

Ag 130

STATE OF WISCONSIN)
DEPARTMENT OF AGRICULTURE) SS
TRADE AND CONSUMER PROTECTION)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Richard Barrows, Director, Farmland Preservation Program, and custodian of the official records of said Program do hereby certify that the annexed order adopting the Farmland Preservation Agreement Application Form, Wis. Adm. Code Chapter Ag 130, was duly adopted by the department on August 31, 1977.

I further certify that the copy of the title of the form attached hereto has been compared by me with the original on file in the department and that the same is a true copy thereof, and of the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand at Madison, Wisconsin, this 31st day of August, 1977.

Richard Barrows
Richard Barrows
Director
Farmland Preservation
Program

RECEIVED
SEP 6 1977
9:05 am
REVISOR OF STATUTES
BUREAU
CB

ORDER OF THE STATE OF WISCONSIN DEPARTMENT OF AGRICULTURE,
TRADE AND CONSUMER PROTECTION
ADOPTING RULES

Pursuant to authority vested in the State of Wisconsin Department of Agriculture, Trade and Consumer Protection by section 91.13(1) (section 982m, chapter 29, Laws of 1977) and 227.013, Wis. Stats., the Department hereby adopts rules as follows:

Section Ag 130.01(46) forms of the Wisconsin Administrative Code is adopted to read:

Ag 130.01(46) Application for Farmland Preservation Agreement.

Under section 227.013(3) Wis. Stats., the application form need not be published in its entirety but may be listed by title or number description. A copy of the form's contents is attached but is not to be published. Only the title of the form is to be published under Ag 130.01(46) of the Wis. Adm. Code.

Dated: August 31, 1977.

STATE OF WISCONSIN
DEPARTMENT OF AGRICULTURE,
TRADE AND CONSUMER PROTECTION

By Richard Barrows
Richard Barrows
Director
Farmland Preservation
Program

APPLICATION FOR
FARMLAND PRESERVATION
AGREEMENT

(Under the Farmland Preservation Law,
Chapter 91, Wis. Stats., as created by
Chapter 29, Laws of 1977, section 982m.)

OFFICIAL USE ONLY

Local Governing Body

DATE RECEIVED _____

APPLICATION NO. _____

State

DATE RECEIVED _____

APPLICATION NO. _____

PLEASE PRINT OR TYPE INFORMATION REQUESTED.

ATTACH ADDITIONAL SHEETS AS NEEDED.

I. Application Information:

(1) Name(s) of Applicant: _____
(Last) (First) (Initial)

(Corporate or Business Name)

(2) Mailing Address: _____
(Street or Rural Route) (City) (State) (Zip)

(3) Telephone Number: (Area Code) () _____

(4) Is Applicant a Resident of the State of Wisconsin? Yes No

(5) Place of permanent residence (if different than mailing address or
other than Wisconsin): _____
(Street or Rural Route) (City) (State) (Zip)

(6) If applicant is a corporation, indicate the state of incorporation:

(State)

II. Property Information:

(7) Location of land to be included in the preservation agreement:

County: _____ Township, City, or Village: _____

(8) Attach a land survey or a full and complete legal description including
the county, township, city, or village, and the section, town, and
range numbers of all land which is owned by the applicant and is part
of the applicant's agricultural operations.

- (9) If land to be covered by a farmland preservation agreement is less than that shown in number (8), attach a separate land survey or legal description of land to be excluded. (Description should include county, township, city or village; and section, town and range numbers.)
- (10) Attach a copy of the deed, land contract, or other recorded document showing title to the land. (MAY BE A PHOTOCOPY)
- (11) Attach a copy of the most recent property tax bill for the land described in question number (8). (MAY BE A PHOTOCOPY)
- (12) If land to be placed under the preservation agreement is being purchased pursuant to a land contract, indicate vendor's (seller's):

Name: _____

Mailing Address: _____
(Street or Rural Route) (City) (State) (Zip)

Vendor (seller) must agree to entry of the land specified under a farmland preservation agreement by signing the statement provided under Section IV of this application.

