

DRYWASHER'S GAZETTE**November 2014****Send Exchange Bulletins to:****Pam Maguire, Editor****1246 Wyte Way****Banning, Ca. 92220****E-mail ladygolddigger1246@yahoo.com****November Meeting will be held one week earlier****Next General Meeting: November 20th at 7:00 PM****Web Address: valleyprospectors.com****Mission and Code of Ethics**

“You’re invited to be our guest at the
General membership meetings that are held on the last Thursday
Of each month at 7:00 pm in the Knights of Columbus Hall at
1729 E. Baseline, San Bernardino, Ca... Map on our website.

The Board of Directors meeting will be at 6pm before the General
Meeting at the Knights of Columbus Hall in San Bernardino

Valley Prospectors Inc. is an educational organization dedicated
To promote Gold Prospecting as a healthy family activity

“A NON-PROFIT ORGANIZATION”

Remember that all prospectors may be judged by the example
You set. Leave flora and fauna as you found it. Do Not Destroy
Any property, public or private Obey all laws. Please do not litter,
Each member of Valley Prospectors Inc. should strive to set a good
Example for others



Officers for 2014

Executive Officers			Chairpersons		
President	Steve Schubert	951-943-0535	Apparel	Pat Ferraccio	909-649-1555
Vice President	John Howelll	951-247-1037	Blood Bank	Lorraine Frost	760-868-6564
Secretary	Jennefer Jercha	951-927-4672	Budget	Judy Carpenter	951-674-3207
Treasurer	Sue Baranauskas	909-335-7113	CFMS	Bural LaRue	909-874-5664
			Courtesy	Harry & Kelly	760-248-6683
Board of Directors			Editor	Pam Maguire	951-316-2568
Roger Maguire	951-316-2568		Finds/Month	Garry & Sherry	*0*-875-2090
Pam Maguire	951-316-2568		50/50	Jill Molson	909-887-8024
Sandy Harter	951-216-5502		Gold Sales	Art Fairchild	951-897-5433
Joe Harter	951-216-5502		Historian	Lisa Howison	951-734-7530
Mike Dunkerley	760-608-3228		Lady Luck	Dan Cornia	909-797-6111
Bob Wright	909-882-6806		Librarian	Bruce Sherman	951-780-7115
Harry Crawford	760-248-6683		Membership	Judy Carpenter	951-674-3207
Kelly Crawford	760-248-6683		Name Tags	Judy Carpenter	951-674-3207
Pat Ferracio	909-649-1555		Programs	John Howell	951-247-1037
Art Fairchild	951-897-5433		Refreshments	Sandy Harter	951-216-5502
Lisa Howison	951-734-7530		Web Master		
George Howison	951-734-7530		Outings	George Howison	951-734-7530
Alternate Board			Claims	Pam Maguire	951-316-2568
Dan Cornia	909-797-6111				
Mark Detter	909-801-1501				
Jill Molson	909-887-8024				

CLAIMS

Burro 1 & 2 Placer Claims 10 acres ea

Coolgardie Placer Claims 40 acres ea. and the New **“Straight Gold”** 120 acres

Gold Venture & Pickett 3 Placer Claims 20 acres ea

Hungryman 1, 2, 3, 4 and Chunker Placer Claims 120 acres ea

Indian Gulch 1 & 2 and Indian Flat Pacer Claim 20 acres ea

Jackass 1, 2, & 3 Placer Claims 160 acres ea

Miner’s Folly Placer Claim 60 acres

Moriah Placer Claim 15 acres

Pickett 2 Placer Claim 20 acres ea

(Cajon Pass) Summit Placer Claim 51 acres

ATTENTION: You must have all documents listed below when you visit any claims

Plan of Operations (Yuba River Claims) .You will need a copy of the appendix with the Plan of Operations

Appendix (updated 07/09/2011) .You will also need a printout of both A and B for each claim

Moriah Claim “A” Moriah Claim “B” (updated 07/09/2011)

Union Flat Claim “A” Union Flat Claim “B” (updated 07/09/2011)

Wild Plumb “A” Wild Plumb Claim “B” (updated 07/09/2011)



