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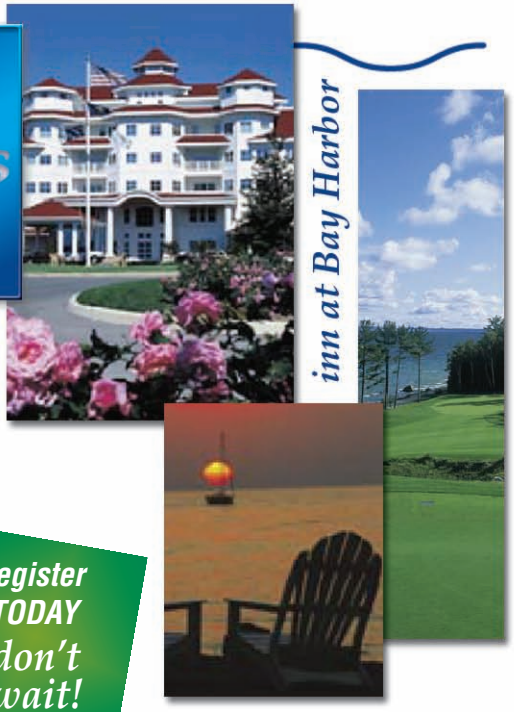
MICHIGAN Chapter Seven IRWA INTERNATIONAL RIGHT OF WAY ASSOCIATION

THE great lakes State-ment



2007 Fall Education Seminar

SPECIAL ISSUE

October 3rd, 4th & 5th, 2007

Inn at Bay Harbor • Bay Harbor, Petoskey, MI

Updated Seminar Program

Wednesday, October 3rd

4:45 – 5:30PM Chapter Executive Board Meeting: Pres. Richard Roth, R/W-AC

6:00 – 8:00PM 2007 Seminar Check-in, Welcome Reception, Dinner Buffet & Education Auction for all registrants

Thursday, October 4th

7:30 – 8:00AM ***Morning Session*** Seminar Sign-in & Continental Breakfast

8:00 – 8:30AM Michigan Chapter 7 Business Meeting and Committee Reports
Richard Roth, R/W-AC Chapter President

8:30 – 9:30AM Joe Neighbors, SR/WA
Right of Way International Education Foundation & Discussions regarding right of way education and ethics

9:30 – 10:30AM Timothy Young, Esq., Cummings McClorey Davis and Acho
Multi-user utility agreements and the impact on value & New Legislation

10:30 – 11:30AM Mary Anne Marr, SR/WA, Consumers Energy
Utility corridor easements, agreements case studies

11:30AM – 12:50PM LUNCH – On your own

12:50PM ***Afternoon Session*** Seminar Sign-in

1:00 – 2:00PM Gary Strauss, Esq.: Airport Acquisitions and Zoning Designation Case Studies and the impact on value

2:00 – 3:00PM Linn Smith & Forest (Chip) Kraus, MDOT Aeronautics
Airport Approach Plan/Land Acquisition Rules and Regulations & impact of flight Protection Zones on real estate

3:00 – 5:00PM Dave Maturen, SR/WA, Maturen & Associates, Inc.
2007 Michigan Appraiser Law

6:30PM Dinner: Historic Stafford's Perry Hotel – H.O. Rose Dining Room

Friday, October 5th

7:30 – 8:00AM ***Seminar Sign-in*** & Continental Breakfast

8:00 – 9:00AM Vic Kotwicki, Army Corps of Engineers
Permanent and temporary easement acquisitions, Flood Control - Program requirements and Case Studies

9:00 – 10:00AM Peter Campbell, ASA, S M Dix Associates
Business and equipment appraisals, relocation requirements and non-conforming issues

10:00 – 11:00AM Paul Sander, SR/WA, MDOT
Limited Access Right of Way – Definition, valuation and the release of the Limited Access

11:00AM Adjournment

register TODAY don't wait!

Plan for An Outstanding 2007 Fall Education Event

Over the years, Chapter 7 has provided outstanding speakers and presentations for the Fall Education Seminars. Thanks to Norman Thomas SR/WA and the 2007 Executive Committee, this October's Seminar - at the Inn at Bay Harbor - will provide speakers and topics on the cutting edge of Real Estate, Appraisal and Right of Way issues. To keep you up-to-date on law and legislation, appraisal and acquisition and other related issues we have assembled an excellent list of presenters from all over the State of Michigan and the U.S.

