The Soundoff

EUREKA! Treasure Hunters Club, Inc.



V. 44 I. 4 April, 2016 Search With Care!

Visit Our Club On The Internet At http://www.eurekathc.org



eurekathc.com is now eurekathc.org

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Baseball caps with the Eureka! logo are available for \$10.00. Metal detector lapel pins - \$2.00, Eureka! window decals - \$1.00, water bottles - \$5.00 and patches - \$3.00.

Joining Eureka! Membership Dues

Yearly dues are \$30 per individual or \$36 for a family membership. Please go to Eurekathc.org and download and complete the application form. Membership dues can be paid to the treasurer at the regular monthly meetings.

Renewals due in April!



Drawing tickets are \$1 each, take a chance.

TREASURE HUNTER'S CODE OF ETHICS

- I WILL respect private property and do no treasure hunting without the owner's permission.
- I WILL fill all excavations.
- I WILL appreciate and protect our heritage of natural resources, wildlife, and private property.
- I WILL use thoughtfulness, consideration, and courtesy at all times.
- I WILL build fires in designated or safe places only.
- I WILL leave gates as found.
- I WILL remove and properly dispose of any trash that I find.
- I WILL NOT litter.
- I WILL NOT destroy property. buildings, or what is left of ghost towns and deserted structures.
- I WILL NOT tamper with signs, structural facilities, or equipment.

About Soundoff

Soundoff is the official newsletter of the Eureka! Treasure Hunters Club, Inc. (Eureka!). Mailing Address: PO Box 101385, Denver, CO 80250-1385.

Opinions expressed in *Soundoff* are those of the authors and do not necessarily reflect those of the club or its members. Publication of information in Soundoff constitutes no guarantee of accuracy. Use of any information found in this publication is at the sole risk of the user. Neither Eureka!, nor its officers, nor *Soundoff*, nor its editors or contributors assume any liability for damages resulting from use of information in this publication. *Soundoff* is typically placed on the club's website the evening of the first Friday of the month.

Submissions

Articles, letters and short items of interest on prospecting, detecting and treasure hunting topics are welcomed and encouraged. All items submitted for publication are subject to editing. Submittals for publication or correction of errors may be made by e-mail in ASCII text format or MS Word. All article submissions must be received by the editor no later than the deadline of the month (see calendar) for inclusion in the next month's issue. Include publication information on articles clipped from other publications. Let's hear your story, ideas or tips - Cindy - your Soundoff editor.

Copyright

Unless otherwise noted, other nonprofit groups may reprint or quote from any articles appearing in *Soundoff* without prior permission, provided that proper author and publication credits are given and that a copy of the publication in which the article appears is sent at no cost to Eureka! at the above mailing address.

Advertising

Classified business-card-sized text advertising is free to members for non-business ads. Commercial display ads are available to anyone at the following charges: business card size, \$6.00 per month; 1/4 page, \$12.00 per month; 1/2 page, \$24.00 per month; full page, \$48.00 per month. Advertisers are encouraged to take out ads for 12 months and receive a 3-month discount. No other discounts apply. The treasurer must receive any required payments for commercial ads prior to their inclusion.

About Fureka!

Eureka! is a Denver-based, Colorado nonprofit organization established in 1973 for the enjoyment of metal detecting, electronic prospecting and treasure hunting. Its purpose is to provide an educational and social forum of mutual benefit for members. Eureka! holds a monthly meeting and conducts various special presentations, hunts and seminars. Members have voting privileges. Membership includes access to all general meetings, selected seminars and outings. Annual dues run April to March and are \$30 for single adult membership, \$36 for a family membership and \$15 for Junior membership. Pro-rating of dues are done for new members joining the club after the April 1 dues date. Club meetings are held on the second Friday of each month, 7:30 p.m., at the Clement Community Center, 1580 Yarrow St., Lakewood, Colorado. Come early to socialize.