2014 Christmas Party December 7th

LOCATION AMERICAN LEGION POST 79

2797 DEXTER DR, RIVERSIDE

VALLEY PROSPECTORS INC. WILL PAY FOR THE DINNER

DINNER WILL BE CATERED BUY AMERICAN LEGION AUXILIARY UNIT 79

11 AM TO NOON SOCIAL NOON IS DINNER

GERNERAL MEETING TO FOLLOW

RESERVATIONS ARE A MUST BY DECEMBER 1ST TO ATTEND

CALL KELLY CRAWFORD AT 760-248-6683 OR PAM MAGUIRE 951-316-2568

WE WILL COLLECT A NEW TOY FOR THE TOYS FOR TOTS. BRING THEM UNWRAPPED



DO NOT DIG UP THE ROAD

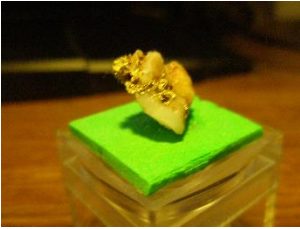
!! WHERE THE OLD MINERS SHACK USE TO BE !!

OR ANY OTHER ROAD THE CLUB CAN BE FINED AND WE CAN LOOSE OUR CLAIMS.

IF YOU SEE SOMEONE DIGGING THERE AND THEY MAKE COMMENTS THAT THEY ARE

GOING TO DO SOMETHING, THIS IS WHAT TO DO. Take down their licenses plate number and go to where you have phone service and call the sheriff and then call me





At the May meeting for the board and general membership, granted permission (as required) for John H to conduct a special raffle. The pictured quartz and crystalline gold specimen (total weight 21.3 grains) from the Sierra Nevada Mountains has been put up as the prize. Tickets are \$2 or 3 for \$5, with the drawing at the October meeting. You don't have to present to win. Make sure to print legibly your name and phone number on the back of the ticket.

Welcome Newest Member's Of Valley Prospectors

Virginia and Tim Riley from Oregon House, CA

Valley Prospectors currently has 373 members, including 25 life members and 1 honorary member. This doesn't include spouses, partners, or family children under the age of 18.

We are seeking volunteers for the 2015 Executive Board, members -at-large, wagon master, claims committee and other positions.

Please step up and think about helping the Valley Prospectors' but doing something today.

UPCOMING EVENTS

Schedule of Events for Valley Prospectors for 2014

Nov	13 th	Retired during the Week
	20 th	Board and General Meeting Board meeting 6pm & General 7pm
	27, 28, 29 & 30	Coolgardie Outing
Dec	7 th	Christmas Party & General Meeting-rsvp by Dec. 1 st to attend

REFRESHMENTS

Sorry guys my mind not all here or my notes.

In hospital with Joe, Surgery went well. Won't come home till Saturday

those of you that volunteered to bring cookies please don't forget.

Sorry cannot remember names at this point. Lot going on,

so glad everyone loved the cupcakes Hats off to the Queens Beautifully decorated.

Thanks to all, Love Joe & Sandy Harter 951-216-5502

BLOOD BANK NEWS "MVP"

Thanks to all who continue to donate on behalf of Valley Prospectors – "MVP". I contacted Life Stream and finally got our count from Dec 2013 through Sept 2014. Our total count is 14. We have historically had about 30-40 donations a year and I know it is much more difficult to recognize those who gave. The office will no longer give us your name or date of donation. Our only way of knowing is when you share your donation receipt with me or call or email me the information. I want to thank all those who have given so far. It is greatly appreciated. In particular, I want to thank **Monty Quinn** and **Pam Maguire** for their recent donations. Much appreciated. Please remember that our Blood Bank account is a service to our members and the community. If you can make a donation, it is much needed. You can check for local donation centers or events at <https://www.lstream.org/> *the need is constant, the process is simple, and the results are priceless.* Lorraine Frost, Blood Bank Chairperson (760) 868-6564
<mailto:res06mtu@verizon.net>

