

MINUTES OF THE SENATE COMMITTEE ON AGRICULTURE & SMALL BUSINE

Held in Room 423-S, at the Statehouse at 10:00 a.m. a. m./p. m.,
on TUESDAY, FEBRUARY 3, 1981, 19 .

All members were present except: Sen. Ross Doyen (Excused)
 Sen. Don Montgomery (Excused)
 Sen. Joe Warren (Excused)

The next meeting of the Committee will be held at 10:00 a.m. a. m./p. m.,
on WEDNESDAY, FEBRUARY 4, 1981, 19 .

These minutes of the meeting held on TUESDAY, FEBRUARY 3, 1981, 19 were
considered, corrected and approved.



Chairman

The conferees appearing before the Committee were:

Keith Meyer, KU Professor, Agriculture law classes
Jon Jossierand, Secretary of State's office

Senator Kerr called the meeting to order. Senator Thiessen moved, Senator Kerr seconded, that the minutes of the Thursday, January 29, 1981, meeting be approved as written. Motion carried.

Senator Kerr gave a quick rundown of future committee meetings --Senate Bill 31 will be heard Wednesday, February 4, and Thursday, February 5; Tuesday, February 10, 1981, the committee will have a telephone hookup conversation with Dr. Neil Harl, Professor of Economics, Iowa State University, concerning Iowa's corporate farm law.

Raney Gilliland, of the Research Department, distributed two memoranda dated January 29, 1981 and February 2, 1981. One pertained to a Review of Corporate Farming by three interim committees which took place in 1972, 1975 and 1978. The other was an outline of Iowa's corporate farm law. (Copies of these are attached to the original minutes.)

Mr. Meyer continued his explanation of the summary which he distributed at the January 21, 1981, committee meeting. (See Attachment D to those minutes.) He felt the Iowa law was patterned somewhat after the Minnesota law but the Minnesota law is more stringent and restrictive. He recommended that should this committee draw up a bill, it should be as simple as possible with the least amount of enforcement problems as necessary. Upon inquiry by Senator Norvell as to other states who have corporate farming laws, Mr. Meyer stated Oklahoma has one and that the Research Department could determine other states who have such a law. Iowa and Minnesota also have separate laws regarding alien ownership of farmlands.

Jon Jossierand of the Secretary of State's office distributed copies of the Iowa farmland questionnaire with attachments which he had just received. (See attachments to original minutes.)

Meeting adjourned.

MEMORANDUM

February 2, 1981

TO: Senate Committee on Agriculture and Small Business
FROM: Kansas Legislative Research Department
RE: Review of Corporate Farming

Since 1970, three interim committees have studied the issue of corporate farming. These took place in 1972, 1975, and 1978.

Below are summaries of each of those committees discussions and recommendations.

1972 Interim Committee

Problems identified by the committee:

1. Restriction of 5,000 acres not realistic.
2. Restriction of ten stockholders becomes a problem in the second or third generation.
3. Restriction against owning stock in another agricultural or horticultural corporation:
 - a. marriage of individuals each owning stock in an agricultural or horticultural corporation; and
 - b. need to be involved in more than one type of agricultural operation.
4. Enforcement of corporate farming statute.
5. Farming operations such as beef and soybean production not covered under present statute.
6. Questioned the need to make a special provision for corporations operating on land reclaimed from strip mines.

Conclusions

1. Need for some distinction between a family farm corporation and a nonfamily farm corporation.

2. Lack of information on the extent and scope of corporate farming in Kansas.

Recommendation

1. Amend reporting requirements — 1973 H.B. 1013 — Chapter 99 —1973 Session Laws.

Specifically, the bill required domestic corporations organized for profit, corporations organized not for profit and foreign corporations organized for profit (incorporated in another state), which own or lease any land within this state which is used or usable for farming or agricultural or horticultural purposes to show the following additional information on the report:

1. The acreage and location listed by section, range township and county of each lot, tract or parcel of land in this state owned or leased by the corporation and used or usable for farming or agricultural or horticultural purposes.
2. The purposes for which such land is owned or leased.
3. The value of the nonagricultural assets and the agricultural assets, stated separately, owned and controlled by the corporation both within and without the state of Kansas and where situated.
4. The total number of stockholders of the corporation.

1975 Interim Committee

Problems identified by the committee:

1. Ambiguities in the present form of reporting by agricultural corporations.
2. Enforcement of present laws and penalties for violation.

Conclusions

1. Need to place restrictions on the ownership of agricultural land regardless of the agricultural use.
2. Need to amend reporting requirements to gain more accurate reporting.
3. Need to address the problem of owning stock in another agricultural corporation by one's spouse.
4. Need to give direction to the Secretary of State and Attorney General for apparent violations.

Recommendation

1. Recommend H.B. 2664 to the 1976 Legislature — Died in Committee.

1978 Interim Committee

Problems identified by the committee:

1. Lack of adequate reporting statute.
2. Other legal methods of farmland control-limited partnerships.
3. Recognized that current corporate farming statutes may need revision. However, the committee felt it lacked the statistical data to support the need for revisions.

Recommendations

1. Recommend H.B. 2013 to the 1979 Legislature. H.B. 2013 intends to strengthen the current corporate reporting law by requiring all corporations, limited partnerships, and nonresident aliens or any of the foregoing identified as beneficiary owning or leasing agricultural land to file an annual report with the Secretary of State's Office.

The bill died by Committee Report on January 25, 1980.

RLG

MEMORANDUM

January 29, 1981

TO: Senate Committee on Agriculture and Small Business
FROM: Kansas Legislative Research Department
RE: Iowa Corporate Farming Law

Iowa enacted legislation in 1975 which limited the acquisition of agricultural land by corporations.

At the present time, the Iowa statute prohibits corporations from either directly or indirectly acquiring, otherwise obtaining, or leasing any agricultural land. In Iowa "family farm corporations" and "authorized farm corporations" are permitted to acquire, obtain, and lease agricultural land.

"Family farm corporation" means a corporation:

1. founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of the stockholders are persons related to each other as spouse, parent, grandparent, lineal ascendants of grandparents or their spouses and other lineal descendants of the grandparents or their spouses, or persons acting in a fiduciary capacity for persons so related;
2. all of its stockholders are natural persons or persons acting in a fiduciary capacity for the benefit of natural persons; and
3. sixty percent of the gross revenues of the corporation over the last consecutive three-year period comes from farming.

"Authorized farm corporation" means a corporation other than a family farm corporation founded for the purpose of farming and the ownership of agricultural land in which:

1. the stockholders do not exceed 25 in number; and
2. the stockholders are all natural persons or persons acting in a fiduciary capacity for the benefit of natural persons or nonprofit corporations.

The Iowa statute does provide several exemptions to the prohibition against other corporations acquiring agricultural land.

These exemptions include:

1. a bona fide encumbrance taken for purposes of security;
2. agricultural land acquired by a corporation for research or experimental purposes;

3. agricultural land, including leasehold interests, acquired by a nonprofit corporation;
4. agricultural land acquired by a corporation for immediate use in nonfarming purposes;
5. agricultural land acquired by a corporation by process of law in the collection of debts, or pursuant to a contract for deed;
6. a municipal corporation; and
7. agricultural land which is acquired by a trust company or bank in a fiduciary capacity or as trustee for a family trust, authorized trust or testamentary trust or for nonprofit corporations.

Penalties for violation of the prohibitions include:

1. injunction;
2. fines up to \$50,000; and
3. divestiture.

RLG

§ 172C.1 AGRICULTURE—ANIMAL INDUSTRY

CORPORATE O

CHAPTER 172C. CORPORATE OR PARTNERSHIP FARMING [NEW]

| | | | |
|--------|--|---------|---|
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| 172C.2 | Prohibited operations. | 172C.9 | Report by processors. |
| 172C.3 | Penalties for prohibited operation—injunctive relief. | 172C.10 | Signing reports. |
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| 172C.7 | Reports by fiduciaries. | 172C.14 | Duties of secretary of state—legislative use. |
| | Iowa Administrative Code | 172C.15 | Additional information. |
| | Forms of annual agricultural Reports, Secretary of State, 750-121(66 GA. HF215) et seq. I.A.C. | | |

172C.1 Definitions

For the purposes of this chapter:

1. "Corporation" means a domestic or foreign corporation and includes a nonprofit corporation and cooperatives.
2. "Limited partnership" means a partnership as defined in chapter 545 which owns or leases agricultural land or is engaged in farming.
3. "Processor" means a person, firm, corporation, or limited partnership, which alone or in conjunction with others, directly or indirectly controls the manufacturing, processing or preparation for sale of beef or pork products having a total annual wholesale value of ten million dollars or more. Any person, firm, corporation or limited partner with a ten percent or greater interest in another person, firm, corporation, or limited partnership involved in the manufacturing, processing or preparation for sale of beef or pork products having a total annual wholesale value of ten million dollars or more shall also be considered a processor.
4. "Feedlot" means a lot, yard, corral, or other area in which hogs or cattle fed for slaughter are confined. The term includes areas which are used for the raising of crops or other vegetation and upon which hogs or cattle fed for slaughter are allowed to graze or feed.
5. "Agricultural land" means land suitable for use in farming.
6. "Farming" means the cultivation of land for the production of agricultural crops, the raising of poultry, the production of eggs, the production of milk, the production of fruit or other horticultural crops, grazing or the production of livestock. Farming shall not include the production of timber, forest products, nursery products, or sod, and farming shall not include a contract where a processor or distributor of farm products or supplies provides spraying, harvesting or other farm services.
7. "Fiduciary capacity" means an undertaking to act as executor, administrator, personal representative, guardian, conservator or receiver.
8. "Family farm corporation" means a corporation:
 - a. Founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of the stockholders are persons related to each other as spouse, parent, grandparent, lineal ascendants of grandparents or their spouses and other lineal descendants of the grandparents or their spouses, or persons acting in a fiduciary capacity for persons so related;
 - b. All of its stockholders are natural persons or persons acting in a fiduciary capacity for the benefit of natural persons; and
 - c. Sixty percent of the gross revenues of the corporation over the last consecutive three-year period comes from farming.
9. "Authorized farm corporation" means a corporation other than a family farm corporation founded for the purpose of farming and the ownership of agricultural land in which:
 - a. The stockholders do not exceed twenty-five in number; and

b. The stockholders have a fiduciary capacity for the

10. "Trust" means a person acting in a fiduciary capacity for the benefit of another person, a legal entity holding property and in any similar capacity.

