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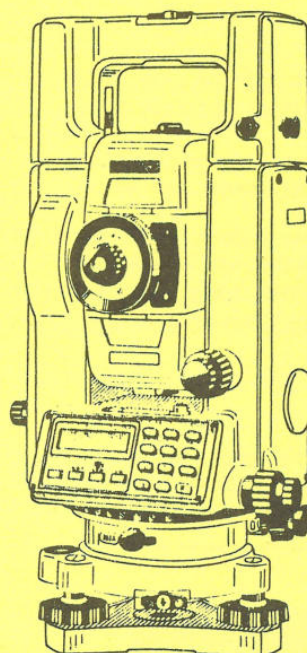
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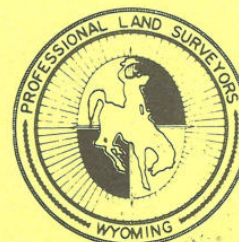
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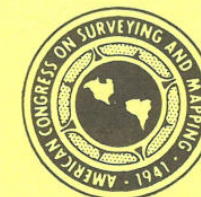
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LINES & POINTS



PROFESSIONAL LAND SURVEYORS OF WYOMING
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MEMBER — WESTERN FEDERATION OF PROFESSIONAL SURVEYORS

BRYCE RUMPH, PRESIDENT

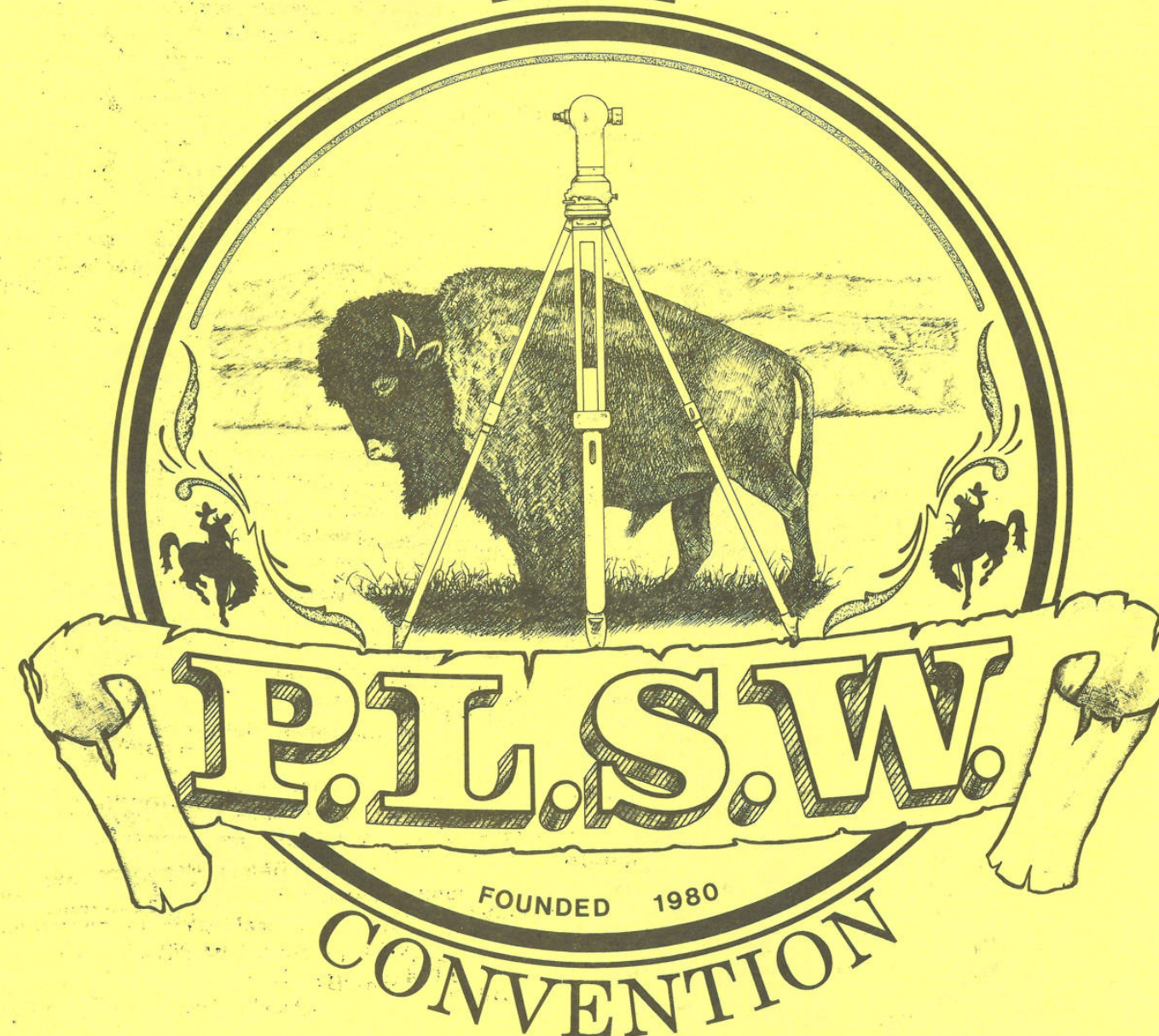
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RICK HUDSON, SEC.-TREAS.

VOLUME 3 NO. 1

FEBRUARY 1991

1991



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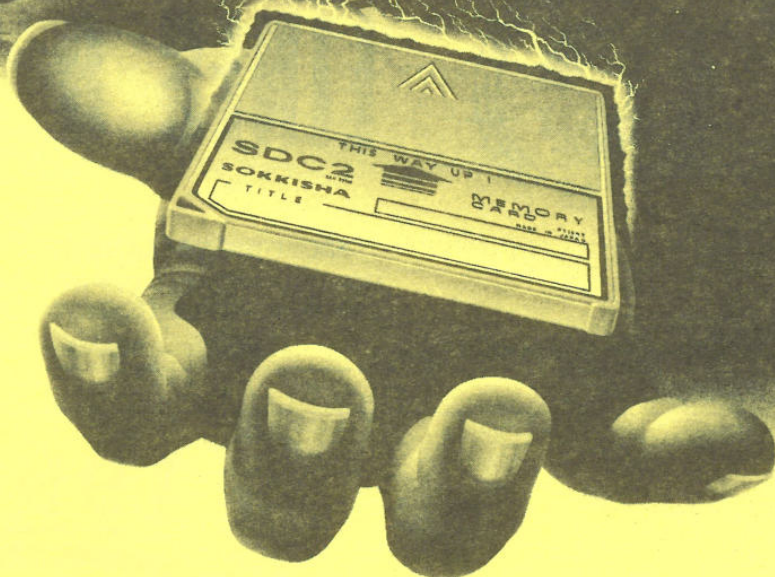
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MEMBERSHIP APPLICATION

DATE _____

NAME _____ WY REG. NO. _____

(Please indicate preferred mailing address)

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STREET OR BOX _____

TOWN/CITY _____ STATE _____ ZIP _____

TELEPHONE: _____

BUSINESS ADDRESS: _____

STREET OR BOX _____

TOWN/CITY _____ STATE _____ ZIP _____

EMPLOYER _____

YOUR TITLE _____

States other than Wyoming in which you are registered: _____

Additional information or comments (optional): _____

CLASS OF MEMBERSHIP APPLIED FOR: (check one only and please submit dues with application, prorated for the remainder of the calendar year)
_____ MEMBER, ANNUAL DUES \$75 (Persons duly registered, PLS or PE&LS, in Wyoming.)

