

Agenda

Boundary Law N. Perry

- Understanding basic principles of boundary law
 - Determine the intent of the grantor
 - Follow the steps of the original surveyor
- Evaluating boundary evidence
 - Legal descriptions, natural monuments, artificial monuments, adjoining boundaries, surveys and maps, statements and testimony
- Methods for resolving boundary disputes

Understanding Adverse Possession J. Wilkie

- The history of adverse possession
- Statutory law
- Case law on adverse possession
- Maintaining a claim for adverse possession
 - Statute of limitations
 - Elements of a claim
- Defending against a claim for adverse possession
- Practical location of boundaries

Land Use Law N. Ghosh

- Understanding land use law
 - Comprehensive planning
 - Subdivision platting
 - Zoning
 - Restrictive covenants/deed restrictions
 - Nuisance
- Handling land use approvals
 - Plats
 - Re-zoning, including PUD, PD, SUP, CUP
 - Variances
 - Special exceptions
 - Interpretations/appeal of staff decisions
- Administrative appeals
- Litigation

Eminent Domain and Condemnation Law A. Duvoisin

- Understanding eminent domain powers
 - Source of eminent domain powers
 - History of the exercise of eminent domain powers
 - Types of eminent domain “takings”
- Participating in the condemnation process
- Appealing a condemnation decision
- Understanding regulatory “takings” and inverse condemnation

The Law of Easements J. Oxford

- Understanding the legal concept of easements
 - Types of easements
- Creating easements
 - Drafting easements
- Terminating easements
- Understanding conservation easements

Land Laws for Civil Engineers and Land Surveyors

Raleigh, NC - Wednesday, January 29, 2020



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Learning Objectives

You'll be able to:

Understand basic principles of boundary law and review methods for resolving boundary disputes.

Explore eminent domain powers, and learn how to participate in the condemnation process.

Discuss land use planning and zoning, and get tips on handling land use approvals.

Review the history of adverse possession, and get tips on maintaining and defending adverse possession claims.

Understand the legal concept of easements, and learn how to create and terminate them.



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Evaluate land boundary evidence, including legal descriptions and natural and artificial monuments

Learn about maintaining and defending claims for adverse possession

Understand comprehensive land use planning, zoning and variances

Understand the government's eminent domain powers

Discuss regulatory takings and inverse condemnation

Review different types of easements and learn how they are created

Continuing Education Credits

This seminar offers 6.5 PDHs to North Carolina professional engineers and land surveyors.



Faculty

Nolan Perry *Partner/Owner at Morgan & Perry Law*
Mr. Perry is one of the founding partners of Morgan & Perry Law, P.L.L.C. As a partner at the firm, he leads the practice's Real Estate Division. Mr. Perry's primary focus is on residential and commercial transactions. He approaches each case using Morgan & Perry Law's philosophy of client-based, holistic service to create an enduring relationship with clients. Mr. Perry graduated from Campbell University's Trust and Wealth Management program with a bachelor's degree of Business Administration and a minor in Financial Planning, and he also graduated from Norman Adrian Wiggins School of Law at Campbell University. During his time in law school, he served as an officer in the Campbell Law Honor Court, Old Kivett Advocacy Council, and the Federalist Society. He also volunteered with Legal Aid of North Carolina and Disability Rights NC. While in law school, Mr. Perry worked for United States Magistrate Judge James E. Gates, interned at the Federal Public Defender's Office, and represented criminal defendants as a clerk at the Powell Law Firm.

Jessica Wilkie *Partner at Hansen, Howell & Wilkie*
Ms. Wilkie is a partner with Hansen, Howell & Wilkie, PLLC, in Raleigh. Upon graduating from law school at UNC-Chapel Hill, she began her practice as a real estate attorney, focusing on residential closings and civil litigation. Gradually the firm transitioned away from a transactional practice toward more litigation, including quiet title, adverse possession, eminent domain, and condemnation matters. Ms. Wilkie also serves as North Carolina outside underwriting counsel for Alliant National Title Insurance Company.

Nil Ghosh *Attorney at Morningstar Law Group*
Mr. Ghosh is a real estate lawyer in Raleigh who focuses his practice on land use and zoning and commercial real estate. Before practicing law, he worked in land development with a locally-based company. His background in the business better enables Mr. Ghosh to understand his clients' needs and assist them in obtaining and protecting entitlements from local governments and state agencies. He also supports the firm's transactional real estate law practice and has experience with reviewing and drafting lease and purchase agreements as well as other real estate-related documents. Mr. Ghosh is proud to call Durham his home and hopes to help shape the bright future of his hometown.

Seminar Information

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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.

Anne Duvoisin *Attorney at Henson Fuerst*
Ms. Duvoisin joined Henson Fuerst in 2003, having litigated complex cases in courts across the state of North Carolina. With nearly 40 years of experience, she focuses on land condemnation, land contamination, and related claims. A frequent lecturer, Ms. Duvoisin teaches continuing education courses for other lawyers and educates public groups in-state, nationally, and internationally. She enjoys helping clients throughout North Carolina, including Western North Carolina. Ms. Duvoisin has served in leadership roles as both the District Bar President for the 24th Judicial District of North Carolina (a five-county district in western North Carolina) and as the Watauga County Bar Association President.

Kenneth Sack *Attorney at Henson Fuerst*
Mr. Sack joined the Henson Fuerst land condemnation division after eight years in the office of the North Carolina Attorney General. There, he represented the Department of Transportation's Construction and Condemnation sections litigating all types of condemnation claims on behalf of the State—including commercial properties, convenience stores, shopping centers, residential and agricultural properties, and billboard display advertisements. Mr. Sack brings to Henson Fuerst over 20 years of experience representing clients and litigating cases at the trial and appellate court levels. He also has extensive experience in pre-trial litigation and mediations.

Jennifer Oxford *Attorney at Morningstar Law Group*
Ms. Oxford focuses her practice in commercial real estate law. She assists her clients with all aspects of real estate development, including acquisitions, sales, financings, development, and leasing. Ms. Oxford has a passion for real estate which, combined with an undergraduate degree in Civil Engineering and a master's degree in Regional Planning, uniquely situates her to understand clients' needs and provide relevant advice.

Additional Learning

Webinar Series
Commercial Solar Peaker Batteries

- **Part I**
Wed., Feb. 5, 2020, 11:00 AM - 2:15 PM CST
- **Part II**
Thurs., Feb. 6, 2020, 11:00 AM - 2:15 PM CST

Pumping and Piping Systems
• **Introduction to Pumps: Operation, Principles and Calculations**
Thurs., Feb. 6, 2020, 11:00 AM - 1:00 PM CST

• **Pumping and Piping Design Standards and Codes**
Thurs., Feb. 6, 2020, 1:30 - 2:30 PM CST

• **Piping System Components, Materials and Calculations**
Fri., Feb. 7, 2020, 11:00 AM - 1:00 PM CST

• **Handling Pump and Piping System Problems**
Fri., Feb. 7, 2020 , 1:30 - 2:30 PM CST

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Registration

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