

"Promoting Innovation in Maryland Agricultural and Resource-Based Business"

The Next Generation Farmland Acquisition Program Application Package

Program Description

The Next Generation Farmland Acquisition Program (Next Gen Program) was established by MARBIDCO with the support of the State of Maryland to help qualified young and beginning farmers who have trouble entering the agricultural profession because of relatively high farmland costs and lack of access to adequate financial capital to purchase farmland. The Next Gen Program is essentially a fast-moving farmland conservation easement option purchase program that is designed to help facilitate the transfer of farmland to a new generation of farmers, while also effectively helping to preserve the subject agricultural land from future development.

With the strong support of the Governor and General Assembly MARBIDCO was able to launch the Next Gen Program in FY 2018 and, pursuant to legislation that was enacted this year, is planned to be funded for at least four more years. In FY 2019 (beginning July 2018), MARBIDCO received \$2.5 million in program funding that is available to assist qualified "Beginner Farmers" (and possibly other) applicants on a competitive basis. *A "Beginner Farmer" is defined on page 38; which includes not owning a farm or ranch (or owning less than 10 acres), not operating a farm or ranch as a principal operator for more than 10 years, having at least one year of farming experience, and expecting to substantially participate in the farming operation on the subject property.*

The key tool that MARBIDCO will use when making Next Gen Program awards is the "easement option purchase contract". The option is a contractual agreement that allows the "Next Gen Farmer" to use the farm that is purchased only for agricultural purposes and to stop any development on the farm property.

Under the Next Gen Program, MARBIDCO will pay up to 51% of the Fair Market Value (FMV) of the land only (with a cap of \$500,000), and following the land sale transaction the Next Gen Farmer will then have a period of several years to sell the permanent easement to a rural land preservation program that is able and willing to hold the permanent easement (thus extinguishing the development rights on the property forever). Once a permanent easement has been subsequently facilitated, the Next Gen Farmer is obligated to repay MARBIDCO the original Next Gen Program Option Purchase amount, plus a 3% administrative fee. If the Next Gen Farmer cannot sell the permanent easement within the specified timeframe, the Option will be exercised (for no additional money) and the permanent easement will be held by a "third-party default easement holder" (either a county agricultural land program or a private land trust designated by MARBIDCO).

In short, the Next Gen Program enables MARBIDCO to provide a young or beginning farmer with the money needed to make a large down-payment towards a farm purchase, in order to meet the equity requirements of a commercial lender, which then allows the lender to make a loan to help complete the financing needed for the transaction. An additional benefit of this program is that the farmland being purchased is firmly on a path to becoming permanently preserved for agricultural purposes only.

The Next Generation Farmland Acquisition Program application package (including any required attachments) **must be submitted to the MARBIDCO office by November 20, 2018.** All required submission forms that are to be completed by the various parties (including property seller(s), program applicant(s), county agricultural land preservation administrators, and commercial lenders) are attached to this application package. <u>MOREOVER</u>, applicants should contact their respective county agricultural land preservation staff **by no later than October 19, 2018** (since the respective county government staffs have a major role to play in this process too).

Additional information about the Next Gen Program is provided in the following pages.

Maximum Down-Payment Amount:	\$500,000
Easement Option Purchase Amount:	Maximum of 51% of the Fair Market Value (FMV) of land only (and excluding improvements) but may be as low as 48% FMV.
Maximum Repayment Amount:	Up to 100% of the original Easement Option Purchase amount, plus an administrative fee of 3%.
Length of Time for Repayment of Funds:	Up to 4 years (if a County is the default easement holder), OR Up to 7 years (if MARBIDCO designates the easement holder). If the permanent easement is not sold to a rural land preservation program within the required time, then the designated easement holder will be granted the permanent easement for no more money.
Send Completed Applications to:	MARBIDCO, Attn: Next Gen Program, 1410 Forest Drive, Suite 21, Annapolis, MD 21403

Program Terms and Conditions

Timeline of Activities and Deadlines

Sept./Oct. 2018	Applicants contact their county agricultural land preservation administrators and other agricultural service providers to prepare their Next Gen Program applications. The <u>deadline to make initial contact</u> with the appropriate county agricultural land preservation administrator (or their staff) is <u>Friday</u> , October 19, 2018.
October 19, 2018	Property Seller's Information Form (FORM 1) is due to be received by the county.
November 20, 2018	The Application (one complete copy of an entire original with FORMS 1-4) is due to be received in the MARBIDCO office no later than 4:00 p.m. on Tuesday , November 20, 2018 . Late applications and emailed/faxed applications will <u>not</u> be accepted.
January 2019	Applications are reviewed and ranked by the Next Gen Program Review Committee.
January 31, 2019	Successful applicants are notified that they have been approved for Next Gen Program funding and will have 30 days to secure commercial lender financing for the subject property (if lender financing had not already been secured previously.)
February 2019	Appraisals are ordered and conducted.
March 2019	A Commitment Letter will be issued to the Next Gen Farmers with an Easement Option Purchase offer amount, and all necessary preparations are performed for the real estate transfer settlements. Applicants are notified that they may schedule a real estate settlement with the farm sellers and commercial lender for LIKELY NO EARLIER THAN JUNE 30, 2019 (in most cases).
April - June 2019	Next Gen Program farm purchase settlements take place. Please note that the Next Gen Program Easement Option Purchase Contracts (with payments) are executed at the real estate property transfer settlement.
June 30, 2019	Hopefully, if all goes as planned, all the Next Gen Program farm purchase transactions for Fiscal Year 2019 will have been completed by this date.

Application Instructions Summary

For the Applicant(s)

Applicants are required to have the farm's Property Sellers complete **FORM 1: Property Seller's Information** (on pages 9 through 12) which needs to be provided first to the county agricultural land preservation staff (by October 19th), and later to the MARBIDCO office (by the November 20th deadline). Applicants must also complete **FORM 2: Applicant Information** (found on pages 13 through 22). In addition, applicants are required to provide and attach all additional information identified in a Checklist (located on page 23). All required items must be submitted to MARBIDCO by November 20, 2018.

For the County Agricultural Land Preservation Administrator

A county agricultural land preservation administrator must complete **FORM 3: Subject Property Information Form** (on pages 25 through 31). In addition, the county agricultural land preservation administrator must complete **FORM 4: County Government Submission Form** (on pages 33 and 34). (NOTE: A Chief Elected/Appointed Official or County Director of Planning and Zoning must review and sign **FORM 4**. If the County is going to serve as the "default easement holder", then additional information will be required to be submitted.)

For the Commercial Loan Officer (if applicable at time of initial application)

A bank officer must complete FORM 5: Commercial Lender Information Form (on pages 35 and 36).

The Next Gen Program Application and Approval Process

The Application Process

Applicants are required to submit a completed and signed application package (including any required attachments) by the announced deadline (November 20, 2018). Applicants are also required to complete **FORM 2** (on pages 13 through 22) including items listed in the <u>Applicant Checklist</u> (found on page 23). As part of the application process, the applicant and the county agricultural land preservation staff will identify the "default easement holder" of the subject property. Applicants should have a solid plan for the type of agricultural activity that they intend to pursue on the subject property. Applicants will be required to submit a farm business plan of the proposed farm operation/project, as well as two years of most recent tax returns (if filed/available) and additional financial information which is described in the Applicant's Checklist. Finally, for those applicants that do not have a commercial loan for the farm purchase already approved at the time of application, a commitment from a commercial lender will be required within 30 days following notice of Next Gen approval.

Applicants are required to have a county agricultural land preservation administrator review the proposed property to be purchased. A county agricultural land preservation administrator is required to complete, sign and return **FORM 3** (on pages 25 through 31) by the established submission deadline. The county agricultural land preservation administrator will determine whether or not the subject property is eligible to apply for the county's land preservation program to serve as the "default easement holder" (which will likely enable a faster sale of the permanent conservation easement), or whether the subject property will be applying for MARBIDCO to designate the "default easement holder". If the county agricultural land preservation administrator believes that the county should hold the permanent conservation easement, the county official will facilitate a county commitment to become the "default easement holder". If the subject property does not meet the designated default easement holder's program eligibility criteria, then the subject property is not eligible for the Next Gen Program.

In addition, a county government official will need to complete **FORM 4**, providing certain information required by MARBIDCO from the county government. If the county is going to serve as "default easement holder", then additional information will also be required to be submitted by the county (as explained on pages 33 and 34).

Applicants are advised that MARBIDCO cannot pay more than 51% of the Fair Market Value (FMV) of the agricultural land (with a cap of \$500,000), as confirmed by an appraisal. Applicants (if selected) should also be aware that MARBIDCO's Easement Option Purchase offer may be less than the 48% - 51% of the actual appraised value of the farmland since the Next Gen Review Committee with be relying on estimated ranges of the FMV on the agricultural land located within individual counties.

