

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.

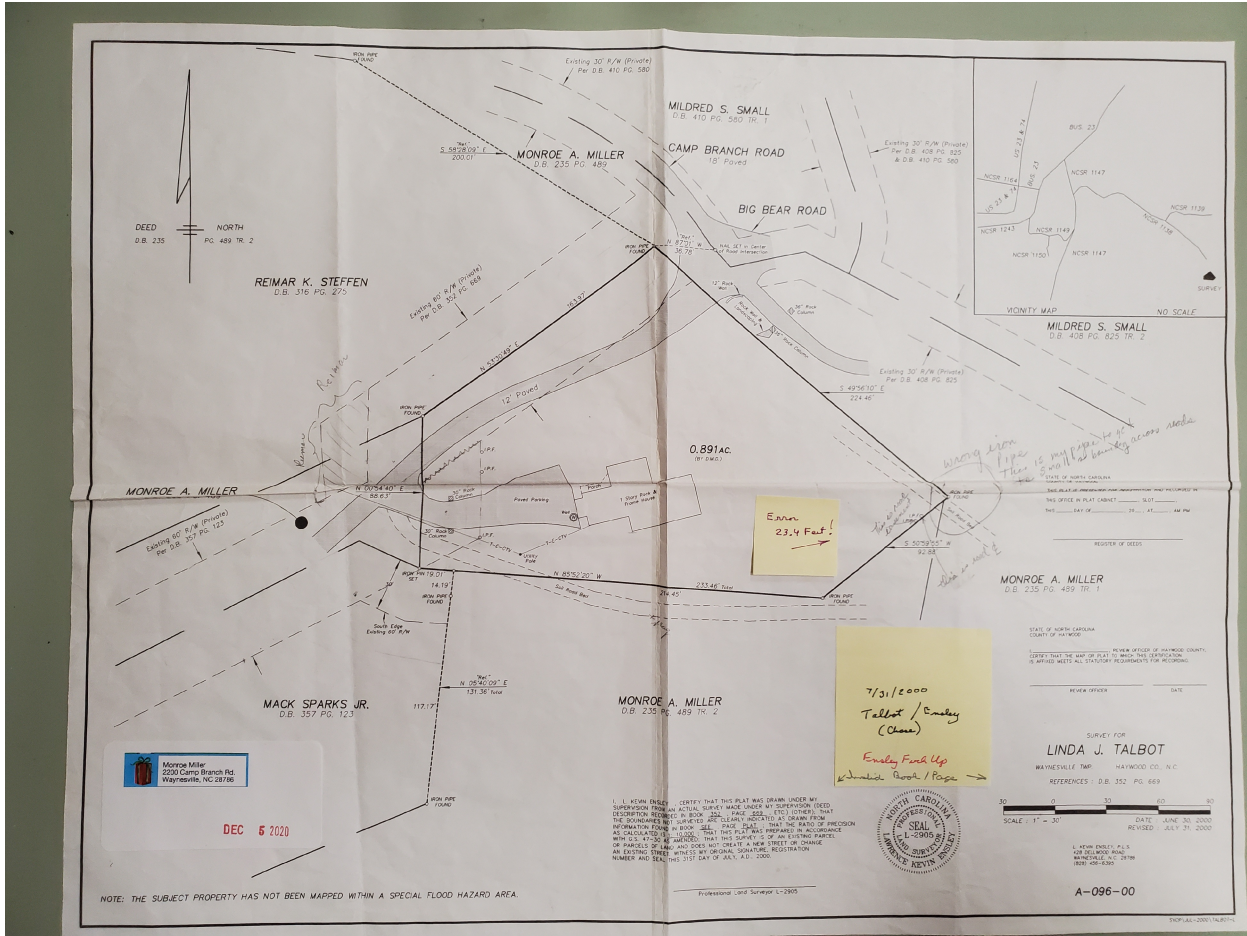
“Wrong Iron Pipe This is my pipe to get to Small's boundary across the road”.

