

POTOMAC RIVER FISHERIES COMMISSION  
 COLONIAL BEACH, VIRGINIA  
 January 12, 1967

Mr. Lewis Jones, Jr., Chairman, called the meeting to order at 10:00 a. m.

Members present: Commissioners H. C. Byrd, Milton T. Hickman, J. Clifford Hutt, Lewis Jones, Jr., Chairman, Jeremiah Valliant, Vice-Chairman, George J. Weems, Secretary.

Officers present: K. Thomas Everngam, Legal Officer; Chief J. William Ryland and Inspector E. Ralph Dameron, of Commission of Fisheries of Virginia; Lt. Paul C. Wentzell, of Maryland Marine Police; Robert M. Norris, Jr. Executive Secretary.

Visitors present: Mr. Charles Bagnell, of Commission of Fisheries of Virginia; Mr. W. Tayloe Murphy, Jr.; Messrs. John Goolrick and John Frye and Miss Isabelle Gough, of the press.

The Minutes of the meetings listed below were considered. Mr. Hickman offered motion, seconded by Mr. Valliant, as follows:

"That the Minutes of meeting held June 23-24, 1966, be approved." Motion approved.

Mr. Valliant offered motion, seconded by Mr. Jones, as follows:

"That the matters as set forth in the recording of the proceedings of the meeting of September 16, 1966, though a quorum was not present, represents what took place that day and is to be entered as a part of the records of this Commission." Motion approved.

Mr. Valliant offered motion, seconded by Dr. Weems, as follows:

"That the Minutes of meeting held October 11, 1966 be approved." Motion approved.

Mr. Jones suggested that the question of any shell planting program for 1967 be tabled, requesting that the Executive Secretary and Law Enforcement Supervisors make a survey of previous plantings, and report the results at next meeting, at which time the 1967 repletion program will be considered.

Mr. Jones said that, in light of Mr. Everngam's oral report and subsequent discussion on possible further regulating of haul seining, that the matter will be tabled until Legal Officer prepares and submits a written report; copies of which Executive Secretary will send to Messrs. Mason and Williams, and Messrs. Smith, King and Murphy (attorneys recorded in Minutes of meeting held September 16, 1966), and that the Commission will further consider the question in light of written report. Mr. Jones said that any further discussion to determine policy on haul seining would take place in executive session later in the meeting.

Lt. Wentzell reported that two-thirds (2/3) of jurisdictional line markers above Route #301 Bridge have been lost due to ice, and that two (2) in lower river are missing. He suggested that if replaced, the markers above the bridge should be re-located on land. Mr. Dameron concurred. Mr. Hutt offered motion, seconded by Mr. Valliant, as follows:

"That Engineers of appropriate Departments be requested to work with us to replace missing markers below bridge." Motion approved.

Mr. Hutt offered motion, seconded by Dr. Weems, as follows:

"That we ask Engineers to report at next meeting a plan for replacing markers above bridge." Motion approved.

Mr. Jones requested that administration work with Mr. Manning, Director of Maryland Department of Chesapeake Bay Affairs, toward the goal of removing the Maryland requirement that oyster buyers in Potomac River purchase a \$50 Maryland license, in addition to the \$10 Potomac River Fisheries Commission Oyster Buyer's license. Mr. Jones said that he would work with Mr. Everngam toward this end.

The Chairman recognized Lt. Wentzell, who recommended that the 1966 seed planting on Knott's Hollow be closed until ready for harvesting. Mr. Jones asked that this matter be tabled until findings of the above-mentioned survey of planted areas is reported at next meeting.

The Commission acknowledged receipt of copies of audit for fiscal year July 1, 1965 through June 30, 1966 conducted by Maryland and Virginia auditors.

Dr. Byrd offered a motion, seconded by Mr. Hickman, as follows:

That disbursements, as per itemized lists furnished each Commissioner for the following months and in amounts as herewith listed, be approved:

June	1966	\$ 7,337.40	
July	1966	71,524.82	(Including \$50,000 transfer of funds and \$18,579.35 for 1966 oyster repletion program)
Aug.	1966	3,382.91	
Sept.	1966	4,120.24	
Oct.	1966	29,326.62	(Including \$25,000 transfer of funds)
Nov.	1966	38,651.01	(Including \$35,000 transfer of funds)
Dec.	1966	3,314.01	

Motion approved.

Dr. Byrd offered a motion, seconded by Mr. Hickman, that \$50,000 be immediately transferred from checking account to savings accounts in the several depository banks, as per established policy of Commission. Motion approved.