AFFILIATE MEMBER

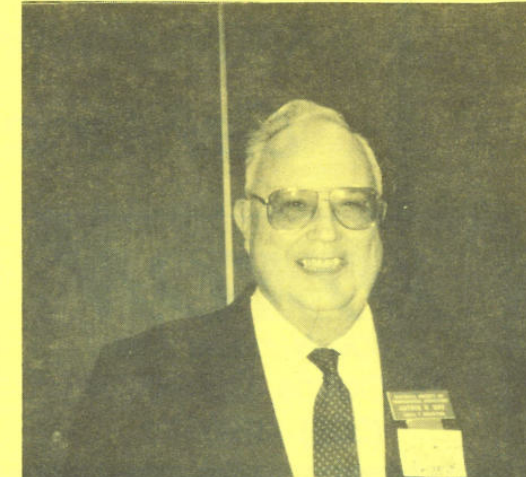
- _____ Associate Member, annual dues \$50. (Persons employed under the direction of a PLS and working toward PLS registration in Wyoming.)
- _____ Special Member, annual dues \$50. (Not meeting above qualifications but with a particular interest in, or association with, the profession of land surveying.)
- _____ Special Member, student, annual dues \$15. (Pursuing a post secondary academic course of study, and currently enrolled.)
- _____ Sustaining Member, annual dues \$100. (Persons, institutions or corporations desiring to assist PLSW financially.)

I AGREE TO OBSERVE THE CONSTITUTION AND BY-LAWS OF THE PROFESSIONAL LAND SURVEYORS OF WYOMING AND THE CHAPTER TO WHICH I WILL BELONG AND TO SUPPORT SAID ORGANIZATIONS IN THEIR ENDEAVORS.

(APPLICANT'S SIGNATURE)

SPONSOR'S SIGNATURE
(For Affiliate Member applicants only.)

NOTE: All portions of the state have chapters with the exception of Fremont, Teton, Sublette and north Lincoln Counties which are designated as Area 3. Chapter dues or assessments may vary in amount. Applications are considered by the Board of Directors at quarterly meetings. Send completed application to PLSW, c/o R.L. Hudson, Sec./Treas., P.O. Box 784, Thermopolis, Wyoming 82443.



Western Federation . . . Continued from page 17

ing a national voice for Surveyors in the face of the organizational and financial problems of ACSM. WFPS is inviting new member states to join and/or support our Federation and encourages other regional organizations to expand their activities so that continuity of programs can be maintained, in the event a new national association representing Surveyors is deemed necessary.

Moved that WFPS adopt the following policy toward new member states: 1) States must be invited 2) States must be adjoining member states 3) States must provide financial support to their delegates to participate in WFPS activities.

Additionally, WFPS opened its conferences to all land surveyors and their significant others.

6. Articles of Incorporation - At the January 5/6 BOD meeting, the original articles of incorporation were amended. Article IX of the current Articles require that three fourths of the affiliate state organizations approve these changes before they can be filed with the State of Montana.

The changes delete the word "Land" throughout the articles; allow other state surveying societies to join WFPS and other non-voting members; removes the requirement that the state appoint directors for a term established in the bylaws.

7. Definition of a Surveyor - Motion that WFPS adopt the F.I.G., final version - 7th February 1990 "Definition of a Surveyor" as the official definition of a Professional Land Surveyor and distribute the definition to all state professional surveyor organizations within WFPS and any other interested parties.

8. Scholarship Fund - Motion that WFPS set up a \$500 award this year to a junior or senior student who is attending a 4 year surveying program within the WFPS region. A committee was appointed to establish funding, guidelines, selection, administration, etc.

9. Expense Reimbursement Policy - WFPS adopted an expense reimbursement policy to reimburse officers, delegates, committee members for expenses incurred while traveling on approved WFPS business.

10. GIS/LIS Systems - Motion to approve the "Resolution for Control of GIS/LIS Systems" and further direct the Chairman to sign and transmit copies to each WFPS State Society.

In summary WFPS meets 3 times a year at various cities within the WFPS states. We normally have a 30+ item agenda and occupy a full day on the various items. The big thing that WFPS delegates notice is that surveyors are pretty much the same no matter where

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February 17, 1991

Dear Surveying & Mapping Professional:

I am writing this letter on behalf of a long-time friend and professional associate, who is at this very moment fighting for her life from the ravages of CANCER.

This is the first such letter I have ever written in my life but I make no apology for the fact this is a direct and urgent appeal for financial support for Jan Modeland in her brave fight for life.

Jan has been active in our state association for many years and has served as President of our Northern Chapter. She is highly regarded by all who know her both on a professional and personal level. However, quite aside from those facts she is a human being in serious trouble. That seriousness can hardly be exaggerated.

I ask you as a fellow professional and as a caring person to help in any way you can. You can help by publicizing Jan's need, perhaps in your local association newsletter or by personal contacts with anyone you may know who can help. To date the response to appeals have been rather disappointing. I just don't think the right people have been approached. I firmly believe that surveyors will surely rally around their own - IF THEY KNOW OF THE NEED.

Of course the immediate and pressing need is for **money**! Won't you please encourage your association to consider a contribution and won't you please give what you can?

Contributions should be sent to the Jan Modeland Treatment Fund c/o either the Park National Bank, Estes Park Co. 80517 or the Central National Bank in Alva, OK 73717. Contributions are, of course, tax deductible.

Thank you.

Sincerely yours,
Arthur W. Hipp, PLS
Executive Director, PLSC

(This letter was edited)

Ms. Modeland is a
Registered Land Surveyor
in Estes Park, Colorado and
NEEDS OUR HELP!

EDITORIAL POTPOURRI

- Chapter Minutes - Other chapters can benefit from hearing about your activities and, maybe even help your organization. Send us a summary of your organizations activities by 15 MAY 1991. Summaries need not be typed.
- Join PLSW Now - If you are not a member of PLSW, you will not receive *Line and Points*. Only PLSW members, advertisers and other state newsletters will receive this newsletter. Join NOW. An application is included in this issue. If you are a member, recruit a new member. Part of PLSW membership dues make this publication possible.
- Subscription Rates - The Editorial staff has established a subscription rate for *Lines and Points*. In order to encourage membership in PLSW, the subscription rate will be the same cost as an associate member, \$50.00 per year.
- Support Your Advertisers - The advertisers in this issue help make this publication possible. Support your advertisers.
- Next Issue- The deadline for the next issue of *Lines and Points* will be 15 MAY 91. Please submit your comments, letters, and articles to Box 904 Casper, WY 82602.
- Surveying Firms - Have you considered advertising in this newsletter? The *Lines and Points* staff is proposing to print a page or one-half page of business cards of surveyors or surveying firms. The cost is minimal and it will help support the newsletter. Please consider advertising your services in the next issue.
- PLSW Board Meeting - The next meeting of the PLSW Board of directors will be on May 4, 1991 in Cheyenne. Make sure you are represented.
- Did You Know - If you or members of your chapter are over 65 years old and have been a member for 10 years, you are eligible for a Life Membership. Contact Rick Hudson for details.
- Upcoming Seminars -
March 16 - Land Transfer and Ownership Loveland, CO, Southeast Chapter PLSW
May 3 - Running A Profitable Business, Cheyenne, WY, Wyoming Small Business Council, Call Ray Connin 638-1522
- New Members of PLSW -
William H. Greever Cody M
Allen W. Mace Saratoga M
Robert G. Stuckert Buffalo M
John I. Dolinar Laramie S
Michael W. Donnell Worland A
Welcome and congratulations to our new members
- FAX Receiving- *Lines and Points* can now receive your important materials by calling 307-235-5604.

