



*Celebrating 19 years of providing  
private landowners with a voice...*

*Pennsylvania  
Landowners'  
Association*

*~ & ~*

*Defenders of  
Property Rights*

*present the*

***19<sup>th</sup> Anniversary Dinner and  
Annual Membership Meeting***

*Thursday, March 30, 2006*

*Cross Creek Resort, Titusville, Pennsylvania*

## PLA Celebrates its 19th Anniversary!

The Pennsylvania Landowners Association is celebrating their nineteenth year of "providing private landowners with a voice." The PLA will be holding their 19th Anniversary Dinner and Annual Membership Meeting on March 30, 2006 at Cross Creek Resort in Titusville, Pennsylvania. Matthew Kandrach, Director of Policy for Defenders of Property Rights; Keith Klingler, President of the PLA; Bob Brace, Vice President of the PLA and current litigant against the U.S. government; and Donny Beaver, member of the PLA Board, will be this year's speakers. Topics will be wide-ranging but should cover eminent domain, the Endangered Species Act, the Tucker Act, Supreme Court, real estate tax reform & land purchases. It's not too late to join us for an evening of fine dining and informative speakers. Call the PLA office at (814) 796-4023 to RSVP.



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## From the PLA President: Growing Greener or Growing Government?



Well, it's official! The Rendell Administration has announced a lofty goal of eliminating 20,000 acres of private property per year for the next five years. The list of targeted areas is quite expansive and is certainly not limited to areas experiencing heavy amounts of urban sprawl. Even though there is already nearly five million acres of government-owned land, which represents well over twenty percent of Pennsylvania's land, the DCNR just can't seem to get enough. Timber and other resource companies who are trying to increase their land base to expand their businesses will have to compete with government land agents, mainly conservancies and land trusts that are using taxpayers' monies. These organizations also claim to be tax-exempt, charitable and non-profit so they can offer large tax incentives to landowners—something the private sector cannot do. I believe it's a sad day in Pennsylvania when our own government is competing against us in the private marketplace, using our money and offering tax incentives to seal the deal. When these additional properties are purchased by government, our tax-base takes another hit and we lose any hope of economic growth on these tracts forever. With more land acquisitions by the state, it will be more difficult for future generations to purchase their own land due to less land being available at a much higher price.

On the positive side, there was language built into the Growing Greener legislation stating that County Commissioners and Local State Representatives must approve of the land purchase before it takes place. I believe every county should have a "No Net Loss" of private property policy. Then they can simply respond to these requests for more state land acquisitions by saying, "We will approve this transaction only if property of equal value is sold back to the private sector in the county." This philosophy will go a long way in protecting the private property we have left.

I'd also like to touch briefly on the

media attention regarding eminent domain versus regulatory takings. Though I think it's great that abuses of eminent domain are being uncovered by the national media on a daily basis, can you imagine if the same attention was given to the issue of regulatory takings? I think it's time that the taking of private property where the landowner gets nothing also be uncovered. In my view, the reason it has not been uncovered is clear - the liberal media caters to the environmental crowd and refuses to tell the story of regulatory takings and the conservative media has not made the connection between the two types of takings. Well, now is the time to educate them! Bob Brace and I have started to do just that as recently we spoke to a large group of property owners in Westmoreland County, near Pittsburgh, about land use issues - including that of eminent domain and regulatory takings. Not only were we well-received at the time, but since then, the response has been excellent. As a matter of fact, there may even be an opportunity to be a guest on a KDKA talk show and send our message out to potentially millions of listeners!

In the meantime, if you are wondering how we can turn this thing around in Pennsylvania, look no further than the elections. Pittsburgh and Philadelphia control a huge portion of the vote and the results are the reason we have Mr. Rendell as a Governor and the Growing Greener Bond issue was passed. We need to work hard on educating voters in these regions if we plan to make any progress on these issues. I hope to see everyone at the Annual Meeting March 30th where these and other topics will be discussed, including real estate tax reform. Don't miss this meeting where you'll have a chance to discuss these and other issues important to you with area legislators and the PLA Board of Directors. See you March 30th. Thanks.