We know that all Registrants will enjoy the Evening Country Buffet Welcome Dinner & Benefit Auction on Wednesday. We've also planned a very special dinner in the H.O. Rose Dining Room at the Historic Stafford's Perry Hotel in the Gas Light District of Petoskey for Thursday Evening. Since the setting for the Perry is on a 100 foot bluff above the water, you will be able to enjoy a beautiful & elegant dinner while watching the sun set over Little Traverse Bay and Lake Michigan.

With excellent education topics and presenters during the days and outstanding meals and valuable networking in the evenings we know that this is a Fall Seminar that you cannot afford to miss.

Hotel Registration Form on page 6

Seminar Registration Form on page 8

More about the Fall Seminar on page 3

You've got stuff… and we want it!

Lynn Hall SR/WA is in charge of the Auction and she is looking for item donations – both old & new. 'Check around your home and office. It's time to start your search for all those new, used and/or unique items for our annual benefit auction. Donate all your still-usable stuff! Your old stuff can make big money for the Education Foundation. Be creative!

Call Lynn with your Auction questions at 810 364 7940 or via e-mail: lhall@elexco.com

Clean it up… clear it out!

The International Right of Way Association's International Executive Committee (IEC) reappointed **David Maturen** as the IRWA Representative to the Board of Trustees of The Appraisal Foundation at the June meeting. The term is for three years. The Appraisal Foundation is the Congressionally authorized source of appraisal standards and appraiser qualifications. It is responsible for developing and disseminating information on the Uniform Standards of Professional Appraisal Practice (USPAP) and the Appraiser Qualification Criteria to the appraisal profession, state and federal government agencies, users of appraisal services, related industries and industry groups, and the general public.

Also, at the same Sacramento meeting, **Jeff Jones** was appointed as the Chair of the Local Public Agency (LPA) Committee. **Mary Anne Marr** is another Chapter #7 member serving on International Committees this year.

UPDATE

MDOT v TOMKINS
SUPREME COURT NO. 132983

On June 15, 2007, the Michigan Supreme Court granted MDOT's Application for Leave to Appeal the March 2, 2006 Judgment and Opinion of the Court of Appeals.

A copy of the Court of Appeals' opinion and the Supreme Court Order is available online at http://courtofappeals.mijud.net Simply go to *Resources*, *Case Inquiry*, and then to *Docket Number Inquiry* and enter the docket number for either the Court of Appeals or Supreme Court, depending on which box you check.

This is a case of first impression and extremely important to just compensation jurisprudence in this state. MDOT will be filing its Brief on or before September 14, 2007. That will also be the date by which amicus briefs from condemning agencies must be filed. I will be glad to discuss this further with any condemning agencies who may be interested in filing an amicus brief.

Submitted by: Raymond Howd
Law & Legislation Committee
HowdRO@michigan.gov

International Right of Way Association
Michigan Chapter 7

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Mary Anne Marr, SR/WA	Class of 2007
Jeffrey L. Jones, SR/WA	Class of 2008
Patricia A. Petitto, SR/WA	Class of 2009

Every man owes some of his time to the upbuilding of the profession to which he belongs.

–Theodore Roosevelt

president's chapter message
Richard W. Roth

I hope everyone is enjoying the beautiful Michigan summer. We're on the down slope of the Chapter year and I, for one, am looking forward to getting to the end.

A contingent from Michigan traveled to Sacramento, California in June for the annual International Education Conference and Board Meeting. As always, this was a great education event and I highly recommend it to all IRWA members. I was a little disappointed when the proposed bylaw change that had everyone all a twitter at the Spring Region Forum, fizzled at the annual meeting. Apparently, cooler heads prevailed. "Oh well."

My wife and I extended our stay in California and did some site-seeing in San Francisco and Napa Valley. San Francisco was interesting and the wine was great in Napa but the landscape was very brown and brittle from the drought.

As everyone, I'm sure, is aware, the Fall Education Seminar this year is at the Inn at Bay Harbor. Norm Thomas, SR/WA and Alicia Worthley, SR/WA, have put together another great program, so don't delay with your seminar and hotel reservations. You can find the necessary forms on pages 6 and 8.

A reminder that the "Ethics" class (IRWA Course 103, *Ethics and the Right of Way Profession*) is being held on October 3rd in conjunction with and prior to the start of the Fall Seminar, this class is *required* for all certifications and recertifications, so plan on attending. You can contact Jeff Jones, SR/WA, the Class Coordinator, with any questions.

