

Application for 1-d-1 (Open-Space) Agricultural Use Appraisal

Form 50-129

BASTROP CENTRAL APPRAISAL DISTRICT
P.O. DRAWER 578, BASTROP TEXAS 78602

512-303-1930

2021

Tax Year

Appraisal District's Name

Appraisal District Account Number (if known)

GENERAL INFORMATION: Texas Constitution, Article VIII, Section 1-d-1, and Tax Code, Chapter 23, Subchapter D, provide for appraisal of open-space land.

FILING INSTRUCTIONS: This form must be filed with the appraisal district office in each county in which the property is located. **Do not file this document with the Texas Comptroller of Public Accounts.**

SECTION 1: Property Owner/Applicant

The applicant is the following type of property owner:

Individual Partnership Corporation Other (specify): _____

Name of Property Owner

Date of Birth

Physical Address, City, State, ZIP Code

Primary Phone Number (area code and number)

Email Address*

Mailing Address, City, State, ZIP Code (if different from the physical address provided above)

SECTION 2: Authorized Representative

If you are an individual property owner filing this application on your own behalf, skip to Section 3; all other applicants are required to complete Section 2.

Please indicate the basis for your authority to represent the property owner in filing this application:

Officer of the company General Partner of the company Attorney for property owner

Agent for tax matters appointed under Tax Code Section 1.111 with completed and signed Form 50-162

Other and explain basis: _____

Name of Authorized Representative

Title of Authorized Representative

Primary Phone Number (area code and number)

Email Address*

Mailing Address, City, State, ZIP Code

SECTION 3: Property Description and Information

Provide the descriptive information requested below for the property that is the subject of this application or attach last year's tax statement, notice of appraised value or other correspondence identifying the property.

Number of Acres (subject to this application)

Legal Description, abstract numbers, field numbers and/or plat numbers:

SECTION 3: Property Description and Information (concluded)

Select the appropriate box in response to each question below.

1. Has the ownership of the property changed since Jan. 1 of last year or since the last application was submitted? Yes No
 If yes, the new owner must complete all applicable questions and, if the land is used to manage wildlife, sections 4 and 5 must be completed.
2. Last year, was 1-d-1 appraisal allowed on this property by the chief appraiser of this appraisal district? Yes No
 If no, all applicable questions must be completed and, if the land is used to manage wildlife, sections 4 and 5 must be completed.
 If yes, complete only those parts of sections 4 and 5 that have changed since the earlier application or any information in sections 4 and 5 requested by the chief appraiser.
3. Is this property located within the corporate limits of a city or town? Yes No

SECTION 4: Property Use

Provide complete answers to the following questions. List the agricultural use of the property according to the agricultural land categories listed in the important information section of this form. Divide the total acreage according to individual uses to which the land is principally devoted.

1. Describe the current and past agricultural uses of this property as described in Section 3, starting with the current year and working back 5 years or until 5 out of 7 years of agricultural use is shown. Five years of continuous agricultural use may be required if the land is located within the corporate limits of a city or town.

Year	Agricultural Use Category of Land (Lists all that apply)	Acres Principally Devoted to Agricultural Use
2021		
2020		
2019		
2018		
2017		
2016		
2015		
2014		

2. (a) List the livestock, exotic animals or exotic fowl raised or the type of wildlife managed on the property and the number of acres used for each activity. Attach a list if the space is not sufficient.

Livestock, Exotic or Wildlife	Number of Acres

- (b) How many head of livestock or exotic animals are raised on the property (average per year)?

Livestock or Exotics	Number of Head

3. List the crops grown (including ornamental plants, flowers or grapevines) and the number of acres devoted to each crop. Attach a list if the space is not sufficient.

Type of Crop	Number of Acres

SECTION 4: Property Use (concluded)

4. List the participation in any government programs for planting cover crops or land lying idle and the number of acres devoted to each program. Attach a list if the space is not sufficient.

Program Name	Number of Acres

5. If the property is now used for any nonagricultural activities, list all nonagricultural uses and the number of acres devoted to each use. Attach a list if the space is not sufficient.

Nonagricultural Use	Number of Acres

SECTION 5: Wildlife Management Use

Complete this section only if the land is used for wildlife management. If the land is not used for wildlife management, do not complete this section.