Next Club Meeting

2nd Friday of April, 7:30pm at the

Clement Community Center

1580 Yarrow Street (NW of Wadsworth and Colfax) Lakewood, Colorado 80214 Hotline: (303) 595-5448

www.eurekathc.org



LuLubelle's Lost Bling Treasure Puzzle

By Bill Chapman

A cryptogram is an encoded message. The code used is called a simple substitution cypher. This means that the message is encoded by replacing each character in the message with a letter of the alphabet. Every time a particular character occurs in the message, it is replaced with the same code letter. Word spacing and punctuation are not changed.

Some people like to solve cryptograms much like some people like to do crossword puzzles. The cryptogram is solved by looking for frequently used characters and clues provided by letter patterns and word spacing. Solve the cryptogram shown below, find LuLu's bling and bring it to the next regular Eureka! meeting to collect a prize.

KSFR QJLKS DFKKDO DADAMODDO CGR KVGWPFLBJL KSO KVGFD JZ KVOGRAVO RSO CGLIOVOI JLKJ GL JDI RWSJJD UGVI. KSO RFBL RGFI BGVIOL HDGWO GWGIOQU RSO KVFOI GDD JZ KSO RDFIOR MAK DJRK SOV MDFLB GBGFL

Last month's solution:

This month Little Lulubelle was researching the town site of Fletcher. Later a park nursery the site was leased to the army which built a hospital on the property. A pond was built to honor all general officers and was christened with a pair of ducks. While visiting the slides on the playground of the park that was built around it she

stopped to read the rules sign and lost her bling.

Park: General's Park

Prize: 5 Golden Dollars. Sponsored by Louise Smyth of Gold-N-Detectors.

Prez Sez By John Olson _/'



"Put it Back!"

Greetings from semi-beautiful Watkins. Last month I wrote about where the best detectorists can be found. Remember...... look in the mirror. This month's Prez Sez is about the best finds. What is your best find? Does it have the most monetary value? Is it the oldest or rarest item, or does it give you the best memory of an unforgettable hunt?

My best finds are divided among the different categories. A one ounce gold nugget under your coil in Alaska brings back great memories. Colonial era coins make my heart beat a little faster. A gold ring with rubies and diamonds gives me the wow factor. My very best finds are some simple artifacts that have no monetary value, and I don't even have them.

A few years ago some friends of mine invited me to metal detect a Civil War site. It was organized and supervised by the National Park Service and the Historical Society. We were to find artifacts that would help verify where Union and Confederate positions were during a skirmish. Each one of us was accompanied by a park officer and a member of the historical society.

After an artifact was found and recovered, they would use a GPS for an exact location, take pictures, identify it and record it, and decide whether or not to

take it back to the office for more inspection. On one particular hillside we started finding artifacts which included cannon fuses, bullets and percussion caps. The dropped bullets were Confederate and the mashed and deformed bullets were 3 ring bullets from the Union. The percussion caps found were also Confederate. We knew that the soldiers were Confederate and now we



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were able to determine exactly where the Confederate soldiers stood their ground with their cannons and fought against the yanks.

After the officials were through with the artifact, we were told to put it back in the ground exactly where it was dug up and at the same depth!



Holding a piece of history in your hand is exciting, but holding a bullet that was fired from a gun that was meant to kill another soldier really makes you think about who held that bullet or cap and what he was going through. It gives you



that memory that cannot be forgotten. I was the first person to touch that bullet after the civil war. I had to put it all back in the ground which means that the artifacts

may never again be seen. Very frustrating but what a hunt! What great memories with only a few pictures to see and nothing to hold!

Advertising

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Business card size, \$6.00 per month 1/4 page, \$12.00 per month 1/2 page, \$24.00 per month full page, \$48.00 per month

Advertisers are encouraged to take out ads for 12 months and receive a 3-month discount. No other discounts apply. The treasurer must receive any required payments for commercial ads prior to their inclusion.