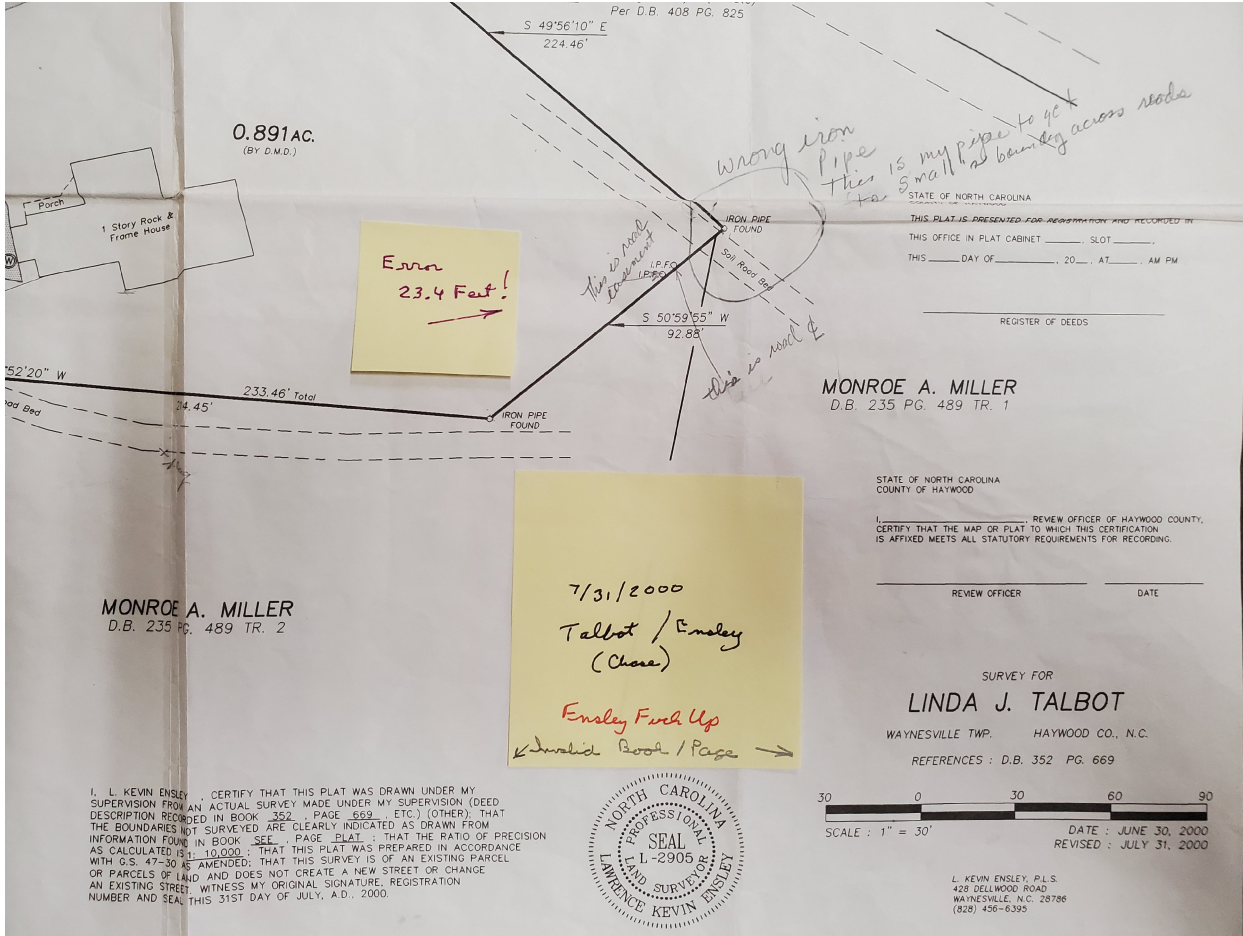
“This is road easement”.

“This is road C/L (Center Line)”.

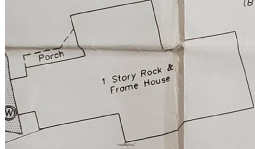
If you attempt to look up Ensley's Book and Page numbers on line, they are not there.

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



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 SEE 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.

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

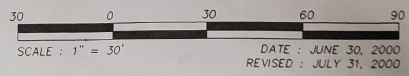
MONROE A. MILLER  
D.B. 235 PG. 489 TR. 1

