New Hampshire
Department of Agriculture,
Markets & Food

Shawn N. Jasper, Commissioner

75A

May 9, 2024

His Excellency, Governor Christopher T. Sununu
and the Honorable Council
State House
Concord, NH 03301

REQUESTED ACTION

1. Authorize the Department of Agriculture, Markets, and Food (DAMF), Division of Agricultural Development to provide awards as indicated in the attached table, not to exceed a total of $440,542.00 from the DAMF Crop Loss Program to five (5) recipients effective upon Governor and Council approval through September 30, 2024. This is an allowable use of ARPA SFRF funds under Section 602 (c)(I)(C) for provision of government services to the extent of the reduction in revenue. **100% Federal Funds.**

2. Contingent upon the approval of Requested Action #1, authorize DAMF to disburse advance payments to the five (5) recipients as detailed on the attached list in the amounts shown, effective upon Governor and Council approval. **100% Federal Funds.**

The individual awards for which we are requesting Governor and Executive Council approval are as follows (individual grant agreements and award notices attached):

Item #	Vendor #	Name of Agricultural Operation, Town	Award Amount Not to Exceed to be Approved	Advance Payment Amount
1	329823	Sunnycrest Farm, Inc, Londonderry	$168,743.00	$84,371.50
2	257860	Edgewater Farm, Plainfield	$12,142.00	$6,071.00
3	325063	Cadillac Farms, Alstead	$115,036.00	$57,518.00
4	272386	Lull Farm, Hollis	$35,250.00	$17,625.00
5	156614	Patch Orchard, Lebanon	$109,371.00	$54,685.50
		Total	$440,542.00	$220,271.00

Funding is available in account ARPA Emergency Crop Relief as follows:

	FY 2024
02-18-18-180010-28140000-072-502627 – Grant – Federal – Discretionary	$440,542.00

EXPLANATION

On February 21, 2024, Governor and Executive Council approved the funding for the New Hampshire Department of Agriculture, Markets, and Food Crop Loss Program (Item #59) for the purpose of providing one-time emergency assistance to agricultural operations that experienced significant crop loss due to frosts, freezes, or significant weather-related events between January 1 and November 1 of 2023.

DAMF is accepting applications from eligible farms on a rolling basis through May 15, 2024. Requests for award authorizations for those over $10,000 will be submitted to the Governor and Executive Council in "batch" approval requests.

The Award shall be administered through advance payments of 50 percent of eligible award amount upon Governor and Executive Council approval. At the conclusion of the program (May 15, 2024) total approved awards will be calculated. If the total of all eligible awards exceeds funding, remaining disbursements will be prorated for all awardees.

Within the total awards issued by DAMF in this batch, awards not to exceed $440,542.00 are being submitted for approval by Governor and Executive Council as part of this request because they exceed the $10,000 per entity threshold. Attached you will find a cumulative list of awards issued.

The Attorney General's Office has reviewed and approved the agreement as to form, substance, and execution.

Respectfully submitted,

Shawn N. Jasper
Commissioner

Cumulative Tables:

Approved by G&C Date	Vendor #	Name of Agricultural Operation, Town	Award Amount Not to Exceed to be Approved	Advance Payment Amount
Pending 5/15/2024	329823	Sunnycrest Farm, Inc, Londonderry	$168,743.00	$84,371.50
Pending 5/15/2024	257860	Edgewater Farm, Plainfield	$12,142.00	$6,071.00
Pending 5/15/2024	325063	Cadillac Farms, Alstead	$115,036.00	$57,518.00
Pending 5/15/2024	272386	Lull Farm, Hollis	$35,250.00	$17,625.00
Pending 5/15/2024	156614	Patch Orchard, Lebanon	$109,371.00	$54,685.50
5/01/2024	489435	Hazelton Orchards, LLC, Chester	$12,016.00	$6,008.00
5/01/2024	495661	Towle Emery Farm, Durham	$12,684.00	$6,342.00
5/01/2024	495750	Rossview Farm, Concord	$39,670.00	$19,835.00
5/01/2024	335574	Hemingway Farms, Charlestown	$14,560.00	$7,280.00
5/01/2024	151926	Surowiec Farm, Sanbornton	$22,764.00	$11,382.00
5/01/2024	490158	Meadow Ledge Farm, Loudon	$50,121.00	$25,060.50
5/01/2024	494052	Yawnoc Farm LLC, Jefferson	$18,184.00	$9,092.00
5/01/2024	154688	Eccardt Farm, Washington	$21,047.00	$10,523.50
5/01/2024	491905	HT Farm, Belmont	$33,019.00	$16,509.50
5/01/2024	300488	Walker Farm, Bristol	$14,908.00	$7,454.00
4/10/24	279708	Morrill Farm Dairy LLC, Penacook	$63,341.00	$31,670.50
4/10/24	156055	Windyhurst Farm Partnership, Westmoreland	$47,774.00	$23,887.00
4/10/24	489518	Lorraine T. Rodier, New Ipswich	$16,328.00	$8,164.00
4/10/24	155152	Pine Lane Farm LLC, Contoocook	$55,713.00	$27,856.50
4/10/24	319673	LeClair Acres LLC, Claremont	$149,115.00	$74,557.50
4/10/24	157643	Apple Hill Farm, Concord	$124,649.00	$62,324.50
4/10/24	264588	Mckenzie Farm, Milton	$97,588.00	$48,794.00