Keith Klingler





# Righttalk Radio: Your Property Rights

Your Property Rights is a recently launched monthly international radio show that Defenders hosts in Washington, D.C. Guests on the show range from state-based property rights advocates to public policy experts that deals exclusively with private property issues. Your Property Rights is broadcast on the newly created RIGHTALK Radio network.

Each show is an information-packed 60 minutes, streamed online via computers or cell phones 24 hours a day, seven days a week. The original broadcast is live, and the show is then archived on the RIGHTALK and Defenders' websites. The show is accessible anywhere in the world on a computer or a cell phone. Our broadcast features expert guests, insightful commentary, and phone calls from listeners. We use each show as an opportunity to inform the public on the latest in property rights

issues, which, in recent years, has become an increasingly broad and vital topic. No longer do property rights protections refer only to traditional ownership of physical properties, such as land or homes. As intellectual property rights issues such as copyright law and file-sharing software gain in political prominence, Your Property Rights will be there, covering the latest developments with entertaining commentary and expert analysis.

Listen to Your Property Rights at 2:00 EST on these upcoming dates:

**April 13, 2006**

**May 11, 2006**

**June 8, 2006**



## Matching Gifts Program Double Your Money or More!

Does your employer have a matching gifts program? Most companies, large and small, encourage charitable giving by their employees. And many of them will match, dollar-for-dollar (sometimes more), contributions their employees make to qualified tax-exempt organizations. That's us! Defenders of Property Rights is a nonprofit educational organization tax-exempt under Section 501(c) (3) of the Internal Revenue Code. Your contributions to us are tax-deductible and should qualify for matching under the terms of most corporate matching gifts programs.

Please check with your company's personnel department to see if a matching gifts program is available. It's a great way for you to make an even more generous contribution to Defenders than you already do, without reaching deeper into your own pockets!

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## *A Sacred Right*

*He bought and paid for the land. He held the deed. He paid his taxes. But when he wanted to use the land for growing crops, the EPA said, "NO!" That's the story, some 30 years old, of the man who bought the farm where I grew up.*

*That incident opened my eyes to the concern of property rights. Ironically, for over 35 years, I had no land to call my own.*

*I am a preacher and it is as a preacher that I share these thoughts.*

*Although the message of the Bible has to do, first of all, with eternal things, it also speaks to the concerns of this life. One of those concerns is property rights. The eighth commandment tells us we are not to steal. That commandment recognizes the right of any person to hold private property and expect that it will not be violated by anyone - including the government.*

*The Bible records several instances where one individual stole from another individual. But there are also instances where the "government" took property to which it had no right. In one case, a king wanted a certain piece of property for his own use. The property belonged to a farmer who was unwilling to sell. But through deceit and false accusation, the king had the farmer killed and then took his land. Judgment was passed upon that greedy king for what he had done.*

*To my knowledge, nothing that drastic has happened in Pennsylvania! Still, one cannot ignore the fact that Western law is firmly grounded in the laws and commands of Scripture.*

*Why do we fight for the right to hold land and use it as we see fit? Why is it wrong for others - anyone - to step in and take control, if not outright ownership of someone's property? Because the right to hold property is given by the Creator Himself.*

*Pastor Jim Fish  
Asbury United Methodist Church  
Waterford, Pennsylvania*



# Welcome!

**2006** marks the 19<sup>th</sup> Anniversary of PLA. Unbelievable! Who would have ever imagined that so much good would emerge from a small group of landowners formed so long ago? Today, PLA is recognized as the leading property rights group in Pennsylvania.

Much has been accomplished over the past 19 years, but much still remains to be done. Unfortunately, the times we now live in tell us that our right to own and use private property will continually be threatened by environmental policies and regulatory initiatives generated at both the state and federal levels. This is why it is so important that PLA and like-minded groups continue to fight the good fight.

Many issues continue to work their way through the legislative maze, as well as through our court systems. Three cases dealing with wetland regulations have now come before the United States Supreme Court and major reforms to the Endangered Species Act (ESA), including compensation for regulatory takings, are also now before the U.S. House of Representatives and U.S. Senate. Our long-time friend of property rights, Congressman Richard Pombo (R-CA), has again gone to bat for private property owners by introducing the Threatened and Endangered Species Recovery Act of 2005 (TESRA), which is the most comprehensive piece of legislation ever introduced on this issue. PLA, together with Defenders of Property Rights, will continue to work with Congressman Pombo's office and other organizations across the nation in pursuit of seeing this legislation passed.

