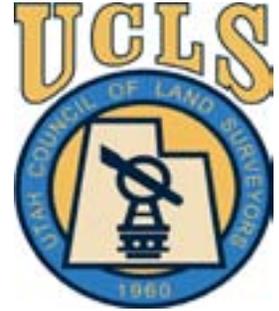
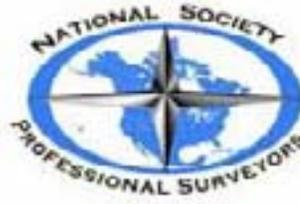


# The UCLS Newsletter



Volume 4 Issue 13

June 2016

## Where and/or What is it?



This unique pipe assembly no longer exists, however it had a specific purpose, in a specific location, and at a specific time. Be the first to correctly identify the location and purpose of this special "art-work" and you will be eligible for a free lunch at your next chapter meeting.

Answers may be

emailed to Susan at [srmerrill@ucls.org](mailto:srmerrill@ucls.org). The earliest date and time of response will determine the winner.

**In this issue:** We welcome another summer and offer a few suggestions to keep you safe. We also provide some ideas to improve your computer skills. Are you aware of the Utah Code changes and their effect on the Filing Act? Additionally, have you ever wondered about the state-specific exam questions? Dennis Mouland gives us humorous examples to ponder.

For those of us whom do Housing & Urban Development (HUD) surveys, be aware that their requirements have recently changed. UCLS member Max Peterson contributed an interesting article on a unique piece of real estate in New York City.

Finally, the North Arrow matching game will challenge you and another Dastardly Deed should entertain you.

We invite you to share charismatic photos of yourself and/or a coworker, panoramic images of Utah's scenic wonders, or pictures of survey related tools and equipment. Additionally, we need interesting and unique descriptions or survey related stories to share with our membership. Remember, if you do not participate you have no right to complain. Please let us know your thoughts, recommendations, suggestions, or complaints.

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**"Ah, summer, what power you  
have to make us suffer - and  
like it."  
-Russel Baker**

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### Summer is here

The heat is on and the switch has been flipped. Utah has transformed to summer.

As the days heat up, so will the pace of work and the length of days. As you all head into your busy season please remember to address one of them most important aspects of our business; SAFETY.

Make it a habit to remind your field crews and yourself about all the danger we face in the field and workplace. Tragedy does not give warning and strikes in a split second.

With the presence of all the mobile devices, people are more distracted. Drivers are not paying attention, as they should be. With our GPS and robotic instruments, we find ourselves working alone more often and probably a little more distracted as well. We need to adjust our work habits and be more vigilant about watching for these dangers. Don't let the pressure to perform and produce take your focus off being safe. Also, remember to replace last year's safety vests. One season in the sun, rain, and dirt reduces your bright visible safety gear to roadside camouflage. Do not just get new gear; get rid of the old stuff. The old, faded, and dirty safety gear has no place in a work truck.



After the long cold winter we need to double check our First Aid Kits, restock the consumable and replace anything with an expiration date. Other things not usually found in the First Aid Kit need attention too. Make sure you are fully stocked on quality bug juice and sunscreen. Moreover, Use it Regularly!

Have the gnats swarming around your head ever driven you buggy and had you doing the loony dance? Did you know that vanilla scent will keep them away? I found that vanilla scented lotion works well and can last all day. It also makes you smell sweet for the other person riding in your truck.

Talk about Safety ... Words become Actions and Actions becomes Habits.

A few slogans to remember...

- If your humor is gone your day has been too long
- Be alert don't get HURT
- Don't be a fool use the right tool.
- Roses are red, violets are blue, put safety first, or the MAN is coming for you.



NSPS has received a response from the National Association of Realtors to the recent letters sent to them regarding a requested addition to NAR's *Code of Ethics and Standards of Practice*. The requested language is similar to current language therein associated with legal practice. NSPS is *requesting from state societies examples of instances* in which Realtors have created problems for buyers and/or sellers by improperly making statements about matters of survey. We greatly appreciate any such examples your association can provide. Please send them to me, [curtis.sumner@nsps.us.com](mailto:curtis.sumner@nsps.us.com)

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## Keyboard Shortcuts

Mastering just a few of these essential shortcuts can drastically increase both your productivity and the pace at which you work. Check out these important PC and Mac shortcuts that you absolutely need to know.

*For PC users*

### Delete with confidence

Backspace can be both your friend and your enemy. Deleting a word or two is no problem, but anything longer may turn a simple deletion into an arcade-style game of stop the cursor before it erases the whole paragraph.

