

Monroe A. Miller, Jr.
2200 Camp Branch Road
Waynesville, NC 28786
December 4, 2022

Subject: Status Update of case V2022-060 against Kevin “Adjudication” Ensley, Survey Board.

The following is an email dialog with Clyde Alston, of the North Carolina Board of Examiners for Engineers and Surveyors, for case V2022-060 against **Kevin “Adjudication” Ensley**, filed June 29, 2022.

Subject: Status of Case V2022-060
Date: Wed, 30 Nov 2022 09:43:29 -0500
From: Monroe Miller
To: Clyde Alston <CAIston@ncbels.org>

Mr. Alston,

Can you please let me know the status of my complaint against Kevin Ensley (V2022-060), which I filed on June 29, 2022, five (5) months ago?

Thank you,

Monroe A. Miller, Jr.

Subject: RE: Status of Case V2022-060
Date: Thu, 1 Dec 2022 12:49:21 +0000
From: Clyde Alston <CAIston@ncbels.org>
To: Monroe Miller

Mr. Monroe,

My apologies for the delay in responding. I'm getting closer to working your case and hope to contact you the first of the year.

Clyde

Clyde Alston
Board Investigator
North Carolina Board of Examiners
For Engineers and Surveyors
919/723-8552 – cell
www.ncbels.org

Monroe A. Miller, Jr.
2200 Camp Branch Road
Waynesville, NC 28786
June 29, 2022
(828) 456-3718

NORTH CAROLINA BOARD OF EXAMINERS FOR ENGINEERS AND SURVEYORS

Attention: David Evans
4601 Six Forks Road, Suite 310
Raleigh, North Carolina 27609

Subject: Complaint against Kevin Ensley, PLS.

L. Kevin Ensley, PLS
P.O. Box 1401
428 Dellwood Road
Waynesville, NC 28786
(828) 456-6395
(828) 734-8713 Mobile

This is a complaint against L. Kevin Ensley. The information in this complaint has already been added to your Case Number V2022-022, but is being filed as a separate complaint, to have the matter investigated, if you so desire.

I recall that my Dad, who passed away in January 2017, told me about a surveyor who had missed an iron pipe, and he was quite angry about it. In December 2020, I sorted through past survey records my Dad had accumulated, and discovered that the surveyor was Kevin Ensley.

It was July 31, 2000 when Kevin Ensley prepared a survey for Linda J. Talbot, which is a piece property that borders what was then, my Dad's property. Kevin Ensley made an error, locating a wrong iron, thus giving Linda J. Talbot an extra 22.07 feet of land, encroaching a boundary. It was not the only error on this plat, as he failed to properly locate a right of way.

The following is first a photo of the entire Ensley plat, the second is an enlargement of the error. The hand writing in pencil is my Dad's.

Since my Dad is no longer here, I am transcribing his hand written notes into this complaint.