VALLEY PROSPECTORS GENERAL MEETING**DATE: Oct. 30th, 2014**

CALL TO ORDER BY Steve Schubert. Pledge of Allegiance by: Jennefer J. (the good witch). Motion to except the minutes of the last meeting, 1st by Ed R. 2nd by Mary S All in favor Treasurer's Report: Sue B~ Read Income and out go. Upcoming Events and Letters: Steve S read thank you letters. Pam M read Upcoming Events. 50/50: Roger Zay tonight. Lady Luck: Digger Dan~ Lots of goodies tonight! Special Raffle: John H. We have the "Nugget" here tonight so buy tickets. THIS WILL BE RAFFLED AT OUR CHRISTMAS PARTY ON DEC 7th. Refreshments: Sandy and Joe made up some nice aprons for the "4 Cupcake Queens" (Kelly, Jennefer, Lisa and Debra) and give them out. U guys are so nice! Thank you, you two. Next meeting will be Cookies. Steve S. stated that the next meeting in Nov. will be on 20th, NOT ON THANKSGIVING. Membership: Judy C. ~ she will be taking renewals tonight. We have 377 members as of tonight. Wagon Master: Pam M. ~ they had 30-35 show up. Next Outing is the Thanksgiving Outing. Courtesy: Kelly C. ~ we have 40 members and 5 guests tonight. Joe Harter will be having knee surgery on the 4th, Harry Crawford is resting at home after his surgery tonight, Kelly Crawford will have heart surgery on the 10th and Sandy Harter decided to wait for her time in the hospital till all is good at home. Ed and Renee R. will be having their 21 anniversary on Halloween. Big Announcement: JIM STRAIGHT HAS TIED THE KNOT! PENNY SAID YES AND NOW THEY ARE A PAIR! CONGRATS TO YOU TWO YOUNG'NS. Finds of the Month: Garry (Sherri is sickly tonight, thank you for not coming out and giving it to us all) ~ Come up and vote. Gold Sales: Art F. ~ the club needs some gold, contact Art if you have "extra". Library: Bruce~ lots of goody to check out. Editor: Pam M. ~ Have all for the newsletter to her by the Nov.6th. ****ATTENTION: ALL MEMBERS WILL BE GETTING THE NEWS LETTER IN NOVEMBER DO TO THE NOMINATION BALLOT WILL BE IN THE NEWSLETTER****. Claims: Pam. M~ Discussion about the northern claims Plan of Operations and the digging out at our Coolgardie claims. John H talked about the dredging laws. Blood Bank: Mary S talked for Lorraine F. Apparel: Pat F. ~ He has some real neat and cool shirts, hats and "Other Goodies" Get yours now! Historian: Lisa H. ~ Get your pics to her. REFRESHMENT TIME: 7:52 pm. Resume Meeting at 8:05 pm. Program to night: Nominations. Thank you Lisa and George for all your help Old Business: Kelly talked about the Christmas Party and sign up at the next meeting or till Dec 1st. CHRISTMAS PARTY WILL BE SUNDAY DEC. 7th. START TIME: 11:00 AM. DINNER AT 12 NOON Claims Chairperson Pam M. Said that there will be a Claims meeting out on Ord Mountain to make a study/testing of a claim up there. The Board OK'ed to give PLP a \$2000.00 donation for their legal fund. A motion from Garry to donate to PLP and a 2nd from John H/Ed R. Discussion followed. Steve called for a vote to give PLP \$2000. Motion Carried with 1 (one) NO and 4 Abstaining. We will stay with the storage unit we have now and not move. New Business: NONE. 50/50: Roger Zay, the winner of \$36.00 is George H. Door Prize: Debra W. Badge Prize: Larry E. Extra prizes to Mary S and Sandy H. Finds Of The Month: Garry~ Gold 1st- Judy C 2nd- Ed. R. 3rd- Don B. Detection winners are: 1st. - Don B. 2nd- Roger Z. 3rd- Kent B.

Motion to Adjourn at 8:30 pm by Lisa H., 2nd by Gary J., Take it away Digger Dan!

