

AMENDMENT #3 TO THE AGREEMENT
BETWEEN THE U.S. DEPARTMENT OF AGRICULTURE,
THE COMMODITY CREDIT CORPORATION
AND
THE STATE OF DELAWARE
FOR IMPLEMENTATION OF
THE CONSERVATION RESERVE ENHANCEMENT PROGRAM

I. PURPOSE

The purpose of this amendment to the Conservation Reserve Enhancement Program (CREP) Memorandum of Agreement (Agreement) signed on December 18, 2002, between the U.S. Department of Agriculture, the Commodity Credit Corporation, and the State of Delaware, is to provide for increasing the maximum annual rental payment to \$165 for practices CP4D, CP9, and CP21, and to \$225 for practices CP3A, CP22, CP23 and CP23A.

V. FEDERAL COMMITMENTS

V. FEDERAL COMMITMENTS, paragraphs D(1) and D(2) are amended to increase the total annual contract rental rate, to read:

- D. (1) for land to be established to practices CP22, Riparian Buffers, CP3A, Hardwood Tree Planting, CP23, Wetland Restoration and CP23A, Wetland Restoration Non-Flood Plain: 95 percent, provided that the total

annual contract rental rate, inclusive of all incentives except the annual maintenance payment, shall not exceed \$225 per acre. Should the base annual rental rate, plus the full 130% of the special federal/State incentive payments exceed \$225 per acre, then the federal incentive shall be 73 percent of the difference between \$225 less the base annual rental rate, and the State incentive payment shall be 27 percent of the difference.

- D. (2) for land established to practices CP9, Shallow Water Areas for Wildlife, CP21, Grassed Filter Strips. and CP4D, Permanent Wildlife Habitat: 32 percent, provided that the total annual contract rental rate, inclusive of all incentives except the annual maintenance payment, shall not exceed \$165 per acre. Should the base annual rental rate, plus the full 50 percent of the special federal/State incentive payments exceed \$165 per acre, then the federal incentive shall be 64 percent of the difference between \$165 less the base annual rental rate, and the State incentive payment shall be 36 percent of the difference.

VI. STATE COMMITMENTS

VI. STATE COMMITMENTS paragraphs B(2)(a) and B(2)(b) are amended to increase the total annual contract rental rate, to read:

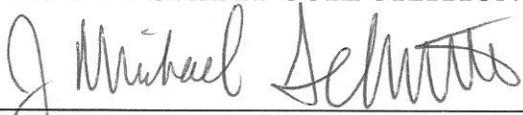
- B. (2) (a) for land to be established to practices CP22, Riparian Buffers, CP3A, Hardwood Tree Planting, CP23, Wetland Restoration and CP23A, Wetland Restoration Non-Flood Plain: 95 percent, provided that the total annual contract rental rate, inclusive of all incentives except the annual maintenance payment, shall not exceed \$225 per acre. Should the base annual rental rate, plus the full 130% of the special federal/State incentive payments exceed \$225 per acre, then the federal incentive shall be 73 percent of the difference between \$225 less the base annual rental rate, and the State incentive payment shall be 27 percent of the difference.

(b) for land established to practices CP9, Shallow Water Areas for Wildlife, CP21, Grassed Filter Strips and CP4D, Permanent Wildlife Habitat: 32 percent, provided that the total annual contract rental rate, inclusive of all incentives except the annual maintenance payment, shall not exceed \$165 per acre. Should the base annual rental rate, plus the full

50 percent of the special federal/State incentive payments exceed \$165 per acre, then the federal incentive shall be 64 percent of the difference between \$165 less the base annual rental rate, and the State incentive payment shall be 36 percent of the difference.

IT IS SO AGREED:

**FOR THE UNITED STATES DEPARTMENT OF AGRICULTURE AND THE
COMMODITY CREDIT CORPORATION**

BY: 

J. Michael Schmidt
Deputy Administrator for Farm Programs
U.S. Department of Agriculture
Chairman of the Board
Commodity Credit Corporation

DATE: 7/7/14

FOR THE STATE OF DELAWARE

BY: 

Collin O'Mara
Secretary of the Delaware Department of Natural
Resources and Environmental Control

DATE: 6/4/14