

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5557

52nd Legislature
1992 Regular Session

Passed by the Senate March 7, 1992
Yeas 48 Nays 0

President of the Senate

Passed by the House March 4, 1992
Yeas 87 Nays 8

**Speaker of the
House of Representatives**

Approved

CERTIFICATE

I, Gordon Golob, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5557** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

Governor of the State of Washington

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5557

AS AMENDED BY THE HOUSE

Passed Legislature - 1992 Regular Session

State of Washington 52nd Legislature 1992 Regular Session

**By Senate Committee on Governmental Operations (originally sponsored by
Senators Nelson and Sutherland)**

Read first time 02/07/92.

1 AN ACT Relating to recording of surveys; amending RCW 58.09.090;
2 and adding a new section to chapter 58.09 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 58.09.090 and 1973 c 50 s 9 are each amended to read
5 as follows:

6 (1) A record of survey is not required of any survey:

7 (a) When it has been made by a public officer in his official
8 capacity and a reproducible copy thereof has been filed with the county
9 engineer of the county in which the land is located. A map so filed
10 shall be indexed and kept available for public inspection. A record of
11 survey shall not be required of a survey made by the United States
12 bureau of land management. A state agency conducting surveys to carry
13 out the program of the agency shall not be required to use a land
14 surveyor as defined by this chapter;

1 (b) When it is of a preliminary nature;

2 (c) When a map is in preparation for recording or shall have been
3 recorded in the county under any local subdivision or platting law or
4 ordinance;

5 (d) When it is a retracement or resurvey of boundaries of platted
6 lots, tracts, or parcels shown on a filed or recorded and surveyed
7 subdivision plat or filed or recorded and surveyed short subdivision
8 plat in which monuments have been set to mark all corners of the block
9 or street centerline intersections, provided that no discrepancy is
10 found as compared to said recorded information or information revealed
11 on other subsequent public survey map records, such as a record of
12 survey or city or county engineer's map. If a discrepancy is found,
13 that discrepancy must be clearly shown on the face of the required new
14 record of survey. For purposes of this exemption, the term discrepancy
15 shall include:

16 (i) A nonexistent or displaced original or replacement monument
17 from which the parcel is defined and which nonexistence or displacement
18 has not been previously revealed in the public record;

19 (ii) A departure from proportionate measure solutions which has not
20 been revealed in the public record;

21 (iii) The presence of any physical evidence of encroachment or
22 overlap by occupation or improvement; or

23 (iv) Differences in linear and/or angular measurement between all
24 controlling monuments that would indicate differences in spatial
25 relationship between said controlling monuments in excess of 0.50 feet
26 when compared with all locations of public record: That is, if these
27 measurements agree with any previously existing public record plat or
28 map within the stated tolerance, a discrepancy will not be deemed to
29 exist under this subsection.

1 (2) Surveys exempted by foregoing subsections of this section shall
2 require filing of a record of corner information pursuant to RCW
3 58.09.040(2).

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 58.09 RCW
5 to read as follows:

6 When the public interest will be served, the department of natural
7 resources shall adopt rules and regulations limiting the exemption
8 under RCW 58.09.090 over instances when retracements or resurveys are
9 not required to be recorded.