Minutes by Jennefer J. Secretary

VALLEY PROSPECTORS BOARD MEETING**DATE: Oct. 30th, 2014**

Pres. Steve Schubert opened the meeting with roll call, and a quorum was met. Steve asked that the minutes of the last board meeting (Sept 25th 2014) be accepted as written. Motion by Dan to except them as written, 2nd by Pam, and all in favor Membership: Judy C. ~ she said she will take renewals at this time for next year's dues. Editor's Report: Pam M~ Have articles to her by Nov. 6th. Courtesy: Kelly C. The Christmas Party is coming along great! Harry Crawford is at home and doing better. Joe Harter will have knee surgery on the 4nd. Kelly C will be going in on the 10th, to have her heart fixed up. Don't worry she will be fine, she says. Pres. Steve thanked Judy C. Kelly C. Pat F. Art P. Digger Dan, and Lisa H. for all their help this year. (I think he is buttering them up for bigger and better things). Historian: Lisa H~ get her some pictures of the outings or your diggings. Old Business: We are not going to change storage unit for this upcoming year. We will stay at the place we have now. The Nugget will be raffled off at the Christmas Party. A motion was made to give PLP \$2000. By Pam M, and 2nd by Art F All in Favor of this New Business: Discussed about when the cutoff date is for the dues to be applied to the next year for new members. John H. motioned to have but in the Rules/Regulation that when new members join on or after Nov.1st to Dec.31 their dues shall apply to the following year as well. 2nd by Sandy H. Membership has always decided on this issue in the past. Steve called for a vote Motion carried with 3 NO's. Passed by the board Pomona GPAA Gold show and we will be there. Discussion about the people vs Rinehart on California dredging Steve called for Adjournment at 6:35 pm

Minutes by Jennefer J. Secretary

Election of Officers Ballot 2015

Write in a name for the person you think would take the office

President

Kent Bryant_____
Mike Dunkerley_____

Members at Large
Vote for no more than 12

Vice President

Gene Lepper_____
Lorraine Frost_____

Dan Corina_____
Pat Ferraccio_____
Art Fairchild_____

Secretary

Jennifer Jercha_____

George Howison_____
Lisa Howison_____
Roger Maguire_____

Treasurer

Sue Baranauskas_____

Pam Maguire_____
Gary Jercha_____
Sandy Harter_____

**BRING BALLOTS TO NEXT MEETING OR
Christmas Party or mail them to PO Box 2923
San Bernardino 92109**

Joe Harter_____
John Bonson_____
Dave Milliken_____
Harry Crawford_____
Kelly Crawford_____
Steve Schubert_____
Jill Molson_____

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Harry Crawford_____
Kelly Crawford_____
Steve Schubert_____
Jill Molson_____

PREZ SAYS:

Prez says: Welcome to November and cool weather in the desert or very cold if you were out at the Coolgardie claim. We do a lot of things during the year and have a lot of fun out gold mining.

This club needs your support and volunteers to keep going. We have great board members for next year that will help the executive officers and we need YOU to write in your name on the ballot for those positions.

I will be here to help you. Let's do this together. I am going to be the show chair for the two GPAA shows in 2015. We will be in Pomona Feb. 7th and 8th and Las Vegas April 25th and 26th. Dates to remember are general meeting is Nov. 20th because Thanksgiving is the last Thursday and the Christmas party Dec 7th. A special thanks to all the members that supported me thru the year I could not have done it without you. We have 377 members in this club I hope you are all out gold mining. May all your pans be filled with gold? Steve

People VS Rinehart 3rd Court of Appeals Decision on Dredging

The Third Appellate District reversed a judgment and remanded. The court held that further proceedings were necessary for the purpose of determining whether Fish and Game Code provisions, as applied, were preempted by federal law because they rendered his right to mine gold from a river commercially impracticable.

Brandon Rinehart and several others owned two contiguous mining claims for recoverable gold located in a national forest. Rinehart was working with vacuum and suction dredge equipment in waters that were within the boundaries of one of those claims that was known as Nugget Alley. A state game warden cited Rinehart under Fish & Game Code §5653.

Rinehart was later charged under §5653(a) with using such equipment without a permit and under §5653(d) with possessing such equipment in an area that was closed to the use of that equipment. Rinehart demurred, arguing that in light of §5653.1 as amended, the state had "indefinitely suspended the issuance of all permits for suction dredging, closing all waters of the state to" that use pending a determination that it would not be deleterious to fish. The trial court overruled the demurrer.

Rinehart then agreed to a bench trial on stipulated facts. Rinehart asserted an affirmative defense that §5653 was unenforceable against him because as applied, the statute was preempted by federal law. Rinehart made an offer of proof, contending that if admitted into evidence, his testimony would show that §5653 was unenforceable under the circumstances of his case.

The facts to which Rinehart and the People stipulated included that Rinehart had permits as required by the law when they were available and would have continued to apply for such permits if permits were being issued. The parties further stipulated that the trial court could accept into evidence a 2013 document entitled "California Department of Fish and Wildlife Report to the Legislature Regarding in stream Suction Dredge Mining under the Fish & Game Code."