**Ctrl + backspace** allows you to delete entire words at a time, or a whole sentence in no time.

### S.O.S.

From time to time programs crash, lag, and freeze. You can avoid having to shut down your machine and call IT to recover documents with this three-button combo.

**Ctrl + Shift + Escape** will open your computer's Task Manager, allowing you to terminate the problem program and continue uninterrupted.

### Learn to Quick-Pick

Alternating between different programs? Don't let your mouse slow you down. This game changing shortcut allows you to seamlessly work across all of your essential programs without having to lift your hands.

Holding **Alt + Tab** brings up the index of currently opened programs, and pressing Tab again allows you to cycle between them.

### Dude, where's my desktop?

When your work day is firing on all cylinders, you might have more than a few different windows open on your machine. Need easy access to a file that's currently on your desktop? Don't break your flow minimizing.

**Win + D** is a shortcut for you to quickly clear your screen and grab what you need.

### Oh, snap!

This is my favorite tool for doing research, writing, or any other time I'm simultaneously working in different windows. **WIN + left/right arrow keys** makes the currently selected window "snap" to one half of the screen or the other. Apply left and right positioning to two windows and enjoy a perfect split screen setup.

*On your OS X*

### Find it faster

Spotlight helps you quickly locate files, apps, documents, and more. You can add to the speed at which you search with this simple Spotlight shortcut. **CMD Spacebar** makes finding files far less tedious, and the additional functions - dictionary, currency conversions, Wikipedia articles, and more - make this smart search function an invaluable tool for power users.

### Snap a section

Screen shots are a frequently used feature for many mac users. Sometimes though, be they nefarious or accuracy-related reasons, you'd rather not capture your *entire* screen. **CMD + 4** allows you to easily select the section of your screen you want captured with a simple drag of your mouse.

### Say What?

With over 1,000,000 words in the English language, there's a chance you might run across one that you don't know. **CMD+Ctrl+D** will bring up the definition of a word you've highlighted, helping you to understand the context, so you can continue your work indefatigably.

### Four-for-one in Finder

Corporate file servers being what they are, it's possible to spend inordinate amount of time just looking for the right file. Be more productive by staying on the keyboard.

**CMD+F** opens the Finder, and the arrow keys get you from folder to folder

**CMD+O** opens a selected item

**CMD+I** will show its meta-info, and the space bar will even give you a visual preview of it.

**CMD+1, 2, 3 or 4** lets you toggle between Finder views.

### Keep it secret

Sometimes you need to keep prying eyes off your screen. Here's a quick way to minimize your risk. **CMD+W** a great keystroke to remember if the boss walks by and you want to hide that top-secret, game-changing market analysis you've been working on (or anything else).

## State Code Amendments - 2016 General Session

[Index](#)

[Title 17](#)

[Chapter 23](#)

**Section 10**

**Utah Code**

**Counties**

**County Surveyor**

Map of boundary survey - Procedure for filing - Contents - Marking of monuments - Record of corner changes - Penalties

(2)

(a)

(i) Each land surveyor making a boundary survey of lands within this state to establish or reestablish a boundary line or to obtain data for constructing a map or plat showing a boundary line shall file map of the survey that meets the requirements of this section with the county surveyor or designated office within 90 days of the establishment or reestablishment of a boundary

(ii) A land surveyor who fails to file a map of the survey as required by subsection (2)(a)(i) is guilty of an **infraction**.

(iii) Each failure to file a map of the survey as required by Subsection (2)(a)(i) is a separate violation.

**Section 15**

Removal, destruction, or defacement of monuments or corners as misdemeanor - Costs

(1)

No person shall willfully or negligently remove, destroy, or deface any government survey monument, corner, or witness corner.

(2)

Any person who violates this section is guilty of an **infraction** and is additionally responsible for:

(a) the costs of any necessary legal action; and

(b) the costs of reestablishing the survey monument, corner, or witness corner

### NOTES:

**76-3-205** Classification of Offenses

(1) Infractions are not classified

(2) Any offense which is an infraction within this code is expressly designated and any offense defined outside this code which is not designated as a felony or misdemeanor and for which no penalty is specified is an infraction

**76-3-205** Infraction Conviction - Fine, Forfeiture, and Disqualification.

(1) A person convicted of an infraction may not be imprisoned but may be subject to a fine, forfeiture, and disqualification, or any combination.

(2) Whenever a person is convicted of an infraction and no punishment is specified, the person may be fined as for a class C misdemeanor.

### April Who Is It?



Shaun Corey was the first member who recognized the photo of Russell McReavy. Russ recently retired as a party chief from the office of the Salt Lake County Surveyor, where he was employed for over thirty-eight years. Russ's primary responsibility was maintaining the surveyor control and preservation of monuments in Salt Lake County. The UCLS congratulates Russ and wishes him success in his future endeavors.