_		GOLD CATEGORY	
-		Jack Hoover	10K Tricolor gold Ring
			14K Aquamarine and Diamonds Ring
		JEWELRY CATEGORY	
		Joe Johnston	Pearl Stud Earring
		Jack Hoover	Silver Mother of Pearl Ring
		Abel Espinoza	Silver Bracelet with Stones
		Chris Davis	Silver Diamond Ring
Ν		Ron Frickson	Black Ring
IV		Brian Henry	Star of David Pendant, White "Gold" Chain, Blue Sapphire "Gold" Ring
	E		Man's Quart Wrist Watch
	_		Silver Locket
U			Silver St. Sebastian Pendant
	N		
	IN	Devan Romero	
		Ken Harmon	
	_		Silver and Costume Rings
		COIN CATEGORY	
	•		1977 S "Proof" Ike Dollar
U		Chris Davis	
	D		1920 Canadian Silver Dime, Mexican \$100 Pesos
_	Π	Sam Knopp	Tooled Copper Lincoln Cent
-		Chuck Hedberg	1909, 1914 Wheat Cents
		TOKEN CATEGORY	
		Chuck Hedberg	Car Wash
	•		Fun Factory
		ARTIFACT CATEGORY	
_	Ε		1960s Evening in Paris Rouge Compact
		Tonette Romero	Silver Army Air Corps Wings
•			
			Web Belt "S" Belt Buckle
ш			
П		Chuck Hodborg	Roy Rogers and Trigger Deputy Sheriff Medallion
		RUII EIICKSUII	
-		Chris Davis	
_		CHIS Davis	Eye of Horus with tiny Spoon



GOLD CATEGORY





FIND-OF-THE-MONTH CATEGORIES

Gold: natural gold (flakes, nuggets, wire) stamped karat alloy content or obvious custom alloy item.

<u>Jewelry</u>: objects of metal often set with gems and worn for personal adornment, except jewelry qualifying for the Gold Category.

<u>Coin</u>: a piece of metal issued by governmental authority as money (includes gold coins of any nation).

<u>Token</u>: a piece resembling a coin issued as money by some person or body not of a governmental authority; can be redeemed for services or specified items.

<u>Artifact</u>: simple object showing human workmanship or modification.

Find of the Month Winners - March

TOKEN - Cindy Bockenstedt

Colorado Tax / 2

Using her White's MXT, Cindy searched along an alley of a Littleton scrape site when she turned up this aluminum tax token.



ARTIFACT - Chris Davis

Eye of Horus wired to tiny spoon

This odd Eye of Horus emblem with a tiny spoon wired to it was found at an Aurora playground. Chris was again using his XP Deus with an 11 inch coil.



GOLD - Chris Davis

14K Ring



This 14K gold ring with aquamarine stone and 14 "diamonds" was found by Chris while hunting a soccer field with his XP Deus. The

ring was about an inch deep.

JEWELRY - Linda Kibler

Silver and Costume Rings

On the second time out with her XP Deus that she won and was awarded at the Holiday Party, Linda was searching an Arvada park when she found 2 rings together about an inch down in the center of the field



1909 & 1914 Wheat Cents

COIN - Chuck Hedberg

On his forth trip to an old scrape off, since they had just replaced the sidewalk and curb,



Chuck was swinging his F75 LTD Black
Fischer with a DD coil. He got a dime signal at
4", so he dug. A Wheatie came out, but on
rechecking the hole, he pulled a second
Wheatie. When he got home, he found that
these cents were a 1909 and a 1914, but to
his dismay, had **no** mint marks. So hopes of
the rare 1909 S VDB and the 1914 D were
dashed. "Double Damn!"

Upcoming Events

NEXT EUREKA! MEETING

Also bring:

Nametags ~ thanks for wearing them to all Eureka! functions.

Cash ~ for drawings, hunts, hats...

Finds ~ to show.

Answers ~ to puzzles.

Ideas ~ for speakers, fun outings.
Snacks ~ as always, treats for the snack table are appreciated.

Membership Renewals

UPCOMING MEETING SPEAKER

April- Frank Polzin
Colorado Railroad History
Locks and Keys, Baggage Tags.
Please bring any railroad items to
show/share/ask about.

