

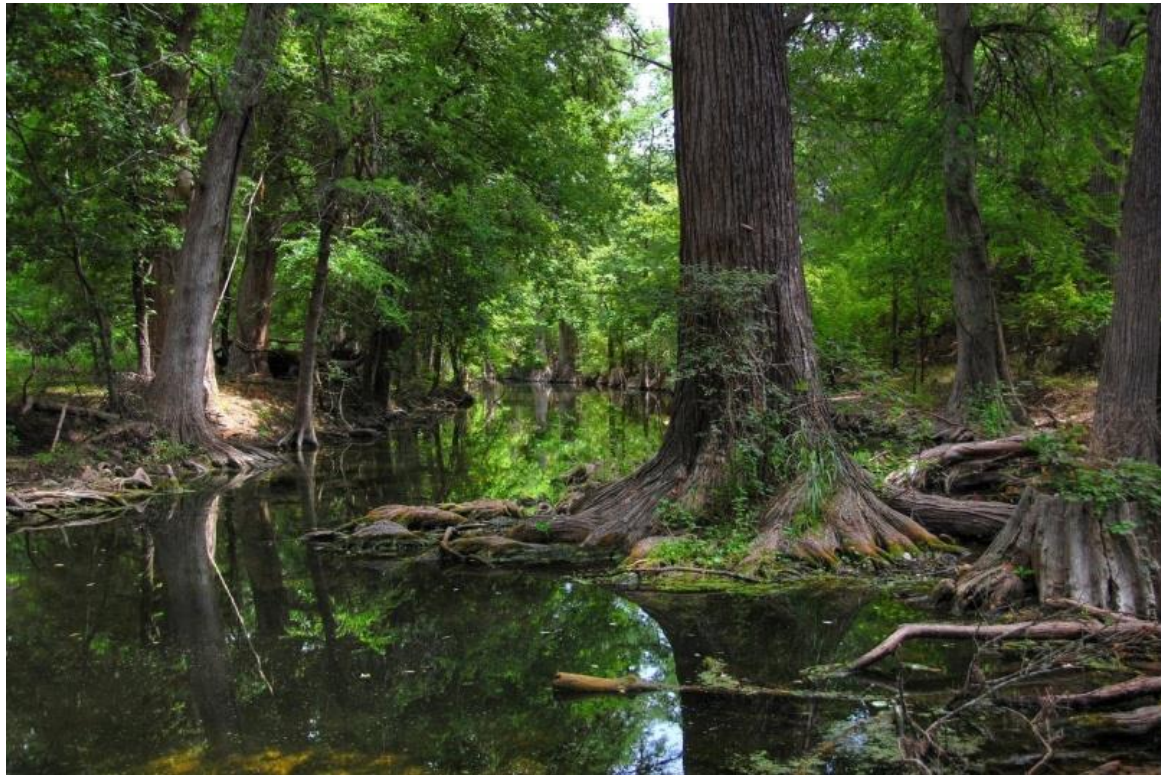
**Condemnation: What to Do  
When It Happens to You**  
**Texas Land Trust Council Conference**  
**February 28 - March 2, 2018**



LAW OFFICE OF  
**BURGESS JACKSON**  
PRACTICING LAND CONSERVATION LAW

# LTA STANDARDS & PRACTICES

## Practice 11.I. Condemnation



# PRACTICE 11I. CONDEMNATION

**1. If a conservation easement is threatened with condemnation,**

**a) Take steps to avoid or mitigate harm to conservation values and document the**

**actions taken**



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**b) Have or obtain appropriate documentation of the percentage of the full value of the property represented by the conservation easement**



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- a) Take steps to avoid or mitigate harm to conservation values and document the actions taken
- b) Have or obtain appropriate documentation of the percentage of the full value of the property represented by the conservation easement
- c) Document the land trust's attempts to receive its proportional share of the proceeds and use any proceeds in a manner consistent with the conservation easement deed**



## PRACTICE 11I. CONDEMNATION

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c) Document the land trust's attempts to receive its proportional share of the proceeds and use any proceeds in a manner consistent with the conservation easement deed

**“Holder will use condemnation proceeds received in a manner consistent with the Purpose of this Conservation Easement.”**





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