

2008 Farm Bill and Rule – cooperating entities may choose standard on which to base compensation: USPAP or UASFLA (Yellow Book)

Program Information

FRPP is not a grant program. Accepting FRPP funding constitutes an agreement to partner with the USDA in acquiring the proposed easement. Like any partner, FRPP must ensure that significant program requirements are met. USDA will review appraisal and title work, conduct an on-site investigation and landowner interview, conduct a hazardous materials search and carefully review and approve easement language to ensure that USDA legal and program requirements are met.

To ensure your application is competitive for FRPP funding, please be as thorough and complete as you can in providing the requested information. Please provide supplemental information if you feel this will help provide a more accurate or complete picture. If you have submitted requested information within the last 3 years, you may refer to the information in your previous application, which USDA has on file, and provide only an update in your current application. Only a single original copy of your application is required.

Cooperating Entities' Eligibility

(1) Eligible entities include: any agency of any State or local government or federally recognized Indian tribe (including a farmland protection board or land resource council established under State law).

(2) Any non-governmental organization that:

- Is organized for and, at all times since the formation of the organization, has been operated principally for one or more of the conservation purposes specified in clause (i), (ii), (iii), or (iv) of section 170(h)(4)(A) of the Internal Revenue Code of 1986.
- Is an organization described in section 501(c)(3) of that Code that is exempt from taxation under 501(a) of that Code.
- Is described in paragraph (1) or (2) section 509(a) of that Code; or is described in section 509(a)(3) of that Code and is controlled by an organization described in section 509(a)(2) of that Code.

(3) Additional Requirements

State Conservationists shall determine program participation eligibility. A cooperating entity must:

- Have an established a farmland protection program.
- Have demonstrated a commitment to the long-term conservation of agricultural lands.
- Utilize a voluntary easement purchase or other legal device(s) to protect farmland.
- Have the authority and demonstrate the capability to acquire, hold, manage, or enforce conservation easements or their equivalent.
- Have the ability to secure title searches and title insurance, subordinate encumbrances on titles, secure appraisals, and develop conservation easement deeds.
- Have staff capacity or formal agreement with other entities dedicated to monitoring and easement stewardship.
- Have sufficient funds available for easement acquisition (see section 519.52 for payment requirements).
- Have a pending offer signed by the landowner and a representative of the cooperating entity for each parcel (see section 519.34).

Note: Entities with delinquent monitoring reports on FRPP funded easements, or entities with unspent FRPP funds obligated more than 2 years ago, may be determined to be ineligible for additional funding.

Land Eligibility

(1) Eligible land is privately owned land on a farm or ranch that contains one of the following:

- At least 50 percent of some combination of prime, unique, and/or farmland of Statewide or local importance unless otherwise determined by the State Conservationist, who may approve a reduction in soil percentage requirements.
- Historical or archaeological resources.
- Land that furthers the policy of a State or local farm and ranch land program as part of a systematically protected area.

Note: For farms accepted into the program based solely on containing historical and archaeological resources, the conservation easement deed should address the protection of the archaeological or historical resource, in order to be eligible for FRPP funding.

Note: For farms accepted into the program based solely on furthering the policy of a state or local farm or ranch land protection program, the conservation easement deed should address the State or local policy that is being supported in order to be eligible for FRPP funding.

(2) Eligible land must also:

- Be subject to a pending offer by an eligible entity.
- Include cropland, rangeland, grassland, pasture land, and forestland, as well as wetlands and other incidental land that are part of an agricultural operation. Forestland may not exceed two-thirds of the easement acreage.

Note: NRCS will only pay for forested acreage equal to the acreage amount occupied by the non-forested acreage in parcels that are acquired under the auspices of cooperative agreements from 2008 and prior years. NRCS will pay for up to two-thirds of the forested acreage in parcels that are the acquired under the auspices of cooperative agreements from 2009 and subsequent years of the 2008 Farm Bill.

Note: To be eligible as forestland, forested acreage of parcels that are the products of cooperative agreements in 2009 and subsequent years must have a forest management plan if the forested acreage is the greater of: 40 acres or 20 percent of the acreage in the parcel.

Note: Forestland is areas of native trees grown under natural conditions regardless of the products harvested (timber, maple syrup, nuts, berries, vines, mushrooms). Land covered by trees is considered cropland when the trees are not native species (orange groves, fruit and nut tree orchards) or native species that are cultivated (planted in rows, fertilized, and cultivated).

Note: Other incidental land that would not otherwise be eligible, but when considered as part of a pending offer, may be considered eligible, if inclusion of such land would significantly augment protection of the associated farm or ranch land. Incidental land includes farmstead areas, other areas with agricultural buildings and infrastructures, and non-forested wetlands.

Landowner Eligibility

(1) Adjusted Gross Income

- For parcels that are acquired under the auspices of cooperative agreements from FY2008 and prior years, landowners that have an average adjusted gross income limitation exceeding \$2.5 million for the three tax years immediately preceding the year the cooperative agreement was signed are not eligible to receive program benefits or payments. However, an exemption is provided in cases where 75 percent of the adjusted gross income limitation is derived from farming, ranching, or forestry operations.
- For parcels that are acquired under the auspices of cooperative agreements from 2009 and subsequent years through the term of the 2008 Act, landowners with an average adjusted gross income limitation exceeding \$1.0 million for the three tax years immediately preceding the year the cooperative agreement is signed are not eligible to receive program benefits or payments. However, an exemption is provided in cases where 2/3 of the adjusted gross income limitation is derived from farming, ranching, or forestry operations.

Note: For FRPP, NRCS will confirm that landowners have met the average adjusted gross income requirements before obligating funds in the cooperative agreement. For entities, the FRPP easement payment will be reduced by an amount commensurate with the percentage ownership of any AGI ineligible member of a legal entity. For individuals,

any individual on the deed as co-owner and exceeding the AGI will disqualify the eligibility of all individuals with individual ownership of the property.

(2) Conservation Compliance

- The Farm Security and Rural Investment Act of 2002 and the Food, Conservation, and Energy Act of 2008 require FRPP participants to be in compliance with highly erodible lands (HEL) and wetland conservation (WC) provisions (see 7 CFR Part 12) of the Farm Bill prior to receiving FRPP funding. NRCS will confirm compliance with the highly erodible lands (HEL) and wetland conservation (WC) provisions before obligating funding in the cooperative agreement. Therefore, if a landowner is found out of compliance, the landowner is ineligible for FRPP or other USDA payments for that crop year and all subsequent years that the person remains out of compliance. For more information, consult the National Food Security Act Manual. However, if the landowner fails to comply on an associated farm after the easement is already recorded, the easement is not considered to be in violation.

Timeline

Application and eligibility review will begin immediately after sign-up begins. Applicants may continue to update their applications and submit additional materials up until the ranking date. Applicants may be contacted with requests for clarification or additional information.

- Approximately two to five weeks after application was received.

Applications are ranked and entities will be notified of funding decisions via letter after each ranking period.

- Approximately five to six weeks after the application was received.

Once selections are made the entity and NRCS work toward creating a cooperative agreement or executing an amendment to the existing cooperative agreement.

- Approximately six to ten weeks after the application was received.

After executing the cooperative agreement the funds are obligated and the entity and NRCS work toward securing a closing by reviewing title work, securing title insurance, reviewing appraisal and reviewing final deed language.

- Approximately ten to forty weeks after the application was received.
- Note: Reviewing and Cleaning titles is the most lengthy and crucial part of acquiring FRPP easements and ensuring clean title can be achieved. The earlier in the process you have a full title search completed and start working on the encumbrances getting either subordinated, released, removed or modified to satisfy the integrity to the proposed conservation easement the faster the process will work.
- Note: Reviewing and revising appraisals are also very lengthy if the appraisal has an unsatisfactory review. Do not obtain the services of an appraiser without clearly defining what is needed to meet FRPP requirements. If this is not clearly understood this could ultimately cost the landowner a considerable amount of money and time lost.

After setting the closing date the entity either closes the easement with NRCS reimbursing after closing as method of payment; or submits a request for advancement of funds to be sent to closing agent.

- Approximately forty to fifty two weeks after the application was received.

After closing entity and NRCS receive copies of all settlement statements, copy of recorded deed, copy of all other curative documents required at closing (subordinations, releases etc...).

- Approximately fifty two to sixty five weeks after the application was received.

After all documents are received and reviewed by NRCS that the easement was executed correctly NRCS issues a confirmation letter to the entity and landowner that the easement has been officially accepted and remind the entities that annual monitoring reports are required.

- Approximately sixty five to seventy weeks after the application was received.



Farm and Ranch Lands Protection Program Ohio - USDA - Natural Resources Conservation Service

Parcel Application

Complete a separate application for each parcel submitted

This document is in the form of a fillable application. Completing this entire document is required for all parcels in applications for cost-share support under the NRCS Ohio Farm and Ranch Lands Protection Program (FRPP).

FRPP applications are accepted on a continuing basis throughout each fiscal year for the life of the 2008 Farm Bill. Cutoff dates will be scheduled periodically to allow for ranking, prioritization and selection of application for funding when funds become available. Applications received after the application evaluation cutoff date will be held and processed for the next cutoff date which may take place either during the current or subsequent fiscal year.

Applications must be submitted to NRCS FRPP Coordinator by close-of-business (4:00pm) on the published cutoff deadlines to be considered for FRPP 2010 funding.

Applications may be mailed or hand-delivered to:

USDA - NRCS
FRPP Coordinator, Matt Harbage
200 N High St, Room 522
Columbus, Oh 43215
(614)255-2461

The Parcel Application along with a signed and dated Program Application (Form NRCS-CPA-1200) are to be completed and on file at the NRCS State Office on or before the application ranking cutoff date. Applications signed after the cutoff date will be processed in the following ranking period.

