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# HOOSIER SURVEYOR

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QUARTERLY PUBLICATION OF THE INDIANA SOCIETY OF PROFESSIONAL LAND SURVEYORS, INC.

AFFILIATED WITH THE AMERICAN CONGRESS ON SURVEYING & MAPPING

VOLUME 38 • NUMBER 3 • WINTER 2012



## **RECOGNITION OF THE 2011 ISPLS PRESIDENT**

Gary Kent, right, Noblesville, new incoming President of ISPLS, presents the Past President's gavel plaque to outgoing President, Chuck Coyle, Columbus, at the January 2012 Annual ISPLS Convention held at the Marriott Indianapolis East Hotel in Indianapolis.

## 2012 OFFICERS & DIRECTORS

**Gary Kent - President**  
Noblesville, IN  
Office: 317-826-7100  
E-Mail: [gkent@schneidercorp.com](mailto:gkent@schneidercorp.com)

**Don West - Vice-President**  
Carmel, IN  
Office: 317-522-2485  
E-Mail: [dwest@usiconsultants.com](mailto:dwest@usiconsultants.com)

**Kevin Rowland - Secretary**  
Vincennes, IN  
Office: 812-886-4254  
E-Mail: [krowland@srasurveying.com](mailto:krowland@srasurveying.com)

**Dennis Grumpp - Treasurer**  
New Palestine, IN  
Office: 317-826-7100  
E-Mail: [dgrumpp@schneidercorp.com](mailto:dgrumpp@schneidercorp.com)

**Chuck Coyle**  
**President Elect & Past-President**  
Columbus, IN  
Office: 812-372-8441  
E-Mail: [ccoyle@forceco.com](mailto:ccoyle@forceco.com)

### TERM EXPIRES JAN 2013

**E. Donald Bengel**  
Valparaiso, IN  
Office: 219-462-0690  
E-Mail: [bespels@frontier.com](mailto:bespels@frontier.com)

**Dennis Grumpp - Treasurer**

**Rich Hudson**  
Valparaiso, IN  
Office: 219-462-1158  
E-Mail: [r.hudson@gaiconsultants.com](mailto:r.hudson@gaiconsultants.com)

**Sean L. Suttles**  
Chandler, IN  
Office: 812-479-6200  
E-Mail: [SSuttles@blainc.com](mailto:SSuttles@blainc.com)

### TERM EXPIRES JAN 2014

**Eric Banschbach**  
Indianapolis IN  
Office: 317-610-7251  
E-mail: [ebanschbach@indot.in.gov](mailto:ebanschbach@indot.in.gov)

**Perry Cloyd**  
Columbus, IN  
E-Mail: [perrycloyd@tls.net](mailto:perrycloyd@tls.net)

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**Chuck Coyle**  
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**Bernie Guerrettaz**  
Bloomington, IN  
Office: 812-336-8277  
E-Mail: [bernie@brgcivil.com](mailto:bernie@brgcivil.com)

**Ryan Swingley**  
Fortville, IN  
Office: 317-545-7090  
E-Mail: [rswingley@seilerinst.com](mailto:rswingley@seilerinst.com)

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*Front Row, L to R: Don West, Carmel; Chuck Coyle, Columbus; Sean Suttles, Chandler; Don Bengel, Valparaiso; Kevin Rowland, Carlisle; Dennis Grumpp, New Palestine; Second Row, L to R: Rich Hudson, Valparaiso; Ryan Swingley, Fortville; Bernie Guerrettaz, Bloomington; Gary Kent, Noblesville; Eric Banschbach, Indianapolis. Not pictured Perry Cloyd, Columbus. Photo provided by Henry Aldridge, PLS*

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## EDITOR’S NOTE

Deadlines for copy for various planned issues of the Hoosier Surveyor are as follows:

Winter - February 1; Spring - May 1; Summer - August 1; Fall - November 1.

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Articles and columns appearing in this publication do not necessarily reflect the viewpoints of ISPLS or the Hoosier Surveyor staff, but are published as a service to its members, the general public and for the betterment of the surveying profession. No responsibility is assumed for errors, misquotes or deletions as to its contents.



**Michael J Davis - Editor**

4310 Broadway Street  
Indianapolis, IN 46205  
Phone: (317) 283-4630  
E-Mail: [mijdavis@iupui.edu](mailto:mijdavis@iupui.edu)

### **Editorial Advertising Offices**

8325 S. Emerson Avenue, Suite B-2  
Indianapolis, IN 46237

Phone:(317) 888-4400 • Fax: (317) 888-4412

Web Page: [www.ispls.org](http://www.ispls.org) • E-Mail: [ExecDir@ispls.org](mailto:ExecDir@ispls.org)

## PRESIDENT'S MESSAGE

Gary R. Kent, L.S., ISPLS President



By the time you read this, we will be well into 2012. The Super Bowl will have come and gone - hopefully with accolades from the national media, and as a resounding success.

The 60th annual convention of ISPLS was our own "Super Bowl" - tremendously successful, with an excellent turnout and outstanding evaluations from attendees. The members of ISPLS owe an expression of gratitude to the members of the Greenville Treaty Chapter for their hard work in their role as this year's sponsoring chapter. Their efforts were much appreciated and paid off handsomely with over 500 satisfied attendees.

2012 will bring many exciting developments to the surveying profession in Indiana. Most notably was a motion at the Annual Meeting supporting the transfer of \$200,000 from ISPLS investments to the Indiana Professional Land Surveyors Foundation. These funds will jumpstart the Foundation and enable it to immediately begin funding scholarships without having to spend down its core funds. This investment by

ISPLS will also give the Foundation credibility in its fundraising efforts. In the fairly near future, we will see the Foundation investing in our profession in myriad ways above and beyond simply funding scholarships. Stay tuned and stay engaged!

In other areas, ISPLS will also be working to improve and expand its offerings of continuing education programs, both with traditional seminars and with distance-learning opportunities. We will also ramp up our public relations efforts - long an elusive goal of every incoming ISPLS president - with new initiatives and an expanded Trig-Star effort. ISPLS will continue to work with related professions to broaden the tent under which we are licensed. We will also begin strengthening our ties with the institutions of higher learning that educate future surveyors in and near Indiana.

In my brief comments at the convention banquet, I stressed service. There are many persons in ISPLS who provide leadership by giving tremendous amounts of time and energy to the benefit of our profession. I encourage every member of ISPLS to join the ranks of those who actively contribute. You do not have to be in a position of authority or "power." The best leaders are not those who seek power or authority, but rather those who set an example by being a quiet servant to the benefit of others.

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# ISPLS BOARD OF DIRECTORS MEETING HIGHLIGHTS

by Robert "Jason" Coyle, PLS, Executive Director

## November 5, 2011

The ISPLS Board of Directors met on Saturday, November 5, 2011 at ISPLS Headquarters, Indianapolis, Indiana. Vice-President Don West called the meeting to order at 9:01 am EST. All board members were in attendance with the exception of Todd Bauer, President Chuck Coyle, and Ryan Swingley. Chuck's mother, Ruth Coyle, had passed away Wednesday, November 2, 2011 and he was attending to matters far greater. Others in attendance were Jason Coyle, Executive Director of ISPLS, Mike O'Brien, Lobbyist, Chris Marbach, Doug Herendeen, Barrie Bunnell, Wabash Valley Chapter President and Theresa Bunnell.

The minutes from the September 17, 2011 meeting and the Treasurer's Report were reviewed and approved. As of October 31, 2011, total cash in checking account was \$29,521.42 and there were other assets totaling \$401,247.22 for an overall total of \$430,768.64. It was noted that \$10,000 from investments was transferred to the IPLS Foundation. A motion was made by Gary Kent seconded by Jim Tibbett to accept the Treasurer's report as submitted/amended. The motion passed by a voice vote.

ISPLS Lobbyist Mike O'Brien gave an update on the current legislative activities. O'Brien and ISPLS Member Chris Marbach discussed with the Board our approach to update/amend/modify current Indiana legislation concerning the Indiana/Michigan Line to conform to legislation passed by the Michigan legislature. The Board agreed that O'Brien will continue to work with the legislators to represent ISPLS during the 2013 session.

Chris Marbach reported on an Elkhart County Land Surveyor who set a property corner through a gas main and now is dealing with the Pipeline Location Association regarding a possible \$10,000 fine.

The Board reviewed "official" business conducted via e-mail during the month of October. A motion was made by Ryan Swingley and seconded by Gary Kent for ISPLS to cover the expense of a cellular phone for the Executive Director. There were nine yes votes, with no votes cast from Todd Bauer, Chuck Coyle, or Jason Coyle. A motion was made by Kevin Rowland and seconded by Don Bengel to appoint Eric Banschbach to fill the remaining two (2) years of Jason Coyle's BOD seat. Again, there were nine yes votes, with no votes cast from Todd Bauer, Chuck Coyle, or Jason Coyle. Furthermore, a motion was made by Don Bengel and seconded by Jim Tibbett to accept the resignation of Jason Coyle from the BOD effective October 3, 2011. The motion carried by a voice vote during the meeting.

The Board heard and reviewed the Executive Director's report. A motion was made by Kevin Rowland and seconded by Don Bengel to purchase "QuickBooks" accounting software with funds to come out of budget line item "S-51". The motion carried by a voice vote. The Board further directed Jason Coyle to move forward with the purchase and installation of a programmable thermostat for the office.

ISPLS Chapter reports: A verbal report was given by Rich Hudson for the Northwest Chapter. Jason Coyle gave a verbal report for the Central Indiana Chapter. Kevin Rowland gave a verbal report for the Southwest Chapter and on Chuck Coyle's behalf for the Hoosier Hills Chapter. No report was given for the Greenville Treaty, Initial Point, Northeast, St. Joseph Valley and Tecumseh Chapters.

Barry Bunnell of the Wabash Valley Chapter gave a report and spoke on their 2011 Trig-Star efforts. A request was presented for ISPLS to financially support the monetary award for each school winner for the 2012 Trig-Star Test. A motion was made by Gary Kent and seconded by Dennis Grumpp to fund \$50 per school for the Wabash Valley Chapter 2012 Trig-Star Test with the money coming out of the ISPLS Budget \$25,000 allocated for "special projects". The motion carried by a voice vote.