11. "Family trust" means a trust in which a majority of the beneficiaries are the parent, lineal descendant or grandchild of the grantor.

b. In which all the beneficiaries are as a trustee or in a similar capacity, or persons acting in a similar capacity.

12. "Authorized trust" means a trust in which:

- a. The beneficiaries are the parent, lineal descendant or grandchild of the grantor.
- b. The beneficiaries are the parent, lineal descendant or grandchild of the grantor.
- c. Its income is not derived from the sale of real property in the United States or the sale of securities.

13. "Testamentary trust" means a trust created by will.

14. "Nonprofit corporation" means a corporation organized under the laws of this state for a purpose other than the production of income for the private inurement of any individual.

15. "Actively engaged shareholder and an officer" means a shareholder or officer who:

- a. Inspects the production of the value of the tool or
- b. Regularly and frequently participates in the management decisions of the farm operation;
- c. Performs physical labor in the stock production.

16. "Nonresident alien individual" means an individual who is not a citizen or resident of the United States.

17. The term "beneficiary" means a person, a legal entity holding property and in any similar capacity, or persons acting in a similar capacity.

18. "Nonresident alien individual" means an individual who is not a citizen or resident of the United States.

CORPORATE OR PARTNERSHIP FARMING § 172C.1

b. The stockholders are all natural persons or persons acting in a fiduciary capacity for the benefit of natural persons or nonprofit corporations.

10. "Trust" means a fiduciary relationship with respect to property, subjecting the person by whom the property is held to equitable duties to deal with the property for the benefit of another person, which arises as a result of a manifestation of an intention to create it. Trust does not include a person acting in a fiduciary capacity, as defined in subsection 7. A trust includes a legal entity holding property as trustee, agent, escrow agent, attorney-in-fact, and in any similar capacity.

11. "Family trust" means a trust:

a. In which a majority interest in the trust is held by and the majority of the beneficiaries are persons related to each other as spouse, parent, grandparent, lineal descendants of grandparents or their spouses and other lineal descendants of the grandparents or their spouses, or persons acting in a fiduciary capacity for persons so related; and

b. In which all the beneficiaries are natural persons, who are not acting as a trustee or in a similar capacity for a trust, as defined in subsection 10 of this section, or persons acting in a fiduciary capacity, or nonprofit corporations.

12. "Authorized trust" means a trust other than a family trust in which:

a. The beneficiaries do not exceed twenty-five in number; and

b. The beneficiaries are all natural persons, who are not acting as a trustee or in a similar capacity for a trust as defined in subsection 10 of this section, or persons acting in a fiduciary capacity, or nonprofit corporations; and

c. Its income is not exempt from taxation under the laws of either the United States or the state of Iowa.

13. "Testamentary trust" means a trust created by devising or bequeathing property in trust in a will as such terms are used in the Iowa probate code.

14. "Nonprofit corporation" means:

a. Corporations organized under the provisions of chapter 504 or 504A; or

b. Corporations which qualify under Title 26, section 501, "c" 3 of the United States Code.

15. "Actively engaged in farming" means that a natural person who is a shareholder and an officer, director or employee of the corporation either:

a. Inspects the production activities periodically and furnishes at least half of the value of the tools and pays at least half the direct cost of production; or

b. Regularly and frequently makes or takes an important part in making management decisions substantially contributing to or affecting the success of the farm operation; or

c. Performs physical work which significantly contributes to crop or livestock production.

16. "Nonresident alien" means:

a. An individual who is not a citizen of the United States and who is not domiciled in the United States.

b. A corporation incorporated under the law of any foreign country.

c. A corporation organized in the United States, beneficial ownership of which is held, directly or indirectly, by nonresident alien individuals.

d. A trust organized in the United States or elsewhere if beneficial ownership is held, directly or indirectly, by nonresident alien individuals.

e. A partnership or limited partnership organized in the United States or elsewhere if beneficial ownership is held, directly or indirectly, by nonresident alien individuals.

17. The term "beneficial ownership" includes interests held by a nonresident alien individual directly or indirectly holding or acquiring a ten percent or greater share in the partnership, limited partnership, corporation or trust, or

§ 172C.1 AGRICULTURE—ANIMAL INDUSTRY

directly or indirectly through two or more such entities. In addition, the term beneficial ownership shall include interests held by all nonresident alien individuals if the nonresident alien individuals in the aggregate directly or indirectly hold or acquire twenty-five percent or more of the partnership, limited partnership, corporation or trust.

Acts 1975 (68 G.A.) ch. 133, § 1, eff. Aug. 15, 1975; Acts 1977 (87 G.A.) ch. S2, §§ 1, 2; Acts 1978 (87 G.A.) ch. 1079, § 1.

Title of Act:

An Act prohibiting any processor or limited partnership with certain exceptions from owning, controlling or operating a feedlot in Iowa, providing for divestment of prohibited operations, providing a moratorium on acquisition of agricultural land by certain corporations, requiring reports from corporations, limited partnerships, fiduciaries, nonresident aliens and nonresident alien corporations, and providing penalties.

Acts 1975 (66 G.A.) ch. 133, eff. Aug. 15, 1975.

1977 Amendment: Rewrote subsections 1 and 7 which prior thereto provided:

"1. 'Corporation' means a domestic or foreign corporation as defined in chapters 491, 496A, 497, 498, 499, 504, 504A which owns or leases agricultural land or is engaged in farming.

"7. 'Fiduciary capacity' means an undertaking to act alone or jointly as

trustee, executor, administrator, personal representative, agent, guardian, conservator, receiver, escrow agent, attorney-in-fact, and any other similar capacity." It also added subsecs. 10 to 14.

1978 Amendment. Added new subsections defining "Actively engaged in farming", "Nonresident alien" and "beneficial ownership".

Library References

Corporations ☞ 370 et seq.
C.J.S. Corporations § 241 et seq.

1. In general

Corporations as defined in this section can acquire agricultural lands during the moratorium period established by § 172C.4 for purpose of constructing and operating a research and development farm to improve, research and develop superior genetic seed swine but may not acquire such lands for possible future expansion. Op. Atty. Gen. (Redmond), July 14, 1977.

172C.2 Prohibited operations

In order to preserve free and private enterprise, prevent monopoly, and protect consumers, it is unlawful for any processor of beef or pork or limited partnership in which a processor holds partnership shares as a general partner or partnership shares as a limited partner, to own, control, or operate a feedlot in Iowa in which hogs or cattle are fed for slaughter. However, this section shall not preclude a processor or limited partnership from contracting for the purchase or feeding of hogs or cattle, provided that where the contract sets a date for delivery which is more than twenty days after the making of the contract it shall:

1. Specify a calendar day for delivery of the livestock; or

2. Specify the month for the delivery, and shall allow the farmer to set the week for the delivery within such month and the processor or limited partnership to set the date for delivery within such week. This section shall not prevent processors or educational institutions from carrying on legitimate research, educational, or demonstration activities, nor shall it prevent processors from owning and operating facilities to provide normal care and feeding of animals for a period not to exceed ten days immediately prior to slaughter, or for a longer period in an emergency. Any processor or limited partnership which owns, controls, or operates a feedlot on August 15, 1975 shall have until July 1, 1985 to dispose of the property.

Acts 1975 (68 G.A.) ch. 133, § 2, eff. Aug. 15, 1975.

Library References

Corporations ☞ 370(1).
C.J.S. Corporations § 94L.

172C.3 Penalties for prohibited operation—Injunctive relief

Any processor violating the provisions of section 172C.2 shall, upon conviction, be punished by a fine of not more than fifty thousand dollars. The courts of this state may prevent and restrain violations of this chapter through the issuance of an injunction. The attorney general or a county attorney shall institute suits on behalf of the state to prevent and restrain violations of this Act.

Acts 1975 (68 G.A.) ch. 133, § 3, eff. Aug. 15, 1975.

Library References

Injunction ☞ 89(5).
C.J.S. Injunctions § 123 et seq.

CORPORATE

172C.4 Restriction on

No corporation or farm corporation, farm either directly or indirectly, shall acquire agricultural land in this state which shall not apply to the

1. A bona fide

2. Agricultural land incidental to the research agricultural land acquisition, seeds, animals, or plant material to those purposes

Commercial sales of the corporation which are sales of the primary product of the corporation shall not apply to this subsection shall not apply to

3. Agricultural land corporation organized to acquire and operate agricultural land for experimental, demonstration, or research purposes, or land acquired and operated specifically for research, development, or test purposes

4. Agricultural land use in nonfarming purposes

5. Agricultural land collection of debts, or payment of taxes, or by August 15, 1975, or by contract thereon, whether created

6. A municipal corporation

7. Agricultural land fiduciary capacity or as a trust, or for nonfarming purposes

8. A corporation or partnership which section 312.3 is applicable to

9. Agricultural land long as the corporation holds or lease such agricultural land

10. Agricultural land the trust holding or lease of such agricultural land.

11. Agricultural land purposes.

12. Any corporation or partnership authorized farm corporation which is violating the provisions of this section shall be punished by a fine of not more than fifty thousand dollars.

The courts of this state may prevent and restrain violations of this chapter through the issuance of an injunction. The attorney general or a county attorney shall institute suits on behalf of the state to prevent and restrain violations of this Act.

Acts 1975 (68 G.A.) ch. 133, § 3, eff. Aug. 15, 1975.

(68 G.A.) ch. 1120, § 1; Acts 1978 (87 G.A.) ch. 1079, §§ 2 to 4; Acts 1979 (83 G.A.) ch. 1120, § 1.

This Act is effective from and after the first following its enactment.

CORPORATE OR PARTNERSHIP FARMING § 172C.4

*723 mention
of partnership*

172C.4 Restriction on Increase of holdings

No corporation or trust, other than a family farm corporation, authorized farm corporation, family trust, authorized trust or testamentary trust shall, either directly or indirectly, acquire or otherwise obtain or lease any agricultural land in this state. However, the restrictions provided in this section shall not apply to the following:

1. A bona fide encumbrance taken for purposes of security.
2. Agricultural land acquired by a corporation for research or experimental purposes, if the commercial sales from such agricultural land are incidental to the research or experimental objectives of the corporation, and agricultural land acquired for the purpose of testing, developing or producing seeds, animals, or plants for sale or resale to farmers or for purposes incidental to those purposes.