Applicants are not required to have a commercial lender commitment for a mortgage loan at the time of submission of an application. If applicants have a commercial lender commitment, the loan officer should complete and sign **FORM 5** (on pages 35 and 36). MARBIDCO strongly encourages applicants to contact a commercial lender by early-to-mid June 2018 to get a clear sense of the lender's financing requirements.

The Selection Process

Since the demand for the program is expected to be high, MARBIDCO plans to direct its limited program funding towards assisting qualified, but otherwise challenged, "Beginner Farmers" (and possibly other more experienced farmers) to help them in obtaining access to productive farmland. Accordingly, qualified Beginner Farmers with relatively limited financial resources and/or who are without current access to farmland may be ranked higher than those with more farming advantages. MARBIDCO's Next Gen Review Committee will rank the applications received by the deadline. Please refer to **Attachment 1** in this application packet for detailed information concerning the <u>scoring criteria</u> that will be used. ["Beginner Farmer" has the meaning defined on page 38; which includes not owning a farm or ranch (or owning less than 10 acres), not operating a farm or ranch as a principal operator for more than 10 years, having at least one year of farming experience, and expecting to substantially participate in the farming operation on the subject property.] **Applicants who own more than 10 acres of farmland currently are not eligible to apply at this time**.

MARBIDCO will use estimates of agricultural land values in each county during its review process to determine approved Next Gen applicant's range of Next Gen funding. If after funding all the applications that rank the highest there are significant funds remaining unused, MARBIDCO reserves the right to select lower-ranked applications. In addition, MARBIDCO reserves the right to proportionately trim the higher ranked awards by up to 3%, if this would enable one additional Beginner Farmer that is ranked lower to receive Next Gen funding in that particular round. MARBIDCO reserves the right to make a second round of offer(s), if funds are available.

Once applicants have been ranked and selected, MARBIDCO will notify selected applicants in writing, and the Approved Letter will include the estimated range of the Next Gen Program Easement Option Purchase value. Applicants will then have 30 days from the date of the Approved Letter to accept the commit to move forward with the Next Gen Program Easement Option Purchase. In addition, the approved applicants must return a signed MARBIDCO Approved Letter and Appraisal Authorization Form (allowing MARBIDCO to order an appraisal on the subject property) within 15 days; and confirm the commercial lender commitment by submitting **FORM 5** (if not previously submitted) within 30 days.

Purchasing the Option Contract (by MARBIDCO)

Once MARBIDCO has received and reviewed the required documentation identified in the Approved Letter, MARBIDCO will order at least one appraisal to determine the FMV of the agricultural land. The FMV will be used by MARBIDCO to help determine the final easement option purchase price amount. MARBIDCO will pay the costs for an appraisal. MARBIDCO may order a second appraisal if MARBIDCO finds it to be necessary. The cost of a second appraisal will be paid by MARBIDCO as well. (Note: Separate from MARBIDCO-ordered appraisals, the commercial lender will likely require its own appraisal. MARBIDCO will not pay for that cost.)

Special Note: It is possible that a land survey will be needed. Surveys may take several weeks to complete, so the Next Gen Applicant will want to factor this into the timing of the real estate closing. Surveys can be relatively expensive depending upon the circumstances. Please note that MARBIDCO does not pay for costs of surveys. (In addition, a survey may be required when selling a permanent farmland conservation easement to a third-party rural land conservation program.)

After MARBIDCO has received and reviewed the appraisals for the property, MARBIDCO will determine, based upon all of the available information, the amount MARBIDCO will offer for the Easement Option Purchase Price. MARBIDCO will then mail a Conditional Commitment Letter (including the Easement Option Purchase Price amount), and a copy of the Easement Option Purchase Contract for review.

Once MARBIDCO has issued a Conditional Commitment Letter, the Next Gen Applicant will have up to 30 calendar days to accept the offer amount and fully commit to moving forward with the real estate purchase using Next Gen Program funding. The Next Gen Applicant will need to notify the commercial lender with their decision, so that the bank's loan closing and title work can commence (along with MARBIDCO's). Please note that MARBIDCO does not pay for any costs of the real estate transaction, commercial lender, or title company work. Those costs are to be borne by the Next Gen Farmer and the property seller, as may be appropriate.

Selling the Permanent Easement (by Next Gen Farmer)

From the date that the Easement Option Purchase Contract is executed, the Next Gen Farmer will have entered into an "Option Period" that will run for a defined period of time. If MARBIDCO is the designator of the "default easement holder", the option period will be seven years. If the county program is the "default easement holder", the option period will be four years. During the Option Period the Next Gen Farmer may use the farmland only for agricultural purposes and may not permit any development to occur on the property. Also, during this Option Period, the Next Gen Farmer must attempt to sell a permanent farmland conservation easement to a rural land conservation program (a "Third-Party Easement"), extinguishing all development rights on the subject property forever. MARBIDCO expects the Next Gen Farmer to report annually on their efforts to try to sell the Third Party Easement on the property.

If the Next Gen Farmer is successful in selling a Third-Party Easement, they must use the proceeds from the sale of the Third-Party Easement to repay MARBIDCO the amount of money it paid for the Easement Option Purchase amount, plus a fee of 3%. Any additional proceeds from the sale of the Third-Party Easement belong to the Next Gen Farmer.

The Next Gen Farmer can sell the Third-Party Easement at any time during the Option Period, so long as they follow the Third-Party Easement sale offer acceptance schedule.

If MARBIDCO is the designator of the "default easement holder", the acceptance schedule is as follows:

(1) For the first four years of the Option Period, the Next Gen Farmer must accept a Third Party Easement sale offer price that is at least 125% of the Easement Option Purchase amount; (2) In years 5 and 6 of the Option Period, the Next Gen Farmer must accept a Third-Party Easement sale offer price that is at least 115% of the Easement Option Purchase amount; and (3) In year 7 of the Option Period, the Next Gen Farmer must accept any offer for the Third Party Easement sale that is at least 100% of the Easement Option Purchase amount. In years 1 through 6, if the Next Gen Farmer is inclined NOT to accept a lower offer price, they must first consult with MARBIDCO before declining. In year 7, offers of less than 100% of the Easement Option Purchase amount must be approved by MARBIDCO. Please see the TABLE below for more details.

If the county program is the "default easement holder", the acceptance schedule is as follows:

(1) For the first two years of the Option Period, the Next Gen Farmer must accept a Third-Party Easement sale offer price that is at least 125% of the Easement Option Purchase amount; (2) In year 3 of the Option Period, the Next Gen Farmer must accept a Third Party Easement sale offer price that is at least 115% of the Easement Option Purchase amount; and (3) In year 4 of the Option Period, the Next Gen Farmer must accept

any offer for the Third-Party Easement sale that is at least 100% of the Easement Option Purchase amount. In years 1 through 3, if the Next Gen Farmer is inclined NOT to accept a lower offer price, the Next Gen Farmer must first consult with MARBIDCO before declining. In year 4, offers of less than 100% of the Easement Option Purchase amount must be approved by MARBIDCO. Please see the **TABLE 1** below for more details.

If the County is the Defa	ult Easement Holder:
<u>Year</u>	<u>Minimum Offer Acceptance Amount</u>
1 – 2	125% of Easement Option Purchase
	amount*
3	115% of Easement Option Purchase
	amount*
4	Any offer amount must be accepted*
If MARBIDCO is the Defa	ult Easement Holder Designator:
<u>Year</u>	<u>Minimum Offer Acceptance Amount</u>
1 – 4	125% of Easement Option Purchase
	amount*
5 – 6	115% of Easement Option Purchase
	amount*
7	Any offer amount must be accepted*

If the Next Gen Farmer is unable to sell the Third-Party Easement for at least 103% of the Easement Option Purchase Price amount, MARBIDCO will only collect what was actually paid to the Next Gen Farmer for the Third-Party Easement and forgive the difference.

If for any reason the Next Gen Farmer cannot sell the Third-Party Easement within the Option Period, the option in the Easement Option Purchase Contract will be exercised on the property at the end of the Option Period. In that case, MARBIDCO will designate a private land conservation program/land trust to hold the permeant easement on the property. The Next Gen Farmer will receive no additional compensation if the option in the Easement Option Purchase Contract is exercised and this easement will extinguish all of the development rights on the property forever.

Finally, if the Next Gen Farmer is unable to sell a Third-Party Easement during the Option Period, the Next Gen Farmer may choose to terminate the Easement Option Purchase Contract by notifying MARBIDCO with a decision no later than two months before the end of the Option Period. The Next Gen Farmer will then have until the end of the Option Period to repay MARBIDCO the original Easement Option Purchase amount plus interest calculated from the date that the Easement Option Purchase Contract was executed at the per annum rate, which is equal to the Prime Rate plus 1.00% at the time the Option Contract was prepared.

