Boundaries and Easements
Lexington, KY - Thursday, September 12, 2019

You’ll be able to:

Apply boundary location principles and interpret land descriptions.

Outline boundary dispute resolution techniques.

Accommodate the rights of mineral owners and surface land owners.

Learn about creation, maintenance and termination of easements.

Discuss trespass, and learn how to maintain and defend claims for adverse possession.

Study riparian and water rights, including access to and use of surface water and groundwater.

Learning Objectives

Agenda

Locating Land Boundaries on Paper (And on the Ground)  B. Savage

- Interpreting land descriptions
- Metes and bounds - Lot and block
- Dos and don'ts for writing descriptions

Applying principles of boundary location
- Collecting and evaluating all types of boundary evidence: documents, physical evidence, people, surveys
- Locating the described land on a map
- Locating the described land on the ground
- Understanding and using geographic information systems (GIS)

Solving land description and boundary location problems

Identifying, Classifying and Locating Easements  B. Savage

What is and is not an easement
- Reviewing state law on easements
- Creating easements: easements by necessity, easements by use, written easements
- Identifying critical distinctions between easements in gross, easements appurtenant and prescriptive easements
- Maintaining easements
- Knowing when and how to terminate easements
- Obstructing use of easements and determining remedies for obstruction

Defining, Classifying and Locating Easements

Identifying, Classifying and Locating Easements

Overview: Accommodating the Rights of Mineral Owners and Surface Owners
W. Collier

Legal rights of mineral and surface owners
- Legal and practical exercise of access rights
- Where do one party’s rights end and the other’s begin?
- Rights of adjacent property owners
- Resolving disputes

Defining Trespass and Adverse Possession  B. Savage

Defining trespass
- Reviewing the history of adverse possession
- Maintaining a claim for adverse possession
- Statute of limitations
- Elements of a claim
- Defending against a claim for adverse possession
- Examining recent adverse possession cases

Resolving Boundary Disputes  B. Savage

Types of boundary disputes
- Adverse possession, easements, boundaries
- Obtaining and reviewing boundary evidence
- Methods for establishing disputed boundaries
- Participating in dispute resolution techniques
- Litigation, arbitration, mediation, agreements, title insurance
- Examining boundary dispute case studies, exploring techniques for resolving sample disputes

Understanding Riparian and Water Rights  B. Savage

History and development of riparian rights
- Determining land boundaries near the water line
- Determining access rights to surface waters
- Determining rights to groundwater
- Complying with regulations restricting access to and use of surface water and groundwater

Professional Engineers &
Land Surveyors
7.5 PDHs

Landmen
7.5 AAPL CE Hours

Attorneys
7.5 Kentucky CLE Hours
7.5 Indiana CLE Hours
7.5 Ohio CLE Hours

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Faculty

Barry Savage
Survey Products Group Manager with Tennessee Valley Authority in Chattanooga, TN

Mr. Savage is currently manager of the Survey Products Group at the Tennessee Valley Authority (TVA) in Chattanooga, Tennessee. Prior to his service at TVA he was in private survey practice for 10 years specializing in dispute resolution and expert witness services. He has supervised several disputed state boundaries to resolve jurisdictional conflicts. Mr. Savage is an adjunct professor at Cleveland State Community College where he teaches courses in boundary law, geodesy, GIS, and surveying fundamentals. He has researched and retracted the historical surveys of Henry David Thoreau and has published several articles on the subject. Mr. Savage teaches exam review and continuing education seminars at various state and local conferences across the country. He has served as director of production for Cook and Spencer Consultants in Chattanooga. Mr. Savage was senior designer at Pui Consulting Engineers where he worked on structural and environmental design. And, he was a survey supervisor at Whitfield Engineering in Dalton, Georgia. Mr. Savage received his B.S. degree, with high honors, in civil engineering technology from the University of Tennessee at Martin.

Wayne F. Collier
Member of Kinkead & Stilz, PLLC in Lexington

Mr. Collier concentrates his practice in the areas of civil litigation and appellate practice that often concerns real estate. Those property disputes involve many issues and claims such as quieting title, trespass, injunctive relief, mineral rights, boundaries, adverse possession and encroachments, deed and contract construction, and related tort claims, both real and personal. Mr. Collier is a graduate of the University of Kentucky (B.A. degrees, with high distinction, in English, Economics and Music Theory and Composition) and of the University of Kentucky College of Law (J.D. degree).

