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**EMINENT DOMAIN - NORTH CAROLINA**

## **Department of Transp. v. Adams Outdoor Advertising of Charlotte Ltd. Partnership**

**Court of Appeals of North Carolina - April 19, 2016 - S.E.2d - 2016 WL 1569411**

Department of Transportation (DOT) filed civil action and acknowledgment of taking for construction of highway project.

The Superior Court awarded compensation to owner of billboard. DOT appealed.

The Court of Appeals held that:

- Trial court did not divest itself of subject-matter jurisdiction by applying incorrect statute to action;
- Billboard was personal property;
- Lost advertising rental income was not a compensable property interest;
- Value of billboard sign permit was not a compensable property interest; and
- Owner's expectation of renewal of lease "in perpetuity" was not a compensable property interest.

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