Mr. Hutt offered motion, seconded by Mr. Valliant, as follows:

"That the Bank of Middlesex, Inc., Urbanna, Virginia, be designated as a depository for funds of this Commission." Motion approved.

Mr. Jones reported that he and the Executive Secretary had attended a conference with officials of the Potomac Electric & Power Company, officials of Charles County, Maryland, representatives of Water Control Board of Maryland and others, in December to discuss possible effects of proposed power plant at Morgantown on Potomac River fisheries. He said that no useful information was made available by PEPCO to this Commission and asked that Commissioners keep this in mind and try to determine what can be done to minimize damage to oyster beds in the area, resulting from thermal and any other pollution produced by the plant's operation.

Executive Secretary reported that oyster production figures available through January 7, 1967 totaled 492,908 bushels reported by buyers, with \$98,400 (20¢ per bushel) inspection tax paid.

Mr. Jones asked the Legal Officer to submit at next meeting a written report on how and where, in Maryland and Virginia, we can legally require payment of the inspection tax on oysters caught or taken from the Potomac River by the tonger or catcher.

Mr. Hutt offered motion, seconded by Dr. Byrd as follows:

"That the budget as presented in June, estimating revenues and expenditures to be \$229,649.90, for this fiscal year, be adopted; with and amendment that the estimated inspection tax be increased by \$20,000, and that this amount be set up as a contingency fund reserve, thus increasing the budget to \$249,649.90. Motion approved. (Budget as adopted below)

POTOMAC RIVER FISHERIES COMMISSION  
Budget for fiscal year  
July 1, 1966 through June 30, 1967

STATEMENT OF ESTIMATED EXPENDITURES

OPERATING EXPENSES:

Personal Services:

Compensation of:	Commissioners	\$ 1,500.00	
	Executive Secretary	11,000.00	
	Legal Officer	5,000.00	
	Clerical Help	12,260.00	
Commissions to Clerk's of Courts on			
	license sales	525.00	
Other personal services		<u>500.00</u>	\$ 30,785.00

Contractual services:

Advertising	\$ 2,300.00	
Postage	750.00	
Telephone	1,200.00	
Electric Current	240.00	
Freight, express	50.00	
Membership dues & subscriptions	35.00	
Travel	3,500.00	
Photographic services	150.00	
Surveys and mapping	<u>250.00</u>	8,475.00

Materials and supplies:

Printing and office	\$ 1,600.00	
Household furnishings & supplies	50.00	
License forms, plates and tags	<u>1,000.00</u>	2,650.00

Current charges and obligations:

Rent	\$ 1,320.00	
Surety bond premiums	185.00	
Fire, loability & other insurance	<u>136.00</u>	1,641.00

Pension and other contributions:

Employer's O.A.S.I. contributions	\$ 792.12	
Retirement	630.48	
Group insurance	<u>38.88</u>	1,461.48

Total operating expenses		\$ 45,012.48
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DEVELOPMENT AND REPLETION EXPENSES:

Seed oysters and/or shells		183,887.42
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CAPITAL OUTLAYS:

Office and other equipment	\$ 500.00	
Furniture and fixtures	<u>250.00</u>	750.00

CONTINGENCY FUND RESERVE:

	20,000.00
TOTAL	<u>\$249,649.90</u>

(BUDGET continued next page)

COLONIAL BEACH, VIRGINIA

January 12, 1967

STATEMENT OF ESTIMATED REVENUE

Sale of Licenses:			
Fish	\$ 7,800.00		
Oyster	32,500.00		
Crabs	4,500.00		
Clams	<u>1,500.00</u>	\$ 46,300.00	
Oyster bushel inspection tax:		120,000.00	
Appropriations by States:			
Maryland	\$50,000.00		
Virginia	<u>50,000.00</u>	100,000.00	
Interest on Savings:		1,500.00	
Replacement of lost license tags, and transfer and addition of oyster tonging tags:		<u>100.00</u>	
		\$267,900.00	
Less part of 1966-67 appropriation used to pay for 1965-66 seed planting:		<u>-18,250.10</u>	
TOTAL		\$249,649.90	

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Dr. Byrd raised the question of the cost of issuing licenses. Mr. Jones directed that Executive Secretary get a comparison of such costs of this Commission and other departments, and suggested that this be done by state auditors.

Mr. Hickman offered motion, seconded by Dr. Byrd, as follows:

"That Mr. Jeremiah Valliant be elected Chairman of the Potomac River Fisheries Commission for 1967." Motion approved unanimously.

