

FSA-2212
(12-31-07)

U.S. DEPARTMENT OF AGRICULTURE
Farm Service Agency

Position 3

PREFERRED LENDER APPLICATION FOR GUARANTEE

INSTRUCTIONS TO LENDER: LOAN APPLICANT WILL COMPLETE PARTS A, B AND G. LENDER WILL COMPLETE PARTS C THROUGH F.

PART A - APPLICANT INFORMATION

1. APPLICANT'S NAME		2. CO-APPLICANT'S NAME	
3. APPLICANT'S TELEPHONE NUMBER	4. APPLICANT'S ADDRESS		5. APPLICANT'S 9 DIGIT SSN OR TAX ID NO.
6. APPLICANT'S BIRTH DATE	7. CO-APPLICANT'S BIRTH DATE	8. CO-APPLICANT'S 9 DIGIT SSN	9. TOTAL NUMBER OF HOUSEHOLD MEMBERS
10. TYPE OF OPERATION: <input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> TRUST <input type="checkbox"/> JOINT OPERATION <input type="checkbox"/> CORPORATION <input type="checkbox"/> COOPERATIVE <input type="checkbox"/> L.L.C <input type="checkbox"/> OTHER (Explain) _____			11. ACRES OWNED
			12. ACRES RENTED
13. MARITAL STATUS: <input type="checkbox"/> MARRIED <input type="checkbox"/> SEPARATED <input type="checkbox"/> UNMARRIED (INCLUDING SINGLE, DIVORCED, AND WIDOWED)			
			YES NO
14. Have you or any member of the entity obtained a direct or guaranteed loan from USDA?			
15. If "YES" to Item 14, was the loan paid in full? If not paid in full, please explain:			
16. Have you or any member of the entity ever been in receivership, been discharged in bankruptcy, or filed a petition for bankruptcy?			
17. If "YES" to Item 16, provide details:			
18. Are you or any member of the entity delinquent on any debt to the United States Government?			
19. Are you (or members holding a majority interest if an entity applicant) a United States citizen?			
20. If "NO," to Item 19, are you a non-citizen national, or a qualified alien? (Please provide documentation)			
21. Are you a veteran? If "YES", indicate Branch and dates of service:			
22. Are you an employee, related to an employee, or an associate of an employee of the Lender or Farm Service Agency?			
23. Are you farming? If "YES", number of years experience:			
24. If "NO" to Item 23, but you have operated a farm in the past, list dates:			

PART B - LOAN APPLICANT CERTIFICATIONS

RIGHT TO FINANCIAL PRIVACY ACT OF 1978

FSA has a right of access to financial records held by financial institutions in connection with providing assistance to you, as well as collecting on loans made to you or guaranteed by the government. Financial records involving your transaction will be available to FSA without further notice or authorization but will not be disclosed or released by this institution to another government Agency or Department without your consent except as required by law.

THE FEDERAL EQUAL CREDIT OPPORTUNITY ACT prohibits creditors from discriminating against applicants on the basis of race, color, religion, sex, national origin, marital status, or age (provided the applicant has the capacity to enter into a binding contract), because all or a part of the applicant's income derives from any public assistance program, or because the applicant has in good faith exercised any right under the Consumer Credit Protection Act.

RESTRICTIONS AND DISCLOSURE OF LOBBYING ACTIVITIES

- The loan applicant certifies that: if any funds, by or on behalf of the loan applicant, have been or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant or Federal loan, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, or loan, the loan applicant shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.
- The loan applicant shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including contracts, subcontracts, and subgrants, under grants and loans) and that all subrecipients shall certify and disclose accordingly.
- This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this statement is a prerequisite for making or entering into this transaction and is imposed by 31 U.S.C. 1352. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

ABUSE OF CONTROLLED SUBSTANCES

The loan applicant certifies that he or she as an individual, or any member of an entity applicant, has not been convicted under Federal or State law of planting, cultivating, growing, producing, harvesting, or storing a controlled substance within the last 5 crop years in accordance with 21 U.S.C. 889. The loan applicant also certifies that he/she as an individual, or any member of an entity applicant is not ineligible for Federal benefits based on a conviction for the distribution of controlled or any offense involving the possession of a controlled substance under 21 U.S.C. 862.

TEST FOR CREDIT

The individual or authorized party certifies that the needed credit, without a loan guarantee, cannot be obtained by the individual applicant, or in the case of an entity, the needed credit cannot be obtained considering all assets owned by the entity and all of the individual members.

FEDERAL DEBT

The loan applicant certifies and acknowledges that any amounts paid by FSA on account of the liabilities of the guaranteed loan borrower will constitute a Federal debt owing to FSA by the guaranteed loan borrower. In such case, FSA may use all remedies available to it, including offset under the Debt Collection Improvement Act, to collect the debt from the borrower. The Agency's right to collect is independent of the lender's right to collect under the guaranteed note and will not be affected by any release by the lender of my (our) obligation to repay the loan. Any Agency collection under this paragraph will not be shared with the lender.

ACKNOWLEDGMENT

I certify that I accept and comply with the conditions stated herein. I certify that the statements made by me in this application are true, complete, and correct to the best of my knowledge and belief and are made in good faith to obtain a loan. I understand that the 14-day prompt approval period will not begin until a complete application has been filed. (Warning: section 1001 of title 18, United States Code provides for criminal penalties to those who provide false statements on loan applications. If any information on this application is found to be false or incomplete, such finding may be grounds for denial of the requested credit and for civil and criminal prosecution.)