The Executive Board will be also be meeting on October 3rd, at 5 pm before the welcome reception, and everyone is invited to attend.

Well the sun is shining and the fish are calling so have a great summer and I look forward to seeing everyone in October at the Fall Seminar.

Michigan Chapter 7
2007 Fall Education Seminar

2007 Program Chairman, **Norman Thomas SR/WA** has worked hard to put together a great Fall Education Event for Appraisers, Negotiators, Attorneys, Surveyors and other Right of Way & Real Estate Professionals. This year's program is not-to-be-missed… it has something for just about everyone!

The Pre-Seminar Class is IRWA Course #103, *Ethics and the Right of Way Profession*, taught by **Joseph Neighbors SR/WA** from Atlanta, GA and is *required* for all certifications and recertifications. This one-day class will be held on Wednesday, October 3 at the Inn at Bay Harbor. It's been conveniently scheduled to run from 8 AM to 5 PM, just prior to Seminar Check-In and the opening night festivities: the Welcome Dinner Buffet and the Benefit Auction. Contact **Jeff Jones SR/WA** at 248 858 7607 if you are interested in this class.

The Fall Education Seminar will begin on Wednesday, October 3 at 6 PM for the official Registration and Check-In. Michigan Real Estate and Appraiser Licensees *must* bring their Licenses to the Wednesday night Check-In for verification.

The Welcome Reception and Dinner Buffet will be followed by the Annual Education Auction. In order for the Chapter to continue Michigan's excellent history of supporting Right of Way education classes and seminars, *we need Auction donations!* If you have any Auction Questions, please contact: **Lynn Hall SR/WA** at 810 364 7940.

The 2007 Program will begin on Thursday, October 4th and conclude on Friday, October 5 between 11:30 and 12:00. For Michigan Real Estate Licensees, we plan to submit a request to the State of Michigan for approval for 11-12 hours of continuing education credit. This Seminar will include two separate courses for Michigan Appraisers, both of which we plan to submit to the Michigan Department of Licensing for their approval as well.

Rooms at the Inn at Bay Harbor are limited and **it is important to follow the instructions and use the Hotel Reservation Form on page 6**. Please check with the hotel prior to making your reservations, since one type of room for our group has a Murphy bed and the other has two queen size beds.

Questions about the Fall Seminar Program or Speakers?
Please contact 2007 Program Chairman, **Norman Thomas SR/WA**
734 422 5353 / phone,
nthomas@rsthbc-appraisers.com / e-mail

Questions regarding Fall Seminar Registration, Meals or Hotel?
Please contact **Alicia Worthley SR/WA** at 248 588 8293 / phone,
worthleya@aol.com / e-mail

Early Seminar Registration Fees
Member: $200. – Non Member: $225.
Spouse/Non Affiliated Guest: $105.
Form & Check Must be Received Prior to Sept. 7, 2007

Late Seminar Registration Fees After September 7, 2007
Member: $215. – Non Member: $240.
Spouse/Non Affiliated Guest: $120.

Special Note to Michigan Appraisers & Real Estate Licensees:
Chapter 7 plans to submit the 2006 Fall Education Seminar Program and Schedule to the State of Michigan for Continuing Education Credit. If approved by the State, you must provide 'accurate information on your Seminar Registration Form: name as it appears on each License, current and correct type and number of each license. You must also provide your Pocket Card License ID at the Seminar Check-In. In the event of State Approval, ***you must attend all sessions*** beginning at 7:30 AM Thursday, October 4th through 12 NOON Friday, October 5th.

A

B

D

Sacramento, CA • June 2007
Annual International Education Conference

F

G

H

al Pete Campbell and Jean Novotny in front of the ASA booth at the 2007 Conference

bl Jeff and Yvonne Evans at the Surveyor's display in Sacramento

cl The Tassens, Maturens, Joneses and a pair of Petitto ladies at the banquet

dl Mary Anne Marr and Jeff Jones at the Region 5 Caucus

C

E

el Dave Maturen, Kim Tassen, Pat Petitto and Mary Anne Marr at the Awards Breakfast

fl The beverage of choice for our Chapter Prez in Sacramento

gl Donna Hunter, our Mistress of Mixology, ' at the Region Caucus (Mimosa, anyone?)

hl Jeff Evans with Frank Cirillo at "Joe's"

il Dave Layne, Pat Petitto and Nancy Maturen enjoying an evening out

jl Marilyn and Dick Roth at the social hour

I

J

IRWA Course #103

Ethics and the Right of Way Profession

October 3, 2007
8AM – 5PM • 1 Day

Class Location:
The Inn at Bay Harbor
3600 Village Harbor Dr. • Bay Harbor, MI
800 462 6963 / phone

