

**DEPARTMENT OF WATER RESOURCES
ENCROACHMENT PERMIT PROGRAM
EP LAND SURVEY REQUIREMENTS**

Land Surveyor Certification

To Guarantee the accuracy of information presented in submitted plans, each plan set that includes boundary, right of way, or topographic information must bear the signature, seal and date of signing by an individual authorized to practice land surveying the State of California. (California Business and Professions Code, Division 3, Chapter 15, Article 1, §8700-8805)

**“SURVEY MONUMENT PRESERVATION”
Legislation changes effective January 1, 2015
Senate Bill No. 1467, Chapter 400**

Section 16: Section 8771 (b) and (d) of the Business and Professions Code:

(b) When monuments exist that control the location of subdivisions, tracts, boundaries, roads, streets, or highways, or provide horizontal or vertical survey control, the monuments shall be located and referenced by or under the direction of a licensed land surveyor or licensed civil engineer legally authorized to practice land surveying, prior to the time when any streets, highways, other rights-of-way, or easements are improved, constructed, reconstructed, maintained, resurfaced, or relocated, and a corner record or record of survey of the references shall be filed with the county surveyor.

(d) The governmental agency performing or permitting construction or maintenance work is responsible for ensuring that either the governmental agency or landowner performing the construction or maintenance work provides for monument perpetuation required by this section.

The Department of Water Resources (DWR) Encroachment Permit process requires the permittee to ensure that there is a designated individual in responsible charge for the protection of survey control and monument preservation within the area being permitted as required by Chapter 400 and Section 8771(d) of the California Business and Professions Code. The designated individual shall be a person legally authorized to practice Land Surveying in the State of California.

1. For all permitted construction activity, the applicant shall be required to submit an acknowledgement of survey control and monument preservation signed by an individual in responsible charge of land surveying activities within the permitted construction area prior to issuance of the permit or construction.
2. Prior to the final acceptance of the construction activity, the applicant shall provide a second acknowledgement of monument preservation signed by the designated individual in responsible charge of land surveying activities, stating that all survey control and monuments within the permitted construction area have been preserved or reset.
3. These acknowledgments may be waived at the discretion of the Department if the applicant provides clear evidence that there is no potential for any survey control or monuments to be disturbed as part of the encroachment permit activities.

All Encroachment Permits issued by DWR require the following acknowledgment forms to be signed prior to issuance of the permit. DWR also requires a second signed acknowledgement prior to final acceptance stating that all monuments and survey control within the permitted area have been preserved or reset.

Acknowledgement of Control and Monument Responsibility
“Pre-Permit”

I, _____, a duly Licensed Professional Land Surveyor or Civil Engineer authorized to perform Land Surveying in the State of California, License No. _____, hereby acknowledge and accept all responsibility for the survey control and monument preservation as required per Section 8771(a-f) of the Business and Professions Code within the bounds of the activity permitted by the Department of Water Resources (DWR) Encroachment Permit No. _____. If an Encroachment Permit number has not been designated for the project, the work area within the Departments right of way shall be attached to this form and labeled as exhibit B.

I further acknowledge that I am hereby responsible for the Acknowledgement of Control and Monument Preservation prior to final acceptance by DWR.

Signature

Place Seal Below

Date

**Acknowledgement of Control and Monument Preservation
“Prior to Acceptance”**

I, _____, a duly Licensed Professional Land Surveyor or Civil Engineer authorized to perform Land Surveying in the State of California, License No. _____, hereby acknowledge and accept all responsibility for the survey control and monument preservation as required per Section 8771(a-f) of the Business and Professions Code within the bounds of the activity permitted by the Department of Water Resources (DWR) Encroachment Permit No. _____.

I hereby state that all control and monuments within the bounds of the permitted area are in the original location or have been reset in accordance with Section 8771 (a-f) of the Business and Professions Code.

Signature

Place Seal Below

Date