

PARCEL SHEET for
ENTITY APPLICATION for an AGRICULTURAL LAND EASEMENT (ALE) AGREEMENT

Clear Form

This is a parcel sheet for an Entity application for an Agricultural Land Easement (ALE) Agreement through the: (Select ONE) <input type="checkbox"/> Agricultural Conservation Easement Program – Agricultural Land Easement (ACEP-ALE) <input type="checkbox"/> Regional Conservation Partnership Program (RCPP) – ACEP-ALE	
Parcel^P Landowner^R Name (as stated on source deed):	Attached to NEST Entity Application Number: <div style="text-align: center; background-color: #f0f0f0; padding: 2px;">AGENCY USE</div> NEST Parcel Number: <div style="text-align: center; background-color: #f0f0f0; padding: 2px;">AGENCY USE</div>
Parcel Street Address:	
Entity Name:	Entity DUNS Number:
Entity Email:	Entity Telephone:
Land Eligibility Category for Parcel (Select One): <input type="checkbox"/> Has prime, unique, or other productive soil. Percent of parcel that is prime, unique, or other productive soil: _____ <input type="checkbox"/> Contains historical or archaeological resources <input type="checkbox"/> Protects grazing uses and related conservation values <input type="checkbox"/> Furthers a State or local government policy consistent with the purposes of the ACEP. Cite the State or local government policy consistent with the ACEP: _____	Entity TIN: Application Date:
Is this an application for a Grassland of Special Environmental Significance (GSS) ALE Agreement: <input type="checkbox"/> Yes <input type="checkbox"/> No	
Parcel Offered Acres:	Parcel Longitude and Latitude:

1. ☒ Yes ☐ No Do all landowners have farm records established with the appropriate USDA service center agency?

If no, they must be established for each landowner with the appropriate USDA service center agency prior to submitting this application.

2. What evidence of landownership are you providing?

☒ Property Deed

☒ Current Written Purchase Agreement

Attach the property deed or written purchase agreement to this parcel sheet.

3. Is the land owned by an (check all that apply):

☐ Individual

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

Name: Tax Number:

☐ Entity (Corporation, Limited Liability Company, Partnership, Trust, etc.)

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

Name: Tax Number:

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

4. The land offeredⁱⁱⁱ under this parcel sheet is (select one):

☐ Private Land

☐ Tribal, Allotted, Ceded, or Indian Land

5. Is the land being offered for enrollment (select all that apply):

☐ Cropland

☐ Rangeland

☐ Pastureland

☐ Grassland or land that contains forbs

☐ Shrubland for which grazing is the predominant use

☐ Located in an area that has been historically dominated by grass land, forbs, or shrubs and could provide habitat for animal or plant populations of significant ecological value

☐ Nonindustrial private forest land that contributes to the economic viability of an offered parcel or serves as a buffer to protect such land from development.

Identify percent:

6. ☐ Yes ☐ No Is this parcel subject to a written pending offer^{iv} signed by the eligible entity for purchase of an agricultural land easement^v by an eligible entity?

Attach the pending offer for purchase of an agricultural land easement to this parcel sheet.

7. ☐ Yes ☐ No Is any portion of the parcel subject to an easement or deed restriction which provides similar protection as would be provided by enrollment in ACEP-ALE?

8. ☐ Yes ☐ No Is there any portion of the Parcel where the purposes of ACEP would be undermined due to on-site or offsite conditions, such as risk of hazardous substances, proposed or existing rights of way, infrastructure development, or adjacent land uses?

9. ☐ Yes ☐ No Is the entire parcel accessible from a public road or is there an insurable, unconditional and transferable legal right of recorded access for the term of the easement?

Attach map showing access from a public road or evidence of insurable, unconditional, and transferable legal right of recorded access.

10. Complete the table below for this parcel:

These values may be estimates, subject to the final values being determined by an NRCS-approved appraisal report.

A. Estimated Fair Market Value of this ALE	\$
B. Estimated Entity Non-Federal Cash Contribution to this ALE (excluding Landowner donation)	\$
C. Requested Federal Share for this ALE	\$
D. Estimated Purchase Price ^{vi} of this ALE (D = B + C)	\$
E. Estimated Landowner Donation for this ALE ^{vii} (E = A – D)	\$

11. Do the landowners of this parcel meet the criteria for any of the following categories? Check all that apply. Please note that providing this information is voluntary and will not be used when reviewing this application or determining whether the landowners meet the ACEP Landowner eligibility requirements. This information may be used when considering an Entity request for a waiver of the Entity cash contribution requirement for a project of special significance as defined in 7 CFR § 1468.24(b)(4).

