

HOUSE BILL No. 5019

July 28, 1989, Introduced by Rep. Niederstadt and referred to the Committee on Towns and Counties.

A bill to amend section 3 of Act No. 132 of the Public Acts of 1970, entitled

"An act to provide for the filing of surveys in the office of the register of deeds relative to land divisions; and to prescribe the conditions of the survey,"

as amended by Act No. 24 of the Public Acts of 1988, being section 54.213 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 3 of Act No. 132 of the Public Acts of
2 1970, as amended by Act No. 24 of the Public Acts of 1988, being
3 section 54.213 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 3. (1) The map shall be prepared on durable white
6 paper 8-1/2 inches wide by 14 inches long. ~~All lines~~ LINES ON
7 A MAP shall be made with nonfading black ink on a scale of not
8 more than 500 feet to an inch ~~, and shown thereon, or, instead~~

1 ~~of the above, the~~ SHOWN ON THE MAP. THE map may INSTEAD be
2 prepared on tracing cloth or paper, and a true scale ~~photostat,~~
3 ~~or microfilm record~~ REPRODUCTION of the map PURSUANT TO THE
4 RECORDS MEDIA ACT may be recorded. ~~and~~ THE MAP shall include
5 all of the following:

6 (a) A certificate signed and sealed by the licensed land
7 surveyor who surveyed and mapped the parcel or parcels, typed,
8 lettered, or reproduced legibly with nonfading ink, giving a
9 clear concise description of the land surveyed by bearings and
10 distances, commencing with some corner marked and established in
11 the United States public land survey, or reestablished in accord-
12 ance with accepted methods. The certificate shall also include
13 the ratio of closure of latitudes and departures, which shall be
14 within limits accepted by the profession of land surveying, and
15 certification by the licensed land surveyor that the requirements
16 of this section have been met.

17 (b) The exterior boundaries of the land surveyed and divid-
18 ed, together with the line or lines leading to the United States
19 public land survey corner, or corners, from which the land is
20 described. ~~Boundaries~~ A BOUNDARY along a lake or stream shall
21 be defined by a meander line connecting the side boundaries of
22 the parcel. If a lot in a recorded subdivision is divided, the
23 exterior boundaries of the lot surveyed and divided shall be ref-
24 erenced to existing lot corners and the controlling monuments
25 used for that survey.

26 (c) If the boundary of the parcel follows or parallels a
27 section line, the section line shall be defined at its

1 extremities by a corner established in the United States public
 2 land survey or reestablished in accordance with accepted
 3 methods. ~~All corners~~ EACH CORNER of the United States public
 4 land survey shall be duly witnessed to A permanent ~~objects,~~
 5 OBJECT and THE kind of object ~~,~~ and the bearings and distances
 6 ~~thereto~~ TO IT, together with the kind and material of monumen-
 7 tation marking the corner, shall be shown on the map.

8 (d) ~~Curved boundaries~~ A CURVED BOUNDARY or A curved high-
 9 way, street, ~~lines and~~ OR lot ~~lines, when~~ LINE, IF the curve
 10 is contained within the line, shall be defined by the points of
 11 curvature and tangency and compound curvature, central angle,
 12 length of arcs, degree of curvature, AND length and bearing of
 13 the long chord, or, ~~when~~ IF THE CURVE IS only partially con-
 14 tained within the line, by the length of arc along the curve,
 15 degree of curvature, AND length and bearing of the short chord,
 16 or by traverse courses and distances ~~where~~ IF the curve is not
 17 regular.

18 (e) If ~~the~~ AN exterior boundary ~~lines show bearings or~~
 19 ~~lengths which vary from those~~ LINE SHOWS A BEARING OR LENGTH
 20 THAT VARIES FROM THAT recorded in AN abutting ~~plats~~ PLAT or
 21 certified ~~surveys, there shall be~~ SURVEY, the following note
 22 SHALL BE placed along ~~such lines~~ THE LINE "recorded as (show
 23 ~~bearings~~ BEARING or ~~lengths~~ LENGTH or both)".

24 (f) ~~Lengths and bearings of all lines~~ THE LENGTH AND BEAR-
 25 ING OF EACH LINE.

1 (g) ~~Exact widths of streets, highways, alleys, and~~
 2 ~~easements~~ THE EXACT WIDTH OF EACH STREET, HIGHWAY, ALLEY, AND
 3 EASEMENT.

4 (h) ~~Distances on boundaries~~ THE DISTANCE ON A BOUNDARY or
 5 lot ~~lines~~ LINE from the point of intersection with a meander
 6 line to apparent ordinary high water line of Great Lakes waters
 7 and to the water's edge of inland lakes and streams.

8 (i) A north point properly located. ~~thereon.~~

9 (2) ~~(j)~~ Certified survey maps prepared in accordance with
 10 this section shall be accepted, upon payment of the regular fee
 11 schedule as provided in section 2567(1)(a) of the revised judica-
 12 ture act of 1961, Act No. 236 of the Public Acts of 1961, being
 13 section 600.2567 of the Michigan Compiled Laws, ~~and~~ SHALL BE
 14 numbered consecutively by the register of deeds, ~~and~~ shall be
 15 recorded in bound volumes, or in a manner adapted to a
 16 ~~microfilm~~ system of preserving records PURSUANT TO THE RECORDS
 17 MEDIA ACT, and known as the "certified survey maps of
 18 county", and shall become a part of the land
 19 records ~~thereof, and a~~ OF THE COUNTY. A separate card file
 20 shall be kept showing by section, township, and range and also by
 21 title of recorded plat if a resurvey within such plat, the desig-
 22 nating number liber and page of the certified maps filed in the
 23 bound volume, or ~~microfilm~~ OTHER record.

24 (3) ~~(k)~~ If a certified survey map ~~has been~~ IS recorded
 25 in accordance with this section, the parcels of land in the map
 26 may be described with a supplemental reference to the number of
 27 the survey, the volume and page where recorded, and the name of

1 the county, for all purposes, including assessment, taxation,
2 devise, descent, and conveyance.

3 Section 2. This amendatory act shall not take effect unless
4 Senate Bill No. _____ or House Bill No. 5013 (request
5 no. 03301'89) of the 85th Legislature is enacted into law.