THE HUNT

Tenacious Treasure Tracker Hunt #5 started March 1. See Brian Henry's website, listed to the right, for clues.

UPCOMING EVENT

Antique Bottle Collectors of Colorado 51st Anniversary Show Saturday, July 23rd, 2016 9am-4pm \$3 Douglas County Fairgrounds Kirk Hall Castle Rock, CO Contact Jeff Johnson 303 681-3776 AntiqueBottleCollectorsOfColorado.com (Dealer Tables Available)

UPCOMING EUREKA! EVENTS

April 16th, 2016 (Saturday) and May 6st, 2016 (Friday) Breakfast Club

Contact: Bill Abercrombie 303 525-0504 for place and time to meet.

April 10th, 2016 Monopoly Hunt Majestic View Park \$20

Lunch 12:00, Hunt 1:00pm

Bring a side dish

Contact: Linda Erickson 720 231-8080

Hotline: 303 595-5448

June 12th, 2016 \$50 Pig Roast & Hunt

LINKED WEB SITES

www.mdhtalk.org Detecting Hobby Talk www.fmdac.org Federation of Metal Detector & Archaeological Clubs http://www.relicroundup.blogspot.com Relic Roundup Radio show (hosted by Jeff Lubbert 7pm Mondays), and blog. TenaciousTreasureTracker.com

UPCOMING EVENT

The Denver Coin Expo
May 4-7, 2016 \$5 entry, \$5 parking
Thur & Fri 10am-6pm, Sat 10am-4pm
National Western Complex
4655 Humboldt St
Denver, CO
Contact Chuck Hayes 720 445-4093
ch@rockymtnexpos.com

April 2016

1st - Breakfast Club

1st - Newsletter Published

6th - Board Meeting 6:30pm

8th - General Meeting 7:30pm

10th - Monopoly Hunt Noon

16th - Breakfast Club

29th - Soundoff Deadline

May 2016

6th - Breakfast Club

6th - Newsletter Published

11th - Board Meeting 6:30pm

13th - General Meeting 7:30pm

15th - Club Hunt

21th - Breakfast Club

27th - Soundoff Deadline

June 2016

3th - Breakfast Club

3th - Newsletter Published

8th - Board Meeting 6:30pm

10th - General Meeting 7:30pm

12th - Lord of the Rings Hunt 3:00pm

18th - Breakfast Club

24th - Soundoff Deadline

UPCOMING EVENTS

Rocky Mt Gem & Mineral Spring Show April 15, 16, 17, 2016 Free Admission Fri & Sat 10am-6pm, Sun 10am-5pm The Crown Plaza Hotel 15500 E 40th Ave (I-70 & Chambers) Denver, CO 80239 Contact: Sandra Gonzales 720 425-3908

www.rockygems.com

Historic Leadville Month
April 22, 23, 2016
Free Leadville History Presentations
Optional - Dinner by reservation.

Brass Ass Saloon at The Golden Burro 710 Harrison Ave

Leadville, CO 80461

Contact Dave Wright: 719 486-1239 www.goldenburro.com

Western Mining Artifact Collectors Antique Show

Sat, June 4, 2016 Free Admission Ouray Community Center Ouray, CO

Contact: Steve Rush 970 596-0824 Email: nevsmith@ridgwayco.net

Look Who's Joining the Fun

By Chris Davis

Tom Peeples has recently joined Eureka! While being born in Arizona, Tom has lived in Colorado most of his life. He retired after 31 years with the Boulder Parks system. Tom has been metal detecting for about 3 years now. He uses a White's



MXT. His other hobbies include gold panning, fly fishing and hiking.

Secretary's Report By Nancy Faires



March 11, 2016

President John Olson called the Eureka THC Club meeting to order. Everyone was welcomed. The officers and board members were introduced. There were 69 present including several guests.

There will be a "meet and greet" at the end of the meeting tonight to help answer questions.

John Cornelisse presented the Treasurer's report.