PLA also continues to monitor the eminent domain issue and is concerned, as are so many others, with the frightening path that our courts and government have taken on this issue. *Kelo v. City of New London* sent shockwaves across the nation when it concluded that:

"...the city could use eminent domain to transfer properties from one set of private owners to another as long as the new owners' use of the land would potentially be of greater economic benefit. The Court agreed with a subtle shift from the Constitution's approval of eminent domain for public "use" e.g. roads, schools, government-owned buildings to public "benefit" (i.e., any project that officials say will benefit the overall public). Hence, a project that brings in more tax dollars amounts to a "greater public benefit", and, hence, traditional property rights go out the window. The Court left it up to the locals to decide, although it allowed for the possibility that state and local laws could be amended to prevent abuses." *Chronicles, March 2006 by Steven Greenhut*

PLA continues to represent your interests through our participation on the Pennsylvania Sewage Advisory Council and the Pennsylvania Forest Stewardship Committee. We also continue to monitor and advocate legislation that would give voters a say in major school tax increases, as well as to monitor activities by conservancies and land trusts as they attempt to buy up private property with tax dollars.

As always, the PLA Board of Directors and Defenders of Property Rights, along with volunteer members, continue to fight for the protection of property rights not only for ourselves, but for our children too. We must continue to draw the line and take a stand when overzealous environmental tinkering invades the American Dream of owning and using our property so it does not become a nightmare for our children. We will continue to guard against further erosion of property rights that come in the guise of "sustainable development" and "sound growth". For this reason, our organization is counting on your continued support in the battle against government over-regulation of private property.

We extend special thanks to you for joining in our celebration tonight. We salute you for your support. Your presence has once again confirmed that this is a worthy cause. We hope you enjoy the evening!

-PLA Board of Directors and Staff  
-Defenders of Property Rights

# 19<sup>th</sup> Anniversary Dinner and Annual Membership Meeting

## Evening Program

- 5:30 pm    **Reception with Refreshments**
- 6:45 pm    **Welcome and Introductions**  
*Keith Klingler, PLA President*
- 7:00 pm    **Dinner for Members and Guests**
- 8:00 pm    **President & Guest Updates**  
*Keith Klingler, PLA President*  
*Robert Brace, PLA Vice President*  
*Matthew Kandrach, Defenders of Property Rights*
- 9:00 pm    **PLA Raffle & \$1,000 Cash Giveaway**



## Menu

Baked Chicken Breast with Stuffing  
Italian Pasta with Meat Sauce  
Baked Ham with Rasin Sauce  
Parsley Buttered Potatoes  
Green Beans Almondine  
Buttered Whole Kernel Corn  
Fresh Salad, Fruit Cup & Bread  
White & Chocolate Cake  
Coffee, Tea & Milk



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*"Nor shall private property be taken for public use without just compensation."*

*Fifth Amendment, U.S. Constitution*



# *Our Featured Speaker*

## *Matthew Kandrach*

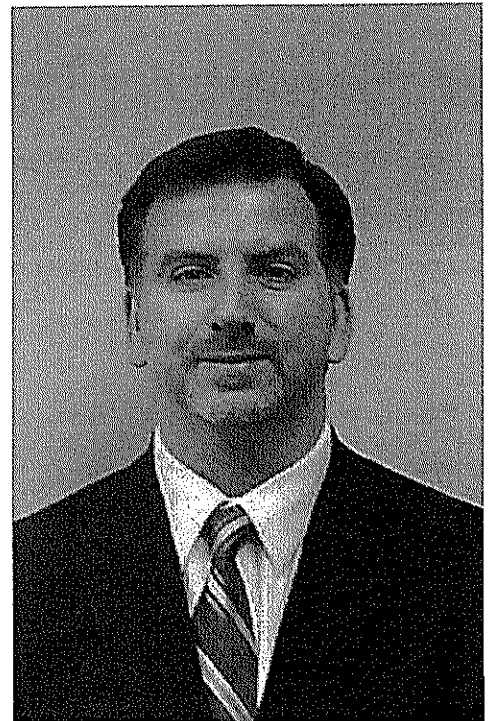
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*The only national public interest legal foundation dedicated exclusively to protecting property rights*

Matthew Kandrach is the Director of Policy at Defenders of Property Rights. Defenders of Property Rights was founded in 1991 to counterbalance the governmental threat to private property as a result of a broad range of regulations. Defenders believes that society can achieve important social objectives such as protection of our environment and preservation of our national heritage without destroying private property rights or undermining free market principles.