Please let us know if you have an employee or co-worker who should be recognized.



Having taken and passed the national LS exam in 1978, I was then introduced to four state exams. I started to notice a pattern of useless questions being asked of the potential licensee. And in discussions with many of you throughout the United States I find that you too are experiencing this same phenomenon. While this column is generally humor-based, I am dead serious about this topic.

It seems to me the state-specific exam is like the last chance society has to be protected from someone who really should not get a license. To arrive at this point means you have passed all the rest of the scrutiny the state board could muster. It's like the last hoop through which one must jump. And it is in this regard that I would think the very limited time given (one or two hours in most states) should be used on important issues. The now truly "national exam" has been further diluted so as to apply in any state.

Yet, I have been asked three times this earth-shattering question: "How many members are there on the state board?" And one test asked me to tell how many years the public member of the board was to serve. Someone believed that if I did not have critical knowledge of these vital details, I should not be an LS.

Hmmmm. Might there have been a better use of this question time? Like some specific state law that means something for the surveyor and how his or her work affects society? This is roughly equivalent to asking the barbers how many teeth are on the standard comb. Not really relevant.

Another question often asked is: "Is this state on a transverse Mercator state plane coordinate system or a Lambert grid?" Rather than ask you to calculate a problem using it, I've only been asked what system is used. Not very in-depth, I'd say.

I have also discovered that many state exams are loaded with personal preferences and even vendettas by their authors. When I took the Arizona exam there was a question that read: "Explain the Bowditch Rule." Now I had never heard of this, so obviously missed the question. It was a favorite question to ask by the university professor who used to write the state exam. For those of you unfamiliar with this dynamic piece of information, you could only know it to be the compass rule if you had the secret decoder ring. Seems you had to take this professor's test prep class to get this secret decoder ring information.

Many of you have complained to me about similar little games played in your state exams, ranging from the trivial pursuit type question, to the ones answerable only if you bought the book written by the exam author. I wonder if sometimes we have lost our way regarding the purpose of the exam. It is to genuinely test the applicant, not to make the author look smart or clever.

And speaking of clever, my California exam asked me about a rodman who held the level rod 12 degrees and 14 minutes out of plumb. It gave me other information and wanted to see if I knew some basic trigonometry. I was terribly disappointed when I discovered the multiple-choice answers did not include:

- a. Train him to rock the rod
- b. Fire him immediately

And how do we know it was exactly 12 degrees and 14 minutes out of plumb, anyway? That's a better question to ask. Do plastic field-protractors come with a vernier or something?

The bottom line: For those of you who write or contribute to state-specific exams, this process needs to be greatly professionalized. It needs to weigh the limited time to test with the extremely important subjects to ask, and make sure those limited exams are worth it. Avoid trivia, pet peeves or irrelevant fodder. Surely your state statutes and case law contain enough critical information that it would be more than enough to fill the exam.

By the way, what color seats do the board members sit on when evaluating initial applications? I always wondered.

Dennis J. Mouland is a registered professional surveyor in Arizona, New Mexico and Colorado, and serves as the national cadastral training coordinator for the Bureau of Land Management at its National Training Center in Phoenix.

## HUD Survey Instructions and Surveyor's Report

U.S. Department of Housing  
and Urban Development  
Office of Housing

OMB Approval No. 2502-0598  
(Exp. 06/30/2017)

Public Reporting Burden for this collection of information is estimated to average 0.5 hour per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Reports Management Officer, Office of Information Policies and Systems, U.S. Department of Housing and Urban Development, Washington, DC 20410-3600 and to the Office of Management and Budget, Paperwork Reduction Project (2502-0468), Washington, DC 20503. Do not send this completed form to either of the above addresses.

**This survey** is to be used in a multifamily housing loan transaction submitted to HUD.

### Its uses will include:

- Land title recordation (all cases).  
 Site grading plan preparation (item 1 below).  
 Plot plan design/redesign (item 2 below).

