



Wisconsin Department of Agriculture, Trade and Consumer Protection  
 Division of Agricultural Resource Management - Bureau of Land Resources  
 P.O. Box 8911, Madison, WI 53708-8911  
 Phone (608) 224-4634

# APPLICATION FOR FARMLAND PRESERVATION AGREEMENT OR TRANSITION AREA AGREEMENT

(Under the Farmland Preservation Law, Chapter 91, Wis. Stats.)

OFFICIAL USE ONLY	
local governing body	
DATE REC'D	
APPLICATION NUMBER	
STATE	
DATE REC'D	
APPLICATION NUMBER	

**PLEASE PRINT OR TYPE INFORMATION REQUESTED ATTACH ADDITIONAL SHEETS AS NECESSARY**

## I. APPLICANT INFORMATION

(1) NAME OF APPLICANT (OWNER) INCLUDE SPOUSE'S FULL NAME			
(2) MAILING ADDRESS: (STREET OR RURAL ROUTE)	(CITY)	(STATE)	(ZIP)
(3) PLACE OF PERMANENT RESIDENT (IF DIFFERENT FROM MAILING ADDRESS OR OTHER THAN WISCONSIN) (STREET OR RURAL ROUTE)		(CITY)	(STATE) (ZIP)
(4) TELEPHONE NUMBER: AREA CODE ( )	IS THE OWNER A RESIDENT OF WISCONSIN? <input type="checkbox"/> YES <input type="checkbox"/> NO		

## II. TYPE AND DURATION OF AGREEMENT

A Farmland Preservation Agreement can exist for any period of time from 10 to 25 years. A Transition Area Agreement can exist from 5 to 20 years. In the spaces provided below, please indicate the type of agreement for which you are applying and the number of years you wish the agreement to be in effect:

(6) Preservation Agreement  No. of Years  Transition Area Agreement  No. of Years   
 (Note: A transition area is an area mapped on the County Agricultural Preservation Plan that will be needed for urban growth in the future. The County Planning or Zoning Office can tell you whether your farm is in a Preservation or Transition area.)

## III. PROPERTY INFORMATION

(7) Location and description of land to be included in the Agreement (this information can be obtained from the tax bills or county property lister at the county treasurer's office)

County	Town	City	Village
Section _____	_____ 1/4 of the _____ 1/4	Parcel No. _____	No. of Acres _____
Section _____	_____ 1/4 of the _____ 1/4	Parcel No. _____	No. of Acres _____
Section _____	_____ 1/4 of the _____ 1/4	Parcel No. _____	No. of Acres _____
Section _____	_____ 1/4 of the _____ 1/4	Parcel No. _____	No. of Acres _____
Section _____	_____ 1/4 of the _____ 1/4	Parcel No. _____	No. of Acres _____

Note: Please attach additional paper to this application if space above is not adequate.

- (8) Please provide a recorded copy(ies) of the deed(s), land contract(s), or other documents which describe the land owned by the applicant to be included under the Agreement (may be a photocopy). Mortgage documents and abstracts are not acceptable. If you have sold any parts of that land please provide a copy(ies) of the subsequent deed(s) as well.
- (9) Attach a copy(ies) of the most recent tax bill(s) for the land described in Question (8) (A LEGIBLE photocopy may be used). A copy of the town booklet listing the amount of tax for each property owner is not sufficient.
- (10) Attach an aerial photo, map, or sketch showing 1) boundaries; 2) natural or man-made features such as lakes, ponds, swamps, streams, rivers, woodlots, roads, or gravel pits; 3) all structures such as barns, houses, or storage facilities; and 4) any other physical improvements on the land.
- (11) Type of Farm Ownership:  
 Please check the appropriate space and complete the information requested on the lines provided at the end.
  - (a)  Applicant is sole owner.
  - (b)  Joint tenants or tenants in common. If owners are joint tenants or tenants in common, please answer the following:
    - (1) Are all owners residents of Wisconsin?  YES  NO
    - (2) Are all owners members of the same household?  YES  NO

If the answer to either of these questions is NO, in the space provided at the end of this question, please state the name, place of residence and mailing address of all persons having a joint or common interest in the land. (For partnerships, see (e).)

(Question 11 continued on next page)

(11) (Continued from page 1)

- (c)  Corporation. Indicate the state of incorporation and the year of incorporation. Give name and mailing address of president, vice president, secretary, and treasurer. State whether incorporated under subchapter XIX, Service Corporations, of Chap. 180.
- (d)  Trust. Give name, mailing address, and place of residence of the settlor, trustee, and all beneficiaries.
- (e)  Partnership. Give name, mailing address, and place of residence of all partners, including limited partners.
- (f)  Business Trust. Give name, mailing address, and place of residence of the settlor, trustee, and all present income beneficiaries.
- (g)  Estate. Give name and last mailing address of deceased and name, mailing address, and place of residence of personal representative, executor, or special administrator and any beneficiaries of the real property.
- (h)  Guardianship. Give name, mailing address, and place of residence of guardian and ward(s).
- (i)  Association. Give name, mailing address, and place of residence of the president, vice president, secretary, and treasurer.

