

**CANADIAN BOARD OF EXAMINERS FOR PROFESSIONAL SURVEYORS**

**C-8 CADASTRAL STUDIES**

**October 2011**

**This examination consists of 10 questions on 2 pages.**

<u>Q. No</u>		<u>Marks</u>	
		<u>Value</u>	<u>Earned</u>
1.	The Latin Maxim “ <i>animus possidendi</i> ” represents an important concept in Cadastral Studies. Provide your understanding of this maxim.	10	
2.	How is it that a cadastral surveyor can do surveying, but a surveyor cannot do cadastral surveying?	5	
3.	a) Provide your understanding of the Doctrine of Waste.	10	
	b) How does the Doctrine of Waste relate to land tenure in Canada?	5	
4.	Aboriginals in Canada are said to have “ <i>sui generis</i> ” rights to land. Provide your understanding of <i>sui generis</i> land rights.	10	
5.	In Canada, Aboriginal Land Claims are described differently depending on the basis on which the claim is being advanced. There are three general categories of land claim. They are; Comprehensive, Treaty Entitlement and Specific. Provide your understanding of Treaty Entitlement Claims and Specific Claims with respect to Aboriginal claims to land in Canada.	10	
6.	Provide your understanding of “ <i>usufruct rights</i> ” as it relates to property rights to Canada lands.	10	
7.	a) What is the definition of a parcel within the context of Cadastral Studies?	5	
	b) What are the merits of describing a parcel by a registered plan of survey (example, Lot 1, Block 1, Plan MB2011), as opposed to a metes and bounds description?	5	
8.	In general, Life Estates can be divided into two categories. They are, Conventional Life Estates and Life Estates by Operation of Law. Provide your understanding of Life Estates by Operation of Law.	10	
9.	It has been asserted that rights-of-way and easements are one and the same with respect to conditions such as express grant, implied grant, reservations, estoppel, and statute. Support or refute this assertion.	10	

10.	Provide your understanding of the following Cadastral Studies concepts:  a) <i>Bona fide</i> purchaser b) Coastal Meridian c) Co-parcenary d) Determinable interests e) Estate <i>pur sa vie</i> f) Prior certificate g) Professional impropriety h) Positive Covenants i) Quiet enjoyment j) Title Insurance	10	
<b>Total Marks:</b>		100	