FRPP Qualifying Factor:
Soils Historical/Archeological State Special Initiative

Parcel/Farm Name: _____

Landowners Name(s): _____

Town & County: _____

Total Project Purchase \$: _____

FRPP Amount Requested: _____

Date Submitted to NRCS: _____

Part 1: Landowner Eligibility Documentation

Applicant entities must ensure the following documentation is completed as of the cutoff date set by Ohio NRCS for application considering and ranking. Applicants who do not meet this deadline will have their applications processed in the following ranking period if the required documentation is completed by the following ranking period eligibility deadline.

A. Landowner Name(s): _____

B. Address: _____

C. Town, State, Zip: _____

D. County: _____

E. Phone: _____

F. Email: _____

A. Form NRCS-CPA-1200, Conservation Program Application, One per parcel with all landowner signatures.

Attached

B. Form AD-1026, Compliance with Highly Erodible Land & Wetland Conservation

Provisions, One per landowner. Payment eligibility requires participants and affiliates to file an AD-1026 to develop and use conservation systems on highly erodible land that are planted to annually tilled crops and to be in compliance with wetland provisions. FSA maintains these records.

Attached

B. Form CCC-926 & corresponding CCC-927 or CCC-928 forms, Compliance with Average Adjusted Gross Income (AGI), One per landowner.

Requirements - Each individual or entity that requests program benefits must certify that the average adjusted gross income for the 3 taxable years preceding the most immediately preceding complete taxable year for which benefits are requested does not exceed one million dollars or less unless not less than 66.66% of the adjusted gross income is derived from farming, ranching, and forestry operations. This requires filing Form CCC-926 with NRCS. If you applied in preceding years, you will need to file a new form with current information.

Attached

C. Form CCC-901, Member's Information. One per entity. A CCC-901 must be completed and on file for all applicants except for individuals. Each member's name, full Social Security or employer identification number, address, percentage share of ownership, and signature authority must be provided.

Attached

Part 2: Information on the Easement Parcel

If there is more than one parcel, the next two pages should be provided for each parcel.

A. Landowner Name(s): _____

B. Primary Point of Contact: _____

C. Phone: _____

D. Email: _____

E. Parcel Address: _____

F. Town, State, Zip: _____

G. County: _____

H. Total easement acres: _____

I. Pending offer for easement: _____ Signed offer Attached

J. Maps, attached, Location Aerial Map
 Proximity to protected parcels Soils Map

K. Deed w/Legal description of the parcel: Attached

L. Current land use/land cover, in acres:

- Cropland: _____ acres
- Pastureland: _____ acres
- Hayland: _____ acres
- Rangeland: _____ acres
- Wetlands (non-forested): _____ acres
- Forestland (total): _____ acres
- Forested Wetlands: _____ acres
- Non-Wetland Forest: _____ acres
- Incidental Land: _____ acres

(Including farmstead and non-forested wetland)

Current impervious surface: _____ acres, _____ percent

Percent impervious surface requested: _____ acres, _____ percent

(Limit 2% of easement area without an approved waiver.)

M. If there is forestland on the parcel: is there a forest management plan? Yes No
(A forest management plan is required if the forested area exceeds 10 acres or 10% of the easement area)

N. Are there currently any deed restrictions on the property? Yes No

If yes, explain: _____

O. Is there a current NRCS conservation plan on the easement parcel? Yes No
If no, a completed conservation plan will be required prior to closing.

P. Explanation of existing agricultural infrastructure (on and off-farm): Attached

Q. Explanation of the accessibility to markets for goods produced on the property (if applicable):
Attached

R. Does the parcel have subsurface mineral rights owned by a third party? Yes No
If yes, please contact FRPP manager for additional steps.

S. Does the landowner wish to subdivide the parcel? Yes No

If yes,

- If locations and dimensions are known, proposed parcel should be subdivided and submitted as separate parcels.
- If landowner wants option for future subdivision, permission must be written into conservation easement deed.

T. Does the landowner wish to build additional residences on the property? Yes No

If yes,

- The location must be specified in conservation easement deed as a building envelope and this residence must be specifically for farm staff. If possible, this location should be excluded from the easement area.

U. Does the landowner have a farm business plan or estate plan? Yes No

If yes,

- Please attach one copy of the applicable section that will document succession planning for the next generation to maintain the farm in agriculture production.)

V. Does the landowner agree to have NRCS staff conduct a hazardous materials record search and field visit of their property (program requirement)?

Yes No

- This must be completed and approved prior to the obligation of funds.

W. Does the landowner agree to participate in a landowner interview with NRCS Staff to clarify policy and funding requirements (program requirement):

Yes No

- This must be completed and approved prior to the obligation of funds.

Part 3. Soils Information; Agricultural Evaluation Worksheet

- A. Map and Soil inventory report for the proposed parcel: Attached
- B. Total acres in the easement parcel (from 2H) _____ acres,
- C. Total acres of important farmland Soils: _____ acres, _____ percent
- Total Acres Prime Soil: _____ acres
- Total Acres Unique Soil: _____ acres
- Total Acres State/Local Important Soil: _____ acres
- D. If unique farmland soils are identified, what are the specialty crops being grown that qualify this land to be classified as unique cropland? _____

Part 4. Easement Value, Funding Request, and Appraisal (if applicable)

- A. Estimated Value of the easement: \$ _____
- B. Estimated contribution by the cooperating entity(ies): \$ _____
- C. Estimated landowner donation: \$ _____
- D. Expected Federal Contribution: \$ _____
- E. Estimated cooperating entity's stewardship fee: \$ _____
- F. Signed estimate of matching funds and stewardship fees worksheet: Attached

If an appraisal or a summary appraisal has been completed, please provide the following:

- A. Name of Appraiser: _____
- B. Name of Firm: _____
- C. Address: _____
- D. Town, State, Zip: _____
- E. Phone: _____
- F. Email: _____
- G. Type of Appraisal: USPAP or UASFLA and either Full or Summary
- H. Effective Date of Appraisal: _____
- I. Has the appraiser included a disclosure statement indicating he/she accepts full responsibility for the appraisal and he/she has no interest in the land? Yes No

Part 5. Supporting Documentation

Please also attach the following documentation:

A listing document detailing the historical or archeological resources proposed to be protected, if applicable. This should include a list of the historical or archeological resources, a brief description of the site's listing on the Federal, Tribal, or State register, and the historical or archeological significance of the site. Be sure to provide the book number, page number and date of each listing.

Evidence that a parcel supports a State or local farm or ranch land protection program, if applicable. Include a description of how the parcel supports the local program, such as location within a focus area.

Statement regarding the level of threat from urban development for the parcel.

Impervious surface waiver request, if applicable. (Only needed for farms that have more than 2% impervious surface)

Signature authority documents, as applicable.

Entity documents (articles of incorporation, bylaws, trust documents) to show ownership interest, only needed if the proposed property is owned by an entity.

Optional Attachments to Proposal

Additional supporting information is attached to the proposal as follows:

Farm Business Plan or Estate Plan

Photos

Pertinent correspondence

Formal boundary survey

Appraisal

Parcel Ranking, will be reviewed and/or completed by NRCS prior to final selections.

Baseline Documentation, can be completed at application or before closing.

OHIO FRPP 2010 Ranking Sheet

Nationally Mandated Factors (60% of Total Points)		
Parcel Name: _____ County: _____ Entity: _____		
Ranking Factor and Scaling	Max. Points	Points
Percent of prime, unique, and important farmland in the parcel to be protected <ul style="list-style-type: none"> ▪ 0 points for 50 percent or less ▪ 6 points for every percent above 50 percent (National Mandate – 0 points for 50% or less – Eligibility Criteria)	300	
Percent of cropland, pastureland, grassland, and rangeland in the parcel to be protected <ul style="list-style-type: none"> ▪ 0 points for 33 percent or less ▪ 2 points for every percent above 33 percent (National Mandate – 0 points for 33% or less – Eligibility Criteria)	135	
Ratio of the total acres of land in the parcel to be protected to average farm size in the county according to the most recent USDA Census of Agriculture <ul style="list-style-type: none"> ▪ 0 points for a ratio of 1 or less ▪ 50 points for ratios of 1.0 to 2.0 ▪ 75 points for ratios of greater than 2.0 (National Mandate – 0 points for ratio of 1 or less)	75	
Decrease in the percentage of acreage of farmland in the county in which the parcel is located between the last two USDA Censuses of Agriculture <ul style="list-style-type: none"> ▪ 0 points for decrease of 0 percent or less ▪ 25 points for decreases of 0 to 5 percent ▪ 50 points for decrease of 5 to 10 percent ▪ 25 points for decreases of 10 to 15 percent ▪ 0 points for decreases of more than 15 percent (National Mandate – 0 points for 0% or less)	50	
Percent population growth in the county as documented by the United States Census <ul style="list-style-type: none"> ▪ 0 points for growth rate of less than the state growth rate ▪ 50 points for growth rate of 1 to 2 times the state growth rate ▪ 75 points for growth rate of 2 to 3 times the state growth rate ▪ 0 points for growth rate of more than 3 times the state growth rate (National Mandate – 0 points for growth rate less than the state growth rate)	75	
Population density of the county where the proposed easement area is located (population per square mile) as documented by the most recent United States Census <ul style="list-style-type: none"> ▪ 0 points for population density less than the state population density ▪ 25 points for population density of 1 to 2 times the state population density ▪ 50 points for population density of 2 to 3 times the state population density ▪ 0 points for population density of more than 3 times the state population density (National Mandate – 0 points for population density less than the state density)	50	
Proximity of the parcel to other protected land, including military installations <ul style="list-style-type: none"> ▪ 0 points for less than 250 acres of protected land within a mile of the boundaries of the parcel ▪ 85 points for 250-500 acres of protected land within a mile of the boundaries of the parcel ▪ 165 points for more than 500 acres of protected land within a mile of the boundaries of the parcel 	165	
Proximity of the parcel to other agricultural operations and infrastructure <ul style="list-style-type: none"> ▪ 0 points for less than 250 acres of other agricultural operations within a mile of the boundaries of the parcel ▪ 75 points for 250-500 acres of other agricultural operations within a mile of the boundaries of the parcel ▪ 150 points for more than 500 acres of agricultural operations within a mile of the boundaries of the parcel 	150	
Total Points for Nationally Mandated Ranking Factors	1000	

