

Agenda

Development of Utah Road and Highway Laws

J. Stahl

- State of Deseret
- Utah Territory
 - Preemptions, townsites and subdivisions
 - Road dedications by plat
- Utah statehood
 - State land grants
- Road case study

Identifying, Classifying and Locating Easements

J. Stahl

- 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

Eminent Domain Law

J.C. Smith
C. Preece

- 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

J.C. Smith
C. Preece

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

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Utah Easements, Roads, and Eminent Domain

Live, Interactive Webinar - Wednesday, June 29, 2022

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Learning Objectives

You'll be able to:

- Explore** the development of road laws in Utah.
- Discuss** road dedications by plat.
- Identify, classify** and **locate** private easements.
- Discuss** remedies for obstruction of easements.
- Examine** Utah eminent domain law.
- Participate** in the condemnation process.
- Value** “taken” property.



HalfMoon Education Live Webinars

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Continuing Education Credits

Utah Engineers & Land Surveyors
6.5 PDHs

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Faculty

John B. Stahl is a professional land surveyor and president of Cornerstone Professional Land Surveys, Inc. has been involved in land surveying, engineering and related fields since 1976, specializing in boundary retracement and boundary dispute resolutions and litigations. He is licensed in the States of Utah and Montana. In addition to the operation of his business, Mr. Stahl serves as an adjunct professor at Salt Lake Community College where he lectures 54 hours per year on the fundamental elements of Land Boundary Law. Mr. Stahl was formerly the instructor for the Land Survey Mathematics and Ethics & Liability Courses. He also participates annually in Boundary Law Seminars for the National Business Institute (NBI) and HalfMoon Education. He is also a member of the Utah Council of Land Surveyors (UCLS) serving as its chair in 1992. Mr. Stahl takes an active role in education and legislative concerns of the profession.

Mr. Stahl provides expert witness services and assistance to attorneys, title companies, developers and land owners. He can assist with the necessary title research, historical research and analysis of land boundary or title problems. His insight and expert application of legal principles affecting the location of boundary lines or the rights, title or interests of property will provide an element of certainty necessary for knowledgeable, informed decisions. Mr. Stahl can provide input and assistance in the litigation process in the preparation of complaints, responses, interrogatories, and requests for production. He can prepare surveys, reports, affidavits and exhibits necessary for presentation in the courtroom.

Webinar Information

Log into Webinar 8:00 - 8:30 am MDT	Break 12:30 - 1:30 pm MDT
Morning Session 8:30 am - 12:30 pm MDT	Afternoon Session 1:30 - 4:30 pm MDT

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Mr. Stahl has over 27 years of experience and involvement in the land surveying profession. He will utilize his years of experience and knowledge in the field of land surveying as well as more than 15 years of business ownership to meet the land surveying needs of his clients. He keeps abreast of current events within the profession to further the education of the public and career students. His background enhances projects through the proper analysis and determination of boundary locations and encroachments, and their impact upon rights, title and interests.

J. Craig Smith has more than three decades of experience as an attorney, in which he has successfully handled a number of complex water disputes, land use disputes, takings claims, and other issues. He has argued over 30 appeals to the Utah Supreme Court. Mr. Smith has represented public and private parties in takings claims arising from land use decisions, represented numerous water users in successful settlement of instream flow claims on the San Rafael River, and won appeals for municipalities and water entities before the Utah and New Mexico Supreme Courts. His most notable projects include securing the water rights for Duchesne City through an act of Congress, successfully entitling and securing water rights for a multimillion-dollar resort in Kane County, and creating the first municipal natural gas utility in Utah.

Clayton H. Preece joined Smith Hartvigsen in 2014 upon his graduation from The George Washington University Law School. Mr. Preece represents individuals and businesses in a wide range of litigation matters, including business and construction disputes, products liability, natural resources, oil and gas, and covenants not to compete. He also has experience in settlement negotiations and mediation.

Additional Learning

Soil Mechanics, Bearing Capacity and Slope Stabilization
- Wednesday, May 25, 2022 | 7:30 am - 3:30 pm MDT

Federal Wetlands Science, Law, and Compliance
- Friday, June 3, 2022 | 8:00 am - 3:00 pm MDT

Open Channel Hydraulics and Design
- Friday, June 10, 2022 | 7:30 am - 3:30 pm MDT

Erosion and Sediment Control
- Tuesday, June 14, 2022 | 8:00 am - 12:00 pm MDT
- Thursday, June 16, 2022 | 8:00 am - 12:00 pm MDT

Seismic Ground Motions for Seismic Design
- Thursday, June 16, 2022 | 7:30 am - 3:30 pm MDT

The NEW 2021 Minimum Standards for ALTA/NSPS Land Title Surveys
- Tuesday, June 21, 2022 | 8:00 - 11:15 am MDT

The Art of Retracement for Surveyors
- Wednesday, June 22, 2022 | 7:30 am - 3:00 pm MDT

Slope Stabilization and Landslide Prevention
- Thursday, June 23, 2022 | 7:30 am - 2:30 pm MDT

Creating a HEC-RAS Model
- Tuesday, June 28, 2022 | 7:30 am - 3:00 pm MDT

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Registration

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