Committee Reports: Perry Cloyd gave a report on the IPLS Foundation. It was noted that the foundation has not met. The foundation is dealing with issues from their last meeting. Cloyd wants the BOD to make a decision on "fully funding" the foundation. There was Board discussion. Cloyd will send out the "tax information" presented by Don Myer to all BOD members before the next ISPLS BOD meeting in December.

The Membership Committee approved a new membership request for seven Students and one Associate. A motion was made by Perry Cloyd and seconded by Don Bengel to approve the list of new members as presented. The motion carried by a voice vote.

Doug Herendeen gave a report concerning the ISPLS Annual Convention. A motion was made by Don Bengel and seconded by Dennis Grumpp to approve the Continuing Education hours as presented with the change of the Milt Denny presentation going from elective to mandatory. The motion carried with seven yes votes and two abstentions, Gary Kent and Rich Hudson. There was discussion on the hotel rooms that are reserved. It was noted that the hotel is under construction on the west end of the complex and the parking is reduced.

*(Continues on page 6)*

Kevin Rowland gave a report concerning the "Lotted Sections" Seminar presented by Dennis Moulard and hosted by the Southwest Chapter at Vincennes University on November 4, 2011. A verbal report was given by Perry Cloyd concerning Height Modernization. It was announced observations are being processed for the Hamilton County Height Mod Project. Rich Hudson and Don Bengel, on behalf of the Northwest Chapter, presented a "proposal" to establish an "ISPLS/PUC Scholarship". There was Board discussion. Gary Kent reported that the next Board of Registration meeting is February 7, 2012. The BOD will select a new Liaison to the BOR.

NSPS Governor/Great Lakes Council (D. Bengel), Verbal report given. LightSquared is a "hot" topic nationally. Don Bengel, NSPS Governor, reported on the upcoming National meeting being held in December. The meeting will include a "Lobby Day" and will address the state of ACSM/NSPS organization. The By-Laws Committee will be reviewing "Society Expulsion." Finance and Planning Committee will meet after the 2012 Convention. The Nominations Committee reported on the President-Elect results won by Chuck Coyle. A list of possible Directors was presented. Those on the list will be contacted prior to an "e-mail vote" of the BOD.

An Employee Handbook and Job Descriptions were presented by Gary Kent and Kevin Rowland and there was BOD discussion. A motion was made by Jim Tibbett and seconded by Kevin Rowland to accept the "Manual, dated September 30, 2011". The motion carried by a voice vote. ISPLS Goals: There was considerable Board discussion. It was agreed that the goals would be revisited at the December BOD meeting. It was also suggested that a "goal setting" meeting be planned for 2012.

## **December 10, 2011**

The ISPLS Board of Directors met on Saturday, December 10, 2011 at ISPLS Headquarters, Indianapolis, Indiana. President Chuck Coyle called the meeting to order at 9:02 am EST. All board members were in attendance with the exception of Todd Bauer and Gary Kent. Others in attendance were Jason Coyle, Executive Director of ISPLS, Doug Herendeen, and Bob Carroll with Edward Jones.

The minutes from the November 5, 2011 meeting and the Treasurer's Report were reviewed and approved. As of October 31, 2011, total cash in checking account was \$45,304.16, and there were other assets totaling \$398,378.23 for an overall total of \$443,682.39. A motion was made by Perry Cloyd seconded by Jim Tibbett to accept the Treasurer's report as submitted/amended. The motion passed by a voice vote.

The Board reviewed "official" business conducted via e-mail during the month of November. The Membership Committee approved a new membership request for one Associate. There was discussion regarding ISPLS picking up the room cost for Board members on Tuesday night before the opening of the

convention. A motion was made by Ryan Swingley with no further action taken. At the meeting, a motion was made by Ryan Swingley and seconded by Jim Tibbett to have ISPLS pick up the cost for the Board members for the Tuesday night room cost at the 2012 Convention for those who feel the need. There was Board discussion. The motion carried by a voice vote with five yes, two no and two abstentions by Dennis Grumpp and Kevin Rowland (President Coyle did not vote).

The Board heard and reviewed the Executive Director's report. Bob Carrell, Edward Jones Financial Advisor, made a presentation regarding possible revisions/arrangements/solutions for the ISPLS Staff Retirement Plan. There was Board discussion. It is noted that Jason Coyle will establish or have available an account into which ISPLS can place the 5% of his 2011 salary as his retirement benefit per the current employee contract. Treasurer Dennis Grumpp will write a check to Edward Jones for benefit of Jason Coyle for the amount stated above. The future retirement distributions will be made monthly.

ISPLS Chapter reports: A verbal report was given by Rich Hudson for the Northwest Chapter. Don West gave a verbal report for the Central Indiana Chapter. Kevin Rowland gave a verbal report for the Southwest Chapter. Chuck Coyle gave a verbal report for the Hoosier Hills Chapter. No report was given for the Greenville Treaty, Initial Point, Northeast, St. Joseph Valley, Tecumseh and Wabash Valley Chapters.

IPLS Foundation: Perry Cloyd gave Power Point presentation based on the last foundation meeting. There was lengthy Board discussion that left these questions to be answered: A) Should the foundation remain? The consensus was that the ISPLS BOD does want the IPLS Foundation to remain. B) What is the function of the foundation? Much more than scholarships? A presentation will be made at the Annual Business Meeting to get the membership's thoughts. C) What resources should be allocated?

The Membership Committee approved a new membership request for three Professional, two Associate, and one Life. A motion was made by Don Bengel and seconded by Rich Hudson to approve the list of new member as presented. The motion carried by a voice vote.

Trig-Star: Don West gave a verbal report. The Board discussed an anonymous notice of a "sexual predator" received at the office earlier this year. A motion was made by Perry Cloyd and seconded by Jim Tibbett to start the process as outlined in the ISPLS By-Laws for expulsion of a member for a felony conviction. The motion carried by a voice vote.

Doug Herendeen gave a 2012 Annual Convention report. Approximately 290 people have registered to date. Convention fee increase was discussed. There will be a convention recap within 30 days after the convention to discuss costs for 2013.

*(Continues on page 7)*

Kevin Rowland and Jason Coyle gave a report concerning the "Lotted Sections" Seminar presented by Dennis Moulard and hosted by the Southwest Chapter at Vincennes University on November 4, 2011. A verbal report was given by Ryan Swingley concerning Height Modernization Project.

A report and recommendations are being worked on by Kevin Rowland for the Vincennes University Advisory Review. Kevin Rowland gave a report on the meeting held November 28, 2011 with Purdue University and ISPLS members Gary Kent,

Jason Coyle and Kevin Rowland. There was Board discussion concerning the Northwest Chapter's proposal to establish an "ISPLS/PUC Scholarship."

Don Bengel, NSPS Governor gave a verbal report concerning the Fall meeting and lobbying that was held the first week in December. LightSquared was a hot topic, and membership and the dissolving of ACSM was discussed. March 25, 2012 will be Survey America Day.

## BOARD OF REGISTRATION FOR LAND SURVEYORS MEETING HIGHLIGHTS - FEBRUARY 7, 2012

by Robert "Jason" Coyle, PLS, Executive Director

The Board of Registration for Land Surveyors (Board) met Tuesday, February 7, 2012 at 8:30 am EST. The meeting was held at Indiana Government Center South, 402 West Washington Street, Conference Center Room 5, Indianapolis, Indiana. The meeting was called to order at 8:35 am EST with all Board members in attendance with the exception of Ross Holloway. The Board spent about the next hour reviewing licensure applications, adopting the agenda and the minutes from the October 14, 2011 meeting, and hearing a report from the Board Liaison, Gary Kent. The Board conducted a review of probationary reports for the following individuals: J. Bernard Feeney; Michael Sadlon; Robert Peterson; Steve Williams; and William Pettitt.

At 9:54 am EST, an Administrative Hearing was heard in the Matter of the License of William Pettitt regarding the Withdrawal of Probation, Administrative Cause No.: SBRLS 08-04. Mr. Pettitt had petitioned the Board to have the probationary status of his license withdrawn. Opening remarks were read by Christine Arnold, Board Chairperson. Natalie Stidd, Deputy Attorney General and representing the State of Indiana, gave an opening statement followed by Mr. Pettitt. Gordon White, Deputy Attorney General and Attorney for the Board, advised Mr. Pettitt (and future petitioners) that he should present evidence that would demonstrate why the probationary status should be withdrawn. Ms. Stidd asked the Board to provide their professional opinion as to whether or not Mr. Pettitt had abided by the terms of the probation and that the surveys he was submitting for review were satisfactory. The Board asked several questions to Mr. Pettitt before the Administrative Hearing ended at 10:03 am EST. There was Board discussion before a motion was made by Rich Hudson to accept the withdrawal. Doug Lechner seconded the motion and the Board voted unanimously to withdraw the probationary status of Mr. Pettitt's license.

At 10:06 am EST, an Administrative Hearing was heard in the Matter of the Unlicensed Practice of Kenneth Ziese regarding an Order to Show Cause - Cease and Desist, Administrative Cause No.: SBRLS 12-01. A complaint had been filed with the

Attorney General's Office for the State of Indiana against Kenneth Ziese and his company A to Z Construction Layout for offering to perform work involving the practicing of land surveying. The State of Indiana filed a motion requesting the Board to order Mr. Ziese to Cease and Desist his practice of land surveying without the required license.

### **IC 25-21.5-1-7 Practice of land surveying**

Sec. 7.

(a) "Practice of land surveying" means any of the following:

- (1) The measurement of directions and distances needed to establish or reestablish the corners and boundaries required to locate lots, parcels, tracts, or divisions of land.
- (2) The determination of elevations and preparation of topographic drawings for tracts of land.
- (3) The preparation of subdivision plats.
- (4) The preparation of legal descriptions of tracts of land to be used in the preparation of deeds of conveyance or other instruments, except when prepared by an attorney who is licensed to practice law in Indiana.
- (5) The determination of the amount of acreage contained in a tract of land, except when determined by an attorney who is licensed to practice law in Indiana.

(b) The term includes the following:

- (1) For and within subdivisions being laid out or having been laid out by the land surveyor, the preparation and furnishing of plats, plans, and profiles for roads, storm drainage, sanitary sewer extensions, and the location of residences or dwellings where the work involves the use and application of standards prescribed by local, state, or federal authorities.
- (2) The necessary staking and layout work to construct roads, storm drainage, sanitary sewer extensions or location of residences or dwellings, if the plans and profiles were prepared by or under the direction of a land surveyor.
- (3) Preliminary surveys for preparation of plans for engineering and building construction projects and the staking out of the projects from plans prepared by a registered professional engineer or by a registered architect.