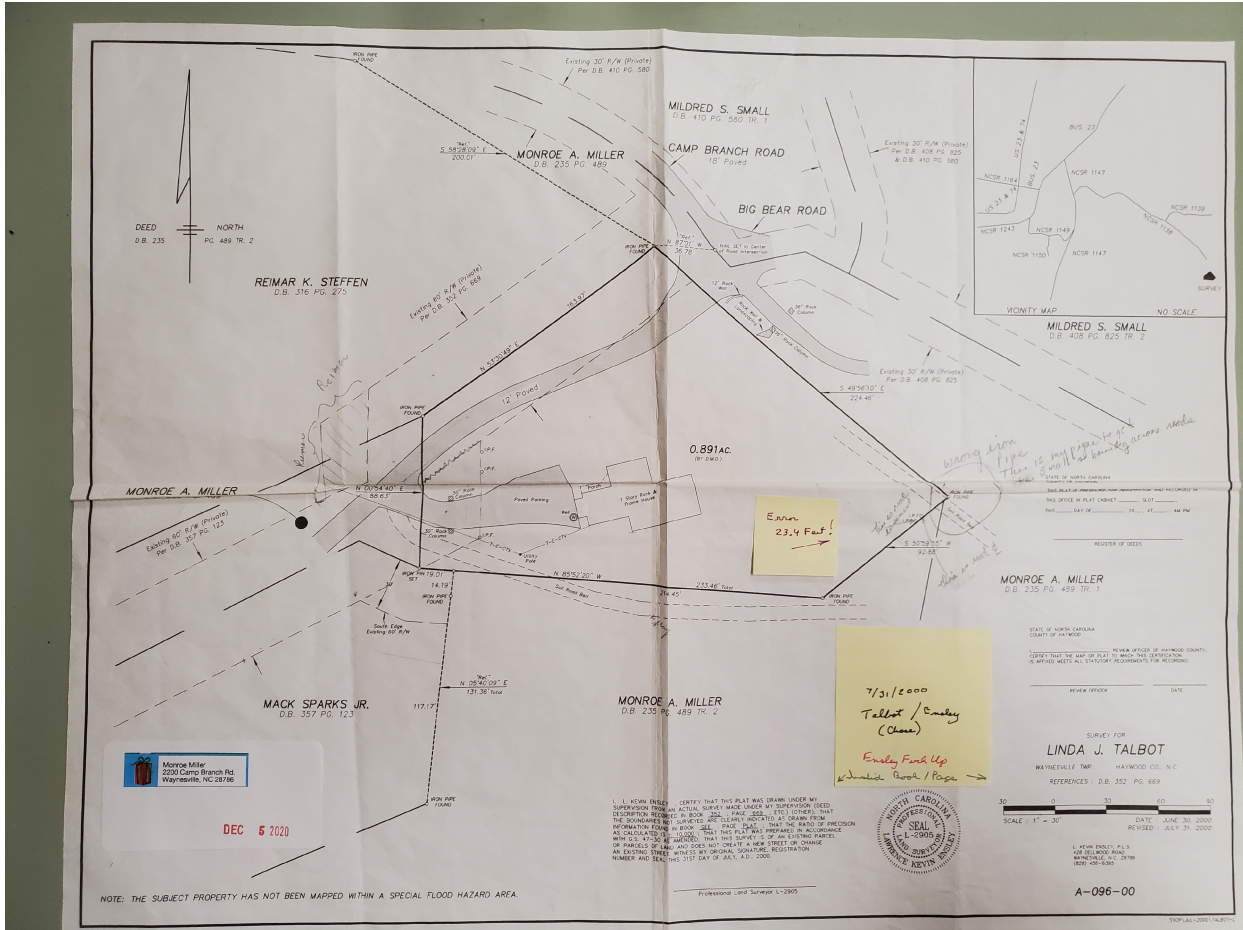
“Wrong Iron Pipe This is my pipe to get to Small's boundary across the road”.

