

# GEOSPATIAL SURVEYING & LAYOUT, LLC

Andrew Namyslak, PLS.

27 Howard Place, Jersey City, NJ, 07306

Professional Land Surveyor

N.J. License Number: GS43359

Tel: (201)268-2992

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## CLARIFICATION FOR

### WAIVER AND DIRECTION NOT TO SET CORNER MARKERS

#### In compliance with NJSA 45:8-36.3 & NJAC 13:40-5.1 (d) & 5.2

The Ultimate User should recognize that the Setting of Corner Markers does not guarantee that the new or updated survey will not be required in the future. The Surveyor has no control over the requirements of other individuals or government, financial agencies that may require a new or updated Survey of the Property.

The Survey being prepared by the Land Surveyor is for a specific purpose and directed by the Client/Ultimate User. It is not realistically possible for the surveyor to prepare a survey that meets All Local, County and State requirements without specific directions from the Client or Ultimate User. The additional time and cost to prepare such a survey are factors in need for consideration at the time the Survey is ordered by the Client or Ultimate User.

The Client or Ultimate User should recognize that the Settings of Corner Markers may not help in visually locating the boundary lines now or in the future due to a number of reasons, such as but not limited to the following;

- 1) Boundary Lines obstructed by changes in ground elevation, wooded areas or other natural or man made features of the property.
- 2) The length of the Boundary Line may make the visible location of the lines difficult or impossible.
- 3) Boundary Markers being covered or otherwise hidden removed or destroyed by natural changes to the property or by the actions of others.
- 4) Improvements or construction of structures, fencing, landscaping, etc. that may move, alter the location of and/or destroy the boundary markers.

Because of the above, additional survey work may be required to recover or replace Boundary Markers or provide additional markers along the long lines. When requested by the Client or Ultimate User, this work will be performed at an additional cost.

The Client or Ultimate User should be aware that Physical Measurements of the Property are required as part of New Jersey State Board of Professionals Engineers and Land Surveyors regulations, and are always taken by the Surveyor at the time the Survey fieldwork is performed on any Survey.

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The Surveyor has prepared these clarifications to the waiver Form to assure that the Client or Ultimate User has a better understanding of the intent and purpose of the form. The Surveyor should be contacted if the Client or Ultimate User has any questions.

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**CONTRACT FOR PROFESSIONAL SERVICES**

**TO PROCEED WITH PROPERTY SURVEY AS REQUESTED**

**Name:** \_\_\_\_\_

**Address:** \_\_\_\_\_

**Town:** \_\_\_\_\_, **County:** \_\_\_\_\_, **New Jersey**

**Township:** \_\_\_\_\_ **Block:** \_\_\_\_\_ **Lot:** \_\_\_\_\_

Geospatial Surveying and Layout, LLC will prepare a Property Survey for the property described above. We will perform necessary field surveying, deed review and survey analysis to provide a Location Survey in accordance with minimum standards as set forth by the NJ State Board of Engineers and Land Surveyors. The Location Survey will be certified to the parties indicated by you. During the work process, if I encounter conditions or circumstances that, in my opinion, may be beyond the scope of a standard property survey and thus requires additional work, I will obtain your authorization prior to performing the additional work. Should you desire markers to be set, we would be happy to provide you with a separate fee for this service. Upon my receipt of your written project cancellation, I will immediately cease work and render a bill for work completed to date. Project cancellation does not relieve you of your obligation to pay for the work performed and expenses incurred. The result of the work will remain my property until I receive payment in full. All services provided will be invoiced at the time of completion and are due and payable upon receipt.

BOUNDARY SURVEY & PLAN.....\$

SETTING OF IRON PROPERTY CORNERS (OPTIONAL).....\$ per Corner

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**Purchaser MUST complete This Section and Option A or B.**

Upon signing this contract, the Purchaser agrees to pay any Fees for a completed or cancelled survey.

Accepted this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Contact Phone Number: (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

Purchaser (Print): \_\_\_\_\_ Address: \_\_\_\_\_

Signature: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

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**OPTION 'A'**

**WAIVER AND DIRECTION NOT TO SET PROPERTY CORNERS**

This is to advise that I/we have been made aware of my/our right to have corner markers set as part of a survey to be performed on property which is to be purchased by me/us. That right is hereby waived and you are directed to perform the land survey without the setting of corner markers as provided by the regulation of the New Jersey Board of Professional Engineers and Land Surveyors.

Purchaser (Print): \_\_\_\_\_

(Signature): \_\_\_\_\_ Date: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_ Zip: \_\_\_\_\_

**OPTION 'B'**

**DIRECTION TO SET PROPERTY CORNERS**

Purchaser (Print): \_\_\_\_\_

(Signature): \_\_\_\_\_ Date: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_ Zip: \_\_\_\_\_ Iron

Pin Property Corners                      \$ per corner

Concrete Monument                      \$ per monument

I, Andrew Namyslak, hereby certify that I have:

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- 1) Advised the ultimate user of the impact of signing the corner marker waiver, which shall include, but not be limited to, the possible need for a future survey as a result of physical improvements to the property and the potential inability of the ultimate user to identify the actual boundary of the property;
- 2) Reviewed the waiver to ensure that it was properly signed by the ultimate user and witnessed by a person other than a land surveyor; and
- 3) Performed physical measurements of the property.

(Surveyors Signature): \_\_\_\_\_

Date: \_\_\_\_\_