Suggestions for the Contract of Sale and Related Items

MARBIDCO strongly recommends that Next Gen Program applicants incorporate the following provisions into their contracts of sale of the subject farm properties. The buyers and sellers of Next Gen Farmer agricultural properties need to negotiate and sign a contract of sale for the subject farm property before November 20, 2018 (since these sales contracts need to be submitted to MARBIDCO by the deadline).

- 1) It is recommended that the property sales contract not expire before June 30, 2019 (if possible).
- 2) It is recommended that there be a provision for the return of an earnest money down-payment to the beginner farmer, in the event that Next Gen funding is not approved.
- 3) It is recommended that these contracts specify whether the buyer and/or the seller will be responsible for paying the costs of a <u>required land survey for the subject property</u>, as well as any other land transfer closing costs.

In addition, the SELLERS of all Next Gen purchase properties must complete "Form 1" and completed copies of Form 1 must be provided to the designated county farmland preservation program staff by October 19th, and later to MARBIDCO by the November 20th deadline. As such, it may be a good idea for Next Gen farm buyers to ask the farm sellers to complete Form 1 while they are also in the process of negotiating the terms of the farm sale.

DO YOU HAVE ANY QUESTIONS?

Further information about the Next Gen Program may be obtained by contacting Allison Roe, MARBIDCO Financial Programs Associate, by telephone at (410) 267-6807, or by email at: <u>aroe@marbidco.org</u>.

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NEXT GENERATION FARMLAND ACQUISITION PROGRAM PROPERTY SELLER'S INFORMATION FORM

(To be completed by the Farm Property Seller and a copy given to the county staff by October 19, 2018)

SECTION 1: PROPERTY SELLER INFORMATION

1.) Name _		
Address		City
State	Zip Code	Telephone
Email Add	ress	
2.) Name _		
Address		City
State	Zip Code	Telephone
Email Add	ress	
2. If	Information)	
Note: subjec he/sho groun	et property, that will continue after the p e must agree to the terms of the MARBI d leases that will continue after the purc	tified above) or leases any interest, including options, on the ourchase of the subject property by the Next Gen farmer, DCO Easement Option Purchase Contact. Please disclose chase of the subject property by the Next Gen farmer. usal, or option to purchase for the subject property?

□Yes □ No If yes, please explain: _____

2. Does anyone own or lease surface or subsurface rights on the subject property (including oil/gas/mineral, whether or not there has been any activity on the lease)?

	□Yes	□ No	If yes, please explain:			
3.	Has any m	ining been done	on the subject property?			
	□Yes	🗆 No	If yes, please explain:			
4.			party interests in the subject property? (I ons, ground leases, etc.)	For example,	, life esta	ate, right-of-wa
	□Yes	🗆 No	If yes, please explain:			
5.	Are there a	any railroad trac	ks that cross the subject property?			
		_		egal access to	o the po	rtion of the
	□Yes ves was answ e third party		If yes, may be required proof of a le property the tracks may divide from the questions 1. through 5., please provid	m the main e	entrance	
the	yes was answerther third party	wered to any of t interest.	property the tracks may divide from the questions 1. through 5., please provid	m the main e	entrance	
the	ves was answer third party DN 4: SUBJI Has the su agricultura commercia	wered to any of t v interest. ECT PROPERTY bject property b al operations and al cell tower, con	property the tracks may divide from the questions 1. through 5., please provid USE een used for a purpose other than d residential use (for example, landfill, nmercial energy production, sand and	m the main e	entrance	information fo
the	ves was answerthind party e third party DN 4: SUBJI Has the su agricultura commercia gravel extr	wered to any of t interest. ECT PROPERTY bject property b al operations and al cell tower, con raction, railroad	property the tracks may divide from the questions 1. through 5., please provid USE een used for a purpose other than d residential use (for example, landfill, nmercial energy production, sand and	m the main e	contact	information fo
the	ves was answer third party DN 4: SUBJI Has the su agricultura commercia gravel extr If yes, indi Have any o what could	wered to any of t v interest. ECT PROPERTY bject property b al operations and al cell tower, con raction, railroad cate use/explain chemicals been t	property the tracks may divide from the questions 1. through 5., please provid USE een used for a purpose other than d residential use (for example, landfill, nmercial energy production, sand and right-of-way)?	m the main e	contact	

3.	Has the subject property ever contained areas used to dispose of waste other than normal and customary household and agricultural waste?	□ Yes	□ No	🗆 Don't Know
	If yes, indicate the kinds of material disposed and method of disposal:			
4.	Has there ever been a chemical spill or leak on the subject property to your knowledge?	□ Yes	🗆 No	🗆 Don't Know
	If yes, indicate what was spilled, where it was spilled, approximately actions were taken in response.	v how mu	ıch was	spilled, and what
5.	Have any previous environmental assessments/tests/samplings/ impact statements been conducted for the subject property, to your knowledge? If yes, attach copies of appropriate documentation.	□ Yes	🗆 No	🗆 Don't Know
6.	Have any government officials ever investigated, cited, or been involved with any violations of any environmental law at the subject property to your knowledge?	□ Yes	□ No	🗆 Don't Know
	If yes, explain:			
7.	Are there/have there been any disputes, including claims of adverse possession, or written or oral agreements with adjacent landowners regarding boundary lines? If so, explain and provide detail on map.	□ Yes	🗆 No	🗆 Don't Know
	If yes, explain (and provide details on map):			

IF YOU ANSWERED YES TO ANY OF THE ABOVE QUESTIONS, PLEASE ATTACH A LETTER OF EXPLANATION ALONG WITH ANY SUPPORTING DETAILS TO THE APPLICATION.

SECTION 5: EXISTING PROPERTY RESTRICTION(S)

Please state whether there are any known existing restrictive easements or covenants (such as Forest Conservation Easements, Open Space Easements, etc.) on your property and, if so, please explain:

SECTION 6: STRUCTURES

List and briefly describe any/all residential structures and non-agriculturally related structures (all structures currently existing on the property may be listed, however only the residential and non-agriculturally related structures are required to be listed at the time of application). <u>On a current aerial map, locate and label by</u> corresponding letter (1, 2, 3, 4, etc.) all structures listed here. A current aerial map may be obtained through the county program administrator. Use separate page if necessary.

	Structure	Approximate Dimensions or Capacity	
1.			
2.			
3.			
5.			
14.			

ANY OTHER COMMENTS ABOUT THE PROPERTY

Date: _____ Best Telephone Number to Reach You: _____

Name of the Property Seller Completing this Form: _____

THANK YOU!

NEXT GENERATION FARMLAND ACQUISITION PROGRAM APPLICANT INFORMATION FORM

(To be completed and signed by the applicant(s).)

SECTION 1: APPLICANT(S) INFORMATION

1. Prin	nary Applicant			
Name_				
Date of	f Birth Email Address			
Addres	SS	City		
State _	Zip Code Tele	ephone		
2. Seco	ondary Applicant (if applicable)			
Name				
Date of	f Birth Email Address			
Addres	SS	City		
State _	Zip Code Tele	ephone		
	CANT(S) BACKGROUND AND EXPERIENCE nary Applicant			
1.	Do you currently own any agricultural land?		\Box Yes	🗆 No
	If yes, please state how many acres of agricult	ıral land you own		acres
2.	Have you operated as a primary operator on a 10 years?	farm or ranch for more than	□ Yes	□ No
3.	Do you expect to substantially participate in the subject property?	e farm operation on	□ Yes	□ No
4.	Do you have any farming experience?		□ Yes	□ No
	If yes, please briefly describe your farming exp	erience (<u>including how many ye</u>	<u>ears)</u>	

NOTE: Please attach a copy of a resume and any additional sheets of paper as needed.

If yes, please describe the completed farm management training program. <i>(A validating letter from an authorized program representative on the institut equivalent documentation, is required.)</i>	ion's letterhead,	or
Have you received an agricultural degree from an accredited college or university?	□ Yes	No
If yes, please provide the following information: (A copy of an unofficial transcript must be provided.)		
University/Institution		
Major/Minor/Program		
Graduation/Completion Date		
ndary Applicant (if applicable)		
Do you own any agricultural land in addition to the Primary Applicant?	□ Yes	□ No
If yes, please state how many acres of agricultural land you own		acres
Have you operated a farm or ranch for more than 10 years?	□ Yes	□ No
Do you expect to substantially participate in the farm operation on the subject property?	□ Yes	□ No
Do you have any farming experience?	□ Yes	□ No
If yes, please describe your farming experience (<u>including how many years</u>)		
NOTE: Please attach a copy of a resume and any additional sheets of	paper as neede	
Have you completed a qualified farm management training program that includes substantial fieldwork experience?	□ Yes	🗆 No
If yes, please describe the completed farm management training program. (A validating letter from an authorized program representative on the institu documentation, is required.)	tion's letterhead	, or equivalent
	equivalent documentation, is required.) Have you received an agricultural degree from an accredited college or university? If yes, please provide the following information: (A copy of an unofficial transcript must be provided.) University/Institution Major/Minor/Program Graduation/Completion Date If yes, please state how many acres of agricultural land you own Have you operated a farm or ranch for more than 10 years? Do you expect to substantially participate in the farm operation on the subject property? Do you have any farming experience? If yes, please describe your farming experience (including how many years) MOTE: Please attach a copy of a resume and any additional sheets of Have you completed a qualified farm management training program that includes substantial fieldwork experience? If yes, please describe the completed farm management training program. (A validating letter from an authorized program representative on the institue	equivalent documentation, is required.) Have you received an agricultural degree from an accredited college or university? If yes, please provide the following information: (A copy of an unofficial transcript must be provided.) University/Institution