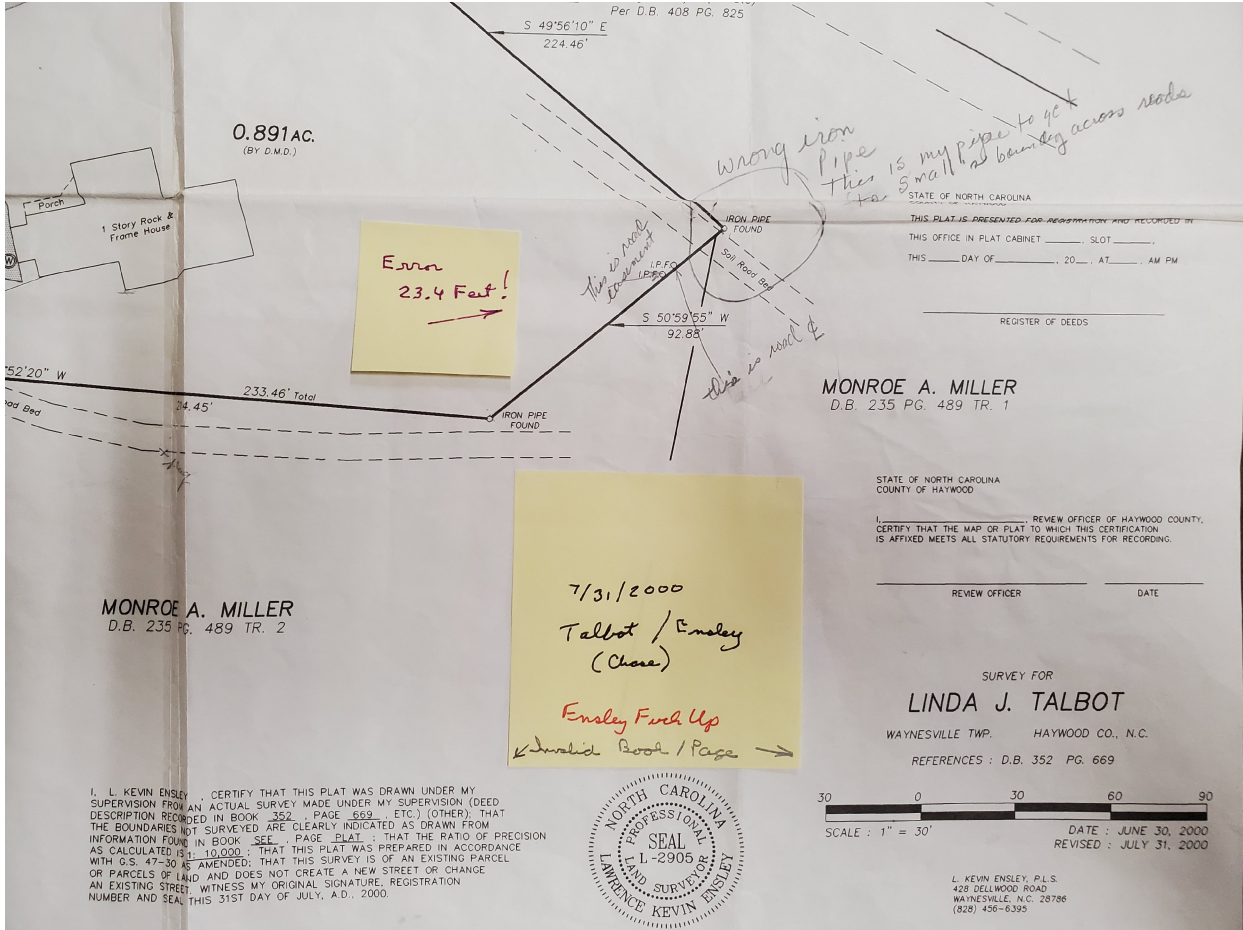
“This is road easement”.

“This is road C/L (Center Line)”.

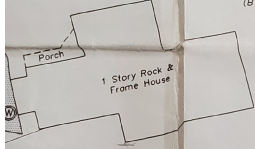
If you attempt to look up Ensley's Book and Page numbers on line, they are not there.

Book 352
Page 669





0.891 AC.
(BY D.M.D.)



Erron
23.4 Feet!

7/31/2000
Talbot / Ensley
(Chase)
Ensley Fork Up
← Invalid Book / Page →

wrong iron pipe this is my pipe to get small and buried across road

this is road easement
this is road of

STATE OF NORTH CAROLINA
THIS PLAT IS PRESENTED FOR REGISTRATION AND RECORDED IN
THIS OFFICE IN PLAT CABINET _____ SLOT _____
THIS _____ DAY OF _____, 20____, AT _____ AM PM

REGISTER OF DEEDS

MONROE A. MILLER
D.B. 235 PG. 489 TR. 1

STATE OF NORTH CAROLINA
COUNTY OF HAYWOOD
I, _____ REVIEW OFFICER OF HAYWOOD COUNTY,
CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION
IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

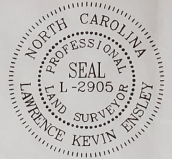
REVIEW OFFICER _____ DATE _____

MONROE A. MILLER
D.B. 235 PG. 489 TR. 2

SURVEY FOR
LINDA J. TALBOT

WAYNESVILLE TWP. HAYWOOD CO., N.C.
REFERENCES : D.B. 352 PG. 669

I, L. KEVIN ENSLEY, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DEED DESCRIPTION RECORDED IN BOOK 352, PAGE 669, ETC.) (OTHER) THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN BOOK _____, PAGE _____, PLAT _____, THAT THE RATIO OF PRECISION AS CALCULATED IS 1:10,000; THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED; THAT THIS SURVEY IS OF AN EXISTING PARCEL OR PARCELS OF LAND AND DOES NOT CREATE A NEW STREET OR CHANGE AN EXISTING STREET; WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL, THIS 31ST DAY OF JULY, A.D., 2000.