### Special Project Features:

- Condominium/Air-rights, and/or  
 Other: (Specify)

**Standards of Performance:** In every instance the survey and map(s) and/or plat(s) must be made in accordance with the requirements for an "ALTA/NSPS Land Title Survey" and in compliance with the:

- 2016 Minimum Standard Detail Requirements for ALTA/NSPS Land Title Surveys, jointly established and adapted by the American Land Title Association and the National Society of Professional Surveyors;
- Table A, Optional Survey Responsibilities and Specifications, thereof, items 1, 2, 3, 4, 6a, 6b, 7a, 8, 9, 10a, 10b, 11, 12, 13, 16, 17, 18, and 19;
- And the following requirements as applicable:

1. **Site Grading Involved:** Comply with table A, item 5. Contours may not exceed 1-foot vertical intervals, except that 2-foot and 5-foot vertical intervals may be used where the mean site gradient exceeds 5 percent and 10 percent respectively. Where curbs and/ or gutters exist, show top of curb and flow line elevations.

2. **Plot Plan Design/Redesign Involved:** Comply with Table A, Item 6.

3. **Condominium/Air-rights Involved:** The surveyor must provide a survey made in accordance with any Property Jurisdiction requirements or, in the absence of such requirements, professionally recognized standards.

4. **Flood Hazard Involved:** Where any portion of the site is subject to flood hazard, show the 100-year return frequency flood hazard elevation and flood zone for all projects plus the 500 year return frequency flood hazard elevation and flood zone for Section 811 housing program. For existing projects show the site elevation at the building entrances, lowest habitable finished floor, and basement for each primary building, and the vehicular parking area that serves each primary building. Take return frequency flood hazard elevations from the applicable Federal Flood Insurance Rate Map. Where such is not available, take the elevations from available state or local equivalent data, or when not available, work in conjunction with owner's engineer.

5. **Blanket Easement Involved.** Show on the map/plat the location of any facility that is located within or traverses the property under provisions of a blanket easement.

**Additional Owner Requirements:** The following requirements are not intended to void any other part of this instruction.

### Owner's Representative / Contact:

Name & Phone No: \_\_\_\_\_  
 Address: \_\_\_\_\_

**Certification:** The survey map/plat must bear the ALTA/NSPS Certification:

"To (name of insured, if known), (name of lender, if known), (name of title insurer, if known), Department of Housing and Urban Development ("HUD"), (names of others as negotiated with the client):

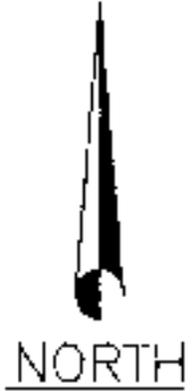
This is to certify that this map or plat and the survey on which it is based were made in accordance with the 2016 Minimum Standard Detail Requirements for ALTA/NSPS Land Title Surveys, jointly established and adopted by ALTA and NSPS, and includes Items \_\_\_\_\_ of Table A thereof. The fieldwork was completed on \_\_\_\_\_ [date].

Date of Plat or Map: \_\_\_\_\_ (Surveyor's signature, printed name and seal with Registration/License Number)"

**NOTE: new HUD Survey instructions require  
ALTA/NSPS Certification**

*Remainder of page intentionally blank.  
Please see next page for Surveyor's Report.*

**Which North Arrow belongs to which company?**

	<b>A</b>	<b>B</b>	<b>C</b>	<b>D</b>	<b>E</b>	
<b>1</b> Goff Engineering						1 = _____.
<b>2</b> NV5						2 = _____.
<b>3</b> Rockhill Engineering						3 = _____.
<b>4</b> Epic Engineering						4 = _____.
<b>5</b> Ted Madsen Surveying						5 = _____.

Answers on page 9



## Hess Triangle

### New York, New York

They say that you can't fight City Hall, but if you examine the pavement beneath your feet on a certain odd-shaped West Village corner, you will see three-sided evidence that you can...and maybe even win.

At the point where Christopher Street meets Seventh Avenue South, in front of the entrance to the modest-but-iconic Village Cigars store, there's a small mosaic triangle set into the sidewalk. It reads, "Property of the Hess Estate Which Has Never Been Dedicated for Public Purposes." It commemorates one man's stubborn real estate standoff against city officials.



Back in the 1910s, a great swath was being cut diagonally across the Village, to extend Seventh Avenue below Greenwich Avenue and to allow the IRT subway to move farther downtown. Using the power of eminent domain, the city decisively condemned and demolished 300 pieces of property, including a five-story residential building called the Voorhis Apartment, owned by a Mr. David Hess.

Somehow, when all was said and done, Mr. Hess was left owning a small triangle of land. To add insult to injury, the city wanted him to "donate" the parcel, which would be incorporated into a new sidewalk. Hess refused. He defied municipal bullying and went to court to assert his rights. By the time the case was settled, "The D. H. Hess Estate of Philadelphia" was the obstinate owner of approximately 500 square inches of useless surface area.

But they made the most of it (symbolically speaking) when, on July 27, 1922, workers used black and yellow tile to create a defiant shoe-level inscription -- which still exists today in its cracked, worn and eloquent state.