Dr. Byrd offered motion, seconded by Mr. Valliant, as follows:

"That Mr. J. Clifford Hutt be elected Vice-Chairman of the Potomac River Fisheries Commission for 1967". Motion approved unanimously.

Mr. Valliant offered motion, seconded by Mr. Hickman, as follows:

"That Dr. George J. Weems be elected Secretary of the Potomac River Fisheries Commission for 1967". Motion approved unanimously.

Mr. Valliant took over the chair at 11:37 a.m. and thanked the Commissioners for their confidence, saying that he feels that being a member of this Commission is just as important as being its Chairman.

The Executive Secretary reported that arrangements have been made with Chesapeake Biological Laboratory to conduct a survey of known clamming areas in late February or March and that a report on mortality of market clams plus set, if any, of young clams will immediately follow.

Closing the river to clamming until such time as it is apparent that clam population has recovered was suggested. Dr. Byrd offered motion, seconded by Mr. Jones, as follows:

"That this question be deferred until Chairman and one other Commissioner can investigate the question of employing a man who can devote his entire time to surveying clamming and oystering resources and related problems, and also work with inspection tax collection for this Commission". Motion approved unanimously.

Executive Secretary told the Commission that increased activity in the office had created a need for an additional typewriter and adding machine. Mr. Jones offered motion, seconded by Mr. Hutt, as follows:

"That the Executive Secretary be authorized to purchase, at the best prices available for the best machine, one each electric typewriter and adding machine". Motion approved.

Mr. Hickman offered motion, seconded by Dr. Weems, as follows:

"That the Legal Officer write resolutions about the good services of our past Chairman, and that they be included in Minutes of this meeting". Motion approved unanimously. (Resolutions follow)

Resolution of Appreciation for the Services of  
LEWIS JONES, JR.  
as Chairman of Potomac River Fisheries Commission  
for the year 1966

WHEREAS, the Honorable Lewis Jones, Jr., of Middlesex County, Virginia, has successfully completed his term of office as Chairman of the Potomac River Fisheries Commission for the year 1966.

AND WHEREAS, Lewis Jones, Jr. has in our judgment exhibited outstanding leadership of this bi-state commission of the States of Virginia and Maryland, for the management, conservation, and improvement of the fishery resources of the tidewater portion of the Potomac River.

AND WHEREAS, Lewis Jones, Jr. previously served as Chairman of this Commission for the year 1964.

AND WHEREAS, Lewis Jones, Jr. has at all times carried out the high purposes of the Potomac River Compact of 1958, to the benefit of the citizens of Virginia and Maryland.

NOW THEREFORE, we the members of the Potomac River Fisheries Commission do hereby commend Lewis Jones, Jr. of Middlesex County, Virginia, and express our appreciation for his able services as Chairman of the Potomac River Fisheries Commission for the year 1966.

/s/ George J. Weems

Milton T. Hickman

H. C. Byrd

J. Valliant

J. Clifford Hutt

Commissioners of Potomac  
River Fisheries Commission

ATTEST:

Robert M. Norris, Jr.  
Executive Secretary

January 12, 1967


At 12:00 noon, Mr. Valliant said the Commission would go into executive session, with Legal Officer, Executive Secretary, Chief Ryland, Lt. Wentzell and Mr. Dameron attending.

Mr. Ryland outlined some difficulties relating to enforcement of clamming regulations and disposition of cases in court. Dr. Byrd requested that this question be deferred until next meeting; and Mr. Valliant so ruled, at same time requesting enforcement officers to continue enforcement of present clamming regulations the same as all other regulations.

From 12:15 p.m. until adjournment, discussion centered around proposals regarding haul seining rights. During this time former Commissioner N. G. Ball was introduced for a brief period, during which he extended to the Commissioners his thanks for the Resolutions on his services, adopted in Minutes of May 6, 1966 and his pleasure at being one of the charter members of the Potomac River Fisheries Commission. At 1:00 p.m. Mr. Douglas Jenkins, a haul seiner, was introduced and outlined his views on haul seine rights, as well as problems of this fishery from operational and enforcement standpoint. Mr. Jenkins left meeting at 1:30 p.m. From time to time, Mr. Everngam offered counsel on authority of Commission and other points of law. Several motions were offered and died for lack of a second. Dr. Byrd requested that question of haul seine regulations be a special part of the business of the next meeting.

The Chairman called the next meeting for 10:00 a.m. Friday, February 17, 1967.

At 2:15 p.m., the meeting was declared adjourned.

  
CHAIRMAN

  
SECRETARY