

LANDOWNER DISCLOSURE WORKSHEET

SITE INFORMATION:

NRCS PROGRAM	NEST APPLICATION NUMBER	NEST PARCEL NUMBER <i>(if applicable)</i>	
PROPERTY ADDRESS		TOWNSHIP & RANGE	SECTIONS
COUNTY	STATE	FARM NUMBER	TRACT NUMBER

OWNER INFORMATION:

LANDOWNER NAME:* <i>(primary contact)</i>	SPOUSE NAME: <i>(required due to marital property laws if married)</i>
MAILING ADDRESS:	
EMAIL ADDRESS:	
PHONE NUMBER:	ALT. PHONE NUMBER:

LANDOWNER INTERVIEW *(At least one landowner must participate in the interview with an NRCS employee, preferably the landowner identified as the decisionmaker in the National Easement Staging Tool (NEST)):*

Check YES or NO - Responses requiring additional information should be explained fully in attachments.

- ☐ Yes ☐ No 1) List all owners of the property as identified on the current property deed. If any owners are individuals who are married, the spouse must also be listed, even if the spouse is not identified on the deed.

Name:

Percent Ownership:

- ☐ Yes ☐ No 2) Is the land owned by any entities (trust, corporation, LLC, partnership, etc.)? *(If YES, you are required to submit membership information to the Farm Service Agency (FSA) on Forms CCC-901 or CCC-902 or successor forms. Furthermore, you are required to update the membership information forms if there are any changes to the entity)*
- ☐ Yes ☐ No 3) If all landowners will not be signing all documents, is there sufficient signature authority documentation or are all applicable powers of attorney in place? *(If YES, provide a copy for each landowner that will not be signing)*
- ☐ Yes ☐ No 4) WRE ONLY: Has the land been under the current ownership, as stated on the current deed, for less than 24 months? *(If YES, site is not eligible without a written request for a waiver from the landowner)*
- 5) The landowner is responsible for providing sufficient physical and legal access to the entire easement area. *(If the response to 5A, 5B, 5C is NO, the land is not eligible and NRCS will not review the application further until sufficient legal access can be provided.)*
- ☐ Yes ☐ No 5A) Is there ingress and egress to the offered area directly from a public road?
- ☐ Yes ☐ No 5B) If the offered area is not accessible directly from a public road, is there existing legal access to the offered area through an easement, right-of-way, or other recorded instrument or can you provide evidence that such legal access will be secured by you prior to closing on the conservation easement? *(If YES, provide a copy of the recorded access instrument)*
- ☐ Yes ☐ No 5C) ALE ONLY: If the offered area is not accessible directly from a public road and is adjacent to Federal land, is there legal access across the adjacent Federal land *(If YES, provide a copy of the permit, right-of-way, permission document, or other access instrument across the Federal land)*
- 6) As the landowner, you are responsible to provide sufficient title to the property that is free of any encumbrances or clouds on the title that are not acceptable to NRCS. If your land contains encumbrances that must be removed or subordinated, you are required to obtain such title clearance documents at your own expense.
- ☐ Yes ☐ No 6A) Is there a loan or mortgage on the property? *(If YES, you are hereby notified that you must obtain a subordination or release of the loan or mortgage on the offered area before the easement can be closed and the NRCS easement payment can be provided)*
- ☐ Yes ☐ No 6B) Are there any other options, rights-of-way, or easements on the offered area, such as utilities, gas lines, fiber optic lines, pipelines, power lines, roads, railroads, access, ditches, flowage easements, wind or solar energy, other conservation easements, or others? *(If YES, list and describe on a separate sheet)*
- ☐ Yes ☐ No 7) Are there any recorded or unrecorded leases on the offered area, such as agricultural leases, recreation or hunting leases, public access leases, oil and gas leases, wind or solar energy development leases, or others? *(If YES, list and describe on a separate sheet)*
- ☐ Yes ☐ No 8) Are the surface or subsurface resource rights (oil, gas, minerals, etc.) owned by a third party that is not a landowner of this property? *(If YES, explain what surface or subsurface resource rights are owned by a third party, state who owns the rights (if known), describe the type and timing of any exploration or extraction activities that you are aware of (both before and during your ownership), and attach any agreements)*
- ☐ Yes ☐ No 9) If in a State that has appropriated water rights, do you have water rights to the property? *(If YES, list and describe the water rights or attach water rights documentation)*