☐ Limited-Resource Farmer or Rancher^{viii}

☐ Beginning Farmer or Rancher^{ix}

- ☐ **Socially Disadvantaged Farmer or Rancher^x**
☐ **Veteran Farmer or Rancher^{xi}**
☐ **Not Applicable**

*Definitions are provided below. For more information please go to this Web site:
<http://www.lfctool.sc.egov.usda.gov/>*

The Landowner agrees that it is submitting this application in furtherance of the Entity's application to participate in the Agricultural Land Easement (ALE) component of the Agricultural Conservation Easement Program (ACEP). The Entity becomes a "Participant" in ACEP only if NRCS enters into an ALE-agreement with the Entity to provide cost-share assistance for the purchase of Agricultural Land Easements, which may include the offered parcel. However, nothing in this application obligates the United States or the Entity to purchase all or any of the Agricultural Land Easements listed on the Parcel Sheets attached to Entity's application including this parcel. To identify and differentiate roles and responsibilities under ACEP should the application be funded, the undersigned Entity shall hereafter be referred to as the "Participants" and Landowners shall hereafter be referred to as "Landowners." The Participants and Landowners understand that unless an Entity is certified by NRCS, acquiring an Agricultural Land Easement prior to approval of the Agricultural Land Easement deed, appraisal, and title causes the Agricultural Land Easement be ineligible for ACEP cost-share assistance. An Entity may only be certified by the Chief of NRCS.

The Participants and Landowners acknowledge that highly erodible land conservation/wetland conservation, adjusted gross income certifications, and member information for all landowners are on file with the appropriate USDA service center agency and are up to date. The Landowner must complete and file Form CCC-901, "Member's Information", or its equivalent, if the Landowner is classified as a legal entity or joint operation by the U.S. Department of Agriculture (USDA) under 7CFR part 1400. The Farm Service Agency (FSA) must be timely notified in writing of any changes to the member's information provided, including changes in membership due to death or otherwise as provided in 7 CFR Part 1400.

It is the responsibility of the Participants and Landowners to provide accurate data to support all items addressed in this application at the request of NRCS. Participants and Landowners acknowledge that NRCS is relying upon the veracity of the information submitted for purposes of awarding Federal funds and that the submittal of false information may be subject to criminal or civil fraud statutes.

Entity Initial

12. ☐ - I certify that the Entity has its own cash resources to provide the Estimated Entity Non-Federal cash contribution to this ALE stated in 10.B. above.
13. ☐ - For non-certified entities: I, Entity, have provided Landowner a copy of the United States Secretary of Agriculture's required minimum deed terms and conditions for an Agricultural Land Easement.
14. ☐ - For certified entities: I, Entity, have provided Landowner a copy of the United States standard Right of Enforcement clause that must be included in the Agricultural Land Easement.

Signature of Authorized Entity Representative	Date
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Landowner Initial

15. ☐ - I, Landowner, am aware that the United States has requirements that must be addressed in the Agricultural Land Easement deed as a condition of providing Federal funds for the acquisition of the easement. I have received a copy of the appropriate set of the United States required deed terms and conditions based on the Entity type indicated above (Item 13 or 14).

Signature of Authorized Landowner Representative	Date
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NONDISCRIMINATION STATEMENT

The U.S. Department of Agriculture (USDA) prohibits discrimination against its customers. If you believe you experienced discrimination when obtaining services from USDA, participating in a USDA program, or participating in a program that receives financial assistance from USDA, you may file a complaint with USDA. Information about how to file a discrimination complaint is available from the Office of the Assistant Secretary for Civil Rights.

USDA prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex (including gender identity and expression), 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.)

To file a complaint of discrimination, complete, sign and mail a program discrimination complaint form, available at any USDA office location or online at www.ascr.usda.gov, or write to:

USDA
Office of the Assistant Secretary for Civil Rights
1400 Independence Avenue, S.W.
Washington, DC 20250-9410

Or call toll free at (866) 632-9992 (voice) to obtain additional information, the appropriate office or to request documents. Individuals who are deaf, hard of hearing or have speech disabilities may contact USDA through the Federal Relay service at (800) 877-8339 or (800) 845-6136 (in Spanish). USDA is an equal opportunity provider, employer and lender.

Persons with disabilities who require alternative means for communication of program information (e.g., Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD).

PRIVACY ACT STATEMENT

The following statements are made in accordance with the Privacy Act of 1974 (U.S.C. 522a). Furnishing this information is voluntary; however, failure to furnish correct, complete information will result in the withholding or withdrawal of such technical or financial assistance. The information 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 orders of a court, magistrate, or administrative tribunal.

