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FSA-2318

(XX-XX-XX)

U.S. DEPARTMENT OF AGRICULTURE

Farm Service Agency

Position 1

AGREEMENT FOR DISPOSITION OF JOINTLY-OWNED PROPERTY**PART A – JOINTLY OWNED PROPERTY**

1. The undersigned owners, now own or will obtain legal title to undivided interest in the following property:

PART B - AGREEMENT

1. This agreement is made in consideration of loans made by the United States of America, acting through the U.S. Department of Agriculture, Farm Service Agency (called the "Government") to one or more of the undersigned owners with which to purchase or refinance indebtedness against interests in said property, and in consideration of the other mutual agreements herein contained. This agreement shall be binding on all of the undersigned owners, their heirs, administrators, executors, successors, and assigns.

The undersigned owners, therefore, each agree:

2. Not to sell or transfer their interests in said property without the prior written consent of all other owners and that any such sale or transfer shall be made expressly subject to the provisions of this agreement.
3. If any or all of the owners desire to dispose of their interests in said property, or if it appears that forced disposition is likely, actions for disposition will be taken in the following priority order:
 - (a) Any or all of the other owners shall have the option to purchase such interests for not more than market value as determined by the Government.
 - (b) If such option is not exercised within 30 days after written consent is obtained, the owners may sell or transfer their interests to other parties. If the interests being sold are under lien to the Government, such interests will not be sold under this agreement for less than market value as determined by the Government.
 - (c) In the event a satisfactory solution cannot be worked out in accordance with the above, the Government may take possession of, sell, convey title to, and deliver possession of such interests to the purchaser. Such sale may be made in a manner determined by the Government to be most advantageous to all interested parties. The sale proceeds, less sales costs, shall be distributed to the owners in proportion to their interests in the property or to their respective lienholders. The authority conferred on the Government is irrevocable as long as such liens of the Government remain in effect and for a period of 30 days thereafter.

PART C – OWNER’S INFORMATION (TO BE COMPLETED BY OWNERS OF THE JOINTLY OWNED PROPERTY).

On (1) _____, the owners have executed this agreement and listed their undivided interests in said property and the names of their respective lienholders.

(2) Owner Name	(3) Owner Signature	(4) Undivided Interest (%)	(5) Lienholder Name	(6) Lienholder Telephone Number

PART D – LIENHOLDER CONSENT (TO BE COMPLETED BY LIENHOLDER IMMEDIATELY PRIOR TO SALE)

The undersigned, holding liens on all or part of the property described in the foregoing agreement, do hereby agree that the ownership interests of (1)

_____ may be sold by the Government as provided in this agreement.

(2) Lienholder Name	(3) Lienholder Signature	(4) Date

Privacy Act Statement: The following statement is made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a - as amended). The authority for requesting the information identified on this form is the Consolidated Farm and Rural Development Act, as amended (7 U.S.C. 1921 *et. seq.*). The information will be used to determine applicant/borrower ability to participate in and receive benefits under an FSA Loan Program. The information collected on this form may be disclosed to other Federal, State, and local government agencies, Tribal agencies, and nongovernmental entities that have been authorized access to the information by statute or regulation and/or as described in the applicable Routine Uses identified in the System of Records Notice for USDA/FSA-14, Applicant/Borrower. Providing the requested information is voluntary. However, failure to furnish the requested information may result in a determination that the applicant/borrower is unable to participate in and receive benefits under an FSA Loan Program.

Public Burden Statement (Paperwork Reduction Act): According to the Paperwork Reduction Act of 1995, 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 0560-0237. The time required to complete this information collection is estimated to average 10 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden by emailing to: askusda@usda.gov. **RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.**

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