

~~The resulting rank shall be the sole criterion for establishing the priority for discounted applications that include proportions of 1.0 or lower.~~

~~(ii) All additional applications which include proportions greater than 1.0 shall be assigned a numerical value that, in regard to the land for which the easement is offered, reflects:~~

- ~~1. The relative productive capacity of the land;~~
- ~~2. The extent to which the easement acquisition will contribute to the continued availability of agricultural suppliers and markets for agricultural goods; and~~
- ~~3. The priority recommendations of the local governing bodies.~~

~~2-511.~~

~~(a) (1) THE VALUE CAP OF ANY EASEMENT TO BE PURCHASED SHALL BE THE PRODUCT OF THE FAIR MARKET VALUE OF THE LAND AND A PERCENTAGE LIMIT ESTABLISHED BY THE FOUNDATION FOR THE FISCAL YEAR IN WHICH THE EASEMENT IS TO BE PURCHASED.~~

~~(2) (I) A PERCENTAGE LIMIT ESTABLISHED BY THE FOUNDATION SHALL BE ADEQUATE TO ENCOURAGE CONTINUED LANDOWNER INTEREST IN SELLING EASEMENTS TO THE FOUNDATION WHILE AVOIDING EXCESSIVE EASEMENT PURCHASE COST TO THE STATE.~~

~~(II) THE FOUNDATION SHALL SET A LOWER PERCENTAGE LIMIT FOR A COUNTY THAN FOR THE REST OF THE STATE AT THE COUNTY'S REQUEST.~~

~~(III) THE FOUNDATION SHALL SET A HIGHER PERCENTAGE LIMIT FOR A COUNTY THAN FOR THE REST OF THE STATE IF THE COUNTY:~~

- ~~1. REQUESTS A HIGHER LIMIT; AND~~
- ~~2. PAYS ANY INCREASED COST OF EASEMENTS.~~

~~(B) The maximum value of any easement to be purchased shall be THE LOWER OF the asking price [or the difference between the fair market value of the land and the agricultural value of the land, whichever is lower] AND THE VALUE CAP, CALCULATED AS PROVIDED IN SUBSECTION (A) OF THIS SECTION.~~

~~[(b)] (C) The fair market value of the land is the price as of the valuation date for the highest and best use of the property 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 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.]~~