

# AS 29.45.060 Farm Use Assessment Application

Return this form to your local Municipality/Borough Assessment Office

Tax Account #	Tax Year Applying	Date
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This application must be filed on or before May 15 of the assessment year, including necessary documentation. Be sure to complete a separate form for each parcel for which the deferral is sought.

**NOTE: To qualify for AS 29.45.060 (see full statute on page 3) farm land and farm structures must be used exclusively for farming activity, or purposes directly related to farm activity. The farm land or structure must be owned or leased by a person who is actively engaged in farming, and owner or lessee must sell at least \$2,500 of agricultural products produced from the land during the tax year and file a IRS Schedule F.**

- "Farm use" means the use of land for production of crops, fruits, or other agricultural products for human or animal consumption or for the sustenance or grazing of livestock.
- "Livestock" includes cattle, hogs, sheep, goats, chickens, turkeys, pigeons, and other poultry raised to provide meat or other products for human consumption.

## Legal Property Owner *(if multiple owners please attach addendum on page 5)*

### Mailing Address - Owner

Street number and name, P.O. Box or Rural Route and Box number

Suite/Apt. #

City

State

ZIP code

Phone (Area code and number)

### Email Address

## Name of Lessee *(please attach a copy of the current lease) (if multiple Lessees please attach addendum on page 5)*

### Mailing Address - Lessee

Street number and name, P.O. Box or Rural Route and Box number

Suite/Apt. #

City

State

ZIP code

Phone (Area code and number)

### Email Address

**Physical Location** - This address is for the primary physical location where business is conducted and/or where agricultural products are grown or raised for sale. If this property does not have a physical address, please provide the legal description:

### Number of Acres in Production

### Check box(s) next to qualified farming activities you are actively involved in:

- I operate a dairy farm
- I raise and sell beef cattle
- I raise and sell hogs/pigs, goats, or sheep
- I raise and sell poultry and/or poultry eggs (chickens, turkeys, pigeons, other poultry)
- I grow and sell vegetables, fruits, or grain crops
- I grow and sell hay (brome, timothy, clover, etc.)

### Grazing

- I own/lease pasture land exclusively used for grazing livestock.

#### List type of livestock:

- |                                 |  |
|---------------------------------|--|
| <input type="checkbox"/> Cattle | <input type="checkbox"/> Chickens      |
| <input type="checkbox"/> Hogs   | <input type="checkbox"/> Turkeys       |
| <input type="checkbox"/> Sheep  | <input type="checkbox"/> Pigeons       |
| <input type="checkbox"/> Goats  | <input type="checkbox"/> Other Poultry |

# AS 29.45.060 Farm Use Assessment Application

**Farm Sales Verification & Documentation**

Provide the clerk or assessor of the municipality proof of sales of agricultural products (at least \$2500) eligibility as shown by providing an Internal Revenue Service Schedule F.

- Last Year's Farm Sales – Schedule F
- Due to a crop failure or physical injury, applicant did not sell \$2,500 of agricultural products. (Farm use land qualified for the assessment for the three preceding tax years).
- An applicant with no history of farm related income from sales of agricultural products, may submit a declaration of intent at the time of filing the application with the assessor (see 29.45.060(f) on page 3)

**Structure Verification**

Total # of structures on this parcel

Total # of structures used exclusively for eligible farm purposes

Sketch all structures located on your property. Indicate their use and mark with an **X** if you are claiming FARM STRUCTURE for that structure. An example is attached on the next page. (This will be used to assist in onsite review and aid in the determination of your application request). SEE EXAMPLE on page 4.

I the undersigned, hereby certify that I have read this application and the answers given are true and correct to the best of my knowledge. In addition, the applicant is certifying that the Schedule F submitted with this application is the same Schedule F submitted to the IRS for the applicable tax year. I understand that a willful misstatement is subject to punishment by fine or imprisonment under AS 11.56.210. In the event that the land is converted to a use incompatible with farm use, the owner shall be liable for the amount of tax deferred plus interest for the preceding seven years in accordance with AS 29.45.060(a).

Name of Owner

Date

Signature

Name of Lessee

Date

Signature

**This space for local Assessor's Office use Only**

Property	Full Value	Farm Value	Deferred	
Land				<input type="checkbox"/> APPROVED <input type="checkbox"/> DENIED <input type="checkbox"/> Not dedicated or being used for non-farm purposes
Buildings				
<b>TOTAL</b>				
Mill Rate				Verified By:
Amount of Tax				

## AS 29.45.060

### Farm Use Assessment Application – Statute

To qualify for AS 29.45.060 farm land and farm structures must be used exclusively for farming activity, or purposes directly related to farm activity. The farm land or structure must be owned or leased by a person who is actively engaged in farming, and owner or lessee must sell at least \$2,500 of agricultural products produced from the land during the tax year and file a IRS Schedule F.