(continued on the next page

6.	Have you received an agricultural degree from an accredited college or university?	□ Yes	🗆 No
	If yes, please provide the following information: (A copy of an unofficial transcript must be provided.)		
	University/Institution		
	Major/Minor/Program		
	Graduation/Completion Date		
7.	Do you (the applicant) currently produce food/feed/fiber products on agricultural land as a farm enterprise operator or manager?	□ Yes	□ No
	If yes, please answer Items a. through c. below:		
	a. Do you currently farm ONLY on a property owned by a relative? If yes, please answer the following:	□ Yes	□ No
	Is the family-owned property you farm the subject property for this program?	□ Yes	□ No
	b. Do you currently farm ONLY on leased land (in your own name)?	□ Yes	🗆 No
	If yes, please provide the following information:		
	Annual Rental Expense Size (acres) _		
	Location		
	Owner/Farm Name Phone Nur	nber	
	c. Do you currently farm BOTH on leased land (in your own name), as well as, on property owned by a relative?	□ Yes	□ No
	If yes, please answer the following question:		
	Is the family-owned property you farm the subject property to be purchased using the Next Gen program?	□ Yes	□ No
	Is the family-owned property you farm 5% or more of your operation?	□ Yes	□ No
8.	If your answer was "No" to Question 6, are you a farmer that does not <u>currently</u> have access to agricultural land to work as a farm enterprise operator or manager?	□ Yes	□ No
9.	What is your Total Net Worth (all applicants combined)? ("Net Worth" <i>EQUALS</i> Total Assets <i>MINUS</i> Total Liabilities. Please refer to Attachment 2 for more information used in calculating Net Worth.)		

Please provide any additional information, based on your knowledge and experience in agriculture, that you feel will be helpful for the reviewers to know:

SECTION 2: BRIEF SUBJECT PROPERTY INFORMATION

(To be completed by the applicant, detailed information will be completed by the Farm Property Seller(s) using FORM 1, and a country agricultural land preservation program administrator using FORM 3.)

Street A	Address "OR"		
Tax Ma	p Grid Parcel #		
City	StateZip Code		
County	Zoning of Property:		
Total Si	ze of Subject Property (acres) Number of	of Parcels	
1.	Is the property a working farm today? $\hfill \Box$	Yes	□ No
	If yes, please provide a brief description of the usage of land for the working		
2.	Does the property include any existing dwellings?	□ Yes	□ No
	If yes, please provide the following information of the existing dwelling(s):		
	Dwelling 1 Size (square feet) Condition:		
	Explain intended use of dwelling Is this dwelling a tenant house?	□ Yes	 □ No
	Dwelling 2 Size (square feet) Condition:	r 🗌 Good	Excellent
	Explain intended use of dwelling		
	Is this dwelling a tenant house?	🗆 Yes	🗆 No

<u>Dwelling 3</u> Size (square feet)	Condition:	🗆 Poor	□Fair	□ Good	□ Excellent
Explain intended use of dwelling					
Is this dwelling a tenant house?				□ Yes	□ No
If no, does the property have development righ	ts?			□ Yes	🗆 No
Is there currently any existing restrictive easen the subject property?	nents or cove	nants on		□Yes	□ No

If yes, please list and explain the restrictive easement or covenants placed on the subject property:

3.

NOTE: The development rights information provided in this application will be provided to the appraisers to determine the fair market value of the subject property.

The term "development right(s)", as used by MALPF and the Next Gen Program, is the maximum number of residential structures legally allowed to be placed on the subject property as of the date of the application.

"Legally allowed" takes into consideration such limiting factors such as: zoning, septic law, Chesapeake Bay Critical Areas regulations, existing easements, etc. It does not include any additional structures allowed by virtue of a specific owner (such as family lots), nor does it include any allotted transferrable development rights ("TDRs"). As used herein, "development rights" does not address TDRs. TDR's should be considered as an addition if a current market exists.

Intended Lot Selection (see *NOTES below for explanation)

- In the Deed of Easement, I/we hereby intend to (check one):
 - $\hfill\square$ reserve family lots, subject to density restrictions,
 - □ reserve one (1) unrestricted lot that is either:
 - \square subdividable, or
 - \Box a non-subdividable building envelope
 - \Box waive all rights to lots

Please state your reasoning to the Intended Lot Selection identified above:

NOTES: Lot Selection Definitions:

- "Family lots" are a right that is granted to the original easement owner (in this case the Next Gen Farmer once the subject property is purchased). It is tied to that person(s), not the land. Family lots are for the use of the owner and his or her children to construct a dwelling only for his/her/their personal use. Since family lots are released only to the owner and/or his or her children, are not for commercial development, and may not be transferred to other individuals, they are not considered marketable and are not counted against the development rights on the property in the appraisal. Do not select the number of family lots at this time. Eligibility to request family lots ends upon the original owner's transfer of the property or the death(s) of the original owner(s) of the easement, whichever comes first.
- "Unrestricted lot" is a right that is reserved to any owner of the property, regardless of who the original owner is or relationship to them. An unrestricted lot is tied to the land, not a person(s), and transfers to subsequent owners until that right is exercised. Therefore, when an unrestricted lot is selected, the value of one development right is subtracted from the total available development rights in the appraisal of the value of the property.
- There are two choices when selecting the unrestricted lot option; a "subdividable lot" and a "nonsubdividable building" envelope. The subdividable lot option allows the current (or future) landowner to request the creation of lot, subject to approval in accordance with the rural land conservation program's policy. The non-subdividable building envelope option allows the current (or future) landowner to request the establishment of a 1-acre "envelope" to construct a dwelling.
- The term "unrestricted" is a description of the type of lot refers to the fact that there are no obligations/requirements on who is permitted to live/own a dwelling that was created through this lot option selection.
- "Waive all rights to lots" refers to the wish to extinguish all rights to new dwellings on their properties. Note: This does not affect the right to request future tenant house(s).

SECTION 4: PROPOSED BUSINESS OPERATION INFORMATION

PROJECT BUSINESS TYPE (Check any that may apply.)				
Beef Cattle	🗆 Greenhouse & Nursery			
□ Sheep/Goats/Swine	🗆 Poultry & Eggs			
Equine	Vegetables & Specialty Crops			
□ Dairy (please see below for specialized response)	Value Added Products:			
Grain & Row Crops	□ Other:			

BRIEF DESCRIPTION OF PROJECT, INCLUDING THE JUSTIFICATION FOR NEXT GEN PROGRAM FUNDING

(A <u>brief</u> description of the proposed Next Gen Program project, including information about the farmland purchase, and a summary of the proposed agricultural business activity on the subject property. As a reminder, the Farm Business Plan that you will submit will contain more extensive detail on proposed farm business activities.)

If **Dairy** is the primary business type, is the subject property currently a milking dairy operation?

If yes, please describe the dairy operation and facilities in some detail here (including number of cows being milked, name of milk cooperative or marketing outlet, labor needs, type and age of dairy facilities, etc.):

PROJECT ADVISOR(S) (If Applicable)

1.) Name		_Title
Institution/Firm		
Work Telephone	E-mail	
2.) Name		Title
Institution/Firm		
Work Telephone	E-mail	

SECTION 5: FARM BUSINESS INFORMATION (If Applicable)

Has your business been legally incorpo	orated?	\Box Yes	🗆 No
If YES, please complete the following	g information:		
Year & State Established/Incorporated	1		
□ Corporation □ Partnership □ Prop	rietorship \Box LLC SIC/NAICS (Code	
Business/Farm Name			
Business Address		County	
City	State	Zip Code	
Contact Person		Title	
Work Telephone	E-mail		
Home Telephone	Mobile Phor	1e	
MANAGEMENT/OWNERSHIP OF BUS	SINESS:		
1.) Name	Title	% Ownership	
Relationship to Applicant	Email		
Address	Ci	ty	
State Zip Code	Telephone		
2.) Name	Title	% Ownership	
Relationship to Applicant	Email		
Address	Ci	ty	
State Zip Code	Telephone		
3.) Name	Title	% Ownership	
Relationship to Applicant	Email		
Address	Ci	ty	
State Zip Code	Telephone		
4.) Name	Title	% Ownership	
Relationship to Applicant	Email		
Address	Ci	ty	
State Zip Code	Telephone		

SECTION 6: DEFAULT EASEMENT HOLDER SELECTION (choose one option)

The "Default Easement Holder" will agree to hold and administer a permanent conservation easement on the subject property you are purchasing, if a permanent conservation easement has not been secured for the subject property within the designated timeframe. If MARBIDCO is the "default easement holder - designator", the permanent conservation easement must be sold within *seven years* to one of the approved land conservation programs*. If the county program is the "default easement holder", the permanent conservation easement must be sold within *four years* to one of the approved land conservation programs*. If the county program is the "default easement holder", the permanent conservation easement must be sold within *four years* to one of the approved land conservation programs*. (Note: In either scenario, MARBIDCO can extend this time period to sell the permanent easement for one additional year for good cause.) If the Next Gen farmer fails to sell the permanent conservation easement within the prescribed option period timeframe, then a permanent easement will be exercised with the designated default easement holder.