The Club is selling \$5 tickets for a Garrett AT PRO detector. The winning ticket will be chosen at the June monthly club hunt.

We have added a 2nd drawing prize – Garrett "Carrot" Pin pointer.

Our speakers tonight are John McClure, Jan Racey, Glenn Preble and Don Hunt from the Antique Bottle Collectors of Colorado (ABCC). (pictured below)



February Hunt – Two of Hearts Hunt (partners hunt) – February 14th - Van Romero 8 pairs of hunters participated.

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March Hunt – POT 'O' Gold – John Olson

Sunday March 13th – Del Mar Park, Aurora 10 AM \$20 per hunter

April Hunt – Monopoly Hunt – Linda Erickson

Sunday April 10th – Majestic View Park, Arvada 1 PM (Lunch at Noon) \$20 per hunter

May Hunt – Fran Espinoza More info next month

June Hunt - Boots Lewis More info later

LULUBELLE'S BLING – Louise Smyth and Gold-N-Detectors

The Bling was found by Alan Bravo at Generals Park. He received 5 golden dollars from Louise.

Thank you Louise and Bill Chapman for sponsoring this hunt.

Breakfast Club – Chris Davis

After much inclement weather, there were a couple good months of finds.

Meetings are the 1st Friday and 3rd Saturday each month at Lookin' Good Restaurant, 9 AM.

Please come and join us to share stories, finds, have breakfast together and a hunt to follow. Everyone is encouraged to participate.

This is a good opportunity for new members to meet and hunt with some of our Club's excellent detectorists.

National Hunt – 2017 – Linda Erickson

More information provided at a later date.

Tip of the Month – John Olson

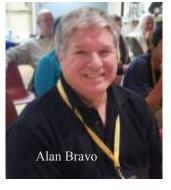
When detecting some distance form your vehicle, carry a bag with batteries, gloves, poncho, twist ties, black electrical tape, plastic bolts, rubber bands, small brass brush, toilet paper and any other items you may need in the field.

The **WWATS** hunt will be held May 26-29, 2016 in Mancos, Colorado. If interested, see John Olson for more information:

http://www.wwats.org/index.php/events/wwats-rendezvous-2015-mancos-co

Club T-shirts are available for \$12 each: S, M, L, XL, 2X, and 3 X. See Nancy Faires to place an order.

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Soundoff April, 2016

(Continued from page 12)

Chris Davis is working on obtaining demographic information for our club. Please pick up one of the demographic reporting forms and fill it out. Do not put your name on it - it is anonymous. This is the last month for obtaining information.

Frank Polzin will speak at the April club meeting. He will speak on the history of Colorado railroads.

Gold Prospector's Association of America (GPAA), Golden, CO June 18 & 19th The Club is considering a booth.

May 14th is International Metal Detector's Day More info next month

General Drawing Winners

1898 Indian cent – Ron Erickson 1883 Love token – Tom Conroy

1857 Flying Eagle cent – Chris Davis

Dos Peso – Jack Harmon

1926 Standing liberty quarter – Ron Roberson

1848 Large cent – Steve Rex

1865 2 cent piece – Devan Romero

1 oz Indian silver round – Glen Thompson

1912 Barber half dollar – Tom Conroy

1856 Half dime – Alan Bravo

1866 Shield nickel – Tom Conroy

1887 Seated dime – Pat Lucero

Last Chance Drawing

Gloves – Alan Bravo

Gloves – Brian Henry

XP Deus Hat – Steve Muehlbauer

XP Deus Hat – Bud Van Gundy

XP Deus Hat – Devan Romero

Membership Drawing Winner – Ron Erickson

Holiday Drawing – Tom Conroy 1897 Morgan silver dollar

(Continued on page 14)

Finds of the Month Winners

Gold category – Chris Davis Coin category – Chuck Hedberg Token category – Cindy Bockenstedt Artifact category – Chris Davis

Jewelry category – Linda Kibler

Membership renewals are due in April: single membership is \$30 and family membership is \$36.

Thanks to Vince DiPrimo for providing copies of the Wheat Ridge Metal Detecting Permit Request.