Ohio State Factors (40% of Total Points)		
Parcel Name: _____ County: _____ Entity: _____		
Ranking Factor and Scaling	Maximum Points	Points
Percent of tract being offered ▪ 1 point for every percent being offered	100	
Percent of offer actively being farmed ▪ 1 point for every percent being offered	100	
Length of public road frontage ▪ 200 points for greater than 1,000 feet ▪ 120 points for 501 to 1,000 feet ▪ 40 points for 200 to 500 feet ▪ 0 points for less than 200 feet	200	
Parcel rank based on entity ranking criteria ▪ 200 points for Number 1 Entity Ranking ▪ 150 points for Number 2 Entity Ranking ▪ 100 points for Number 3 Entity Ranking ▪ 50 points for Number 4 Entity Ranking ▪ 25 points for Number 5 Entity Ranking ▪ 0 points for Number 6 Entity Ranking or greater (lower priority)	200	
Parcel is in a watershed that is a source of community drinking water ▪ 150 points for “yes” ▪ 0 points for “no”	150	
Parcel is in an identified local or state focus area, rural greenway, designated scenic byway, or other environmentally sensitive/natural protection area ▪ 75 points for “yes” ▪ 0 points for “no”	75	
Parcel has historic or cultural resources or other special features beneficial to preserve (Note: No points will be awarded for this factor if Historical/Archaeological status was used for basic FRPP eligibility.) ▪ 75 points if on National or State Historic Register ▪ 50 points if eligible for Register or if other special feature identified ▪ 0 points for “no”	75	
Entity is requesting FRPP in an amount less than 50% of the appraised fair market value (AFMV) of the easement. ▪ 2 points for every percentage less than 50% of AFMV ▪ 0 points for requesting 50% of AFMV	100	
Total Points for State Ranking Factors	1000	

SCORE:

Total National Points = _____ x 0.60 factor = _____

Total State Points = _____ x 0.40 factor = _____

TOTAL SCORE = _____

County	2007 Ag Census	2002-2007 Ag Census	2000-2009 Estimated	2000 US Census	2000 US Census	2009 US Census
	Average Size Farm Acres	Decrease in Farm Land %	Population growth %	Population Denisty sq/mi	Population	Estimated Population
Ohio	184	-4%	1.7%	278	11,353,140	11,542,645
Adams County	133	-7%	2.6%	47	27,330	28,043
Allen County	198	0%	-3.8%	270	108,473	104,357
Ashland County	142	-7%	4.8%	124	52,523	55,044
Ashtabula County	143	-5%	-1.9%	146	102,728	100,767
Athens County	140	-22%	1.3%	123	62,223	63,026
Auglaize County	201	-2%	0.2%	116	46,611	46,699
Belmont County	190	-9%	-3.1%	132	70,226	68,066
Brown County	162	9%	4.1%	86	42,285	44,003
Butler County	134	-8%	9.1%	713	332,807	363,184
Carroll County	151	-5%	-1.0%	73	28,836	28,539
Champaign County	220	-1%	2.1%	91	38,890	39,713
Clark County	238	7%	-3.5%	365	144,742	139,671
Clermont County	117	-10%	10.3%	394	177,977	196,364
Clinton County	273	-9%	6.2%	99	40,543	43,058
Columbiana County	124	-4%	-3.9%	211	112,075	107,722
Coshocton County	166	-5%	-2.4%	65	36,655	35,767
Crawford County	322	-6%	-7.6%	117	46,966	43,403
Cuyahoga County	23	-29%	-8.5%	3,050	1,393,978	1,275,709
Darke County	198	3%	-2.8%	89	53,309	51,814
Defiance County	204	12%	-2.7%	96	39,500	38,432
Delaware County	190	-15%	53.4%	248	109,989	168,708
Erie County	209	-11%	-3.3%	316	79,551	76,963
Fairfield County	160	-9%	17.1%	244	122,759	143,712
Fayette County	373	7%	-1.1%	70	28,433	28,117
Franklin County	139	-27%	7.6%	2,009	1,068,978	1,150,122
Fulton County	241	-7%	0.8%	104	42,084	42,402
Gallia County	118	-1%	-1.2%	67	31,069	30,694
Geauga County	64	-15%	9.0%	227	90,895	99,060
Greene County	209	-4%	8.1%	357	147,886	159,823
Guernsey County	156	0%	-1.8%	78	40,792	40,054
Hamilton County	73	-28%	1.2%	2,082	845,303	855,062
Hancock County	269	-5%	4.5%	134	71,295	74,538
Hardin County	303	4%	-0.4%	68	31,945	31,818
Harrison County	223	-33%	-3.7%	39	15,856	15,268
Henry County	264	-2%	-1.9%	70	29,210	28,648
Highland County	180	-1%	3.2%	74	40,875	42,178
Hocking County	109	-16%	2.4%	67	28,241	28,912
Holmes County	119	-9%	7.5%	92	38,943	41,854
Huron County	277	-4%	0.6%	121	59,487	59,849
Jackson County	156	-3%	2.4%	78	32,641	33,440
Jefferson County	146	3%	-8.4%	181	73,894	67,691
Knox County	156	-5%	9.4%	104	54,500	59,637
Lake County	62	-19%	4.1%	1,002	227,511	236,775

County	2007 Ag Census	2002-2007 Ag Census	2000-2009 Estimated	2000 US Census	2000 US Census	2009 US Census
	Average Size Farm Acres	Decrease in Farm Land %	Population growth %	Population Denisty sq/mi	Population	Estimated Population
Lawrence County	101	1%	0.7%	138	62,319	62,744
Licking County	158	-5%	8.9%	213	145,491	158,488
Logan County	211	-11%	1.3%	100	46,005	46,582
Lorain County	142	-23%	7.4%	580	284,664	305,707
Lucas County	169	19%	1.9%	1,338	455,054	463,493
Madison County	345	1%	5.8%	86	40,213	42,539
Mahoning County	111	-16%	-8.1%	625	257,555	236,735
Marion County	316	1%	-0.8%	164	66,217	65,655
Medina County	100	-22%	15.2%	359	151,095	174,035
Meigs County	141	-14%	-1.0%	54	23,072	22,838
Mercer County	225	9%	-0.6%	89	40,924	40,666
Miami County	188	7%	2.4%	243	98,868	101,256
Monroe County	156	-7%	-7.4%	33	15,180	14,058
Montgomery County	138	9%	-4.7%	1,210	559,062	532,562
Morgan County	195	2%	-4.1%	36	14,897	14,288
Morrow County	189	-8%	9.5%	78	31,628	34,642
Muskingum County	143	-14%	0.4%	127	84,585	84,884
Noble County	167	-17%	1.8%	35	14,058	14,311
Ottawa County	195	1%	-0.1%	161	40,985	40,945
Paulding County	339	7%	-6.4%	49	20,293	18,994
Perry County	152	7%	3.8%	84	34,078	35,359
Pickaway County	347	5%	3.8%	105	52,727	54,734
Pike County	150	-4%	0.1%	63	27,695	27,722
Portage County	96	-15%	3.6%	312	152,061	157,530
Preble County	195	16%	-2.2%	100	42,337	41,422
Putnam County	231	-8%	-1.0%	72	34,726	34,377
Richland County	145	-8%	-3.4%	260	128,852	124,490
Ross County	222	-9%	3.6%	106	73,345	75,972
Sandusky County	232	-8%	-2.8%	151	61,792	60,071
Scioto County	135	6%	-3.6%	130	79,195	76,334
Seneca County	235	-4%	-4.3%	107	58,683	56,152
Shelby County	208	5%	2.3%	117	47,910	48,990
Stark County	106	-5%	0.4%	658	378,098	379,466
Summit County	45	-28%	-0.1%	1,315	542,899	542,405
Trumbull County	129	-1%	-6.6%	364	225,116	210,157
Tuscarawas County	145	-11%	0.2%	160	90,914	91,137
Union County	235	-15%	19.5%	95	40,909	48,903
Van Wert County	354	-1%	-3.9%	73	29,659	28,496
Vinton County	147	-16%	3.3%	31	12,806	13,228
Warren County	105	-25%	33.0%	395	158,383	210,712
Washington County	145	-12%	-3.5%	100	63,251	61,048
Wayne County	139	-7%	2.4%	201	111,564	114,222
Williams County	190	0%	-3.5%	93	39,188	37,816
Wood County	236	-10%	3.6%	196	121,065	125,380
Wyandot County	348	9%	-2.2%	56	22,908	22,394

U.S. DEPARTMENT OF AGRICULTURE
Commodity Credit Corporation

INSTRUCTIONS FOR FILLING OUT THE CPA-1200
(undated version taken from the OMB web site on 11/30/09)

for the
Farm and Ranch Lands Protection Program (FRPP)

Owners of parcels being considered for funding fill out the CPA-1200.

The cooperating entity does not fill out a CPA-1200 for the owners of the parcels.