*Approved land conservation programs authorize the land held under a conservation easement to be used for agricultural purposes. These programs may include, but are not limited to: MALPF, Rural Legacy, other public land preservation program, a rural land trust, or other approved land preservation organization.

CHECK ONLY ONE:

□ <u>COUNTY AGRICULTURAL LAND PRESERVATION ROGRAM</u>

I/We propose to have the county be the "Default Easement Holder" with the presumption that I/we must pursue selling a permanent farmland preservation easement on the subject property <u>within four years</u> if awarded Next Gen funding. In addition, I/we understand that the county must be willing to provide appropriate documentation stating their commitment to serve as the "Default Easement Holder".

(Note: It will likely be up to the county program administrator to decide whether or not this can happen.)

□ MARYLAND AGRICULTURAL AND RESOURCE-BASED INDUSTRY DEVELOPMENT CORP.

I/We propose to have MARBIDCO designate which land conservation program will be the "Default Easement Holder" with the presumption that I/we must pursue selling a permanent farmland preservation easement on the subject property <u>within seven years</u> if awarded Next Gen funding.

(Note: Not all agricultural properties may be eligible to meet the requirements of MARBIDCO'S Designated Program easement holder.)

SECTION 8: SIGNATURE(S)

DECLARATIONS

If answering "yes" to any of these questions, please provide an explanation on a separate sheet and attach.

1.	Is the business or any of the top management personnel an endorser, guarantor or co-signer for obligations not listed on its/their financial statements?	□ Yes	□ No
2.	Is the business or any of the top management personnel a party to any claim or lawsuit?	□ Yes	□ No
3.	Has the business or any of the top management personnel ever declared bankruptcy?	□ Yes	□ No
4.	Does the business or any of the management personnel owe any taxes for prior years?	□ Yes	□ No
5.	Have any managers or owners received a felony conviction?	□ Yes	🗆 No

EQUAL CREDIT OPPORTUNITY ACT (15 U.S.C. 1691)

The Federal Equal Credit Opportunity Act prohibits creditors from discriminating against credit applicants on the basis of race, color, religion, national origin, sex, marital status or age (provided that the applicant has the capacity to enter into a binding contract), because all or part of the applicant's income derives from any public assistance program, or because the applicant has in good faith exercised any right under the Consumer Credit Protection Act. The Federal agency that administers compliance with this law concerning this creditor is the Federal Trade Commission, Equal Credit Opportunity, Washington, D.C. 20580.

AUTHORITY TO COLLECT PERSONAL INFORMATION

This information is provided pursuant to Public Law 93-579 (Privacy Act of 1974). Effect of Non-Disclosure: Omission of an item means your application might not receive full consideration.

I/We authorize disclosure of all information submitted in connection with this application to the financial institution agreeing to participate in the project financing. I/We waive all claims against either the sponsoring financial institution or MARBIDCO.

CERTIFICATION

I/We certify all information in this application and the attachments is true and complete to the best of my/our knowledge and is submitted so the MARBIDCO's Next Gen Review Committee can decide whether to offer financial assistance.

Signature	Signature
Printed Name	Printed Name
Date	Date

Note: MARBIDCO agrees to hold Recipient's Application and Financial Reports in confidence to the extent reasonably permitted by Title 10, Subtitle 6 of the State Government Article of the *Annotated Code of Maryland*. Notwithstanding the foregoing, MARBIDCO shall not be obligated to maintain in confidence any information: 1) which was already known to MARBIDCO; or, 2) which is or comes into the public domain through no fault of MARBIDCO; or, 3) which is independently developed by MARBIDCO; or, 4) which comes to MARBIDCO from a third party which is not in violation of any obligation of confidentiality to Applicant or MARBIDCO

THE APPLICANT'S CHECKLIST (of required items to be submitted by November 20, 2018):

- 1. \Box A contract for sale of the subject property.
- □ Applicant(s) Statement: separate document describing Applicant's experience and/or education related to agriculture
 (Including: a copy of an unofficial college transcript; and/or, a description and proof or
 certification of completion of an appropriate farm training program).
- 3.
 □ Applicant(s) Resume (if available)
- 4. Description and history of the applicant company or farm operation (if applicable).
- 6. □ Completed Balance Sheet (Attachment 2). If applicable, complete an additional Balance Sheet for the agricultural business.
- 7. Completed Income Statement for the past 2 years (Attachment 3a & 3b).
- 8. Completed Pro Forma Income Statement (Attachment 3c).
- 9. Completed Debt Repayment Schedule (Attachment 4).
- 10. \Box A Farm Business Plan must include:
 - □ Executive Summary
 - □ Mission Statement & Goals
 - □ Background Information (Applicant's Experience & Education; and if applicable, Farm Business Operation's History & Overview)
 - □ Farm Business and Production Strategy
 - □ Farm Marketing Strategy and Plan
 - □ Farm Management Plan
 - □ Farm Financial Plan (including Pro Forma Financial Projections)
- 11. \Box Completed **FORM 1.**
- 12. \Box Completed **FORM 2.**
- 13. \Box Completed **FORM 3.**
- 14. \Box Completed FORM 4.
- 15. □ A commercial lender loan commitment form (optional at time of application, please see **FORM 5**: **COMMERCIAL LENDER COMMITMENT FORM** in application for more information).

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NEXT GENERATION FARMLAND ACQUISITION PROGRAM SUBJECT FARM PROPERTY INFORMATION FORM

(To be completed by a county program administrator or other agricultural land preservation official)

SECTION 1: SUBJECT PROPERTY INFORMATION

1.	Is the subject property eligible to apply for a permanent conservation easement through a designated County Program? <i>This <u>does not</u> imply that the Country Program will be the default easement holder.</i>	□ Yes □ No County I	□ No Program
2.	Is the subject property eligible to apply for a permanent conservation easement through the Maryland Agricultural Land Preservation Foundation (MALPF)?	□ Yes	🗆 No
3.	Has the subject property applied to the County Agricultural Preservation Program in years prior to applying to the Next Gen Program?	□ Yes □ No	□ N/A
4.	Has the subject property applied to MALPF in years prior to applying to the Next Gen Program?	□ Yes	□ No
5.	Is the subject property located within a designated Priority Preservation Area?	□ Yes	🗆 No
6.	Is the subject property located within a designated Rural Legacy Area?	□ Yes	🗆 No
	If yes, name of Rural Legacy Area		
7.	Is the subject property approved for a county administered easement program and/or is it a county priority?	□ Yes □ No	□ N/A

In relation to the conservation easement, briefly describe additional information of subject property that may be informative to the Next Gen Program.



INSTRUCTIONS & INFORMATION FOR PART A:

1. <u>Total property acreage determination</u>:

The total acreage of property is the total property described in this application as the subject property. It refers to the entire acreage that is to be under common ownership, once the Next Gen farmer has successfully purchased the subject property. The total acreages of the property includes the total area before any withheld acreages and the total area before any excluded acreage (any area to be encumbered by the easement that the Next Gen farmer will not be potentially paid for). The total acreages of the property does not include any tax map parcel which may be contiguous and under common ownership, but for which no portion is being considered for eligible easement sale.

2. <u>Pre-existing dwelling(s)</u>:

Enter the total number of pre-existing dwellings, tenant houses, or permanently affixed trailers, i.e., those with electrical and sewage hook-ups and wheels removed.

3. <u>Withheld acreage</u>:

Provide an explanation for withholding the acreage on a separate sheet. Be advised that some rural land conservation programs may discourages the exclusion of acreage from the easement. Please be aware that withholding acreage from the eligible easement could potential decrease the appraised value. The appraisers will deduct the total development potential associated with the excluded acreage. If the request is approved to withhold acres, a survey plat with metes and bounds description will be required at the Next Gen farmer's expense prior to settlement of the Easement Option Contract. Please note, at the settlement of the sale of the permanent easement, some rural land conservation programs may have policies that limit a certain amount of development rights, depending on county zoning regulations.