Front Cover Artwork
By Ray Blaha - Casper

Lines and Points is published by the South Central Chapter of the Professional Land Surveyors of Wyoming. *Lines and Points* is not copyrighted and permission is hereby granted to reprint articles with appropriate credit. The Professional Land Surveyors of Wyoming assumes no responsibility for statements made or opinions expressed in this publication.

PLSW (Professional Land Surveyors of Wyoming) is a state-wide organization of Registered Land Surveyors licensed to practice in the Equality State of Wyoming. PLSW is dedicated to improving the technical, legal, and business aspects of surveying in the State of Wyoming. PLSW is affiliated with the American Congress on Surveying and Mapping and the Western Federation of Professional Land Surveyors.

Lines and Points subscription \$50/year

Advertising Information

Camera ready advertisements with payment should be mailed to PLSW, Box 904, Casper, WY 82602.

Advertising rates are as follows:

	Year	Issue
Full page	\$300	\$80
Half page	\$175	\$50
Quarter page	\$100	\$30
Business card	\$ 30	\$10
Classified	40¢ per word/issue	
Employment	Free	

Special Rates for PLSW Chapters

Deadline for spring issue - May 15, 1991

Centennial Acre Project

The Wyoming Centennial Commission has sold nearly 7,500 square foot parcels of the PLSW Centennial Acre project. The sales of the square feet has raised nearly \$75,000 to help pay for Centennial activities.

Local centennial committees also benefitted directly from the sale of the Centennial Acre project because the Centennial Commission returned \$1.00 for each parcel sold in a community to the local committee.

PLSW should feel proud in initiating this centennial project. Although PLSW did not benefit monetarily, this certainly was a true Public Relations project.

I would like to publicly thank all the PLSW members and non-members that assisted in this project.

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Wyoming State Engineer's Office

The Wyoming State Engineer's Office would like to begin a column in *Lines and Points* to answer procedural questions that Professional Land Surveyors may have concerning our agency. As time allows, our staff may address the procedural requirements involving water right matters required to be submitted to our agency.

We would first request that your readers submit to us those questions or areas they would initially like us to address. We will then respond to the general areas of most concern. Questions and suggested topics should be addressed as follows:

Wyoming State Engineer's Office
Mr. Jack Studley, P.L.S.
Herschler Building, 4-E
Cheyenne, Wyoming 82002

As a prelude to this column we will be reprinting portions of "Wyoming Water Law: A Summary," authored by James J. Jacobs, U.W. Professor, Natural Resource Specialist; Gordon W. Fassett, Wyoming State Engineer; and Donald J. Brosz, Associate Director, Wyoming Water Research Center, University of Wyoming. Copies of this publication in its entirety are available upon request through the Wyoming State Engineer's Office, or Cooperative Extension Service, University of Wyoming.

Wyoming water law dates back to territorial days and is based on the "doctrine of prior appropriation." Under this doctrine the first to put the water to beneficial use has the first right or "first in time is first in right." Therefore, water rights in Wyoming, and in most of the western states, are regulated by priority. This means the earliest rights are entitled to water during periods of limited supply, while those with later water rights are denied water during these times.

The Wyoming Constitution provides that water of all natural streams, springs, lakes, or other collections of still water be the property of the state.

Water Administration

The state engineer is the chief administrator of Wyoming waters. In administering these waters the state is divided into four water divisions. Water Division 1 includes the North Platte and South Platte River drainages and the Little Snake and the Niobrara River drainages. Water Division 2 includes all drainages north of the Niobrara and North Platte River drainages and east of the Big Horn Mountains. Water Division 3 includes the Big Horn and Clark's Fork River drainages, and Water Division 4 includes the Green, Bear, and Snake River drainages.

A Water Division Superintendent administers the waters of each water division with assistance from water commissioners and hydrographer-commissioners. These four superintendents and the state engineer constitute the state Board of Control. The Board meets quarterly to adjudicate or finalize water rights and to consider other matters pertaining to water rights, such as change in point of diversion and other amendments

or corrections of water rights.

When you write the state engineer for necessary forms and information, address correspondence to:

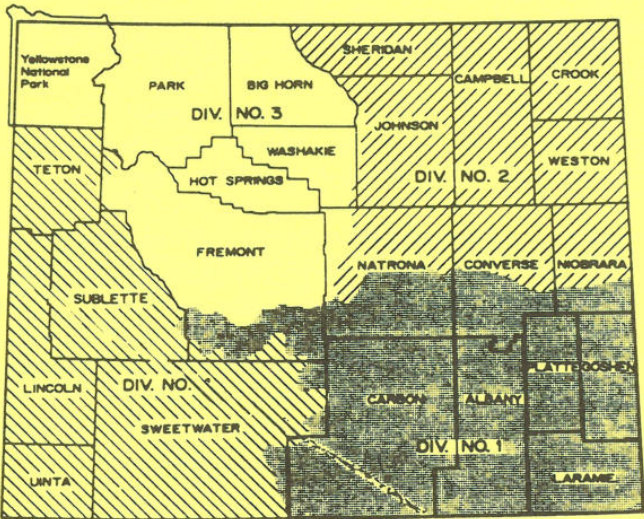
State Engineer's Office
4th Floor East
Herschler Building
Cheyenne, Wyoming 82002

You can also obtain information from each of the water division superintendents' offices, which are located in these Wyoming cities:

Water division 1:	Torrington
Water division 2:	Sheridan
Water division 3:	Riverton
Water division 4:	Cokeville

Prior to statehood in 1890, a water right could be established by a procedure predicated on the use of water and filing of a claim with territorial officials. Water rights with priority dates before 1890 are termed "territorial" water rights. Since statehood, the only way a water right can be acquired in Wyoming is by securing a permit from the state engineer. Water rights cannot be obtained by historic use or adverse possession in any case. Wyoming water law requires that you follow certain procedures to obtain a valid water right.

In the next issue of *Lines and Points*, we will be reprinting that portion of "Wyoming Water Law: A Summary," which discusses Surface Water Rights.



Wyoming Water Divisions



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Western Federation of Professional Surveyors

The following is a summary of what has transpired at the last several WFPS Board meetings.

