

**APPLICATION TO VOLUNTARILY SELL FLOODPLAIN PROPERTY
Elkhorn Creek/Tug Fork River Voluntary Floodplain Buyout, McDowell County, West Virginia**

This application is an expression of interest in the program, not a financial commitment.

- The application period opens on November 1, 2022, and closes on January 31, 2023.
- Only owners of an eligible property may apply for the buyout.
- For owners of multiple properties, a separate application should be filed for each property with a residential structure on it.

QUESTIONS: Staci Thornsby, Senior Staff Attorney, Land Use and Sustainable Development
Law Clinic, West Virginia University College of Law
(304) 293-8840
elkhornwatershed@mail.wvu.edu

SUBMIT APPLICATION: Attn: Staci Thornsby
Voluntary Buyout Program
WVU College of Law
101 Law School Drive
P.O. Box 6130
Morgantown, WV 26506-6130

OR

elkhornwatershed@mail.wvu.edu

Section 1: Applicant property.

Identify the property applying to participate in the buyout.

Street Address: _____	City: _____	State: _____
Zip Code: _____	Email: _____	
Phone: _____	Alt. Phone: _____	
Tax Map & Parcel(s) (if known) _____		

Applicant Initial _____ Date _____

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Section 2: Property owners.

ALL OWNERS MUST CONSENT TO PARTICIPATION IN THE BUYOUT.

A. Identify the owner who will be the main point of contact for the application.

Name: _____
Street Address: _____ City: _____ State: _____
Zip Code: _____ Email: _____
Phone: _____ Alt. Phone: _____

B. Identify additional owners below, if applicable.

Name: _____
Street Address: _____ City: _____ State: _____
Zip Code: _____ Email: _____
Phone: _____ Alt. Phone: _____

Name: _____
Street Address: _____ City: _____ State: _____
Zip Code: _____ Email: _____
Phone: _____ Alt. Phone: _____

Name: _____
Street Address: _____ City: _____ State: _____
Zip Code: _____ Email: _____
Phone: _____ Alt. Phone: _____

If the property has more owners than the space provided, please provide a separate attachment with the same information as requested within this subsection for each additional owner.

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C. If property ownership is unknown or uncertain, please explain.

Section 3: Physical description and use of the property.

A. What *type of structures* and what *number of structures* are on the property?

_____ residence/home	_____ barn
_____ shed	_____ carport
_____ detached garage	_____ jacuzzi/hot tub
_____ above ground pool	_____ other structures, please explain _____
_____ in-ground pool	_____

B. If a residential structure is on the property, answer the following for each residential structure below. If no residential structures are on the property, skip to Subsection C on page 6.

Residential Structure #1

1. Is this residence owner occupied, renter occupied, or vacant? _____

2. If renter occupied, please identify all renters.

Renter Name	Renter Phone	Renter Email
_____	_____	_____
_____	_____	_____
_____	_____	_____

If the property has more renters than the space provided, please provide a separate attachment with the same information as requested within this subsection for each additional renter.

3. What number of stories does the residential structure have? _____

4. What is the exterior color of the residential structure? _____

5. Does the residential structure have a basement? _____

6. Does the residential structure have a garage? _____ Attached or unattached? _____

7. What form of sewage treatment does the structure have (circle one): public septic none

8. Is this residence a mobile home? _____

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9. If this residence is a mobile home, are taxes paid on the mobile home as personal property or real property (if known)? _____

If personal property, who has title to the mobile home? _____

10. Please describe other distinct features of the residential structure. _____

Residential Structure #2

1. Is this residence owner occupied, renter occupied, or vacant? _____

2. If renter occupied, please identify all renters.

Renter Name	Renter Phone	Renter Email
_____	_____	_____
_____	_____	_____
_____	_____	_____

If the property has more renters than the space provided, please provide a separate attachment with the same information as requested within this subsection for each additional renter.

3. What number of stories does the residential structure have? _____

4. What is the exterior color of the residential structure? _____

5. Does the residential structure have a basement? _____

6. Does the residential structure have a garage? _____ Attached or unattached? _____

7. What form of sewage treatment does the structure have (circle one): public septic none

8. Is this residence a mobile home? _____

9. If this residence is a mobile home, are taxes paid on the mobile home as personal property or real property (if known)? _____

If personal property, who has title to the mobile home? _____

10. Please describe other distinct features of the residential structure. _____

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Residential Structure #3

- 1. Is this residence owner occupied, renter occupied, or vacant? _____
- 2. If renter occupied, please identify all renters.

