
SENATE BILL 5170

State of Washington

69th Legislature

2025 Regular Session

By Senators Short, Chapman, and Dozier

Prefiled 01/08/25. Read first time 01/13/25. Referred to Committee on Agriculture & Natural Resources.

1 AN ACT Relating to boundary line adjustments on public lands
2 owned or managed by the department of natural resources; amending RCW
3 58.04.007; and adding new sections to chapter 43.30 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.30
6 RCW to read as follows:

7 When the department conducts a land survey with the intent of
8 establishing land boundaries, the department must notify any affected
9 landowner within 30 days regarding the current and future location of
10 any proposed section corner or boundary marker. The department must
11 also provide an opportunity for review and public comment, including
12 the presentation of historical evidence regarding the location of any
13 boundaries, and involvement regarding the proposed location of the
14 section corner or boundary marker including any changes to any
15 affected landowners' property boundaries.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.30
17 RCW to read as follows:

18 Before undertaking any survey pursuant to chapter 58.09 or 79.10
19 RCW, the department must first notify any affected landowner. The
20 department must also provide an opportunity for review, public

1 comment, the provision of evidence regarding historical boundaries,
2 and involvement regarding any potential boundary line adjustments,
3 including any impacts to any affected landowners.

4 **Sec. 3.** RCW 58.04.007 and 1996 c 160 s 3 are each amended to
5 read as follows:

6 Whenever a point or line determining the boundary between two or
7 more parcels of real property cannot be identified from the existing
8 public record, including deeds of record, monuments, and landmarks,
9 or is in dispute, the landowners affected by the determination of the
10 point or line may resolve any dispute and fix the boundary point or
11 line by one of the following procedures:

12 (1) If all of the affected landowners agree to a description and
13 marking of a point or line determining a boundary, they shall
14 document the agreement in a written instrument, using appropriate
15 legal descriptions and including a survey map, filed in accordance
16 with chapter 58.09 RCW. The written instrument shall be signed and
17 acknowledged by each party in the manner required for a conveyance of
18 real property. The agreement is binding upon the parties, their
19 successors, assigns, heirs and devisees and runs with the land. The
20 agreement shall be recorded with the real estate records in the
21 county or counties in which the affected parcels of real estate or
22 any portion of them is located;

23 (2) (~~(1)~~) (a) Except as provided in (b) of this subsection, if
24 all of the affected landowners cannot agree to a point or line
25 determining the boundary between two or more parcels of real estate,
26 any one of them may bring suit for determination as provided in RCW
27 58.04.020.

28 (b) Before the department of natural resources may bring suit for
29 determination as provided in RCW 58.04.007 and 58.04.020, the
30 department of natural resources must comply with section 2 of this
31 act.

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