**(Continues on page 8)**

(4) All work incidental to cleaning out, reconstruction, or maintaining existing open and tile drains.

**IC 25-21.5-1-8 Practice or offer to practice land surveying**

Sec. 8. "Practice or offer to practice land surveying" means the act of a person who does any of the following:

- (1) By verbal claim, sign, advertisement, letterhead, card, telephone listing, or in any other way represents the person as a land surveyor.
- (2) Performs or offers to perform any acts or work involving the practice of land surveying.

Opening remarks were read by Christine Arnold, Board Chairperson. Natalie Stidd, Deputy Attorney General and representing the State of Indiana, gave an opening statement. Edward Grimmer, Attorney for Mr. Ziese, followed with an opening statement and an objection to the hearing. Gary Kent made a motion to continue with the hearing. The motion was seconded by Doug Lechner and the Board voted unanimously to continue with the hearing. Gordon White, Deputy Attorney General and Attorney for the Board, gave an introduction for the hearing process.

Ms. Stidd proceeded by asking Sharon Elfenbaum, Case Analyst for the Attorney General's Office, the process in which she gathered the State's evidence. Mr. Grimmer cross-examined Ms. Elfenbaum. A Board Summary that had been prepared by

Ms. Elfenbaum and provided to Gary Kent, Board Liaison, was objected to by Mr. Grimmer. The State was not willing to release the summary as evidence and as a result Gary Kent recused himself from the hearing. There was further questioning and a closing argument by Ms. Stidd. Mr. Grimmer, Ms. Stidd and the Board then had a chance to question Mr. Ziese and the practices of his company. This was followed by closing statements and the Administrative Hearing ended at 12:20 pm EST. The Board deliberated before a motion was made by Doug Lechner and seconded by Mike DeBoy. The Board voted 4-1 in favor of issuing an Order to Cease and Desist to Mr. Kenneth Ziese and his company A to Z Construction Layout.

The minutes from the October 14, 2011 meeting were further reviewed and amended. A motion was made by Mike DeBoy and seconded by Rich Hudson to accept the minutes. The Board voted unanimously to approve the minutes with the amendments. The Board discussed the University of Akron's Land Surveying Program. House Bill No. 1148 - Legislation for Computer-Based Testing was discussed. The Board formed a committee to update the rules (Title 865 of the Indiana Administrative Code, Rules 1-15, Rule 12 included). Jason Coyle, the Executive Director of ISPLS, is one of the committee members. The committee will be working on changes to rules after each board meeting. The Board will also be working with ISPLS on making necessary changes to the statute; more specifically, the definition of land surveying.

# HARRISONs are stubborn!

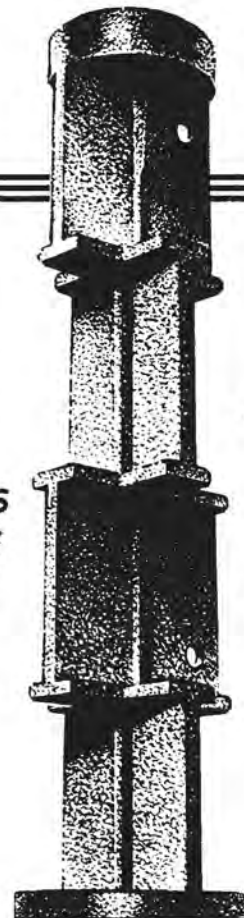
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# MEET AN ISPLS MEMBER - KEVIN W. ROWLAND, PLS

As told to Robert "Jason" Coyle, PLS, Executive Director



## **1. Tell us about your childhood years, your hometown and your family.**

I grew up on a small dairy farm in Warrick County. I was the youngest of six, and was the only boy. Some say I must have been spoiled to have five older sisters, yet others think I may have been picked on a bit. I think it was some of both, but I was certainly blessed to have my sisters, along with my father and mother, as examples. My dad and mom were two of the

hardest working people I have ever been exposed to. Dad expected a lot, and I was too young and stubborn to understand that he only wanted what was best for me. I guess you could say I was a late bloomer with regard to maturity. I attended Elberfeld Elementary and Tecumseh High Schools. Not that you can tell by my waistline today, but I was an avid runner, and competed in Cross Country, Track, and Baseball. I grew up worshipping at New Jerusalem United Methodist Church. Early on, I was expected to worship. It wasn't until a little later in life that I realized I wanted to worship.

## **2. Beyond high school what were some of your educational or life experiences?**

One week after high school, I was bouncing off a bus at 2 a.m. at Parris Island Marine Recruit Depot in the swampy coast of South Carolina. My dad told me during my senior year of high school that if I felt the need to enlist, he would support me joining any branch, *except* the Marine Corps; therefore, I promptly enlisted in the Marine Corps. I think the recruiter pushed me over the top when he asked something about wanting to be a man or a mouse. After boot camp, I trained at Redstone Arsenal near Huntsville, Alabama. I then got sent to Okinawa, Korea, and finished up at Quantico, Virginia. I certainly don't regret serving, but it was over ten years later that I decided to continue my education at Vincennes University.

## **3. I am always interested in hearing how individuals were attracted to the land surveying profession. What were the factors that led you to become a land surveyor?**

My path was certainly not conventional. After my tour in the Marine Corps, I worked as a carpenter's helper, a revegetation technician at a coal mine, delivered air freight, and various other odd jobs while helping part-time on the family farm. My dad passed away with cancer and although I enjoyed the farm, it was not my passion. One of the odd jobs I took was as a rodman on a survey crew. I quickly knew that I wanted to be a surveyor, but Vincennes University was nearly an hour away and I needed steady income as well. Therefore, I continued to

work as a survey technician until I had the opportunity to work for a small firm located in Vincennes. I was fortunate enough to acquire my schooling along with keeping regular hours at work. I was privileged to pass the exam and acquire my Indiana Land Surveyors license in 1996. I subsequently acquired my Illinois license in 1998.

## **4. You were elected to the ISPLS Board of Directors one year ago; describe your experience with being a member of the Board so far.**

First, it is an honor to serve our profession in this capacity. I did not know what to expect in the beginning, and there are certainly some good-willed differences of opinion; therefore, I was fairly quiet my first year as we were fortunate to have some great leadership already in place. We are blessed to have a good mix of personalities on the Board again this year, and I am excited about the leadership that is in place as we move forward.

## **5. As a member of the ISPLS Board of Directors, what improvements and/or goals do you have for the Society?**

I am so excited for what is happening right now with ISPLS. We have a new Executive Director, new software, new website, and a legitimate Foundation with some seed funding in place, so now we can be a true "service oriented" organization that can provide not only member services, but provide outreach to our young people, and our community. February 24-25 for example, ISPLS manned the phones for a Riley Children's Hospital Radio-thon. We are striving to spread the word that we are a professional organization worthy of partnering on outreach and educational opportunities. Along the lines of partnering, we are working with IGIC and other related fields to foster relationships and convey the message that surveyors are relevant.

## **6. How can the ISPLS become more influential in promoting the land surveyor as an indispensable professional in our society?**

We all have talents that can be utilized in promoting the land surveyor's role. Each of us have special skills whether it be boundary analysis, elements of construction, knowledge of real estate law, land acquisition, site design, etc. We cross paths with a diverse client base that we can educate as we conduct our daily business. We can visit with our local builders association, Realtors Board, or right of way association and educate them on the value we bring to their respective professions. Again, conveying to the public that we are relevant is huge as we move forward.

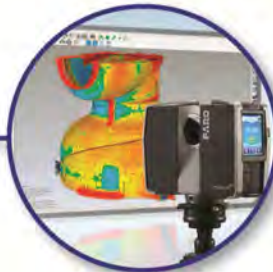
*(Continues on page 11)*

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**7. You are Owner and President of Stradtner, Rowland & Associates, Inc.; tell us about your company and how your company is succeeding during this slump in the economy.**

We are a small firm with only four full time and three part time team members. We were fortunate to have a diverse client base to help span the lean economic times. We found a slight shift in client base from working with developers on proposed projects to teaming with larger engineering firms to help them complete their existing projects without them having to staff up internally. I also would characterize our firm as a generalist firm that may not necessarily be great at any one type of project, but we have an outstanding staff that is really good at a lot of different types of projects.

**8. What is something you learned early in your career that you still apply today?**

I wouldn't say I learned it early enough, or that I am very good at it yet now, but being respectful and taking time with people is very important. Most of us as surveyors want to stick to the technical aspect of the task at hand, and we don't interact with our clients as good as we probably should. I am still trying to get better at communication. Again, I am somewhat of a late bloomer in this area as well.

**9. How can we encourage young people today to consider land surveying as a career?**

It is our charge to reach out to our young people and educate them about our profession. We can help our area universities that provide surveying curriculum with their recruiting. We can take Trig-Star into the high school classrooms. We can educate teachers and guidance counselors at the area career centers in order to make them disciples who can then make disciples of their students. I don't think too many of us woke up one day when we were in kindergarten and said "when I grow up, I think I would like to become a surveyor"; therefore, we have our work cut out for us to change the perception of our profession.

**10. Tell us about how you spend your free time and what hobbies and outside interests you enjoy.**

Free time....that's a good one Jason. My main interest these days is spending time with my son Zacariah. This year marks my twentieth anniversary with my wife Marci. My wife and I have been foster parents for almost four years. How we got

Zacariah is an interesting story.....A little over three years ago a DCS Case Manager called me and said "We've got one coming." Evidently there was a proposed child in need of service, with the birth mom having a C-section scheduled for the coming week. My wife was in St. Louis all that week so she sent me to *Wal-Bobs* with one of her friends. I pushed the cart and her friend filled the cart what we needed. The next week we went to the hospital and picked up a three-day-old bundle, but he wasn't very joyful yet. It took the better part of a week before he settled down from his withdrawals related to drug exposure. A little over a year later we were fortunate enough to adopt him as our forever son. He is a big basketball fan; particularly the Vincennes Rivet girls, and William Jewell University women's basketball teams. He also likes attending church because he gets lots of attention there too. Other than basketball, my interests include serving as a Deacon at the Freelandville Christian Church. Most Sundays I get to deliver the Children's Message. I also enjoy serving on the Board for the Vincennes Kiwanis Club, the Vincennes Area Builders Association, and Leadership Knox County. I recently accepted a position to serve on the Board for the Knox County Development Corporation and I am a member of Civitan. I have had my auctioneer's license since 1994 and enjoy meeting people and interacting with them at auctions. I have my IHSAA baseball official's license; however, I typically just umpire at an occasional youth league game.