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 \_\_\_\_\_

SURVEY FOR  
**LINDA J. TALBOT**

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



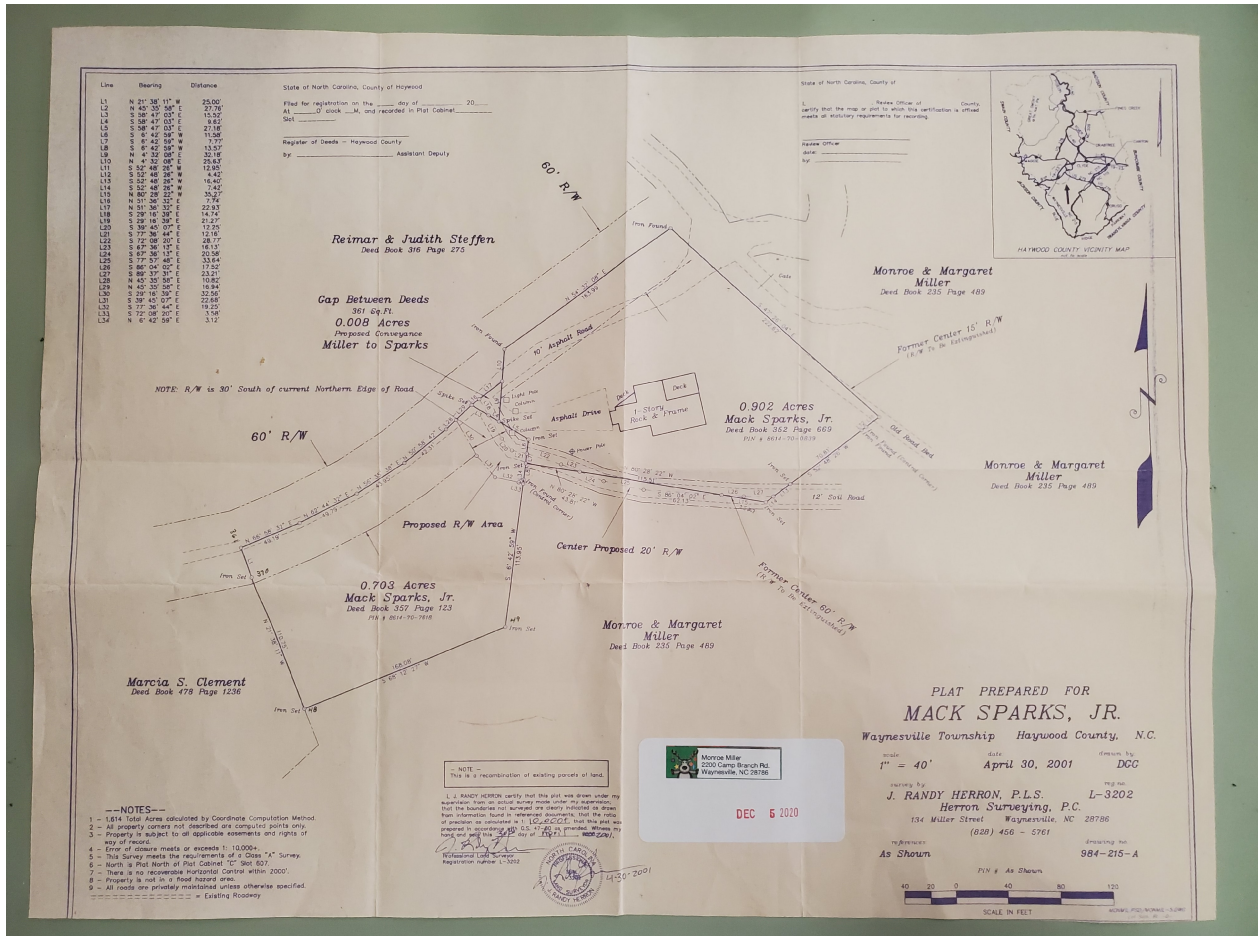
L. KEVIN ENSLEY, P.L.S.  
428 DELLWOOD ROAD  
WAYNESVILLE, N.C. 28786  
(828) 456-6395

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.

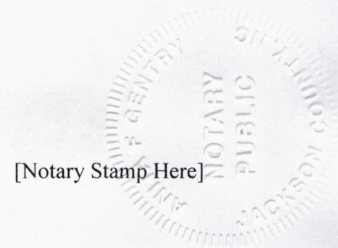


I have had both of these plats scanned and copied, and am including them in this complaint.

Please let me know if you have any additional questions.

Thank you,  
 Monroe A. Miller, Jr.