4/10/24	493815	Kathryn C. Kardinal, Gilmanton Iron Works	$26,908.00	$13,454.00
4/10/24	297802	Ridgeland Farm, Loudon	$10,247.00	$5,123.50
4/10/24	489428	Alyson's Orchard, Walpole	$109,877.00	$54,938.50
3/27/24	159527	Marston Farm, LLC, Pittsfield	$27,964.00	$13,982.00
3/27/24	489433	Oliver Merrill & Sons, LLC, Londonderry	$15,631.00	$7,815.50
3/27/24	280897	Gould Hill Farm, LLC, Hopkinton	$53,088.00	$26,544.00
3/27/24	329821	Kimball Fruit Farm LLC, Hollis	$17,244.00	$8,622.00
3/27/24	491858	Wende Richter, Belmont	$11,096.00	$5,548.00
3/27/24	489702	Stone Mountain Farm, LLC, Belmont	$23,048.00	$11,524.00
		Total	$1,529,126.00	$764,563.00

Marshall, Joshua

From: Marshall, Joshua
Sent: Thursday, May 9, 2024 3:15 PM
To: Dan Hicks
Subject: NHDAMF - ARPA SFRF Crop Loss Program Award Notice

New Hampshire
Department of Agriculture, Markets, and Food

Date: 5/09/2024

Applicant: Sunnycrest Farm, Inc

Grant Program: NHDAMF Crop Loss Program

Farm ID: 1040

We have reviewed your Crop Loss Program application and determined that based on the information and supporting documentation you provided in your application regarding 2023 weather-related crop loss, you are eligible for an award not to exceed $168,743.00

Please note that this award notice is still subject to final approval by the Governor and Executive Council.

How to Receive Payment:

Payment for 50 percent of the award in the above amount will be sent to you once we receive Governor and Executive Council approval. As funding allows, the remainder of your award, or prorated portion thereof, will be sent to you after the close of the program.

In order to receive payment, you must first be registered with the New Hampshire Department of Administrative Services (DAS) for a State of New Hampshire vendor ID. If you already have a vender ID and supplied it with your application, payment will be made once we receive Governor and Council approval. If you do not already have a vendor ID, please follow the steps below and after you receive your vendor ID from DAS send it via email to NHDAMF at croprelief@agr.nh.gov.

Recoupment:

As represented in the application, Applicant certifies that all information provided in the application is true, complete, accurate, and up-to-date as of the date of this award. Should a misrepresentation or inaccuracy be uncovered, Applicant is subject to recoupment and liable for repayment for the entirety of the award at the discretion of the state.

Sovereign Immunity Preserved:

Notwithstanding any terms and conditions to the contrary, this Award shall not be construed as a waiver of the State's sovereign immunity, which is hereby reserved.

Conditional Nature of Agreement:

Notwithstanding anything in this Award to the contrary, all obligations of the Department of Agriculture, Markets, and Food, including, without limitation, the continuance of payments, are contingent upon the availability or continued appropriation of funds, and in no event shall the Department of Agriculture, Markets, and Food be liable for any payments in excess of such available funds. In the event of a reduction or termination of those funds, the Department of Agriculture, Markets, and Food has the right to withhold payment until such funds become available, if ever, and shall have the right to terminate this Agreement immediately upon giving the Applicant notice of such termination.

Best,
New Hampshire Department of Agriculture, Markets, and Food

Marshall, Joshua

From: Marshall, Joshua
Sent: Thursday, May 9, 2024 3:16 PM
To: anne@edgewaterfarm.com
Subject: NHDAMF - ARPA SFRF Crop Loss Program Award Notice

New Hampshire
Department of Agriculture, Markets, and Food

Date: 5/09/2024

Applicant: Edgewater Farm

Grant Program: NHDAMF Crop Loss Program

Farm ID: 1042

We have reviewed your Crop Loss Program application and determined that based on the information and supporting documentation you provided in your application regarding 2023 weather-related crop loss, you are eligible for an award not to exceed $12,142.00

Please note that this award notice is still subject to final approval by the Governor and Executive Council.