1. Check Farm and Ranch Lands Protection Program (FRPP)
2. Check Yes or No. If you answer no, you must establish records.
3. . Check individual, entity, or joint operation. Enter legal name of individual, entity, or joint operation. Enter tax number.
4. Enter Dun and Bradstreet Data Universal Numbering System (DUNS).
5. Check Crop Production and/or Livestock Production and Types of Crop or Livestock.
6. Check Private Land. If the land is Public Land or Indian Land, it is not eligible for the Farm and Ranch Lands Protection Program.
7. Deed or other evidence of land ownership required.
8. Check Yes or No. If Yes, complete I information for Program, Year, Tracts, Fields
9. Response is not required. No funds are targeted for those participant groups.
10. Response is not required. The question applies only to EQIP.
11. Response is not required. The question applies only to EQIP.
12. Response is not required. There is not an Appendix for FRPP.

CONSERVATION PROGRAM APPLICATION

Name:	Application Number: AGENCY USE
Address:	Application Date:
	County and State:
Telephone:	Watershed: AGENCY USE
	Subaccount: AGENCY USE
Location (Legal Description, or Farm and Tract Number:	

(Please note that not all questions apply to all Programs)

1. This is an application to participate in the:

<input type="checkbox"/> Agricultural Management Assistance (AMA)	<input type="checkbox"/> Environmental Quality Incentives Program (EQIP)
<input type="checkbox"/> Conservation Security Program (CSP)	<input type="checkbox"/> Wildlife Habitat Incentives Program (WHIP)
<input type="checkbox"/> Grassland Reserve Program (GRP)	<input type="checkbox"/> Healthy Forest Reserve Program (HFRP)
<input type="checkbox"/> Wetland Reserve Program (WRP)	<input type="checkbox"/> Farm and Ranch Lands Protection Program (FRPP)

2. Yes No Do you have farm records established with the appropriate USDA Service Center Agency?

If no, you must establish them with the appropriate USDA Service Center Agency prior to submitting this application.

3. Are you applying to participate in a conservation program as an (check one of the following):

Individual

a) Please enter your legal name and tax identification number:

Name: [Redacted] **Tax Number:** [Redacted]

Entity (Corporation, Limited Partnership, Trust, Estate, etc.)

a) Please enter entity legal name and tax identification number:

Name: [Redacted] **Tax Number:** [Redacted]

b) **Yes** **No** Do you have appropriate documents including proof to sign for the entity?

Joint Operation (General Partnership, Joint Venture)

a) Please enter joint operation legal name and tax identification number:

Name: [Redacted] **Tax Number:** [Redacted]

b) **Yes** **No** Do you have appropriate documents including proof to sign for the joint operation?

4. **A Dun & Bradstreet Data Universal Numbering System (DUNS) number is necessary for federal grants or contracts equal to or more than \$25,000.** *If you do not have a number information is available at <http://fedgov.dnb.com/webform/displayHomePage.do>*

DUNS Number: [REDACTED]

5. **Is the land being offered for enrollment used for crop or livestock production?**

- Crop Production** Crop Type: [REDACTED]
 Livestock Production Livestock Type: [REDACTED]

6. **The land offered under this application is (check all that apply):**

- Private Land**
 Public Land (Federal, State, or Local Government)
 Tribal, Allotted, Ceded, or Indian Land

7. **Certification of control of the land offered under the application:**

- Deed or other evidence of land ownership**
 Written lease agreement
Years of control are [REDACTED] through [REDACTED]
 Other agreement or legal conveyance (describe): [REDACTED]
Years of control are [REDACTED] through [REDACTED]

8. **Yes** **No** **Is the land offered under this application enrolled in any other conservation program?**

Program, Year, Tracts, Fields: [REDACTED]

9. **Are you either a Limited Resource Farmer or Rancher or a Beginning Farmer or Rancher?**

- Limited Resource Farmer**
 Beginning Farmer or Rancher

If you wish to apply in either of these categories, you must complete certification requirements. For more information please go to this website: <http://www.lrftool.sc.egov.usda.gov/>.

All participants that certify eligibility as a Limited Resource Farmer or Rancher or Beginning Farmer will provide all records necessary to justify their claim as requested by a Natural Resources Conservation Service (NRCS) representative. It is the responsibility of the participant to provide accurate data to support all items addressed in this application at the request of NRCS. False certifications are subject to criminal and civil fraud statutes.

10. **Yes** **No** **If applying for the EQIP and if the application includes irrigation practices, has the land been irrigated at least 2 of the last 5 years?**

11. **Yes** **No** **If applying for the EQIP, are you engaged in livestock or agricultural production, and have you produced at least \$1000 of agricultural products in a year? (Forest agricultural producers may select yes as they are exempt from the \$1,000 requirement)**

On the farm(s) identified above, the Applicant agrees to participate in the identified program if the offer is accepted by the NRCS. The undersigned person shall hereafter be referred to as the "Participant." The participant understands that starting a practice prior to contract approval causes the practice to be ineligible for program financial assistance. The participant will obtain the landowner's signature on the contract or provide written authorization to install structural practices.

The Participant agrees not to start any financially assisted practice or activity or engage the reimbursable services of a certified Technical Service Provider before a Contract is executed by Commodity Credit Corporation (CCC). The Participant may request, in writing, a waiver of this requirement for financially assisted practices by the NRCS State Conservationist.

All participants that certify eligibility as a Limited Resource Farmer or Rancher or Beginning Farmer will provide all records necessary to justify their claim as requested by a NRCS representative. It is the responsibility of the participant to provide accurate data to support all items addressed in this application at the request of NRCS. False certifications are subject to criminal and civil fraud statutes.

The Participant acknowledges that highly erodible land conservation/wetland conservation, adjusted gross income certifications, and member information for entities and joint operations are on file with the appropriate USDA Service Center Agency.

12. Yes No I have received a copy of the program appendix where appendix is applicable.

Applicant Signature	Date
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Public Burden Statement

In accordance with the Privacy Act of 1974 (5 USC 552a) and 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 0578-0013. The time required to complete this information collection is estimated to average 45 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.

NONDISCRIMINATION STATEMENT

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its program 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, SW., Washington, DC 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.

PRIVACY ACT STATEMENT

The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a). This information is used to track contract or agreement progress. The authority for requesting the following information is 7 CFR 630 (Long Term Contracting); 7 CFR 1410 (CRP); 7 CFR 631 and 702 (IEQIP); 7 CFR 636 (WHIP); 7 CFR 622 (WPFPP); 7 CFR 1465 (AMA); 7 CFR 1469 (CSP); 7 CFR 625 (HFR); 7 CFR 1494 (FRPP); and 7 CFR 1467 (WRP). Furnishing information is voluntary and will be confidential; however, it is necessary in order to receive assistance.

Appendix to Form AD-1026 Highly Erodible Land Conservation (HELCS) and Wetland Conservation (WC) Certification

The following conditions of eligibility are required for persons to receive any USDA loans or other program benefits that are subject to highly erodible land and wetland conservation provisions, unless an exemption has been granted by USDA.

By signing Form AD-1026, Item 12, the producer certifies receipt of this form, and unless an exemption has been granted by USDA, agrees to the following on any farms in which such person has an interest:

A	NOT to plant or produce an agricultural commodity on highly erodible fields unless actively applying an approved conservation plan or maintaining a fully applied conservation system.
B	NOT to plant or produce an agricultural commodity on wetlands converted after December 23, 1985.
C	NOT to convert wetlands by draining, dredging, filling, leveling, landclearing or any other means that would allow the planting of any crop, pasture, agricultural commodity, or other such crops.
D	NOT to use proceeds from any FSA farm loan, insured or guaranteed, or any USDA cost-share program, in such a way that might result in negative impacts to wetlands, except for those projects evaluated and approved by NRCS.

NOTE: Signature on Form AD-1026 gives representatives of USDA authorization to enter upon and inspect all farms in which the producer has an interest for the purpose of confirming the above statements.

Any questions concerning the requirements of the Food Security Act of 1985, as amended, shall be directed to your County FSA Office personnel before signing AD-1026 in Item 12.

NOTE: The following statements are made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information to be supplied on this form is the Food Security Act of 1985, Pub. L. 99-198, and regulations promulgated under the Act (7 CFR Part 12). The information will be used to determine eligibility for program benefits and other financial assistance administered by USDA agencies. The information may be furnished to other USDA agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies, and in response to orders of a court magistrate or administrative tribunal. Furnishing the Social Security Number is voluntary. Furnishing the other requested information is voluntary; however, failure to furnish to correct, complete information will result in a determination of ineligibility for certain program benefits and other financial assistance administered by USDA agencies. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 641, 1001; 15 USC 714m; and 31 USC 3729, may be applicable to the information provided by the producer on this form.

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 0560-0185. The time required to complete this information collection is estimated to average 15 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. **RETURN THIS COMPLETED FORM AD-1026 TO YOUR COUNTY FARM SERVICE AGENCY (FSA) OFFICE (address printed in Item 6 of AD-1026A).**

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.

HIGHLY ERODIBLE LAND CONSERVATION (HEL) AND WETLAND CONSERVATION (WC) CERTIFICATION

(See Page 3 for Nondiscrimination, Public Burden and Privacy Act Statements).