1. If the land is used to manage wildlife, list at least three of the wildlife management practices being used (listed and described in the important information section of this form).

- A. _____
- B. _____
- C. _____

2. Indicate the property's agricultural land use category (described in the important information section of this form) for the tax year preceding the land's conversion to wildlife management use. For example, if the land was categorized as native pasture before conversion to wildlife management, native pasture would be the response to this request as it is the category of use prior to conversion.

3. Attach the wildlife management plan for the property using the appropriate Texas Parks & Wildlife Department form (obtained at www.tpwd.texas.gov/landwater/land/private/agricultural_land/).

4. Was the land subject to wildlife management a part of a larger tract of land qualified for 1-d-1 or timberland appraisal on Jan. 1 of the previous year? Yes No

5. Is any part of the land subject to wildlife management managed through a wildlife management property association? Yes No
 If yes, attach a written agreement obligating the owners in the association to perform wildlife management practices necessary to qualify wildlife management land for 1-d-1 appraisal.

6. Is any part of the land located in an area designated by Texas Parks and Wildlife Department as a habitat for an endangered species, a threatened species or a candidate species for listing by as threatened or endangered? Yes No

7. (a) Is the land that is the subject of this application subject to a permit issued under Federal Endangered Species Act Section 7 or 10(a)? Yes No

(b) If yes, is the land included in a habitat preserve and subject to a conservation easement created under Texas Natural Resources Code Chapter 183 or part of a conservation development under a federally approved habitat conservation plan? Yes No

If yes to questions 7(a) and (b), provide evidence of the permit and of the conservation easement or habitat conservation plan. Your application cannot be approved without this evidence.

8. Is the land that is the subject of this application actively used for a conservation or restoration project providing compensation for natural resources damage under one or more of the following laws:

Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. Section 9601 et seq.) Yes No

Oil Pollution Act (33 U.S.C. Section 2701 et seq.) Yes No

Federal Water Pollution Control Act (33 U.S.C. Section 1251 et seq.) Yes No

Texas Natural Resources Code Chapter 40 Yes No

If yes to any of the above, provide evidence of the conservation easement, deed restriction or settlement agreement with the Texas Commission on Environmental Quality. Applications without this evidence cannot be approved.

SECTION 6: Conversion to Timber Production

- 1. Was the land subject to this application converted to timber production after Sept. 1, 1997? Yes No
 If yes, on what date was it converted to timber production?
- 2. Does the property owner wish to have the land subject to this application continue to be appraised as 1-d-1 land? Yes No

SECTION 7: Certification and Signature

NOTICE REGARDING PENALTIES FOR MAKING OR FILING AN APPLICATION CONTAINING A FALSE STATEMENT: If you make a false statement on this form, you could be found guilty of a Class A misdemeanor or a state jail felony under Penal Code Section 37.10.

"I, _____, swear or affirm the following:
Printed Name of Property Owner

- 1. that each fact contained in this application is true and correct;
- 2. that the property described in this application meets the qualifications under Texas law for the special appraisal claimed;
- 3. that I have read and understand the *Notice Regarding Penalties for Making or Filing an Application Containing a False Statement.*"

sign here ➔

Signature of Property Owner

Date

* May be confidential under Government Code §552.137; however, by including the email address on this form, you are affirmatively consenting to its release under the Public Information Act.

PARCEL # _____

OWNER'S NAME _____

SUPPLEMENT TO AGRICULTURAL LAND APPLICATION

Dear Taxpayers:

If your land is eligible for valuation as open space land, the Chief Appraiser must value the land according to each of the categories of agricultural use to which the land is principally devoted. Your assistance in determining the appropriate categories is requested. This supplement is being mailed with the application in order to save the taxpayer money.

This will eliminate the need for double mailings and the possibilities of delays in the determination of the application. We are requesting that you provide the information on the supplement voluntarily.

We are unable to make a determination on your application without this information.