Registration Fees: $255 member • $320 non-member
Late registration fee of $25 after August 28, 2007
Recommended Materials Not Included With Tuition:
Right of Way Textbook • Real Estate Dictionary

Course Description: Combines lecture and practical learning exercises as a means of exchanging ideas and solutions to ethical conflicts. This course outlines the concept of ethics and acquaints the IRWA member with the Rules of Professional Conduct and Disciplinary Procedures. Successful completion of this Course or Course 104, *Standards of Practice for the Right of Way Professional*, is a requirement for registration and recertification of the SR/WA Designation and Certification Program. Successful completion of one of these courses is mandatory every five years for recertification purposes.

Facilitator: **Joe B. Neighbors III, SR/WA** is retired from Georgia Power Company where he worked in right of way acquisition for 25 years. Since retiring in 1996, he has performed right of way acquisition consultant services and is a licensed attorney, mediator, and arbitrator in Georgia. He is currently employed as the Southeast Representative for Universal Field Services. Joe has been a member of IRWA since 1969 and has been active at the chapter, region and international level. He is currently serving as Treasurer, Right of Way International Education Foundation. Besides being an instructor he has also been involved in course design.

Coordinator: Jeffrey L. Jones, SR/WA
Road Commission for Oakland County • 2420 Pontiac Lake Rd. • Waterford, MI 48328
248 858 4783 / phone • jjones@rcoc.org / e-mail

Four Ways to Register:
Online: www.irwaonline.org
Fax: 310 538 1471
Phone: 310 538 0233 x138
Contact Coordinator: Jeffrey L. Jones, SR/WA

Accommodations: The Inn at Bay Harbor
3600 Village Harbor Dr. • Bay Harbor, MI 49770
800 462 6963 / phone

This class is held in conjunction with the 2007 Fall Seminar.

THE INN AT BAY HARBOR RESERVATION FORM
Group Name: International Right of Way Association
Dates: October 3-5, 2007

Reservations must be made utilizing this form and be received by September 2, 2007, Reservation requests received after this date will be taken on a space available basis per agreement with IRWA,

When making travel arrangements, please note The Inn at Bay Harbor observes a 4:00 PM check in and 11:00 AM check out.

Accommodations: Please indicate your 1st and 2nd lodging preference below, If room type requested is not available, the next available room type and rate will be confirmed, **We cannot guarantee specific rooms/units,** All rooms are non-smoking.

ACCOMMODATIONS

ROOM TYPE	ROOM RATES	Indicate 1ST or 2ND CHOICE
Studio Quarryside	$115.00	
Efficiency hotel room with one queen murphy bed and one queen sleeper sofa in living area, gas fireplace, kitchenette, one bathroom with stall shower and shared balcony.		
Studio Lakeside	$115.00	
Efficiency hotel room with one queen murphy bed and one queen sleeper sofa in living area, gas fireplace, kitchenette, one bathroom with stall shower and shared balcony.		
Grand Deluxe Quarryside	$125.00	
Hotel room with two queen beds, wet bar with refrigerator, one bathroom and shared balcony.		
Grand Deluxe Lakeside	$125.00	
Hotel room with two queen beds, wet bar with refrigerator, one bathroom and shared balcony.		

Rates are based on the European Plan which includes lodging only, Rates are per room per night.
Rates are subject to a 6% Michigan State Use Tax and 2% Local Lodging Assessment.
Room confirmations will be e-mailed or faxed, so please include those numbers if you are requesting a confirmation.
The Inn at Bay Harbor is a smoke free facility.

Tax exempt individuals: Please present the state tax exempt form at check out. Indicate your method of deposit below. Personal funds are not exempt from state tax or local assessments.

- ☐ Company check is enclosed with this registration form.
- ☐ Please use my personal credit card to guarantee the reservation, A check will be mailed from the company or presented upon arrival.

Deposits: A deposit equal to the first night's lodging is required with each reservation, Please make check or money order payable to Boyne USA Resorts or include a credit card number, The card will be charged upon receipt of form, Do not send cash.

Cancellation Policy: Cancellation and changes affecting arrival/departure dates must be made 7 days prior to arrival date in order to receive refund of deposit, Within 7 days your deposit is forfeited.