1. 1991 Conference - The 1991 WFPS conference will be held on April 23-27, 1991, at the Tropicana Hotel in Las Vegas and reconvenes in Maui on April 29 or 30th. This conference will be held in conjunction with the California (CLSA), Nevada (NALS) and Utah (UCLS) annual conferences. WFPS has always put on a outstanding program for the practicing surveyor and many of the programs are repeated several times. Plan to attend this conference as the WFPS States receives a per cent of the profit based on the following formula:

- 1) \$1,000 each to be distributed to CLSA, NALS, and UCLS, as sponsoring states of the WFPS Conference, and
- 2) the remaining net profits of the WFPS Conference be distributed 55% to the states, based on percentage of registration of full paid entries by State and 45% to WFPS.

2. Legislation - Brian Weigert, WFPS delegate from Oregon is the Chairman and also is a member of the ACSM Joint Government Affairs Committee (JGAC). He is the only representative from the West, therefore represents NSPS & WFPS.

Legislation on the National level affecting the surveying profession and discussed by JGAC committee is the Brooks Bill clarification, DOD limitation of GPS signal, legislation to study Park System Boundaries, accurate Mapping of Pipelines, Global warming, highway legislation, Land Information Study, Canadian Free Trade Agreement, Dept. of Interior spending measure, legislation repealing Section 89, Fiscal year 1991 Landstat appropriation, 4 year pilot program of contracting out up to 50% by USGS, and Small Business Competitiveness Demonstration Program.

3. 1991 Budget - The 1991 Budget is outlined as follows:

Chairman	\$ 3,000.00
Chairman-Elect	100. 00
Secretary	1,000.00
Treasurer	700.00
Executive Secretary	5,500.00
Delegate Travel	2,500.00
Conference	10,000.00
Gov't Affairs Comm.	1,800.00
Total 1991 Budget	\$24,600.00

The financial status of WFPS as of January 1, 1991 is \$46,089 in the Bank of which \$37,517 is in CD's.

4. Officers- The officers for 1991 are as follows:
Chairman Charles Pearson, Oregon
Chairman Elect Sam Best, Alaska
Secretary John Abenroth, Washington
Treasurer Jerry Tippin, California
Past Chairman Chic Chichester, Colorado

5. ACSM/NSPS Relationship - At the last two WFPS BOD meetings a considerable amount of time was spent in discussion on the ACSM/NSPS relationship in regards to reorganization and the financial stability or lack thereof of ACSM. As a result WFPS prepared the following resolution at the November 4, 1990 meeting and reaffirmed its motion at the January 6, 1991 meeting:

The Board of Directors of the Western Federation of Professional Surveyors (WFPS) resolves that:

The WFPS will encourage the member associations of WFPS, and all other affiliate member Associations of ACSM, to sponsor an aggressive membership drive on behalf of the member organizations of ACSM if the following concept is adopted by the ACSM Board of Direction on November 8, 1990.

- 1) ACSM will send a ballot to the membership by the end of November, 1990 (May1, 1991) to reorganize the ACSM' Board of Direction to represent the Member Organizations on a per capita ratio of the membership of each member organization.

Each member of ACSM shall be requested to adopt an existing member organization as their primary organization for voting, and future Board of Director membership allocation.

- 2) The ACSM Directors, representing their respective member organization shall be elected by a procedure adopted by the respective member organizations.

The officers of ACSM shall be elected by the Directors from the membership of the ACSM Board of Direction.

- 3) Ballots from the ACSM membership are presented to an independent accounting firm for safe keeping and counting on December 31, 1990 (July 1, 1991).

- 4) If approved by the membership, the new ACSM Board of Direction shall be convened at the March 1991 (1992) Convention in Baltimore.

The new ACSM Board of Direction shall adopt strong fiscal guidelines to prevent future deficit spending.

The dates in are amendments as approved by NSPS and also adopted by the Great Lakes Council. The resolution was resoundingly approved NSPS.

Additionally, WFPS adopted the following policies on new member associations and invited several associations to join:

WFPS acknowledges the necessity of maintain-

WESTERN FEDERATION OF PROFESSIONAL SURVEYORS

SURVEYING PARADISE

1991

THE WESTERN FEDERATION OF PROFESSIONAL SURVEYORS IS PROUD TO ANNOUNCE ITS BIENNIAL CONFERENCE, HELD IN CONJUNCTION WITH THE CALIFORNIA (CLSA), NEVADA (NALS) AND UTAH (UCLS) ANNUAL CONFERENCES.

APRIL 23-27, 1991
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 MAUI

THIS IS EXPECTED TO BE OUR BEST CONFERENCE YET,
 SO MARK YOUR CALENDARS AND PLAN TO JOIN YOUR
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SURVEYING PARADISE

1991

WESTERN FEDERATION AND STATE PROFESSIONAL ASSOCIATION MEMBERS SHOULD BE ON THE LOOK-OUT FOR PRE-REGISTRATION FORMS TO ARRIVE IN THE MAIL IN FEBRUARY. OTHER INTERESTED PARTIES CAN RECEIVE INFORMATION BY CONTACTING:
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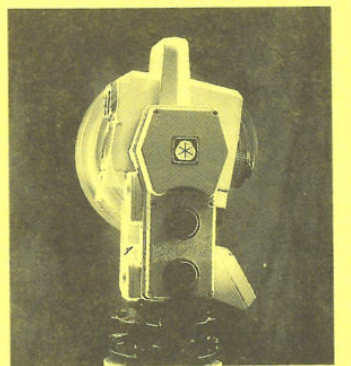
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Chapter News – Northwest

On October 15, 1990 the Northwest Chapter of P.L.S.W. met at 7:40 p.m. at the Big Horn Annex Building in Lovell. Those attending were: Dick Olson, Rick Hudson, Paul Campbell, Paul Blough, Stan & Linda Abell and Alan Cormier.

The meeting was called to order by President Dick Olson. The Chapter discussed future meeting locations, meeting topics, such as guest speakers and technical training and times. Discussed the financial short-fallings of the ACSM and the "Wyoming Resolution" that was printed in *Lines and Points*.

The meeting was adjourned by common consent.

On November 12, 1990 the Northwest Chapter of P.L.S.W. met at the office of Rick Hudson in Thermopolis. Those attending were: Harvey Copeland, Sherman Allred, Paul Campbell, Dick Olson, Stan & Linda Abell, Rick Hudson, Allen Sparks, Alan Cormier and guest speaker, Dan Christopherson.

The meeting was called to order by President Dick Olson. Stan Abell introduced the Chapters guest speaker, Mr. Dan Christopherson. Mr. Christopherson spoke on his research concerning Public Roads in Wyoming, including the Federal Right-of Way Act of 1866 and the Unlawful Inclosures Act.

Director Harvey Copeland read a letter that he received from Ted Madson wishing to conduct his seminars on the Chapter level. The Chapter felt it would be better for the State level to consider Mr. Madson's proposal.

The meeting was adjourned by common consent.

Alan B. Cormier
Secretary/Treasurer

Chapter News – South Central

South Central Chapter P.L.S.W. met January 8, 1991 at 7:30 p.m. at the office of C.E.P.I. Officers for 1991 were elected as follows;

- | | | |
|-----------------|---|----------------|
| President | – | Jim Jones |
| President Elect | – | Bill Fehringer |
| Sec./Treas. | – | Don Davis |
| Director | – | John Hibsman |

Chapter discussed quarterly meetings, fundraisers and meeting locations. Adjourned at 9:30 p.m.



