

OUTFITTERS AND GUIDES BOARD

September 5 & 6, 1978

TUESDAY, SEPTEMBER 5, 1978

Boise, Idaho

The Outfitters and Guides Board convened at 9:00 a.m., with the following board members present: Vice Chairman Jim Baughman, Bill Guth and Ivol Sies.

License applications were reviewed and signed.

Chairman Rex Lanham joined the meeting at 9:30 a.m.

There was a short discussion on the report of Mackay Bar Corporation's guest drowning and Stanton Miller's river business, prior to Dick Perkins, Mackay Bar's managing agent, meeting with the Board. Ralph Johnson, Georgia and Frank Elder, Ogden F.S. phone calls about Stanton Miller's business were also discussed.

Mr. Perkins discussed with the board the circumstances surrounding the accidental drowning of a Mr. Carlyle, of Detroit, Mrs. Carlyle's statement and the Mackay Bar guide, Chuck Gardiner's report to Mr. Perkins of how the guest was fitted into a life jacket and instructed in use of the small inflatable avon boats. The Board requested that a written report be sent to the Board detailing the circumstances surrounding this accident so that it may be a part of our permanent file, as advised by our attorney.

The second item brought before the Board by Dick Perkins was that his corporation has signed an option to buy the inventory and obtain transfer of the float boating permits of all of Stanton Miller's river business. There followed a discussion of what permits Mr. Miller might actually have to transfer especially on the Owyhee River; also when asked, the Board assured Mr. Perkins that two licenses and two permits are allowed one outfitter on the same river. When Dick Perkins pressed for an approval that was needed for Mackay Bar's 60-day option, the Board advised that a letter of release from Stanton Miller and the completed outfitter applications for the new business were needed prior to the Board's review for approval.

After Mr. Perkins left the meeting, the drowning death of one of Mike Lawson's Henry Fork Anglers' guests too was discussed. Mr. Lawson had telephoned the report of the accident to this office the following morning, and a letter has been requested for a report of the complete circumstances.

George Truppi, Sulphur Creek Ranch met with the Board and explained that they had thought that they would have their license application in ahead of the advertising that was noted by the Board in a sports magazine. Mr. Truppi turned in his applications. He was advised too by the Board, that in their observation of Sulphur Creek Ranch, it should be a good summer business and to hold to a small hunting operation.

The July 10 board meeting minutes were read and approved.

Larry Moats being given an extension for power boating on the lower main Salmon River was discussed. Also our pending court cases resulting from citations were reviewed prior to breaking for lunch.

At 1:00 p.m., the Board reconvened, with board members, Jim Baughman, Bill Guth and Ivol Sies present.

A complaint against John L. Booker, Salmon regarding a hunt in 1975 that C. R. "Dick" Brown & Theron Webb of California, and Wayne Dennis of Sparks, Nevada had with Mr. Booker was read and discussed, and Mr. Booker met with the Board to explain the complaints. John Booker said he had changed his operation so that he does not mix parties hunting together any more, nor does he go into town for supplies over-night which resulted in part of the complaint. The Board advised that he be sure to tell his guests of his absense if he has to leave for supplies, and to be certain he had a guide to replace him when he is absent.

Chairman Rex Lanham joined the meeting, and at 2:00 p.m., Rusty Munn met with the Board and presented a letter and map showing that his horse pasture assigned by the Forest Service is partially in Cal Stoddard's area and a campsite is in Don Habel's area, which both situations were in effect when Harold Hanson had the area. The letter Mr. Munn submitted asked that should there be a change in assignment of either of the Stoddard or Habel areas, that his problems be considered by the Board and the boundaries be changed. The Board advised Rusty to meet with the Forest Service to see if anything could be worked out to correct the situation, and also Rusty was informed that his extensions for summer activity in the Guth & Habel areas are on a yearly basis.

Gary Bastain, Mack's Inn Resort, met with the Board requesting snowmobile outfitting in the Island Park area. The Board saw no problem provided he had all his applications signed and returned with the fee, and the outfitter test completed and returned.

Attorney Guy Hurlbutt called to inform the Board that Grand Canyon Dories, Inc. had combined with James Gellien of Flying H Ranch in filing a federal court case against the Outfitters and Guides Board regarding the state's jurisdiction over the rivers.

Mr. & Mrs. Morgan Williams, Stanley met with the Board regarding licensing the old Walt Mason area, with Morgan Williams being the managing agent for Christine Sieslik. Chris Sieslik's outfitter application was received today. Members of the Board telephoned Ms. Sieslik, and it was agreeable with her that Mr. Williams be her managing agent, and outfitter application forms were handed to Morgan Williams.

