

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1542

Chapter 39, Laws of 1999

56th Legislature
1999 Regular Session

RECORDING OF SURVEYS BY A COUNTY AUDITOR

EFFECTIVE DATE: 7/25/99

Passed by the House March 9, 1999
Yeas 96 Nays 0

CLYDE BALLARD
**Speaker of the House of
Representatives**

FRANK CHOPP
**Speaker of the House of
Representatives**

Passed by the Senate April 7, 1999
Yeas 45 Nays 0

BRAD OWEN
President of the Senate

Approved April 19, 1999

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

We, Dean R. Foster and Timothy A. Martin, Co-Chief Clerks of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1542** as passed by the House of Representatives and the Senate on the dates hereon set forth.

DEAN R. FOSTER
Chief Clerk

TIMOTHY A. MARTIN
Chief Clerk

FILED

April 19, 1999 - 3:19 p.m.

**Secretary of State
State of Washington**

HOUSE BILL 1542

Passed Legislature - 1999 Regular Session

State of Washington 56th Legislature 1999 Regular Session

By Representatives Ericksen, D. Schmidt, Romero and McMorris

Read first time 01/28/1999. Referred to Committee on Local Government.

1 AN ACT Relating to the recording of surveys by a county auditor;
2 and amending RCW 58.09.050 and 58.09.110.

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

4 **Sec. 1.** RCW 58.09.050 and 1973 c 50 s 5 are each amended to read
5 as follows:

6 The records of survey to be filed under authority of this chapter
7 shall be processed as follows:

8 ~~(1) ((Surveys which qualify under RCW 58.09.040(1) shall be a map,~~
9 ~~legibly drawn, printed or reproduced by a process guaranteeing a~~
10 ~~permanent record in black on tracing cloth, or equivalent, eighteen by~~
11 ~~twenty-four inches, or of a size as required by the county auditor. If~~
12 ~~ink is used on polyester base film, the ink shall be coated with a~~
13 ~~suitable substance to assure permanent legibility.)) (a) The record of~~
14 survey filed under RCW 58.09.040(1) shall be an original map, eighteen
15 by twenty-four inches, that is legibly drawn in black ink on mylar and
16 is suitable for producing legible prints through scanning,
17 microfilming, or other standard copying procedures.

18 (b) The following are allowable formats for the original that may
19 be used in lieu of the format set forth under (a) of this subsection:

1 (i) Photo mylar with original signatures;
2 (ii) Any standard material as long as the format is compatible with
3 the auditor's recording process and records storage system. This
4 format is only allowed in those counties that are excepted from
5 permanently storing the original document as required in RCW
6 58.09.110(5);

7 (iii) An electronic version of the original if the county has the
8 capability to accept a digital signature issued by a licensed
9 certification authority under chapter 19.34 RCW or a certification
10 authority under the rules adopted by the Washington state board of
11 registration for professional engineers and land surveyors, and can
12 import electronic files into an imaging system. The electronic version
13 shall be a standard raster file format acceptable to the county.

14 A two inch margin (~~shall be provided~~) on the left edge and a one-
15 half inch margin (~~shall be provided at the~~) on other edges of the map
16 shall be provided. The auditor shall reject for recording any maps not
17 suitable for producing legible prints through scanning, microfilming,
18 or other standard copying procedures.

19 (2) Information required by RCW 58.09.040(2) shall be (~~recorded~~)
20 filed on a standard form eight and one-half inches by fourteen inches
21 (~~which shall be~~) as designed and prescribed by the (~~bureau of~~
22 surveys and maps) department of natural resources. The auditor shall
23 reject for recording any records of corner information not suitable for
24 producing legible prints through scanning, microfilming, or other
25 standard copying procedures. An electronic version of the standard
26 form may be filed if the county has the capability to accept a digital
27 signature issued by a licensed certification authority under chapter
28 19.34 RCW or a certification authority under the rules adopted by the
29 Washington state board of registration for professional engineers and
30 land surveyors, and can import electronic files into an imaging system.
31 The electronic version shall be a standard raster file format
32 acceptable to the county.

