

# Adverse Possession Research Guide

## Overview

This research guide contains information on adverse possession in Texas. According to *Black's Law Dictionary*, "adverse possession" is "the enjoyment of real property with a claim of right when that enjoyment is opposed to another person's claim and is continuous, exclusive, hostile, open, and notorious." The resources listed below are not exhaustive and may not include the most up-to-date information. It is for information purposes only and should not be construed as legal advice or act as the substitute for legal counsel.

## Statutes & Codes

### Texas Civil Practice and Remedies Code

- Ch. 16 B – Limitations of Real Property Actions § 16.021-16.034

### Texas Property Code Plus KFT 1310.A29 026

- Property Code – Ch. 22 Trespass to Try Title

### Beyer's Texas Property Code Annotated KFT 1312.A29 T49

- CPRC Ch. 16 B § 16.021-16.034

### Texas Jur 3D KFT 1265.T48

- Vol. 2. Adverse Possession, pp. 493-839

## Secondary Resources in Print

### Dorsaneo's Texas Litigation Guide KFT 1730.T4

- Vol. 17, Ch. 250 – Adverse Possession

### Texas Real Estate Forms Manual KFT 1326.T4

- Vol. 1, Ch. 2 § 2.6 Adverse Possession

### Texas Transaction Guide KFT 1268.K45

- Vol. 18, Ch. 78 – Curing Title Defects

### Texas Practice Guide: Real Estate Transactions KFT 1326.R4J6

- Vol. 3, Ch. 16 – Adverse Possession

### Texas Real Estate Forms KFT 1326.A65 0266

- Ch. 7 Title Affidavits

## CLE Materials

### Advanced Real Estate Law Course KFT 1312.A75

- 2020 Ch. 9 Updates: TREC, Title Examination Standards, Texas Survey Standards, and Online Notarization, Ch. XVIII Adverse Possession, p. 16-20.
- 2018 Ch. 1 Case Law Update: Part X – Adverse Possession and Quiet Title Actions, p. 20-21.

### Advanced Real Estate Law Drafting Course KFT 1312.A7527

- 2018 Ch. 17 Affidavits Regarding Ownership of Real Property by Adverse Possession
- 2016 Ch. 17 Trespass to Try Title and Adverse Possession

## Online Resources

Abandoned Property Research Guide

<https://guides.sll.texas.gov/abandoned-property>

Adverse Possession in the Oil Patch

<http://www.texasbaracle.com/Materials/Events/7438/20519.pdf>

Who Can Claim Property Based on Adverse Possession in Texas? (article 1996) <https://www.nolo.com/legal-encyclopedia/who-can-claim-property-based-adverse-possession-texas.html>

“Tarrant County Clerk Fights Fraud through New Law” *Fort Worth Report* (2021)

<https://fortworthreport.org/2021/06/17/tarrant-county-clerk-fights-fraud-through-new-law/>

Court Addresses Adverse Possession in Dispute Between Neighbors (Texas Agriculture Law Blog)

<https://agrilife.org/texasaglaw/2022/09/06/court-addresses-adverse-possession-in-dispute-between-neighbors/>

## Legal Assistance

**Legal Lines – Ask Attorneys simple legal questions (free service)**

- Tarrant County LegalLine Sign-up  
<https://www.tarrantbar.org/>
- Dallas County LegalLine Sign-up  
<https://www.dallasbar.org/index.cfm?pg=legalline>

**Tarrant County Bar Association Lawyer Referral Service:** 817-336-4101 (\$20 for the first 30 minutes)