**11. What book are you currently reading? Who is your favorite author?**

If I told you that I was immersed in a book written by my favorite authors: Brown, Robillard and Wilson.....I would be fudging. My current reading list contains the works of Dr. Seuss, and the like.

**12. Are you a movie buff? If so, what is your favorite movie?**

My wife and I talked about movies the other day. She thinks "Twister" back in the mid '90s was the last time we actually went out to a picture show. I would say in the past my favorite movies were typically about sports underdogs like "The Rookie," "Hoosiers," or "Rudy," but as of late, we are now pretty much relegated to "Mickey Mouse Clubhouse."

Thank you for the work you are doing as our Executive Director and thank you for this opportunity to share with our membership.





## 4th Annual Vincennes University Surveying Alumni "Equipment Fund" Golf Outing



### *A Benefit to Raise Funds for VU Surveying Program Equipment*

Over the years, hundreds of students have graduated from the Vincennes University Surveying Technology Program. In order to sustain our "hands-on" approach to learning through real-world projects, we must purchase new equipment to stay on the cutting edge of technology. The Vincennes University Surveying Alumni Group, along with the Southwest Chapter of the Indiana Society of Professional Land Surveyors, is pleased to offer a great day of golf, friendship, and fun. The fee to play in the golf event is \$85 per player (\$340/team of four). All proceeds will go to the VU Surveying Alumni Group Equipment Fund. All teams must be paid before the Outing. Your fee includes cart, green fees, lunch, snacks, beverages, and prizes for everyone.

### *Friday, April 20, 2012 – Eagle Valley Golf Course – Evansville*

	<b>Evansville Time</b>	<b>Vincennes Time</b>
TIME: Sign-in Begins	9:30 am	10:30 am
LUNCH:	During Outing	During Outing
CHECK-IN: No Later Than	10:30 am	11:30 am
SHOTGUN START:	11:00 am	Noon

**NOTE: New Tee Times**

*Registration is on a first come (paid), first reserved basis – Limited to 34 Teams*

\*In case of inclement weather, golf will be re-scheduled at a date to be determined. \*(Sorry, no refunds)

QUESTIONS? Call Bev Osborn @ 800-945-ALUM (toll free)

E-mail: [bosborn@vinu.edu](mailto:bosborn@vinu.edu)

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If a foursome, please list:

Name	Email	Telephone Number
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Golf	\$85/person	_____
Foursome	\$340/team	_____
Total Enclosed:	\$	_____

**Checks Payable to:**  
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**Vincennes University Foundation**  
Vincennes University Alumni Office  
Surveying Alumni Golf Outing  
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1002 North First Street, DC-38  
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**4<sup>th</sup> Annual  
Vincennes University  
Surveying Alumni Golf Outing  
Friday, April 20, 2012  
Sponsor Packages**

- Gold Team Sponsor Package** **\$1000**
- Listing as a major sponsor on signage at outing (\$500 value)
  - 2 teams of four players in the Golf Outing (\$680 value)
  - Hole sponsor sign (\$200 value)

- The Turning-Point Sponsor Package** **\$750**
- Sponsorship of a special hole contest (\$300 value)
  - 1 team of four players in the Golf Outing (\$340 value)
  - Hole sponsor sign (\$200 value)

- Blue Sponsor Package** **\$500**
- Sponsorship of a special hole contest (\$300 value)  
(closest to the pin, longest drive, etc.)
  - 2 Players in Golf Outing (\$170 value)
  - Hole sponsor sign (\$100 value)

- Game Sponsor** **\$300**
- Sponsorship of a skill game (\$300 value)  
(hoop shoot, putting etc.)
  - Hole sponsor sign (\$50 value)

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Your own sign - **\$200**      2 to a sign - **\$100**      4 to a sign - **\$50**

- Cart Sponsor** **\$50**
- Signage of name or company on golf cart

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*For additional information or to confirm sponsorship, contact Bev Osborn @ 800-945-ALUM (toll free), email to bosborn@vinu.edu. Mail the completed information to Vincennes University Foundation, DC-38, 1002 North First St., Vincennes, IN 47591. Make checks payable to Vincennes University Foundation.*



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## ISPLS 60th ANNUAL CONVENTION HIGHLIGHTS

Indianapolis Marriott East, Indianapolis, Indiana, January 18 - 20, 2012  
Hosted by the Greenville Treaty Chapter of ISPLS



Ryan Swingley (R) receives the Atlas Award from ISPLS President Chuck Coyle.



David B.H. Best (R) receives a Life Achievement Award from ISPLS President Chuck Coyle.

Henry Aldridge, PLS and his camera are familiar sights at ISPLS conventions — and his have been on display in post-convention copies of the Hoosier Surveyor magazine like this one. He's been recording photographic highlights of the annual gatherings since 1989.

Aldridge, an Indiana Department of Transportation employee since 1995, has recently expanded his individual artistic talents to produce what he describes as surrealistic images. A print of one of them, "Ghost of Surveyors Past," is displayed at the ISPLS office.

His work is also exhibited at the Art Bank Gallery, 811 Massachusetts Ave., Indianapolis, where he attends special First Friday events that are free and open to the public from 6 to 10 p.m. on the first Friday of each month. The gallery also is open from 1 to 8 p.m. Wednesdays through Saturdays and noon to 4 p.m. Sundays. Parking is free, and there is no charge for admission.

# ISPLS 60th ANNUAL CONVENTION HIGHLIGHTS

ISPLS President Chuck Coyle presents the President's Awards.



Bill Clark receives President's Award



Jason Coyle receives President's Award



David Gaston receives President's Award



Tony Gregory receives President's Award



Dennis Grumpp receives President's Award



Doug Herendeen receives President's Award



Gary Kent receives President's Award



Dan Kovert receives President's Award



Richard Ward receives President's Award



Kevin Rowland receives President's Award



Don West receives President's Award



# ISPLS 60th ANNUAL CONVENTION HIGHLIGHTS

Many accolades to our presenters for another successful convention.



Cast of the Mock Trial—Wright v. Hawk

L to R: Curt Candler, Hilary Buttrick, Dan Kovert, Amy Hopkins, Judge Gerald Zore, Gary Kent, Amy Woodall, Jay Poe, and Rory O'Bryan



Milt Denny



Casey Glanders



Tony Gregory



Ron Koons



Larry Phipps



Les Odon and Rick Rayback



L to R: David Nail, Jeff Padgett, Robert N. Wilkinson, Robert W. Wilkinson, Mike Condre, Jim Sparks, Anna Radue, Rick Hill, and Phil Worrall - Not Pictured: Dave Knipe, and Todd Schmidt



L to R: Phil Worrall, Mike Condre, Mike Martin, and David Nail - Not Pictured: Susan Phelps, John Hendricks, & Peter Perry

## ISPLS 60th ANNUAL CONVENTION HIGHLIGHTS



Jan Folkens  
NSPS Area 5 Director



Indiana Trig-Star Winners & Sponsors  
L to R: Tish Maurer, Teacher, Wapahani H.S., Selma; Velen Meade, 2nd Place State Winner, Wapahani H.S., Selma; Justin Thompson, 1st Place State Winner, Tri-Central H.S., Sharpsville; Richard Ward, Wabash Valley Chapter; and Tony Gregory, State Coordinator



Robert Barr  
Center for Earth & Environmental Science  
Department of Earth Sciences - IUPUI

## ISPLS 2011 SCHOLARSHIP RECIPIENTS

Those recipients recognized at the annual banquet, but not in attendance, are as follows:  
Skyler Potts, Purdue University Student, was awarded the 2011 John G. McEntyre Scholarship;  
Northwest Chapter awarded the Ordell L. Gertsmeier Memorial Scholarship to the following: Brian Murray, Purdue University Calumet; Veronica Kessler, Purdue University North Central; and Zachary Hise, Purdue University North Central.



Kevin Rowland, Scholarship Committee Chair, awarding the 2011 Peggy Archer Scholarship to Corey Scheiber, Vincennes University Student



Joe Mullins, 2011 Central Indiana Chapter President, awarding a scholarship to Wayne Bunnell, Purdue University Student



Joe Mullins, 2011 Central Indiana Chapter President, awarding a scholarship to Ethan Hopf, Vincennes University Student



Matthew Knoy, 2011 Hoosier Hills Chapter President, awarding the Betty E. Johnson Memorial Scholarship to Stefen Arney, Vincennes Univ. Student



Gary Witt, 2011 Southwest Chapter President, awarding a scholarship to Ethan Hopf, Vincennes University Student



Barrie Bunnell, 2011 Wabash Valley Chapter President, awarding a scholarship to Wayne Bunnell, Purdue University Student



# ISPLS 60th ANNUAL CONVENTION HIGHLIGHTS

**Another successful convention.** . . Similar comments could be heard throughout the halls of the Indianapolis Marriott East during the 2012 ISPLS Annual Convention held January 18<sup>th</sup>-20<sup>th</sup>. It was a great conference with a good number of attendees, an exhibit hall full of exhibitors, and great national and local speakers. 2012 marked the 60<sup>th</sup> anniversary of the ISPLS Convention and it will surely be one of the more memorable ones.

Many enjoyed Gary Kent's Mock Trial, the challenges and candy from Larry "The Candy Man" Phipps, and the wealth of knowledge that was shared from Milt Denny. The Trig-Star Program was in quite a bit of the limelight throughout the convention. The 2011 first and second place state winners along with their parents and one of the teachers were in attendance and recognized at Thursday evening's banquet. Tony Gregory and Richard Ward were also able to present "How to present a Trig-Star Program" for continuing education credits on Friday afternoon.

There was also a very noteworthy motion made at the annual business meeting with regards to the IPLS Foundation. The ISPLS membership in attendance voted to contribute \$200,000 to the IPLS Foundation with \$100,000 being endowed. The Board of Directors for the Foundation is very excited with this direction and all ISPLS members should be as well. We can expect many great things to come from this initiative.