Commercial sales are incidental to the research or experimental objectives of the corporation when they are less than twenty-five percent of the gross sales of the primary product of the research. The limitation provided in this subsection shall not apply to corporations referred to in subsection 3.

3. Agricultural land, including leasehold interests, acquired by a nonprofit corporation organized under the provisions of chapters 504 and 504A including land acquired and operated by or for a state university for research, experimental, demonstration, foundation seed increase or test purposes and land acquired and operated by or for nonprofit corporations organized specifically for research, experimental, demonstration, foundation seed increase or test purposes in support of or in conjunction with a state university.

4. Agricultural land acquired by a corporation for immediate or potential use in nonfarming purposes.

5. Agricultural land acquired by a corporation by process of law in the collection of debts, or pursuant to a contract for deed executed prior to August 15, 1975, or by any procedure for the enforcement of a lien or claim thereon, whether created by mortgage or otherwise.

6. A municipal corporation.

7. Agricultural land which is acquired by a trust company or bank in a fiduciary capacity or as trustee for a family trust, authorized trust or testamentary trust or for nonprofit corporations.

8. A corporation or its subsidiary organized under chapter 491 and to which section 312.8 is applicable.

9. Agricultural land held or leased by a corporation on July 1, 1975, as long as the corporation holding or leasing the land on this date continues to hold or lease such agricultural land.

10. Agricultural land held or leased by a trust on July 1, 1977, as long as the trust holding or leasing such land on this date continues to hold or lease such agricultural land.

11. Agricultural land acquired by a trust for immediate use in nonfarming purposes.

12. Any corporation or trust, other than a family farm corporation, authorized farm corporation, family trust, authorized trust or testamentary trust, violating the provisions of this section shall upon conviction, be punished by a fine of not more than fifty thousand dollars and shall divest itself of any land acquired in violation of this section within one year after conviction. The courts of this state may prevent and restrain violations of this section through the issuance of an injunction. The attorney general or a county attorney shall institute suits on behalf of the state to prevent and restrain violations of this section.

Acts 1975 (68 G.A.) ch. 133, § 4, eff. Aug. 15, 1975. Amended by Acts 1976 (68 G.A.) ch. 1120, § 1; Acts 1977 (67 G.A.) ch. 82, §§ 3 to 6; Acts 1978 (67 G.A.) ch. 1079, §§ 2 to 4; Acts 1979 (68 G.A.) ch. 47, § 1, eff. Jan. 1, 1980.

Acts 1979 (68 G.A.) ch. 47, § 4, provided: "This Act is effective January first following its enactment." 1976 Amendment: Changed in re-numbered paragraph one "one year" to "three years".

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1977 Amendment: Rewrote unnumbered paragraph 1 which prior thereto read as follows: "For a period of three years from the effective date of this Act no corporation, other than a family farm corporation or an authorized farm corporation shall, either directly or indirectly, acquire or otherwise obtain or lease any additional agricultural land in this state. However, the restrictions provided in this section shall not apply to the following:"; deleted from subsection 3 the words, "organized under the provisions of chapters 504 and 504A"; added new subsections 9 and 10; rewrote subsection 7 which prior thereto provided: "7. Agricultural land which is acquired by a trust company or bank in a fiduciary capacity for the benefit of natural persons or nonprofit corporations."

1978 Amendment. Added a new paragraph to subsection 2 relating to commercial sales; added new subsections 11

and 12; rewrote subsection 3 which prior thereto provided: "Agricultural land acquired by a nonprofit corporation".

1979 Amendment: Deleted the temporary aspect of the restriction on increase of holdings and added various trusts in subsection 12.

Library References

Corporations § 436.
C.J.S. Corporations § 1090.

1. In general

Corporations as defined in § 172C.1 can acquire agricultural lands during the moratorium period established by this section for purpose of constructing and operating a research and development farm to improve, research and develop superior genetic seed swine but may not acquire such lands for possible future expansion. Op. Atty. Gen. (Redmond), July 14, 1977.

172C.5 Reports by corporations

All corporations which own or lease agricultural land in the state of Iowa, or which own or lease any land on which poultry or livestock are confined for feeding or other purposes for ten days or more, or which contract for keeping and feeding poultry or livestock, or which contract for the growing of agricultural crops, fruits or other horticultural products in the state of Iowa, shall file with their annual report, on forms approved pursuant to the provisions of chapter 17A and supplied by the secretary of state, the following information, unless otherwise provided:

1. Declaration of the type of agricultural activity engaged in by the reporting corporation and the name, address and title of the agent or person in charge of the corporation's daily operations.

2. The acreage and location listed by township and county, or legally described urban plat of each lot or parcel of agricultural land in this state owned or leased by the corporation at the end of the preceding fiscal or calendar year.

3. The approximate number and kind of poultry or livestock owned, contracted for, fed or kept by the corporation during the preceding calendar or fiscal year.

4. The approximate number of acres used for each agricultural crop, fruit or other horticultural product grown or contracted for during the preceding calendar or fiscal year.

5. The number of acres owned and operated by the corporation, the number of acres leased by the corporation, and the number of acres leased to the corporation. If a livestock or crop-share lease, the corporation shall disclose the share of the livestock or the crop to which the corporation is entitled under the lease.

6. In the case of a corporation holding agricultural land for immediate or potential use in nonfarming purposes, a statement specifying for what purpose such land is being held.

7. The names and addresses of, and the number of shares of stock by class held by, all shareholders owning ten percent or more of any class of stock of the corporation.

8. The name, address, residence, citizenship of, and number of shares of each class held by any nonresident alien shareholder holding five percent or more of any class of stock of the corporation.

9. Whether the corporation is a family farm corporation as defined in section 172C.1. If a family farm corporation, the number of shares held by persons residing on or actively engaged in farming.

10. Whether the corporation is an authorized farm corporation as defined in section 172C.1. If an authorized farm corporation, the number of shares held by persons residing on or actively engaged in farming.

CORPORATE O

This section shall no highway rights-of-way, smaller than twenty ac

The annual report for used for research, testi expansion of its physical by subsections 1 to 8.

Corporations organiz port required by this sec Acts 1975 (88 G.A.) ch. G.A.) ch. 82 § 7; Acts 19

1977 Amendment: Del numbered paragraph 1, th cept where the corporati a fiduciary capacity" corporations".

1978 Amendment. Requ dress and title in subsect

172C.6 Reporting by li

Each limited partner farming shall file with first of each year on 17A and supplied by t the following:

1. The name of the partnership is to exist.

2. Declaration of the reporting limited partner person in charge of the

3. The acreage and described urban plat, o owned or leased by the or fiscal year.

4. The approximate tracted for, fed or ke calendar or fiscal year.

5. The approximate or other horticultural calendar or fiscal year.

6. The number of the number of acres l acres leased to the li the limited partnership to which the limited

7. The name and member of the limited tively designated and,

8. The amount of o other property contribu

9. The share of the which each limited pa contribution.

10. The amount of other property contrib fiscal or calendar year Acts 1975 (88 G.A.) ch 1079, § 6.

1978 Amendment. Requ dress and title in subsect Iowa Administrative Co Forms of Annual A ports, Secretary of St G.A., HF215) et seq. IAC.

CORPORATE OR PARTNERSHIP FARMING § 172C.6

This section shall not apply to land held for the purpose of railroad or highway rights-of-way, nor shall it apply to lots within city limits which are smaller than twenty acres.

The annual report from any corporation owning agricultural land in Iowa used for research, testing or experimental purposes or held for the potential expansion of its physical facilities shall include only the information required by subsections 1 to 6.

Corporations organized under chapter 504, shall file only the additional report required by this section.

Acts 1975 (66 G.A.) ch. 135, § 5, eff. Aug. 15, 1975; Amended by Acts 1977 (67 G.A.) ch. 82 § 7; Acts 1978 (67 G.A.) ch. 1079, § 5.

1977 Amendment: Deleted from unnumbered paragraph 1. the words, "except where the corporation is acting in a fiduciary capacity" following "All corporations".

1978 Amendment. Required name, address and title in subsection 1.

Iowa Administrative Code
Forms of Annual Agricultural Reports,
Secretary of State, 750-12.1(66 GA.
HF215) et seq. IAC.

Library References
Injunction § 33.
C.J.S. Injunctions § 72.

172C.6 Reporting by limited partnerships

Each limited partnership owning or leasing agricultural land or engaged in farming shall file with the secretary of state on or before March thirty-first of each year on forms approved pursuant to the provisions of chapter 17A and supplied by the secretary of state an annual report setting forth the following:

1. The name of the limited partnership, and the term for which the partnership is to exist.
2. Declaration of the type of agricultural activity engaged in by the reporting limited partnership and the name, address and title of the agent or person in charge of the limited partnership's daily operations.
3. The acreage and location listed by township and county, or legally described urban plat, of each lot or parcel of agricultural land in this state owned or leased by the limited partnership at the end of the preceding calendar or fiscal year.
4. The approximate number and kind of poultry or livestock owned, contracted for, fed or kept by the limited partnership during the preceding calendar or fiscal year.
5. The approximate number of acres used for each agricultural crop, fruit or other horticultural product grown or contracted for during the preceding calendar or fiscal year.
6. The number of acres owned and operated by the limited partnership, the number of acres leased by the limited partnership, and the number of acres leased to the limited partnership. If a livestock or crop-share lease, the limited partnership shall disclose the share of the livestock or the crop to which the limited partnership is entitled under the lease.
7. The name and place of residence and principal occupation of each member of the limited partnership, general and limited partners being respectively designated and, if a nonresident alien partner, his or her citizenship.
8. The amount of cash and a description of and the agreed value of the other property contributed by each limited partner.
9. The share of the profits or the other compensation by way of income which each limited partner shall receive by reason of the limited partner's contribution.
10. The amount of cash and a description of and the agreed value of the other property contributed by each limited partner during the preceding fiscal or calendar year.

Acts 1975 (66 G.A.) ch. 133, § 6, eff. Aug. 15, 1975; Acts 1978 (67 G.A.) ch. 1079, § 8.

1978 Amendment. Required name, address and title in subsection 2.
Iowa Administrative Code
Forms of Annual Agricultural Reports,
Secretary of State, 750-12.1(66
GA. HF215) et seq. IAC.

Library References
Partnership § 351½.
C.J.S. Partnership §§ 450, 463.

