Identifying, Classifying and Locating Easements
S. McKinley

- 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

Creating and Managing Highway Rights-of-Way
M. Pallamary

- Identifying potential rights-of-way
- Negotiating and valuing easements
- Rights included in right-of-way
- Landowner rights
- Maintenance of right-of-way
- Alterations and encroachments

Trespass, Adverse Possession and Other Unauthorized Access to Land
B. Grabske

- Elements of civil trespass to land
- 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

Eminent Domain Law
B. Lichman

- Understanding eminent domain powers
  - Source of eminent domain powers
  - History of the exercise of eminent domain powers
  - Types of eminent domain “ takings ”
- Just compensation: valuing “ taken ” property
- Privatization of eminent domain and other current issues

Participating in the Condemnation Process
D. Wance

- Condemnation process for government use
- Hearing and right of appeal
- Valuing the property taken
- Condemnation process for utility and other quasi-public use

Learning Objectives

You’ll be able to:

Describe critical distinctions between easements in gross, easements appurtenant and prescriptive easements.

Identify particular rights included in a right-of-way, and consider the rights of private landowners.

Review the elements of a claim for civil trespass to land.

Examine recent cases on adverse possession.

Learn about types of eminent domain “ takings ,” and get tips on valuing “ taken ” property.

Participate in the condemnation process.

California Easements, Rights-of-Way, & Eminent Domain
San Diego, CA - Friday, April 17, 2020

Identify, classify and locate easements

Review laws relating to the power of eminent domain and the types of eminent domain takings

Create and maintain highway rights-of-way

Participate in the condemnation process

Review laws relating to trespass, adverse possession and other unauthorized access to land

Continuing Education Credits

California Attorneys
6.5 CLE Hours
Professional Engineers and Land Surveyors
Non-Credit Continuing Ed.
Steven A. McKinley has been the managing partner at Freeland McKinley & McKinley since 2011. His trial court and appellate experience spans 40 years in easement law, eminent domain and inverse condemnation, real property, construction defects, real estate broker liability, land use, agreed boundaries, and adverse possession. Mr. McKinley is admitted to practice before all courts in the State of California and is a member of the California State Bar Association.

Michael Pallamary is the president of Pallamary & Associates of La Jolla. He is a founding member of the Land Surveyors Advisory Council on Ethical Standards and has testified as an expert in local, regional and federal courts testifying as to the preparation and interpretation of land survey package. You may also send another person to take your place.

Bradford Grabske specializes in real estate and complex business litigation. His practice is focused on assisting landowners, businesses, and public agencies with eminent domain, inverse condemnation, contract disputes, land use and environmental issues. Mr. Grabske has successfully represented clients in high stakes trials and before the Court of Appeals. He has also been recognized as a “Rising Star” in Los Angeles magazine’s Southern California Super Lawyer edition.

Barbara E. Lichman, Ph.D., has an extensive and successful record representing airports, municipalities, developers, and other public and private clients in litigation and administrative proceedings under Federal Aviation statutes such as the Airline Deregulation Act and Airport Noise and Capacity Standards Act, the California Public Utilities Code governing land use in airport environs (Aeronautics Act); and federal and state environmental statutes including the National Environmental Policy Act, the Federal Clean Air Act, the Federal Clean Water Act, the California Environmental Quality Act, and the California Coastal Act. She has also successfully represented clients in litigation involving land use issues such as inverse condemnation, development agreements and specific plan amendments. Dr. Lichman holds a doctorate in urban and regional planning.

Douglas E. Wance is a shareholder and former chair of Buchalter’s Land Use Practice Group. Mr. Wance has built a cross-disciplinary practice involving land use and entitlements, water resources, environmental compliance, natural resources and public law through the representation of both public agencies and private businesses throughout California. He has handled all aspects of these substantive areas, from advising clients regarding the applicability of the law, to guiding clients through a permitting or entitlement process, or defending clients subject to enforcement actions. Mr. Wance has successfully represented businesses and public agencies in sophisticated financial, real estate, water resource, environmental compliance, and land development matters in court and before administrative agencies. His land use and entitlement background includes representation of residential developers, public and private agencies, businesses, and other commercial businesses in all phases of project development before local and state agencies, city councils, and county boards of supervisors. Mr. Wance has assisted clients in obtaining development and environmental permits and project approvals for power plants, schools, mixed use, and industrial development projects.

Mr. Grabske’s eminent domain experience includes total and partial takings, inverse condemnation, loss of business goodwill, precondemnation delay, environmental contamination issues, eminent domain permitting issues, access impairment, and right to take claims. He also assists clients with California Environmental Quality Act (“CEQA”) and National Environmental Policy Act (“NEPA”) matters.

Continuing Education Credit Information
This seminar is open to the public. The State Bar of California has approved HalfMoon Education as an MCLE sponsor, and this program offers 6.5 CLE hours to attorneys and paralegals. This program offers a non-credit continuing education opportunity to California engineers and land surveyors. Continuing education is not required for license maintenance in California. Those seeking continuing education credit in other states will be able to apply the hours earned at this seminar, in most cases. Refer to specific state continuing education rules to determine eligibility.

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Additional Learning
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Foundation Damage and Repair
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Wed, March 4, 2020, 11:00 AM - 12:30 PM CST
• Foundation-Slab Wall Design and Construction
Wed, March 4, 2020, 1:00 - 2:30 PM CST
• Evaluation of Foundation-Slab Damage and Repair Alternatives
Thurs, March 5, 2020, 11:00 AM - 12:30 PM CST
• Evaluation of Foundation Wall Damage and Repair Alternatives
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Registration
California Easements, Rights-of-Way, & Eminent Domain
San Diego, CA - Friday, April 17, 2020
How to Register
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Complete the entire form. Attach any necessary documents.

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