- ☐ Yes ☐ No 10) Is the land within an irrigation, drainage, or diking district or are there ditches, canals, or tile drain agreements? *(If YES, explain which district and whether the ditches or tile drains service more than the your land)*
- ☐ Yes ☐ No 11) Is there a land contract to purchase any part of the offered area?
(If YES, provide a copy of the contract.)
- ☐ Yes ☐ No 12) Do you intend to use this property as part of a 1031 Like-Kind Exchange? *(If YES, provide NRCS with the name and contact information of the qualified intermediary who will administer the agreement)*
- ☐ Yes ☐ No 13) Is the parcel in any other Federal or State conservation programs such as the Conservation Reserve Program, Environmental Quality Incentives Program, Water Bank, Managed Forest Law, Farmland Preservation, State conservation tax credit programs, United States Fish and Wildlife Partners Agreement, or others? *(If YES, list the name of the program and the type of agreement.)*
- ☐ Yes ☐ No 14) Do you or another landowner live on the property?
If YES: Name of Occupant: _____
 - *Length of Occupancy:* _____
 - *Occupancy has been (check one):* ☐ Continuous ☐ Intermittent
- ☐ Yes ☐ No 15) Do you or another landowner use or occupy the land by cultivation or otherwise?
If YES: Name of Occupant: _____
 - *Type of Use or Occupancy:* _____
 - *Length of Use or Occupancy:* _____
 - *Occupancy has been (check one):* ☐ Continuous ☐ Intermittent
- ☐ Yes ☐ No 16) Does a tenant or other third party live on the property, cultivate the land, or otherwise occupy the land?
If YES: Name of Occupant: _____
 - *Type of Occupancy:* _____
 - *Length of Occupancy:* _____
 - *Occupancy has been (check one):* ☐ Continuous ☐ Intermittent
 - *Attach a copy of the written lease or rental agreement or, if verbal, describe the terms and conditions of the verbal agreement in the attachment.*
- ☐ Yes ☐ No 17) Is there anyone using or occupying the land, such as a stranger, squatter, or any other person unconnected with your ownership of the land? *(If YES, in the attachment list the name and address of each unauthorized user, the period of use, and describe the use. If you know, describe what claim or right they purport to have that provides them authorization to use the land.)*
- ☐ Yes ☐ No 18) Will the easement create any barrier to access of adjacent or contiguous parcels, under the same or different ownership, or otherwise alter access used by others (consider future ownership)?
If YES: Number of parcels accessed across the easement area: _____
Potential number of affected landowners: _____
- ☐ Yes ☐ No 19) Are there now or have there been any unresolved boundary disputes, discrepancies, or encroachments that you are aware of? *(If YES, describe in an attachment)*

- ☐ Yes ☐ No 20A) Has any work or labor been performed or any materials furnished in connection with repairs or improvements on the property for which payment is still outstanding?
- 20B) Are there any pending mechanics or material liens against the property that you are aware of? *(If YES to 20A or B, identify the type of work performed, the date the work occurred and the current status and nature of any existing or pending liens)*
- ☐ Yes ☐ No 21) Are you aware of any historic or cultural resource sites within the offered area? *(If YES, describe in an attachment)*
- ☐ Yes ☐ No 22) Are you aware of any grave sites or cemeteries within the offered area? *(If YES, describe in an attachment)*
- ☐ Yes ☐ No 23) WRE only: Once the area is enrolled in a wetland reserve easement, no structures may be built on the easement area. Therefore, do you want to reserve any part of the offered area for access or building site development? *(If YES, provide NRCS with a map of any areas you propose to exclude and discuss with NRCS any impacts of the proposed configuration on your applications ranking score.)*

LANDOWNER INTERVIEWED (Name):	NRCS INTERVIEWER (Name and Position):
DATE INTERVIEW OCCURRED:	
LANDOWNER SIGNATURE:	NRCS REPRESENTATIVE SIGNATURE
DATE SIGNED	DATE SIGNED

**THE LANDOWNER DISCLOSURE PACKET IS NOT COMPLETE WITHOUT A SIGNED
HAZARDOUS MATERIALS INTERVIEW WORKSHEET**