#### AS 29.45.060 Farm or agricultural land

- (a) Farm use land, and structures on farm use land that are used for farm operations, included in a farm unit and not dedicated or being used for nonfarm purposes shall be assessed on the basis of full and true value for farm use and may not be assessed as if subdivided or used for some other nonfarm purpose. The assessor shall maintain records valuing the land for both full and true value and farm use value. If the land is sold, leased, or otherwise disposed of for uses incompatible with farm use or converted to a use incompatible with farm use by the owner, the owner is liable to pay an amount equal to the additional tax at the current mill levy together with eight percent interest for the preceding seven years, as though the land had not been assessed for farm use purposes. Payment by the owner shall be made to the state to the extent of its reimbursement for revenue loss under (d) of this section for the preceding seven years. The balance of the payment shall be made to the municipality.
- (b) An owner of farm use land shall, to secure the assessment under this section, apply to the assessor on or before May 15 of each year in which the assessment is desired. The application shall be made on forms prescribed by the state assessor for the use of the local assessor, and must include information that may reasonably be required to determine the entitlement of the applicant. If the land is leased for farm use purposes, the applicant shall furnish to the assessor a copy of the lease bearing the signatures of both lessee and lessor along with the completed application. The applicant shall furnish the assessor a copy of the lease covering the period for which the exemption is requested. This subsection does not apply to a person with an interest in land that is classified by the state for agricultural use or that is restricted by the state for agricultural purposes.
- (c) In the event that an owner or lessee of farm use land does not sell \$2,500 of agricultural products produced from the land during a tax year because of circumstances beyond the control of the owner or lessee, the owner may secure the assessment under this section if the farm use land qualified for the assessment under this section for the three preceding tax years. In this subsection, "circumstances beyond the control of the owner or lessee" includes crop failure or physical injury that prevents the owner or lessee from conducting farming activity.
- (d) Subject to legislative appropriations for the purpose, the state shall reimburse a borough or city, as appropriate, for the property tax revenues lost to it by the operation of this section.
- (e) All land that is classified by the state for agricultural use or that is restricted by the state for agricultural purposes shall be assessed on the basis of full and true value based upon that restricted use.
- (f) This section does not apply to land for which the owner has granted, and has outstanding, a lease or option to buy the surface rights. A property owner wishing to file for farm use classification having no history of farm-related income may submit a declaration of intent at the time of filing the application with the assessor setting out the intended use of the land and certifying that the property owner intends to file an Internal Revenue Service Schedule F (Form 1040) with the United States Internal Revenue Service for the current tax year. An applicant using this procedure shall file with the assessor on or before April 15 of the following year a copy of the Schedule F (Form 1040) the applicant files with the Internal Revenue Service. Failure to make a filing required in this subsection forfeits the exemption.
- (g) In this section,
- (1) "farm use" means the use of land for the production of crops, fruits, or other agricultural products for human or animal consumption or for the sustenance or grazing of livestock if the owner or lessee sells at least \$2,500 of agricultural products produced from the land during the tax year and files an Internal Revenue Service Schedule F (Form 1040) with the United States Internal Revenue Service;
  - (2) "livestock" includes cattle, hogs, sheep, goats, chickens, turkeys, pigeons, and other poultry raised to provide meat or other products for human consumption.