1. Name of Producer _____	2. I.D. Number (Last 4 digits only) _____	3. Crop Year _____
4. Do you have any interest in land that produces or could produce an agricultural commodity? <i>If "YES", or, if you are a Farm Loan Applicant continue with Item 5. If "NO", and you are not a farm loan applicant, go to Item 12 and sign and date.</i>	YES	NO
5. <i>For farm loan applicants only:</i> Will you conduct any activities for fish production, trees, vineyards, shrubs, building construction, or other non-agricultural purposes on lands for which a wetland determination has not been completed by NRCS?		
6. Are you a landlord or tenant on any farm that will not be in compliance with HELC and WC provisions? <i>If "YES", enter the farm number or contact your County FSA Office before completing this form. Farm Number: _____ (Contact your county FSA office if you are unsure of the HEL or wetland determinations applicable to your farming interests.)</i>		
7. Do any of your landlords refuse to comply with HELC requirements on any farms? <i>If "YES", enter the farm number or contact your County FSA Office before completing this form. Farm Number: _____</i>		
8. List affiliated persons with farming interests. <i>See Page 3 for an explanation. Enter "NONE", if applicable.</i>		
9. During the crop year entered in Item 3 above, or the term of a requested USDA loan, did you or will you plant and produce an agricultural commodity on land for which a highly erodible determination has not been made?	YES	NO
10. Since December 23, 1985, or during the current crop year, or during the term of a requested USDA loan, has anyone performed, or will anyone perform any activities to:		
A. Create new drainage systems, or conduct land leveling, filling, dredging, land clearing, excavation, or stump removal, that has NOT been evaluated by NRCS? <i>If "YES", indicate year(s): _____</i>		
B. Improve or modify an existing drainage system that has NOT been evaluated by NRCS? <i>If "YES", indicate year(s): _____</i>		
C. Maintain an existing drainage system that has NOT been evaluated by NRCS? <i>If "YES", indicate the year(s): _____</i> <small>Note: Maintenance is the repair, rehabilitation, or replacement of the capacity of existing drainage systems to allow for the continued use of wetlands currently in agricultural production and the continued management of other areas as they were used before December 23, 1985. This allows a person to reconstruct or maintain the capacity of the original system or install a replacement system that is more durable or will realize lower maintenance or costs.</small>		
11. If "YES" to Items 5, 10A and/or 10B or 10C enter the following for the land the answer applies to:		
A. Farm and/or tract/field number: _____		
B. Activity: _____		
C. Current land use (specify crops): _____		
D. County: _____		

A "YES" answer in Items 5, 9 or 10 authorizes FSA to refer this AD-1026 to NRCS. If you check "YES" to Item 10C, NRCS does not have to conduct a certified wetland determination. (Contact your County FSA Office if you are unsure about the answers to Items 5, 9 and 10.)

Continuous AD-1026 Certification:

I have read the AD-1026 Appendix and understand and agree that my eligibility for certain USDA program benefits is contingent upon this certification of compliance with highly erodible land and wetland conservation provisions of the Food Security Act of 1985 as amended, and if a determination is made that results in a violation and ineligibility, I agree to refund all applicable payments.

- I agree to the terms and conditions stated on AD-1026 Appendix on all land in which I have or will have an interest and understand that I am responsible for any non-compliance with these provisions.
- I agree that I will file a revised AD-1026 if there are any changes in my operation or activities that may affect compliance with these provisions.
- I understand that affiliated persons are also subject to compliance with these provisions and their failure to comply or file AD-1026 will result in loss of eligibility to persons or enterprises with whom they are affiliated. (See Page 3 of this form for affiliated persons.)

12. Signature of Producer ▶ *I hereby certify that the information on this form is true and correct to the best of my knowledge, and I authorize NRCS to make a HEL and/or certified wetland determination on the tract or farm numbers listed above.*

 Producer's Signature

 Date (MM-DD-YYYY)

13. Referral to NRCS (Completed by FSA)
Sign and date if a NRCS determination is needed for any reason including a "YES" answer in Items 5, 9, 10A, 10B, or 10C.

 13A. Signature of FSA Representative

 13B. Date (MM-DD-YYYY)

ORIGINAL - FSA COPY

NRCS COPY

PRODUCER'S COPY

INSTRUCTIONS FOR ITEM 8 OF AD-1026

The producer requesting benefits on AD-1026 shall attach a list of the applicable affiliated persons with farming interests who are required to file AD-1026. Follow the rules in this table to determine affiliated persons.

<i>IF producer, requesting benefits is a (an) . . .</i>	<i>THEN affiliated persons who must file AD-1026 if they have farming interests are . . .</i>
individual	spouse or minor children with separate farming interests, or who receives benefits under their individual ID number.
NOTE: If the individual filing is a minor child, the father and mother shall be listed as affiliates	estates, trusts, partnerships, and joint ventures in which the individual filing, or the individual's spouse or minor children have an interest.
	corporations in which the individual filing or the individual's spouse or minor children have more than 20% interest.
	general partnership
limited partnership	
limited liability company	
joint venture	
estate	
irrevocable or revocable trust	
Indian tribal venture or group	
corporation with stockholders	first level shareholders with more than 20% interest in the corporation
State	none
Church or other charitable organization	
county	
city	
public schools	
corporation with no stockholders	

KEY TO NRCS DETERMINATIONS IN ITEMS 8 THROUGH 11 LISTED ON AD-1026A

- | | |
|---|---|
| <p>8. HEL = Highly Erodible Land:
 "Y" = NRCS determined highly erodible land.
 "N" = NRCS determined no highly erodible land.
 " " = NRCS has not made a determination.</p> | <p>9. 027 = Approved Conservation Plan (CPA-027):
 "Y" = Tract has an approved conservation plan.
 "N" = Tract does not have an approved conservation plan.
 "X" = HEL flag is "Y". Producer has a 2-year grace period after soil survey is available to obtain an approved conservation plan.</p> |
| <p>10. A027 = Applying Conservation Plan:
 "Y" = Producer is actively applying an approved conservation plan or system.
 "N" = Producer is NOT actively applying an approved conservation plan or system.</p> | <p>11. W = Wetlands:
 "Y" = NRCS determined wetlands on this tract.
 (* See footnote.)
 "N" = NRCS determined no wetlands on this tract.
 " " = NRCS has not made wetland determinations on entire tract.</p> |

* NRCS has determined a wetland does exist on this tract. Contact your local NRCS office or FSA office for details concerning the location of the wetland and restrictions applying to the land according to NRCS determination before planting an agricultural commodity or performing any drainage or manipulation on this tract.

NOTE: The following statements are made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information to be supplied on this form is the Food Security Act of 1985, Pub. L. 99-198, and regulations promulgated under the Act (7 CFR Part 12). The information will be used to determine eligibility for program benefits and other financial assistance administered by USDA agencies. The information may be furnished to other USDA agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies, and in response to orders of a court magistrate or administrative tribunal. Furnishing the Social Security Number is voluntary. Furnishing the other requested information is voluntary; however, failure to furnish correct, complete information will result in a determination of ineligibility for certain program benefits and other financial assistance administered by USDA agencies. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 641, 1001; 15 USC 714m; and 31 USC 3729, may be applicable to the information provided by the producer on this form.

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 0560-0185. The time required to complete this information collection is estimated to average 15 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. **RETURN THIS COMPLETED FORM AD-1026 TO YOUR COUNTY FARM SERVICE AGENCY (FSA) OFFICE (address printed in item 6 of AD-1026A).**

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, audiotope, 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.

This form is available electronically.

CCC-926 (11-20-08) AVERAGE ADJUSTED GROSS INCOME (AGI) STATEMENT	U.S. DEPARTMENT OF AGRICULTURE Commodity Credit Corporation 1. County FSA Office or Service Center Address (Include Zip Code)
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NOTE: The primary authority for requesting and safeguarding the information described on this form is the Food, Conservation, and Energy Act of 2008 (Pub. L. 110-246). Additionally, the authority for requesting this information is 7 CFR Part 1400 and 7 CFR Part 1410. The information requested is necessary for CCC to assist in determining eligibility for program benefits. Information about the average Adjusted Gross Income limitations can be found in the regulations at 7 CFR Part 1400. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in a determination of ineligibility for certain program benefits and other financial assistance administered by USDA. The information collected as a result of this form may be released to USDA employees, USDA contractors, or authorized USDA cooperators who are bound to safeguard the information under Section 1619 of the Food, Conservation, and Energy Act, the Privacy Act or 1974, the E-Government Act of 2002, and related authorities. This information collection is exempted from the Paperwork Reduction Act, as it is required for the administration of the Food, Conservation, and Energy Act of 2008 (Pub. L. 110-246, Title I, Subtitle F – Administration). The provisions of criminal and civil fraud statutes may be applicable to the information provided. **RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.**

2. Name and Address of Person or Legal Entity (Include Zip Code)	3. Identification Number (Last 4 digits of SSN or Tax ID No.)
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NOTE: Please read and complete all items. Definitions of terms such as “nonfarm income” and “farm income” are contained on Page 2.

CERTIFICATION OF AVERAGE ADJUSTED GROSS INCOME

4. Select the program year for which program benefits are requested (Check only one).

A. <input type="checkbox"/> 2009	The applicable 3-year period for calculation of the average AGI will be the taxable years of 2007, 2006 and 2005.	C. <input type="checkbox"/> 2011	The applicable 3-year period for calculation of the average AGI will be the taxable years of 2009, 2008 and 2007.
B. <input type="checkbox"/> 2010	The applicable 3-year period for calculation of the average AGI will be the taxable years of 2008, 2007, and 2006.	D. <input type="checkbox"/> 2012	The applicable 3-year period for calculation of the average AGI will be the taxable years of 2010, 2009 and 2008.

5. Was the average adjusted gross **nonfarm income \$500,000 or less** for the applicable 3-year period for the program year selected in Item 4?

A. YES. B. NO

6. Was the average adjusted gross **farm income \$750,000 or less** for the applicable 3-year period for the program year selected in Item 4?

A. YES. B. NO

7. Was the average adjusted gross **nonfarm income \$1,000,000 or less** for the applicable 3-year period for the program year selected in Item 4?

A. YES B. NO

8. Was the average adjusted gross farm income for the applicable 3-year period selected in Item 4 at least 66.66 percent of the average adjusted gross income (that is, both farm and nonfarm income)?