How to Receive Payment:

Payment for 50 percent of the award in the above amount will be sent to you once we receive Governor and Executive Council approval. As funding allows, the remainder of your award, or prorated portion thereof, will be sent to you after the close of the program.

In order to receive payment, you must first be registered with the New Hampshire Department of Administrative Services (DAS) for a State of New Hampshire vendor ID. If you already have a vender ID and supplied it with your application, payment will be made once we receive Governor and Council approval. If you do not already have a vendor ID, please follow the steps below and after you receive your vendor ID from DAS send it via email to NHDAMF at croprelief@agr.nh.gov.

Recoupment:

As represented in the application, Applicant certifies that all information provided in the application is true, complete, accurate, and up-to-date as of the date of this award. Should a misrepresentation or inaccuracy be uncovered, Applicant is subject to recoupment and liable for repayment for the entirety of the award at the discretion of the state.

Sovereign Immunity Preserved:

Notwithstanding any terms and conditions to the contrary, this Award shall not be construed as a waiver of the State's sovereign immunity, which is hereby reserved.

Conditional Nature of Agreement:

Notwithstanding anything in this Award to the contrary, all obligations of the Department of Agriculture, Markets, and Food, including, without limitation, the continuance of payments, are contingent upon the availability or continued appropriation of funds, and in no event shall the Department of Agriculture, Markets, and Food be liable for any payments in excess of such available funds. In the event of a reduction or termination of those funds, the Department of Agriculture, Markets, and Food has the right to withhold payment until such funds become available, if ever, and shall have the right to terminate this Agreement immediately upon giving the Applicant notice of such termination.

Best,
New Hampshire Department of Agriculture, Markets, and Food

Marshall, Joshua

From: Marshall, Joshua
Sent: Thursday, May 9, 2024 3:18 PM
To: cadillacjerseys@gmail.com
Subject: NHDAMF - ARPA SFRF Crop Loss Program Award Notice

New Hampshire
Department of Agriculture, Markets, and Food

Date: 5/09/2024

Applicant: Cadillac Farms

Grant Program: NHDAMF Crop Loss Program

Farm ID: 1045

We have reviewed your Crop Loss Program application and determined that based on the information and supporting documentation you provided in your application regarding 2023 weather-related crop loss, you are eligible for an award not to exceed $115,036.00

Please note that this award notice is still subject to final approval by the Governor and Executive Council.

How to Receive Payment:

Payment for 50 percent of the award in the above amount will be sent to you once we receive Governor and Executive Council approval. As funding allows, the remainder of your award, or prorated portion thereof, will be sent to you after the close of the program.

In order to receive payment, you must first be registered with the New Hampshire Department of Administrative Services (DAS) for a State of New Hampshire vendor ID. If you already have a vender ID and supplied it with your application, payment will be made once we receive Governor and Council approval. If you do not already have a vendor ID, please follow the steps below and after you receive your vendor ID from DAS send it via email to NHDAMF at croprelief@agr.nh.gov.

Recoupment:

As represented in the application, Applicant certifies that all information provided in the application is true, complete, accurate, and up-to-date as of the date of this award. Should a misrepresentation or inaccuracy be uncovered, Applicant is subject to recoupment and liable for repayment for the entirety of the award at the discretion of the state.

Sovereign Immunity Preserved:

Notwithstanding any terms and conditions to the contrary, this Award shall not be construed as a waiver of the State's sovereign immunity, which is hereby reserved.

Conditional Nature of Agreement:

Notwithstanding anything in this Award to the contrary, all obligations of the Department of Agriculture, Markets, and Food, including, without limitation, the continuance of payments, are contingent upon the availability or continued appropriation of funds, and in no event shall the Department of Agriculture, Markets, and Food be liable for any payments in excess of such available funds. In the event of a reduction or termination of those funds, the Department of Agriculture, Markets, and Food has the right to withhold payment until such funds become available, if ever, and shall have the right to terminate this Agreement immediately upon giving the Applicant notice of such termination.