§ 172C.7 AGRICULTURE—ANIMAL INDUSTRY

172C.7 Reports by fiduciaries

Every person acting in a fiduciary capacity or as a trustee on behalf of any corporation, limited partnership or nonresident alien, who holds agricultural land in this state outside the corporate limits of any city, shall file with the secretary of state on or before January 31 of each year a report as follows:

1. If acting in a fiduciary capacity or as a trustee for a corporation:
 - a. The name and address of the corporation.
 - b. The name and address of the corporation's registered agent or agents, if any, in this state.

c. The acreage and location of the land owned in such fiduciary or trustee capacity listed by township and county on December 31 of the year reported.

2. If acting in a fiduciary capacity or as a trustee for a limited partnership:

- a. The name and address of the partnership.
- b. The name and place of residence of each member, general and limited partners being respectively designated.

c. The acreage and location of the land owned in such fiduciary or trustee capacity listed by township and county on December 31 of the year reported.

3. If acting in a fiduciary capacity or as a trustee for a nonresident alien:

a. The name, address, residence and citizenship of the nonresident alien.

b. The acreage and location of the land owned in such fiduciary or trustee capacity listed by township and county on December 31 of the year reported.

Acts 1975 (68 G.A.) ch. 133, § 8, eff. Aug. 15, 1975. Amended by Acts 1977 (67 G.A.) ch. 82, §§ 8 to 14; Acts 1979 (68 G.A.) ch. 47, § 2, eff. Jan. 1, 1980.

Acts 1979 (68 G.A.) ch. 47, § 4, provided: "This Act is effective January first following its enactment."

1977 Amendment: Added trustee throughout the section.

1979 Amendment: Deleted "individual" following alien in unnumbered paragraph 1.

Library References

Animals ↪22.

C.J.S. Animals §§ 46 to 50, 56 et seq.

172C.8 Reports by beneficiaries

1. Any corporation identified as a beneficiary in a report filed with the secretary of state pursuant to section 172C.7, subsection 1, shall file with the secretary of state on or before March 31 of each year, on forms supplied by the secretary of state, a report containing the information set forth in section 172C.5, with respect to land owned by a fiduciary or trustee on behalf of the corporation.

2. Any limited partnership identified as a beneficiary in a report filed with the secretary of state pursuant to section 172C.7, subsection 2, shall file with the secretary of state on or before March 31 of each year, on forms supplied by the secretary of state, a report containing the information set forth in section 172C.6, with respect to land owned by a fiduciary or trustee on behalf of the limited partnership.

3. Any nonresident alien identified as a beneficiary in a report filed with the secretary of state pursuant to section 172C.7, subsection 3, shall file with the secretary of state on or before March 31 of each year on forms supplied by the secretary of state, a report containing the information set forth in section 567.9, with respect to land owned by a fiduciary or trustee on behalf of the nonresident alien.

Acts 1975 (68 G.A.) ch. 133, § 9, eff. Aug. 15, 1975. Amended by Acts 1977 (67 G.A.) ch. 82, § 15.

1977 Amendment: Added "or trustee" throughout the section.

Library References

Animals ↪22.

C.J.S. Animals §§ 46 to 50, 56 et seq.

172C.9 Report by processors

Any processor of beef or pork in this state shall file with the secretary of state on or before March 31 of each year, a report setting forth:

1. The number of hogs and the number of cattle owned and fed more than thirty days by the processor in Iowa during the preceding calendar or fiscal year.

CORPORATE OR

2. The total number fed more than thirty days year.

3. The number of hogs the processor during the year.

4. The total number by the processor during the year.
Acts 1975 (68 G.A.) ch. 133.

172C.10 Signing reports

Reports by corporations or authorized representatives by the president or other reports by individuals shall be signed by a representative.
Acts 1975 (68 G.A.) ch. 133.

172C.11 Penalties—reports

Failure to timely file a report shall be a civil penalty not less than \$100.

For purposes of this section, a report shall be filed prior to May first of the year following the year reported.

The secretary of state shall not believe is required to file a report if the report was not filed a timely report.

After thirty days from the date of the report, any person under this chapter who has failed to file a report shall be liable for a civil penalty of not more than one hundred dollars for each report not filed. The total amount assessed if the report is not filed shall be in addition to the civil penalty. The secretary of state shall not assess a civil penalty if the secretary of state has reason to believe that the person assessed is unable to file a report.
Acts 1975 (68 G.A.) ch. 133, § 13; Acts 1977 (67 G.A.) ch. 47, § 3, eff. Jan. 1, 1980.

Acts 1979 (68 G.A.) ch. 47, § 4, provided: "This Act is effective January first following its enactment."

1978 Amendments: Reports which prior thereto provided for a civil penalty for failure to file a required report shall be a civil offense. A person who fails to file a required report shall be liable for a civil penalty of not more than one hundred dollars for each report not filed. The total amount assessed if the report is not filed shall be in addition to the civil penalty. The secretary of state shall not assess a civil penalty if the secretary of state has reason to believe that the person assessed is unable to file a report.

Acts 1975 (68 G.A.) ch. 133, § 13; Acts 1977 (67 G.A.) ch. 47, § 3, eff. Jan. 1, 1980.

Acts 1979 (68 G.A.) ch. 47, § 4, provided: "This Act is effective January first following its enactment."

1978 Amendments: Reports which prior thereto provided for a civil penalty for failure to file a required report shall be a civil offense. A person who fails to file a required report shall be liable for a civil penalty of not more than one hundred dollars for each report not filed. The total amount assessed if the report is not filed shall be in addition to the civil penalty. The secretary of state shall not assess a civil penalty if the secretary of state has reason to believe that the person assessed is unable to file a report.

172C.12 County assessors

The county assessor of each year, the name and trust owning agricultural land and the value of the rolls of the county.

Acts 1975 (68 G.A.) ch. 133, § 16.
G.A.) ch. 82, § 16.

1977 Amendment: Deleted "business entity" following "person" in subsection 1.

172C.13 County recorders

The county recorder of each year, the name and value of the agricultural land and the value of the records.

Acts 1975 (68 G.A.) ch. 133, § 17.

CORPORATE OR PARTNERSHIP FARMING § 172C.13

2. The total number of hogs and the total number of cattle owned and fed more than thirty days by the processor during the preceding calendar year.

3. The number of hogs and the number of cattle slaughtered in Iowa by the processor during the preceding calendar or fiscal year.

4. The total number of hogs and the total number of cattle slaughtered by the processor during the preceding calendar or fiscal year.

Acts 1975 (68 G.A.) ch. 133, § 10, eff. Aug. 15, 1975.

172C.10 Signing reports

Reports by corporations shall be signed by the president or other officer or authorized representative. Reports by limited partnerships shall be signed by the president or other authorized representative of the partnership. Reports by individuals shall be signed by the individual or an authorized representative.

Acts 1975 (68 G.A.) ch. 133, § 11, eff. Aug. 15, 1975.

172C.11 Penalties—reports

Failure to timely file a report or the filing of false information is punishable by a civil penalty not to exceed one thousand dollars.

For purposes of this section a report is timely filed if the report is filed prior to May first of the year in which it is required to be filed.

The secretary of state shall notify a person who the secretary has reason to believe is required to file a report as provided by this chapter and who has not filed a timely report, that the person may be in violation of this section. After thirty days from receipt of the notice, any person required to report under this chapter who has not filed, shall be assessed a civil penalty of one hundred dollars for each day in which the report is not filed. The secretary of state shall include in the notice, a statement of the penalty which will be assessed if the report is required and is not filed within thirty days. This penalty shall be in addition to any other penalty under this chapter. The secretary of state shall notify the state attorney general, when the secretary of state has reason to believe a violation of this chapter has occurred.

Acts 1975 (68 G.A.) ch. 133, § 12, Aug. 15, 1975. Amended by Acts 1978 (67 G.A.) ch. 1029, § 13; Acts 1978 (67 G.A.) ch. 1079, § 7; Acts 1979 (68 G.A.) ch. 47, § 3, eff. Jan. 1, 1980.

Acts 1979 (68 G.A.) ch. 47, § 4, provided: "This Act is effective January first following its enactment."

1978 Amendments. Rewrote section which prior thereto provided: "Willful failure to file a required report, or the willful filing of false information is a public offense. A person found guilty of

violating this section shall be subject to a fine not to exceed one thousand dollars."

1979 Amendment: Substituted civil "penalty" for civil "fine" throughout the section and added the provision requiring the secretary of state to notify the attorney general of violations.

172C.12 County assessor's report

The county assessor shall forward to the secretary of state, by October 1 of each year, the name and address of every corporation, nonresident alien and trust owning agricultural land in the county as shown by the assessment rolls of the county.

Acts 1975 (68 G.A.) ch. 133, § 13, eff. Aug. 15, 1975. Amended by Acts 1977 (67 G.A.) ch. 82, § 16.

1977 Amendment: Deleted "or other business entity" following trust.

172C.13 County recorder's report

The county recorder shall forward to the secretary of state, by December 1 of each year, the names and addresses of each limited partnership owning agricultural land or engaged in farming in the county as shown by county records.

Acts 1975 (68 G.A.) ch. 133, § 14, eff. Aug. 15, 1975.

§ 172C.14 AGRICULTURE—ANIMAL INDUSTRY

172C.14 Duties of secretary of state—legislative use

The secretary of state shall do all things necessary to implement this chapter. It is the intent of this section that information shall be made available to members of the general assembly and appropriate committees of the general assembly in order to determine the extent of farming being carried out in this state by corporations and other business entities and the effect of such farming practices upon the economy of this state. The reports of processors required in section 172C.9 shall be confidential reports except as to the general assembly and appropriate committees of the general assembly whose members upon receipt of such reports treat such information as confidential and to the attorney general for review and appropriate action when necessary. The secretary of state shall assist any committee of the general assembly existing or established for the purposes of studying the effects of this chapter and the practices this chapter seeks to study and regulate.

Acts 1975 (66 G.A.) ch. 133, § 15, eff. Aug. 15, 1975; Acts 1978 (87 G.A.) ch. 1079, § 8.

1978 Amendment. Added provision relating to reports of processors.

172C.15 Additional information

The secretary of state shall request additional information as may be necessary or appropriate to enable the secretary of state to administer this chapter.

Acts 1975 (66 G.A.) ch. 133, § 16, eff. Aug. 15, 1975.

Iowa Administrative Code
Forms of Annual Agricultural Reports, Secretary of State, 750-12.1(66 GA, HF215) et seq. IAC.

