

Property Law

Prof. Ashley/Spring 2008

Course Syllabus

In this course you will study the various interests that can be created, transferred or forfeited in real and intangible property. We will use the problem method of instruction which means that, unless otherwise noted, your class preparation should include not only the reading from the text, *Rabin, Kwall & Kwall*, but also the *Principal Problem* and the notes associated with the text.

Do not fall behind. If you need help or if you want to explore a topic deeper, I'm available before and after class, during office hours which are posted at my office, Room 827, and at other times by appointment. My phone is (312) 362-8325 and my email is pashley@depaul.edu.

Your entire grade will be based on a comprehensive three-hour, open-book (actually open "everything"), final exam that will be part essay and part multiple choice.

Prof. Ashley

Mon. Jan. 14th: The Right to Exclude Others, pp 1-38.

Wed. Jan. 16th: Landlord-Tenant: The Right of Exclusive Physical Possession, pp. 39-56.

Mon. Jan. 21st: Martin Luther King Day – No Class

Wed. Jan. 23rd: Implied Landlord's Duties and Implied Conditions to Tenant's Obligations, pp. 57-82.

Mon. Jan. 28th: Landlord's Tort Liability for Personal Injuries, pp. 83-105.

Wed. Jan. 30th: Landlord's Motives in Selection or Removing Tenants, pp. 107-128.

Mon. Feb 4th: Assignments and Subleases, pp 129-152.

Wed. Feb 6th: Tenant's Breach: Landlord's Remedies, pp 153-172.

Mon. Feb. 11th: Life Estates and Associated Future Interests: The Doctrine of Waste,
pp. 233-249.

Wed. Feb. 13th: Concurrent Estates: Creation, pp. 271-288.

Mon. Feb. 18th: Joint Tenancies: Termination, pp. 303-313.

Wed. Feb 20th: Express Easements: Classification and Creation, pp. 337-359.

Mon. Feb. 25th: Express Easements: Interpretation and Extent, pp. 361-377.

Wed.. Feb. 27th: Express Easements: Succession, pp. 379-397.

Mon. Mar. 3rd: Termination, pp. 399-423.

Wed. Mar 5th: Non-Express Easements: pp. 425-444.

Mon. Mar. 10th: Covenants Running With The Land: Creation & Validity, pp. 445-469.

Wed.. Mar. 12th: Enforcement and Running of Covenants, pp. 471-512.

SPRING BREAK — NO CLASS on Mar 17th or 19th

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Mon. Mar 24th: Defenses to the Enforcement of Covenants, pp. 513-525.

Wed. Mar 26th: Nuisance, pp. 545-570.

Mon. Mar 31st: Governmental Power to Take Property: The Public Use Requirement, pp.

571-591.

Wed. Apr 2nd: Regulatory Takings Part a: pp 593-611.

Mon. Apr 7th: Regulatory Takings Part b: 612-648

Wed. Apr. 9th: Development Exactions: pp. 649-659.

Mon. Apr. 14th: Adverse Possession: 799-814.

Wed. Apr. 16th: Adverse Possession: pp 814-841.

Mon. Apr 21st: The Theory of Protection and Trademark Law, pp. 1195-1236

Wed. Apr. 23rd: Copyright Law, pp 1237-1266.

Mon. Apr. 28th: Right of Publicity, pp. 1267-1291

Final Exam: May 9th beginning at 9:00 a.m.