

NEBRASKA STATE BOARD OF EXAMINERS FOR LAND SURVEYORS

July 23, 2026

The Nebraska Board of Examiners for Land Surveyors (Board) convened at 9:01 a.m. at 555 N. Cotner Blvd., Lower Level, Lincoln, NE, with the following members present:

Thomas A. Tremel, Chairperson (Chair)
Mary L. Pro, Vice Chairperson
Virlyn S. Bolte
Jeremy D. Feusner
Dennis L. Whitfield

Casey Sherlock, Ex Officio Secretary of the Examining Board (Secretary)

Others present:
Jonas Collier, Colorado
Andrea Weishaubt, Kansas
Ben Kinnison, NE Attorney General's Office, Lincoln, NE
Jerry Penry, Deputy State Surveyor
Gerri Monahan, Admin. Asst.

Public notice of this meeting was given by publication in the *Lincoln Journal Star* on July 10, 2026.

The Chair stated that this meeting was being held in compliance with the updated Nebraska Open Meetings Act (Act) and that a current copy of the Act was available on the table.

All items were voted on by roll call.

Pro moved and Bolte seconded to approve the June 23, 2026, NBELS Board meeting minutes as presented.

Voting Aye: Feusner, Pro, Tremel, Whitfield, Bolte.

Motion carried.

Feusner moved and Pro seconded that the NBELS June expense vouchers be approved:

Bolte, Virlyn, June Board meeting mileage	100.05
DAS Materiel, May postage	4.47
Feusner, Jeremy, June Board meeting mileage	174.00
J.P. Cook Co. seal and freight	40.50
Lincoln Journal Star, June meeting notice	10.28
SAAS Subscription fees, 6 months	29.94
Tremel, Thomas, June Board meeting mileage	117.45
Whitfield, Denny, June Board meeting mileage	<u>72.50</u>

June Total \$549.19

Voting Aye: Pro, Tremel, Whitfield, Bolte, Feusner.

Motion carried.

Bolte moved and Pro seconded that the Board go into closed session at 9:05 a.m. with Sherlock, Penry, Monahan, and the reciprocity applicant present to conduct the reciprocity applicant interview and to prevent needless injury to a person's reputation, as such person/s has not requested a public meeting.

Voting Aye: Tremel, Whitfield, Bolte, Feusner, Pro.

Motion carried.

The Chair stated that the discussion in the closed session would be limited to the interview with a reciprocity exam applicant.

Feusner moved and Pro seconded that the Board return to open session at 9:41 a.m.

Voting Aye: Whitfield, Bolte, Feusner, Pro, Tremel.

Motion carried.

The Chair stated that no subject matter other than the reciprocity exam applicant interview was discussed in the closed session.

AAG Kinnison arrived at 9:35 a.m. to assist the Board with complaints and other agenda items.

Bolte moved and Pro seconded that the Board go into closed session at 9:42 a.m. with Sherlock, Penry, Monahan, and Kinnison present to discuss Complaints 24-3, 26-1, 26-2, 26-3, and 26-5 and to prevent needless injury to a person's reputation, as such person/s has not requested a public meeting.

Voting Aye: Bolte, Feusner, Pro, Tremel, Whitfield.

Motion carried.

The Chair stated that discussion in the closed session would be limited to Complaints 24-3, 26-1, 26-2, 26-3, and 26-5.

Pro moved and Bolte seconded that the Board return to open session at 10:37 a.m.

Voting Aye: Feusner, Pro, Tremel, Whitfield, Bolte.

Motion carried.

The Chair stated that no subject matter other than Complaints 24-3, 26-1, 26-2, 26-3, and 26-5 was discussed in the closed session.

Pro moved and Bolte seconded that the Secretary send a letter to the PLS requesting an update on the timeline to complete the revisions in Complaint 25-1 and report back before the next Board meeting.

Voting Aye: Pro, Tremel, Whitfield, Bolte, Feusner.

Motion carried.

Feusner moved and Pro seconded to authorize Sherlock and Assistant Attorney General Kinnison to offer a revised settlement agreement, as discussed in closed session, to the legal counsel representing the PLS regarding Complaint 26-3.

Voting Aye: Tremel, Whitfield, Bolte, Feusner, Pro.