Renter Name	Renter Phone	Renter Email
_____	_____	_____
_____	_____	_____
_____	_____	_____

If the property has more renters than the space provided, please provide a separate attachment with the same information as requested within this subsection for each additional renter.

- 3. What number of stories does the residential structure have? _____
- 4. What is the exterior color of the residential structure? _____
- 5. Does the residential structure have a basement? _____
- 6. Does the residential structure have a garage? _____ Attached or unattached? _____
- 7. What form of sewage treatment does the structure have (circle one): public septic none
- 8. Is this residence a mobile home? _____
- 9. If this residence is a mobile home, are taxes paid on the mobile home as personal property or real property (if known)? _____

If personal property, who has title to the mobile home? _____

- 10. Please describe other distinct features of the residential structure. _____

Residential Structure #4

- 1. Is this residence owner occupied, renter occupied, or vacant? _____
- 2. If renter occupied, please identify all renters.

Renter Name	Renter Phone	Renter Email
_____	_____	_____
_____	_____	_____
_____	_____	_____

If the property has more renters than the space provided, please provide a separate attachment with the same information as requested within this subsection for each additional renter.

- 3. What number of stories does the residential structure have? _____
- 4. What is the exterior color of the residential structure? _____

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5. Does the residential structure have a basement? _____

6. Does the residential structure have a garage? _____ Attached or unattached? _____

7. What form of sewage treatment does the structure have (circle one): public septic none

8. Is this residence a mobile home? _____

9. If this residence is a mobile home, are taxes paid on the mobile home as personal property or real property (if known)? _____

If personal property, who has title to the mobile home? _____

10. Please describe other distinct features of the residential structure. _____

C. If the property is not used as a residence, please describe how the property is used (e.g. vacant or garden).

Section 4: Additional information.

A. Does the applicant property border other land under the same or similar ownership? _____

If the applicant property does not border other land under the same or similar ownership, you may skip to the end of the application.

B. How is the bordering land being used? _____

C. Identify bordering, vacant parcels under the same or similar ownership.

Additional Parcel #1

1. How many acres does the bordering parcel have? _____

2. What is the tax map and parcel number for the bordering parcel (if known)? _____

3. If the owners of the bordering parcel are similar but not the same as the property that is the subject of this application, please explain.

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Additional Parcel #2

1. How many acres does the bordering parcel have? _____
2. What is the tax map and parcel number for the bordering parcel (if known)? _____
3. If the owners of the bordering parcel are similar but not the same as the property that is the subject of this application, please explain.

Additional Parcel #3

1. How many acres does the bordering parcel have? _____
2. What is the tax map and parcel number for the bordering parcel (if known)? _____
3. If the owners of the bordering parcel are similar but not the same as the property that is the subject of this application, please explain.

If the property borders more parcels under the same or similar ownership than the space provided, please provide a separate attachment with the same information as requested within this subsection for each additional parcel.

PROPERTY ACCESS

Evaluating this application may require access to the property by NRCS or its agents. All reasonable efforts will be made to arrange appointments for access. By signing this application, you agree to grant access to your property for the purpose of gathering information for this program, including but not limited to photographing the property. Failure to permit access to the property will result in the termination of the application. This application will remain active while the voluntary buyout program is active unless the application is withdrawn by written notice to the application address provided above.

PRIVACY ACT STATEMENT

The above statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 522a). Furnishing this information is voluntary; however, failure to furnish correct and complete information will result in the withholding or withdrawal of technical and financial assistance. The information provided in this application may be furnished to other USDA agencies, the Internal Revenue Service, the Department of Justice, or other State or Federal law enforcement agencies, or in response to an order of a court, magistrate, or administrative tribunal.

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NONDISCRIMINATION STATEMENT

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident. Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English. To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [How to File a Program Discrimination Complaint](#) and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: program.intake@usda.gov. USDA is an equal opportunity provider, employer, and lender.

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