Center for Heirs' Property Preservation

From Land Divided to Land Sustained



Nature-Based Exchange Equity Workshop January 18, 2023 Presented by Steve Patterson



Welcome to the Center for Heirs' Property Preservation:



Land is among the most important assets for people.



The Center's Mission

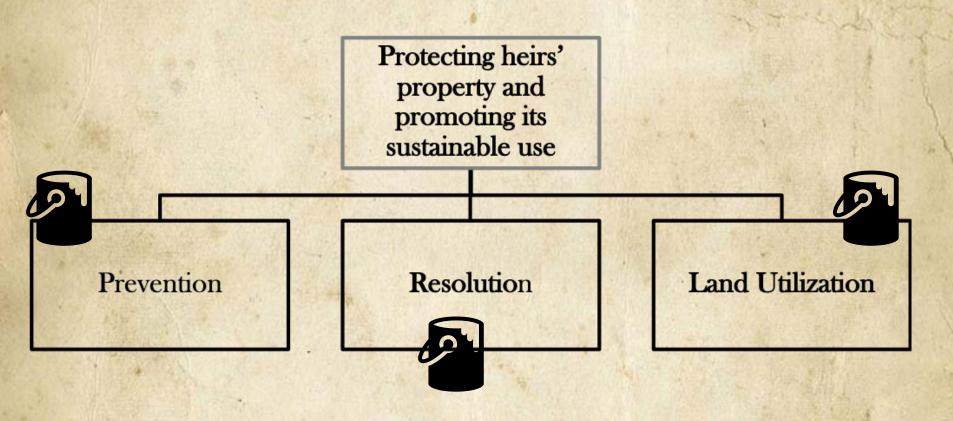
The Center for Heirs' Property Preservation protects heirs' property and promotes the sustainable use of land to provide increased economic benefit to low wealth family owners through education, legal services and forestry technical assistance.



We help families protect and keep their family land...build generational wealth and...grow "working" landscapes.



How we work: the 3 Buckets





HOW WE WORK: LAND UTILIZATION

The LAND UTILIZATION bucket of work helps families transform their land into a wealth-building asset through forestland management by providing:

- Technical Assistance Professional foresters
- Access to Programs and Financial Assistance to help pay for the work to be done on the land (USDA/NRCS)
- Forestry Workshops and other educational opportunities

WHERE WE WORK: 22-COUNTIES



Impact

- CHPP has cleared 301 titles to land with a cumulative tax-assessed value of over \$18.3 million. 1,418 simple wills have been drafted for free at community wills clinics.
- 503 families who collectively own 40k+ acres, have benefited from forestry education and services.



Forestry Services









Sustainable Forestry Program Beginnings

Dramatic loss in African-American farmland ownership dropping from its peak in 1910 of 15 million acres to 2.4 million acres in 1997.

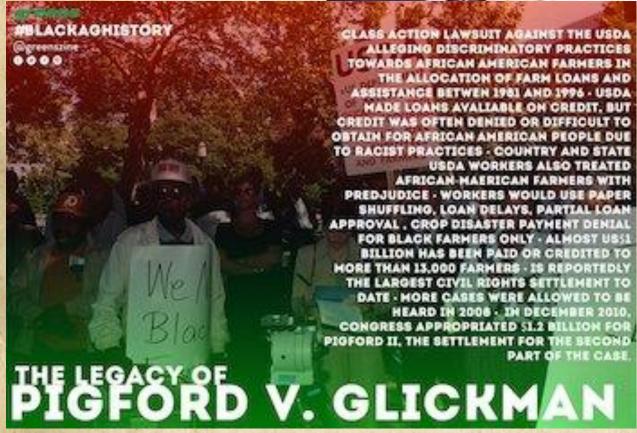
Remaining African-American-owned rural land is an important existing source of rural wealth.

African-American owned forests are not returning their potential value to landowners.

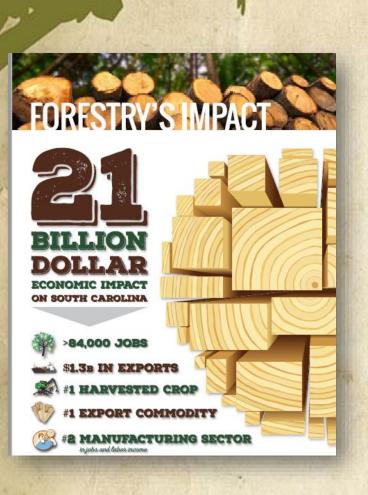
African-American landowners manage forests less intensively than other private, non-industrial landowners.