- (13) Attach a map or sketch showing boundaries; structures; natural or man-made features such as lakes, ponds, swamps, streams, rivers, woodlots, roads, or gravel pits; structures such as barns, houses, or storage facilities; and physical improvements on the land. (An air photograph marked to indicate the necessary features is adequate.)
- (14) Is land to be included under the preservation agreement subject to a lease or rental agreement permitting a use for other than agricultural purposes: _____ YES _____ NO. If YES, indicate to whom the land is leased or rented, for what purposes it is leased or rented, and the number of acres involved: _____

- (15) If the applicant is one of the following, please check the appropriate space and complete the information requested:
 - (a) _____ Corporation. Give name and mailing address of president, vice president, secretary, and treasurer:

(b) _____ Trust. Give name and mailing address of the trust, the trustee and all present income beneficiaries: _____

(c) _____ 2 or more persons having an interest in the land as joint tenants or tenants in common (INCLUDES HUSBAND AND WIFE JOINT TENANCIES BUT DOES NOT INCLUDE FARMS OPERATED AS A PARTNERSHIP.) Give name and mailing address of all persons having a joint or common interest: _____

(d) _____ Partnership. Give name and mailing address of the partnership and all partners including limited partners: _____

(e) _____ Business Trust. Give name and mailing address of the trust, the trustee and all present income beneficiaries: _____

(f) _____ Estate. Give name and mailing address of personal representative, executor or special administrator and any income beneficiaries: _____

(g) _____ Guardianship. Give name and mailing address of guardian and ward(s): _____

(h) _____ Association. Give name and mailing address of the association, the president, the vice president, the secretary and the treasurer: _____

(20) (a) Total number of acres owned by applicant and used by applicant for the farming operation, including land rented to others:

(b) Total number of acres owned by applicant to be included in the preservation agreement, if less than (a): _____

(c) With respect to acreage under (b), list:

1. Acreage in cultivation: _____

2. Acreage in grassland or pasture: _____

3. Acreage in woodlot: _____

4. Indicate structures on the land owned by applicant and used in the farming operation. (IF MORE THAN ONE BUILDING, INDICATE THE NUMBER OF BUILDINGS.):

No. Buildings: _____ Residence: _____ Tool Shed: _____

Barn: _____ Silo: _____ Grain Storage Facility: _____

Grain Drying Facility: _____ Milking Parlor: _____

Poultry House: _____ Milkhouse: _____ Other: _____

(d) Acreage rented to others: _____

(e) Acreage rented from others used in applicant's farming operation:

(21) To qualify as eligible farmland the land to be included in the farmland preservation agreement must consist of a minimum parcel of at least 35 acres and must have produced in the year immediately preceding the year of application gross farm profits as determined for tax purposes in accordance with Federal Schedule F of not less than \$6,000 or in the 3 years immediately preceding the year of application gross farm profits as determined for tax purposes in accordance with Federal Schedule F of not less than \$18,000. Please submit the following gross farm profit information:

(a) (1) Previous Year:

$$\begin{array}{l}
\$ \frac{\hspace{2cm}}{\hspace{2cm}} = \$ \frac{\hspace{2cm}}{\hspace{2cm}} \\
\text{(Gross Farm Pro-} \quad \text{(Total Farm Acreage} \quad \text{(Gross Farm Pro-} \\
\text{fits Determined In} \quad \text{Including Land} \quad \text{fit Per Acre)} \\
\text{Accordance With} \quad \text{Rented From Others} \\
\text{Federal Schedule F)} \quad \text{and the Land To Be} \\
\quad \quad \quad \text{Placed Under Preser-} \\
\quad \quad \quad \text{vation Agreement)}
\end{array}$$

(2) Second Previous Year:

$$\begin{array}{l}
\$ \frac{\hspace{2cm}}{\hspace{2cm}} = \$ \frac{\hspace{2cm}}{\hspace{2cm}} \\
\text{(Gross Farm Pro-} \quad \text{(Total Farm Acreage} \quad \text{(Gross Farm Pro-} \\
\text{fits Determined In} \quad \text{Including Land} \quad \text{fit Per Acre)} \\
\text{Accordance With} \quad \text{Rented From Others} \\
\text{Federal Schedule F)} \quad \text{and the Land To Be} \\
\quad \quad \quad \text{Placed Under Preser-} \\
\quad \quad \quad \text{vation Agreement)}
\end{array}$$