CHAPTER 172D. LIVESTOCK FEEDLOTS [NEW]

| | | | |
|--------|---|--------|--|
| Sec. | | Sec. | |
| 172D.1 | Definitions. | 172D.3 | Compliance with rules of the department. |
| 172D.2 | Compliance—A defense to nuisance actions. | 172D.4 | Compliance with zoning requirements. |

Provisions constituting chapter 172D, Code 1976, consisting of sections 172D.1 to 172D.4, were enacted by Acts 1976 (66 G.A.) ch. 1121, §§ 1 to 4, effective November 1, 1976.

172D.1 Definitions

As used in this Act, unless the context otherwise requires:

1. "City" means a municipal corporation, but not including a county, township, school district, or any special-purpose district or authority.

2. "Department" means the department of environmental quality and includes any officer or agency within that department.

3. "Established date of operation" means the date on which a feedlot commenced operating with not more livestock than reasonably could be maintained by the physical facilities existing as of that date. If the physical facilities of the feedlot are subsequently expanded, the established date of operation for each expansion is deemed to be a separate and independent "established date of operation" established as of this date of commencement of the expanded operations, and the commencement of expanded operations shall not divest the feedlot of a previously established date of operation.

4. "Established date of ownership" means the date of the recording of an appropriate muniment of title establishing the ownership of realty.

5. "Rule of the department" means a rule as defined in section 17A.2 which materially affects the operation of a feedlot and which has been adopted by the department. The term includes a rule which was in effect prior to July 1, 1975. Except as specifically provided in section 172D.3, subsection 2, paragraph "b", subparagraph (5), and paragraph "c", subparagraph (5), nothing in this chapter shall be deemed to empower the department to make any rule.

6. "Feedlot" means a lot where livestock are confined, primarily for feeding. The term does not include other vegetation and upland.

7. "Livestock" means a horse, cow, pig, fowl, which are being produced for human consumption.

8. "Materially affects" means a rule which materially affects the location, or the emission of pollutants, or the operation of a livestock feedlot, or the operation of a feedlot, or the operation of a feedlot, or the operation of a feedlot.

9. "Nuisance" means a condition which is either by statute or by the common law a nuisance.

10. "Nuisance action" means a claim or proceeding, whether civil or criminal, which is brought to enforce a right.

11. "Owner" shall mean a person who includes both legal and equitable interests.

12. "Zoning requirements" means a rule adopted by a city, county, township, school district or authority, and which materially affects the operation of a feedlot. Nothing in this Chapter shall be deemed to require the adoption of this subsection to make any rule.

13. A rule pertaining to the implementation of which requires the expenditure of funds not otherwise provided for in the budget of the feedlot.

14. A rule pertaining to the implementation of which requires the expenditure of funds in excess of the amount provided for in the budget of the feedlot.

15. "Establishment cost" means the cost of building, machinery, vehicle, or other equipment used in the operation of the feedlot. Acts 1976 (66 G.A.) ch. 1121, § 7, provided as follows:

"Sec. 5. The code editor shall amend sections one (1) to four (4) of this Act as a new chapter 172D.

"Sec. 7. This Act shall take effect on November 1, 1976."

Title of Act:
An Act relating to the operation of livestock feedlots.

172D.2 Compliance—A defense to nuisance actions

In any nuisance action brought on behalf of a person whose property was damaged by the operation of a feedlot, the provisions of sections 172D.3 and 172D.4 shall not be a defense unless the conditions or circumstances are such that the feedlot is in violation of the jurisdiction in accordance with Acts 1976 (66 G.A.) ch. 1121, § 7, provided as follows:

"Sec. 6. The code editor shall amend sections one (1) to four (4) of this Act as a new chapter 172D.



State of Iowa

Secretary of State

Des Moines

November 21, 1980

MARY JANE ODELL
SECRETARY OF STATE

Legislative Subcommittee on Corporate Farming
State Capitol
L O C A L

Dear Committee Members:

The following report is an analysis of corporations and limited partnerships involved in agricultural activities in the State of Iowa. The statistical information is based upon the AR-1 reports that have been submitted in compliance with Chapter 172C of the 1979 Code of Iowa.

The report is composed of two sections as follows:

Section one contains detailed statistical information based upon the 1980 AR-1 reports.

Section two contains a comparison of selected summary items based upon the 1977, 1978, 1979 and 1980 statistical analysis.

We feel that this report will provide information to help determine the extent of farming being carried out in this state by corporations and limited partnerships. Every effort will be given to further assist this committee.

Sincerely,

A handwritten signature in cursive script that reads "Alice Fisher".

Alice Fisher
Administrative Assistant

AF/se

ANALYSIS OF CORPORATIONS AND LIMITED PARTNERSHIPS
INVOLVED IN AGRICULTURAL ACTIVITIES
IN THE STATE OF IOWA,
BASED UPON THEIR 1980 AR-1 REPORTS

I. NUMBER OF 1980 AR-1 REPORTS RECEIVED UNDER STATED CATEGORIES

A. TOTAL NUMBER OF REPORTING CORPORATIONS BASED UPON THE
CODE OF IOWA CHAPTER UNDER WHICH THE CORPORATION IS DEFINED

| | | |
|--|--------------|-------|
| CH. 504 - (DOMESTIC NON-PROFIT) | | 110 |
| CH. 504A - (DOMESTIC NON-PROFIT) | 134 | |
| CH. 504A - (FOREIGN NON-PROFIT) | 4 | |
| TOTAL 504A (NON-PROFIT) | <u>138</u> | 138 |
| CH.'S 497, 498, 499 - (COOPERATIVES DOMESTIC, WITH VERY FEW FOREIGN) | | 33 |
| CH. 496A - (DOMESTIC PROFIT) | 3,843 | |
| (FOREIGN PROFIT) | 180 | |
| TOTAL 496A (PROFIT) | <u>4,023</u> | 4,023 |
| CH. 491 - (DOMESTIC PROFIT) | | 101 |
| MISC. (REPORTING UNDER OTHER CHAPTERS AND THOSE NON- QUALIFIED IN STATE OF IOWA) | | 40 |

TOTAL NUMBER OF AR-1 REPORTS FILED BY
CORPORATIONS OF ALL CATEGORIES 4,445

B. LIMITED PARTNERSHIPS 165

TOTAL NUMBER OF AR-1 REPORTS BY
CORPORATIONS AND LIMITED PARTNERSHIPS 4,610

II. CHARACTERISTICS OF CORPORATIONS INVOLVED IN AGRICULTURAL
ACTIVITIES

| A. TOTAL NUMBER OF REPORTING CORPORATIONS | FAMILY | AUTHORIZED | OTHER |
|--|---------|------------|---------|
| 1. PROFIT-DOMESTIC | 2,864 | 395 | 685 |
| 2. PROFIT-FOREIGN | 53 | 20 | 107 |
| 3. NON-PROFIT DOMESTIC | 8 | 15 | 221 |
| 4. NON-PROFIT FOREIGN | 0 | 0 | 4 |
| 5. COOPERATIVES | 1 | 4 | 28 |
| 6. MISCELLANEOUS | 17 | 1 | 22 |
| B. TOTAL ACRES OWNED & OPERATED | 778,133 | 55,694 | 70,086 |
| C. TOTAL ACRES LEASED TO OTHERS | 464,741 | 62,139 | 159,461 |
| D. TOTAL ACRES LEASED FROM OTHERS | 645,997 | 46,012 | 24,831 |

| | FAMILY | AUTHORIZED | OTHER |
|--|-----------|------------|-------------|
| E. CORPORATIONS THAT LEASE TO OTHERS ON A NON-SHARE BASIS. (NOTE THAT NEARLY ALWAYS THIS IS A CASH LEASE AND WOULD NOT REQUIRE A FURTHER BREAKDOWN INTO CROP AND OR LIVESTOCK CATEGORIES.) | 338 | 71 | 327 |
| F. NUMBER OF CORPORATIONS REPORTING THE FOLLOWING OPERATIONS | | | |
| 1. POULTRY | 78 | 14 | 33 |
| 2. CATTLE | 1,124 | 80 | 80 |
| 3. HOGS | 1,095 | 125 | 70 |
| 4. SHEEP | 64 | 4 | 6 |
| 5. OTHER LIVESTOCK | 33 | 5 | 12 |
| 6. CORN | 2,430 | 230 | 453 |
| 7. SOYBEANS | 2,031 | 169 | 351 |
| 8. OATS | 664 | 32 | 57 |
| 9. HAY | 879 | 71 | 120 |
| 10. OTHER CROPS | 102 | 10 | 24 |
| G. THE APPROXIMATE NUMBER OF POULTRY OR LIVESTOCK OWNED, CONTRACTED FOR, FED OR KEPT | | | |
| 1. APPROXIMATE NUMBER OF POULTRY OR LIVESTOCK OWNED | FAMILY | AUTHORIZED | OTHER |
| POULTRY | 2,954,648 | 1,644,509 | * 3,312,575 |
| CATTLE | 480,746 | 27,858 | 25,054 |
| HOGS | 1,166,498 | 357,355 | 248,834 |
| SHEEP | 8,830 | 104 | 279 |
| OTHER LIVESTOCK | 4,847 | 51 | 68 |
| 2. APPROXIMATE NUMBER OF POULTRY OR LIVESTOCK CONTRACTED FOR | | | |
| POULTRY | 569,200 | 50,000 | 406,500 |
| CATTLE | 9,346 | 30 | 1,688 |
| HOGS | 4,920 | 0 | 39,541 |
| SHEEP | 0 | 0 | 0 |
| OTHER LIVESTOCK | 5 | 0 | 1 |
| 3. APPROXIMATE NUMBER OF POULTRY OR LIVESTOCK FED OR KEPT | | | |
| POULTRY | 3,683,460 | 1,873,509 | * 3,704,075 |
| CATTLE | 542,586 | 53,749 | 34,237 |
| HOGS | 1,232,117 | 420,426 | 226,341 |
| SHEEP | 9,042 | 320 | 279 |
| OTHER LIVESTOCK | 4,915 | 94 | 93 |

APPROXIMATE NUMBER OF AGRICULTURAL
CROP, FRUIT OR OTHER HORTICULTURAL PRODUCTS
GROWN OR CONTRACTED FOR

1. APPROXIMATE NUMBER OF
ACRES GROWN

| | FAMILY | AUTHORIZED | OTHER |
|-------------|---------|------------|--------|
| CORN | 827,359 | 59,243 | 78,760 |
| SOYBEANS | 455,520 | 25,158 | 48,050 |
| OATS | 24,377 | 1,861 | 2,344 |
| HAY | 59,391 | 10,941 | 7,556 |
| OTHER CROPS | 9,242 | 1,620 | 3,261 |