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PLSW Committee Chairs

Membership	Stan Abell
Nomination and Election	Becky Braman
Standards, Ethics & Professional Practice	Herb Stoughton
Education	Ray Connin
Legislation	John Steil
Scholarship	Martin Petersen
History	Bill Braman
Corner Recordation	Harvey Copeland
GPS	John Dolinar
Handbook (Manual of Practice)	Scott Pierson



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Letter To The Editor

21 January 1991

Dear Sirs:

Noting your statement in the December 1990 issue that you do not receive much statewide correspondence, it was my thought that a letter from me would not be amiss to cover several items:

1. For our business card, I do not know where we stand on payment but another thirty dollars is enclosed. However, I would appreciate your correcting two typo errors in the add as marked on the enclosed copy.
2. A copy of L&P does not seem to come addressed to me. Am I not on the mailing list?
3. The Board of Directors meeting summary mentioned several meetings to be held but did not mention the "Boundary Law in Wyoming" seminar to be held this week in Casper and Cheyenne. A column in L&P noting seminars and meetings to be held about the state would be helpful especially if it could list chapter meeting dates. If a continuing education program is adopted, countable seminars will become more in demand.
4. You noted that the publication has been reviewed nationwide. If so, it would seem that we would need to pay more attention to proofreading for typo errors. Some noted in the December 1990 issue are marked on the enclosed pages.

Your efforts in producing the L&P is surely appreciated and I am sure thoroughly read by the members. Any way that you could have an edition quickly with pending legislation, i. e. Record of Survey, right of entry, etc.?

Very sincerely yours
Paul N. Scherbel L.S.

EDITORIAL COMMENT

The Board of Directors of PLSW recently created and adopted what has been titled *The Wyoming Resolution*. The last two issues of *Lines and Points* published copies of that resolution in addition to response letters from ACSM President Patricia Lindgren and fellow member Gunther Greulich. From those response letters, it is obvious that Wyoming is now on the map. Colorado Surveyors, as I understand, adopted a similar resolution.

At the WES Convention in Cody, Art Hipp was the guest speaker at the PLSW general membership meeting. Mr. Hipp discussed the actions of ACSM/NSPS in detail and generally concluded with two key points about the recent controversy. First, ACSM/NSPS will not dissolve or go into bankruptcy. It will probably be a struggle for a few years but, attention to fiscal management will be much more keen and the end result will probably be a stronger organization. Second, there is great benefit to all surveyors to be represented by one, unified organization. The benefits are not only a greater financial punch but also greater political clout.

Your editor observes that the flap created by Wyoming surveyors has jogged an age old problem of the Surveying Profession. When I stepped out of the woods briefly, and saw the forest, I could see surveyors talking to each other. Communicating, if you will. Some were angry, shouting and screaming at each other but, they were communicating. Washington knows where Wyoming is now and, they know that we really are interested in the surveying profession and not just chasing jack rabbits and jumping sage brush.

President Lindgen and her boards are to be congratulated for overcoming and obstacle that has existed, from your authors research, since about 1904 and probably before. It is most refreshing to see Surveyors air their dirty laundry among themselves instead of out in public. All too often surveyors grumble about each other and the problems of the profession to the uninterested laymen. The end result is a degradation of the entire profession.

The proper place to gripe and grumble is the professional society. That is what the organizations are all about. If you think Leroy Surveyor did a poor survey, tell your fellow PLSW members, not your client. *Lines and Points* is an excellent place to express your views without hurting the profession.

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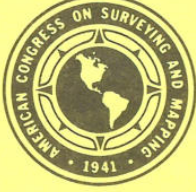
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Wyoming NAD83

Wyoming State Plane Coordinate System Projection Tables are now available through the National Geodetic Information Center, 301-443-8631. These data sell for \$10.00 per Wyoming zone.

BLM News

This letter is to inform you of official cadastral surveys in Wyoming that have been accepted from October 11, 1990, through December 31, 1990, and are now available in the Survey Records Office, Wyoming State Office, Bureau of Land Management, 2515 Warren Avenue, Cheyenne, Wyoming 82001.

The accepted surveys are listed below by township, range, meridian, and acceptance date.

<u>Township and Range</u>		<u>Meridian</u>	<u>Accepted</u>
T.46 N., R. 78 W.	Supplemental Plat	6 P.M.	12/04/1990
T.47 N., R. 78 W.	Supplemental Plat	6 P.M.	12/04/1990
T.48 N., R. 78 W.	Supplemental Plat	6 P.M.	12/04/1990
T.46 N., R. 78 W.	Dependent Resurvey	6 P.M.	12/04/1990
T.47 N., R. 78 W.	Dependent Resurvey	6 P.M.	12/04/1990
T.48 N., R. 78 W.	Dependent Resurvey	6 P.M.	12/04/1990
T.27 N., R. 118 W.	Dep. Resurvey & Surv.	6 P.M.	12/04/1990

As other surveys are completed, I will advise you of their acceptance. You may circulate this letter among the membership of the Professional Land Surveyors of Wyoming.

John Lee, BLM

P.L.S.W. 1990 Balance Sheet

<u>NO.</u>	<u>DESCRIPTION</u>	<u>BUDGETED AMT.</u>	<u>ACTUAL AMT.</u>	<u>DIFFERENCE</u>
INCOME				
1.	Savings			
2.	Dues	3,500.00	4,763.33	+1,263.33
3.	Interest	275.00	683.20	+ 408.20
4.	Miscellaneous	500.00	160.00[1]	- 340.00
	Sub-totals	\$4,275.00	\$5,606.53	+1,331.53
EXPENSES				
5.	Postage	250.00	100.00	- 150.00
6.	Copies	150.00	199.46	+ 49.46
7.	"Sideshots"[2]	1,800.00	2,455.31	+ 655.31
8.	Education seminar	400.00	500.00[3]	+ 100.00
9.	Board meetings	200.00	78.96	- 121.04
10.	Trig-Star	700.00	133.79	- 566.21
11.	"West Fed" [4]	800.00	0.00	- 800.00
12.	Miscellaneous	650.00	408.00	- 242.00
	Sub-totals	\$4,950.00	\$3,875.52	-1,074.48

BALANCES

13.	Beginning balance, 1 Jan. 1990	\$ 9,815.59	Checking, 3,032.48[5];	Savings, 6,783.11
14.	Ending balance, 31 Dec. 1990	\$11,546.60	Checking, 2,306.93;	Savings, 9,239.67[6]

NOTES

- [1] Amount collected for scholarship at WES convention, Gillette.
- [2] PLSW dropped "Sideshots" in favor of *Lines & Points* at annual meeting in Gillette; \$455.31 paid to *Sideshots* from 1989, \$2,000 paid to South Central Chapter for *Lines & Points*.
- [3] This amount represents the annual PLSW scholarship.
- [4] This category includes WFPLS, the Western Federation of Professional Land Surveyors, and ACSM/NSPS, The American Congress on Surveying and Mapping and the National Society of Professional Surveyors.
- [5] Amount shown is taken from balanced checkbook; bank statement dated 12/29/89 was 2,952.91.
- [6] Amount shown includes a transfer of \$2,000 from checking to savings on 18 June 1990, per Board of Directors. Dated this 25th day of January, 1991, at the registered office of Professional Land Surveyors of Wyoming, 419 Broadway, Thermopolis.