Pigford V. Glickman
USDA Discrimination
1999 Settlement









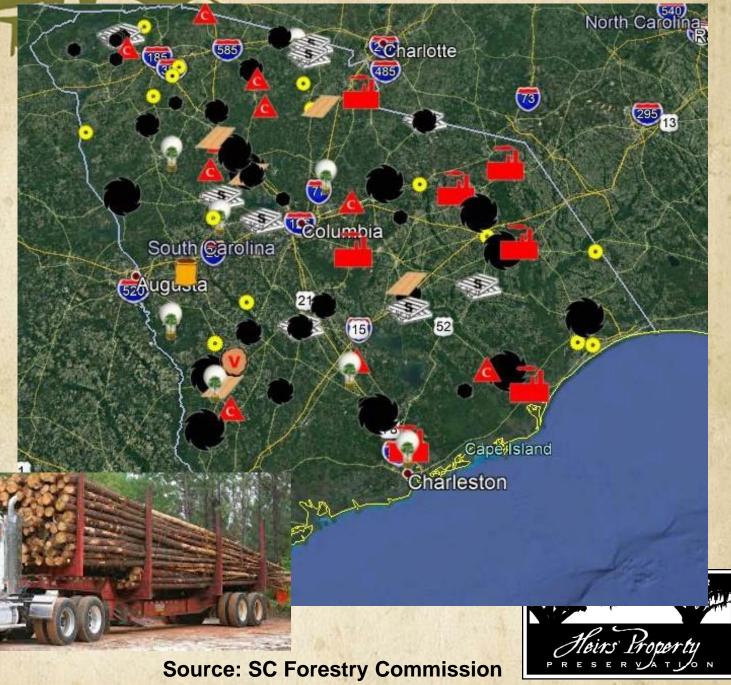
Forestry's Impact on SC makes it the Ideal Land use for Many Our Landowners

- \$21 Billion Economic Impact on SC
- # 1 Harvested Crop with \$500 million in wood sold each year.
- #1 Export Commodity
- #2 Manufacturing Sector





102
Primary
Wood
Processing
Mills



Our Service Objectives

Land Utilization

Awareness & Forestry Education

Referrals & Coordination to Forest Service Providers.

Technical Assistance.



Outreach & Landowner Engagement













Educational Materials



a heirs' property.

If you own land and you do not have a Will, your la

A Will allows YOU to make the decision about w

If you die without a Will, the State of South Caro 11 you use Williams a Will, the State of South Carolina P. 62-2-101, -102 and -103 of the South Carolina P.

The Center for Heirs' Property Preservation's I the Center for rieus Property Preservation 5 i community since 2005. We consider this a way see with our clients.

If you are a South Carolina resident, and you Legal Dept. can help.

There are (3) three ways the Center's Legal

- 1. All current clients of the Center's
 - 2. Any South Carolina resident, wit one of our Free Will Clinics and contact Sharon Piggs, at the ma
 - Any South Carolina resident, v Center's Legal Dept. (Sharon for \$50.00

Location:

The Center for Heir 1535 Sam Rittenber

Contact:

Sharon Piggs Legal Secretary Phone: (843)-745 spiggs@heirspror



SELLING TIMBER OFF OF HEIRS' PROPERTY IS NOT A GOOD IDEA AND YOU COULD BE SUED BY THE OTHER HEIRS.

Heirs often want to sell timber off of heirs' property before clearing the title to the land (or before bringing a lawsuit to determine who the heirs are and what ownership interest they have.) There are three major problems with such action:

- 1. Any heir (or group of heirs) can sue an heir who sells timber without their consent. No heir has the right or authority (without the written consent of ALL other heirs) to cut and remove timber from a large area. If an heir sells timber without the consent of ALL heirs, they could be sued under the legal theory of "waste."
- 2. Legitimate timber companies will generally not buy timber off of heirs' property until they know the title is clear. The fact that a timber company can be sued (under a legal theory of timber trespass) by other heirs, who did not consent to sell, usually scares away most companies.
- 3. Because most legitimate timber companies will not buy timber off of heirs' property, most families are left dealing with independent timber buyers who (because of the liability issues) will not pay them what the timber is actually worth.

IF YOU OWN HEIRS' PROPERTY AND ARE THINKING ABOUT SELLING THE TIMBER; YOU SHOULD SPEAK WITH AN ATTORNEY TO DISCUSS THE RISKS BEFORE CUTTING.

This is general information in regards to the risks associated with selling timber off of heirs' property and should not be construed or taken as legal advice regarding your own circumstances. This flyer does not create an attorney-client relationship between the recipient and any attorney with the Center for Heirs' Property Preservation nor does it create a reasonable expectation thereof.

