

THE TREASURE CHEST

NEWSLETTER OF THE NORTH JERSEY
MINERALOGICAL SOCIETY, INC.

Charter Member of The Eastern Federation of Mineralogical & Lapidary Societies
and affiliated with The American Federation of Mineralogical Societies

VOLUME 65, ISSUE 2

MAR. 12, 13, 14 2009

653rd MEETING—CANCELLED

Time..... Social—Mineral Sales.....
Meeting.....Replaced by Show set-up on Friday
Program.....
When.....
Where.... The Paterson Museum — (phone 973-321-1260)
2 Market Street, Paterson, NJ 07501-1704
Editor:..... Jack R. Troy, 48 Beverly Rd., Hawthorne, NJ 07506
973-423-5225 — e-mail: troy39@optonline.net

DIRECTIONS

For those unsure of a route to the museum, these directions should help. You can get to the museum via Rt. 80 using exit 57a,b or Rt. 19 north, following the signs to downtown Paterson. Left at the first light, (follow red dots) left again at the next light (Market St.) and then two and a half blocks to the museum on your left. You could also come north on McBride Ave. from Rt 46 in West Paterson to Overlook Park, right at light to next light, left at Burger King and 100 ft. to museum entrance on your right. A winding but safe route to a paved, fenced and well lit parking lot.

PURPOSE

The North Jersey Mineralogical Soc. is a non-profit, educational organization founded in 1945 whose goal is to bring together people with an interest in the Earth Sciences in general and mineral studies in particular. Guests and prospective members are always welcome. Young people under 17 years of age are welcome to attend if accompanied by a parent or adult friend.

FOR INFORMATION CALL

Rolf Schudel (201-925-2716) or Mel Pollinger (201-791-9826). Call the the museum or one of the officers if inclement weather might cause meeting cancelation.

EDITOR'S COMMENT

Your dues are due. If you haven't paid your dues by the conclusion of our annual show, you will be dropped from our newsletter mailing list and will not be eligible for any club functions or other benefits.

SEND DUES TO

Juan Gonzalez
79 Lakeside Avenue
Pompton Lks, NJ 07442
973-595-6278
Individual members: \$12.00
Married couples \$18.00
Additional family members
are \$6.00 each
Junior members: \$5.00

OFFICERS FOR 2008

President.....Robert Horn
1st VP.....Rolf Schudel
2nd VP.....Steve Barry
Secretary.....Arlene Castleman
Treasurer.....Juan Gonzalez
Assoc. Treas.....Arlene Castleman
3 yr trustee.....Judy Baglio
2 yr Trustee.....Rolf Schudel
1 yr Trustee.....Mel Pollinger

PROGRAMS: TO HAVE OR HAVE NOT

Because our regular meeting is the day before our show set-up day, it's just not practical to meet when many of our members will be working on their set-up responsibilities. And so we invite all those who would attend our meeting to show up on Friday and pitch in and help with organizing our show. There's a lot of things to be done.... and many hands make light work.

Our show is changing. We lost some key people, Bill and Dianne worked the door and publicity decided to resign from the club. George and Judy are in the process of moving to Pennsylvania to a small retirement bungalow they are completing near their grandchildren. There is a strong possibility that the school may be closed and sold. If that happens we will be looking for another location. Good spots are few and far between so keep your eyes open for us.

I have had some serious vision problems, which I hope my doctor has under control. Only time will tell. Thank God that modern science has come up with a treatment for my eye problems. I do think that it would be prudent for someone who might be interested in becoming the next editor to step up and see the methods and tricks that I have been using.

We don't know what the possibilities are that the school will be closed and we will be without a show location. It's no more than the chance that we could be struck by lightning. Oh well, Jeffy will be there to take a photograph.



FOSSIL COLLECTORS BEWARE

I recently got an e-mail from one of our members passing along some information regarding the new fossil collecting law that just cleared the senate as S-22. It still has to clear the house to be enacted as a new law, but I decided to add a part of this law so that you might understand some of the implications of what the government is doing. I can just imagine what is going to happen when someone with no education is going to interpret the law, and be able to recognize and identify a fossil, and decide whether it is one of those covered by the law. And so, here is that part of the law that pertains to collectors. After this is passed, they will probably want to add minerals to the restricted specimens..

