

sell, would accept for the property, and which a purchaser, willing but not obligated to buy, would pay for the property if the property was not subject to any restriction imposed under this subtitle.

(c) .The agricultural value of land is the price as of the valuation date which a vendor, willing but not obligated to sell, would accept for the property, and which a purchaser, willing but not obligated to buy, would pay for the property as a farm unit, to be used for agricultural purposes.

(d) (1) (i) The value of the easement is determined at the time the Foundation is requested in writing to purchase the easement.

(ii) The fair market value shall be determined by the Department of General Services based on one or more appraisals by the State appraisers, and appraisals, if any, of the landowner.

(iii) The entire contiguous acreage shall be included in the determination of the value of the easement, less 1 acre per single dwelling; however, except as provided in § 2-513(b)(2) of this subtitle, the entire contiguous acreage, including the 1 acre per single dwelling, is subject to the easement restrictions.

(2) (i) Subject to subparagraph (ii) of this paragraph, the agricultural value of land shall be determined by a formula approved by the Department that measures the farm productivity of the land on which the applicant has applied to sell an easement by taking into consideration weighted factors that may include rents, location, soil types, development pressure, interest rates, and potential agricultural use.

(ii) The agricultural value determined under subparagraph (i) of this paragraph is subject to the approval of the Department.

~~(E) (1) THIS SUBSECTION APPLIES TO LAND THAT:
(I) HAS NO RESIDENTIAL DEVELOPMENT VALUE AS DETERMINED BY THE DEPARTMENT OF GENERAL SERVICES;
(II) IS AT LEAST 100 ACRES IN SIZE; AND
(III) HAS AT LEAST 75% CLASS I OR II SOILS, OR WOODLAND EQUIVALENTS, AS ESTABLISHED BY THE LAND CAPABILITY CLASSIFICATION SYSTEM OF THE NATURAL RESOURCES CONSERVATION SERVICE OF THE U.S. DEPARTMENT OF AGRICULTURE.~~

~~(2) FOR LAND THAT MEETS THE REQUIREMENTS UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE DEPARTMENT OF GENERAL SERVICES MAY DETERMINE THE FAIR MARKET VALUE OF THE LAND.~~

~~[(e)] (F) (1) [(If)] EXCEPT FOR LAND VALUED IN ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION, IF the landowner and Foundation do not agree on the value of the easement as determined by the State, either the landowner or the Foundation may request, no later than September 30 of the year following the~~