

HalfMoon Education Live Continuing Education Webinars

# Kentucky Easements, Rights-of-Way, and Eminent Domain

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**Online - Wednesday, December 7, 2022 | 8:30 am - 4:00 pm CST**

**Credits:**

Professional Engineers: 7.0 PDHs (50-Minute Hours)

Land Surveyors: 7.0 PDHs (50-Minute Hours)

Attorneys: 6.0 CLE Hours

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## Webinar Agenda | Wednesday, December 7, 2022 | 8:30 am - 4:00 pm CST (including a 60-min. break)

### 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

### Trespass, Adverse Possession and Other Unauthorized Access to Land

- 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

### Identifying, Classifying and Locating 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

### Eminent Domain Law

- 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

- 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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### Presented by

**Monica Braun** *Attorney, Stoll Keenon Ogden*

**Shawn M. Spalding** *Associate, Stoll Keenon Ogden*

**J. Cole Helfrich**

*Principal land surveyor with Craig R. Knoche & Associates, P.C.*

**Ann R. Myre** *Attorney, Denton Law Firm*

**Alexander D. Blackwell** *Attorney, Denton Law Firm*

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### Tuition

**\$319** for individual registration

**\$289** for two or more registrants from the same company at the same time.

*Included with your registration: PDF seminar manual.*

## Credit Information

This webinar is open to the public and is designed to qualify for 7.0 PDHs for professional engineers and land surveyors licensed in Kentucky. The Kentucky Board of Engineers and Land Surveyors does not pre-approve sponsors or courses.

The Kentucky Bar Association's Continuing Legal Education Commission has approved this webinar for 6.0 CLE hours.

Attendance will be monitored, and attendance certificates will be available after the webinar for those who attend the entire course and score a minimum 80% on the quiz that follows the course (multiple attempts allowed).

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### Can't Attend? Order the Webinar as an On-Demand Package!

Recordings of this webinar are available for purchase. See details online for more information and please refer to specific state licensing rules or certification requirements to determine if this learning method is eligible for continuing education credit.

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