2. APPROXIMATE NUMBER OF
ACRES CONTRACTED FOR

| | FAMILY | AUTHORIZED | OTHER |
|-------------|--------|------------|---------|
| CORN | 6,222 | 3,877 | 155,875 |
| SOYBEANS | 3,623 | 14,576 | 63,822 |
| OATS | 100 | 0 | 144 |
| HAY | 310 | 920 | 0 |
| OTHER CROPS | 65 | 0 | 6,863 |

I. NUMBER OF CORPORATIONS
HOLDING LAND FOR IMMEDIATE
OR POTENTIAL NONFARMING USE
BY THE CORPORATION

| FAMILY | AUTHORIZED | OTHER |
|--------|------------|-------|
| 40 | 45 | 465 |

J. NUMBER OF CORPORATIONS WHICH
SHOW NON-RESIDENT ALIEN
SHAREHOLDERS OWNING 5% OR
MORE OF ANY CLASS OF SHARES
OF THE CORPORATION

| FAMILY | AUTHORIZED | OTHER |
|--------|------------|-------|
| 3 | 10 | 21 |

THE NUMBER OF ACRES
OWNED OR LEASED
TO CORPORATIONS

| COUNTY | FAMILY | AUTHORIZED | OTHER |
|-------------|--------|------------|-------|
| ADAIR | 16,755 | 1,897 | 1,486 |
| ADAMS | 10,483 | 0 | 1,413 |
| ALLAMAKEE | 6,083 | 3,899 | 603 |
| APPANOOSE | 7,972 | 908 | 2,282 |
| AUDUBON | 9,643 | 742 | 1,079 |
| BENTON | 22,918 | 1,020 | 1,556 |
| BLACK HAWK | 39,441 | 2,128 | 3,801 |
| BOONE | 31,210 | 668 | 3,742 |
| BREMER | 14,181 | 1,359 | 846 |
| BUCHANAN | 16,253 | 1,176 | 2,657 |
| BUENA VISTA | 23,951 | 718 | 1,269 |
| BUTLER | 28,462 | 1,709 | 673 |
| CALHOUN | 7,387 | 160 | 2,153 |
| CARROLL | 20,638 | 1,090 | 1,823 |
| CASS | 19,540 | 2,179 | 1,679 |
| CEDAR | 29,167 | 2,181 | 2,345 |
| CERRO GORDO | 35,158 | 4,660 | 8,198 |
| CHEROKEE | 23,610 | 1,520 | 467 |
| CHICKASAW | 11,935 | 4,809 | 3,640 |
| CLARKE | 7,184 | 720 | 3,359 |
| CLAY | 22,670 | 718 | 2,338 |
| CLAYTON | 12,942 | 826 | 2,818 |
| CLINTON | 25,508 | 3,162 | 1,218 |
| CRAWFORD | 21,886 | 833 | 973 |
| DALLAS | 19,131 | 3,661 | 3,678 |
| DAVIS | 11,433 | 400 | 1,193 |
| DECATUR | 25,798 | 4,096 | 5,930 |
| DELAWARE | 14,350 | 654 | 1,089 |
| DES MOINES | 13,304 | 651 | 2,645 |
| DICKINSON | 14,676 | 857 | 2,663 |
| DUBUQUE | 4,715 | 80 | 4,975 |
| EMMET | 16,101 | 790 | 1,651 |
| FAYETTE | 21,217 | 505 | 2,365 |
| FLOYD | 13,560 | 780 | 2,417 |
| FRANKLIN | 26,569 | 1,501 | 4,651 |
| FREMONT | 37,334 | 740 | 2,247 |
| GREENE | 31,229 | 919 | 1,582 |
| GRUNDY | 35,382 | 3,066 | 1,910 |
| GUTHRIE | 17,623 | 2,018 | 4,187 |
| HAMILTON | 19,495 | 1,027 | 1,971 |
| HANCOCK | 20,950 | 1,323 | 3,281 |
| HARDIN | 30,196 | 3,438 | 1,536 |
| HARRISON | 14,752 | 216 | 1,822 |
| HENRY | 20,683 | 4,695 | 760 |
| HOWARD | 12,230 | 1,208 | 2,133 |
| HUMBOLDT | 14,316 | 259 | 2,307 |
| IDA | 9,717 | 320 | 1,146 |
| IOWA | 17,820 | 17,628 | 649 |
| JACKSON | 10,982 | 1,458 | 1,281 |
| JASPER | 30,747 | 2,404 | 5,161 |

| COUNTY | FAMILY | AUTHORIZED | OTHER |
|---------------|-----------|------------|---------|
| JEFFERSON | 13,456 | 1,076 | 2,591 |
| JOHNSON | 23,098 | 2,848 | 4,319 |
| JONES | 18,522 | 1,018 | 1,568 |
| KEOKUK | 10,585 | 1,838 | 934 |
| KOSSUTH | 38,212 | 3,756 | 4,512 |
| LEE | 8,297 | 780 | 4,172 |
| LINN | 34,484 | 2,307 | 7,397 |
| LOUISA | 17,476 | 3,076 | 1,039 |
| LUCAS | 8,829 | 593 | 1,682 |
| LYON | 6,452 | 500 | 1,165 |
| MADISON | 13,706 | 2,564 | 4,376 |
| MAHASKA | 10,077 | 1,366 | 1,305 |
| MARION | 8,989 | 1,470 | 3,450 |
| MARSHALL | 43,779 | 4,605 | 2,055 |
| MILLS | 19,118 | 5 | 3,137 |
| MITCHELL | 9,615 | 335 | 830 |
| MONONA | 30,832 | 1,268 | 4,525 |
| MONROE | 4,936 | 0 | 1,636 |
| MONTGOMERY | 10,495 | 770 | 1,073 |
| MUSCATINE | 16,400 | 4,570 | 4,761 |
| OBRIEN | 17,041 | 798 | 3,082 |
| OSCEOLA | 7,562 | 843 | 1,874 |
| PAGE | 12,684 | 1,147 | 1,280 |
| PALO ALTO | 37,359 | 465 | 2,667 |
| PLYMOUTH | 18,973 | 2,223 | 3,352 |
| POCAHONTAS | 33,221 | 370 | 2,227 |
| POLK | 24,421 | 1,590 | 10,590 |
| POTTAWATTAMIE | 27,140 | 1,339 | 5,358 |
| POWESHIEK | 14,134 | 1,174 | 1,321 |
| RINGGOLD | 11,222 | 3,287 | 260 |
| SAC | 22,887 | 2,427 | 4,182 |
| SCOTT | 22,107 | 1,541 | 11,103 |
| SHELBY | 20,383 | 842 | 483 |
| SIOUX | 7,847 | 359 | 2,953 |
| STORY | 47,589 | 1,310 | 4,770 |
| TAMA | 28,264 | 1,077 | 1,928 |
| TAYLOR | 11,942 | 3,093 | 1,428 |
| UNION | 8,013 | 700 | 3,880 |
| VAN BUREN | 12,475 | 0 | 4,598 |
| WAPELLO | 8,629 | 1,014 | 2,643 |
| WARREN | 16,235 | 4,404 | 3,583 |
| WASHINGTON | 32,230 | 1,398 | 2,899 |
| WAYNE | 16,137 | 0 | 2,400 |
| WEBSTER | 24,776 | 2,367 | 6,239 |
| WINNEBAGO | 20,662 | 555 | 1,042 |
| WINNESHIEK | 12,910 | 4,257 | 696 |
| WOODBURY | 21,772 | 616 | 8,324 |
| WORTH | 9,186 | 107 | 314 |
| WRIGHT | 21,695 | 240 | 3,682 |
| TOTAL | 1,886,141 | 168,064 | 273,333 |

1. CHARACTERISTICS OF LIMITED PARTNERSHIPS INVOLVED IN AGRICULTURAL ACTIVITIES

| | | |
|----|--|--------|
| A. | TOTAL NUMBER | 165 |
| B. | TOTAL ACRES OWNED & OPERATED | 21,144 |
| C. | TOTAL ACRES LEASED TO OTHERS | 31,539 |
| D. | LIMITED PARTNERSHIPS THAT LEASE TO OTHERS ON A CASH BASIS. (NOTE THIS WOULD NOT REQUIRE A BREAKDOWN INTO CROP AND LIVESTOCK CATEGORIES.) | 69 |
| E. | NUMBER OF LIMITED PARTNERSHIPS REPORTING THE FOLLOWING OPERATIONS | |
| | 1. POULTRY | 2 |
| | 2. CATTLE | 18 |
| | 3. HOGS | 13 |
| | 4. SHEEP | 2 |
| | 5. OTHER LIVESTOCK | 1 |
| | 6. CORN | 88 |
| | 7. SOYBEANS | 73 |
| | 8. OATS | 16 |
| | 9. HAY | 24 |
| | 10. OTHER CROPS | 6 |
| F. | THE APPROXIMATE NUMBER OF POULTRY OR LIVESTOCK OWNED, CONTRACTED FOR, FED OR KEPT | |
| | 1. APPROXIMATE NUMBER OF POULTRY OR LIVESTOCK OWNED | |
| | POULTRY | 80,004 |
| | CATTLE | 3,685 |
| | HOGS | 6,752 |
| | SHEEP | 37 |
| | OTHER LIVESTOCK | 2 |
| | 2. APPROXIMATE NUMBER OF POULTRY OR LIVESTOCK CONTRACTED FOR | |
| | POULTRY | 0 |
| | CATTLE | 80 |
| | HOGS | 0 |
| | SHEEP | 0 |
| | OTHER LIVESTOCK | 0 |
| | 3. APPROXIMATE NUMBER OF POULTRY OR LIVESTOCK FED OR KEPT | |
| | POULTRY | 80,004 |
| | CATTLE | 3,805 |
| | HOGS | 6,752 |
| | SHEEP | 37 |
| | OTHER LIVESTOCK | 2 |

APPROXIMATE NUMBER OF AGRICULTURAL CROP,
FRUIT OR OTHER HORTICULTURAL PRODUCTS
GROWN OR CONTRACTED FOR

1. APPROXIMATE NUMBER OF
ACRES GROWN

| | |
|-------------|--------|
| CORN | 16,897 |
| SOYBEANS | 9,696 |
| OATS | 405 |
| HAY | 1,132 |
| OTHER CROPS | 194 |