A letter from F. O. Garrigus was read. His application for an outfitter license, submitted without a Forest Service or BLM land manager signature was discussed and a motion was made by Jim Baughman and seconded by Ivol Sies, that a letter be sent to Garrigus for a definite answer as to whether he would or would not use land under the F.S. or BLM jurisdiction, as was advised by our attorney.

The incomplete applications of Gary Swift, applying for power boating on the Snake River and Steve Wieber's request for hunting and fishing along the same area as Garrigus were reviewed, as well as all the letters in the Garrigus file reread. Rex pointed out that although Garrigus was not licensed last year, there was a certain continuity to the application, which puts his case ahead of other new applicants.

The Board recessed at 5:15 p.m.

WEDNESDAY, SEPTEMBER 6, 1978

The board meeting reconvened at 8:30 a.m., with Chairman Rex Lanham, Jim Baughman, Bill Guth and Ivol Sies present.

Enos Kimball stopping by the Board office and talking with Ivol Sies was brought up. He has sold out and is moving to southern Nevada for the 2-bear hunting area in Utah and Nevada, and said a Mr. Don Books of Emmett was interested in his area so picked up outfitter applications for him.

Letters regarding George May illegally outfitting some Texas bear hunters were read. It was agreed that letters should be sent to these hunters to obtain the information needed to complete the case. Also the phone call complaint against Quentin Selby was discussed and the letter reviewed that Selby wrote in answer to the Board's inquiry.

Mike & Cecil's reports were read. Phil's whereabouts, Mike's time being up--108 days for the year, and Cecil's court case in Lewiston today were talked about.

Training cards were discussed, as Mike had posed the questions of 1) the Board's liability if a case is instigated around a guide with a temporary license--the Board said there was no problem as our attorney had already considered this, 2) training record--

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it was determined that no. 26 (e) of the rules and regulations requires the training record. Also it was brought to the attention of the Board that waiving the extension fee on new applicants who have paid the guide fee then finish the training requested, is not in keeping with our new law--Idaho Code No. 36-2108 (3), as it reads "A ten dollar (\$10.00) fee shall be charged for every amendment to a license." Therefore a motion was made to rescind the May 15 meeting motion which waived the extension fee on these new applicants--the motion was proposed by Ivol and seconded by Bill and passed.

Attorney General Opinion No. 78-34 regarding schools and instructors being licensed as outfitters and/or guides was read and the Board determined that letters should be sent with a copy of this Opinion to each University, and to review each school's program for determination on whether they would need licensed.

Licensing the lakes used for commercial fishing and charter boat fishing outfitters was brought up, as an inquiry from a Mr. William Enders, Hope, Idaho and a conservation officer from Sandpoint has been made. The Board remembers the legislature telling the Board to keep their hands off regarding licensing of lake fishing. A letter has been forwarded to our attorney for his opinion.

Copies of Grand Canyon Dorries' guide citations and the trial date of October 25, 1978 were received from the Association where they had been mailed by Prosecuting Atty. Fred Snook of Salmon. The Board determined this information should be forwarded to Mike.

Some old business was brought to the attention of the Board: Tim Robertson's log requested from Mel Norrick never received--another letter to be mailed; Dean McGuire's two applications and his letter requesting return of his original fee were discussed; Wm. Bender's illegal Red Cross card and the Attorney General's Chief Investigator's letter was talked over--the Board wants the Investigator to go ahead on the case; James Powell to be named the sole outfitter by release of Idaho Vacations, Inc. still not completed--the Board determined that Attorney Anthony Park be contacted again regarding change of their bond; and the incomplete applications of Richard Barker, Philip (Bub) Smith, Bob Rosso and James Zapffe were reviewed.

New business included Gary Madsen's request for part of Chuck Overland hunting area, which would not be available until after this license year; the request of the Waymire Brothers to relicense in the area Bruce Baird was previously licensed; and the letters from Grand Canyon Dorries regarding hold-over of guide license fees and the Board's reply were read--also the opinion of Attorney Guy Hurlbutt regarding a fee being submitted for a license which expires with each license year.

Noon recess was at 12:15 p.m.

When the Board reconvened, at 1:30 p.m., Vice-Chairman Baughman presided, with Ivol Sies and Bill Guth present.

A letter from the Association requesting the Board to shorten the outfitter application to have the notation "same as last year" was read; and our attorney's opinion that an attachment be composed that could be attached to the face of all applications to show the changed amount being collected for fees, in accord with the "Conclusion of Law" from the court action that changed outfitter & guide fees as of March 17, 1978, was brought up. The Board determined that this attachment could be extended to include a directive for omitting some of the application for outfitters who are renewing with no change of operation.