This information collection is exempted from the Paperwork Reduction Act under 16 U.S.C. 3801 note and 16 U.S.C. 3846.

i **Parcel** means a farm or ranch submitted for consideration for funding under ACEP-ALE.

ii **Landowner** means a person, legal entity, or Indian Tribe having legal ownership of land and those who may be buying eligible land under a purchase agreement. The term Landowner may include all forms of collective ownership including joint tenants, tenants-in-common, and includes heirs, successors, assigns, and anyone claiming under them. State governments, local governments, and nongovernmental organizations that qualify as eligible entities are not eligible as landowners.

iii The Secretary may not use ACEP funds for the purposes of acquiring an easement on lands owned by an agency of the United States, other than land held in trust for Indian Tribes; and lands owned in fee title by a State, including an agency or a subdivision of a State, or a unit of local government. Such lands are ineligible for ACEP.

iv **Pending offer** means a written bid, contract, or option extended to a Landowner by an eligible entity to acquire a conservation easement before the legal title to these rights has been conveyed for the purpose of:

- (1) The agricultural use and future viability, and related conservation values, of eligible land by limiting non-agricultural uses of that land; or

- (2) Grazing uses and related conservation values by restoring and conserving eligible land.

v **Agricultural land easement** means an easement or other interest in eligible land that is conveyed for the purpose of protecting natural resources and the agricultural nature of the land, and of promoting agricultural viability for future generations, and permits the Landowner the right to continue agricultural production and related uses subject to an agricultural land easement plan, as approved by the Secretary of Agriculture.

vi **Purchase price** means the fair market value of the agricultural land easement as determined by an NRCS approved methodology, minus the Landowner donation.

vii Landowners shall not donate any part of Federal share or non-Federal cash contribution back to the entity as a condition of purchase or closing.

viii **Limited Resource Farmer or Rancher** – The term “Limited Resource Farmer or Rancher” means either:
(1)(i) A person with direct or indirect gross farm sales not more than the current indexed value in each of the previous two fiscal years (adjusted for inflation using Prices Paid by Farmer Index as compiled by National Agricultural Statistical Service), and

(ii) Has a total household income at or below the national poverty level for a family of four, or less than 50 percent of county median household income in each of the previous two years (to be determined annually using Commerce Department Data); or

(2) A legal entity or joint operation if all individual members independently qualify under paragraph (1).

A legal entity or joint operation can be a Limited Resource Farmer or Rancher only if all individual members independently qualify. A Self-Determination Tool is available to the public and may be completed on-line or printed and completed hardcopy at: <http://www.lrftool.sc.egov.usda.gov/>

ix **Beginning Farmer or Rancher** – The term “Beginning Farmer or Rancher” means an individual or legal entity who:

(1) Has not operated a farm or ranch, or who has operated a farm or ranch for not more than 10 consecutive years and who will materially and substantially participate in the operation of the farm or ranch. This requirement applies to all members of a legal entity.

(2) In the case of an individual, individually, or with the immediate family, material and substantial participation requires that the individual provide substantial day-to-day labor and management of the farm or ranch consistent with the practices in the county or State where the farm is located.

(3) In the case of a legal entity or joint operation, all members must materially and substantially participate in the operation of the farm or ranch. Material and substantial participation requires that each of the members provide some amount of the management or labor and management necessary for day-to-day activities, such that if each of the members did not provide these inputs, operation of the farm or ranch would be seriously impaired.

x **Socially Disadvantaged Farmer or Rancher** -- The term “Socially Disadvantaged” an individual who is a member of a group whose members have been subjected to racial or ethnic prejudices without regard to its members’ individual qualities. For an entity, at least 50 percent ownership in the business entity must be held by socially disadvantaged individuals. A socially disadvantaged group is a group whose members have been subject to racial or ethnic prejudice because of their identity as members of a group without regard to their individual qualities. These groups consist of the following:

- American Indians or Alaskan Natives
- Asians
- Blacks or African Americans
- Native Hawaiians or other Pacific Islanders
- Hispanics.

Note: Gender alone is not a covered group for the purposes of NRCS conservation programs. The term entities reflect a broad interpretation to include partnerships, couples, legal entities, etc.

xi **Veteran Farmer or Rancher** -- The term “Veteran Farmer or Rancher” means a farmer or rancher who:

- Served in the active military, naval, or air service, and
- Who was discharged or released from the service under conditions other than dishonorable, and
- Who has not operated a farm or ranch; or has operated a farm or ranch for not more than 10 consecutive years.

A legal entity or joint operation can be a Veteran Farmer or Rancher only if all individual members independently qualify.