Rule of Capture

Surface
Subsurface rights
Commons
Race to the bottom

Texas.
L owns B (10 acres)
she drills on B
drains oil from a 40-acre radius

Correlative Rights

Water
Eastern States-
Western states-

Acquisition by Creation.
3. Copying from early editions

Copyright Act
Common Law Copyright
Equity (common law)

Quasi-Property, only exists

between AP and INS

Fair Use
Righthaven
“Unfair Competition” - as court of equity

Cheney brothers v. Doris SIlk

Common law copyright
Relief not protected by copyright act

Court couldn’t have created
“Common-law copyright”
Limited to the facts

Patents