Another first for the 2012 convention was the addition of the new ISPLS website through our partner, Affiniscape. For the most part, on-line convention registration went very smoothly. There were a few small hiccups, but nothing we could not work through. Being our first time with this new system, we learned a great deal about how to improve it to make it that much better for next year. In addition to on-line registration, we can also conduct on-line polls to get a better understanding of what our membership desires.

We have conducted two on-line polls since the convention and we wanted to share the results with you. The first poll, which was more of an evaluation of the convention, consisted of thirty questions and we received 143 responses out of the 465 invites to participate. A thirty percent response is great and we want to thank everyone that participated. The second poll dealt with the convention schedule. 204 members responded to this poll out of the nearly 650 that received an invite. The results of the two polls are contained on the next few pages.

*(If you are an ISPLS member and are not receiving e-mails from the ISPLS Executive Director, then the society does not have a valid e-mail address for you. If you wish to receive these e-mails, please send an e-mail to [ExecDir@ispls.org](mailto:ExecDir@ispls.org) and ask to be included.)*

## ***Many thanks to our Exhibitors and Students for their participation!***

Aerocon Photogrammetric Services  
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Berntsen International  
Carlson Software  
CE Seminars  
Cincinnati State University  
Courtland Title & Escrow  
Duke Energy Indiana

INDOT Land & Aerial Survey  
Indiana DNR Division of Water  
Indiana Geographic Information Council  
Indiana Geological Survey  
Surveyors Historical Society  
Indiana811  
Leica Geosystems  
National Society of Professional Surveyors

Positioning Solutions Company  
Precision Midwest  
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Purdue University



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# ISPLS 60th ANNUAL CONVENTION EVALUATION

## Results from the on-line convention evaluation form.

For the satisfaction question, the respondents could select from follow options.

- Completely Satisfied = 6
- Very Satisfied = 5
- Somewhat Satisfied = 4
- Somewhat Dissatisfied = 3
- Very Dissatisfied = 2
- Completely Dissatisfied = 1

The options were assigned a point value as noted above. The satisfaction rating for each question was established by totaling the points and then dividing by the total points possible. Total points possible equals the number of responses multiplied by six.

### 1. What method did you use for registration?

- Web – ISPLS.org 114
- Mail 12
- E-mail 9
- Phone 0
- Fax 7

### 2. How satisfied were you with the registration process?

92% Satisfaction Rating – 142 responses

### 3. Please use the area below to suggest how you would improve the registration process.

- Registration worked fine for me. However, I know a few people who didn't receive an email or mail stating they were registered. Maybe send out hard copies in the mail of the registration confirmation until the online registration has been in place for a few years.
- I liked being able to register to get the classes I wanted and immediately having an invoice to send through the county payment process. If I have to wait a couple of weeks to get the check first, the class selection is often limited.
- Use this year's process for next year. Simple to use without issues!
- Worked very well, no problems.

### 4. How satisfied were you with the session offered Wednesday afternoon?

81% Satisfaction Rating – 105 responses

### 5. How satisfied were you with the sessions offered Thursday morning?

89% Satisfaction Rating – 138 responses

### 6. How satisfied were you with the sessions offered Thursday afternoon?

89% Satisfaction Rating – 135 responses

### 7. How satisfied were you with the sessions offered Friday morning?

85% Satisfaction Rating – 139 responses

### 8. How satisfied were you with the sessions offered Friday afternoon?

84% Satisfaction Rating – 128 responses

### 9. Please use the area below to further comment on the sessions offered at this year's convention.

- Given the large number of attendees for Wednesday's session, consider adding 1-2 additional classes for the attendees to choose from. I ranked the Wednesday session slightly lower than the other sessions only because there were so many people attending it. Overhead visibility was okay, although I was sitting near the middle of the room and not in the back. It was great to see so many people attending the Wednesday class!!
- First - Larry Phips always makes his seminars interesting - I would go to all of his. Next - I took the seminar on "Traverse Adjustment" but I really wanted the railroad one, however - it was an elective and not mandatory. What gives? It is difficult to survey the old railroad lines so why not make this also a MANDATORY?
- Liked the big session on Wednesday.
- I didn't like having only one choice for the session on Wednesday.
- I like being able to hear favorite presenters (Denny, Lucas, Robillard to name a few) all three days.
- In my opinion, it was the best seminar, as a whole, that I attended in 13 years.
- The mock trial session was a good change of pace from the "normal" routine of listening to someone talk all day. It was also engaging, and I am glad I was able to attend it.
- This year's program was outstanding.
- Great presenters, they understand the material they are teaching, practice what they preach and would attend additional seminars taught by these individuals.
- Very informative and I believe will be useful in my daily work activities.

### 10. Please use the area below to suggest what topics you would like to see offered at future conventions.

- Air and space rights and/or Indiana condominium law.
- Computer programs
- Courthouse research and Right-of-way Engineering
- More sessions dealing with storm water quality and BMP options.

*(Continues on page 19)*

- Possibly another Mock Trial only instead of a court trial, cover a hypothetical disciplinary hearing by the board.
- Surveyor liability issues. More classes that double for engineering.
- LiDAR applications Aerial Mapping applications Construction Management Services
- Hydrographic surveying
- It would be great if we could have someone speak about LOMA, eLOMA, LOMR and LOMR-F.
- Additional offerings on the historical development of the PLSS in Indiana along with other land subdivision methods such as Indian Reserves.
- Confined Space Safety
- The use and liability of electronic signatures and seals. More Mock Trials.
- Surveying in the military.
- How to determine if I have to do a Route Survey for a utility project.

**11. How satisfied were you with the session handouts?**

75% Satisfaction Rating – 129 responses

**12. Please use this area to further comment on the session handouts.**

- Appreciate being able to view or print the handouts prior to the sessions.
- I appreciate having the option to look at all the sessions' handouts, but I resent having to do the printing myself. Also, some speakers changed their presentations after submitting them to ISPLS, so printing them in advance was only partially worthwhile. It would be nice if any changed versions could be available online after the convention.
- I do not mind printing out my own handouts to help keep down costs.
- Everything is in PDF (which is great) but having Power-Point in its original form would be nice. Also the contact information or resumes in a PDF would be helpful as well. Currently we only receive them in paper copy in the handouts when we register. I personally didn't use anything printed this year.
- Great idea to save money for the society on printing costs.
- Small and hard to read.
- Some of the information presented on slides during the presentation was not included in the handouts.
- I'm glad to see ISPLS getting away from printed materials. While I like having a PDF of the slides for future reference, there's really no reason for me to sit with a stack of papers that simply emulate the slides presented.
- Great that they were available digitally.

**13. How satisfied were you with the Exhibitors at the convention?**

84% Satisfaction Rating

**14. What additional Exhibitors would you like to see at future conventions?**

- Software, more Government agencies.
- Maybe more software providers.
- Arrived on Friday. Did not get to visit vendor booths.
- Maybe a book vendor.
- Like to see exhibitors be able to stay until Friday.
- They should've been able to be there Friday.
- More utilities, office equipment vendors, title companies, Realtors or Realtors association.
- Exhibit hall was not open long enough.
- The exhibitors were not set up on Friday. Those folks only attending Friday sessions missed out.

**15. How satisfied were you with the Exhibitor's Reception?**

83% Satisfaction Rating – 70 responses

**16. How satisfied were you with the Las Vegas Casino Night?**

81% Satisfaction Rating – 51 responses

**17. How satisfied were you with the presentation of the Business Meeting?**

80% Satisfaction Rating – 49 responses

**18. What additional content would you like to see added at the Business Meeting?**

- The business meeting was well run and the Power Point Presentation of the discussed material was great.
- I think that was the largest turnout I've seen in 20 years. Wish more members would have spoken up.
- The Business meeting was too long. We need to cut through the verbiage and get to the facts.
- A time for public feedback from the members about how they feel about the goals and changes ISPLS has recently made or is pursuing.
- I felt that several of the talking points were already covered in the Convention booklet. The Chapters did a better job of just saying "it's in the booklet."
- Except for the Atlas award, I would like to see the Director awards, and the other service awards presented at the business meeting; with stand-up group recognition at the banquet to save time.
- They could skip the information that is already in the book. Maybe take a little longer and give more info on the budget and expenses. In the future maybe there can be more information on what the foundation is doing once they get up and running.

*(Continues on page 21)*





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- The business meeting was good, but went a bit long. I was pleased to see the acceptance of the membership to fund the Foundation and to use those funds for a real purpose.
- If an important topic as funding the foundation is on the agenda, there needs to be more time allotted to the meeting.

**19. How satisfied were you with the Spouse/Guest program?**

67% Satisfaction Rating – 9 responses

**20. What suggestions and/or comments would you have for the Spouse/Guest program?**

- My wife would like to have more variety at the spouse's breakfast.
- My wife comments that she really enjoyed the Repertory Theater, the tours of significant/historic houses/buildings and the museums in the past. She would like to visit the Eiteljorg Museum and the Governor's Mansion. She really enjoyed the bus tour led by a man/wife team several years ago and reminds me that, although she enjoys the camaraderie, she can shop without paying a registration fee. She also says "Thanks for asking" and is looking forward to next year.
- I think there needs to be more input from the spouses regarding the activities.

**21. How satisfied were you with Thursday's Continental Breakfast?**

76% Satisfaction Rating – 88 responses

**22. How satisfied were you with Thursday's Lunch?**

86% Satisfaction Rating – 134 responses

**23. How satisfied were you with the meal served at the Banquet Thursday evening?**

86% Satisfaction Rating – 72 responses

**24. How satisfied were you with Friday's Continental Breakfast?**

75% Satisfaction Rating – 92 responses

**25. How satisfied were you with Friday's Lunch?**

85% Satisfaction Rating – 129 responses

**26. How satisfied were you with the refreshments served throughout the convention?**

85% Satisfaction Rating – 140 responses

**27. Please use the area below to further comment on the meals served throughout the convention.**

- It would be nice to see a few more healthy options for breakfast.
- Meals were good. Looked like more tables could have been added. Thursday night award presentation dragged on way too long.