Prior to joining Defenders in 2005, Matthew successfully owned and operated a high-end painting contracting company, MBK Painting Enterprises, for 10 years. He earned a Bachelor of Arts degree in International Affairs from Florida State University in 2003. After moving to Washington, D.C. in late 2003, Matthew was in charge of daily management for Computer Geeks, an on-call computer repair company.



Matthew plans to attend law school in 2007 where he will continue to concentrate on property rights protection.



# Dinner and Program Contributions

*The Pennsylvania Landowners' Association Board of Directors, together with Defenders of Property Rights, would like to thank those individuals, companies and organizations who have contributed to the success of the private property rights movement. Through your continued support of our efforts, we will remain as the leading voice in the protection of private property rights.*

## Thank You.

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## Income Opportunities for Private Landowners with Trout Streams

A trout stream is a valuable asset to a private landowner, just like timber, minerals or cash crops. If the stream is well managed, you can receive thousands of dollars each and every year by providing strictly-limited access through your property. For example, access for just two fishermen per day to a blue-ribbon trout stream can generate from \$2,500 to \$10,000 (or more) in annual lease/access payments on a private section of stream as small as 500 yards in length.\*

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- Professional fly fishing guides and instructors to escort guests onto private trout properties
- Long-range income planning
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- Dave McMullen – Stream Improvement Planner, Head Fly Fishing Instructor & Guide
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- Bill Lang – Landowner Relations Manager (Fellow Trout Stream Landowner)
- Chris Sarbo – Landowner Relations Manager & Trout Culturalist
- Donny Beaver – Biologist, Founder (Fellow Trout Stream Landowner)
- We also have over a dozen other employees who are experienced in all aspects of stream and bank repair and maintenance as well as fly fishing guide and instructors.

Over the past 30 years we have worked diligently to develop a total system of private stream management that covers everything from soup to nuts. We not only help you manage your stream for optimal results, we also provide all the paying customers. Best part of all, we help you manage exactly according to your wishes.

### Stream Assessment of Your Property – Absolutely FREE

If you own a trout stream, you may be wondering what potential it offers. We can help you assess the possibilities. Just call us today and we will be happy to perform an on-site analysis of your trout stream to determine your income potential.\* Best part of all, it's ABSOLUTELY FREE.

### Call Us Today

The best way to begin the process is to call us for a chat on the phone. After we get the basics from you, we can arrange a site visit to help determine your trout stream's income potential. Our phone number is 877-788-9797.

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\*Under normal circumstances, a landowner must control both banks on at least 500 yards of trout stream to provide an adequate area for income opportunities...distances shorter than 500 yards rarely permit enough space to manage properly for sufficient income. However, if you want to "team up" with your neighbor(s) to put together 500 yards or more of both sides of a trout stream, we will be happy to give you our assessment of the income potential.



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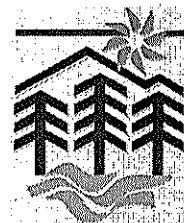
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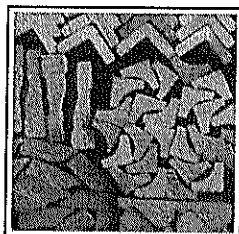
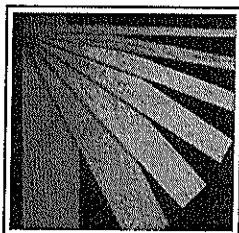


