



THE SURVEYOR GENERAL
LEGAL SURVEYS BRANCH

YOUR FILE

OUR FILE

May 29, 1980

CIRCULAR LETTER TO ALL BRITISH COLUMBIA LAND SURVEYORS

Re: Natural Boundary Adjustment

To facilitate the handling of applications under Section 94(1)(d) Land Title Act, the following procedure will apply.

- (A) To enable a discrepancy in a natural boundary to be dealt with under this section, the bed of the body of water on which the land fronts must belong to the Crown Provincial (except in certain instances where the foreshore area has been Crown granted and is held in the name of the owner of the upland). *Not Federal Harbours*
- (B) → An application for tentative agreement of the Minister that the boundary shown on a plan is in fact the natural boundary, should be made by the surveyor, as agent for the owner, to the Land Commissioner of the appropriate Land Recording District after consultation with the Registrar of the appropriate Land Title Office. The following supporting material shall be submitted with the application.
 - (i) A letter from the Registrar of the appropriate Land Title Office authorizing the application.
 - (ii) Three copies of a preliminary plan signed by a B. C. Land Surveyor which shall show:
 - (a) The water boundary of the upland according to the plan on which the existing title is based.
 - (b) The present natural boundary as defined in the Land Act, with the traverse and sufficient offsets to show how it was determined.
 - (c) Description of the area to be acquired, i.e. soils, type of vegetation, etc.
 - (d) Plotted positions and directions of photographs required to be taken under (iii) below.

I HEREBY CERTIFY that the Subdivision
Plan of

prepared by

(British Columbia Land Surveyor and sworn
to on the . . . day of . . . 197 . a print
of which is attached hereto is acceptable
for deposit except for the fact the
natural boundary shown thereon does not
agree with that shown on Plan

MADE at the Land Registry Office, New
Westminster, British Columbia the
ay of . . . 197 .

Registrar
New Westminster Land
Registration District

- (iii) One set of ground photographs (colour) to be supplied of all traverse stations along the natural boundary, taken to illustrate the position of the station with respect to the boundary. In the photographs there should be illustrated the side boundaries of the upland property. The newly proposed natural boundary should be shown by an ink line on the photographs. Traverse stations are to be flagged and numbered on the photographs.
 - (iv) The prescribed fee. \$50⁰⁰
- (C) When tentative agreement has been obtained from the Minister with respect to the preliminary plan, the surveyor shall complete the survey accordingly, and the final plan shall have draughted on it the following certificate:

Certificate under the Land Title Act, Section 94(1)(d) B.C. Reg.
The water boundary shown hereon is deemed to be the natural S
boundary as defined in the Land Act.

Minister of Lands, Parks & Housing
Victoria, B. C. , 19 ..

- (D) The plan and prints necessary for registration shall then be submitted to the Registrar of the appropriate Land Title Office.
- (E) The Registrar will forward the plan to the Surveyor General, together with a covering letter stating that the plan, upon certification, is otherwise acceptable for deposit.
- (F) When signed by the Minister, the plan shall be returned to the Registrar for deposit.
- (G) In addition to the material to be furnished in support of an application for a certificate as per (B) above, an examination on the ground by an officer of the Land Management Branch or by a Ministry surveyor may, on occasion, be necessary.

It would be of great assistance to the Ministry if the surveyor, when forwarding the plan to the Registrar, and the Registrar when forwarding the plan to the Ministry, would quote the Ministry's file number.

Yours truly,



R. W. Thorpe,
Surveyor General.