(3) Third Previous Year:

$$\begin{array}{l}
\$ \frac{\hspace{2cm}}{\hspace{2cm}} = \$ \frac{\hspace{2cm}}{\hspace{2cm}} \\
\text{(Gross Farm Pro-} \quad \text{(Total Farm Acreage} \quad \text{(Gross Farm Pro-} \\
\text{fits Determined in} \quad \text{Including Land} \quad \text{fit Per Acre)} \\
\text{Accordance With} \quad \text{Rented from Others} \\
\text{Federal Schedule F)} \quad \text{and the Land To Be} \\
\quad \quad \quad \text{Placed Under Preser-} \\
\quad \quad \quad \text{vation Agreement)}
\end{array}$$

(4)

$$\begin{array}{l}
\text{TOTAL} \quad \quad \quad \$ \frac{\hspace{2cm}}{\hspace{2cm}} \\
\text{(Either (a) or} \quad \quad \quad \text{(Gross Farm Pro-} \\
\text{(a) + (b) + (c))} \quad \quad \quad \text{fit Per Acre)}
\end{array}$$

(b)

$$\begin{array}{l}
\$ \frac{\hspace{2cm}}{\hspace{2cm}} \times \frac{\hspace{2cm}}{\hspace{2cm}} = \$ \frac{\hspace{2cm}}{\hspace{2cm}} \\
\text{(Gross Farm Pro-} \quad \text{(Number of Acres} \quad \text{(Gross Farm Pro-} \\
\text{fit Per Acre} \quad \text{To Be Included In} \quad \text{fit Produced By} \\
\text{Taken From} \quad \text{The Preservation} \quad \text{the Land To Be} \\
\text{21(a)(4))} \quad \text{Agreement)} \quad \text{Placed Under Pre-} \\
\quad \quad \quad \quad \quad \quad \quad \quad \quad \quad \quad \quad \quad \quad \quad \quad \quad \quad \text{servation Agreement)}
\end{array}$$

IV. Signature:

(22) Vendor:

I, the undersigned, understand the land specified in this application is to be placed under a Farmland Preservation Agreement between the Vendee (buyer) and the State of Wisconsin and hereby agree to permit the cited land to be placed under a Farmland Preservation Agreement.

(Date)

(Signature of Vendor, Seller)

(23) Applicant:

The Undersigned declares that this application, including any accompanying informational material, has been examined by the applicant(s) and to the best of applicant's(s') knowledge and belief is true and correct.

(Signature of Applicant)

(Corporation name if applicable)

(Signature of Applicant)

(Signature of Corporation Officer)

(Date)

(Title)

(NOTE: For application to be considered the application must be fully completed, signed and returned to the county clerk. All answers must be truthful and accurate to the best of applicant's knowledge and belief. No applicant shall make any false statement or representation in the filing of this application. If application is rejected by the local governing body, applicant may appeal to the Agricultural Land Preservation Board, 801 W. Badger Road, Madison, WI, 53713. Appeals must be within 30 days after applicant receives notice of rejection of the application.)

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Action by Local Governing Body: Jurisdiction: _____
(County, Township, City, or Village)

Date received by clerk: _____

Extension of time with applicant's consent: _____
(Date) (No. of Days)

Is the land to be included in the preservation agreement located in an area where a certified agricultural preservation plan is in effect? YES NO

Is the land to be included in the preservation agreement located in an area zoned for exclusive agricultural use under a certified exclusive agricultural zoning ordinance? YES NO

This application is _____ approved, _____ rejected.
IF REJECTED, SEE ATTACHED STATEMENT BY LOCAL GOVERNING BODY.)

Date of approval or rejection: _____

Clerk's signature and seal: _____

If rejected, the application shall be returned to the applicant with a written statement of reason. If approved, send the application with approval statements from reviewing agencies on to the Department of Agriculture, Trade and Consumer Protection, 801 West Badger Road, Madison, WI, 53713.

Action by the Department:

Date Received: _____

Extension of time with applicant's consent: _____
(Date) (No. of Days)

This application is _____ approved, _____ rejected.

Date of approval or rejection: _____

(IF REJECTED, SEE ATTACHED STATEMENT BY THE DEPARTMENT.)