30 0 30 60 90
SCALE : 1" = 30'
DATE : JUNE 30, 2000
REVISED : JULY 31, 2000

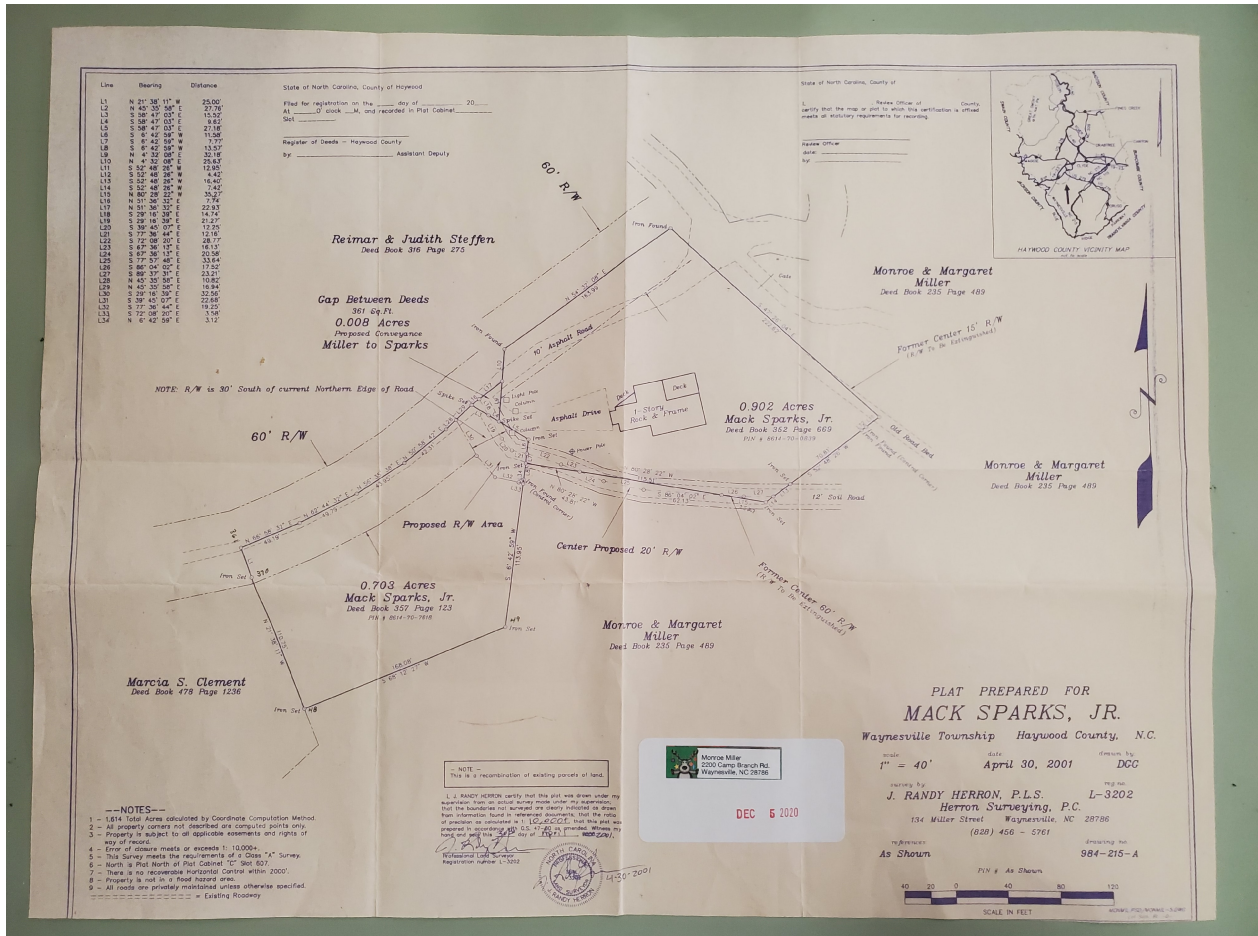
L. KEVIN ENSLEY, P.L.S.
428 DELLWOOD ROAD
WAYNESVILLE, N.C. 28786
(828) 456-6395