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PALEONTOLOGICAL PRESERVATION ACT—S.22**Omnibus Public Land Management Act of 2009
(Engrossed as Agreed to or Passed by Senate)****SEC. 6306. PROHIBITED ACTS;
CRIMINAL PENALTIES.**

(a) In General- A person may not--

(1) excavate, remove, damage, or otherwise alter or deface or attempt to excavate, remove, damage or otherwise alter or deface any paleontological resources located on Federal land unless such activity is conducted in accordance with this subtitle;

(2) exchange, transport, export, receive, or offer to exchange, transport, export, or receive any paleontological resource if the person knew or should have known such resource to have been excavated or removed from Federal land in violation of any provisions, rule, regulation, law, ordinance, or permit in effect under Federal including this subtitle; or

(3) sell or purchase or offer to sell or purchase any paleontological resource if the person knew or should have known such resource to have been excavated, removed, sold, purchased, exchanged, transported, or received from Federal land.

False Labeling Offenses- A person may not make or submit any false record, account, or

(a) label for, or any false identification of, any paleontological resource excavated or removed from Federal land.

(c) Penalties- A person who knowingly violates or counsels, procures, solicits, or employs another person to violate subsection (a) or (b) shall, upon conviction, be fined in accordance with title 18, United States Code, or imprisoned not more than 5 years, or both; but if the sum of the commercial and paleontological value of the paleontological resources involved and the cost of restoration and repair of such resources does not exceed \$500, such person shall be fined in accordance with title 18, United States Code, or imprisoned not more than 2 years, or both.

(d) Multiple Offenses- In the case of a second or subsequent violation by the same person, the amount of the penalty assessed under subsection

(c) may be doubled.

(e) General Exception- Nothing in subsection (a) shall apply to any person with respect to any

paleontological resource which was in the lawful possession of such person prior to the date of enactment of this Act.

SEC. 6307. CIVIL PENALTIES.

(a) In General-

(1) HEARING- A person who violates any prohibition contained in an applicable regulation or permit issued under this subtitle may be assessed a penalty by the Secretary after the person is given notice and opportunity for a hearing with respect to the violation. Each violation shall be considered a separate offense for purposes of this section.

(2) AMOUNT OF PENALTY- The amount of such penalty assessed under paragraph (1) shall be determined under regulations promulgated pursuant to this subtitle, taking into account the following factors:

(A) The scientific or fair market value, whichever is greater, of the paleontological resource involved, as determined by the Secretary.

(B) The cost of response, restoration, and repair of the resource and the paleontological site involved.

(C) Any other factors considered relevant by the Secretary assessing the penalty.

(3) MULTIPLE OFFENSES- In the case of a second or subsequent violation by the same person, the amount of a penalty assessed under paragraph (2) may be doubled.

(b) Forfeiture- All paleontological resources with respect to which a violation under section 6306 or 6307 occurred and which are in the possession of any person, and all vehicles and equipment of any person that were used in connection with the violation, shall be subject to civil forfeiture, or upon conviction, to criminal forfeiture. All provisions of law relating to the seizure, forfeiture, and condemnation of property for a violation of this subtitle, the disposition of such property or the proceeds from the sale thereof, and

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remission or mitigation of such forfeiture, as well as the procedural provisions of chapter 46 of title 18, United States Code, shall apply to the seizures and forfeitures incurred or alleged to have incurred under the provisions of this subtitle.

- (c) Transfer of Seized Resources- The Secretary may transfer administration of seized paleontological resources to Federal or non-Federal educational institutions to be used for scientific or educational purposes.

LIMITATION- The amount of any penalty assessed under this subsection for any 1 violation shall not exceed an amount equal to double the cost of response, restoration, and repair of resources and paleontological site damage plus double the scientific or fair market value of resources destroyed or not recovered.

