

# Fundamentals of Property Rights and Boundaries

1. **Hiatus is a Latin word meaning “to gape,” such as to yawn.**  
True  
False
2. **It is \_\_\_\_\_ the monuments established by a government surveyor, along with the plat and field notes absolutely control the boundaries of lands patented on the basis of those monuments, plat and notes.**
  - a. still disputed whether
  - b. unclear whether
  - c. assumed that
  - d. now a well settled principle of law that
3. **In *United States v. Macmillan*, on June 20, 1902, most of the odd numbered sections in these townships were patented to the:**
  - a. Macmillan Corporation.
  - b. Union Pacific Railway
  - c. Central Pacific Railway Company.
  - d. Federal Government.
4. **In *United States v. Macmillan*, the plat of survey was approved:**
  - a. December 7, 1942.
  - b. October 18, 1921.
  - c. February 8, 1957.
  - d. October 8, 1879.
5. **The conclusion to be made is that when a hiatus exists, as proven by two separately monumented lines:**
  - a. the land is public domain, subject to survey and disposal by the government.
  - b. the land shall be placed in escrow.
  - c. the land shall be ceded to local jurisdiction
  - d. the land shall be awarded to the smallest of adjoining parcels.
6. **For *Overlaps*, there are very few clear cut judicial decisions.**  
True  
False
7. **Regarding *Adams v. C. A. Smith Timber Co.*, this case was decided on the basis of the:**
  - a. junior survey.
  - b. patent date.
  - c. Pioneer Mineral Monument.
  - d. senior patent.
8. **In *Lindsey v. Hawes*, in 1844 it was discovered that the original 1833 survey contained errors and a resurvey was made and approved.**  
True  
False
9. **In *Russell v. Maxwell Land Grant Co.*, The Court stated:**
  - a. “A survey must be followed to the letter.”
  - b. “A survey does not create title; it only defines boundaries.”
  - c. “A survey determines title.”
  - d. “Most surveys contain errors.”
10. **Most junior-senior survey overlaps and hiatuses are so small as to bring them within the scope of the “de minimis” definition.**  
True  
False