In a subsequent survey, by none other than Randy Herron, prepared for Mack Sparks, Jr., on April 30, 2001, a year later, Herron shows a different length and angle for the same call.

Ensley: S 50° 59.55' W 92.88'
 Herron: S 52° 48.26' W 70.81'

A difference of 22.07 feet, and 0°11.29' degrees

The following is a photo of Herron's Plat.

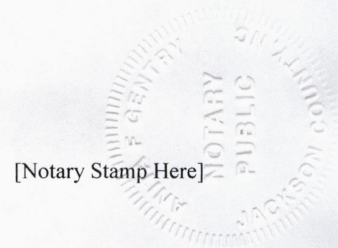


I have had both of these plats scanned and copied, and am including them in this complaint.

Please let me know if you have any additional questions.

Thank you,
 Monroe A. Miller, Jr.

Monroe A. Miller, Jr.
Monroe A. Miller, Jr.
2200 Camp Branch Road
Waynesville, NC 28786
(828) 456-3718



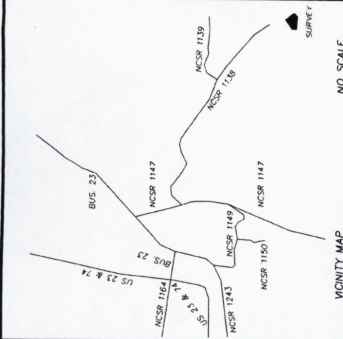
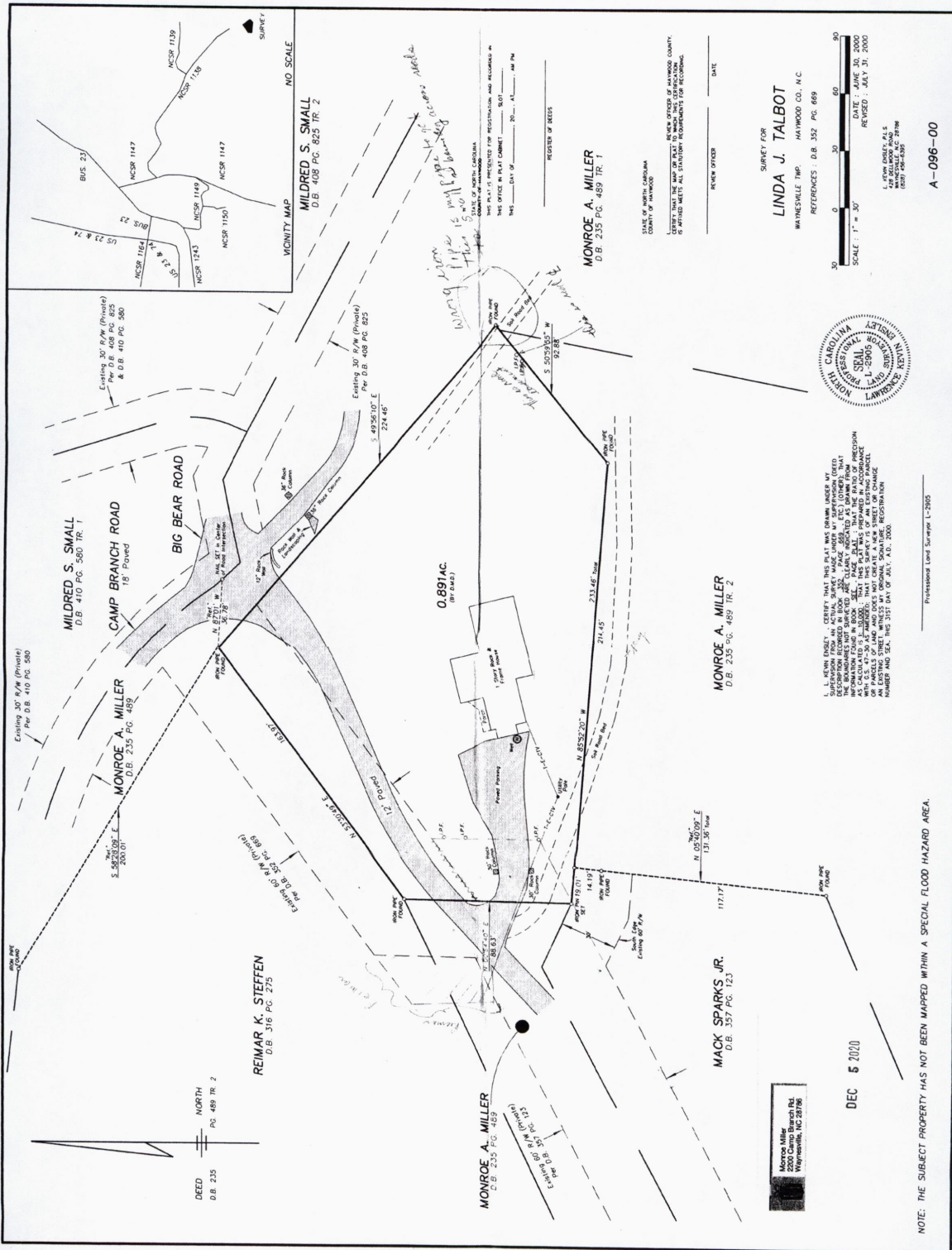
Jurat