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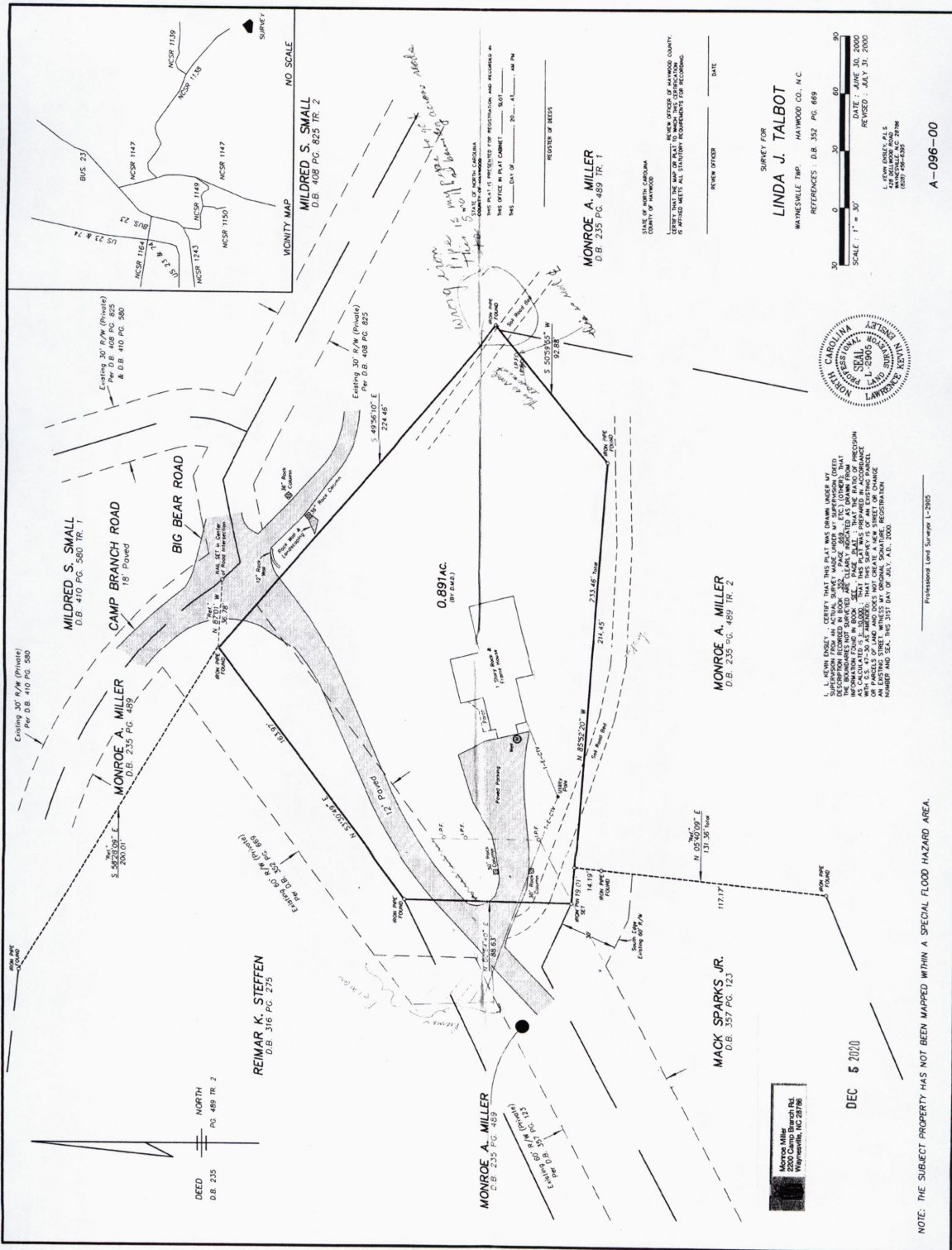
**Jurat**

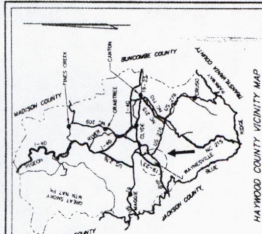
Signed and sworn before me Anita F. Gentry, on this day, the 29 day of June, 2022.

