

Real Property Outline

Notes **2018-2019**

Ch 1: The Right to Exclude

Common Law Property Rights

- 1. Ownership is both a personal and real right
- 2. The right to exclude is a principle of law's dependent on society's recognition
 - o This social structure has other characteristics that affect the right to exclude
- 3. Every person's constitutional right to the peaceful enjoyment of his or her property for any purpose/individual's right that against another (as well)
 - o Includes almost all incidents that accompany a fee ownership interest in real property

Constitutionality

- 1. Ownership of real property includes the right to use one's property as one sees fit
 - o Includes the right to use one's property as one sees fit
- 2. The right to exclude is a principle of law's dependent on society's recognition
 - o This social structure has other characteristics that affect the right to exclude
- 3. Every person's constitutional right to the peaceful enjoyment of his or her property for any purpose/individual's right that against another (as well)
 - o Includes almost all incidents that accompany a fee ownership interest in real property

Constitutionality is a principle of law's dependent on society's recognition of the right to use one's property as one sees fit

to include the right to use one's property as one sees fit. This social structure has other characteristics that affect the right to exclude. This social structure has other characteristics that affect the right to exclude.

- 1. Every person's constitutional right to the peaceful enjoyment of his or her property for any purpose/individual's right that against another (as well)

Real Property Outline Definitions How2studylaw Outline Definitions

David Springfield, Engelbert Goethals



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How 2 Study Law David Springfield, Engelbert Goethals, 2005

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