

Lane County Surveyor's Office

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Oregon State Law Requirements Regarding Removing, Disturbing or Destroying Property Corners

The Lane County Surveyor's Office often receives inquiries from landowners regarding their rights in the case of other individuals or public agencies removing or disturbing their property corners. Oregon law requires that if a person or public agency removes, disturbs, or destroys a property corner of record, they are required to hire an Oregon registered professional land surveyor to replace the corner pursuant to Oregon Revised Statutes (ORS) 209.150(1).

The full text of ORS 209.250 is provided below:

209.250 Removal or destruction of survey monument; notice to county surveyor; replacement of monument; exception. (1) Any person or public agency removing, disturbing or destroying any survey monument of record in the office of the county surveyor or county clerk shall cause a registered professional land surveyor to reference and replace the monument within 90 days of the removal, disturbance or destruction. The registered professional land surveyor referencing and replacing the monument shall do so in the same manner that is provided for public land survey corners according to ORS 209.140 (Necessary interference with corners or accessories) and shall notify the county surveyor of that action within two business days. The costs of referencing and replacing the survey monument shall be paid by the person or public agency causing the removal, disturbance or destruction.

(2) Notwithstanding subsection (1) of this section, a county surveyor may, upon written request and written notice to an affected property owner, provide written authorization to a registered professional land surveyor to remove a survey monument other than a public land survey corner as defined in ORS 209.005 (Definitions). A county surveyor may require that the position of the removed monument be referenced to another survey monument and noted on a survey map filed in accordance with ORS 209.250 (Survey by registered land surveyor).

Please be aware that our office has no legal authority in these matters, except for those that that are spelled out in the language of the statute. We are providing this information as a courtesy to the public.