Rex joined the meeting at 2:00 p.m.

Letters from Earl F. Dodds, Forest Service about the Wilderness area; Montana F. & G. about limitations on their over-fished streams & rivers and help requested for their proposed legislation to limit the number of outfitters; Gladys York's ranger's letter to her regarding no permits; Jess Rankin wanting to know about licensing needed if only renting horses to hunters; Mel Norrick's letter regarding training of guides; and several complimentary letters received on Steve Currey's river business were all read.

Telephone calls were reviewed: Mrs. Roger Vice and their trouble with outfitter Al Lockett; Dick Perkins regarding a new business manager Al Hoyt training on rivers; Jack Dark's complaint regarding non-refund of deposit; Atty. Sherm Fury about a client's career if convicted; and John Lym, a guide for Sevy, wanting to purchase a Middle Fork business.

The meeting with state insurance director, George Collins, who explained our state insurance program, was mentioned by Mr. Baughman, and also typewriter service was checked into.

Discussion of need of a new desk & chair and where it was to be purchased was the last item of business. A tentative meeting date of October 2 & 3 was agreed on for the next meeting for the Board.

Adjourned at 4:30 p.m.



Chairman or Vice-Chairman



Secretary

OUTFITTERS AND GUIDES BOARD

September 5 & 6, 1978 Board Meeting

EXPENSE BILLS PAID (past 3 months):	JULY	AUGUST	SEPT.	TOTAL
Rent	\$ 275.00	\$ 275.00	\$ 275.00	\$ 825.00
Telephone (local)	48.79	38.15	46.63	133.57
Telephone (estimated long distance) (7/1/78 thru 12/31/78 = \$ 280.98)				140.49
Printing	67.70	34.26	608.50	710.46
Supplies	28.41	42.57		70.98
Supplies (est. 7/1/78-12/31/78 = \$88.30)				44.15
Equipment (desk)			129.00	
(chair)			55.00	184.00
Insurance -- combined (Liability, Property, Risk Mgmt., & employer contribution--health, accd. & death)	280.73	248.27	191.94	720.94
Retirement (contribution)	132.64	183.48	138.89	455.01
Unemployment Ins. (emp. contrib.) --2nd quarter	36.86			36.86
Social Security --2nd quarter	505.61			505.61
Idaho Personnel Comm. (contrib.)	95.20			95.20
Overhead to State	937.13			937.13
Refunds (lic. fees)		10.00	10.00	20.00
Board (expense-travel)	162.15	----	200.13	362.28
Mike (expense-travel)	626.10	----	998.49	1624.59
Cecil " "	456.40	----	417.00	873.40
Phil " "	----	208.10	----	208.10
				<u>2706.09</u>

OUTFITTERS AND GUIDES BOARD

Licenses acted upon between July 10 and September 4, 1978

OUTFITTERS

Douthit, Douglas D.

Heinrich, William E.

Hodges, H. A.

Howard, David D.

Idaho Guide Service, Inc.

Jones, Lonnie D.

Jordan, Steve W.

Peirce, Everett L.

Salmon River Properties, Inc.

Spence, Al

True Trophy's

Willmore, Charles L.

GUIDES

Allen, Robert D.

Anderson, Philip Michael

Arbona, Fred, Jr.

Baker, Richard H.

Bartell, Richard W., Jr.

Beaudin, Jay

Berney, Mike

Berry, Russell S.

Bevan, Jeffrey Eugene

Braaten, Rick

Brown, Robert G.

Caccia, William James

Campbell, Robert F.

Carter, Rudolph H.

Claassen, Jennifer

Cleveland, Dwight M.

Cobb, Lawrence B.

Cole, John E.

Collmer, Andrew R.

Cornell, Zekiel Jackson

Craig, Tim

Crotzer, Patrick K.

Currey, Jack L.

Dalley, Layne

Didier, Steven J.

Dorr, John W., Jr.

English, Kenneth L.

Erickson, T. Rick

Finley, Mark

Fleshman, Laurel V.

Gardner, Charles John, Jr.

Grieve, David A.

Guerry, Jim

Hawley, Daniel H.

Haye, Kenton E.

Heinecke, Perry R.

Honsinger, Robert R.

Hopfenbeck, Paul H.

Jacky, Curt R.

James, LaVon

Kadleck, Dave

Kelly, Clare Patrick

Keogh, Timothy R.

King, Clifford D.

Knight, Richard L.