Please mail or fax to:

Boyne USA, Inc.
Central Reservations Department
P.O. Box 19
Boyne Falls, MI 49713
Fax: 231 549 6844
Phone: 1 800 462 6963

PLEASE PRINT

ARRIVAL DAY/DATE

DEPARTURE DAY/DATE:

SHARE WITH:

NUMBER IN PARTY:

NUMBER OF ADULTS IN PARTY:

AGES OF CHILDREN 18 & UNDER:

NAME:

COMPANY:

ADDRESS:

CITY: STATE: ZIP:

PHONE / BUSINESS: FAX:

PHONE / HOME:

E-MAIL ADDRESS:

BOYNE REWARDS #

REQUESTS *: ☐ Low Floor ☐ Crib ☐ Non-Feather

*The Inn at Bay Harbor does its best to accommodate requests, but cannot guarantee them.

PAYMENT METHOD

☐ CHECK ENCLOSED $ _____

☐ American Express ☐ Visa ☐ MasterCard ☐ Diners Club ☐ Discover

CREDIT CARD # Expiration Date:

SIGNATURE:

All reservations must be guaranteed by check or credit card deposit.
Checks/money orders should be equivalent to one nights' stay, payable to Boyne USA Resorts.
Credit card imprint is required at check-in for all guests.
Please provide tax exempt form at check out.

executive board meeting

IRWA • MICHIGAN CHAPTER 7
EXECUTIVE BOARD MEETING

Thursday, August, 2007 – 9:30 am
Washtenaw County Road Commission
555 North Zeeb Road, Ann Arbor

AGENDA

CALL TO ORDER

READING AND APPROVAL OF THE MINUTES

TREASURER'S REPORT APPROVAL

OFFICERS REPORTS

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Laura Southwell, R/W-RAC

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All ads subject to editorial approval. Michigan Chapter 7 accepts roster advertising related to the Right of Way profession. Neither the acceptance nor the publication of any such advertising constitutes an endorsement, recommendation or warranty of the advertiser on the part of Chapter 7, its officers and/or its committee members.

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E-mail: rcilke@whitepinecompanies.com

-The Great Lakes State•ment is a publication for the members of Michigan Chapter 7 of the International Right of Way Association (IRWA). Stories and articles of interest are encouraged. Please forward your submissions to:
Michael Oakes, *Newsletter Chair*
517 788 2332
maoakes@cmsenergy.com
Linda M. Polo, Polo Design
Art Director/Editor
lmpolo@aol.com

Submissions for the November newsletter due by:

October 8, 2007

For information on IRWA Michigan Chapter 7, please contact the Secretary:
Laura K. Southwell, R/W-RAC
734 327 6694
southwelll@wcroads.org

August 2007
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Tim Davis
Commonwealth Associates
P O BOX 1124 • Jackson, MI 49201

MICHIGAN Chapter Seven

IRWA
INTERNATIONAL RIGHT OF WAY ASSOCIATION

Michigan Chapter 7
2007 Fall Education Seminar
SPECIAL ISSUE

Address Correction Requested

Michigan Chapter 7 • 2007 Fall Education Seminar Registration Form

Early Registration Fee per person:
- ☐ IRWA Member: $200.00
- ☐ Non Member: $225.00
- ☐ Spouse/Non Affiliated Guest: $105.00

Late Registration Fee per person:
- ☐ IRWA Member: $215.00
- ☐ Non Member: $240.00
- ☐ Spouse/Non Affiliated Guest: $120.00

Form & Check Must be Received Prior to September 7, 2007

please make checks payable to: *Chapter 7 IRWA*
mail to: Alicia Worthley SR/WA • 260 Bellevue Ave. • Clawson, MI 48017

name _____ IRWA membership number _____

company / agency _____

street address _____

city _____ state _____ zip _____

phone / work _____ phone / home _____

appraiser name as it appears on license _____ license # and type _____

real estate broker / salesperson name as it appears on license _____ license # and type _____

spouse / guest name _____

Check MUST be received by September 7, 2007 for Early Registration* ***total enclosed**

What:
2007 Fall Education Seminar

When:
October 3, 4 & 5, 2007

Where:
Inn at Bay Harbor
Bay Harbor, Petoskey, MI

Register TODAY!
Use this Seminar Registration Form – ***Space is limited!***

Early registration deadline is ***September 7th****!!!*

Special note for brokers, salespersons & appraisers!
It is ***extremely important*** that you use the name(s) ***exactly*** as it appears on your license(s) as well as the correct type of license and license number.