POSITION OF NORTH QUARTER SECTION ON BLIND LINE

1-1995

If a monument has not been placed under Part 2 of the Surveys Act at a quarter-section corner on the east-west section line that does not have a road allowance adjacent to it (blind line), then the position of that quarter-section corner is the point that is midway on a straight line connecting the section corners lying on either side of the quarter-section, giving due allowance for the width of the road allowance.

If the quarter-section corner has been established while carrying out a survey (other than a survey of Public Lands conducted under Part 2), then the monument so established is only that surveyor’s opinion of the position of the quarter-section. Part 3 monuments cannot and do not take on the characteristics of monuments placed under Part 2 of the Act. Surveyors must always use their professional judgment when accepting or rejecting previously established quarter-section monuments placed on the blind line. In arriving at a decision to accept or reject a monument, the surveyor, at a minimum, should:

1. confirm that the position is midway and on a straight line between the connecting section corners and within accepted accuracy;
2. give consideration to occupancy;
3. determine the status of governing section corners.

It is not defensible to accept a quarter-section corner established (other than those established under Part 2 of the Act) simply on the grounds that it was placed by a qualified Alberta Land Surveyor without doing further work to prove its position.

The foregoing interpretation was approved by the Practice Review Board of the Alberta Land Surveyors’ Association at its meeting on November 15, 1995. Feedback from the membership is invited, and should be addressed to the Chairman, Practice Review Board, at the ALSA, #1000, 10020 - 101A Avenue, Edmonton, AB T5J 3G2 (Fax: 1-403-429-3374).