

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

NORTH CAROLINA BOARD OF EXAMINERS FOR ENGINEERS AND SURVEYORS

Attention: Mr. Andrew L. Ritter, Executive Director
4601 Six Forks Road, Suite 310
Raleigh, North Carolina 27609
(919) 791-2000
ncbels@ncbels.org

Subject: Response to Andrew Ritter, re: his October 27, 2022 letter to James Davenport, V2022-022.

Mr. Ritter,

I have come into possession of your letter to James Davenport dated October 27, 2022, admonishing Mr. Davenport for his statement “BOUNDARY AS PER ENSLEY SURVEY CREATING 10' OVERLAP”. Your letter follows, attached.

After spending a morning with Mr. Davenport on December 2, 2022, he provided sufficient information to me convincing me that the “Ensley Survey” is wrong. All of the evidence will be published methodically on my website, www.haywoodtp.net in the coming days and weeks.

I have notified the District Attorney’s office here in Haywood County, and will soon determine what is required to have Haywood County Resident Superior Court Judge Brad Letts to reconsider/reopen this case. No judge likes to make a ruling based on faulty evidence.

Let me know if you are interested in how I have come to this conclusion.

Monroe A. Miller, Jr.
Haywood County Taxpayer.



**NORTH CAROLINA BOARD OF EXAMINERS
FOR ENGINEERS AND SURVEYORS**

4601 Six Forks Rd Suite 310
Raleigh, North Carolina 27609

October 27, 2022

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**Andrew L. Ritter
Executive Director**

James R. Davenport, PLS
Davenport, Ivey & Associates, Inc.
PO Box 234
Cullowhee, NC 28723

Dear Mr. Davenport:

The North Carolina Board of Examiners for Engineers and Surveyors administers the provisions of the Engineering and Land Surveying Act, Chapter 89C, of the North Carolina General Statutes.

A Land Surveying Review Committee of the Board recently met, at which time it considered a case involving L. Kevin Ensley, PLS, in which you were interviewed as a witness by Board staff.

Based upon its review of the matter, the Committee directed that you be cautioned regarding a survey entitled "JOSEPH LIPARI," bearing your certification dated October 7, 2021. The Committee opined that the statement on your map, "BOUNDARY AS PER ENSLEY SURVEY CREATING 10' OVERLAP," is not clear and factual [.1602(f)]. As you know, this matter was settled by Haywood County CONSENT ORDER 08-CVS-1193 (Haywood County Book 768, Page 450), which was signed on August 17, 2009. The court used the Ensley survey as the "true and undisputed" boundary line.

Should you have any questions about this letter, G. S. 89C or the Board Rules, please contact David J. Evans, Assistant Executive Director, at extension 113 or by e-mail at djevans@ncbels.org.

Sincerely,

Andrew L. Ritter
Executive Director

Telephone
(919) 791-2000

EMAIL Address
ncbels@ncbels.org

WEB Site
www.ncbels.org