4. Easement Option Purchase Price Acreage:

The Easement Option Purchase Price Acreage is the total acreage of property minus one (1) acre per preexisting dwelling and total withheld acreage described in this application as the subject property. It refers to the acreage used to calculate and determine the Easement Option Purchase Price that MARBIDCO will pay for the subject property to be entered into the Easement Option Contract.

PART A

For purposes of valuation, I/we affirm that the acreage of the total property was determined by one of the following (a copy of which is attached to this application):

	property deed(s)	survey
	tax assessment records	other (identify):
1.	The total acreage of property is:	
2.	The number of Pre-Existing Dwelling(s) is (are):	
3.	The intended Acreage to be Withheld is: (Size, configuration, and location must be approved by MARE Show withheld area on map – see instructions Part A: 3. With	
4.	The Easement Option Purchase Price Acreage is (1. minus 2	2. and minus 3.):
5.	The total acres to be encumbered by Easement Option is (1	. minus 3.):
	26	

INSTRUCTIONS & INFORMATION FOR PART B:

1. <u>Planning and Zoning Information</u>:

Pre-existing Dwelling(s) and Tenant House(s) Certification by Landowner

Depending on some rural land conservation programs, special consideration may be made on tenant houses with regard to potential development density when appraising properties for easement sale. The rural land conservation program may recognize the designation by a county of certain pre-existing dwellings as tenant houses which would otherwise be counted as a used density right. MARBIDCO shall inform the appraisers selected to assess the property to not assign a development right to any county-designated tenant house.

2. <u>Development Rights</u>:

The residential lot rights information provided in this section will be provided to the appraisers and used for valuation purposes.

3. <u>Transferable Development Rights</u>: The TDR information provided in this section will be provided to the appraisers and used for valuation purposes.

PART B

1. PLANNING AND ZONING INFORMATION

a. **ZONING**

	Current Zoning of Property:	-	
	Does the property lie within the boundaries of a planned 10-year water and sewer service district?	□ Yes	□ No
	If yes, please describe	-	
	Is the encumbrance of this property by an agricultural land preservation easement consistent with county plans? (Master Plan, Comprehensive Land-Use Plan, Growth Management Plan, etc.)	□ Yes	🗆 No
b.	Is there any withheld acreage?	□ Yes	🗆 No
	If yes, what is the reason for the withheld acreage?	_	
		_	
c.	Is the property adjacent to other protected lands (fee or easement)?	□ Yes	🗆 No
	If yes, what is the approximate size of protected block of land (without subject property acres included)?		

	d.	Is/are there a county-designated tenant house located on the property? \Box Yes	□ No
2.	<u>DE</u>	EVELOPMENT RIGHTS	
	a.	Has the County adopted a Tier Map under The Sustainable Growth & Agricultural Preservation Act of 2012 (Senate Bill 236), also known as the septic law?	□ No
	b.		Tier □ Tier Exemption
	c.	What is the maximum number of residential lots permitted in a minor subdivision?	
	d.	Taking into consideration underlying zoning, the restrictions of the septic law, and any other known restrictions (Chesapeake Bay Critical Areas regulations, forest mitigation easements, etc.), what is the maximum number of development rights for the subject property? (Same as below. If different, please explain.)	

*	Permitted On-Site Development Rights	Lot Rights	Acres
i.	Total development rights/acres associated with the		
	subject property		
ii.	Total development rights/acres associated with pre-		
	existing dwelling (within easement area)		
iii.	Total development rights/acres associated with withheld		
	acres (includes any dwelling(s) in withheld acres)		
iv.	Unrestricted lot option chosen:		
	Yes (deduct 1 development right)		N/A
	No (deduct 0 development rights)		
Tota	development rights/acres remaining associated with		
inter	ded easement property (i – ii – iii – iv)		
*NOTI	*NOTE: See FORM 2, SECTION 3 in reference to applicant(s) Intended Lot Selection.		

3. TRANSFERABLE DEVELOPMENT RIGHTS PROGRAMS

a.	Does the County have a TDR program?	□ Yes	🗆 No
b.	Is the subject property eligible to participate in the TDR program?	□ Yes	□ No
c.	c. How many residual TDRs are associated with the subject property as of July 1, 2017? _		

INSTRUCTIONS & INFORMATION FOR PART C:

1. <u>Deed References</u>:

All deeds and surveys with metes and bounds descriptions that cover the entire property should be listed here. The Liber and Folio should be stamped either on the top or bottom of all documents that have been recorded in the county land records. The Liber is the first number and the Folio is the second number shown on the recorded document.

2. <u>Existing Property Restriction(s)</u>:

List any restrictive covenants, easements, or restrictive long term contracts on your property (e.g., forest conservation easements, open space easements, CREP easements, CRP contracts, forest mitigation easements, wetland mitigation easements, historical easements, environmental easements or residential covenants). FOR THE APPLICANT: Be advised that such restrictions may reduce the acreage on the eligible easement.

5. <u>Qualifying Soils</u>:

The Program Administrator is responsible for determining whether the property meets the minimum soils criteria.

<u>PART C</u>

1.	LOCATION OF PROPE	<u>RTY</u>	
	Тах Мар	Grid	Parcel #
	Tax ID#		_ (List all if more than one)
	Тах Мар	Grid	Parcel #
	Tax ID#		_ (List all if more than one)
	Тах Мар	Grid	Parcel #
	Tax ID#		_ (List all if more than one)
	Property Address: (if c	lifferent from mailing ad	dress)
2.	DEED REFERENCE(S)		
	, liber folio	liber folio	/ liber folio
	If acreage reflected in	n deed is different fron	n acreage of proposed easement, please explain:

(Please refer to FORM 2, SECTION 3: Intended Lot Selection for applicant(s) explanation.)

3. EXISTING PROPERTY RESTRICTION(S)

Please provide information about any readily known existing restrictive easements or covenants (such as Forest Conservation Easements, Open Space Easements, etc.) on the subject property (a title search is not required prior to application submission):

LAND U	<u>SE</u> (round to who	ble number):					
	Cropland:	,				acres	
Pasture	-					acres	
Woodla	nd:						
Wetland	l(s):		_			acres	
Orchard	; Nursery:					acres	
Structur (Farm b	re(s): uildings and dwe	llings)	_			acres	
Pond/la	ke:		_			acres	
_	be other land use))	_			acres	
TOTAL (Acres r	ACRES : nust equal Part A	– rounded to	a whole nui			acres	
	<u>YING SOILS</u> : (To alifying Soils)	be complete	d by the Cou	nty Program A	Administrato	r, see instruc	tions for Pa
		CLASS I	CLASS II	CLASS III	GROUP 1	GROUP 2	= TOTAL
ACRE	S:						
PERC	ENT OF TOTAL:						
Other in (Please	formation indicate if the we	tland acres w	vere not cour	nted when cal	culating the p	percent of tot	al figure.)
<u>CERTIF</u>	ICATION OF SOI	L CONSERVA	TION & WA	TER QUALIT	Y PLAN		
Seller N	ame			P	hone numbe	r	
Propert	y Address						
	oPare						

Does the subject property currently have a certified soil conservation \Box Yes \Box No and water quality plan?

7. IF PROPERTY HAS 25 ACRES OR MORE OF CONTIGUOUS WOODLAND, A FOREST STEWARDSHIP PLAN IS REQUIRED FOR A MALPF EASEMENT

a.	Is a Forest Stewardship Plan required for this property:	□ Yes	🗆 No
b.	If yes, is it still in effect:	□ Yes	🗆 No

- 8. **<u>REQUIRED DOCUMENTATION</u>** to be included with this Application
 - a. \Box All deeds, surveys, and/or plats that describe the property.

Md. Ann. Code Agriculture Article, § 2-510(b)(3) requires that an Application to Sell An Easement to MALPF be accompanied by a complete description of the property to be encumbered by an Easement. Failure to submit a complete description with the Application to Sell an Easement may result in rejection of the Application.

- b. \Box Assessments and Taxation Data sheet from website.
- c. \Box A tax map outlining property boundaries, and clearly indicating withheld acreage, if any, including legal and practical access to the withheld acreage.
- d.
 Aerial map with identified structures on the property located. Please use FORM 1, Section 6: Structures list, provided by the Property Sellers, as a reference when identifying structures on aerial map.
- e. \Box A county map with subject property identified and including shading of neighboring (or contiguous) properties that are already preserved (i.e., protected land). The shading should identify the type of preserved land (MALPF, Rural Legacy, State parks, preserved county farmland, etc.)

SECTION 2: SIGNATURE

I hereby affirm, to the best of my knowledge, information and belief, that FORM 3: SUBJECT PROPERTY INFORMATION FORM is complete and accurate.

