

Real Property- Soil (conquest or discovery)

Personal Property - Nature (capture) or Find (finder's keepers)

Who owns it?

Who owns it? And When do they own it?

Strongest Claim?

Armory - True owner always has strongest claim; first in time has second strongest claim.

F1 finds a watch: True owner has superior title; but F1 has 2nd strongest title

F1 loses the watch he found; F2 finds it. T has superior title; F1 (earlier) has a stronger claim than F2;

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F1 owns watch, and loses

F2 Finds it

F3 steals it from F2

1- F2 sues F3? F2 has stronger -
earlier

2- F1 sues F3? F1 - strongest
claim

3- F1 sues F2? F1 - strongest

Bailment

Baileee (receives property)

Bailor (gives property)

Grantee/Grantor,

Mortgagee/Mortgagor

Ee --> receiving (meee)

Or -> giving

Staffordshire - possession of land
entitles possession of everything
attached to land, in absence of
better title (Finder < Owner of
property)

Hannah -

1 - man owns everything attached
to his land

2 - man does not necessarily own

things lying unattached on surface
of land, even though not
possessed by someone else -->
Finder has stronger claim than
landowner

McAvoy - A finder of property
acquires no right in **mislaid**
property, is entitled to possession
of **lost** property against everyone
except the true owner, and is
entitled to keep **abandoned**
property

Lost (Finder has a stronger claim)
and Forgotten/Mislaid (Property
owner has stronger)