

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

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

Boundaries and Easements

Lexington, KY - Thursday, September 12, 2019

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Learning Objectives

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 ground water.



Boundaries and Easements

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Learn about creation, maintenance and termination of easements

Study riparian and water rights,

Outline boundary dispute resolution techniques

Discuss trespass and maintain and defend claims for adverse possession

Accommodate rights of mineral owners and surface land owners

Continuing Education Credits

Attorneys

7.5 Kentucky CLE Hours

7.5 Indiana CLE Hours

7.5 Ohio CLE Hours

Professional Engineers & Land Surveyors

7.5 PDHs

Landmen

7.5 AAPL CE 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 surveyed 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 retraced 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 Psi 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

1938 Stanton Way
Lexington, KY 40511
(859) 259-1311

Tuition

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

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

Receive a reduced tuition rate of \$101 by registering to be our on-site coordinator for the day. For availability and job description, please visit www.halfmoonseminars.org.

How to Register

- Visit us online at www.halfmoonseminars.org
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- Call customer service at 715-835-5900

Cancellations: Cancel at least 48 hours before the start of the seminar, and receive a full tuition refund, minus a \$39 service charge for each registrant. Cancellations within 48 hours will receive a credit toward another seminar or the self-study package. You may also send another person to take your place.

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

Continuing Education Credit Information

This seminar is open to the public. It has been approved for 7.5 CLE hours 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 preapproval.

The American Association of Professional Landmen has approved this program for 7.5 RL, 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.

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

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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

Thur., 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

Fri., July 26, 2019, 11:00 AM - 12:30 PM CDT

• 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 - 12:30 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

For more information visit:
www.halfmoonseminars.org/webinars/

Registration

Boundaries and Easements

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