Signed and sworn before me Anita F. Gentry, on this day, the 29 day of June, 2022.

Signed: Anita F. Gentry

Printed: Anita F. Gentry

My commission expires on October 22, 2026



DEED
D.B. 235
PG. 489 TR. 2

NORTH

REIMAR K. STEFFEN
D.B. 316 PG. 275

MONROE A. MILLER
D.B. 235 PG. 489

O.891AC

MACK SPARKS, JR.
D.B. 357 PG. 123

MONROE A. MILLER
D.B. 235 PG. 489 TR. 2

MONROE A. MILLER
D.B. 235 PG. 489 TR. 1



DEC 5 2020

I, THE SURVEYOR, CERTIFY THAT THIS MAP WAS MADE UNDER MY SUPERVISION AND THAT THE INFORMATION CONTAINED HEREIN IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I AM A LICENSED PROFESSIONAL SURVEYOR IN THE STATE OF NORTH CAROLINA. I HAVE NOT BEEN DISQUALIFIED BY ANY COURT OF RECORD OR BY ANY BOARD OF PROFESSIONAL SURVEYORS. I HAVE NOT BEEN CONVICTED OF ANY CRIME THAT INVOLVES MORAL TURPITUDE. I HAVE NOT BEEN CONVICTED OF ANY CRIME THAT INVOLVES THE FIDELITY, INTEGRITY, OR HONOR OF THE SURVEYING PROFESSION. I HAVE NOT BEEN CONVICTED OF ANY CRIME THAT INVOLVES THE INTERESTS OF THE PUBLIC. I HAVE NOT BEEN CONVICTED OF ANY CRIME THAT INVOLVES THE INTERESTS OF THE STATE. I HAVE NOT BEEN CONVICTED OF ANY CRIME THAT INVOLVES THE INTERESTS OF THE NATION.



SURVEY FOR
LINDA J. TALBOT
WAYNESVILLE TWP. HAYWOOD CO., N.C.
REFERENCES: D.B. 352 PG. 669

SCALE: 1" = 30'
DATE: JUNE 30, 2000
REVISED: JULY 31, 2000

NOTE: THE SUBJECT PROPERTY HAS NOT BEEN MAPPED WITHIN A SPECIAL FLOOD HAZARD AREA.