Seminar Information

Four Points by Sheraton Lexington
301 East Main Street
Lexington, KY 40507
(859) 259-1311

Faculty

Phone: 859-259-1311
Fax: 606-272-3381
Email: faculty@fourpointslexington.com
Website: www.fourpointslexington.com

How to Register

• Call customer service at 715-835-5900
• Mail-in or fax the attached form to 715-835-6066
• Visit us online at www.halfmoonseminars.org

Tuition

$269 for individual registration
$289 for three or more registrations.

Included with your registration: Complimentary continental breakfast and printed seminar manual.

Receive a reduced tuition rate of $101 for individual registration

Registration

Registration: 8:00 - 8:30 am
Morning Session: 8:30 am - 12:45 pm
Lunch (on your own) 12:45 - 1:45 pm
Afternoon Session: 1:45 - 5:30 pm

Can't Attend? Order the Manual and Audio from the Live Seminar as a Self-Study Package!

Registration

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How to Register

Online:
www.halfmoonseminars.org

Phone:
715-835-5900

Fax:
715-835-6066

Mail:
HalfMoon Education Inc., PO Box 278, Altoona, WI 54720-0278

Tuition

(1) I will be attending the live seminar. Single Registrant - $289.00. Three or more registrants from the same company registering at the same time - $269.00 each.
(2) I am not attending. Please send me the self-study package:
☐ Downloadable MP3 Audio/PDF Manual for $269.00.
☐ CD/Manual Package for $289.00.
(S&H included. Please allow five weeks from seminar date for delivery)

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Additional Learning

Webinar Series

NFPA 70E
- NFPA 70E, Part I
  Wed., July 24, 2019, 11:00 AM - 3:30 PM CDT
- NFPA 70E, Part II
  Thurs., July 25, 2019, 11:00 AM - 3:30 PM CDT

Shallow Foundations
- Evaluating Building Sites
  Thurs., July 25, 2019, 11:00 AM - 12:30 PM CDT
- Shallow Foundation Design
  Thurs., July 25, 2019, 1:00 - 2:30 PM CDT

Special Considerations in Foundation Design and Construction
- Soil Improvement and Foundation Diagnosis and Repair
  Fri., July 26, 2019, 1:00 - 2:30 PM CDT

Foundation Damage and Repair
- Science of Structures and Soils
  Tues., July 30, 2019, 11:00 AM - 12:50 PM CDT
- Foundation Design and Construction
  Tues., July 30, 2019, 1:00 - 2:30 PM CDT
- Diagnosing Foundation and Slab Damage and Evaluating Repair Methods
  Wed., July 31, 2019, 11:00 AM - 12:30 PM CDT
- Diagnosing Basement Wall Damage and Evaluating Repair Methods
  Wed., July 31, 2019, 1:00 - 2:30 PM CDT

Off-grid Master Class
- Off-grid Master Class, Part I
  Thurs., August 1, 2019, 11:00 AM - 2:15 PM CDT
- Off-grid Master Class, Part II
  Fri., August 2, 2019, 11:00 AM - 2:15 PM CDT

Stormwater Infiltration
- Infiltration and Soil: Water Science
  Thurs., August 8, 2019, 11:00 AM - 12:30 PM CDT
- Infiltrating Stormwater and Maximizing Infiltration
  Thurs., August 8, 2019, 1:00 - 2:30 PM CDT
- Improving Infiltration with Low Impact Development Techniques
  Fri., August 9, 2019, 11:00 AM - 12:30 PM CDT

Continuing Education Credit Information

This seminar is open to the public. It has been approved for 7.5 CEHs for Kentucky, Indiana and Ohio attorneys. This course offers 7.5 PDHs to Kentucky engineers and land surveyors. Courses for Kentucky engineers and land surveyors are not subject to prior approval. The American Association of Professional Landmen has approved this program for 5.5 BL, RPL, or CPL recertification credits and no CPL/ESA recertification or ethics credits. Attendance will be monitored and reported, as required. Attendance certificates will be available after the seminar for most individuals who complete the entire event. Attendance certificates not available at the seminar will be mailed to participants within fifteen business days.

How to Register

(1) I am not attending. Please send me the self-study package:
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☐ CD/Manual Package for $289.00.
(S&H included. Please allow five weeks from seminar date for delivery)

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