A. YES B. NO *If “Yes” is checked, and if income includes the sale of farm equipment or production inputs and services to farmers, ranchers, foresters, and farm operations, see definition of Farm Income on Page 2.*

By signing this form:

- I acknowledge that I have read and reviewed all definitions and requirements on Page 2 of this form;
- I certify that all information contained within this certification is true and correct;
- I take responsibility to timely notify FSA in writing of any changes to the farming, ranching, or forestry operation, or a change in financial status that may affect this certification;
- I certify that my income certifications are consistent with the tax returns filed with the Internal Revenue Service (IRS) and with the definitions specified on Page 2 of this form;
- I agree that at least every three years beginning no later than for the 2011 program year, or the year this person or legal entity ceases operation if that occurs first, I will submit evidence such as tax records, business documents (for review only, not for retention), or a signed third-party verification deemed acceptable by CCC to verify the average adjusted gross income, average adjusted gross farm income, and average adjusted gross nonfarm income, and that I will take the necessary actions to provide such documents or certification;
- If requested, I agree to authorize CCC to obtain tax data from the IRS for AGI compliance verification purposes and I will take all necessary actions required by the terms and conditions of the IRS disclosure laws so that CCC can obtain such data.

9. Signature (By)	10. Title/Relationship (Individual Signing in the representative capacity)	11. Date (MM-DD-YYYY)
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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.

GENERAL INFORMATION ON AVERAGE ADJUSTED GROSS INCOME

Limitations related to income levels are a statutory payment eligibility provision for a number of commodity and conservation programs administered by CCC. This certification is needed to assist in program administration. Except as may be provided in applicable program regulations, any person or legal entity requesting certain program payments, either directly or indirectly, shall be subject to this provision. Any person or legal entity that is determined to have an average adjusted gross income that exceeds specified limits shall be ineligible for the program payment subject to that limit for the applicable crop, fiscal, or program year. Further, any covered benefit issued to a legal entity, general partnership, or joint venture shall be reduced by an amount that is commensurate with the direct or indirect ownership interest in the legal entity, general partnership, or joint venture of each person or legal entity whose relevant average adjusted gross income for the relevant period exceeds the average adjusted gross income limit. These determinations will be made pursuant to, and subject to, regulations issued on behalf of the Secretary. As of the time this form was created, the applicable limits were as follows:

For commodity, price support benefits, disaster assistance programs, and for the Milk Income Loss Compensation Program, if the person or legal entity has:

- average adjusted gross **nonfarm income** greater than \$500,000, the person or legal entity is **not** eligible for payments and benefits from these programs.
- average adjusted gross **farm income** greater than \$750,000, the person or legal entity is **not** eligible for direct payments under the Direct and Counter-cyclical Program.

For new contracts or participation in conservation programs after October 1, 2008, if the person or legal entity has:

- average adjusted gross **nonfarm income** greater than \$1 million, the person or legal entity is **not** eligible, unless 66.66 percent or more of the average adjusted gross income is attributable to activities related to farming defined as "farm income" below.

Please note as indicated above that payments are further limited if persons and legal entities with an interest, either directly or indirectly, in a legal entity or partnership exceeds these same levels. Those persons and legal entities must also submit this form.

DEFINITIONS

Adjusted Gross Income is the individual's or legal entity's IRS-reported adjusted gross income. A three year average of that income will be computed for the three years of the relevant base period. Base periods vary by program year as indicated on the first page of this form.

Adjusted Gross Farm Income is for a year that part of the adjusted gross income that is farm income as defined below. The amount will be computed for each year separately and then averaged.

Adjusted Gross Nonfarm Income is the difference for the year between the filer's adjusted gross income and the filer's adjusted gross farm income. The difference shall be computed for each year of the base period, and then averaged.

Farm income means income related to the following: production of crops, livestock, fish and aquaculture for food; the feeding and rearing of livestock; products produced or derived from livestock; production of specialty crops and unfinished raw forestry products; processing, packing, storing and transporting farm, ranch and forestry commodities including renewable energy; production of farm-based renewable energy; the sale of land used for agriculture; sale of land or sale of easements and development rights to agricultural land, water and hunting rights, and environmental benefits; rental or lease of land or equipment used in farming, ranching, forestry operations; payments and benefits from risk management practices, crop insurance indemnities, catastrophic risk protection plans, conservation programs and government farm program payments. Proceeds from the sale of farm equipment and from production inputs to farmers and ranchers are generally considered nonfarm income. However, if for a year not less than 66.66 percent of the average adjusted gross income of the person or legal entity is derived from farming, ranching, or forestry operations, the person's or legal entity's farm income shall also include the sale of equipment to conduct farm, ranch, or forestry operations, and the production inputs and services to farmers, ranchers, foresters, and farm operations.

Legal Entity is a corporation, joint stock company, association, limited partnership, charitable organization, or similar entity, including any such entity or organization participating in the operation as a partner in a general partnership, a participant in a joint venture, a grantor in a revocable trust, or as a participant in a similar entity, including joint ventures and general partnerships as determined by the Secretary.

Program year means the relevant program year as determined by CCC, for which a specific benefit is made available under a program authorized by legislation such as the Direct and Counter-cyclical Program, Milk Income Loss Contract Program, Conservation Reserve Program, Noninsured Crop Disaster Assistance Program, Supplemental Revenue Assistance Program. FSA may require additional information as necessary to make the relevant program payments.

Third-party verification means a signed statement from a certified public accountant (CPA) or an attorney that the person or legal entity meets the applicable AGI provisions for payment eligibility.

HOW TO DETERMINE ADJUSTED GROSS INCOME

Person. For persons that file the IRS Form 1040, specific lines on that form represent the adjusted gross income and the income from farming, ranching or forestry operations.

Trust or Estate. For a trust or estate, the adjusted gross income is the total income and charitable contributions reported to IRS.

Corporation. For a corporation, the adjusted gross income is the total of the final taxable income and any charitable contributions reported to IRS.

Limited Partnership (LP), Limited Liability Company (LLC), Limited Liability Partnership (LLP) or Similar Entity. For an LP, LLC or LLP, the adjusted gross income is the total income from trade or business activities plus guaranteed payments to the members as reported to the IRS.

Tax-exempt Organization. For a tax-exempt organization, the adjusted gross income is the unrelated business taxable income excluding any income from non-commercial activities as reported to the IRS.

This form is available electronically.

CCC-927

(03-12-10)

U.S. DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

Mail completed form to:

Internal Revenue Service - USDA

P.O. Box 24033

Fresno, CA 93779

**2009 and/or 2010
CONSENT TO DISCLOSURE OF
TAX INFORMATION - INDIVIDUAL**

The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a - as amended). The authority for requesting the information identified on this form is 7 CFR Part 1400, Commodity Credit Corporation Charter Act (15 U.S.C. 714 et seq.), and the Food, Conservation, and Energy Act of 2008 (Pub. L. 110-246). The information will be used to determine eligibility for program benefits. The information collected on this form may be disclosed to other Federal, State, Local government agencies, Tribal agencies, and nongovernmental entities that have been authorized access to the information by statute or regulation and/or as described in applicable Routine Uses identified in the System of Records Notice for USDA/FSA-2, Farm Records File (Automated). Providing the requested information is voluntary. However, failure to furnish the requested information will result in a determination of ineligibility for program benefits.

This information collection is exempted from the Paperwork Reduction Act as it is required for the administration of the Food, Conservation, and Energy Act of 2008 (see Pub. L. 110-246, Title I, Subtitle F-Administration).

The provisions of criminal and civil fraud, privacy and other statutes may be applicable to the information provided. **PLEASE MAIL COMPLETED FORM TO THE IRS AT THE ADDRESS PROVIDED ABOVE.**

1. Name and Address (Include Zip Code)

2. Taxpayer Identification Number (TIN)

(Enter Social Security number or Individual Taxpayer Identification number)

— — — — —

(Use the same name and address as used for the return specified below)

CONSENT TO DISCLOSURE OF TAX INFORMATION

Pursuant to 26 U.S.C. § 6103, I hereby authorize the Internal Revenue Service (IRS) to review the following items of "return information" (as defined in 26 U.S.C. § 6103(b)(2)) from my income tax returns for the taxable years indicated below in box 3:

Form 1040 and 1040NR filers: farm income or loss; adjusted gross income

Form 1041 filers: farm income or loss, charitable contributions, income distribution deductions, exemptions, adjusted total income; total income

I understand the IRS will review these items of return information in order to perform calculations, the results of which I authorize to be disclosed to officers and employees of the United States Department of Agriculture (USDA) for their use in determining my eligibility for specified payments for various commodity and conservation programs. The calculations performed by the IRS use a methodology prescribed by the USDA. In addition, I am aware that the USDA may use the information received for compliance purposes related to this eligibility determination, including referrals to the Department of Justice.

Specifically, the IRS will disclose to the USDA my name and TIN, and inform the USDA if, pursuant to its calculations, the average Adjusted Gross Income (AGI) is above or below eligibility requirements as prescribed by the Food, Conservation and Energy Act of 2008. The IRS will also disclose to the USDA the type of return from which the information used for the calculations was obtained.

If the IRS is unable to locate the specified return that matches the taxpayer identity information provided above, or if IRS records indicate that no return has been filed, for any of the taxable years listed below, the IRS may disclose that it was unable to locate a return, or that a return was not filed, for those years, whichever is applicable.

3. Check the appropriate box(es) (You may check one or both boxes)

- For 2009 program payment eligibility:** The applicable 3-year period for calculation of the average AGI will be the taxable years of 2007, 2006 and 2005.
- For 2010 program payment eligibility:** The applicable 3-year period for calculation of the average AGI will be the taxable years of 2008, 2007 and 2006.

