

PUBLIC LANDS AS SEEN BY THE COURTS & CASE LAW

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SCOPE: This seminar/workshop will discuss the importance of several significant Public Lands cases that have been decided at several legal levels from the U.S. Supreme Court to the Interior Board of Land Appeals. Using these cases, instruction will be given how one court or administrative agency will look for guidance in making legal determination of boundaries, and how interpretations can be mid-judged.

OUTLINE

I. THE CASE HISTORY OF THE PERTINENT CASES

II. HOW COURTS & ADMINISTRATIVE AGENCIES USE PRIOR CASE LAW

III. HOW DOES THE DECISION OF ONE CASE AFFECT OTHER PUBLIC LAND CASES

VI. THE IMPORTANT CASES & WHAT THEY TELL US

- a. Cragin v. Powell U.S. Supreme Court
- b. Cox v. Hart State Court
- c. U.S. v. Doyle Federal District Court
- d. Vaught v. McClymond State Court
- e. Chandler v. Hibbard State Court
- f. Wileogene Simpson Appeal IBLA Administrative Law Court
- g. Barbara Investment v. Walker State District Court

Using the actual cases as recovered from the records, the instructor will outline to the surveyors how courts have made decisions and the significance of these decisions, in that subsequent courts relied on the prior case in order to finalize boundary problems.

Other cases will be included as the seem proper to emphasize a principle or point

Time: 7 hours

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