

BEFORE THE INDIANA STATE  
BOARD OF REGISTRATION FOR  
LAND SURVEYORS  
CAUSE NO.: SBRLS 93-22

STATE OF INDIANA )  
)  
Petitioner, )  
)  
v. )  
)  
TIMOTHY F. OWENS, )  
License No. LS80040242, )  
)  
Respondent. )

**FILED**  
**FEB 16 2001**  
**IPLA**

**ORDER MODIFYING AND CORRECTING JANUARY 23, 2001, ORDER**

On January 23, 2001, the Board issued an Order subsequent to the hearing on the Board's Order to Show Cause. The Board being duly advised hereby modifies and corrects said order so that it reads as follows:

Findings of Fact

1. This matter is before the Board on the Board's Order to Show Cause dated September 1, 2000.
2. By its Final Order dated February 21, 1996, as modified by the Board's Findings of Fact, Conclusions of Law and Order issued on June 25, 1996, and an Order issued on February 8, 1999, the Board placed the Respondent's license on probation status. Under the terms of the probation, the Respondent was to submit copies of his surveys to the Board on a monthly basis. These surveys do not comply with 865 IAC 1-12 in many ways.
3. The Respondent fails to discuss the cause and amount of uncertainty in the lines and corners that he finds or establishes as required under 865 IAC 1-12-12(a)(1).

4. The Respondent fails to show angles or bearings as required under 865 IAC 1-12-13(4).
5. The Respondent fails to show all pertinent dimensions as required under 865 IAC 1-12-13(5).
6. The Respondent fails to show sufficient data to clearly indicate his theory of location as required under 865 IAC 1-12-13(15).
7. The Respondent fails to show measurements with the number of significant figures representative of the precision of the work as required under 865 IAC 1-12-7(b)(3).
8. The Respondent failed to show adjoining parcels on all surveys as required under 865 IAC 1-12-13(11).

#### Conclusions of Law

1. The Respondent is subject to the imposition of further sanctions under the terms of his probation.
2. Further sanctions are appropriate due to these findings and because Respondent failed to comply with 865 IAC 1-12 despite numerous appearances before this Board.

#### Order

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. The Respondent's license to practice land surveying in the State of Indiana, License number LS80040242, is permanently revoked.
2. The revocation of the Respondent's license to practice land surveying in the State of Indiana is temporarily stayed until September 30, 2003. The Board will

permanently stay the permanent revocation of the Respondent's license if he does both the following:

A. He completes nine semester credit hours in three of the following four subjects with a grade of C or better in each class:

1. Boundary Surveys and Legal Principles
2. Land Survey Systems
3. Property Descriptions Analysis
4. Survey Law

B. He takes and passes Part IIB of the land surveyor examination as described in 865 IAC 1-4-3.

3. The Respondent remains on indefinite probation with the following terms and conditions:

A. The Respondent is prohibited from performing original surveys and from performing retracement or record document surveys.

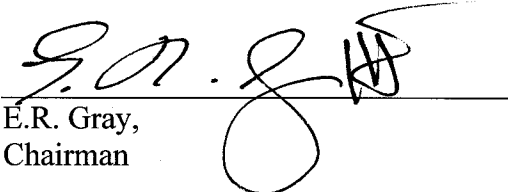
B. The Respondent must obtain the education as provided for in Paragraph 2A of this Order.

C. All other terms and conditions of the Respondent's probation as stated in the Board's February 8, 1999, Order remain in effect.

4. The Respondent's obligation to pay the \$3000 civil penalty in installments of not less than \$50 each month as stated in the Board's July 10, 1998 Order remains in effect.

ISSUED this 16th day of February, 2001.

STATE BOARD OF REGISTRATION  
FOR LAND SURVEYORS

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Chairman

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