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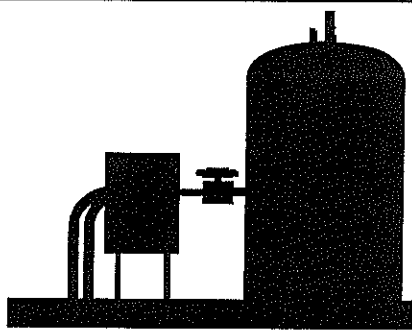
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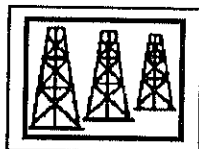
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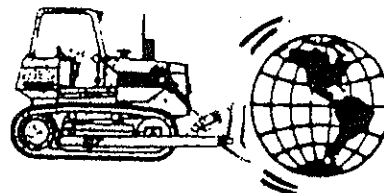
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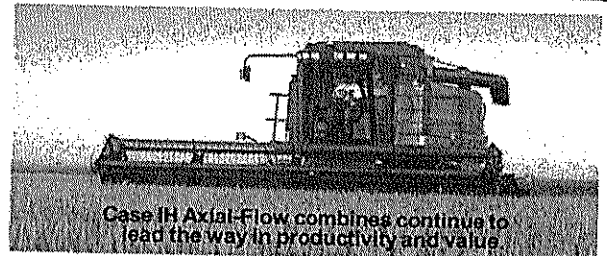
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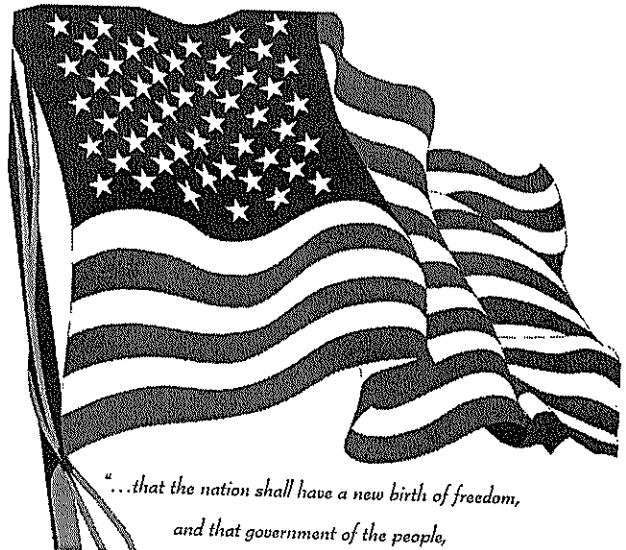
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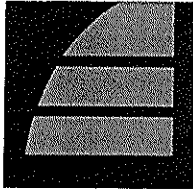
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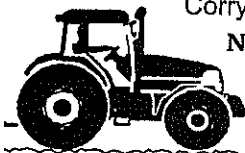
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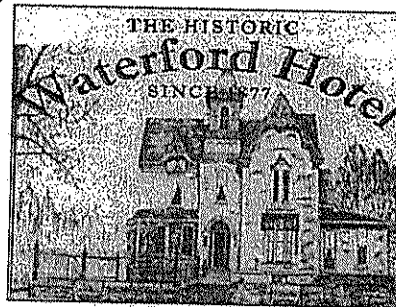
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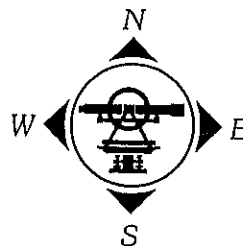
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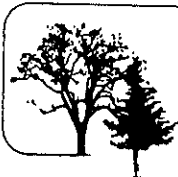
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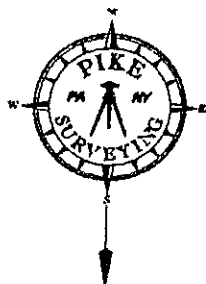
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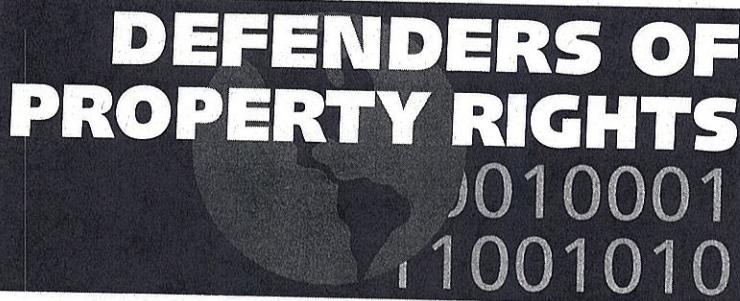
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