Thank you to everyone who brought food.







Shown at the March Meeting









March Meeting Winners



















By John Olson and Nancy Faires

Twenty-five hunters came out to find that pot of gold at Del Mar Park in Aurora. The spring weather was great and the rainbow must have ended at Del Mar because there was a gold coin along with about 250 silver coins in this hunt. The planters (Chris Davis and Ciera Thompson) showed up early to help put the silver and tokens in the ground and Nancy Faires brought Starbuck's coffee, pastries and a fruit plate for snacks. Seven tokens were planted in the field that included a V nickel and a silver dime and a number for a prize which was the Dos Pesos gold coin, silver halves and silver quarters.





There were two small green pots with silver halves glued to the bottom for prizes. Sam Knopp received one green pot for his token that had a V nickel glued to the bottom but hidden inside of the pot was the gold coin! V nickels were used to enhance the token because nickels have a similar signal to gold on a metal detector. Terry Weatherly and Jeff Mercer received green pots with silver halves. Other winners were Pat Lucero, Vince DiPrimo, Cody Rex and Jeff Mercer with silver coins.

Vince DiPtimo





(Continued from page 17)

1230

1220

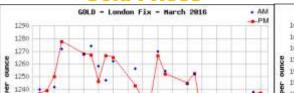
1210

This may have been the first Eureka! hunt at this particular park because there was a lot of trash! Hunters were encouraged to keep the trash that they dug and show it to the Huntmaster after the hunt. Cindy B. had the most trash and was rewarded a silver quarter for her efforts. I'm sorry about all the trash, but that is a part of detecting.



All of the hunt fees are used in our hunts. Coins, prizes and sometimes food are purchased with all the proceeds and no profit is made for the club. Most hunts have donated items or extra coins. Thank you for your donations! And thank you for coming to the hunt!

John Olson and Nancy Faires 'The Huntmasters'



Silver Prices



Contact List

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ran Espinosa	(720) 202-5101	maddoxe29@gmail.com				
Cindy Bockenstedt	(303) 523-6735	seychik@aol.com				
ohn Lambe	(303) 840-8094	jlambe@earthlink.com				
orie Atencio	Nametags	Linda Erickson				
Steve Rex	Microphone	John Hinton				
eff Lubbert	Greeter	Board Member				
Bernice Ortiz	Hotline	Laura Smith				
/an Romero	Speakers	Jeff Lubbert				
ran Espinosa	Orientation	Board Member				
Abel Espinosa	Coin Purchases	Jeff Lubbert				
For general information contact the hotline: (303) 595-5448						
Visit our club on the Internet: http://www.eurekathc.org						
	lancy Faires ohn Cornelisse teve Rex oots Lewis chris Davis erry Weatherly rian Henry inda Erickson ran Espinosa cindy Bockenstedt ohn Lambe orie Atencio steve Rex eff Lubbert ernice Ortiz fan Romero ran Espinosa bel Espinosa r general informatio	lancy Faires (303) 368-1356 cohn Cornelisse (303) 250-3335 teve Rex (720) 270-2471 coots Lewis (303) 941-6251 chris Davis (225) 235-2642 erry Weatherly (303) 748-7288 rian Henry (720) 771-1883 inda Erickson (720) 231-8080 ran Espinosa (720) 202-5101 Sindy Bockenstedt (303) 523-6735 cohn Lambe (303) 840-8094 corie Atencio Nametags cheve Rex Microphone eff Lubbert Greeter ernice Ortiz Hotline fan Romero Speakers ran Espinosa Orientation bel Espinosa Coin Purchases r general information contact the hotlin				

Eureka! Club Members Service Directory

RL Vending Inc.

We Treat you Right!