Following argument, the trial court found that Rinehart's prosecution under §5653(a) and (d) was not federally preempted. The court allowed into evidence those parts of Rinehart's offer of proof that concerned the discovery and ownership of the claims, the acceptance of those claims by the Bureau of Land Management (BLM), Rinehart's having found no significant quantities of gold outside the water-covered areas of the Nugget Alley claim, and that the gold on that claim lay under its waters.

However, the court excluded from evidence those parts of Rinehart's offer of proof that concerned suction dredging being the only economically-feasible method by which gold could be extracted from the Nugget Alley claim. Based on the evidence before it, the court then found Rinehart guilty under §5653(a) and (d) and granted him summary probation. Rinehart appealed.

The court of appeal reversed and remanded, holding that whether §§5653 and 5653.1 operated to make Rinehart's rights under federal law commercially impracticable could not be resolved on this record.

The court pointed out that §5653, standing alone, did not contravene federal law by requiring a state permit for suction dredge mining. Rather, the U.S. Supreme Court has held that requiring a state permit to conduct specified activities on federal land is not categorically prohibited. The issue here turned on the conditions attending the permit. Specifically, Rinehart contended there was a de facto ban on suction dredge mining imposed by the state through the operation of §§5653 and 5653.1. Thus, Rinehart argued, the state had taken from him what the federal government had granted, since there was no economically feasible way to extract mineral deposits in the Nugget Alley claim.

The court found that Rinehart made a colorable argument that, under federal law, §§5653 and 5653.1 were environmental regulations that were so severe that mining had become commercially impracticable. As such, Rinehart contended, §§5653 and 5653.1 were de facto land use planning measures that frustrated rights granted by the federal mining laws and were thus obstacles to the realization of Congress' intent in enacting those laws. But the court concluded that on this record, it could not determine that as a matter of law, the criminal provisions of §5653, read in light of the provisions of §5653.1, were unenforceable based on those statutes making commercially impracticable the exercise of rights granted by federal mining laws.

In particular, the trial court found that the statutes were not preempted and disallowed evidence relevant to the disputed question. Thus, there was no relevant evidence as to Rinehart's affirmative defense. As a result, remand was necessary for further proceedings on preemption. Specifically, the trial court had to address whether §5653.1 as currently applied operates as a practical matter to prohibit the issuance of permits required by §5653. The trial court also had to address whether, if that is so, such a de facto ban on suction dredge mining permits renders commercially impracticable the exercise of Rinehart's mining rights as granted by the federal government.

It has come to the attention of the Valley Prospector's board, that we need to revise our Rules and Regulations under Article III (3), Dues and Initiation Fees: This is asked as a question because it will be a yes or no vote at January 2015 General Meeting.

Proposal for the Rules / Regs for Dues

This is what has been proposed:

Shall New Members, who join Valley Prospector's Inc. on or after November 1st to December 31, have the dues part of their initiation apply to the following year?

This is to be posted in the Newsletter for 2 month (Nov., and Dec.) and then voted on at the General Meeting by the members in January 2015.

This is for New Members, who become members at the end of a year.

If not approved by the members, then it will be up to the membership chair as to when this date will be, as it has been Since the start of V.P



Box Tops for Education

I wish to thank everyone that has donated to box tops for educations this past year. With all the budget cuts the schools need all the help they can get with giving teachers supplies they need. They appreciate all the help. Thank you Mary Schubert



www.valleyprospectors.com

MEMBERSHIP RENEWAL

(You must sign and date this application before it can be processed)

Primary Member Last Name: _____ VP Member # _____

First Name: _____ Spouse/Domestic Partner Name: _____

Additional family members under 19 years of age: _____

Mailing Address: _____

City: _____ State: _____ Zip Code: _____ - _____

Telephone # (____) _____ Home Mobile/Cell Fax _____

Email: (Optional) _____

How would you like to receive the newsletter? E-Mail or U S Mail

Is it okay to publish your picture in the newsletter? Yes or No

PAYMENT METHOD - Make Payable to: *Valley Prospectors, Inc.*

The annual dues shall be \$40.00 Cash / Check # _____ Money Order # _____

Annual membership dues are due beginning January 1st of each year and are not prorated. If postmarked after February 1st a \$20 late fee will be added, the amount will become \$60.00 and if postmarked after March 31 the dues are delinquent and you will be removed from membership. You would have to rejoin Valley Prospectors Inc. paying the full \$140.00 as required by new members.