County Program Administrator

Date

Print name

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NEXT GENERATION FARMLAND ACQUISITION PROGRAM COUNTY GOVERNMENT SUBMISSION FORM

(To be signed by the chief elected/appointed county official, or the county director of planning and zoning or equivalent position)

SECTION 1: CONTACT INFORMATION (of county program administrator)

tle				
Agency			Coun	ty
ddress				
ity		State	Zip	Code
elephone		Em	ail	
ECTION 2: PROPERTY I	DESCRIPTION A	AND OWNER INFOR	MATION	
Applicant Name(s	;)			
Seller Name(s)				
Subject Property I	Information			
Address				
City		State	Zip Code	County
Tax Map	Grid	Parcel #	Tax ID#	
lease offer any comme	nts about how	this property fits ir	nto the County's pro	gram ranking, etc

SECTION 3: DEFAULT EASEMENT HOLDER SELECTION (choose one option)

The "Default Easement Holder" agrees to hold and administer a permanent conservation easement on the subject property, if a permanent conservation easement is not placed on the subject property within the designated timeframe. If MARBIDCO is the "default easement holder - designator", the permanent conservation easement must be sold within seven years a land conservation program or MARBIDCO will designate the land conservation program to hold and administer the permanent easement. If the County program is the "default easement holder", the permanent conservation easement must be sold within four years a land conservation program or the County will hold and administer the permanent easement (Note: In either scenario, MARBIDCO can extend this time period for the permanent easement sale for one additional year for good cause shown.) If the Next Gen Farmer fails to sell the permanent conservation easement within the prescribed option period timeframe, then a permanent easement will be exercised with the designated "Default Easement Holder".

CHECK ONE:

□ COUNTY AGRICULTURAL LAND PRESERVATION ROGRAM

We propose to have the County be the "Default Easement Holder" for the subject property. In addition, we understand that the County is willing to provide appropriate documentation stating their commitment as the "Default Easement Holder". The Next Gen Farmer will have four years after the award of Next Gen funding to sell the permanent farmland preservation easement, and if not, the County will assume responsibility for holding and administering the easement.

MARYLAND AGRICULTURAL AND RESOURCE-BASED BASED INDUSTRY DEVELOPMENT CORP. We propose to have MARBIDCO designate which land conservation program will hold the permanent easement if there is "a default" (and the permanent easement has not been sold in seven years), since the County is unwilling or unable to serve as the "Default Easement Holder" at this time. The County concurs that this land should be permanently preserved for agricultural uses.

SECTION 4: REQUIRED COUNTY-PROVIDED INFORMATION FOR DEFAULT EASEMENTS SITUATIONS

If the County is proposing to serve as the **<u>Default Easement Holder</u>** than the following must be provided:

- 1. \Box A letter indicating that the County agrees to serve as the Default Easement Holder which is signed by the chief elected/appointed county official or county director of planning and zoning. **[mandatory]**
- 2.
 □ A letter indicating that the County considers this property to be a priority for permanent preservation and it will move as rapidly as feasible to arrange for permanent easement sale funding, in addition to agreeing to be the default easement holder which is signed by the chief elected/appointed county official or county director of planning and zoning. *[optional]*

SECTION 5: COUNTY GOVERNMENT AUTHORIZATION

I, the authorized County Official, hereby have reviewed and affirm, to the best of my knowledge, information and belief, that this form is complete and accurate.

County Official/Director Signature

Date

Print Name

NEXT GENERATION FARMLAND ACQUISITION PROGRAM COMMERCIAL LENDER INFORMATION FORM

(To be completed by a commercial bank or Farm Credit Association representative at the time of application, or within 30 days following notice of the Next Gen award selection.)

SECTION 1: COMMERCIAL LENDER INFORMATION

Loan Officer Name		_Title	
Work Telephone	E-mail		
Mobile Telephone	Fax Num	ber	
Lending Institution Name			
Address		City	
County	State	Zip Code	
LOAN INFORMATION			
Total Amount of financing to be provided by the	Sponsoring Lender:		
Bank Terms:	Interest rate to be ch	narged:	(Fixed or Variable)
Use of Funds		Amount	
		.D	
		\$	
Other Sources of Fauity and /or Matching Funds			

Other Sources of Equity and/or Matching Funds:

Source	Amount
	\$
	\$
Total	\$

COLLATERAL

(List all collateral that can be used as security for the loan and any other lien holders on each item of collateral.)

Collateral	Value	Lien Holders	Lien Amount
	\$		\$
	\$		\$
	\$		\$
	\$		\$

SECTION 2: COMMERCIAL LENDER SIGNATURE

CERTIFICATION

Print Name			
Loan Officer Signature	Date		
I certify that the above information is accurate to the best of my know	ledge.		
We understand that our financial institution <u>must subordinate</u> our mo interest in the subject real estate to a temporary and permanent cons in order for the Next Gen funding to be advanced as a farm purchase of	ervation easement	⊂ □ Yes	🗆 No
The applicant is current on all existing financial obligations to our instand, to my knowledge, has not filed for Bankruptcy during the last 5 y	-	□ Yes	🗆 No

COMMERCIAL LENDER CHECKLIST

- 1. \Box Loan commitment letter (including any conditions).
- 2.
 □ Lender's pro forma cash flow trend (or debt service coverage) analysis, with projections for at least three years into the future.
- 3. \Box A recent appraisal report performed by a qualified real estate appraiser (if available).

NEXT GENERATION FARMLAND ACQUISITION PROGRAM APPLICATION RANKING WORKSHEET

. County as the Default Easement Holder (with 4 years to sell per	manent easement
Property is a working farm and consists of: 50% of acres is cropland/forage land	1 noint
	1 point
60% of acres is cropland/forage land	2 points
70% of acres is cropland/forage land	3 points
80% of acres is cropland/forage land	4 points
90% of acres is cropland/forage land	5 points
Property is located within the designated Priority Preservation	8 points
Area or a Rural Legacy Area	
Property size consists of:	
10 or more acres	5 points
20 or more acres	10 points
50 or more acres (or is MALPF-eligible)	17 points
Property already approved for a county administered easement	5 points
program and/or is a county priority	o pointo
F 8	
Property includes an existing dwelling or has a buildable lot	5 points
Property has applied to county administered easement	5 points
program (or MALPF round) in years prior to applying to the	5 points
Next Gen Program.	
NOTE: COMPLETE EITHER "A" OR "B" (BUT <u>NOT</u> BOTH)	
MARBIDCO, by default, Designating the Easement Holder (7 yea	rs to sell easemen
Property meets all basic MALPF criteria (50 acres minimum,	2 points
50% prime soils, etc.)	_
[A MANDATORY REQUIREMENT]	
Property is a working farm and consists of:	
50% of acres is cropland/forage land	1 point
60% of acres is cropland/forage land	2 points
70% of acres is cropland/forage land	3 points
80% of acres is cropland/forage land	4 points
90% of acres is cropland/forage land	5 points
	8 points
	- P
Property is located within the designated Priority Preservation	
Property is located within the designated Priority Preservation	5 points
Property is located within the designated Priority Preservation Area or a Rural Legacy Area	5 points
Property is located within the designated Priority Preservation Area or a Rural Legacy Area Property includes an existing dwelling or has a buildable lot	-
Property is located within the designated Priority Preservation Area or a Rural Legacy Area Property includes an existing dwelling or has a buildable lot Property has applied to MALPF round in years prior to	-

Section	2: Charac	teristics o	f the Ap	plicant Farmer	
Section	2. Charac	ter isties o	i une nip	pheant rarmer	

Points Possible

	Applicant is not a Beginner Farmer* (see definition below)	0 points
	Applicant is a Beginner Farmer*	25 points
-	Applicant has received an agricultural degree from an accredited college or university	5 points
	*Beginner Farmer Definition:	
	A Beginner Farmer is defined as one who:	
	Has not owned a farm or ranch (or currently owns less the second se	han 10 acres of
	agricultural land); and	C
	 Has not operated a farm or ranch as a principal operator 	for more than 10
	 years; and Has at least one year of farming experience or has compl 	atad a qualified far
	 Thas at least one year of farming experience of has complemented in an appropriate fashion); and 	
	• Expects to substantially participate in the farm operation	n on the subject
	property.	-
B. Ap	plicant's Current Access to Farmland (Select only one choice)	
	Applicant currently farms ONLY on a property owned by a	
	relative	-
	• which is the subject property (OR)	5 points
	 but which is not the subject property 	7 points
	OR	
	Applicant currently farms BOTH on leased land (in the	
	Applicant's name), as well as, on property owned by a relative.	
	In addition, the property owned by a relative is	
	 5% or more of Applicant's operation (OR) 	10 points
	 less than 5% of Applicant's operation. 	15 points
	OR	
	Applicant currently farms ONLY on leased land (in the	17 points
	Applicant's name).	
	OR	
	Applicant currently does not have access to any farmland.	20 points
. Ap	plicant's Net Worth (Points only in one box are possible)	
	Net worth is more than \$500,000	0 points
	Net worth is between \$400,000 - \$499,999	3 points
	Net worth is between \$300,000 - \$399,999	6 points
	Net worth is between \$200,000 - \$299,999	9 points
	Net worth is between \$100,000 - \$199,999	12 points
	Net worth is less than \$100,000	15 points

