

Article - Real Property  
Section 10-705  
Annotated Code of Maryland  
(2003 Replacement Volume and 2006 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article - Real Property**

**10-705.**

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "CONSERVATION EASEMENT" MEANS AN EASEMENT, COVENANT, RESTRICTION, OR CONDITION ON REAL PROPERTY, INCLUDING AN AMENDMENT TO AN EASEMENT, COVENANT, RESTRICTION, OR CONDITION AS PROVIDED FOR IN § 2-118 OF THIS ARTICLE AND OWNED BY:

- (I) THE MARYLAND ENVIRONMENTAL TRUST;
- (II) THE MARYLAND HISTORICAL TRUST;
- (III) THE MARYLAND AGRICULTURAL LAND PRESERVATION FOUNDATION;
- (IV) THE MARYLAND DEPARTMENT OF NATURAL RESOURCES; OR
- (V) A LAND TRUST.

(3) "LAND TRUST" MEANS AN ORGANIZATION THAT:

(I) IS A QUALIFIED ORGANIZATION UNDER § 170(H)(3) OF THE INTERNAL REVENUE CODE AND REGULATIONS ADOPTED UNDER THAT SECTION; AND

(II) HAS EXECUTED A COOPERATIVE AGREEMENT WITH THE MARYLAND ENVIRONMENTAL TRUST.

(B) (1) ~~A CONTRACT FOR THIS SECTION APPLIES TO THE SALE OF PROPERTY ENCUMBERED BY A CONSERVATION EASEMENT IS NOT ENFORCEABLE BY THE SELLER UNLESS.~~