- I liked the fact that you offered soda in the mornings as well as in the afternoons.
- A small snack offered during breaks would be nice. Mini candy bars, cookies, something small and portable.
- A real breakfast would be great!
- The donut selection was not very good, they weren't as fresh as I would have liked I would have liked to see yogurt and oatmeal offered.
- The food has always been good there.
- The lunches and banquet were great!
- The lunch meals were excellent.
- Long wait in line during Thursday lunch, I believe because sessions were not staggered enough or at all.
- Very good! Probably too much food.
- I liked having the option to buy a meal on Wednesday. That was nice of them to have a buffet style set-up.
- Mixed fruit for breakfast
- I would hope the pastries could be left out a bit longer. It is easy to see what the registrants preferred and, I would think, could have been supplied more generously than what the registrants did not consume.
- Overall the meals were good considering the numbers of people.
- Spectacular meals, refreshments, and service.
- Some sort of snack at the breaks would be nice!
- Is there a possibility of having some kind of snack in the afternoons?
- I am glad that Doug was able to arrange the low sodium meals for me. It might be a good idea to make a note or line item during the registration process to request special dietary requirements so that arrangements could be made.
- The Marriott should give their pastry chef an award. The desserts were AWESOME!

**28. How satisfied were you with the accommodation of the Marriott East?**

77% Satisfaction Rating – 93 responses

**29. How satisfied were you with the cost to value ratio of the convention?**

80% Satisfaction Rating – 142 responses

**30. Please add any additional comments concerning the convention in the below text box.**

- Reduce the breaks to 15 minutes.
- Would like to go somewhere else next year.
- ISPLS has a very good system going. Keep up the good work and do minor tune-ups when and if necessary.
- It would be nice to have the convention at different locations for a change of scenery.
- Over all-good job!

*(Continues on page 22)*



- Would suggest that the Friday sessions end earlier for individuals to drive home that are not from the Indianapolis area.
- A different location is top on my list. While the Marriott East was an okay hotel the area it is in was not. There are limited options for dining out and entertainment in that part of Indianapolis. While I understand that cost is a factor more than ever I would love to see the conference return to downtown.
- I think the "give away" items should be eliminated and the fee reduced accordingly. I can purchase those items that meet my needs separately.
- Great job as always! I attend several of these due to licenses in multiple states and by far ISPLS does the best job for me. Even thinking of getting involved with local chapter because of the conference experience. Thanks for all the effort that goes into this. See you next year!
- I would prefer for the Friday sessions to dismiss early (say 3:30 like on Thursday). Many of us have a long drive home and usually through bad winter weather.
- Doug does a fantastic job coordinating conventions.

From my viewpoint the 2012 convention was very well run and a complete success. Thanks!

- I was called out on Thursday so I missed some events, but, overall I thought you folks put on a great convention. Thank you.
- It's too bad we can't bid on prizes. That was always a lot of fun. It's too bad we can't come up with something that was as enjoyable. We should all be thankful for all Doug's work! It was good to see him recognized! Thank you Doug!
- It was a professionally run program. I did appreciate the way certificates are handed out now, by picking up by rows and then handing them out to the tables just before the end of the session.
- Jason and Doug were a great help. This was the first time that our chapter hosted the convention. Many thanks.
- Doug and Jason deserve most of the credit for 2012 success. We at the Greenville Treaty Chapter were unexperienced at this and with our very few involved members would never have been able to have done this! Thanks again Doug and Jason!

## ISPLS 60th ANNUAL CONVENTION EVALUATION

### Results from the on-line poll concerning future convention schedules.

ISPLS conducted an on-line poll asking our membership what they thought of the Annual Convention Schedule. This poll was prompted by numerous comments received concerning the schedule. The convention committee formulated three options and asked the members to vote on their favorite. The three options are as follows:

**Option 1:** Leave the convention schedule as it has been.

Wednesday: Sessions from 1-4 pm  
 Thursday: Full day of sessions  
 Friday: Full day of sessions with a dismissal time of 4:30 pm

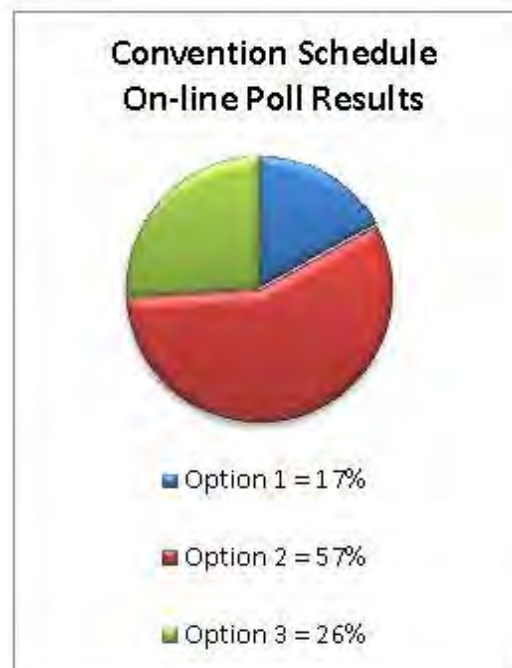
**Option 2:** Schedule remains the same with the exception of an earlier dismissal time for Friday.

Wednesday: Sessions from 1-4 pm  
 Thursday: Full day of sessions  
 Friday: Full day of sessions; starting at 8:00 am, lunch from 11:00 am to 12:30 pm and dismissing at 3:30 pm

**Option 3:** The greatest change to the schedule.

Wednesday: Full day of sessions starting at 8:30 am  
 Thursday: Full day of sessions  
 Friday: Half day session; starting at 8:30 am with a dismissal at 11:30 am

Note: For all options Exhibitor's Reception and Las Vegas Casino Night would remain on Wednesday evening, and Business Meeting and Banquet on Thursday Evening.



Two hundred and four (204) members responded to the on-line poll. The results were Option 2 receiving 57%, Option 3 with 26%, and Option 1 with 17%. The convention committee will certainly be looking at the schedule to ensure we are meeting the desires of the membership. Thank you for your participation.

# LEGAL SURVEYS

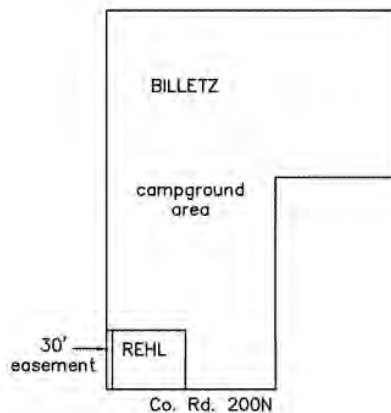
Bryan F. Catlin, PLS

The goal of this column is to provide brief summaries of recent Indiana Court of Appeals and Supreme Court cases involving topics related to surveying practice, certainly not to provide legal advice. Information is gathered from the court's website at [www.in.gov/judiciary](http://www.in.gov/judiciary). Comments or suggestions for future columns are welcome by email to: [Bryan.Catlin@indy.gov](mailto:Bryan.Catlin@indy.gov).

## **Anthony J. Rehl, Sr. and Bessie A. Rehl vs. Robert V. Billetz and Joy A. Billetz, Indiana Court of Appeals Case No. 52A05-1105-PL-246, January 11, 2012**

In this case from Miami County, the Rehls filed a complaint against the Billetzes in 2008 asking that an easement across the Rehl property to the campground operated by the Billetzes be forfeited and for an injunction terminating further use of the easement by the Billetzes.

At the 2010 bench trial it was determined that the Billetzes had bought the campground property in 1991 from Clyde and Marjorie Allmon who had operated the campground prior to that time. The Allmons kept two acres along the road and granted the Billetzes a 30-foot ingress-egress easement along the west side of the two acres which was described in the deed to the Billetzes. In 1997, the Rehls entered into a lease with option to purchase the two acres. In 1999 the Rehls bought the two-acre parcel from the estate of Marjorie Allmon. The Rehls argued that the traffic into the campground had increased and there was other access from the Billetz property to the road so the easement was not a necessity. The court ruled in favor of the Billetzes noting among other facts that the easement was being used for the purpose it was created for and that any modest increase in vehicles using the easement does not create a greater burden on the servient estate than was originally anticipated by the Allmons in agreeing to and creating the easement.



On appeal the Rehls argued that since the easement did not state that it was "non exclusive", only the Billetzes should be allowed ingress and egress over the easement as well as errors by the trial court. The Appeals Court affirmed the trial court's judgment in favor of the Billetzes.

In closing, this case includes several references to cases establishing the rights of parties to an easement. I sketched the layout of the properties from information found on the Miami County GIS website.

## **Clark County Drainage Board and Clark County Board Of Commissioners vs. Robert Isgrigg, Indiana Court of Appeals Case No. 10A05-1102-PL-68, January 11, 2012**

In this case Robert Isgrigg, the elected Clark County Surveyor, filed a complaint in 2008 against the Drainage Board and Commissioners asking for a judgment and injunction after the Drainage Board authorized various projects without his input. The County Surveyor argued his participation was required by Indiana Code. In 2010 the trial court held for Isgrigg. The Drainage Board appealed and on review the Appeals Court held that: 1) Mr. Isgrigg did have standing to file the complaint; 2) A particular subdivision drainage project did not create a regulated drain as held by the trial court; and 3) The Drainage Board action to remove an obstruction from a natural watercourse without the participation of the County Surveyor was a violation of Indiana Code.

It should also be noted that the court's website includes many "Memorandum Decisions" which are not published in West's Northeastern Reporter and, in general, are not to be used as precedent or cited before any court. However, they still show a court's reasoning and may be of interest. This column may from time to time look at such a case as we do here:

## **Ellettsville Holdings, LLC vs. Garnett D. Kinser, Indiana Court of Appeals Case No. 53A04-1103-PL-121, January 25, 2012 - MEMORANDUM DECISION**

This case involves an "as-is" sale of land, flood plain, a description that does not match the property as found in the field, multiple ALTA surveys (including a revised survey with a change in the boundary and a new flood hazard statement), ALTA Table A requirements that were evidently not passed on to the seller or his surveyor, a buyer relying on the seller to provide a survey, a real estate agent acting as an intermediary, a potential buyer backing out of a purchase contract, and alleged breach of covenant of seisin. Ellettsville Holdings, a land developer, claimed they were harmed by inaccurate descriptions used in a survey and deed (the same description as on the original deed to the seller) as well as missing flood zone information. The trial and appeals courts did not agree.