LAND CLASSIFICATIONS AS OF 2021

*Acreage reported in this section must equal
the total amount of the acreage on application.*

	NUMBER OF ACRES	NUMBER TREES/ ACRES	FERTILIZED (Yes or No)
1. Irrigated Orchards	_____	_____	_____
2. Dryland Orchards	_____	_____	_____
3. Native Orchards	_____	_____	_____
4. Christmas Trees	_____	_____	_____
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	NUMBER OF ACRES	NUMBER OF ACRES	FERTILIZED (Yes or No)
5. Irrigated Row Crop	_____	_____	_____
6. Dryland Row Crop	_____	_____	_____
7. Small Grains	_____	_____	_____
8. Improved Pasture Good	_____	_____	_____
9. Improved Pasture Average	_____	_____	_____
10. Improved Pasture Poor	_____	_____	_____
11. Native Pasture Good	_____	_____	_____
12. Native Pasture Average (less than 50% woods)	_____	_____	_____
13. Native Pasture Poor (more than 50% woods)	_____	_____	_____
TOTAL ACREAGE	_____	_____	_____

14. If you use this property for Beekeeping:
- How many active hives do you currently have? _____
 - Have you replaced any hives within the last year? Yes No If so, how many? _____
 - What is your primary reason for beekeeping? Pollination Human food Product (Type) _____
 - If your bees are used for honey production, how much honey do you yield per hive on average? ____ lbs or gallons
 - What is the primary food source for your hives? Native plants Garden on site Other _____
 - Please indicate if you have planted any of the following since your last application or if this is your first time applying:

 Fruit Trees Qty: _____ Trees Qty: _____ Shrubs Qty: _____ Herbs Vines

 Flowers/Wildflowers (Species): _____ Other (Specify) _____
 - Please provide any additional information about your beekeeping activities that you would like us to consider. Please feel free to attach any additional pages as needed.

15. If you use this property for grazing livestock, how many head of livestock (average) do you normally graze?
If the property is being used with additional acreage please include the total number of livestock grazed on all of the acreage.

_____ Cattle
 _____ Horses
 _____ Goats / Sheep
 _____ Hogs
 _____ Other (Explain) _____

16. If you use this property for hay production, how many cuttings per year, avg? _____
 Average number of bales per cutting? _____ ROUND BALES
 _____ SQUARE BALES

17. Is property fenced? Yes No
 If yes, what type of fence: _____
 If no, explain: _____

18. Please describe the property's use by number of acres:

Acreage must equal total acres in parcel number.

Acres used for grazing: _____ # Acres used for wildlife: _____
 # Acres planted (row crop): _____ # Acres used for hay: _____
 # Acres used for homesite: _____ # Acres used for bees: _____
 # Acres other use: _____ # Acres used for orchards: _____

If other use, please describe use: _____

19. Is land leased to others for agricultural use? Yes No

If yes, how much is the lease per acre, per year? \$ _____

For what purpose is the land leased? GRAZING RAISING CROPS HAY PRODUCTION

Please supply a copy of your lease agreement.

Please provide name, address, and phone number of the person leasing your property:

20. Is this property being used with additional acreage? Please provide all parcel numbers or the owner name(s) and property descriptions. Properties that are 10 acres or less must be used with additional acreage.

21. Is your property currently under a HUNTING LEASE? Yes No

If yes, how much is the lease per acre, per year? \$ _____

22. Describe in your own words, directions from Bastrop to your property.

ATTENTION!!!

All agricultural property is subject to an on site review. If the gate to the property is locked, please provide a daytime phone number we can call to set a date and time to visit your property.

Our normal working hours are:

7:30 A.M. to 4:30 P.M. Monday through Friday

Important Information

GENERAL INFORMATION

Agricultural use includes, but is not limited to, the following activities: (1) cultivating the soil; (2) producing crops for human food, animal feed, or planting seed or for the production of fibers; (3) floriculture, viticulture and horticulture; (4) raising or keeping livestock; (5) raising or keeping exotic animals or fowl for the production of human food or fiber, leather, pelts or other tangible products having a commercial value; (6) planting cover crops or leaving land idle for the purpose of participating in a governmental program provided the land is not used for residential purposes or a purpose inconsistent with agricultural use or leaving the land idle in conjunction with normal crop or livestock rotation procedures; (7) producing or harvesting logs and posts used for construction or repair of fences, pens, barns or other agricultural improvements on adjacent open-space land having the same owner and devoted to a different agricultural use; (8) wildlife management; and (9) beekeeping.