Best,
New Hampshire Department of Agriculture, Markets, and Food

Marshall, Joshua

From:	Marshall, Joshua
Sent:	Thursday, May 9, 2024 3:19 PM
To:	Lull Farm
Subject:	NHDAMF - ARPA SFRF Crop Loss Program Award Notice

New Hampshire
Department of Agriculture, Markets, and Food

Date: 5/09/2024

Applicant: Lull Farm

Grant Program: NHDAMF Crop Loss Program

Farm ID: 1046

We have reviewed your Crop Loss Program application and determined that based on the information and supporting documentation you provided in your application regarding 2023 weather-related crop loss, you are eligible for an award not to exceed $35,250.00

Please note that this award notice is still subject to final approval by the Governor and Executive Council.

How to Receive Payment:

Payment for 50 percent of the award in the above amount will be sent to you once we receive Governor and Executive Council approval. As funding allows, the remainder of your award, or prorated portion thereof, will be sent to you after the close of the program.

In order to receive payment, you must first be registered with the New Hampshire Department of Administrative Services (DAS) for a State of New Hampshire vendor ID. If you already have a vender ID and supplied it with your application, payment will be made once we receive Governor and Council approval. If you do not already have a vendor ID, please follow the steps below and after you receive your vendor ID from DAS send it via email to NHDAMF at croprelief@agr.nh.gov.

Recoupment:

As represented in the application, Applicant certifies that all information provided in the application is true, complete, accurate, and up-to-date as of the date of this award. Should a misrepresentation or inaccuracy be uncovered, Applicant is subject to recoupment and liable for repayment for the entirety of the award at the discretion of the state.

Sovereign Immunity Preserved:

Notwithstanding any terms and conditions to the contrary, this Award shall not be construed as a waiver of the State's sovereign immunity, which is hereby reserved.

Conditional Nature of Agreement:

Notwithstanding anything in this Award to the contrary, all obligations of the Department of Agriculture, Markets, and Food, including, without limitation, the continuance of payments, are contingent upon the availability or continued appropriation of funds, and in no event shall the Department of Agriculture, Markets, and Food be liable for any payments in excess of such available funds. In the event of a reduction or termination of those funds, the Department of Agriculture, Markets, and Food has the right to withhold payment until such funds become available, if ever, and shall have the right to terminate this Agreement immediately upon giving the Applicant notice of such termination.

Best,
New Hampshire Department of Agriculture, Markets, and Food

Marshall, Joshua

From: Marshall, Joshua
Sent: Thursday, May 9, 2024 3:20 PM
To: Patch Orchards - List
Subject: NHDAMF - ARPA SFRF Crop Loss Program Award Notice

New Hampshire
Department of Agriculture, Markets, and Food

Date: 5/09/2024

Applicant: Patch Orchards

Grant Program: NHDAMF Crop Loss Program

Farm ID: 1047

We have reviewed your Crop Loss Program application and determined that based on the information and supporting documentation you provided in your application regarding 2023 weather-related crop loss, you are eligible for an award not to exceed $109,371.00

Please note that this award notice is still subject to final approval by the Governor and Executive Council.

How to Receive Payment:

Payment for 50 percent of the award in the above amount will be sent to you once we receive Governor and Executive Council approval. As funding allows, the remainder of your award, or prorated portion thereof, will be sent to you after the close of the program.

In order to receive payment, you must first be registered with the New Hampshire Department of Administrative Services (DAS) for a State of New Hampshire vendor ID. If you already have a vender ID and supplied it with your application, payment will be made once we receive Governor and Council approval. If you do not already have a vendor ID, please follow the steps below and after you receive your vendor ID from DAS send it via email to NHDAMF at croprelief@agr.nh.gov.

Recoupment:

As represented in the application, Applicant certifies that all information provided in the application is true, complete, accurate, and up-to-date as of the date of this award. Should a misrepresentation or inaccuracy be uncovered, Applicant is subject to recoupment and liable for repayment for the entirety of the award at the discretion of the state.

Sovereign Immunity Preserved:

Notwithstanding any terms and conditions to the contrary, this Award shall not be construed as a waiver of the State's sovereign immunity, which is hereby reserved.

Conditional Nature of Agreement:

Notwithstanding anything in this Award to the contrary, all obligations of the Department of Agriculture, Markets, and Food, including, without limitation, the continuance of payments, are contingent upon the availability or continued appropriation of funds, and in no event shall the Department of Agriculture, Markets, and Food be liable for any payments in excess of such available funds. In the event of a reduction or termination of those funds, the Department of Agriculture, Markets, and Food has the right to withhold payment until such funds become available, if ever, and shall have the right to terminate this Agreement immediately upon giving the Applicant notice of such termination.

Best,
New Hampshire Department of Agriculture, Markets, and Food