ADJOINING PARTIES AND THE WYOMING SURVEYOR

By Ray Connin L.S.

What responsibilities does the Land Surveyor have to the adjoining parties of a boundary survey? One part of the answer to this perplexing question can be found in Wyoming Statue 18-3-704.

(a) Whenever the location of any monument which marks the corner of any tract or tracts of land is in dispute between the owners of the adjoining lands, the monument shall be established as follows:

- (i) The county surveyor of the county in which the corner is located or any registered land surveyor employed by one of the landowners shall immediately give notice in writing to all parties interested in the establishment of the corner, giving at least thirty (30) days notice and naming a day when he will make the necessary surveys to establish or restore the corner. If written notice cannot be made upon the owners or their agents because of nonresidence, then the notice shall be published once each week for four (4) consecutive weeks in a newspaper published in the county, or if there is no newspaper published in the county then in a newspaper of general circulation published nearest such county;

- (ii) After the proper notice has been given the county surveyor or land surveyor shall on the day named in the notice proceed to reestablish or restore the corner after having determined by careful surveys and investigations that the original corner cannot be recovered or identified. He shall proceed in accordance with the surveying rules contained in the circular "Restoration of Lost or Obliterated Corners" and the "Manual of Instructions for the Surveying of Public Lands," issued by the General Land Office of the United States government. He shall firmly plant a suitable monument at the corner point or points so determined. He shall mark the same for the proper sections or tracts to which they refer and shall add a personal mark so the origin of the monument can be traced. He shall accurately take and note courses and distances referred to in the true meridian, and from the reestablished or restored points he shall record the bearing to one or more prominent objects of a permanent nature in any are in the vicinity;

- (iii) He shall make a map or plat of the survey and record a copy of it together with a copy of the field notes, applications for survey, notice to and names of interested parties and all other pertinent papers in the office of the county surveyor and county clerk in the county in which the land is located. He shall file a copy of the same papers in the public survey office, Department of the Interior, Cheyenne, Wyoming. The monument or monuments reestablished or restored shall be held to mark the

legal force and effect as stated in the original record of survey;

- (iv) Any registered land surveyor rendering service under this section is entitled to fees and other incident expenses to be collected equally from all interested parties.

Allow us to explore the contents of this statute one sub-section at a time. Paragraph (i) appears to require the surveyor to insure that all interested parties be notified in writing or by publication a month prior to the establishing or restoring a boundary corner of any tracts of land. Does this mean that a simple lot survey in which the surveyor is to set iron must be scheduled at least a month in advance? And that all adjoining land owners or their agents must be notified prior to the setting of such monuments? Within the language of the statute these actions seem to be required. Would this mean that any survey that does not meet these specifications has not adhered to the legal requirements as set out within the statute and thus is an illegal survey?

If we accept the requirements of paragraph (i) then paragraph (ii) is fairly straight forward. Although some what antiquated, with the reference for the GLO and the duplication of the procedures for restoration of lost or obliterated corners which is included within the manual, it is on point.

Paragraph (iii) appeared to be a plat recordation requirement for any survey that establishes, reestablishes or restores a boundary monument.

Finally we find that paragraph (iv) allows for the surveyor to bill all interested parties equally for these services.

While the initial version of this statute can be traced back to the original 1890 statutes it has been readdressed and in fact added to as late as the 1977 revisions. So while it is an old law it is still very much in effect and enforceable. Have the provisions of this statute been complied with during the course of a boundary survey? If not, what would be the result of a questioning the legality of a non-complying survey? And should the State Registration Board be taking action against surveyors that fail to comply with this statute?



State Registration Board Tid Bits

by Christine Turk

The next meeting of the Board of Registration for Professional Engineers and Professional Land Surveyors is scheduled for March 18, 1991, with a contested case hearing scheduled for February 25, 1991. An open invitation to attend the public portion of any scheduled Board Meeting is extended to anyone interested. If you are unable to attend but have something you wish to have discussed, you can write a letter indicating your concerns. Once the Board has an opportunity to review the matter, a reply will be forthcoming. Such correspondence should be directed to Christine Turk at the Board Office, Herschler Building, Room 4135E, Cheyenne, WY 82002.

One of the newest changes with the Board is the Continuing Education Requirement. This issue was presented and discussed at the WES Convention recently held in Cody. For those of you who were unable to attend, the Board is preparing its proposal for this new requirement to encourage, enhance and accomplish continuing education among the professionals. The Board's authority to require this is set out in W.S. 33-29-119 (h). The requirements will insure that professionals acquire additional education during each of their practicing years. Currently, the Board is proposing a requirement of fifty (50) points per year, and a total of one hundred (100) points per biennial reporting period with points generally accrued at 2 points per hour of instruction, lecture, seminar, etc. The credits will be given for continuing education activities as outlined by the Board at the recent WES Convention.

This is still in a preliminary stage, but we hope to have this accomplished by the December 31, 1991, renewal date so that we could then enforce this requirement starting at renewal time in 1992. More information will become available to the registrants as the Board finalizes this.

A reminder to all registrants that December 31, 1990, was the renewal date for half of the approximate 4,600 Wyoming registrants. Please check your pocket cards to be sure your license has not expired. It is the registrant's responsibility to notify the Board office of any address change. If you have had an address change and have forgotten to notify the Board office, you may not have received your renewal notice which was mailed in October. To avoid any further penalties, please check your expiration date now.

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are available through the Board Office. The fee schedule for these forms can be obtained by calling the office at 777-6155. Any reasonable facsimile of the form, including a xerox copy can be used. However, it must be reproduced on bond paper. If you do prefer to use the printed forms from the Board Office you may order them at any time. Copies of the Registration Statutes and the Board Rules and Regulations are also available. Contact the office for the fee schedule.

Copies of the roster listing all professional engineers and professional land surveyors registered in the State of Wyoming are available through the Board Office in both alphabetical and numerical listing. Each registrant is provided a roster at the time of his initial registration. Thereafter, rosters can be ordered at any time for a fee of \$5.00 each copy. Incidentally, the 1991 roster is expected to go to print in March.

Proposed Legislation "Right of Entry" and "Record of Surveys"

During the past several months the PLSW Legislative Committee has written position papers, obtained co-sponsors and had the two proposed bills submitted to the Legislative Service Office (LSO) for preparation and processing.