33 (3) Two legible prints of each record of survey (~~and records of~~
34 monuments and accessories) as required under the provisions of this
35 chapter shall be furnished to the county auditor in the county in which
36 the survey is to be recorded. (~~The auditor shall keep one copy for~~
37 his records and shall send the second to the bureau of surveys and maps
38 at Olympia, Washington, with the auditor's record number thereon.)) The
39 auditor, in those counties using imaging systems, may require only the

1 original, and fewer prints, as needed, to meet the requirements of
2 their duties. If any of the prints submitted are not suitable for
3 scanning or microfilming the auditor shall not record the original.

4 (4) Legibility requirements are set forth in the recorder's
5 checklist under RCW 58.09.110.

6 **Sec. 2.** RCW 58.09.110 and 1973 c 50 s 11 are each amended to read
7 as follows:

8 ~~((The record of survey and/or record of corner information filed~~
9 ~~with the county auditor of any county shall be securely fastened by him~~
10 ~~into suitable books provided for that purpose.~~

11 He)) The auditor shall accept for recording those records of survey
12 and records of corner information that are in compliance with the
13 recorder's checklist as jointly developed by a committee consisting of
14 the survey advisory board and two representatives from the Washington
15 state association of county auditors. This checklist shall be adopted
16 in rules by the department of natural resources.

17 (1) The auditor shall keep proper indexes of such record of survey
18 by the name of owner and by quarter-quarter section, township, and
19 range, with reference to other legal subdivisions.

20 ~~((He))~~ (2) The auditor shall keep proper indexes of the record of
21 corner information by section, township, and range.

22 ~~((The original survey map shall be stored for safekeeping in a~~
23 ~~reproducible condition. It shall be proper for the auditor to maintain~~
24 ~~for public reference a set of counter maps that are prints of the~~
25 ~~original maps. The original maps shall be produced for comparison upon~~
26 ~~demand.))~~

27 (3) After entering the recording data on the record of survey and
28 all prints received from the surveyor, the auditor shall send one of
29 the surveyor's prints to the department of natural resources in
30 Olympia, Washington, for incorporation into the state-wide survey
31 records repository. However, the county and the department of natural
32 resources may mutually agree to process the original or an electronic
33 version of the original in lieu of the surveyor's print.

34 (4) After entering the recording data on the record of corner
35 information the auditor shall send a legible copy, suitable for
36 scanning, to the department of natural resources in Olympia,
37 Washington. However, the county and the department of natural

1 resources may mutually agree to process the original or an electronic
2 version of the original in lieu of the copy.

3 (5) The auditor shall permanently keep the original document filed
4 using storage and handling processes that do not cause excessive
5 deterioration of the document. A county may be excepted from the
6 requirement to permanently store the original document if it has a
7 document scanning, filming, or other process that creates a permanent,
8 archival record that meets or surpasses the standards as adopted in
9 rule by the division of archives and records management in chapter 434-
10 663 or 434-677 WAC. The auditor must be able to provide full-size
11 copies upon request. The auditor shall maintain a copy or image of the
12 original for public reference.

13 (6) If the county has the capability to accept a digital signature
14 issued by a licensed certification authority under chapter 19.34 RCW or
15 a certification authority under the rules adopted by the Washington
16 state board of registration for professional engineers and land
17 surveyors, and can import electronic files into an imaging system, the
18 auditor may accept for recording electronic versions of the documents
19 required by this chapter. The electronic version shall be a standard
20 raster file format acceptable to the county.

21 (7) This section does not supercede other existing recording
22 statutes.

Passed the House March 9, 1999.

Passed the Senate April 7, 1999.

Approved by the Governor April 19, 1999.

Filed in Office of Secretary of State April 19, 1999.