Subpart C—Lease of Real Estate Inventory Property

§ 767.101 Leasing real estate inventory property.

(a) The Agency may lease real estate inventory property:
   (1) To the former owner under the Homestead Protection Program;
   (2) To a beginning farmer or socially disadvantaged farmer selected to pur-
       chase the property but who was unable to purchase it because of a lack of
       Agency direct or guaranteed loan funds;
   (3) When the Agency is unable to sell
       the property because of lengthy litiga-
       tion or appeal processes.

(b) The Agency will lease real estate inventory property in an “as is” condi-

(c) The Agency will lease property
   for:
   (1) Homestead protection in accord-
       ance with part 766, subpart D, of this
       chapter.
   (2) A maximum of 18 months to a be-
       beginning farmer or socially disadvan-
       taged farmer the Agency selected as
       purchaser when no Agency loan funds
       are available; or
   (3) The shortest possible duration for
       all other cases subject to the following:
       (i) The maximum lease term for such
           a lease is 12 months.
       (ii) The lease is not subject to re-
           newal or extension.
   (d) The lessee may pay:
       (1) A lump sum;
       (2) On an annual installment basis; or
       (3) On a crop-share basis, if the lessee
           is a beginning farmer or socially dis-
           advantaged farmer under paragraph (a)
           of this section.
   (e) The Agency leases real estate inven-
       tory property for a market rent
       amount charged for similar properties
       in the area.
   (f) The Agency may require the lessee
       to provide a security deposit.
   (g) Only leases to a beginning farmer
       or socially disadvantaged farmer or
       Homestead Protection Program partici-
       pant will contain an option to pur-
       chase the property.

[72 FR 63358, Nov. 8, 2007, as amended at 73
FR 74345, Dec. 8, 2008]

§ 767.102 Leasing non-real estate inven-

§ 767.103 Managing leased real estate inven-

Subpart D—Disposal of Inventory Property

§ 767.151 General requirements.

Subject to §767.152, the Agency will attempt to sell its inventory property
as follows:

(a) The Agency will combine or di-

(b) The Agency will advertise all real

(c) If more than one eligible begin-

(d) If there are no offers from begin-

[72 FR 63358, Nov. 8, 2007, as amended at 73
FR 74345, Dec. 8, 2008]