

## Burgos, Alexander N

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**From:** Wes Tripp <wtripp@ncbels.org>  
**Sent:** Thursday, April 9, 2026 4:32 PM  
**To:** Miller, Christopher S  
**Cc:** Burgos, Alexander N; Miller, Christopher S  
**Subject:** [External] Re: 21 NCAC 56 .1602 - For RRC - April 2026

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Thank you, Chris.

—Wes



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**From:** Miller, Christopher S <christopher.miller@oah.nc.gov>  
**Date:** Thursday, April 9, 2026 at 2:38 PM  
**To:** Wes Tripp <wtripp@ncbels.org>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>, Miller, Christopher S <christopher.miller@oah.nc.gov>  
**Subject:** 21 NCAC 56 .1602 - For RRC - April 2026

[EXTERNAL]

Good afternoon, Wesley.

I'm the staff attorney who reviewed Rule 21 NCAC 56 .1602 for the April 28, 2026, RRC Meeting. I intend to recommend approval of this amended rule as filed at the meeting.

if you have any questions beforehand, please feel free to contact me.

Thank you!  
Chris

### Chris Miller

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Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

1 21 NCAC 56 .1602 is amended with changes as published in 40:11 NCR 862–63 as follows:

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3 **21 NCAC 56 .1602 SURVEYING PROCEDURES**

4 (a) A Professional Land Surveyor shall spend the necessary time and effort to make investigation to determine if there  
5 are encroachments, gaps, lappages, or other irregularities along each line surveyed. Points may be placed on the line  
6 from closed or verified traverses and the necessary investigations made from these points. If these investigations are  
7 not made, then the surveyor shall not certify to an actual survey of that line and the plat shall contain the appropriate  
8 qualifications in accordance with the rules in this Section.

9 (b) Any and all visible or determined encroachments or easements on the property being surveyed shall be accurately  
10 located and indicated.

11 (c) With respect to investigation of property boundaries and recorded easements, the surveyor shall examine the most  
12 recent deeds and recorded plats adjacent to the subject property as well as all deeds and plats recorded after the date  
13 of the deed or plat upon which the survey is being based (the survey reference deed or plat).

14 (d) Except as provided in Paragraph (e) of the Rule, metal stakes or materials of comparable permanence shall be  
15 placed at all corners of the property.

16 (e) Where a corner falls in a right-of-way, tree, stream, or on a fence post, boulder, stone, or similar object, one or  
17 more monuments or metal stakes shall be placed in the boundary so that the inaccessible point may be located  
18 accurately on the ground and the map.

19 (f) The results of a survey shall be provided to the user of that survey as either a map or a report of survey. The results  
20 may be presented in written or graphic form. In either case, the survey shall be factual and understandable to the  
21 anticipated user of the map or report. All reference sources shall be identified. Artificial monuments called for in such  
22 reports shall be described as having been found in place or set by the surveyor. When no monument is found or set  
23 for points described in Paragraph (e) of this Rule, that fact shall be noted.

24 (g) Tie lines and grid control defined. Where the results of a survey are reported in the form of a plat or a written  
25 description, one or more corners shall, by a system of azimuths or courses and distances, be accurately tied to and  
26 coordinated with a horizontal control monument of some United States or State Agency survey system, such as the  
27 North Carolina Geodetic Survey, where such monument is within 2000 feet of the subject property, right-of-way,  
28 easement or other surveyed entity (i.e., "grid control"). Where the North Carolina grid system coordinates of said  
29 monument are on file in the Department of Public Safety, Emergency Management, Geodetic Survey office, the  
30 coordinates of both the referenced corner or point and the monument(s) shall be shown in X (easting) and Y (northing)  
31 coordinates on the plat or in the written description or document. The coordinates shall be identified as based on "NAD  
32 83," indicating North American Datum of 1983 or as "NAD 27," indicating North American Datum of 1927. The  
33 datums of the National Geodetic Survey (NGS) are incorporated by reference including subsequent amendments and  
34 editions, and may be accessed free of charge at [www.ngs.noaa.gov](http://www.ngs.noaa.gov). The tie lines to the monuments shall be sufficient  
35 to establish true north or grid north bearings for the plat or description if the monuments exist in pairs. Control  
36 monuments within a previously recorded subdivision may be used in lieu of grid control. In the interest of bearing  
37 consistency with previously recorded plats, existing bearing control may be used where practical. In the absence of

1 grid control, other natural or artificial monuments or landmarks shall be used. In all cases, the tie lines shall be  
2 sufficient to accurately reproduce the subject lands from the control or reference points used.

3 (h) Whenever area is computed and included on a plat, written description, or other document, the surveyor shall state  
4 on the plat, description, or document the method of computation shall be stated on the plat. used to compute the area.

5 Area computations by estimation, by planimeter, by scale, or by copying from another source are not acceptable  
6 methods, except in the case of tracts containing inaccessible areas.

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8 *History Note: Authority G.S. 89C-10; 89C-20;*

9 *Eff. July 1, 1989;*

10 *Amended Eff. August 1, 2014; August 1, 2012 (see S.L. 2012-143, s.1.(f)); September 1, 2011; May*  
11 *1, 2009; August 1, 2000; August 1, 1998; February 1, 1996;*

12 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. April 27,*  
13 *2019;*

14 *Amended Eff. [April 1, 2026;] May 1, 2026; August 1, 2025.*