Motion carried.

Feusner moved and Pro seconded that the Secretary send a letter to the person in Complaint 26-5 that the Board has reasonable suspicion that he/she has violated the Land Surveyors Regulation Act by performing land surveying without a license. Also, for the Secretary to send a letter to the complainant that the statute of limitations has run out and that Complaint 26-5 is closed.

Voting Aye: Whitfield, Bolte, Feusner, Tremel.

Voting Nay: Pro.

Motion carried.

Bolte moved and Feusner seconded that the Board go into closed session at 10:54 a.m. with Sherlock, Penry, Monahan, and Kinnison present to discuss land surveying practices, minimum standards, and land surveyor performance to prevent needless injury to a person's reputation, as such person/s has not requested a public meeting.

Voting Aye: Bolte, Feusner, Pro, Tremel, Whitfield.

Motion carried.

The Chair stated that discussion in the closed session would be limited to land surveying practices, minimum standards, and land surveyor performance.

Bolte moved and Pro seconded that the Board return to open session at 11:17 a.m.

Voting Aye: Feusner, Pro, Tremel, Whitfield, Bolte.

Motion carried.

The Chair stated that no subject matter other than land surveying practices, minimum standards, and land surveyor performance, land surveying practices, minimum standards, and land surveyor performance was discussed in the closed session.

Feusner moved and Bolte seconded that the Secretary send a letter to the PLS to work with the Professional Surveyors Association of Nebraska (PSAN) and Southeast Nebraska Land Surveyor Association (SENLSA) for a consensus regarding location improvement surveys and report recommendations back to the Board.

Voting Aye: Pro, Tremel, Whitfield, Bolte, Feusner.

Motion carried.

Feusner moved and Pro seconded that the Secretary send PLS 621 a letter that, after reviewing revised surveys previously discussed, the issue is now closed.

Voting Aye: Tremel, Whitfield, Bolte, Feusner, Pro.

Motion carried.

AAG Kinnison was dismissed at 11:20 a.m.

The Board discussed changes to Certificates of Authorization (COAs) received since June 23, 2026.

The Board took a recess from 11:26 a.m. to 12:29 p.m. The meeting reconvened following the recess, and the Board proceeded with the next item on the agenda.

Pro moved and Bolte seconded that the Board go into closed session at 12:30 p.m. with Sherlock, Penry, and Monahan present to discuss applications: Class 1 – Land Surveyor Application, Class 2 – Reciprocity Land Surveyor Application, Class 2 – Reciprocity Land Surveyor Registration, and Class 3 – Surveyor-in-Training Application and Certification and to prevent needless injury to the reputation of a person, and as such a person/s has not requested a public meeting.

Voting Aye: Whitfield, Bolte, Feusner, Pro, Tremel.

Motion carried.

The Chair stated that discussion in the closed session would be limited to applications: Class 1 – Land Surveyor Application, Class 2 – Reciprocity Land Surveyor Application, Class 2 – Reciprocity Land Surveyor Registration, and Class 3 – Surveyor-in-Training Application and Certification.

Bolte moved and Pro seconded that the Board return to open session at 12:52 p.m.

Voting Aye: Bolte, Feusner, Pro, Tremel, Whitfield.

Motion carried.

The Chair stated that no subject matter other than applications: Class 1 – Land Surveyor Application, Class 2 – Reciprocity Land Surveyor Application, Class 2 – Reciprocity Land Surveyor Registration, and Class 3 – Surveyor-in-Training Application and Certification was discussed in the closed session.

Bolte moved and Pro seconded that the Class 1 application of Jeffrey J. Gute for a Nebraska Professional Land Surveyor License be approved. As he has passed the Principles and Practice of Surveying (PS) on July 26, 2024, he is required to appear before the Secretary of the Board for the Nebraska State Specific Land Surveyor retake examination and before the Board for an interview.

Voting Aye: Feusner, Pro, Tremel, Whitfield, Bolte.

Motion carried.

Feusner moved and Bolte seconded that the Class 2 application of Bradley Robert Wisted for a Nebraska Professional Land Surveyor License by reciprocity from North Dakota be approved and that he be required to appear before the Secretary of the Board for the Nebraska State Specific Land Surveyor examination and appear before the Board for an interview.