- (b) Petition for Judicial Review;

Collection of Unpaid Assessments-

- (1) JUDICIAL REVIEW- Any person against whom an order is issued assessing a penalty under subsection (a) may file a petition for judicial review of the order in the United States District Court for the District of Columbia or in the district in which the violation is alleged to have occurred within the 30 day period beginning on the date the order making the assessment was issued. Upon notice of such filing, the Secretary shall promptly file such a certified copy of the record on record on which the order was issued. The court shall hear the action on the record made before the Secretary and shall sustain the action if it is supported by substantial evidence on the record considered as a whole.

- (2) FAILURE TO PAY- If any person fails to pay a penalty under this section within 30 days--

- (A) after the order making assessment has become final and the person has not filed a petition for judicial review of the order in accordance with paragraph (1); or
(B) after a court in an action brought in paragraph (1) has entered a final judgment upholding the assessment of the penalty, the Secretary may request the Attorney General to institute a civil action in a district court of the United States for any

district in which the person if found, resides, or transacts business, to collect the penalty (plus interest at currently prevailing rates from the date of the final order or the date of the final judgment, as the case may be). The district court shall have jurisdiction to hear and decide any such action. In such action, the validity, amount, and appropriateness of such penalty shall not be subject to review. Any person who fails to pay on a timely basis the amount of an assessment of a civil penalty as described in the first sentence of this paragraph shall be required to pay, in addition to such amount and interest, attorneys fees and costs for collection proceedings.

- (c) Hearings- Hearings held during proceedings instituted under subsection (a) shall be conducted in accordance with section 554 of title 5, US Code.

(d) Use of Recovered Amounts- Penalties collected under this section shall be available to the Secretary and without further appropriation may be used only as follows:

(1) To protect, restore, or repair the paleontological resources and sites which were the subject of the action, or to acquire sites with equivalent resources, and to protect, monitor, and study the resources and sites. Any acquisition shall be subject to any limitations contained in the organic legislation for such Federal land.

(2) To provide educational materials to the public about paleontological resources and sites.

(3) To provide for the payment of rewards as provided in section 6308.

SEC. 6308. REWARDS AND FORFEITURE.

(a) Rewards- The Secretary may pay from penalties collected under section 6306 or 6307 or from appropriated funds--

(1) consistent with amounts established in regulations by the Secretary; or

(2) if no such regulation exists, an amount up to 1/2 of the penalties, to any person who furnishes information which leads to the finding of a civil violation, or the conviction of criminal violation, with respect to which the penalty was paid. If several persons provided the information, the amount shall be divided among the persons. No officer or employee of the United States or of any State or local government who furnishes information or renders service in the performance of his official duties shall be eligible for payment under this subsection.,

Minutes of the Feb. 12th Meeting

The meeting was brought to order by President Bob Horn. The minutes of the last meeting were accepted as published. Our show is one month away and final preparations are being made. Contracts have been sent out and most of our former dealers are scheduled to return. We are working on advertising and getting our post cards out. A call for additional members to help out at the Friday evening show set-up was made. We will be able to start the setup after the children have left the building about 5 pm on Friday evening. Our set-up dinner will follow..

Our website needs updating. Our insurance for the show is OK. Membership dues are due.

We are trying to schedule a field trip to the Kurtz Quarry in Blue Bell, PA.

The business meeting was followed by a talk by Ted Johnson on the Pegmatite Quarries of Connecticut.

Respectively submitted
Arlene Castleman, Sect.

OBITUARY

Neil Andrews Wintringham

Neil Wintringham died on January 31, 2009 at age 86. He was born in Glen Ridge in 1922.. He lived in Glen Ridge and Mountainside before moving to Bridgewater over 30 years ago.. He was a science teacher at Scotch Plains High School and was an Adjunct Professor of Earth Science Education at Kean and Rutgers Universities. He authored and edited numerous publications including Handbook for a Week with Maine Minerals. He was Elected Honored Member of the Leidy Microscopical Society; Director of the Pennsylvania Chapter, Friends of Mineralogy; member of the Mineralogical Society of America, and the Maine Geological Survey, a Legion of Honor Member, Society of Mining Engineers. Neil graduated from Cornell Univ. with an A.B. in Chemistry and an M.S. in Geology. He had a distinguished career as a chemist, teacher, and nationally recognized author and mineralogist.