> 1535 Sam Rittenberg Blvd., Suite D, Charleston, South Carolina 29407 (P) 843.745.7055 • (F) 843.745.7054 • www.heirsproperty.org

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'esolve the heirs' property issues on your land so that you can nber without first consulting a professional forester. ASK

estate plans or get your Will drafted.

the value and potential value of your land.

ntil you fully understand what you are signing. ur land alone. Seek the education and help of

to knocks on your door and offers to "cut your trees" o Miocks on your door and oriers to cut your may be worth a lot more than he is offering. ons. You will make better decisions about your

who are pressuring you to do something with "Mile are pressuring you to no someowing mun ay "No" and seek advice before doing anything.



Education Events

CENTER FOR HEIRS' PROPERTY PRESERVATION FINANCIAL ASSISTANCE PROGRAMS



Speakers:
Bryant Sansbury – CFB, Arbordne Farm Gredit
Matthew Anderson – District Conservationist, Marinen Anderson – District Gonservationist. INRGS) Matural Resources Conservation Service Nex Macintosh – Landovner Platform Manager. Silvalerra

Arborone Farm Credit Services NAMES PROGRAMS AND SERVICES Carbon Markets Tree Farm

CONNECT WITH EXPERTS HEAR FROM A FORESTER

> MADE POSSIBLE BY OUR FUNDERS: USDA/NRCS US FOREST SERVICE US ENDOVEMENT FOR FORESTRY AND COMMUNITIES MATIONAL INSTITUTE OF FOOD &

AGRICULTURE



SUSTAINABLE FORESTRY WORKSHOP Join us to learn about Timber Tax Laws and Eco-Empowerment. Date:

Time:

Location: Orangeburg 1550 Henley SI Sponsors: Clemson Cooperan South Carolina Fore

Speakers: Adam J. Kantrovich (Clean Emily Bonilla (USDA-NRC If you have any questions, please cal Dorothea Bernique (Increa

Shamaine George at (843) 745-7055 or Steorge@heirsproperty.org

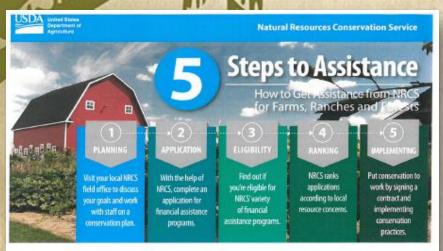


Rittenberg Blvd., Suite D 843) 745.7055 3) 745.7054 Sproperty.org









Get Started with NRCS

Do you farm or ranch and want to make improvements to the land that you own or lease? Natural Resources Conservation Service offers technical and financial assistance to help farmers, ranchers and forest landowners.



To get started with NRCS, we recommend you stop by your local NRCS field office.

NRCS provides landowners with free technical assistance, or advice, for their land. Common technical assistance includes: resource assessment, practice design and resource monitoring. Your conservation planner will help you determine if financial assistance is right for you. Please keep in mind that financial assistance is paid when work is complete.



We'll walk you through the application process. To get started on applying for

financial assistance, we'll work with you:

- To fill out an AD 1026, which ensures a conservation. plan is in place before lands with highly erodible soils are farmed. It also ensures no wetland areas are farmed. · To meet other eligibility certifications.
- Once complete, we'll work with you on the application,

Applications for most programs are accepted on a continuous basis, but they're considered for funding in different ranking periods. Be sure to ask your local NRC5 district conservationist about the deadline for the ranking period to ensure you turn. in your application in time.

USDA is an equal apportunity provider and employer.



As part of the application process, we'll make sure you are eligible.

To do this, you'll need to bring:

- · An official tax ID (Social Security number or an
- employer ID) · A property deed or lease agreement to show you have control of the property; and
- A farm tract number

If you don't have a farm tract number, you can get one from USDA's Farm Service Agency, Typically, the local FSA office is located in the same building as the local NRCS office. You only need a farm tract number if you're interested in financial assistance.



Ranking

NRCS will take a look at the applications and rank them according to local resource

concerns, the amount of conservation benefits the work will provide and the needs of applicants.



If you're selected, you can choose Implementing whether to sign the contract for the work to be done.

Once you sign the contract, you'll be provided standards and specifications for completing the practice or practices, and then you will have a specified amount of time to implement. Once the work is implemented and inspected, you'll be paid the rate of compensation for the work if it meets NRCS standards and specifications.

