1. Please provide an Analytical Overview of the Topic.

We continue our study of servitudes, specifically understanding the relationship between a license and an easement, as well as the nature of an implied easement.

2. What is a mere or pure license? What are some examples of a license?

3. How would you compare a license, an easement, with a bailment or a lease?

4. Are all licenses revocable?

5. How does a license compare to an easement?

6. What is an easement by estoppel?

7. What is the scope and terms of an easement by estoppel?

8. What might be wrong with an easement by estoppel?

9. What is the topic of the Holbrook case?

10. What is an easement by prescription?

11. Who is the plaintiff and what is the plaintiff seeking?

12. Who is the defendant and what do the defendant want?

13. What is the procedural posture of the Holbrook case?

14. What are the legal issues raised in the Willard case?

15. What legal rules and authority are recognized in the Holbrook case?

16. What was a pivotal issue of fact in the Holbrook case?

17. Whose property must be improved to establish an easement by estoppel?

18. What is the ruling or decision in the Holbrook case?

19. By what authority does the Court change the rule of law?

20. What is the Court’s reason or rationale for changing the rule of law in this case?
21. What should be the rationale for the decision in Holbrook?

22. What is the court’s application to the particular facts in Holbrook?

23. What problems survive this decision?

24. In the future, what advice would you give a potential servient estate owner concerning easement by estoppel?

25. Does the rule in Shepard cut both ways?

26. What approach do the New York law and the court in Henry take?

27. What is the topic of the Van Sandt case?

28. What is an easement by implication?

29. Who is the plaintiff and what is the plaintiff seeking?

30. Who is the defendant and what do the defendant want?

31. What is the procedural posture of the Van Sandt case?

32. What are the legal issues raised in the Van Sandt case?

33. What legal rules and authority are recognized in the Van Sandt case?

34. What was a pivotal issue of fact in the Van Sandt case?

35. What is the ruling or decision in the Van Sandt case?

36. By what authority does the Court change the rule of law?

37. What is the Court’s reason or rationale for changing the rule of law in this case?

38. What is the court’s application to the particular facts in Van Sandt?

39. What problems survive this decision?

40. In the future, what advice would you give a potential servient estate owner concerning easement by implication?

41. What is meant by an easement by necessity?