- Do not sign this form unless all applicable boxes have been completed.

- If not signed and dated, this consent to disclosure of tax information will be returned, which may delay the receipt of any program benefits.

- I am aware that without this signed and dated consent to disclosure, my returns and return information are confidential and are protected by law under the Internal Revenue Code.

- It is my responsibility to timely mail this completed form to the IRS at the address provided.

4. Signature

5. Date (MM-DD-YYYY)

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, political beliefs, genetic information, 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, Assistant Secretary for Civil Rights, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW., Stop 9410, Washington, DC 20250-9410, or call toll-free at (866) 632-9992 (English) or (800) 877-8339 (TDD) or (866) 377-8642 (English Federal-relay) or (800) 845-6136 (Spanish Federal-relay). USDA is an equal opportunity provider and employer.

Instructions for CCC-927

2009 and 2010 Consent to Disclosure of Tax Information - Individual

This consent form allows the IRS's access to, and use of, certain items of return information to perform calculations, using a methodology prescribed by the USDA, that will assist the USDA in its verification of a program participant's compliance with the adjusted gross income (AGI) limitations necessary for participation in and receipt of commodity, conservation, price support or disaster program benefits. This form also permits the USDA to receive certain items of return information for its eligibility determination. See page 2 of the form CCC-926, Average Adjusted Gross Income Statement, for definitions, eligibility requirements, and examples.

This disclosure consent authorizes the disclosure of tax information for only the time period specified. Each item of information requested on this form is needed for the IRS to: (1) locate, and verify, your tax information; (2) perform the requisite Average AGI calculations; and (3) provide the USDA with your name and TIN, the type of return from which the specified items were located for use in the calculation, and whether or not the average AGI is above or below eligibility requirements. The IRS will not provide the USDA with any of the items of return information specified on this consent form that it uses to perform the calculations or the average AGI figure.

Be sure to: (1) type or print legibly; (2) complete all applicable boxes; and (3) SIGN AND DATE the form. The IRS must receive this form within 120 days of your signature. If this form is not signed and dated, or is otherwise incomplete, this consent will not be accepted by the IRS and will be returned to you. This may result in a delay in your receiving any program payments and benefits that you have requested.

The customer submitting this form is the only person authorized to sign this consent. An approved Power of Attorney (Form FSA-211) on file with USDA to sign for other customers for program transactions cannot be used for this form.

Submit the original of the completed form in hard copy directly to IRS at the address listed on the front of the form.

Do not submit this form to the local USDA Service Center.

If you have any questions, contact your local USDA Service Center. Do not contact the IRS.

Complete Boxes 1, 2 and 3; Read all acknowledgements; Sign and date in Boxes 4 and 5.

Field Name / Box No.	Instruction
1 Person's Name and Address	Enter the person's name and address for commodity, conservation, price support, or disaster program benefits. <i>Please enter the name and address as it appears on the specified returns filed for the taxable years listed in Box 3.</i>
2 Taxpayer Identification Number	In the format provided, enter the complete taxpayer identification number of the person identified in Box 1. <i>This will be either a Social Security Number or an Individual Taxpayer Identification Number.</i>
3 Tax Years	Check the appropriate box(es) to indicate the 3-year period(s) used for the determination of the average adjusted gross income for payment eligibility. This also indicates the years for which this consent allows access to tax information.
4 Signature	Read the acknowledgments, responsibilities and authorizations, before affixing your signature. <i>This form must be signed only by the individual identified in Box 1.</i>
5 Date	Enter the signature date in month, day and year. <i>In order for the IRS to provide USDA with the information described in this consent form, the IRS must receive this form within 120 days of your signature.</i>

This form is available electronically.

CCC-928 (03-12-10)	U.S. DEPARTMENT OF AGRICULTURE Commodity Credit Corporation	Mail completed form to: Internal Revenue Service - USDA P. O. Box 24033 Fresno, CA 93779
2009 and/or 2010 CONSENT TO DISCLOSURE OF TAX INFORMATION – LEGAL ENTITY		

The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a - as amended). The authority for requesting the information identified on this form is 7 CFR Part 1400, Commodity Credit Corporation Charter Act (15 U.S.C. 714 et seq.), and the Food, Conservation, and Energy Act of 2008 (Pub. L. 110-246). The information will be used to determine eligibility for program benefits. The information collected on this form may be disclosed to other Federal, State, Local government agencies, Tribal agencies, and nongovernmental entities that have been authorized access to the information by statute or regulation and/or as described in applicable Routine Uses identified in the System of Records Notice for USDA/FSA-2, Farm Records File (Automated). Providing the requested information is voluntary. However, failure to furnish the requested information will result in a determination of ineligibility for program benefits.

This information collection is exempted from the Paperwork Reduction Act as it is required for the administration of the Food, Conservation, and Energy Act of 2008 (see Pub. L. 110-246, Title I, Subtitle F-Administration).

The provisions of criminal and civil fraud, privacy and other statutes may be applicable to the information provided. **PLEASE MAIL COMPLETED FORM TO THE IRS AT THE ADDRESS PROVIDED ABOVE.**

1. Name and Address of legal entity (Include Zip Code) (Use the same name and address as used for the return specified below)	2. Taxpayer Identification Number (TIN) (Enter Employer Identification Number) _ _ - _ _ _ _ _ _ _
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CONSENT TO DISCLOSURE OF TAX INFORMATION

Pursuant to 26 U.S.C. § 6103, I hereby authorize the Internal Revenue Service (IRS) to review the following items of "return information" (as defined in 26 U.S.C § 6103(b)(2)) from the returns (as specified below) of the legal entity identified in Box 1 for the taxable years indicated below in Box 3:

Form 1041 filers: farm income or loss, charitable contributions, income distribution deductions, exemptions, adjusted total income; total income

Form 1065 filers: guaranteed payments to partners, ordinary business income

Form 1120, 1120A, 1120C filers: charitable contributions, taxable income

Form 1120S filers: ordinary business income

Form 990T: unrelated business taxable income

I understand the IRS will review these items of return information in order to perform calculations, the results of which I authorize to be disclosed to officers and employees of the United States Department of Agriculture (USDA) for use in determining the legal entity's eligibility for specified payments for various commodity and conservation programs. The calculations performed by the IRS use a methodology prescribed by the USDA. In addition, I am aware that the USDA may use the information received for compliance purposes related to this eligibility determination, including referrals to the Department of Justice.

Specifically, the IRS will disclose to the USDA the legal entity's name and TIN, and inform the USDA if, pursuant to its calculations, the average Adjusted Gross Income (AGI) is above or below eligibility requirements as prescribed by the Food, Conservation and Energy Act of 2008. The IRS will also disclose to the USDA the type of return from which the information used for the calculations was obtained.

If the IRS is unable to locate a return that matches the taxpayer identity information provided above, or if IRS records indicate that the specified return has not been filed, for any of the taxable years listed below, the IRS may disclose that it was unable to locate a return, or that a return was not filed, for those years, whichever is applicable.

3. Check the appropriate box(es) (You may check one or both boxes)

For 2009 program payment eligibility: The applicable 3-year period for calculation of the average AGI will be the taxable years of 2007, 2006 and 2005.

For 2010 program payment eligibility: The applicable 3-year period for calculation of the average AGI will be the taxable years of 2008, 2007 and 2006.

- **Do not sign and date unless all boxes have been completed.**
- **If not signed and dated, this consent to disclosure of tax information will be returned, which may delay the receipt of program benefits.**
- **I am aware that without this consent to disclosure, the returns and return information of the legal entity identified in Box 1 are confidential and are protected by law under the Internal Revenue Code.**
- **By my signature below, I certify that I am authorized under applicable state law to execute this consent on behalf of the legal entity identified in Box 1.**
- **It is my responsibility to timely mail this completed form to the IRS at the address provided.**

4. Signature (By)	5. Title/Relationship of the Individual if Signing in a Representative Capacity	6. Date (MM-DD-YYYY)
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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, Assistant Secretary for Civil Rights, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, S.W., Stop 9410 Washington, DC 20250-9410, or call toll-free at (866) 632-9992 (English) or (800) 877-8339 (TDD) or (866) 377-8642 (English Federal-relay) or (800) 845-6136 (Spanish Federal-relay). USDA is an equal opportunity provider and employer.

Instructions for CCC-928 2009 and 2010 Consent to Disclosure of Tax Information – Legal Entity

This consent form allows IRS's access to, and use of, certain items of return information to perform calculations, using a methodology prescribed by the USDA, that will assist USDA in its verification of a program participant's compliance with the adjusted gross income (AGI) limitations necessary for participation in, and receipt of, commodity, conservation, price support or disaster program benefits. This form also permits the USDA to receive certain items of return information for its eligibility determination. See page 2 of the form CCC-926, Average Adjusted Gross Income Statement, for definitions, eligibility requirements and examples.

This consent form authorizes the disclosure of these items of return information for only the time period specified. Each item of information requested on this form is needed for the IRS to (1) locate, and verify, your tax information; (2) perform the requisite Average AGI calculations; and (3) provide the USDA with the legal entity's name and Taxpayer Identification Number (TIN), the type of return from which the specified items were located for use in the calculation, and whether or not the average AGI is above or below eligibility requirements. The IRS will not provide the USDA with any of the items specified on this consent form that it uses to perform the calculations or the average AGI figure.

Be sure to: (1) type or print legibly; (2) complete all applicable boxes; and (3) SIGN AND DATE the form. The IRS must receive this form within 120 days of your signature. If this form is not signed and dated, or is otherwise incomplete, this consent will not be accepted by the IRS and will be returned to you. This may result in a delay in your receiving any program payments and benefits that you have requested.