Signed: Anita F. Gentry

Printed: Anita F. Gentry

My commission expires on October 22, 2026

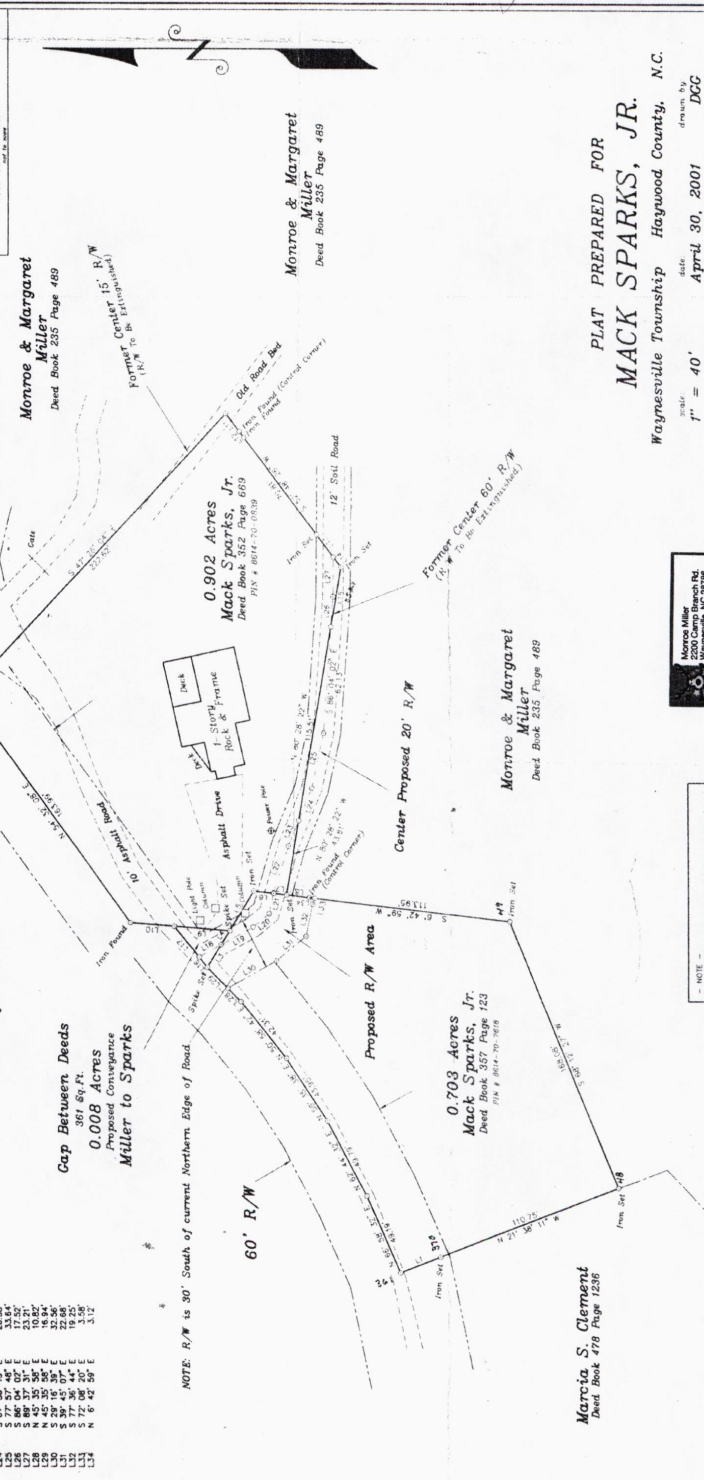




State of North Carolina, County of Haywood  
 I, \_\_\_\_\_, Register of Deeds, do hereby certify that this map or plat to which this verification is affixed meets all statutory requirements for recording.

Register of Deeds - Haywood County  
 by \_\_\_\_\_ Assistant Deputy

Line	Bearing	Distance
1	N 21° 36' 11" W	250.00'
2	S 29° 47' 03" E	153.52'
3	S 58° 47' 03" E	271.93'
4	S 6° 42' 59" W	119.99'
5	S 6° 42' 59" W	119.99'
6	N 4° 32' 09" E	133.77'
7	N 4° 32' 09" E	225.63'
8	S 22° 45' 36" W	144.72'
9	S 22° 45' 36" W	144.72'
10	N 80° 25' 22" E	39.27'
11	N 31° 36' 32" E	22.93'
12	S 29° 16' 39" E	21.27'
13	S 77° 58' 44" E	121.00'
14	S 77° 58' 44" E	121.00'
15	S 72° 08' 20" E	28.77'
16	S 87° 36' 13" E	20.96'
17	S 87° 36' 13" E	17.93'
18	S 86° 04' 02" E	17.93'
19	N 85° 35' 30" E	18.82'
20	N 45° 30' 59" E	18.94'
21	S 39° 45' 07" E	22.68'
22	S 72° 08' 20" E	13.59'
23	N 6° 42' 59" E	31.12'



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

DEC 5 2020

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

---NOTES---  
 1 - 1.64 Total Area calculated by Coordinate Computation Method.  
 2 - All areas are shown as they exist on the ground.  
 3 - Property is subject to all applicable easements and rights of way.  
 4 - All areas are shown as they exist on the ground.  
 5 - This Survey meets the requirements of a Class "A" Survey.  
 6 - There is no north-south line shown on this plat.  
 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.  
 10 - Property is not in a flood hazard area.

Professional Seal: J. Randy Herron, P.L.S., Registered Professional Land Surveyor, No. 14730, State of North Carolina.

Professional Seal: As Shown, Registered Professional Land Surveyor, No. 14730, State of North Carolina.