Voting Aye: Pro, Tremel, Whitfield, Bolte, Feusner.

Motion carried.

Pro moved and Feusner seconded that the Class 2 application of Jacob M. Backowski for a Nebraska Professional Land Surveyor License by reciprocity from Arkansas be approved and that he be required to appear before the Secretary of the Board for the Nebraska State Specific Land Surveyor examination and appear before the Board for an interview.

Voting Aye: Tremel, Whitfield, Bolte, Feusner, Pro.

Motion carried.

Bolte moved and Pro seconded that the Class 2 application of Jerry Froese for a Nebraska Professional Land Surveyor License by reciprocity from Kansas be approved, and that he be required to appear before the Secretary of the Board for the Nebraska State Specific Land Surveyor examination and appear before the Board for an interview.

Voting Aye: Bolte, Feusner, Pro, Tremel.

Voting Nay: Whitfield.

Motion carried..

Feusner moved and Bolte seconded that since Andrea Weishaubt passed the Nebraska reciprocity examination on July 22, 2026, and has completed the requirements for Class 2 land surveyor registration in Nebraska, by reciprocity from Kansas, and that upon a \$100.00 registration fee, she be granted registration dated July 23, 2026, under Certificate No. 881.

Voting Aye: Bolte, Feusner, Pro, Tremel, Whitfield.

Motion carried.

Pro moved and Feusner seconded that since Jonas Collier passed the Nebraska reciprocity examination on July 22, 2026, and has completed the requirements for Class 2 land surveyor registration in Nebraska, by reciprocity from Colorado, and that upon a \$100.00 registration fee, he be granted registration dated July 23, 2026, under Certificate No. 882.

Voting Aye: Feusner, Pro, Tremel, Whitfield, Bolte.

Motion carried.

Bolte moved and Pro seconded that the Class 3 application of John A. Copland for Certification as a Surveyor-in-Training (SIT) be approved and that since he has demonstrated a knowledge of surveying fundamentals by passing the NCEES Fundamentals of Surveying (FS) examination on June 30, 2026, and upon receipt of the SIT Certification fee for \$20.00, he be granted SIT registration dated July 23, 2026 under Certificate No. 320.

Voting Aye: Pro, Tremel, Whitfield, Bolte, Feusner.

Motion carried.

The Board's decision to approve or not approve applicants is based upon the results of the take-home questionnaire, examination, interview, and application as a whole. The Board reviews for an adequate demonstration of the level of knowledge of the Public Land Survey System (PLSS) and Nebraska surveying statutes necessary to approve applicants.

The Board is scheduling the Nebraska State Specific land surveyor exam for the day before a Board meeting and interviewing candidates the following day at the Board meeting.

Before formally filing surveys in the Nebraska State Survey Records Repository, newly licensed professional land surveyors are asked to email their first five Nebraska surveys, in PDF form, to the Nebraska State Surveyor. This is a courtesy service to help licensed land surveyors get started in the right direction with the potential unique situations that may arise when surveying in the State of Nebraska.

The upcoming National Council of Examiners for Engineering and Surveying (NCEES) annual meeting in Henderson, NV, was briefly discussed.

The Secretary spoke about the Governor's Restraining Spending in State Government for FY 26-27 through 28-29. The Governor is ordering all agencies, boards, and commissions to exercise additional fiscal restraint. This includes restraint in travel, hiring, membership dues, technology upgrades, and equipment purchases. The State Budget Division is directed to provide monthly allotments in amounts reduced by not less than five percent in aggregate in FY 2026-27.

The Sixth-Ninth Annual Report of the Nebraska State Board of Examiners for Land Surveyors is being finalized.

The next NBELS Board meeting will be held on September 3, 2026, at 9:00 a.m. at 555 N. Cotner Blvd., in the Lower Level Conference Room, Lincoln, NE.

Pro moved and Feusner seconded that the NBELS meeting be adjourned at 1:31 p.m.

All in favor.

Motion carried.

Casey C. Sherlock, Ex Officio Secretary
NE Board of Examiners for Land Surveyors

The mission of the State Board of Examiners for Land Surveyors is to enforce and administer the laws relating to the regulation of land surveying through licensing in Nebraska and to ensure the quality of land surveying in Nebraska for the protection of the public.