This form can only be signed by the person authorized under state law to sign this consent for the legal entity identified in box 1. An approved Power of Attorney (Form FSA-211) on file with USDA to sign for other customers for program transactions cannot be used for this form

Submit the original of the completed form in hard copy directly to the IRS at this address listed on the form.

Do not submit this form to the local USDA Service Center.

If you have any questions, contact your local USDA Service Center. Do not contact the IRS.

Complete Boxes 1, 2, and 3 ; Read all acknowledgements; Sign, complete, and date Boxes 4 through 6.

Field Name / Box No.	Instruction
1 Legal entity's Name and Address	Enter the legal entity's name and address for commodity, conservation and price support program benefits. <i>Please enter the same name and address as it appears on the returns filed for the taxable years checked in Box 3.</i>
2 Taxpayer Identification Number	In the format provided, enter the complete tax identification number of the legal entity identified in Box 1. <i>This will be an Employer Identification Number.</i>
3 Tax Years	Check the appropriate box(es) to indicate the 3-year period(s) used for the determination of the average adjusted gross income for payment eligibility. This also indicates the years for which this consent allows access to tax information.
4 Signature	Read the acknowledgments, responsibilities and authorizations, <i>before</i> affixing signature. <i>This form must be signed only by the individual authorized under State law to represent the legal entity identified in Box 1.</i>
5 Title	Enter title or relationship to the legal entity identified in Box 1.
6 Date	Enter the signature date in month, day and year. <i>In order for the IRS to provide USDA with the information described in the consent form, the IRS must receive this form within 120 days of your signature.</i>

This form is available electronically.

CCC-901 (04-01-09)	U.S. DEPARTMENT OF AGRICULTURE Commodity Credit Corporation	1. County
MEMBER'S INFORMATION 2009 and Subsequent Years		2. State
		3. Program Year

NOTE: *The primary authority for requesting and safeguarding the information described on this form is the Food, Conservation and Energy Act of 2008 (Pub. L. 110-246). Additionally, the authority for requesting this information is for 7 CFR Part 1400. The information is necessary for CCC to assist in determining eligibility for program benefits. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in a determination of ineligibility for program benefits and other financial assistance administered by USDA. The information collected as a result of this form may be released to USDA employees, USDA contractors, or authorized USDA cooperators who are bound to safeguard the information under Section 1619 of the Food, Conservation and Energy Act of 1974, the E-Government Act of 2002, and related authorities.*

*This information collection is exempted from the Paperwork Reduction Act, as it is required for the administration of the Food, Conservation, and Energy Act of 2006 (Pub. L. 110-246, Title I, Subtitle F – Administration). The provisions of criminal and civil fraud, privacy, and other statutes may be applicable to the information provided. **RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.***

PART A - For each individual or entity who is a member of this entity, list the member's name, social security/employer identification number, address and percentage share of ownership. If a member has both types of identification numbers, list both.

Name of Legal Entity _____

1. Member's Name	2. SSN or Tax ID Number <i>(Last 4 digits if already on file)</i>	3. Address	4. Percent Share	5. Does this member have signature authority for the legal entity? <i>(Yes or No)</i>
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO

PART B - Embedded Entities: For any member listed in Part A, who is an entity, list such embedded entity's name and list the requested, information for each member of such entity. If a member has both types of identification numbers, list both. If more than one member, listed in Part A is an entity, provide the requested information for each entity on supplemental sheets.

Name of Embedded Legal Entity _____

1. Member's Name	2. SSN or Tax ID Number <i>(Last 4 digits if already on file)</i>	3. Address	4. Percent Share	5. Does this member have signature authority for the legal entity? <i>(Yes or No)</i>
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its program 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, SW., Washington, DC 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.

PART C - Embedded Entities: For any member listed in Part B, who is an entity, list such embedded entity's name and list the requested, information for each member of such entity. If a member has both types of identification numbers, list both. If more than one member, listed in Part B is an entity, provide the requested information for each entity on supplemental sheets.

Name of Embedded Legal Entity _____

1. Member's Name	2. SSN or Tax ID Number. <i>(Last 4 digits if already on file)</i>	3. Address	4. Percent Share	5. Does this member have signature authority for the legal entity? <i>(Yes or No)</i>
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO

PART D - Embedded Entities: For any member listed in Part C, who is an entity, list such embedded entity's name and list the information for each member of such entity. If a member has both types of identification numbers, list both. If more than one member, listed in Part C is an entity, provide the requested information for each entity on supplemental sheets.

Name of Embedded Legal Entity _____

1. Member's Name	2. SSN or Tax ID Number. <i>(Last 4 digits if already on file)</i>	3. Address	4. Percent Share	5. Does this member have signature authority for the legal entity? <i>(Yes or No)</i>
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO
			%	<input type="checkbox"/> YES <input type="checkbox"/> NO

Part E. Minor Members or Shareholders – For any Member or Shareholder who is a minor, provide the following: N/A

1. Minor's Name	2. Date of Birth	3. Parent's or Guardian's Name	4. Parent's or Guardian's Address	5. Parent or Guardian's SSN or Tax ID Number <i>(Last 4 digits if already on file)</i>

6. Separate Status of Minors

- (a) Is any minor a producer on a farm in which the parent or guardian has no interest? YES NO
- (b) Does any minor maintain a separate household from the parent or guardian and personally carry out farming Activities with respect to the minor's farming operation, including maintaining separate accounting? YES NO
- (c) Does any minor who is represented by a court-appointed guardian or conservator responsible for the minor 1) live in a household other than the parents' household(s), and 2) have a vested ownership in the farm? YES NO
- (d) If any minor with an interest in this farming operation can answer "YES" to Items 6(a)-6(c), list that minor's name:

PART F- CERTIFICATION - By Signing:

- I certify that I have signature authority for the entity identified in Part A and all information entered on this document is true and correct
 - I understand that furnishing incorrect information will result in forfeiture of payments and benefits.
 - I will timely provide written notification to the Farm Service Agency committees for the county and State listed on this form of any changes in the information provided.

1. Representative's Signature (By)	2. Title/Relationship of Individual Signing in the Representative	3. Date (MM-DD-YYYY)

Estimate of Matching Funds and Stewardship Fees (2008 Farm Bill)

The following information is required prior to federal Farm and Ranch Land Protection Program (FRPP) fund obligation. The purpose of this form is to identify and confirm matching fund sources and a cooperating entity's recommended contributions to stewardship funds.

Estimate of Matching Funds	
A. Estimated Fair Market Value of the Easement (B + E)	\$
B. Estimated Conservation Easement Purchase Price (Amount Paid to the Grantor (Landowner)) = (C + D) = (A - E)	\$
C. Estimated Cooperating Entity Cash Contribution Paid to the Grantor* (Landowner)	\$
D. Estimated Federal Cash Contribution Paid to the Grantor (Landowner)	\$
E. Estimated Grantor (Landowner) Donation (part of the estimated fair market value not taken in cash to contribute to the conservation effort and reduce tax liability, landowner shall not donate any part of C or D back to the cooperating entity)	\$
* Under FRPP authorizing statute and regulations, the Cooperating Entity Cash Contribution Paid to the Grantor (Landowner) (C) must be at least 25% of the Purchase Price (B). The Federal Cash Contribution (D) cannot exceed 50% of the Estimated Fair Market Value of the Easement (A). If there is no Grantor (Landowner) Donation (E), the Cooperating Entity Cash Contribution (C) must be greater than or equal to 50% of the Estimated Fair Market Value (A).	

Recommended Contributions to Stewardship and Acquisition Funds	
Stewardship Fund (limited by FRPP policy to 2% of the appraised fair market value not to exceed \$20,000)	\$
Appraisal (limited by FRPP policy to the actual cost of the appraisal)	\$
Survey (limited by FRPP policy to the actual cost of the survey)	\$
Closing Costs (limited by FRPP policy to the actual cost of the closing)	\$
Deed Preparation Costs (limited by FRPP policy to the actual cost of the deed preparation)	\$
Total	\$

I certify that the information on this supporting form for Federal FRPP land acquisition is true, correct, and complete. I have been informed that the dollar amount listed above is the estimated fair market value of the conservation easement, and that I have agreed to grant a conservation easement on my property for \$ _____. (Enter estimated conservation easement purchase price). I understand that false certification has serious consequences and will likely result in ineligibility for the Farm and Ranch Lands Protection Program.

Grantor Name(s) (please print): _____

Signature by Landowner: _____ Date: _____

Signature by Landowner: _____ Date: _____

Signature by Landowner: _____ Date: _____

I certify that the information on this form for Federal FRPP land acquisition is true, correct, and complete. I further certify that the entity's estimate of cash contribution of the matching funds listed above will not come from additional donations, payments, loans, or fees made by or charged to the above-mentioned Grantor, immediate family members, or organizations controlled or funded by the Grantor, either through formal or informal agreements. I understand that false certification has serious consequences and will likely result in ineligibility of the entity for the Farm and Ranch Lands Protection Program.

Cooperating Entity Name (please print): _____

Authorized Official (please print): _____

Signature by Authorized Official: _____ Date: _____

I certify that I have met in person with the landowner and confirmed all of the information listed above true, correct, and complete. The landowner has certified that the entity's estimate of cash contribution of the matching funds listed will not come from additional donations, payments, loans, or fees made by or charged to the above-mentioned Grantor, immediate family members, or organizations controlled or funded by the Grantor, either through formal or informal agreements. The landowner understands that the purchase price is the amount he or she should receive at closing for the purchase of the easement. The landowner further understands that the Farm and Ranch Lands Protection Program does not require a landowner donation or contributions to stewardship or acquisition funds.

NRCS Representative (please print): _____

Signature by NRCS Representative: _____ Date: _____