I find this case interesting because so many things that surveyors fear all happened at one site.

Bryan F. Catlin, PLS has been registered as a Land Surveyor in Indiana since 1991. He holds B.S. Land Surveying Engineering and M.S. Engineering (geodesy) degrees from Purdue University.

## COMPLETED CAREERS

### David Lee Absher, PLS

David Lee Absher, 58, of Winamac, died Thursday, January 26, 2012.

David was born and grew up in Muncie, IN, and graduated from Muncie Southside High School in 1971. Following graduation he served in the United States Air Force and attended Ball State University, majoring in Radio and Television. He was employed as a disc jockey for the Ball State University radio station during that time.

In 1977, after his October 1st marriage to Raye Anne Miller, the couple established their lifelong home in Winamac, IN.

From 1978-1986, David served two terms as Pulaski County Surveyor before establishing his own Registered Land Surveyor business. During this time David passed the Indiana Land Surveyor Licensing Board in 1984, and also continued his educational pursuits in Political Science, receiving his Bachelor of Arts degree from Valparaiso University in 1985. David was an active member of the Indiana Society of Professional Land Surveyors.

Since leaving office, David has served as Assistant Contract Engineer for the Pulaski County Surveyor's Office, as well as being a project consultant for the ongoing Monon Ditch reconstruction.

In his leisure time, David enjoyed outdoor activities; spending many hours target shooting, hunting, and fishing with friends. David was a skillful chess player, enjoyed photography, listening to a wide range of music and watching classic movies, especially Westerns. David will be remembered as a man of great intellect, keen wit, quirky humor, and a genuine love and commitment to his friends and this community.

Survivors include: Raye Anne Absher, Winamac, IN, Wife; John Absher, Winamac, IN, Son. Preceded in death by: Lewis Absher, Father; Bessie Partin Absher, Mother.

Memorial Contributions may be given to Pulaski County Community Foundation to support existing scholarships.

### Jerry L. Carter, PLS

Jerry L. Carter, 66, of Cutler, died Friday, December 2, 2011.

He was born to the late Cleon and Leona Carter, December 12, 1944, in Logansport, IN. Jerry graduated from Carroll High School in 1963 and received a BS in Surveying from Purdue University in 1972. Married in 1967 to Wanda Mae Washington, they lived in Zionsville, IN., before relocating to Cutler in 2005.

Jerry was a Land Surveyor, a trade that he learned while in the Army in Kirchgoens, Germany, between 1965 -1967. He was passionate about his profession, working for various firms until starting his own company, Carter Land Consultants, in 2006.

Jerry was active in the Cutler community, working with the Promoting Wildcat Valley, Inc., the Carroll County Historical Society and working diligently to get the church bell raised again at the site of the Ball Hill Methodist Church in Cutler where he was a former member.

Jerry is survived by his loving wife Wanda, his son Casey and his daughter-in-law Laura, of Zionsville, IN, his daughter Courtney, of Arlington Heights, IL.

In lieu of flowers, the family is requesting that donations be made to Promoting Wildcat Valley, Inc. and the Carroll County Historical Society.

A private burial was held at Ball Hill Cemetery in Cutler, IN.

### William D. Richter, PLS

William D. Richter, 71, of Carmel, went to be with The Lord Wednesday, December 28, 2011 at his home. Bill was born July 19, 1940 in Lebanon, IN. He graduated from Purdue University with a degree in Civil Engineering and started working for the State Highway. His career included positions as a surveyor, contractor, engineer and executive at various firms before being a partner at Certified Engineering in Indianapolis for the past 20 years.

One of Bill's passions was competing at the highest levels of amateur fast pitch softball. Later with his son, their pitcher/catcher battery included a number of championships. Bill was later inducted into the Softball Hall of Fame.

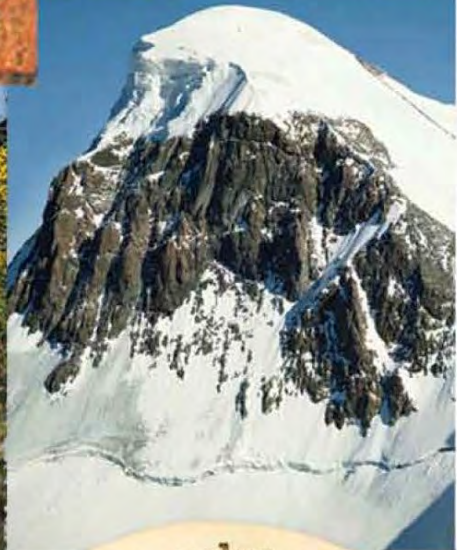
Bill's other passion was golf, playing in many amateur tournaments in the Indianapolis area. When younger, he was runner-up to the eventual club champion, Dan Burton, at the Old Sycamore Springs Golf Course.

Bill held memberships at Christ Community Church, the American Society of Engineers, Scottish Rite, Millersville Masonic Lodge, where he served as Past Master.

Bill is survived by his wife, Nancy D. Richter; children, Holly D. (Chris) Layer and Dave (Linda) Richter; mother, Mavilla Richter; five grandchildren; sister, Brenda L. Durlinger.

Memorial contributions may be made to Wheeler Mission, Salvation Army or a charity of the donor's choice .





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**LAND SURVEYOR EXAM REVIEW SEMINAR  
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Course Objective: To allow those individuals that have applied for examination for Professional Land Surveyor an opportunity to have a general review of the materials that may be encountered on the national and state specific examination.

**DATE:**       **March 17, 2012**

**TIME:**       **8:30 A.M. TO 5:00 P.M.**

**PLACE:**     **ISPLS Office, 8325 S. Emerson Avenue, Suite B-2, Indianapolis, IN 46237**

**COST:**       **\$125.00**

**EXAM MATERIALS/TOPICS:**

Early Indiana Trails and Surveys	Rule 12	ALTA Surveys
GLO/USPS/Tiffin's Instructions	Sanitary Sewer Design	Indiana Law
Sequential and Simultaneous Conveyances	Unwritten Rights	
Storm Water Management	Storm Sewer Design	

Breakfast:    Bagels, donuts, coffee and juice will be provided.

Lunch:        Box lunches and soft drinks will be provided.

\*\*\*REMEMBER: TIME GIVEN IS EASTERN TIME\*\*\*

---

**REGISTRATION FORM – LAND SURVEYOR REVIEW SEMINAR- March 17, 2012.**

Reservations: All fees include breakfast and lunch.

Online Registration is available at [www.ispls.org](http://www.ispls.org) or a check can be mailed and payable to:

**Indiana Society of Professional Land Surveyors  
8325 S. Emerson Avenue, Suite B-2  
Indianapolis, Indiana 46237**

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Employer

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**LAND SURVEYOR IN TRAINING EXAM REVIEW SEMINAR  
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INDIANA SOCIETY OF PROFESSIONAL LAND SURVEYORS**

Course Objective: To allow those individuals that have applied for the first 8 hour examination for registration as a Professional Land Surveyor an opportunity to have a general review of the materials that may be encountered on the national examination.

**DATE:** March 24, 2012  
**TIME:** 8:30 A.M. to 5:00 P.M.  
**PLACE:** ISPLS Office, 8325 S. Emerson Avenue, Suite B-2, Indianapolis, IN 46237  
**COST:** \$100.00

**EXAM MATERIALS/TOPICS:**

General Survey History	Survey Definitions	State Plane Coordinates
Fundamentals of GPS	Astronomic Observations	Photogrammetry
Boundary Law	Survey Computations	Survey Systems

Breakfast: Bagels, donuts, coffee and juice will be provided.  
Lunch: Box lunches and soft drinks will be provided.

\*\*\*REMEMBER: TIME GIVEN IS EASTERN TIME\*\*\*

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**REGISTRATION FORM – SURVEYOR-IN-TRAINING SEMINAR- March 24, 2012**

Reservations: All fees include breakfast and lunch.

Online Registration is available at [www.ispls.org](http://www.ispls.org) or a check can be mailed and payable to:

**Indiana Society of Professional Land Surveyors  
8325 S. Emerson Avenue, Suite B-2  
Indianapolis, Indiana 46237**

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Cancellation Policy: 100% refund if notified March 17, 2012



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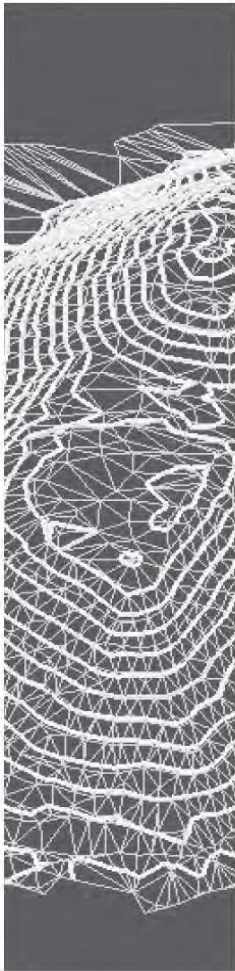
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## CALENDAR

### March 2012

March 8 – Thursday  
Northwest Chapter Meeting  
Crown Brewing Company – Crown Point – 6:30 PM CST

March 10 – Saturday  
ISPLS BOD Meeting  
ISPLS Headquarters – Indianapolis – 9:00 AM

March 15 – Thursday  
Central Indiana Chapter Meeting  
Scotty's Brewhouse – Northside of Indianapolis – 6:00 PM

March 17 – Saturday  
LS Exam Review  
Headquarters – Indianapolis – 8:30 AM - 5:00 PM

March 22 – Thursday  
St. Joseph Valley Chapter Meeting  
Trios Restaurant – South Bend – 5:30 PM

March 24 – Saturday  
LSIT Exam Review  
Headquarters – Indianapolis – 8:30 AM

### April 2012

April 5 – Thursday  
Northwest Chapter Meeting – TBD – 6:30 PM

April 13 – Friday  
Board of Registration Meeting  
IN Professional Licensing Agency – 8:30 AM

April 21 – Saturday  
ISPLS BOD Meeting  
ISPLS Headquarters – Indianapolis – 9:00 AM

### May 2012

May 10 – Thursday  
Northwest Chapter Meeting – TBD – 6:30 PM

### June 2012

June 8 – Friday  
Northwest Chapter Meeting – Family Outing

June 9 – Saturday  
ISPLS BOD Meeting  
ISPLS Headquarters – Indianapolis – 9:00 AM

### January 2013

January 16-18  
ISPLS Annual Convention  
Indianapolis Marriott East

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### Leica Geosystems Inc

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<http://www.trimble.com/survey/>

*Please visit the following web link to view  
a list of the most current and up to date events:  
<https://m360.ispls.org/calendar.aspx>*





# INDIANA SOCIETY OF PROFESSIONAL LAND SURVEYORS, INC.

8325 South Emerson Avenue, Suite B-2, Indianapolis, Indiana 46237  
Phone: (317)888-4400 Fax: (317)888-4412 E-mail: ISPLS@aol.com



## MEMBERSHIP APPLICATION

July 1, 2011-June 30, 2012

*Please indicate any changes or additions to you member file below and return to the ISPLS Office.*

Check one (1) box for mailing address desired.