25A. APPLICANT'S SIGNATURE	25B. DATE	26A. CO-APPLICANT'S SIGNATURE	26B. DATE
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PART C - TYPE OF ASSISTANCE REQUESTED

27. PURPOSE(S) OF LOAN		
28. INTEREST RATE _____ % <input type="checkbox"/> Fixed <input type="checkbox"/> Variable	29. INTEREST ASSISTANCE REQUESTED <input type="checkbox"/> YES <input type="checkbox"/> NO	30. REPAYMENT PERIOD (Years)
31. LOAN TYPE <input type="checkbox"/> FO <input type="checkbox"/> OL <input type="checkbox"/> OL/LOC	32. LOAN AMOUNT OR LOC CEILING \$	

PART D - PROPOSED SECURITY

A. Item Description	B. Lien Position	C. Estimated Value	D. Amount of Prior Lien	E. Collateral Value
33.		\$	\$	\$
34.		\$	\$	\$
35.		\$	\$	\$
36.		\$	\$	\$
TOTALS:		\$	\$	\$

PART E - ENVIRONMENTAL INFORMATION

Based on a site visit to the loan applicant's operation and discussion of the operating plan, answer the following. (If "YES" please explain and attach to this form):		YES	NO
37. Floodplains: If the loan will be secured by real estate, does the property contain any existing structure (i.e., farm dwellings or service buildings) or does the proposal involve development (i.e., construction, channeling, or other alteration) located within the 100-year floodplain as defined by FEMA floodplain maps, NRCS soil surveys, or other documentation?			
38. State Water Quality Standards: Did the investigation indicate the operation may violate State Water Quality Standards?			
39. Historical and Archaeological Sites: Does the property contain structures over 50 years old, structures with significant architectural features, or does the property have any historical significance which may make it eligible for the National Register of Historic Places?			
40. Wetlands and Highly Erodible Land: Will loan funds be used for any purpose that may contribute to the erosion of Highly Erodible Land or the Conversion of Wetlands; OR will loan funds be used to drain, dredge, fill, or otherwise manipulate any land or reduce the flow, circulation, or reach of water?			
41. Hazardous Substances: If the loan will be secured by real estate, did the "due diligence" investigation in respect to underground storage tanks and contamination from hazardous substances indicate contamination?			

PART F - LENDER INFORMATION AND CERTIFICATION

I certify that all requirements of 7 C.F.R. Part 762 and FSA-2201 have been or will be met. This loan has been processed as in the lender's application to obtain preferred lender program (PLP) status and supporting documentation for this application is on file.

42. LENDING INSTITUTION NAME AND ADDRESS	43A. NAME OF LENDER'S REPRESENTATIVE	43B. TITLE OF LENDER'S REPRESENTATIVE
	44A. AUTHORIZED LENDER REPRESENTATIVE'S SIGNATURE	44B. DATE
Telephone No.:		

PART G - VOLUNTARY INFORMATION FOR MONITORING PURPOSES

Ethnicity, race, and gender information is requested in order to monitor FSA's compliance with Federal laws prohibiting discrimination against loan applicants and to determine if you qualify for targeted funds. You are not required to furnish this information, but are encouraged to do so. Failure to complete this information may result in you not receiving access to targeted funds for which you may be eligible. Entity applicants should base their answers on the ethnicity, race, and gender of the owners of a majority interest in the entity.

45. ETHNICITY <input type="checkbox"/> Hispanic or Latino <input type="checkbox"/> Not Hispanic or Latino	46. RACE (Choose as many boxes as applicable) <input type="checkbox"/> American Indian or Alaska Native <input type="checkbox"/> Native Hawaiian or Other Pacific Islander <input type="checkbox"/> Asian <input type="checkbox"/> White <input type="checkbox"/> Black or African American	47. GENDER <input type="checkbox"/> Male <input type="checkbox"/> Female
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PART H - FSA USE ONLY

48A. DATE RECEIVED	48B. DATE COMPLETED
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REQUIRED PRIVACY ACT AND PUBLIC BURDEN STATEMENT

The following statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a): The Farm Service Agency (FSA) is authorized by the Consolidated Farm and Rural Development Act, (7 U.S.C. 1921 et seq.), and the regulations promulgated thereunder, to solicit the information requested on its application forms. The information requested is necessary for FSA to determine eligibility for credit or other financial assistance, service your loan, and conduct statistical analyses. Supplied information may be furnished to other Department of Agriculture agencies, the Department of the Treasury, the Department of Justice or other law enforcement agencies, the Department of Defense, the Department of Housing and Urban Development, the Department of Labor, the United States Postal Service, or other Federal, State, or local agencies as required or permitted by law. In addition, information may be referred to interested parties under the Freedom of Information Act (FOIA), to financial consultants, advisors, lending institutions, packagers, agents, and private or commercial credit sources, to collection or servicing contractors, to credit reporting agencies, to private attorneys under contract with FSA or the Department of Justice, to business firms in the trade area that buy chattel or crops or sell them for commission, to Members of Congress or Congressional staff members, or to courts or adjudicative bodies. Disclosure of the information requested is voluntary. Failure to disclose certain items of information requested, including your Social Security Number or Federal Tax Identification Number, may result in a delay in the processing of an application or its rejection.

The Paperwork Reduction Act of 1995, provides that an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0560-0155. The time required to complete this information collection is estimated to average 60 minutes per response for the lender and 15 minutes per response for the applicant, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. **RETURN THIS COMPLETED FORM TO YOUR LOCAL FSA OFFICE.**

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of discrimination, write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.