2. APPROXIMATE NUMBER OF
ACRES CONTRACTED FOR

| | |
|-------------|----|
| CORN | 45 |
| SOYBEANS | 42 |
| OATS | 0 |
| HAY | 60 |
| OTHER CROPS | 0 |

H. TOTAL ACRES LEASED FROM OTHERS 5,468

I. NUMBER OF LIMITED PARTNERSHIPS WITH
NON-RESIDENT ALIEN PARTNERS 2

| <u>SELECTED SUMMARY ITEMS</u> | <u>1980</u> | <u>1979</u> | <u>1978</u> | <u>1977</u> |
|--|-------------|-------------|-------------|-------------|
| TOTAL NUMBER OF AR-1 REPORTS FILED BY CORPORATIONS: | 4,445 | 3,947 | 3,626 | 3,092 |
| Domestic Non-Profit Corporations | 244 | 227 | 241 | 231 |
| Foreign Non-Profit Corporations | 4 | 6 | 5 | 4 |
| Cooperatives | 33 | 28 | 24 | 24 |
| Domestic Profit Corporations | 3,944 | 3,490 | 3,165 | 2,653 |
| Foreign Profit Corporations | 180 | 158 | 157 | 148 |
| Miscellaneous | 40 | 38 | 34 | 32 |
| TOTAL NUMBER OF AR-1 REPORTS FILED BY LIMITED PARTNERSHIPS | 165 | 127 | 79 | 64 |
| TOTAL NUMBER REPORTING FAMILY FARM CORPORATIONS: | | | | |
| Profit-Domestic | 2,864 | 2,460 | 2,172 | 1,733 |
| Profit-Foreign | 53 | 50 | 40 | 40 |
| Non-Profit Domestic | 8 | 9 | 7 | 7 |
| Non-Profit Foreign | 0 | 0 | 0 | 0 |
| TOTAL NUMBER REPORTING AUTHORIZED FARM CORPORATIONS: | | | | |
| Profit-Domestic | 395 | 383 | 359 | 321 |
| Profit-Foreign | 20 | 14 | 20 | 13 |
| Non-Profit Domestic | 15 | 17 | 10 | 20 |
| Non-Profit Foreign | 0 | 0 | 0 | 0 |
| TOTAL NUMBER REPORTING OTHER CORPORATIONS: | | | | |
| Profit-Domestic | 685 | 647 | 634 | 599 |
| Profit-Foreign | 107 | 94 | 97 | 95 |
| Non-Profit Domestic | 221 | 201 | 224 | 204 |
| Non-Profit Foreign | 4 | 6 | 5 | 4 |

| | <u>1980</u> | <u>1979</u> | <u>1978</u> | <u>1977</u> |
|--|-------------|-------------|-------------|-------------|
| TOTAL ACRES OWNED AND OPERATED BY: | | | | |
| Family Farm Corporations | 778,133 | 674,295 | 624,312 | 509,138 |
| Authorized Farm Corporations | 55,694 | 54,855 | 58,847 | 68,220 |
| Other Corporations | 70,086 | 62,673 | 63,593 | 52,511 |
| TOTAL ACRES LEASED TO OTHERS BY: | | | | |
| Family Farm Corporations | 464,741 | 438,088 | 383,465 | 322,764 |
| Authorized Farm Corporations | 62,139 | 61,950 | 78,704 | 65,627 |
| Other Corporations | 159,461 | 140,596 | 141,699 | 146,537 |
| TOTAL ACRES LEASED FROM OTHERS BY: | | | | |
| Family Farm Corporations | 645,997 | 550,698 | 481,955 | 386,499 |
| Authorized Farm Corporations | 46,012 | 48,948 | 50,401 | 51,052 |
| Other Corporations | 24,831 | 27,830 | 37,040 | 37,695 |
| CORPORATIONS THAT LEASE TO OTHERS ON A NON-SHARE BASIS: | | | | |
| Family Farm Corporations | 338 | 293 | 238 | 186 |
| Authorized Farm Corporations | 71 | 61 | 50 | 42 |
| Other Corporations | 327 | 288 | 299 | 289 |
| NUMBER OF CORPORATIONS HOLDING LAND FOR IMMEDIATE OR POTENTIAL NON-FARMING USE BY THE CORPORATION: | | | | |
| Family Farm Corporations | 40 | 40 | 32 | 34 |
| Authorized Farm Corporations | 45 | 42 | 45 | 41 |
| Other Corporations | 465 | 403 | 401 | 385 |
| TOTAL ACRES OWNED AND OPERATED BY LIMITED PARTNERSHIPS | | | | |
| | 21,144 | 16,498 | 12,840 | 11,478 |
| TOTAL ACRES LEASED TO OTHERS BY LIMITED PARTNERSHIPS | | | | |
| | 31,539 | 25,757 | 17,719 | 15,393 |
| TOTAL ACRES LEASED FROM OTHERS BY LIMITED PARTNERSHIPS | | | | |
| | 5,468 | 4,231 | 3,630 | 2,233 |

NOTES

These statistics are based upon all of the 1980 AR-1 reports that have been placed in the Data Processing System to date. Thirty AR-1 reports are pending further clarification replies and are not a part of these statistics.

*Page 2. (G-1(a) and G-3(a) Poultry - Other farms)-
There should be an addition of 40,001.
The AR-1 Data Processing System is designed for a maximum six digit input for poultry and livestock. One AR-1 report was received that contained seven digit figures.

OFFICE OF
Secretary of State

STATE OF IOWA

INSTRUCTIONS TO AID IN THE COMPLETION OF
THE 1981 ANNUAL AGRICULTURAL REPORT FORM AR-1

Past experience would indicate that certain questions and terms on the AR-1 form are confusing to those who must fill out the form. The following information and definitions may help to eliminate some of this confusion.

NOTE: The term "Reporting Party" always refers to the Corporation or Limited Partnership required to file the report; the person furnishing the information and signing the report in most instances is not the "Reporting Party".

The letters and numbers set out below refer to the corresponding items on the AR-1 form:

- A.**
1. The term "Limited Partnership" has reference to partnerships formed by two or more persons under the provisions of Chapter 545, 1981 Code of Iowa, having as members one or more general partners and one or more limited partners.
 3. Please fill in this item with one of the following answers which best describes your agricultural activities.
 - (a) Crop farming
 - (b) Crop and livestock and/or poultry farming
 - (c) Livestock and/or poultry farming
 - (d) Cash lease to others
 - (e) Combination farming and cash lease to others
 - (f) Crop and/or livestock share lease to others
 - (g) Combination lease to others for cash and crop and/or livestock lease shares
 - (h) New farm acquisition, not in production
 5. In the category "Approximate number owned" you should show the number of poultry or livestock owned by the reporting party irrespective of by whom they are fed or kept.
In the category "Approximate number contracted for" you should show the number of poultry or livestock owned by the reporting party which are fed or kept by others on a contract basis.
In the category "Approximate number fed or kept" you should show the number of poultry or livestock which are fed or kept by the reporting party irrespective of by whom they are owned.
 6. The term "Approximate number of acres contracted for" has reference to the number of acres of crops, fruit or other horticultural products grown by others which the reporting party has contracted to purchase.
 7. The term "owned and operated" has reference to the number of acres owned by the reporting party which are operated by the reporting party, a member thereof, employee, farm manager, etc. (includes all ownership situations except cash or crop share leases).
 10. This item should be treated as having two parts:
First blank in Item 10 - The percentage on livestock lease to which the reporting party is entitled on land leased by reporting party to others.
Second blank in Item 10 - The percentage on livestock lease to which the reporting party is entitled on land leased to the reporting party by others.
 11. This item should be treated as having two parts:
First blank in Item 11 - The percentage on crop share lease to which the reporting party is entitled on land leased by reporting party to others.
Second blank in Item 11 - The percentage on crop share lease to which the reporting party is entitled on land leased to reporting party by others.
- B.**
5. Shareholder ownership shall be listed as of January 1, 1981.
 - *7. A "Family farm corporation" means a corporation:
 - (a) Founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of the stockholders are persons related to each other as spouse, parent, grandparent, lineal ascendants of grandparents or their spouses and other lineal descendants of the grandparents or their spouses, or persons acting in a fiduciary capacity for persons so related;
 - (b) All of its stockholders are natural persons or persons acting in a fiduciary capacity for the benefit of natural persons or family trusts as defined in subsection 11 of this section, and
 - (c) Sixty percent of the gross revenues of the corporation over the last consecutive three year period comes from farming.
 - *8. An "Authorized farm corporation" means a corporation other than a family farm corporation founded for the purposes of farming and the ownership of agricultural land in which:
 - (a) The stockholders do not exceed twenty-five in number; and
 - (b) The stockholders are all natural persons or persons acting in a fiduciary capacity for the benefit of natural persons or non profit corporations.

***NOTE:** A reporting corporation cannot be both a "Family farm corporation" and an "Authorized farm corporation". Thus, if the answer to question B-7 is "Yes", the answer to question B-8 must be "No" and vice versa.

STATE OF IOWA 1981 ANNUAL AGRICULTURAL REPORT

FORM A

Required by Chapter 172C of the 1981 Code of Iowa

THIS REPORT MUST BE FILED WITH THE SECRETARY OF STATE OF IOWA, HOOVER BUILDING, DES MOINES, IOWA 50319, ON OR BEFORE MARCH 31, 1981

This space for use of Secretary of State

FILING REQUIREMENT — All Corporations, domestic or foreign, including nonprofit corporations and cooperatives, Limited Partnerships, (or any of the foregoing identified as a beneficiary in a report filed with the Secretary of State pursuant to section 172C.7 of the Code of Iowa), owning or leasing agricultural lands in Iowa or engaged in farming in Iowa or certain farm activities in Iowa, prescribed by Chapter 172C of the Code of Iowa must file the following report: (Fiduciary filings required by Section 172C.7 of the Code of Iowa, nonresident aliens identified as beneficiaries thereof, and reports by processors of beef and pork in Iowa shall be made on separate forms). If the space on this form is inadequate for supplying the requested information, please attach additional pages.

A. All information requested under "A" must be provided by Corporations, Limited Partnerships, or any of the foregoing identified as a beneficiary. (See section 172C.5 (10) - unnumbered paragraphs 2 and 3 of the Code of Iowa for exceptions.)