Name: \_\_\_\_\_ AGE: \_\_\_\_\_  
Last, First & Middle

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Business Name & Address:

Home Address \_\_\_\_\_

Business Name \_\_\_\_\_

City, State & Zip \_\_\_\_\_

Business Address \_\_\_\_\_

Home Phone Number \_\_\_\_\_ County \_\_\_\_\_

City, State & Zip \_\_\_\_\_

E-mail Address: \_\_\_\_\_

Business Phone Number \_\_\_\_\_ Business Fax \_\_\_\_\_

School Attending (*Full Time Students Only*) \_\_\_\_\_

Registration Status: \_\_\_\_\_  
(L.S., P.E., S.I.T. Number & State)

School Name \_\_\_\_\_

Degree You Are Pursuing \_\_\_\_\_ Expected Graduation Date \_\_\_\_\_

<b>MEMBERSHIP</b>	( ) Prof. Member	\$200.00	(\$46.00 Lobbying Allocation)
	( ) Associate	\$60.00	(\$14.00 Lobbying Allocation)
	( ) Affiliate	\$65.00	(\$15.00 Lobbying Allocation)
	( ) Student	\$12.50	(\$3.00 Lobbying Allocation)
	( ) Life	N/C	

**SCHOLARSHIP** ISPLS Scholarship Fund Contribution of \$ \_\_\_\_\_  
(Suggested Amount of \$20.00)

Please check the following:

- Member of ACSM Yes \_\_\_\_\_ No \_\_\_\_\_
- Member of ISPLS Chapter Yes \_\_\_\_\_ No \_\_\_\_\_
- Chapter: \_\_\_\_\_

**Please renew my ISPLS membership!**

- ( ) My check is enclosed. Check # \_\_\_\_\_ Amount: \$ \_\_\_\_\_
- ( ) Please charge the same amount \$ \_\_\_\_\_ to my Visa \_\_\_\_\_ MC \_\_\_\_\_
- ( ) A contribution of \$ \_\_\_\_\_ for the ISPLS Scholarship Fund is included with my ISPLS dues.  
Account # \_\_\_\_\_ Exp. Date \_\_\_\_\_

*I support the profession of Land Surveying!*

Cardholder's Name (Print) \_\_\_\_\_ Cardholder's Signature \_\_\_\_\_

The amount you pay for ISPLS membership is 77% deductible as a necessary business expense but is not deductible as a charitable contribution. **The Lobbying allocation will be spent on Lobbying, and is Non-Deductible.** The contribution to the Scholarship Fund may be deductible as a charitable contribution.

ISPLS wants to involve more members in the leadership of the Society. Each year, members have the opportunity to list their interest in serving their Society. Most committee appointments are for one year beginning in January. Please indicate by circling your preferred committee assignments for calendar year 2012.

Communication

Membership  
Public Information & Marketing  
Publications & Media  
TrigStar

Prof. Development

Education  
Scholarships

Government Affairs

GPS-GIS Monumentation  
Legislation

Internal Affairs

By-Laws  
Nominations  
Young Professionals

"I, the undersigned, agree that by submitting my application and paying the appropriate fees, I agree to abide by the Constitution, By-Laws and Code of Ethics of ISPLS and consent to the receipt of e-mail messages from ISPLS at the contact e-mail address above."

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

## **MEMBERSHIP CATEGORIES**

**PROFESSIONAL MEMBER:** A Professional Member of this Corporation shall be limited to Registered Land Surveyors in good standing with the Indiana State Board of Registration for Land Surveyors. A Professional Member shall be eligible to vote, hold office and to participate fully in the affairs of the corporation.

**ASSOCIATE:** An Associate membership will be granted to those non-registered individuals who are actively engaged in support of the practice of land surveying. An Associate Member is entitled to vote and participate fully in the affairs of the Corporation but shall not be entitled to hold office. Associate Members shall, at such time that they become Registered Land Surveyors in good standing with the Indiana State Board of Registration for Land Surveyors, become Professional Members without further vote of the Board of Directors of this Corporation.

**AFFILIATE:** An Affiliate membership will be granted to those individuals who qualify under the following provisions:

- a) Anyone who is affiliated with the Land Surveying profession or
- b) Any Non-Resident who is registered and in good standing as a Land Surveyor in a state other than Indiana.

An Affiliate Member is not entitled to vote, or to hold office but will receive newsletters and be invited to participate in meetings.

**STUDENT:** A Student membership will be granted to those non-registered individuals who are endeavoring to make surveying their chosen career and who are enrolled as a full time student as defined by the university or school they are attending. Membership in this class shall not exceed a total of (5) years. A Student Member is not entitled to vote or hold office, but will receive newsletters and be invited to participate in meetings.

**LIFE:** Any person holding Professional Member status shall be eligible to petition the Board of Directors to change his membership to that of a Life Member. If the Board of Directors finds that the Professional Member so petitioning has reached the age of 65 years and has been a Professional Member (or Member before July 1, 1999) of this Corporation for at least a total of twenty (20) years, it shall grant the petition and the Professional Member will become a Life Member. If the Board of Directors finds that the Professional Member so petitioning has not fulfilled the above requirements, the Board may grant a petition if it finds that the Professional Member has retired from active practice for reasons of health and is no longer engaged in Land Surveying. Life Members shall be furnished with a Life Membership card and Certificate and such membership shall take effect upon approval by the Board of Directors. Life Members shall not be subject to payment of dues, but shall enjoy all the rights and privileges of full Professional Member status in this Corporation.

## **ISPLS CODE OF ETHICS**

**CODE:** As Surveying and Mapping Professionals, we recognize that our ethical responsibilities extend to the public, to our clients and to our peers. Accordingly, we acknowledge the following elements to identify our basic values: integrity, competence, and social awareness. Surveying and Mapping Professionals uphold and advance these values by:

- I. I supporting and participating in the continuing development of the surveying and mapping professions;
- II. serving with honesty, with forthrightness, and within their areas of skill;
- III. using their expertise for the enhancement of human welfare and for the stewardship of resources.

**CREED:** As a Professional Surveyor, I dedicate my professional knowledge and skills to the advancement and betterment of human welfare. I pledge to give the utmost performance; to participate in none but honest enterprise; to live and work according to the laws of humankind and to the highest standards of professional conduct; to place service before profit, honor and standing of the profession before personal advantage, and the public welfare above all other considerations.

**CANONS:** In humility and with the need for divine guidance, I make this pledge: A Professional Surveyor should:

1. refrain from conduct that is detrimental to the public;
2. abide by the rules and regulations pertaining to the practice of land surveying within the licensing jurisdiction;
3. accept assignments only in one's area of professional competence;
4. develop and communicate a professional analysis and opinion without bias or personal interest;
5. maintain the confidential nature of the Surveyor-Client relationship;
6. use care to avoid advertising or solicitation that is misleading or otherwise contrary to the public interest;
7. maintain professional integrity when dealing with members of other professions.







## ISPLS FIRM MEMBERS


**Marbach, Brady & Weaver, Inc.**

3220 Southview Dr.  
 Elkhart, IN 46514  
 574.266.1010  
 Fax 574.262.3040  
 chris@marbachpls.com



**Marbach**  
 Christian F. Marbach, P.L.S.  
President

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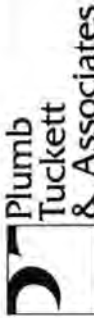


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**Bradley A. Rayl, P.E., P.L.S.**  
president

1940 East 53rd Street  
 Anderson, IN 46013

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 866.973.7100 **Toll-Free**  
 317.826.7200 **Fax**

**Rick Miller, P.L.S.**  
 Director of Surveying

[rmiller@schneidercorp.com](mailto:rmiller@schneidercorp.com) **E-mail**  
[www.schneidercorp.com](http://www.schneidercorp.com) **Web**

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**David J. Stoepfelwerth, P.E., P.L.S.**  
 President & C.E.O.

[dstoepfelwerth@stoepfelwerth.com](mailto:dstoepfelwerth@stoepfelwerth.com)                      7965 East 106th Street  
 Dial Direct: (317) 577-3402                      Fishers, IN 46038  
 Mobile: (317) 517-6468                      Phone: (317) 849-5935  
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 Lafayette, IN 47901  
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Phone: 765-742-1900  
 Fax: 765-742-1905  
 Mobile: 765-479-8320  
[nagy@tbirddesign.com](mailto:nagy@tbirddesign.com)



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1625 N. Post Road  
 Indianapolis, IN  
 46219-1995

Bus. (317) 895-2585  
 Fax (317) 895-2596  
 E-mail: kentd@ucea.com  
[www.ucea.com](http://www.ucea.com)

**Kent D. Downey, P.E., L.S.**  
 President

## ISPLS FIRM MEMBERS



**Office**  
8415 East 56th Street  
Indianapolis, Indiana 46216  
Phone: 317-544-4996  
Fax: 317-544-4997  
Email: [dwoo@usiconsultants.com](mailto:dwoo@usiconsultants.com)  
[postoffice@usiconsultants.com](mailto:postoffice@usiconsultants.com)

**Daniel R. Woo, PLS**  
President



**WIGHTMAN PETRIE**

CONSULTING ENGINEERS & LAND SURVEYORS

**KENNETH K. JONES, P.L.S.** *president*

4703 Chester Drive □ Elkhart, IN 46516  
x:574.293.7762 f:574.294.3717 c:574.596.9068

email: [kenjones@wightmanpetrie.com](mailto:kenjones@wightmanpetrie.com)