The "Surveyor-right of entry" bill was assigned number SB0145 and co-sponsored by Senators Jim Applegate (Laramie) and Jim Geringer (Platte). The bill was introduced on first reading on the Senate Floor on January 11, 1991. It was assigned to Senate Committee No. 5 "Agriculture, Public Lands & Water Resources". The committee members are: Russel Zimmer, Chairman (Goshen-Niobrara), Jim Applegate (Laramie), Robert Grieve (Carbon), Della Herbits (Sheridan) and Robert LaLonda (Teton). The committee reviewed the bill on January 24, 1991. With much opposition from the Wyoming Woolgrowers Assn., Wyoming Stockgrowers Association and the Mining Industry, the committee voted to recommend a "Do Not Pass", therefore the bill was killed in committee. The opposition felt this was a bill of convenience rather than necessity and that the Land Surveyor has a method to get onto property by Court order if needed.

The "Recording of Surveys" bill was assigned number SB0189 and co-sponsored by Senators Jim Applegate (Laramie), Jim Geringer (Platte) and Representative Carol Watson (Laramie). The bill was introduced on the Senate floor on January 15, 1991. This bill was also assigned to Senate Committee No. 5. On January 29, 1991, the committee met on the bill and recommend "Do Pass" with amendments. The vote was 5 ayes and 0 nos. The bill was not brought up for first reading by the end of the day on February 1, 1991, therefore the bill died in general file.

I recommend that PLSW meet with the State Title Association and the County Clerks Association to present our bill to answer the questions they had. At the same time hopefully get there backing.

Also, I recommend that we obtain additional sponsors from across the state and try again in 1993.

VOTE

Very soon PLSW members will be receiving ballots to vote for state officers and amendments to the by-laws. Look for the ballot and do vote.

1. Authority: Article XIII, Amendments
2. History: A petition was submitted at the Board of Directors meeting held on 8 December, 1990; said petition bearing the signatures of ten (10) members. Total membership entitled to vote at that time was shown as ninety-eight (98); thus the petition meets the requirements of Section 2 of Article XIII of the By-Laws.
3. Petition: "We, being members of Professional Land Surveyors of Wyoming, hereby petition to include the delegate to Western Federation of Professional Land Surveyors and the delegates to the National Society of Professional Surveyors (or its successor) shall be members of the PLSW Board of Directors with full voting rights."
4. Current Wording: Article V, Section 1., Number of Directors "The business and affairs of this corporation shall be organized, managed and controlled by a Board of Directors consisting of one (1) Director from each Chapter Area, as hereinafter described, in Article X, the President, the Vice President, the Secretary/Treasurer, and the immediate Past President of the corporation. The number of Directors may be increased or decreased from time to time by Amendment to these By-Laws; provided, however, that the total number of Directors shall never be less than three (3)."

Proposed Wording: (Changes shown THUS)

The business and affairs of this corporation shall be organized, managed and controlled by a Board of Directors consisting of one 1) Director from each Chapter Area, as hereinafter described, in Article X, the President, the Vice President, the Secretary/Treasurer, ~~AND~~ the immediate Past President of the corporation **AND THE DELEGATES TO WESTERN FEDERATION OF PROFESSIONAL LAND SURVEYORS AND THE GOVERNOR OF THE NATIONAL SOCIETY OF PROFESSIONAL SURVEYORS, FOR WYOMING, WHO SHALL HAVE FULL VOTING RIGHTS.** The number of Directors may be increased or decreased from time to time by Amendment to these By-Laws; provided, however, that the total number of Directors shall never be less than three (3).

6. Prepared this 10th day of January, 1991, by R.L. Hudson, Secretary-Treasurer, Professional Land Surveyors of Wyoming.

Recruite a New PLSW
Member This Month!

Position Statement Concerning Proposed By-Laws Amendment

The Board of Directors of Professional Land Surveyors of Wyoming is sending an amendment of the By-laws to the members. This amendment exists in two forms. The first form, the one approved by the Board of Directors at their December meeting, would make the PLSW representatives to Western Federation of Professional Surveyors and the Wyoming governor of National Society of Professional Surveyors **voting** members of the Board of Directors. The second form would make these three representatives members of the Board, but would not allow them voting privileges.

This amendment has been proposed to allow the people who represent PLSW at the regional and national level to attend the Board meetings and have a voice in decisions. The practice has been for several years to notify the West Fed and NSPS delegates of Board meetings since they usually have reports to present, and most of the time these delegates have attended the Board meetings. As they often suggest actions for the Board, it became apparent that their inclusion on the Board of Directors and their voting would be a logical development of their service.

Where do we get our delegates to these two national organizations? The By-laws currently say that the president "may" serve as delegate to West Fed or as governor to NSPS. However, the high expense of attending the conventions, especially NSPS/ACSM, has made quite a financial burden for delegates. Therefore, the way this has worked in practice is that the president has attended when possible, but otherwise has selected delegates for the meeting or for the year from the individuals who would be attending on their own anyway. The members may want to consider at a later date whether the West Fed delegates and NSPS governor should be elected by the members at large, with the realization that being elected would involve expenses to the delegates in the neighborhood of \$800 or more per year, after the reimbursements from PLSW.

The Board of Directors would like to see the West Fed delegates and the NSPS governor added to the Board of Directors as voting members. PLSW members will receive this amendment with their ballot for officers.

Becky J. Braman, Vice-President



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P.L.S.W. 1991 Budget

Approved by the Board of Directors, 30 January, 1991.

ITEM / CATEGORY	PROJECTED	REQUESTED	AUTHORIZED
A. INCOME			
1. General Membership dues	8,350		
2. Reserved Dues	(650)		
3. Interest	500		
4. Other Sources	0		
TOTAL	8,850		
B. COMMITTEE EXPENSES			
5. Audit - Finance		0	0
6. Membership		160	160
7. Nomination and Election		70	70
8. Standards, Ethics & Prof. Prac.		0	0
9. Education		0	0
10. Legislative		200	200
11. By-Laws		0	0
12. Professional Awards		350	350
13. Public Relations and Publications		0	0
14. Scholarship		500	500
15. History		0	0
16. Certified Land Corner Recordation		250	250
17. GPS "Supernet"		0	0
18. Handbook "Manual of Practice"		5,000	5,000
19. Tri-State Conference		-	-
SUB-TOTAL		6,530	6,530
C. NEWSLETTER <i>Lines & Points</i>			
20. South Central Chapter		2,000	2,000
SUB-TOTAL		2,000	2,000
D. DELEGATES			
21. WFPLS [Two delegates]		3,500	2,400
22. ACSM NSPS [one delegate]		800	600
SUB-TOTAL		4,300	3,000
E. BOARD OF DIRECTORS			
23. Meeting Expenses		280	280
SUB-TOTAL		280	280
F. SECRETARY TREASURER			
24. Stationery		300	300
25. Postage		200	200
26. Copies		200	200
27. Other Supplies		50	50
SUB-TOTAL		750	750
G. PRESIDENT			
28. Special		200	200
SUB-TOTAL		200	200
H. OTHER			
29. WFPLS [door prizes]		150	150
30. Chapters		120	120
SUB-TOTAL		270	270
I. TOTAL EXPENSES			13,030
J. SUMMARY			
31. Beginning balance			11,546.60
Checking, 2,306.93; Savings, 9,239.67			
32. Projected Income			8,850
33. Total Budgeted Expenses			13,030

Board of Directors'
Meeting Summary

The Board of Directors met in Cody on Wednesday, January 30, 1991, at the Holiday Inn in preparation for the annual state meeting to be held the following day. The meeting began at 3:12 P.M. and lasted until 11:45 P.M. with a break for dinner.