Richard and Linda Kibler 303-517-1189 rlkibler@earthlink.net

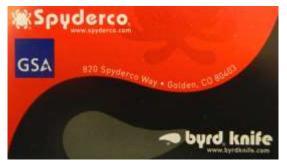


American Digger Magazine - Relic Roundup

Co-host - Jeff Lubbert www.relicroundup.blugspat.com Phone: 678-439-1863

Skype: AmericanDigger Munday nights 9:00 pm EST (7:00 pm Mountain Time Zone)

> Personal contact: combgr@humal.com Phone: 303-487-0438 Celt: 303-618-5179 Skype: jeff.hibbert



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Creative Awards

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Brian Henry 303-451-6870

I&T lost treasure metal recovery

LET US FIND YOUR LOST RINGS AND THINGS

John Hinton 303-619-4313 Tom Zawatski 720-206-8671



Wheat Ridge requires a permit to metal detect in their city. No detecting is allowed October-March, Permits allow detecting April-September.





It's Your Chance Monopoly Hunt

(No Income or Luxury Tax in this hunt!)



In-Town Hunt Information

In-Town club hunts are meant to be fun, first and foremost. They provide a context outside of the meetings for fellowship with club members. To put on an in-town hunt you need to:

- Schedule with the Hunt Coordinator or President (see the contact list).
- Provide the Hunt Coordinator a plan.
- Send the hunt flyer to the newsletter editor in an appropriate format for insertion into the newsletter (see the contact list).
- Provide flyers at the monthly meeting.
- Ensure the hunt rules are discussed BEFORE the hunt.
- Police the hunt.
- Decide if the hunt is a members only or an open hunt (nonmembers may hunt).
- Write a story for the newsletter and send it and accompanying photos to the newsletter editor prior to that month's deadline.

To ensure the continuation of this hobby and to provide the best impression of Eureka! and its membership, you, as hunt master, MUST enforce all rules, including:

- 1. Pouches to store finds and trash must be worn and used at all times during the hunt.
- 2. All hunters must wear headphones.
- 3. Absolutely no tolerance of holes left open (a first warning, followed by a time-out or expulsion from the hunt).
- 4. Hunters digging and leaving trash of any sort on the hunt field will receive the same treatment discussed above.

All hunts will need to be okayed by Hunt Coordinator (see the contact list) prior to officially being put in the newsletter and put on.

Failure to follow the guidelines may result in hunts being cancelled.

Hunts may be paid for in advance. This helps the hunt master with planning for how much should be planted in the field. In case a person must miss the hunt, their prepaid fee may be refunded if they call the hunt master before the hunt and cancel, other circumstances will be reviewed. No refund will be given for just plain failure to show up to the hunt.

Westminster requires a permit to metal detect in their city. It will be good for a year.

See Connie at the lower level of City Hall.

Office Hours: Mon-Thurs from 7:00am to 6:00pm.

Please follow the City's guidelines and show that we, as detectorist, are a responsible group.

Liability From Owner's of Recreational Areas to the Public is Limited by Colorado Statute.

In 1970, the Colorado legislature adopted Colorado Revised Statutes (CRS) Sections 33-41-101 through 33-41-106, titled, "Owners of Recreational Areas - Liability." This statute provides that if an owner of land allows members of the general public to use the land or adjacent waters for recreational purposes without charge,1 the owner is not liable for injury suffered by a recreational user.2

CRS § 33-41-103(1) provides that a landowner who permits any person to use the landowner's land for recreational purpose does not:

- (a) warrant that the property is safe;
- (b) confer to the user the legal status of an invitee or licensee; or
- (c) assume any liability for injuries suffered by a person who was injured.

Under English and American common law, if a landowner invites a person to his or her property (an invitee), or a person's entry is connected with the landowner's business (a licensee), the landowner has an affirmative duty to protect the invitee or licensee from dangers the landowner knows or should know about. All other visitors to the land are considered to be trespassers. Landowners owe a far more **limited duty of care to trespassers** - landowners are only liable for injury suffered by trespassers if the landowner intentionally injured the trespasser (such as by setting a trip-wire designed to shoot the trespasser who triggers it) or, in some jurisdictions, by failing to warn the trespasser of an abnormally dangerous situation on the property of which the owner was aware. CRS § 33 -41-103(1) therefore provides that recreational users have the same (minimal) legal status as that of trespassers.