To find out more, go to: WWW.nrcs.usda.gov/GetStarted

Connecting Landowners to Partner Agencies

Seeking Assistance from the Natural Resource Conservation Service (NRCS)

Five Steps to Assistance

- 1. Planning
- 2. Application
- 3. Eligibility
- 4. Ranking
- **Implementation**



Technical Assistance









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Success Measures

Forward Movement for Forest Landowners





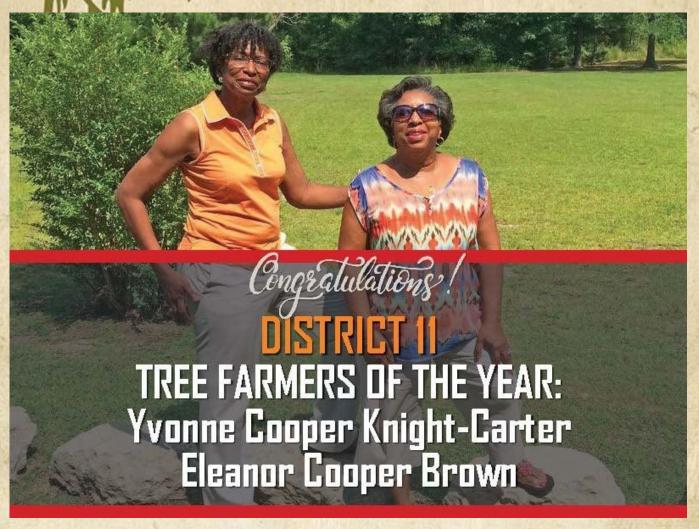


Landowner Joe Hamilton Green Pond, SC

2016 District Tree Farmer of the Year.





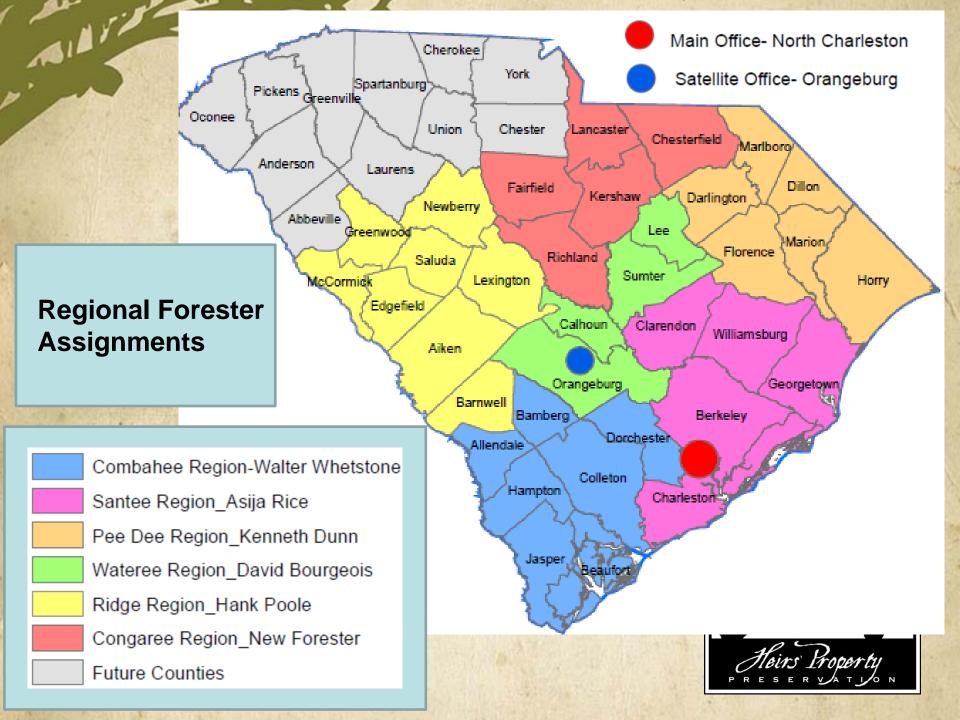






Considerations related to CHPP Forestry Services

- 1) Free forestry services available to both heirs' property landowners and landowners with clear title to property.
- 2) Landowners owning 10 or more acres of forested land (recognized by SC Forestry Commission as minimum size for working forest). Landowners with less acres encouraged to participate in educational events and to seek ways to "cluster" their land with neighbors to be more attractive to timber buyers and forestry contractors.
- 3) No income criteria. Services available to all historically underserved landowners.
- 4) Landowner's objective is to preserve land for future generations, not prepare land for sale or development.
- 5) Ability to get or already have agreement among all landowners regarding the use of the land.





Forestry Introduction



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Contact Us/For More Information



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