

HalfMoon Education Live Continuing Education Webinars

# Texas Land Law: Ownership and Access

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**Online - Thursday, January 12, 2022 | 8:30 am - 4:00 pm CST**

**Credits:**

Professional Engineers: 6.0 PDHs (Includes 1.0 Ethics Hour)

Land Surveyors: 6.0 PDHs (Includes 1.0 Ethics Hour)

Attorneys: 6.0 CLE Hours (Includes 1.0 Ethics Hour)

Landmen: 6.0 CEUs (Including 1.0 Ethics Credit)

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## Webinar Agenda | Thursday, January 12, 2022 | 8:30 am - 4:00 pm CST (including a 60-min. break)

### Identifying, Classifying and Locating Private Easements

What *is* and *is not* an easement

Reviewing Texas 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

### 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

### Avoiding, Identifying and Resolving Ethical Issues in Land and Water Transactions

Private property rights vs. public rights

Community/local control of land and water resources

Environmental preservation of land and water

### 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

### Understanding Groundwater Rights

Ownership of groundwater

Regulation of groundwater rights

Obtaining groundwater rights

Current issues in groundwater rights

## Credit Information

This webinar is open to the public and is designed to qualify for 6.0 PDHs, including 1.0 ethics hour, for professional engineers and land surveyors in Texas. The Texas Board of Professional Engineers and Land Surveyors does not pre-approve any courses or activities.

This webinar offers 6.0 CLE hours to Texas attorneys and paralegals, including 1.0 ethics hour for attorneys. HalfMoon Education is an accredited CLE provider in the state of Texas and this course has been approved by the State Bar of Texas for 6.0 CLE hours.

This webinar offers 6.0 Recertification Credits to certified Landmen. The American Association of Professional Landmen has approved this course for 5.0 RL recertification credits and 1.0 ethics credit for a total of 6.0 credits.

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).

## Faculty

### Presented by

**Paul D. Barkhurst**

*Shareholder at Barkhurst & Hinojosa, P.C., in San Antonio.*

Mr. Barkhurst has extensive litigation experience in business and real estate disputes.

**Graham Taylor** *Marrs Ellis & Hodge LLP, in Houston*

Mr. Taylor is an associate attorney representing clients in civil litigation and Texas eminent domain matters.

**Kyle Hlavinka** *Marrs Ellis & Hodge LLP, in Houston*

Mr. Hlavinka is a civil litigation associate focusing on eminent domain and probate litigation matters.

**Joe W. Stuckey** *Attorney at Law in Rosharon*

Mr. Stuckey practices primarily in corporate, real estate, and environmental law, including transactional work and litigation.

**Clint L. Buck** *Branscomb Law, San Antonio.*

Mr. Buck practices in real estate litigation, including title and boundary disputes, groundwater rights matters, and cases involving sales of real estate.

**Justin Hodge** *Marrs Ellis & Hodge LLP*

Mr. Hodge is a trial lawyer who represents Texas landowners in condemnation, eminent-domain, and real-estate lawsuits.

### Tuition

**\$319** for individual registration

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