Recreational use is broadly defined in CRS § 33-41-103(2)(e)(III) to include fishing, swimming, hunting, tubing, horseback riding, camping, rock climbing, ice skating, cross country skiing, "or any other form of sports or other recreational activity." CRS § 33-41-102(2)(e)(II) defines land to include roads, water, and rivers attached to the real property.

The statute does not limit liability to a landowner for "willful or malicious failure to guard or warn against a known dangerous condition, use, structure, or activity likely to cause harm." CRS § 33-41-104(1)(a). Therefore, landowners should post obvious warnings of known dangerous conditions on their property and , if the landowner knows that persons have been injured previously by the dangerous condition, the landowner may be

(Continued on page 24)

liable for not removing or protecting against the dangerous condition. The statute in CRS § 33-41-104(1)(c) provides that rivers and lakes are not deemed to be attractive nuisances. Common law generally imposes additional liability on landowners if their land is likely to attract and injure small children, so this statute provides additional protection to landowners by stating specifically that water is not an attractive nuisance.

The preamble to this statute states, "The purpose of this article is to encourage owners of land to make land and water areas available for recreational purposes by limiting their liability." CRS § 33-41-101. The legislature imposed an affirmative duty on recreational users to exercise due care when using land for recreational purposes in CRS § 33-41-105(1)(b), and took the statutorily-rare step of providing that if a landowner is sued by a recreational user and the landowner prevails, the recreational user is required to pay the landowner's reasonable attorney fees and cost of the action. CRS § 33-41-105.5. The author has found no Colorado case in which the recreational use statute was over-ruled and a landowner was held liable. Therefore, for over 30 years Colorado's recreational use statute has protected landowners who do not charge the public to use their property for recreational purposes.

1 This statute also exempts landowners from liability if they provide an easement or lease their land to a government. This is designed to protect landowners from liability who lease their land to the Colorado Division of Wildlife, for instance, so that hunters may hunt on the land. This is an exception to the statute's general requirement that landowners can only be protected from liability if they do no charge the recreational public to use their land. The statute provides additional protection to landowners who lease their land for hunting or fishing purposes to a governmental subdivision by providing that, if the landowner was held liable under the recreational use statute, the landowner's liability would be limited to the municipal ort lability limit of \$150,000 per injured person, \$600,000 maximum; CRS § 33-41-103(2).

2 This description of the statute was prepared for general circulation and user of this information should have it verified by their own legal counsel.

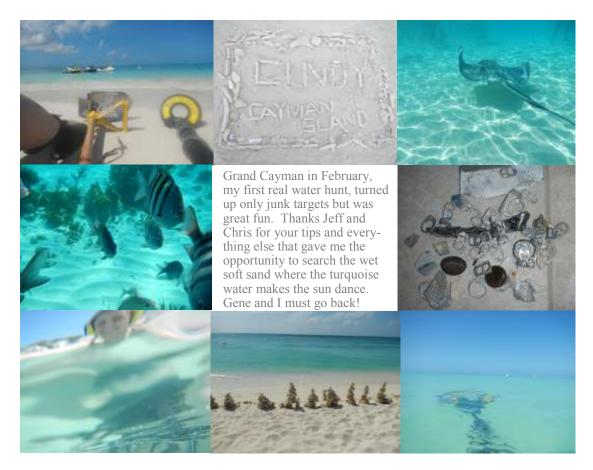
(Reprinted from August 2012 Soundoff.)

Eureka! Breakfast Club: The Eureka! Breakfast Club will meet the <u>First Friday</u> and the <u>Third Saturday</u> every month. <u>Everyone is invited!</u>

Contact Bill Abercrombie 303 525-0504 if you are interested in meeting for breakfast and then going out metal detecting with other club members.

If you want to learn more about your detector or how to detect, or cement friendships, this is a great opportunity to tap into other member's experience or to get together for a fun outing.





That's all this month - find something good!