Professional Land Surveyor L-29905

A-096-00

STATE OF NORTH CAROLINA
COUNTY OF HAYWOOD

REGISTER OF DEEDS

THIS PLAT IS PREPARED FOR RECORDATION AND RECORDABLE IN THE REGISTER OF DEEDS OF HAYWOOD COUNTY, NORTH CAROLINA, THIS _____ DAY OF _____, 20____, AT _____:____ AM PM.

THIS OFFICE IN PLAT CORNER

WING LIPPER IS NOT TO BE MAPPED AS BEARING MARK

EXISTING 30' R/W (Private)
Per D.B. 408 PG. 825
& D.B. 408 PG. 826

EXISTING 30' R/W (Private)
Per D.B. 410 PG. 580
& D.B. 410 PG. 581

MILDRED S. SMALL
D.B. 410 PG. 580 TR. 1

CAMP BRANCH ROAD
18' Paved

BIG BEAR ROAD

MONROE A. MILLER
D.B. 235 PG. 489

REIMAR K. STEFFEN
D.B. 316 PG. 275

MONROE A. MILLER
D.B. 235 PG. 489

MONROE A. MILLER
D.B. 235 PG. 489

MONROE A. MILLER
D.B. 235 PG. 489

MONROE A. MILLER
D.B. 235 PG. 489

MONROE A. MILLER
D.B. 235 PG. 489

MONROE A. MILLER
D.B. 235 PG. 489

MONROE A. MILLER
D.B. 235 PG. 489

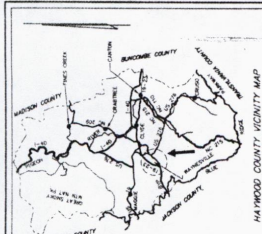
MONROE A. MILLER
D.B. 235 PG. 489

MONROE A. MILLER
D.B. 235 PG. 489

MONROE A. MILLER
D.B. 235 PG. 489

MONROE A. MILLER
D.B. 235 PG. 489

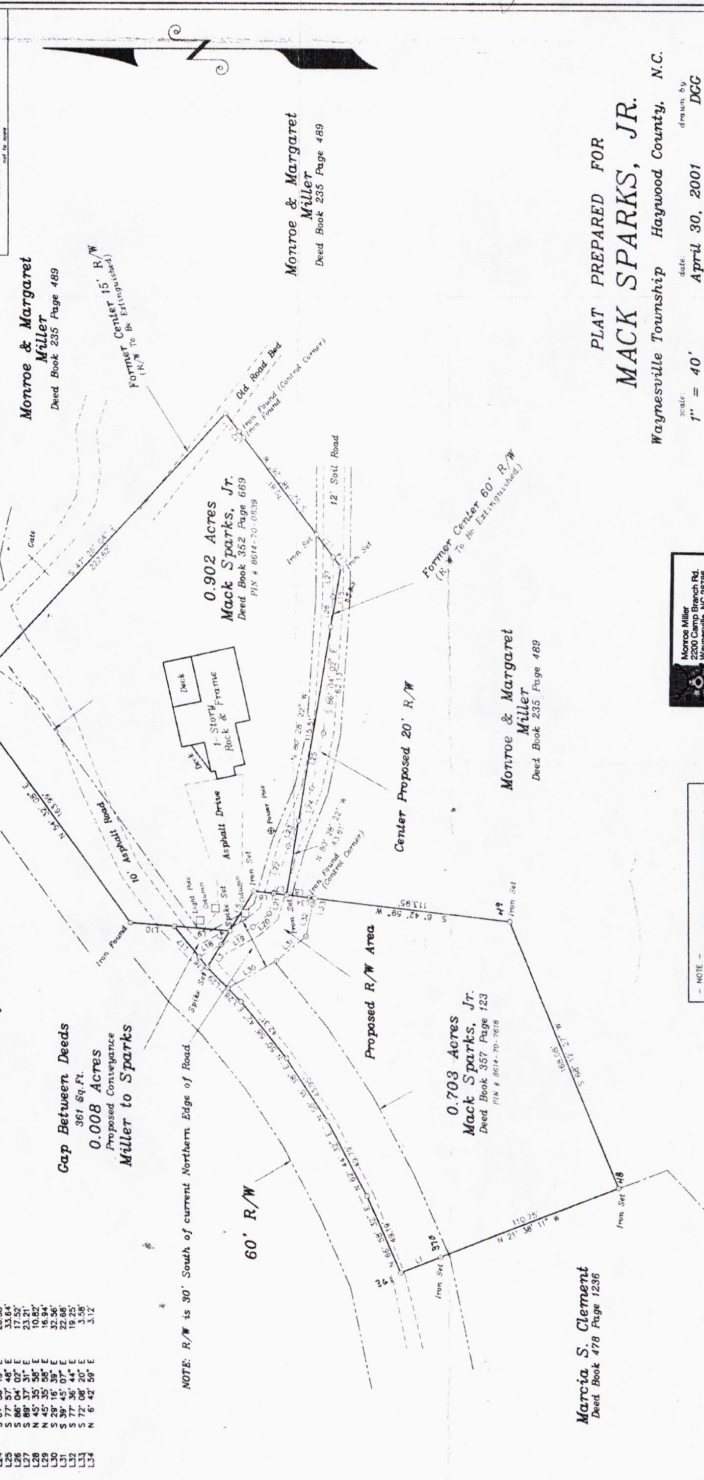
MONROE A. MILLER
D.B. 235 PG. 489



State of North Carolina, County of Haywood
 I, _____, Register of Deeds, do hereby certify that this map or plat to which this verification is affixed meets all statutory requirements for recording.

Register of Deeds - Haywood County
 by _____ Assistant Deeds

Line	Bearing	Distance
1	N 21° 36' 11" W	250.00'
2	S 59° 47' 03" E	153.50'
3	S 59° 47' 03" E	27.50'
4	S 6° 42' 59" W	11.90'
5	S 6° 42' 59" W	13.57'
6	N 4° 32' 09" E	22.63'
7	S 32° 45' 36" W	14.42'
8	S 32° 45' 36" W	15.40'
9	N 80° 29' 22" E	39.27'
10	N 31° 36' 32" E	22.93'
