

Agenda

Locating Land Boundaries on Paper (And on the Ground)

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

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 Trespass and Adverse Possession

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

Avoiding, Identifying and Resolving Ethical Issues in Land Transactions and Disputes

Conflicts of interest: identifying your client

What duties do you owe, and to whom do you owe them?

When ethical rules conflict

Do you need to maintain confidentiality, and for whom?

Complying with your professional responsibility for honesty and truthfulness

Practicing only in areas of competence

Taking referrals from other professionals

Understanding Riparian and Water Rights

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

Understanding Utility Easements and Rights of Way

Current law on utility rights of way

- Federal laws and regulations
- State laws and regulations

Types of utilities affected

- Electric, water, natural gas, telecommunications, satellite communications

Basis for and definition of the easement

Encroachments and interferences

Maintenance

Environmental issues

Condemnation law

Current issues involving utility easements

Boundaries, Easements & Ethics

Albany, NY - Friday, October 5, 2018

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Learning Objectives

You'll be able to:

Review land description and boundary location principles.

Explore riparian rights and determine land boundaries near the water line.

Examine private easements and utility easements, and get tips on creating, maintaining and terminating easements.

Understand trespass and adverse possession.

Comply with ethics standards while working on land transactions and disputes.



Boundaries, Easements & Ethics

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Review land description and boundary location principles

Understand trespass and adverse possession

Discuss ethical issues encountered in land transactions and disputes

Examine types of easements, and get tips on creating, maintaining and terminating easements

Explore riparian rights, and determine land boundaries near the water line

Continuing Education Credits

Attorneys

8.0 New York CLE Hours (1.0 Ethics)

8.0 New Jersey CLE Hours (1.0 Ethics)

Professional Engineers &

Professional Land Surveyors

6.5 Continuing Ed. Hours (1.0 Ethics)



HalfMoon Education Inc.
WWW.HALFMOONSEMINARS.ORG

Faculty

Matthew A. Noviello , Esq., P.E., L.S.
Principal in Noviello & Noviello, Esqs. and Principal in Matthew A. Noviello, P.E., L.S. in Carmel, NY

Mr. Noviello is an attorney-at-law, a professional engineer, and land surveyor who enjoys teaching. He has taught real property law, survey law and, more recently, alpine skiing. Mr. Noviello received his Masters of Engineering degree, his Bachelor of Science degree in Industrial Engineering, with honors, and his AAS degree in Engineering, all from Rochester Institute of Technology. He received his Juris Doctor degree from Rutgers University School of Law-Newark. Mr. Noviello has maintained professional engineering and general practice law firms since 1984 and has practiced land surveying since 1991, ten years in industry and six years in government. He is a licensed professional engineer in the states of New York, Connecticut, New Jersey, and Pennsylvania. Mr. Noviello is a New York and Connecticut-licensed land surveyor. He holds law licenses in New York State Courts, US Supreme Court, Federal Court for the Southern District of New York and Federal Court for the State of New Jersey.

Here’s what past attendees had to say about the program and presenter Matthew Noviello:

“Very interesting. Tied topics to real life situations.” — *Surveyor*

“Excellent presentation.” — *Attorney*

“I really enjoyed this seminar.” — *Architect*

Seminar Information

Hilton Garden Inn Albany Airport
800 Albany Shaker Road
Albany, NY 12211
(518) 464-6666

Registration
8:00 - 8:30 am
Morning Session
8:30 am - 12:15 pm
Lunch (on your own)
12:15 - 1:15 pm
Afternoon Session
1:15 - 4:40 pm

Tuition

\$279 for individual registration
\$259 for three or more registrations.

Each registration includes a complimentary continental breakfast and printed seminar manual.

How to Register

- Visit us online at www.halfmoonseminars.org
- Mail-in or fax the attached form to 715-835-6066
- 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. You may also send another person to take your place.

Continuing Education Credit Information

This seminar is open to the public. HalfMoon Education is certified by the New York State CLE Board as an Accredited Provider of CLE programs.* This traditional format course offers 7.0 Areas of Professional Practice hours and 1.0 ethics CLE hour (8.0 total NY CLE hours) suitable for new and experienced attorneys.

