CLASS 10:
EXCEPTIONS TO THE RIGHT TO EXCLUDE
Class Outline

• Exceptions to the Right to Exclude:
  – Necessity
  – Custom
  – Public Policy
Quick Recap to Date

- What is property? (right to exclude; bundle of sticks; real/personal)

- Why do we have it? (incentives; commons/anticommons; equity; unjust enrichment; Locke)

- How does property get started and what is its scope? (Original Acquisition principles -- First Possession, Creation, Accession, Adverse Possession)

- How is it protected? (criminal; civil; self-help)
Ploof v. Putnam
POSTED
NO HUNTING
NO FISHING
NO NOTHING
GO HOME
PRIVATE PROPERTY

NO TRESPASSING
HUNTING
PUBLIC ACCESS

ALL OFFENDERS WILL BE PROSECUTED TO THE FULL EXTENT OF THE LAW.
RESPECT THIS PROPERTY

Public Access on Private Lands Is a Privilege—Not a Right

FEEL FREE TO HUNT

No Unauthorized Vehicles
2 Poverty Aides Seized at Jersey Migrants' Camp

By RONALD SULLIVAN
Special to The New York Times

BRIDGETON, N. J., Aug 7—Two antipoverty officials, a lawyer and a caseworker, were arrested today on trespass charges after they refused an order to leave a migrant farm-workers camp that they were trying to inspect.

The incident followed what antipoverty officials termed a summer of threats and intimidations by farmers to keep them from assisting the thousands of black and Puerto Rican migratory farm workers who pick New Jersey's vegetable crop.

This reporter, who had accompanied the two officials, also was arrested by the state police on a trespass charge after being assaulted by a farmer who said that "even President Nixon" would not be allowed to see the conditions in the migrant camp he maintained here.

The farmer, Morris Tedesco, lunged at the reporter, striking a camera against his face.

Frank Tejeras, left, and Peter K. Shack are arrested by state policeman in Deerfield, N. J.