Sectio	on 3: Quality of the Farm Business Plan	Points Possible
А.	Farm Business Plan targets a clearly defined market with enough size and sales power to produce a profit. Scale:	0 points
	 LOW: A small, specialty market with little or no growth potential. 	to 4 points
	 HIGH: A larger market with stable sales or high growth potential. 	
В.	Farm Business Plan shows that applicant(s) have the skills and the experience to make the farm a success. Scale:	0 points
	 LOW: Applicant(s) have never operated a farm business of their own before. HIGH: Applicant(s) have very substantial experience with the proposed enterprise. 	to 4 points
C.	Applicant's products offer local customers a direct benefit (e.g., retail food purchases are within a 100-mile radius).	0
	 Scale: LOW: Products are only exchange-traded commodities. HIGH: Products are mostly or totally intended for local retail customers. 	0 points to 4 points
D.	Farm Business Plan lays out a clear, well-conceived, workable strategy for getting their business up and running.	
	Scale: - LOW: No real strategy exists, except in their head.	0 points to
	- HIGH: A well-designed clearly formulated business strategy exists and has been explained in writing.	4 points
E.	Intensity of the capital proposed to be invested or retained in the farm operation.	_
	 Scale: LOW: Little capital is to be invested (or retained) in equipment, fixtures or buildings. HIGH: A large amount of capital is to be invested (or retained) in equipment, fixtures and/or farm buildings. 	0 points to 9 points
	Section 3 Total (Max Points Possible):	25 Points

Sectio	on 4: Diversity in Applications Funded	Points Possible	
F.	Geography (to help avoid county or regional funding concentrations in a single Next Gen Program funding cycle)	8 points	
G.	Business Operation Type, or other discretionary factors (all other things being mostly equal, a diversity of farm operational types should be supported in a single Next Gen Program funding cycle) <i>If business operation is an operational dairy, please see below.</i>	7 points	
H.	Dairy Operation (subject property currently includes a milking dairy operation, and Next Gen Applicant intends to continue the milking dairy operation)	10 points	
	Section 4 Total (Max Points Possible):	25 Points	

APPLICATION MAXIMUM TOTAL SCORE: 160 POINTS

NEXT GENERATION FARMLAND ACQUISITION PROGRAM APPLICANT(S) BALANCE SHEET

Balance Sheet Date: _____

<u>Assets</u>

<u>Liabilities</u>

Current Assets	Current Liabilities
Cash	Accounts Payable
Accounts Receivable	Credit Cards (specify):
Notes Receivable	
Crops Held for Resale	
Inventory	
Savings Account	Notes Payable (specify):
Other Current Assets	
Current Assets	
	Other Liabilities
Automobile/Trucks/Boats	Current Liabilities
Machinery & Equipment	
1 11 ————	Current Portion of Long Term Debt*
5	
0	
IRA/401K Retirement Accts	Mortgages (specify)
Farm Land	
Acres	
	Car Loans (specify)
Acres	
Forest Land	
Acres	
	Other long-term Loans (specify)
Acres	
Residence	
Other Real Estate (specify)	
	Non Current Liabilities
Non Current Assets	Total Liabilities
Total Assets	Total Liabilities

Your Net Worth *equals "*Total Assets" (above) <u>minus</u> "Total Liabilities" (above): \$_____

*Current portion of long term debt represents the total amount of long-term debt that must be paid within the next year.

NEXT GENERATION FARMLAND ACQUISITION PROGRAM **INCOME STATEMENT**

(Revenue and expenses from the <u>past</u> year) Calendar Year: 2017

Farm/Business Income and Expenses

Other Income and Expenses

Income	Income
Sales of:	Salaries & WagesInterest & DividendsNon Farm RentalPension/Social SecurityAlimony/Child SupportOther Income (specify)
Less Cost of Goods Sold	Gross Other Income
Gross Farm/Business Income	
Expenses	Expenses
Advertising	Social Security Withholding
Net Farm/Business Income	

NEXT GENERATION FARMLAND ACQUISITION PROGRAM **INCOME STATEMENT**

(Revenue and expenses for the <u>current</u> year) Calendar Year: 2018

Farm/Business Income and Expenses

Other Income and Expenses

Income			
Salaries & WagesInterest & DividendsNon Farm RentalPension/Social SecurityAlimony/Child SupportOther Income (specify)			
Gross Other Income			
Expenses			
Social Security Withholding			

_

NEXT GENERATION FARMLAND ACQUISITION PROGRAM **PRO FORMA INCOME STATEMENT**

(Revenue and expense projections for the <u>next</u> year) Calendar Year: 2019

Farm/Business Income and Expenses

Other Income and Expenses

Sales of: Salaries & Wages Interest & Dividends Interest & Dividends Rental Income Pension/Social Security Ag Program Payments Other Income (specify) Other Income (specify) Image: Salaries & Wages Image: Salaries & Social Security Salaries & Wages Less Cost of Goods Sold Gross Other Income Cross Farm/Business Income Social Security Withholding Car & Truck Expenses Solial Security Withholding Salaries & Wages Income Taxes (State & Federal) Salaries & Wages Income Taxes (State & Federal) Salaries & Wages Income Taxes (Specify) Custom Hire/Consultants Image: Salaries (Specify) Freight, Trucking Total Other Expenses Freight, Trucking Net Other Income Gasoline, Fuel, Oil Net Other Income Insurance Seeds, Plants Purchased Storage, Warehousing Image: Salaries (Specify) Ittities Image: Salaries (Specify) Ittities Image: Salaries (Specify) Insurance Image: Salaries (Specify) Image: Salaries (Specify) Image: Salaries (Specify) Image:	Income	Income			
Gross Farm/Business Income Expenses Expenses Expenses Advertising	Rental Income	Interest & Dividends Non Farm Rental Pension/Social Security Alimony/Child Support			
Expenses Expenses Advertising Social Security Withholding Car & Truck Expenses Self-Employment Taxes Chemicals Income Taxes (State & Federal) Salaries & Wages Alimony/Child Support Labor Hired Other Expenses (specify) Custom Hire/Consultants Image: Consultants Feed Purchased Total Other Expenses Fertilizer Total Other Expenses Freight, Trucking Image: Consultants Fertilizer Total Other Expenses Freight, Trucking Image: Consultants Rent of Machinery & Equip Image: Consultants Rent of Farm, Pasture Image: Consultants Seeds, Plants Purchased Image: Consultants Storage, Warehousing Image: Consultants Veterinary, Medicine, Breeding Image: Consultants Miscellaneous Expenses (specify) Image: Consultants Image: Consultants Image: Consultants Correst Image: Consultants Correst Image: Consultants Insurance Image: Consultants Rent of Farm, Pasture Image: Consultants Veterinary, Medicine		Gross Other Income			
Advertising		P			
Chemicals Income Taxes (State & Federal) Salaries & Wages Alimony/Child Support Labor Hired Other Expenses (specify) Custom Hire/Consultants	-	-			
Fertilizer Total Other Expenses Freight, Trucking Insurance Gasoline, Fuel, Oil Net Other Income Insurance Insurance Rent of Machinery & Equip Rent of Farm, Pasture Repairs, Maintenance Storage, Warehousing Utilities Insurance Veterinary, Medicine, Breeding Miscellaneous Expenses (specify) Image: Storage Strame Image: Storage Strame Inscellaneous Expenses Image: Storage Strame Image: Storage Strame Image: Storage Strame Veterinary, Medicine, Breeding Image: Storage Strame Image: Storage Strame Image: Storage Strame Image: Storage Stram	ChemicalsSalaries & WagesLabor HiredCustom Hire/Consultants	Income Taxes (State & Federal) Alimony/Child Support			
Insurance Rent of Machinery & Equip Rent of Farm, Pasture Repairs, Maintenance Seeds, Plants Purchased Storage, Warehousing Utilities Veterinary, Medicine, Breeding Miscellaneous Expenses (specify) Total Farm/Business Expenses	Fertilizer Freight, Trucking				
	InsuranceRent of Machinery & EquipRent of Farm, PastureRepairs, MaintenanceSeeds, Plants PurchasedStorage, WarehousingUtilitiesVeterinary, Medicine, Breeding	Net Other Income			

NEXT GENERATION FARMLAND ACQUISITION PROGRAM DEBT REPAYMENT SCHEDULE

Personal Debt Repayment Schedule

				-		
Lender and	Original	Date	Interest	Payments	Amount of	Loan
Loan Number	Amount	Incurred	Rate	Per Year	Periodic	Balance
					Payment	
Annual Totals						

(including car loans) Date: _____

Farm or Business Debt Repayment Schedule

Date: _____

Lender and	Original	Date	Interest	Payments	Amount of	Loan
Loan Number	Amount	Incurred	Rate	Per Year	Periodic	Balance
					Payment	
Annual Totals						