OWNERSHIP INFORMATION (Attach an additional sheet if necessary)

(12) Are you currently subject to any foreclosure proceedings?  YES  NO

(13) Do you currently have an effective Farmland Preservation Agreement?  YES  NO

(14) Have you ever had a Farmland Preservation Agreement?  YES  NO

(15) (a) If the land to be placed under the agreement is being purchased by land contract, indicate vendor's (seller's):

IF YES, CONTRACT NO.

NAME			
MAILING ADDRESS (STREET OR RURAL ROUTE)	(CITY)	(STATE)	(ZIP)

(b) Is there a mortgage on the land to be placed under the agreement?  YES  NO  
If yes, list mortgage holder below. **NOTE:** All mortgage holders must sign the top of page 4 of this application.

NAME			
MAILING ADDRESS (STREET OR RURAL ROUTE)	(CITY)	(STATE)	(ZIP)

(16) Indicate:

- (a) Total number of acres owned by applicant (includes land under a land contract) .....
- (b) Acres rented to others .....
- (c) Acres rented from others and used in applicant's agricultural operation.....  
(These acres *cannot* be included in the agreement.)
- (d) Acres to be included in the agreement (Should match your real estate tax bills.).....
- (e) With respect to (d), write in the acreage amounts:.....

ACRES OF CROPLAND	ACRES OF WOODLAND	ACRES OF PASTURE	OTHER ACREAGE
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**(f) If you are requesting to exclude land, attach a separate land survey or proper legal description of the land you wish to exclude and state the reason why part of the land is excluded. Also identify any improvements that are on the excluded land.**

REASON
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(g) Is any of the land which is included in this application entered in the Woodland, Forest Crop or Managed Forest Law programs?  YES  NO

(17) Nonagricultural Use on Property:

(a) Are there any nonagricultural activities, such as mineral extraction, sand or gravel quarrying, etc., conducted on land to be entered into the agreement (see 18a for list of approved agricultural activities)?  YES  NO

If YES, indicate kind of nonagricultural activity, number of acres involved, and indicate location of nonagricultural use. Attach a complete location description, including metes & bounds, if possible.

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(b) Is the nonagricultural activity under a lease or rental agreement?  YES  NO  
If YES, include a copy of the lease or rental agreement.

**IV. FARM INFORMATION**

(18) Agricultural Use and Productivity

(a) Agricultural Use. Below is a list of agricultural activities. In the boxes provided, please check the major agricultural activity, secondary agricultural activity, and any other agricultural uses of the land to be included in the agreement.

	Major farm activity	Secondary farm activity		Major farm activity	Secondary farm activity
Dairying			Grain		
Egg production			Mint		
Floriculture			Nuts and berries		
Fish or fur			Sod farming		
Forest & game management			Vegetable raising		
Grazing			Commercial feedlot		
Livestock			Hay (grass)		
Orchards			Seed		
Greenhouse/nursery			Other farm activity (list below)		
Poultry raising					

(b) Agricultural Productivity

For the major, secondary, and other farm uses indicated above, please provide estimates of agricultural productivity or yield. (Estimates of crop yield per acre, quantity of milk produced by hundredweight, quantity of livestock or poultry raised or marketed by head, etc.)

	Crop or product [from list under question 18(a)]	Yield per acre or other estimate of productivity
Major Farm Activity		
Secondary Farm Activity		
Other Farm Uses		

(c) Has the land to be included in the agreement been under one or more of the agricultural uses listed in Question 18(a) for at least 12 consecutive months during the preceding 36 months? .....  YES  NO

(19) **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 of continuous land. In addition, the land must have gross farm profits, either: (a) \$6,000 or more in the year immediately preceding the year of application; OR (2) \$18,000 in the previous 3 years, OR at least 35 acres of the land to be included in the agreement are enrolled in the Conservation Reserve Program. Gross farm profits means the gross receipts, excluding rent, from agricultural use, including Payments in Kind for placing land in federal programs or payments from the federal dairy termination program, less the cost or other basis of livestock or other items which were purchased for resale and were sold or disposed of during the year. Please submit the following information:

- (a) Did the land to be entered in the agreement produce \$6,000 or more gross farm profits in the last year? .....  YES  NO
- (b) If the answer to (a) is NO, then did the land to be entered in the agreement produce \$18,000 or more in gross farm profits in the past 3 years? .....  YES  NO
- (c) If the answers to 19(a) and (b) are NO, then are 35 acres or more of the land enrolled in the Conservation Reserve Program? .....  YES  NO

**V. SIGNATURE**

(20) **Do you understand the tax credit payback and relinquishment provisions** as explained on the Tax Credit Payback Information Sheet? .....  YES  NO

(21) Have you read and understood the soil and water conservation standards adopted by your county Land Conservation Committee? .....  YES  NO

(22) **Applicants Note:** The spouse of every individual owner must also sign whether or not the spouse's name is on the deed or land contract. If the land is being purchased by land contract, the vendors (sellers) must sign the application. I (we) declare that this application, including any accompanying information material, has been examined by me (us) and to the best of my (our) knowledge and belief is true and correct.

SIGNATURE OF APPLICANT/SPOUSE	DATE	SIGNATURE OF APPLICANT/SPOUSE	DATE
SIGNATURE OF APPLICANT/SPOUSE	DATE	SIGNATURE OF APPLICANT/SPOUSE	DATE
SIGNATURE OF VENDOR	DATE	SIGNATURE OF VENDOR	DATE

**IMPORTANT:** Each application must be fully completed, signed, and returned to the county clerk by June 30 to be eligible for tax credit beginning with that income year. If an application is not completed in full it will be returned to the applicant. All answers must be truthful and accurate to the best of your knowledge and belief. No applicant shall make any false statement or representation in the filing of this application. If the application is rejected by the local governing body or by the Department of Agriculture, Trade and Consumer Protection, the application will be returned to the applicant with a written statement explaining the reason(s) for the rejection. The applicant may then appeal the rejection to the Land and Water Conservation Board, P.O. Box 8911, Madison, WI 53708. Appeals must be filed within 30 days after you receive notice of rejection of the application.

**VERIFICATION OF NOTICE TO MORTGAGE HOLDER/LENDER**

The mortgage holder/lender must provide a signature on the line stated as "signature of mortgage holder/lender" if a mortgage on the land exists. The signature of the mortgage holder/lender acknowledges the fact that it has been given notice of the existence of the application. The signature of the mortgage holder/lender shall not be construed as a subordination of its mortgage lien rights nor as of any other significance.

SIGNATURE OF MORTGAGE HOLDER/LENDER	DATE	SIGNATURE OF MORTGAGE HOLDER/LENDER	DATE
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**FINAL CHECKLIST:**

- A. Are all questions answered and signatures obtained?
- B. Have you attached the following photo copies?
  - 1. All deeds, land contracts or other legal documents showing title to the property to be entered on an agreement.
  - 2. Legible copies of the most recent property tax bills.
  - 3. An aerial photo, map, or sketch outlining land to be included and excluded, with major features indicated.

**RESERVED FOR OFFICIAL COUNTY USE ONLY**

**I. CERTIFICATION BY COUNTY GOVERNMENT**

Is land in Preservation Area under the County Plan? .....  YES  NO

Is land in Transition Area?.....  YES  NO

Is the land being entered into the Agreement subject to an exclusive agricultural zoning ordinance? .....  YES  NO

Please provide a description of the property NOT in the exclusive agricultural district if all of the property being entered into the Agreement is not under exclusive agricultural zoning.

Land is subject to the following kind of exclusive agricultural zoning ordinance:

County                       Town                       City or Village

Has application been signed by or on behalf of all mortgage holders (i.e., lenders) of record on the land to be covered by the agreement?.....  YES                       NOT APPLICABLE, there are no mortgage holders

SIGNATURE OF COUNTY OFFICIAL	TITLE
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**II. CERTIFICATION BY LAND CONSERVATION COMMITTEE**

The applicant's farm operation is conducted in compliance with soil and water conservation requirements adopted by the county land Conservation Committee.

SIGNATURE OF COUNTY LCC CHAIRMAN OR DESIGNEE
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**III. COUNTY BOARD APPROVAL**

If the County Board approves this application, please forward the application, along with all attachments, to the Department of Agriculture, Trade and Consumer Protection, Farmland Preservation Program, 2811 Agriculture Drive, P.O. Box 8911, Madison, WI 53708-8911.

Please also forward a copy of the County Board Resolution listing the approved applicants.

County Board approval.....	DATE	RESOLUTION NO.
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If the County Board rejects this application, the law requires that the application be returned to the applicant with a written statement of the reason for rejection.

<b>IMPORTANT: All areas above must be completed in full and signed or the application will be returned to the County Clerk or local governing body having jurisdiction.</b>
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