1. The name and address of the (circle one of the following reporting classifications) CORPORATION — LIMITED PARTNERSHIP filing this report is _____

2. Are you filing as a beneficiary of an estate, trust, conservatorship, etc.? (Circle one) Yes No

3. a. Your types of agricultural activities are _____

b. The name, address and title of the agent or person in charge of the daily operations are _____

4. The agricultural land in the State of Iowa owned by or leased to this reporting party at the end of the preceding calendar or fiscal year was:

| No. of Acres in Each lot or parcel | Township | Located in County | If located in a city also show name of city and legal description of each lot or parcel. |
|--|----------|-------------------------|---|
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

| 5. List the kinds of poultry or livestock owned, contracted for, fed or kept during the preceding calendar or fiscal year: | Approximate number owned | Approximate number contracted for | Approximate number fed or kept |
|--|--------------------------------|---|--------------------------------------|
| | | | |
| | | | |
| | | | |
| | | | |

| 6. List the kinds of agricultural crop, fruit or other horticultural products grown or contracted for during the preceding calendar or fiscal year: | Approximate number of acres grown | Approximate number of acres con- tracted for |
|---|---|---|
| | | |
| | | |
| | | |
| | | |

7. The number of agricultural acres owned and operated by reporting party is _____

8. The number of agricultural acres leased by the reporting party to others is _____

9. The number of agricultural acres leased to the reporting party by others is _____

10. The share of livestock reporting party is entitled to on livestock lease is _____ on land leased by reporting party and _____ on land leased to reporting party.

11. The share of crop reporting party is entitled to on crop share lease is _____ on land leased by reporting party and _____ on land leased to reporting party.

B. CORPORATIONS ONLY — All information requested under "B" must be provided only by corporations, including beneficiary corporations.

1. If the reporting corporation is incorporated under the laws of Iowa, it is organized under Chapter (circle one) 491 - 496A - 497 - 498 - 499 - 504 - 504A of the Code of Iowa.

2. If the reporting Corporation is not incorporated under the laws of Iowa, the state or place of incorporation is _____

3. If the reporting Corporation is not incorporated under the laws of Iowa, does it have a Certificate of Authority to do business in Iowa? (circle one) Yes No If the answer is yes, (circle one) Profit Corporation Nonprofit Corporation

4. Agricultural land held for immediate or potential non farming use by the corporation is being held for _____
 Describe purpose for which held. _____

5. The names and addresses of all shareholders owning 10% or more of any class of shares of the corporation are:

| Shareholders Name | Address | No. of Shares | Class of Shares |
|-------------------|---------|---------------|-----------------|
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |

6. The name, address, residence and citizenship of each nonresident alien shareholder owning 5% or more of any class of shares of the corporation is:

| Name | Address | Residence | Citizen-ship | No. of Shares | Class of Shares |
|-------|---------|-----------|--------------|---------------|-----------------|
| _____ | _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ | _____ |

7. Is the corporation a family farm corporation as defined in Section 172C.1 (8) of the Code of Iowa? (circle one) Yes No

If answer is yes:
 The number of shares held by persons residing on or actively engaged in farming is _____
 The above shares constitute _____ percent (%) of the issued shares of the corporation.

8. Is the corporation an authorized farm corporation as defined in Section 172C.1 (9) of the Code of Iowa? (circle one) Yes No

If answer is yes:
 The number of shares held by persons residing on or actively engaged in farming is _____
 The above shares constitute _____ percent (%) of the issued shares of the corporation.

C. LIMITED PARTNERSHIPS ONLY — All information requested under "C" must be provided only by Limited Partnerships (including Beneficiary Limited Partnerships)

1. The term of Partnership existence is _____

| Name of each member of limited partnership: | Residence | Gen. | Ltd. | Principal Occupation | Nonresident Alien (check) | Specify Citizenship |
|---|-----------|-------|-------|----------------------|---------------------------|---------------------|
| _____ | _____ | _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ | _____ | _____ |

| Names of limited partners contributing cash: | Amount of cash contributed |
|--|----------------------------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

| Names of limited partners contributing property other than cash: | Description of property | Its agreed value |
|--|-------------------------|------------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

| Names of limited partners: | The share of the profits or the other compensation by way of income which each limited partner shall receive by reason of the limited partner's contribution. |
|----------------------------|---|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

| Names of limited partners contributing cash during preceding fiscal or calendar year: | Amount of cash contributed |
|---|----------------------------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

| Names of limited partners contributing property other than cash during preceding fiscal or calendar year: | Description of property | Its agreed value |
|---|-------------------------|------------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

SEE PENALTY PROVISIONS 172C.11 for failure to timely file a report or the filing of false information.

Dated this _____ day of _____ 1981

Signed by _____

_____ Title

Reports by corporations shall be signed by the president or other officer or authorized representative. Reports by limited partnerships shall be signed by the president or other authorized representative of the partnership. Reports by individuals shall be signed by the individual or authorized representative.

STATE OF IOWA 1981 ANNUAL
BEEF AND PORK PROCESSOR REPORT

FORM AR-3
CPD-8160 7/80

Required by Chapter 172C of the 1981 Code of Iowa

THIS REPORT MUST BE FILED WITH THE SECRETARY OF STATE OF IOWA,
HOOVER BUILDING, DES MOINES, IOWA 50319, ON OR BEFORE MARCH 31, 1981.

FILING REQUIREMENT — As defined under Chapter 172C of the 1981 Code of Iowa: "Processor" means a person, firm, corporation, or limited partnership, which alone or in conjunction with others, directly or indirectly controls the manufacturing, processing or preparation for sale of beef or pork products having a total annual wholesale value of ten million dollars or more. Any person, firm, corporation or limited partner with a ten percent or greater interest in another person, firm, corporation, or limited partnership involved in the manufacturing, processing or preparation for sale of beef or pork products having a total annual wholesale value of ten million dollars or more shall also be considered a processor.

*Note: (If there is some doubt as to whether or not you are required to file this report please explain on line 12 below. If line 12 is left blank, we will assume that you meet the FILING REQUIREMENT). Any processor of beef or pork in Iowa, as defined above, shall file with the Secretary of State on or before March 31 of each year, a report containing the following information:

1. Name of processor: _____
2. Address of processor: _____
3. The number of hogs owned and fed more than thirty days by the processor in Iowa during the preceding calendar or fiscal year: _____
4. The number of cattle owned and fed more than thirty days by the processor in Iowa during the preceding calendar or fiscal year: _____
5. Total number of hogs owned and fed more than thirty days by the processor during the preceding calendar year: _____
6. Total number of cattle owned and fed more than thirty days by the processor during the preceding calendar year: _____
7. Number of hogs slaughtered in Iowa by processor during preceding calendar or fiscal year: _____
8. Number of cattle slaughtered in Iowa by processor during preceding calendar or fiscal year: _____
9. Total number of hogs slaughtered by processor during preceding calendar or fiscal year: _____
10. Total number of cattle slaughtered by processor during preceding calendar or fiscal year: _____
11. Your reporting period runs from _____ to _____.
- *12. (Refer to "Note" above) _____

The reports of processors required in section 172C.9 shall be confidential reports except as to the general assembly and appropriate committees of the general assembly whose members upon receipt of such reports treat such information as confidential and to the attorney general for review and appropriate action when necessary.

SEE PENALTY PROVISIONS 172C.11 for failure to timely file a report or the filing of false information.

Dated this _____ day of _____ 1981

Signed by: _____

Title

Reports by corporations shall be signed by the president or other officer or authorized representative. Reports by limited partnerships shall be signed by the president or other authorized representative of the partnership. Reports by individuals shall be signed by the individual or authorized representative.

This report is furnished in duplicate: Return one copy and keep a copy for your records.

SENATE

AGRICULTURE AND SMALL BUSINESS COMMITTEE

DATE February 3, 1981 PLACE Room 423-S TIME 10:00 a.m.

GUEST LIST

| <u>NAME</u> | <u>ADDRESS</u> | <u>ORGANIZATION</u> |
|------------------------------|----------------------|--|
| <i>Robert E. Kent</i> | <i>Manhattan</i> | <i>Farm Bureau</i> |
| <i>Bobby Ginstrom-Melton</i> | <i>Manhattan</i> | <i>Farm Bureau</i> |
| <i>John Blythe</i> | <i>Manhattan</i> | <i>Farm Bureau</i> |
| <i>M. J. [unclear]</i> | <i>Wichita</i> | <i>Chamber of Commerce</i> |
| <i>Chris Walker</i> | <i>Mayetta</i> | <i>Natl. Farmers Org.</i> |
| <i>Jean W. Wyatt</i> | <i>M. P. Pearson</i> | <i>Ks. Farmers Union</i> |
| <i>John [unclear]</i> | <i>K. C. Ks.</i> | <i>Catholic Rural Life</i> |
| <i>Synda Ryan</i> | <i>Topeka</i> | <i>AAM</i> |
| <i>Vivian Smith</i> | <i>Hamiland, Ks</i> | <i>AAM</i> |
| <i>Angela Smith</i> | <i>" "</i> | <i>" "</i> |
| <i>Art [unclear]</i> | <i>Topeka</i> | <i>Ks Seed Producers</i> |
| <i>John D. Miller</i> | <i>Topeka</i> | <i>Committee of Ks. Farm Organizations</i> |
| <i>Ken Caches</i> | <i>Topeka</i> | <i>KAFI</i> |
| <i>Pat Hubbell</i> | <i>Topeka</i> | <i>Kansas Railroad Assn.</i> |
| <i>Keith Meyer</i> | <i>Lawrence</i> | |
| <i>Roy D. Shenkel</i> | <i>Shawnee</i> | <i>K.C.P. & L. Co</i> |
| <i>D. WAYNE ZIMMERMAN</i> | <i>TOPEKA</i> | <i>THE ELECTRIC CO. ASSOC. OF Ks.</i> |
| <i>JOHN JOSSERAND</i> | <i>TOPEKA</i> | <i>Secretary of State.</i> |
| <i>[unclear]</i> | <i>" "</i> | <i>" "</i> |
| <i>Michael C. Germano</i> | <i>Topeka</i> | <i>Kansas Railroad Association</i> |
| <i>Elise Watkins</i> | <i>LeCompton</i> | <i>self</i> |
| <i>Paul Johnson</i> | <i>Topeka</i> | <i>KLS</i> |