HalfMoon Education Inc. is a New Jersey CLE Service Provider (No. 164), and this course offers 8.0 CLE hours, including 1.0 ethics hour, to New Jersey attorneys.

HalfMoon Education is approved as a continuing education provider by the New York State Education Department/State Board for Engineering and Land Surveying (Sponsor No: 35). This event provides up to 6.5 continuing education hours, including 1.0 ethics hour, to New York engineers and land surveyors.

Attendance will be monitored, and attendance certificates will be available at the seminar for those who attend the entire event. Attendance certificates not available at the seminar will be mailed to participants within fifteen business days.

*HalfMoon Education will provide financial hardship assistance to New York attorneys who wish to attend this event. Contact Doug Chapman at doug@halfmoonseminars.org for details.

Additional Learning

Webinar Series

- Off-grid Photovoltaic Master Class**
- **Off-grid Photovoltaic Master Class, Part I**
Wed., Oct. 3, 2018, 11:00 AM - 2:15 PM CDT
 - **Off-grid Photovoltaic Master Class, Part II**
Thurs., Oct. 4, 2018, 11:00 AM - 2:15 PM CDT

- Stormwater Management Systems**
- **Basics of Stormwater Regulations and Requirements, Including New EPA Regulations**
Thurs., Oct. 4, 2018, 11:00 AM - 12:00 PM CDT
 - **Working with the Regulator**
Thurs., Oct. 4, 2018, 12:30 - 2:00 PM CDT
 - **Site Planning and Choosing Best Management Practices**
Fri., Oct. 5, 2018, 11:00 AM - 12:00 PM CDT
 - **Long-term Stormwater Management Practices**
Fri., Oct. 5, 2018, 12:30 - 2:00 PM CDT

- Floodplain Mapping and Regulation**
- **Floods, Floodplains and Introduction to Floodplain Management**
Wed., Oct. 10, 2018, 11:00 AM - 12:30 PM CDT
 - **Flood Maps and Flood Zones**
Wed., Oct. 10, 2018, 1:00 - 2:30 PM CDT
 - **Elevations in the National Flood Insurance Program (NFIP) and Floodplain Regulation**
Thurs., Oct. 11, 2018, 11:00 AM - 12:30 PM CDT
 - **Practical Floodplain Management**
Thurs., Oct. 11, 2018, 1:00 - 2:30 PM CDT

- HEC-RAS Webinar Series**
- **Hydraulic Principles and Applications**
Thurs., Oct. 18, 2018, 11:00 AM - 1:00 PM CDT
 - **Working with the HEC-RAS User Interface**
Thurs., Oct. 18, 2018, 1:30 - 3:00 PM CDT
 - **Water Surface Profiling**
Fri., Oct. 19, 2018, 11:00 AM - 1:00 PM CDT
 - **Steady Flow Surface Profile Demonstrations**
Fri., Oct. 19, 2018, 1:30 - 3:30 PM CDT

- Construction Cost Estimating**
- **Introduction to Cost Estimating**
Thurs., Oct. 25, 2018, 11:00 AM - 12:30 PM CDT
 - **Cost Components – A Closer Look at the Estimates**
Thurs., Oct. 25, 2018, 1:00 - 3:00 PM CDT
 - **Cost Estimate Organization and Examples**
Fri., Oct. 26, 2018, 11:00 AM - 1:00 PM CDT
 - **Cost Estimating Topics**
Fri., Oct. 26, 2018, 1:30 - 3:00 PM CDT

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

Registration

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How to Register	Registrant Information
Online: www.halfmoonseminars.org	Name: _____ Company/Firm: _____ Address: _____ City: _____ State: _____ Zip _____ Occupation: _____ Email: _____ Phone: _____
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Complete the entire form. Attach duplicates if necessary.	Email address is required for credit card receipt, program changes, and notification of upcoming seminars and products. Your email will not be sold or transferred.
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Tuition () I will be attending the live seminar. Single Registrant - \$279.00 . Three or more registrants from the same company registering at the same time - \$259.00 each.
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