# Farm Use Assessment Application – Structure Verification

**Structure Verification**

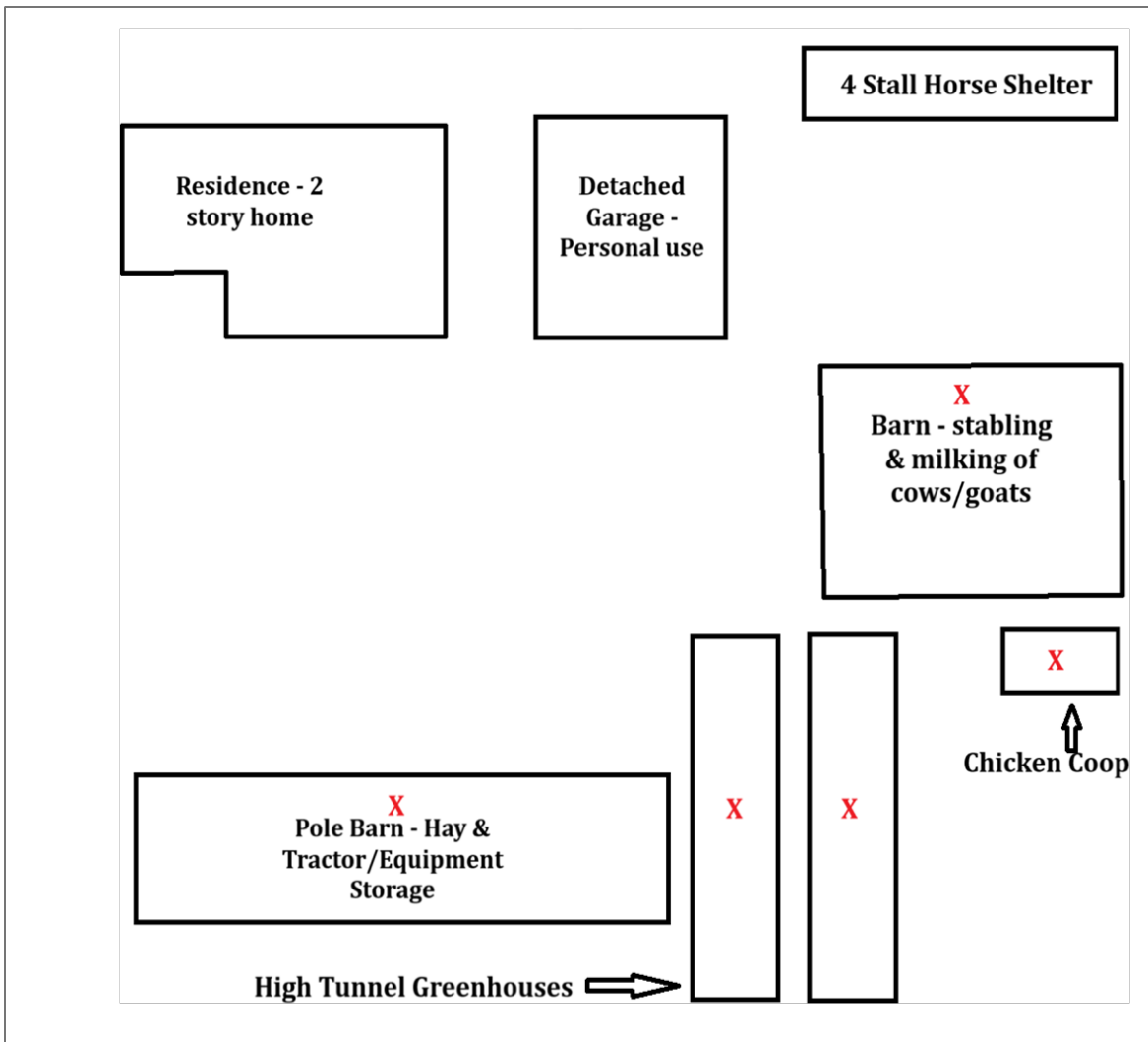
Total # of structures on this parcel

**8**

Total # of structures used exclusively for eligible farm purposes

**5**

Sketch all structures located on your property. Indicate their use and mark with an X if you are claiming FARM STRUCTURE for that structure. An example is attached on the next page. (This will be used to assist in onsite review and aid in the determination of your application request).



**AS 29.45.060**

**Farm Use Assessment Application – Owner/Lessee Addendum**

*Attach additional pages for each additional owner/lessee.*

<b>Additional Legal Property</b> <input type="checkbox"/> Owner <input type="checkbox"/> Lessee			
<input type="text"/>			
<b>Mailing Address</b>			
Street number and name, P.O. Box or Rural Route and Box number			Suite/Apt. #
<input type="text"/>			<input type="text"/>
City	State	ZIP code	Phone (Area code and number)
<input type="text"/>	<input type="text"/>	<input type="text"/>	(    )    - <input type="text"/>
<b>Email Address</b>			
<input type="text"/>			
<p>I the undersigned, hereby certify that I have read this application and the answers given are true and correct to the best of my knowledge. In addition, the applicant is certifying that the Schedule F submitted with this application is the same Schedule F submitted to the IRS for the applicable tax year. I understand that a willful misstatement is subject to punishment by fine or imprisonment under AS 11.56.210. In the event that the land is converted to a use incompatible with farm use, the owner shall be liable for the amount of tax deferred plus interest for the preceding seven years in accordance with AS 29.45.060(a).</p>			
<b>Name</b>	<b>Date</b>	<b>Signature</b>	
<input type="text"/>	<input type="text"/>	<input type="text"/>	