Attached – signed Settlement Agreement with PLS 306

BOARD OF EXAMINERS FOR LAND SURVEYORS

CASEY C. SHERLOCK
Secretary

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SETTLEMENT AGREEMENT

THIS AGREEMENT (Settlement Agreement) made this 1ST day of JULY, 2026, by and between the Nebraska Board of Examiners for Land Surveyors (Board) and licensed professional land surveyor Clarence Roger Carrell, PLS 306 (Carrell), referred to collectively as the "Parties".

WHEREAS Complaint 24-3 (the complaint) was made by a professional land surveyor against Carrell for performing surveys which did not comply with the standards of practice for land surveying and are in violation of the Minimum Standards for Land Surveys in the State of Nebraska; and

WHEREAS the parties entered into a Settlement Agreement on February 24, 2025, to resolve issues between the Board and Carrell resulting from the complaint; and

WHEREAS, under section one of said Settlement Agreement, Carrell agreed to serve a 12-month probationary period; and

WHEREAS the Board reviewed and investigated surveys performed by Carrell during this probationary period and found probable cause that many surveys continue to violate the standards of practice for land surveying and violate the Minimum Standards for Land Surveys in the State of Nebraska; therefore

IN CONSIDERATION of this compliance issue for continued violations of the standards of practice for land surveying and violations of the Minimum Standards for Land Surveys in the State of Nebraska by Carrell while on probation, Carrell's admission of violating said standards, and to resolve this compliance issue between the Board and Carrell, the Parties hereby stipulate and agree as follows:

1. Carrell agrees to serve a license suspension of Thirty (30) days commencing immediately upon signing this agreement.
2. Carrell agrees to pay a fine in the amount of \$2,000, to be paid in full by Carrell upon signing this agreement.

BOARD OF EXAMINERS FOR LAND SURVEYORS

CASEY C. SHERLOCK

Secretary

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3. Carrell agrees to serve a probationary period of Twelve (12) Months commencing at the end of the license suspension.
4. The Board agrees to close this compliance issue, without further action.
5. Carrell agrees and understands that if he is found to commit any further violation of the standards of practice for land surveying, The Land Surveyors Regulation Act, or the Minimum Standards for Land Surveyors in the State of Nebraska during his probationary period, or after the expiration of his probationary period, the Board may weigh the matters referenced in this Agreement in imposing any subsequent penalty against Carrell for separate offences. A subsequent disciplinary action may include a revocation of Carrell's license.
6. The Parties both acknowledge and represent that:
 - a. Each Party has read this Settlement Agreement in its entirety and fully understands all of its terms and conditions and the ramifications and consequences thereof;
 - b. Each Party consents to the terms of this Settlement Agreement;
 - c. Each Party has been given the opportunity to consult with legal counsel prior to executing this Settlement Agreement and Mutual Release;
 - d. Each Party agrees that the terms and provisions of this Settlement Agreement are contractual and not merely recitals;
 - e. Each Party has freely and voluntarily signed this Settlement Agreement;
 - f. Each Party agrees that this Settlement Agreement shall constitute the entire agreement between the Parties. No other statement, promise, or agreement, either written or oral, made by any Party or agents of any Party, that is not contained in this written Settlement Agreement, will be enforceable;
 - g. If any one or more of the provisions of this Settlement Agreement is found to be invalid, illegal, or unenforceable under any state or federal law or authority, the remainder of this Settlement Agreement shall remain in full force and effect and binding upon the Parties. Further, any provision found to be invalid, illegal, or unenforceable shall be deemed, without further action on the part of the Parties to this Settlement Agreement to be modified, amended, and/or limited to the minimum extent necessary to render such clauses and/or provisions valid and enforceable; and

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Secretary

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- h. This Settlement Agreement shall be governed by and construed in accordance with the laws of the State of Nebraska. The Parties agree that any Claim, suit, or other proceeding arising under or related to the enforcement of this Settlement Agreement shall be brought in the District Court for Lancaster County in Lincoln, Nebraska.

Signed this 1st day of July, 2026.

By: Clarence Roger Carrell
Clarence Roger Carrell

Signed this 23 day of July, 2026.

By: Jeremy D. Feusner
Jeremy D. Feusner, Chairperson of the Board