Hold Harmless Agreement:

Valley Prospectors' Inc. (VPI) and / or its Members and Claim Holders are not responsible nor are to be held liable for injury, illness or death occurring at any club claim, function, or outing, by any member or guest. Each member and his /her guest are responsible for properly be informed of potential hazards and/ or risks that may occur while engaging in recreational activities. ENTER CLAIMS AT YOUR OWN RISK. I have read understand and agree to the above: *Hold Harmless Agreement*[®] and accept all liability for myself.

Signature _____ Date _____

Signature _____ Date _____

Mail payment and application to:

Valley Prospectors, Inc. - Membership Chairperson
33220 Wildomar Road
Wildomar, CA 92595 -8283

Road Trip to Rainbow Basin

When you turn onto Irwin Road to go to Coolgardie you will pass the cemetery and a ways down you will see a sign to Rainbow Basin. Today we went on a short road trip to the Rainbow Basin. We have heard that it was a great place to see but no one really said it is fantastic. It is a nice scenic loop of different rock formations that make you feel like you are on the moon. So when you are at Coolgardie camping and tired of working with dirt go on a road trip to Rainbow Basin and take the loop. When you get to the end of the road at the yield sign turn left and it will take you back to IRWIN Rd.



Dear friends and neighbors:

Want to feel good? Want to get rid of those stinky shoes? Help out the Rancho Foothills Girl Scouts make holiday dreams come true, give them your old shoes as long as they have soles left to help fund their Green Santa Program. Girl Scouts are collecting used shoes for recycling to earn money for our Green Santa fund. Green Santa is a neighbor program of supplying holiday wishes of children served by local nonprofits, including Foothill Family Shelter, Steven's Hope, and Pacific Lifeline.

Thank you, Lily Troop 10504 gives to Mary at The Oct. General Meeting



Miners Sales



Members can run 3 times through the year for free. Commercial ads are \$5.00 per month. Send ad's to ladygolddigger1246@yahoo.com or Call 951-316-2568

For Sale

Older Keene 151 dry washer with hose and motor asking \$875.00
Gene Lepper 909 208-4307 Call any time before 8 PM

For Sale

Light weight utility trailer w/loading ramp 10' x 5' x 2' sides, single axle, steel frame, aluminum floor, 3 new tires, recently packed wheel bearings. Great for hauling all your prospecting equipment, a real Coolgardie special Asking \$1000 or Best offer Tom 909 584-8618

For Sale



Desert Fox for \$275.00 Art Fairchild 951 897 5433

Cube for \$275.00, without stand, Stand for 35.00 Art Fairchild 951 897 5433

For Sale

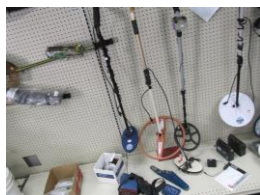


WELL HERE IT IS! The one and only 151 dry washer that could give Bart and Gary a run for their money! She is a 2000'sh model. You all have seen her get the best of both Bart and Gary out at Coolgardie. She is in very good shape and when not in use has been housed indoors. The boys hate to give her up but it's time for a new owner. The first \$750.00 takes her home and out to the next outing. Call Gary/Jennefer at 951-927-4672 for more info. If no answer, leave a message. Thank you for looking...



Store hours: Wed.-Sat. 10am.-6pm.
 9565 C Ave. Hesperia CA. Suite M
 (760) 244-9642 (760) 244-9439

Keene, Diamond Pacific, Garrett, White's & Tesoro dealers.



Metal Detector's for sale:

Minelab 3500 with bag, headphones, 2 battery packs and 2 heads \$3,000.00
 Whites 6000 with bag, headphones, extra battery pack and 3 heads: hot shot, deep scan 950 and big foot. \$525.00
 Used Whites 6000 W/ extra battery, bag, headphones, 3 heads: Hot shot, Deep scan 950, & Big foot. \$525.00
 Used Minelab Eureka Gold W/ battery pack - \$250.00

Mining equipment for sale:

Keene High Banker, custom box for high efficient recovery with pump and motor. \$450.00
 Long Tom Sluice \$350.00
 Keene puffer dry washer, 12V excellent condition \$375.00
 Warn Winch, 12V 10,000 lbs. \$450.00

Thank you,
 Nick Whaley
 Mining Supplies and Treasures
 Offering the equipment needed for your next adventure.
 (760) 244-9642
 (760) 244-9439