Wildlife management is defined as actively using land that at the time the wildlife-management use began, was appraised as qualified open-space or timberland under Tax Code, Chapter 23, Subchapter D or E, to propagate a sustaining breeding, migrating or wintering population of indigenous wild animals for human use, including food, medicine or recreation, in at least three of the following ways: (1) habitat control; (2) erosion control; (3) predator control; (4) providing supplemental supplies of water; (5) providing supplement supplies of food; (6) providing shelters; and (7) making census counts to determine population.

Wildlife management is defined as actively using land to protect federally listed endangered species under a federal permit if the land is included in a habitat preserve subject to a conservation easement created under Natural Resources Code Chapter 183 or part of a conservation development under a federally approved habitat conservation plan restricting the use of the land to protect federally listed endangered species or actively using land for a conservation or restoration project under certain federal and state statutes. These two types of wildlife management uses do not require showing a history of agricultural use but do require evidence identified in section 6, questions 7 and 8.

Agricultural land use categories include: (1) irrigated cropland; (2) dry cropland; (3) improved pastureland; (4) native pastureland; (5) orchard; (6) wasteland; (7) timber production; (8) wildlife management; and (9) other categories of land that are typical in the area.

APPLICATION DEADLINES

The completed application must be filed with the chief appraiser before May 1 of the year for which agricultural appraisal is requested. If the application is approved, a new application is not required in later years unless the land ownership changes, eligibility ends or the chief appraiser requests a new application.

A late application may be filed up to midnight the day before the appraisal review board approves appraisal records for the year, which usually occurs in July. If a late application is approved, a penalty will be applied in an amount equal to 10 percent of the difference between the amount of tax imposed on the property and the amount that would be imposed if the property were taxed at market value.

DUTY TO NOTIFY AND PENALTIES:

The property owner must notify the chief appraiser no later than the April 30 following the change in use or eligibility. A change of land use for all or part of the property will trigger substantial additional tax plus interest (a rollback tax). Payment of a penalty may also be required for failure to notify the chief appraiser of a change in agricultural use or qualification. Notice must be delivered to the chief appraiser if:

- the property stops being used for agriculture (e.g., voluntarily stopped farming);
- category of land use changes (e.g., from dry cropland to irrigated cropland);
- level of use changes (e.g., a substantial increase or decrease the number of cattle raised);
- nature of use changes (e.g., a switch from growing corn to growing ornamental plants);
- property owner enters, leaves or changes governmental programs (e.g., 100 acres placed in a conservation reserve program); or
- the land is used for something other than agriculture (e.g., to build a shopping center on most of the land).

DUTY TO NOTIFY FOR CERTAIN LANDOWNERS:

If land ceases to be devoted principally to agricultural use to the degree of intensity generally accepted in the area, open-space appraisal may be retained if the chief appraiser is notified as required and the property owner:

- is a member of the armed services who is deployed or stationed outside of Texas who intends to return the land to the manner and to the degree of intensity that is generally accepted in the area not later than the 180th day after being deployed or stationed outside this state ceases;
- owns land that has previously been under open-space appraisal primarily based on its citrus production; the land is located in a pest management zone; and an agreement was executed to destroy, remove or treat all the citrus trees located on the land that are or could become infested with pests with one of the following: Texas Citrus Pest and Disease Management Corporation, Inc., the Texas Commissioner of Agriculture or the U.S. Department of Agriculture; or
- owns land that has previously been under open-space appraisal primarily on the basis of livestock; the land is located in a temporary quarantine area established during the tax year by the Texas Animal Health Commission for the purpose of regulating the handling of livestock and eradicating ticks or exposure to ticks under Chapter 167, Agriculture Code.

OTHER IMPORTANT INFORMATION

If the initial application form does not contain all essential information, the chief appraiser may request additional information that is necessary to determine whether the land qualifies for 1-d-1 appraisal. The chief appraiser may disapprove the application and request additional information. The chief appraiser may deny the application and that determination may be protested to the county appraisal review board in a timely manner. If the chief appraiser requests additional information from an applicant, the information must be furnished within 30 days after the date of the request, or the application is denied. For good cause shown, the chief appraiser may extend the deadline for furnishing the information by written order for a single 15 day period.