11	S 29° 16' 39" E	21.27'
12	S 77° 58' 04" E	12.10'
13	S 77° 58' 04" E	12.10'
14	S 72° 08' 20" E	28.77'
15	S 67° 36' 13" E	20.96'
16	S 67° 36' 13" E	17.93'
17	S 86° 04' 02" E	19.85'
18	N 85° 35' 30" E	19.82'
19	N 45° 30' 59" E	18.94'
20	S 39° 45' 07" E	22.68'
21	S 72° 08' 20" E	15.59'
22	S 6° 42' 59" E	3.12'



PLAT PREPARED FOR
MACK SPARKS, JR.
 Waynesville Township Haywood County, N.C.

scale: 1" = 40'
 date: April 30, 2001
 drawn by: DGC

surveyed by:
J. RANDY HERRON, P.L.S.
 Herron Surveying, P.C.
 134 Miller Street
 Waynesville, NC 28786
 (828) 456 - 5761
 drawing no.: 984-215-A

As Shown
 PIN # As Shown
 40 20 0 40 80 120
 1:50,000
 DATE: 05/20/01

DEC 5 2020

Monroe & Margaret Miller
 Deed Book 235 Page 489
 Waynesville, NC 28786

This is a recomputation of existing parcels of land.

I, J. RANDY HERRON, certify that this plat was drawn under my supervision and that the boundaries and areas are correctly shown and that the boundaries and areas are correctly shown and that the boundaries and areas are correctly shown and that the boundaries and areas are correctly shown.

Professional Seal: J. Randy Herron, P.L.S., Surveyor, State of North Carolina, No. 10000.

---NOTES---
 1 - Lots Area calculated by Coordinate Computation Method.
 2 - Property is subject to all applicable easements and rights of way of record.
 3 - This Survey meets the requirements of a Class "A" Survey.
 4 - There is no north-south line shown on this plat.
 5 - Property is not in a flood hazard area.
 6 - Property is not in a flood hazard area.
 7 - Property is not in a flood hazard area.
 8 - Property is not in a flood hazard area.
 9 - Property is not in a flood hazard area.