This proud plot remained the smallest piece of property in New York City well into the 1930s. Figuring the point had been made, the estate sold the tiny triangle to the owners of the cigar store in 1938 for \$1,000. Today it remains a curious geometric reminder of a case where private property faced off against "progress" and came out the (admittedly modest) winner.

See more at:

<http://www.roadsideamerica.com/story/27150#sthash.qfkZkIHZ.dpuf>

Our thanks to Matt Peterson, who contributed this article

Handwritten initials and numbers: "11/27" and "2-11"



WINNEBAGO CO., IL  
NANCY MCPHERSON, RECORDER  
NOTICE  
03/11/2016 11:52:44AM 47.00

Prepared by: brenda without prejudice  
For return to: Brenda Burton/Private Citizen  
p.o. box 2424  
Salt Lake City, Utah [84110 without prejudice]

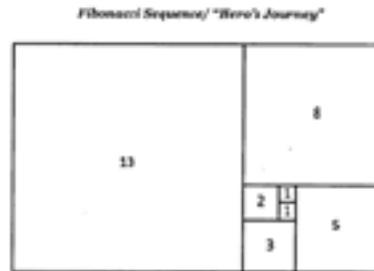
## Notice of Paramount Claim upon My $\phi$ Private Nature $\phi$ Divine Proportion $\phi$ Manifest Essence $\phi$

The Divine Proportion  $\phi$  has been known throughout the Ages as a "relation" - in perfect proportion - of the whole to its parts. It is a relationship so perfect that its parts are to each other as the whole is to its larger part. This "divine fractal" describes the course and perfection of Nature as a "whole" and is known by the Greek symbol  $\phi$ . The bright Light of Truth shining upon this authentic writing serves as proper notice and "a priori" paramount claim upon all property and time marked by My  $\phi$  Private Nature  $\phi$  Divine Proportion  $\phi$  Manifest Essence  $\phi$ .

My  $\phi$  sincere wish, through this proper Notice of Paramount Claim upon My  $\phi$  Private Nature  $\phi$  Divine Proportion  $\phi$  Manifest Essence  $\phi$ , is to acknowledge the absolute gift of form and substance given me the moment of My  $\phi$  conception through the love of My  $\phi$  honorable father  $\phi$  and mother  $\phi$  and all others familiar  $\phi$  from time immemorial. My  $\phi$  Private Nature  $\phi$  Divine Proportion  $\phi$  Manifest Essence  $\phi$  provides a living "spirit" (form/word (1)) upon the "promised land" (substance/DNA ( $\phi$ -1)) and indeed constitutes a private claim of paramount title to the storyline (subject-matter) of My  $\phi$  life.

$$\phi = \text{Divine Proportion/Golden Ratio} = \frac{(1 + \sqrt{5})}{2} = 1.618033988749894848204586834\dots$$

**Masculine (1/rational) + Feminine ( $\phi$ -1/irrational)**



"Man, know thyself in true proportion"

Oracle of Delphi



Ent 12240364 BK 10411 PG 3862

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BY: DGA, DEPUTY - WJ 2 P.

- 1 = DNA of father = Sperm/Spirit/Form
- 1 = DNA of mother = Ova/Land/Substance
- 2 = DNA of father/mother = Zygote/New Being
- 3 = State of emergency = "Tempest" of birth process
- 5 = Arrival of offspring = Legitimate child or afterbirth "sibling"
- 13 = Coronation of the One/Sovereign/Self-evident/True Man/  $\phi$  = 1, 1, 2, 3, 5, 8, 13

### Divine Proportion $\phi$ / Vitruvian Man

As the sole survivor of an event that occurred on Wednesday, the Twenty Sixth Day of October, in the Year Nineteen Hundred and Sixty at Two A.M. upon the soil of California - and having absolute dominion over all that i am - be it known here and now that it has been my will from the beginning to keep unadulterated My  $\phi$  Private Nature  $\phi$  Divine Proportion  $\phi$  Manifest Essence  $\phi$ .

My  $\phi$  Will be done through the word, hand, and breath of the true Woman/brenda, for i am the thirdborn legitimate daughter of My  $\phi$  genetic father/john (Burton) and mother/gretta (Grant) of the lawful house of Burton. Nothing shall ever divide My  $\phi$  household, usurp My  $\phi$  absolute dominion over My  $\phi$  perfect and private kingdom, or imply that i am sick, lost, dead, abandoned, divided, imperfect, indentured, condemned, forgotten, forsaken, beyond the sea, or at war.

In loving memory of all that i am