OBITUARY

David S. Mudry passed away on Feb. 5 at age 83 after a long battle with pulmonary fibroses. He and his wife Blanche were active members of the society for a number of years. He was an active micromounter and field collector. When he took early retirement from Lederle Labs in Pearl River they moved to Virginia. I added a photo of Dave on a collecting trip to Secaucus.

COMING EVENTS

Mar. 14-15: Clifton, NJ: 19th Annual Show

Sponsored by the North Jersey Mineralogical Society, and held at the Pope John Paul II Elementary School, 775 Valley Rd. Clifton: Sat. & Sun. 10-5.; adults \$5, seniors \$3, children over 12 \$2; gems, jewelry, minerals, meteorites, fossils, crystals, New Jersey and worldwide specimens, fluorescent minerals, spheres; for information contact Robert Horn, 411 Mansfield Village, Hackettstown, NJ 908-813-0808; e-mail: Mineraldog@Comcast.net.

MAR 28, Rutherford, NJ: Mineral & Gem Sale at the Meadowlands Museum, 9 Crane Avenue, Rutherford, NJ. Sat. Mar 28 from 1-4:00PM. Info 201-935-1175.

MAR 28-29: Sayre, PA: 40th Annual Show; Che-Hanna Rock & Mineral Club; Athens Twp. Vol. Fire Hall, 211 Herrick Ave.; Sat. 9-5, Sun. 10-5; adults \$3, students \$1, children under 8 free; Carnegie Museum exhibits, mineral auctions, fluorescent presentation, lapidary demonstrations, dealers, minerals, fossils, jewelry; contact Hazel Remaley, Gillett, PA, 570-888-7544;

Apr 4-5--HICKSVILLE, NY: 37th annual show; Island RockHounds; Holy Family School, 5 Fordham Ave.; Sat. 10-5, Sun. 10-5; adults \$4.50, 2-day pass \$6, children under 12 free with adult; gems, minerals, fossils, jewelry, dealers, exhibits, door prizes; contact Cheryl Neary, (516) 449-5341

Apr. 4-5: Plymouth Meeting, PA: Mineral Treasures and Fossil Fair, Sat, 10am-5pm, Sun, 10am-4pm. Fossils, Minerals, Gems, Speakers and Exhibits. and Scouting Merit Badge \$5.00 admission, \$1.00 for kids under 12.á All uniformed Scouts are free. Location: LuLu Temple, 5140 Butler Pike, Plymouth Meeting, PA. Just 2 miles from the Norristown exit of the PA Tpke.

Apr. 4-5--Johnson City, NY: 40th Annual Show; New York Southern Tier Geology Club; Johnson City Senior Citizen Center, 30 Brocton St.; Sat. 9-6, Sun. 10-4; adults \$4, students \$1, children free; dealers, minerals, fossils, jewelry, beads; contact Al Conklin, 187 Forest Hill Rd., Appalachia, NY 13732, 607-625-4140.

Apr. 25-26--FRANKLIN, NEW JERSEY: 37th Annual Show and Swap; NJ Earth Science Assoc.; Franklin School, 50 Washington Ave.; Sat. 9-5:30, Sun. 9-5; adults \$5, children under 14 free with paying adult; contact Sterling Hill Mineral Museum, 973-209-7212.

MAY 2-3--PITTSTON, PA.: Treasures Of The Earth Gem Show; Mineralogical Soc. of NE PA; Oblates of St Joseph, 1880 Hwy. 315; Sat. 10-5, Sun. 10-4; adults \$3, children free; minerals, fossils, gems, meteorites, jewelry, beads, contact Jos. Savokinas, 570-883-2784;

May 16-17--Leesport, PA: 41st Annual Show, "World of Gems and Minerals; Berks al Society; Leesport Farmers Market Banquet Hall, Rte. 61; Sat. 10-5, Sun. 10-4; contact Jim Woodeshick, 246 State St., Hamburg, PA 19526; e-mail: brwoodpile@yahoo.com