All chapters, Area 3 and committees were represented.

The minutes of the board meeting held on December 8 at Thermopolis were approved and the Treasurer's Report was accepted.

Committee reports were presented with all committees being represented.

A deadline of March 15 was set for payment of delinquent dues with notices being sent out to those members affected; 33 members and 25 affiliate members. At present, the 1990 membership roster shows 104 members and 30 affiliate members.

A petition will be circulated at the annual state meeting asking to amend the By-Laws regarding voting by the general membership; this results from uncertainties regarding Section 8 of Article IV.

The "right-of-entry" proposed legislation did not get out of committee but the "recording of surveys" is proceeding and may be on the floor of the senate during the time of the annual meeting tomorrow.

The possibility of scholarships," in addition to the existing \$500 one, was discussed.

The "corner recordation form" committee presented two draft versions of a revised format form.

The South Central Chapter *Lines & Points* staff presented a written report concerning the financial activities of the newsletter over the past year. While no additional money, over the 1990 amount, is needed; there is an ongoing need for editorial material from chapters and individual members.

Mention was made of the upcoming expiration of the term of the Land Surveyor member of the state board of registration and names of qualified PLSW members are being solicited.

A dinner break was taken at 7:30 P.M. with the meeting being reconvened at 8:50 P.M..

The remainder of the meeting dealt with the 1990 balance sheet, the 1991 budget, and the agenda for the annual state meeting, to be held here at the Holiday Inn beginning at 1:00 P.M.

Dated this 31st day of January, 1991.

1991 Annual State Meeting Summary

The 1991 annual state meeting of Professional Land Surveyors of Wyoming was held on Thursday afternoon, January 31st, at Cody. As in past years, the annual state meeting took place in conjunction with, and as a part of, the Wyoming Engineering Society convention. Headquarters for the convention was the Holiday Inn.

The signed attendance list showed 38 members, 6 affiliate members (including one student member) and one guest present.

The meeting was called to order by Vice-President Becky Braman who presided in the absence of President Bryce Rumph who became ill at the board meeting the evening before and was unable to attend.

The minutes of the 1990 annual state meeting were not read as they have been previously approved by the Board of Directors and are available, upon request, to any member. The Treasurer's Report, accepted at yesterday's board meeting, and titled "1990 Balance Sheet" was handed out to all members present.

Committee reports were intentionally kept brief since most are submitted in written form. Copies of written reports were available at the head table. The membership committee reported that paid 1990 membership consisted of 104 members, of which 5 are honorary members, and 30 affiliate members. The nomination and election committee reported that, due to uncertainties concerning the By-Laws, ballots will be mailed to all members, and then announced the names of the candidates and asked for nominations from the floor. Ballots will be sent out as soon as possible and will include a proposed By-Laws amendment.

The recipient of the 1990 PLSW scholarship, in the amount of \$500, is John I. Dolinar, Jr., who attends the University of Wyoming. "Ike" is a student member of PLSW and was introduced at this meeting.

The corner recordation form committee passed out copies of the draft version of the revised form it has been working on for the past year.

The "handbook" committee reported that it is nearing completion on the initial stages of that project, the printing of 250 3-ring D binders with the PLSW logo and plastic dividers.

After a short break, Art Hipp, NSPS Area 7 Director (and a member of PLSW) gave a speech concerning the activities of NSPS and ACSM and emphasized the need to continue to support those organizations.

Additional reports indicated that the Centennial Acre project resulted in 7,500 parcels being sold which was quite successful; John Hibsman briefed the membership as to the plans of *Lines & Points*, our newsletter published by the South Central Chapter; and Scott Pierson presented the report prepared by John Steil concerning the activities of "West Fed", the Western Federation of Professional Surveyors.

New business included a proposed amendment to the By-Laws whereby the delegates to WFPS and NSPS would be voting members of our Board of Directors. After a discussion, a motion was carried to offer two proposals to the membership on the mailed ballot, one providing the delegates with voting rights and the other with no voting rights.

Mention was made of the upcoming expiring term of the Professional Land Surveyor member of the State Board of Registration. Paul Scherbel, the cur-

1991 Annual Convention

Cody, WY



1991 Annual State Meeting Summary

Continued From Page 9

rent member and an Honorary Member of PLSW was in attendance and announced his desire to continue and that he has contacted the Governor regarding that matter. Becky also mentioned the qualifications that an applicant must possess which include holding registration for at least ten years, residency and being a PLS only.

A member, Bob Chilcott, presented a Wyoming Highway Department questionnaire to all attendees, regarding right-of-way markers, and explained that the WHD needs input from all members.

Ray Connin presented a matter to the membership regarding a referral to the By-Laws Committee regarding mandatory membership in state and national societies. This was in his capacity as NSPS governor from Wyoming; after lengthy discussion by the membership the matter was withdrawn.

It was stated that the Board of Directors adopted a "onetime policy" regarding delinquent dues at the board meeting on Wednesday whereby all members who pay their 1991 dues by March 15 will be considered current and that past unpaid dues, for 1989 and/or 1990, will be dropped.

The meeting, which commenced at 1:22 P.M., was adjourned at 4:21 P.M., with the understanding that another board meeting will be held the following day.

Dated this 8th day of February, 1991.

R.L. Hudson
Secretary/Treasurer



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Board of Directors' Meeting Summary

The Board of Directors met, once again, in Cody on Friday, February 1, 1991, following the annual state meeting held the preceding day. This meeting is required under the By-Laws.

The meeting was called to order at 1:45 P.M. by Vice-President Becky Braman who filled in for President Bryce Rumph.

Twelve members were in attendance and all chapters, with the exception of the Southwest Chapter, together with Area 3, were represented.

Stan Abell volunteered to chair the Teller's Committee for the upcoming election with ballots being returned to him at P.O. Box 36 in Worland.

The proposed By-Laws amendment will appear on the ballot as 1) For, with voting, 2) For, without voting, and 3) Against. Becky will write an article for *Lines & Points* mentioning the ballot and discussing the proposed amendment. Ballots will be mailed to all members and a deadline will be set for return.

Harvey Copeland reported that he had visited the Park County Clerk in the company of Paul Scherbel concerning the corner recordation files earlier in the day at the Court House.

Education committee chairman Ray Connin mentioned his ideas concerning seminars and workshops with Trimble Navigation being mentioned by name as a possibility.

Becky will write a letter to the governor mentioning names of PLSW members as potential appointees to the state board.

Harvey expressed concerns from persons attending the WES convention in regard to publication of an advance program. A general discussion took place regarding this and other convention matters. No formal action was presented but it was the consensus of the board that any individual could attend the Wyoming Engineering Society business meeting to be held at 3:30 on Saturday afternoon.

During this board meeting, and at the board meeting held on Wednesday, motions were made and carried for three new Honorary Members. As a courtesy to those individuals, their names will not be released until they have been personally notified. At that time they will be recognized in our newsletter *Lines & Points*.

The motion to adjourn was carried by unanimous vote at 2:46 P.M. Dated this 8th day of February, 1991.

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