Lamont, Bill

Lefler, John

Leidecker, Joel K.

Lilly, Alan B.

Lowe, Ron R.

Lykins, Jack

GUIDES

McCaskill, Donald Bruce
McCulloch, Robyn Michelle
McConnell, David C.
McConnell, James
McGuire, Lawrence Dean
McLean, Mary Wolcott

Marsh, Robert L.
Martin, Larry Allan
Mengert, Terry John
Mitchell, Monica
Miller, Chet
Mills, Roy Macklin

Ney, Timothy D.

Page, Phillip
Parham, R. Mark
Parsons, Stephen D.
Paulson, Rodney D.
Peden, Roberta L.
Perkins, Gary
Pole, Gregory A.

Reitherman, Bruce Phillip
Rhett, Homer
Roberson, William V.
Robertson, Tim
Rose, Edward B.

Shepherd, Lawrence
Smith, James Raymond
Smith, Jay Dee
Sohrweide, H. John
Speer, P. Shaun
Stephens, Joseph G.
Stickney, Bob
Stimmel, Marvin

Teerlink, Heber J.
Tibbetts, Mike

Unkie, Barbara Louise

Van Dam, Jon Curtis

Waller, Donald A.
Weaver, Dennis
Weber, Eric F.
Welch, Vincent De Paul
West, W. Casey
Wilburn, Susan J.
Williams, Gary R.
Williams, Roger D.
Wilsey, Robert W.

York, Leon A.
Youngs, Grant Barton, Jr.

Zach, Alvin L.

LICENSES EXTENDED OR DELETED

OUTFITTERS

Best, Guy Edward - Lead Boatman on Selway River.

Crofoot Ranch, Inc. - Hunting & Trailrides deleted.

Gillett, Ron - outfitting and guiding on Main Salmon from First bridge across Salmon R. above Red Fish Lake Cr. to Slate Cr.

Johnson, Vernon P. - Float boating on Main Salmon from First bridge across Salmon R. above Red Fish Lake Cr. to Slate Cr. deleted.

Jones, John Robert - Guiding reinstated to license .

Linford, Richard - Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.

Mills, David F. - Boatman on M. Fk. of Salmon River.

Moats, Larry - Power boating for outfitting on Main Salmon from Spring Bar to Snake R.

Munn, Rusty - Fishing, trailrides, backpacking and float boating on Main Salmon from Iron Cr. to Corn Cr. for outfitting.

LICENSES EXTENDED OR DELETED

OUTFITTERS

- Ney, Dale F. - Qualified to guide.
- Stelling, David W. - Lead Boatman on M. Fk. of Salmon R.
- Santos, Frank - Hunting and trailrides deleted.
- West, Lester - area extended for big game hunting.

GUIDES

- Ahlert, Donald P. - Boatman on Main Salmon from Spring Bar to Snake River.
- Bartell, Richard W., Jr. - Boatman on Salmon River from North Fork to Corn Cr.
- Beckwith, Robert E. - Leadboatman on M. Fk. of Salmon R. from Indian Cr. to confluence. 7/17
Lead Boatman on M. Fk. from Dagger Falls to confluence & Boatman on Main Salmon from mouth of M. Fk. to Spring Bar 8/22
- Bevan, Jeffrey Eugene - Boatman on Main Salmon from North Fork to Corn Creek.
- Byars, Richard L. - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar & M. Fk. of Salmon from Indian Cr. to confluence.
- Carson, Dwight David - Lead Boatman on M. Fk. Salmon from Indian Cr. to confluence and Main Salmon from mouth of M. Fk. to Spring Bar.
- Claassen, Jennifer - Lead Boatman on Main Salmon from mouth of M. Fk to Spring Bar 8/14
Boatman on Snake R. from H. C. Dam to Lewiston 8/22
- Cover, Andrew - Boatman on Selway River.
- Dorr, Donald James - Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.

GUIDES

- Drake, Charles H. - Lead Boatman on Main Salmon from mouth of M. Fk to Spring Bar
- Eakland, William L. - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar
- Featherstone, Jeffery Scott - Lead Boatman on M. Fk. of Salmon River.
- Garnsey, Jack - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar and M. Fk. of Salmon from Indian Cr. to Confluence & Boatman on Selway R.
- Gibbs, Peter - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.
- Giles, Lane Franklin - Boatman on Main Salmon from Corn Cr. to Spring Bar.
- Gladouski, Michael John - Boatman on M. Fk. of Salmon River.
- Hammel, Stephen M. - Lead Boatman on M. Fk of Salmon River.
- Hayes, Peter Gynt - Lead Boatman on M. Fk. of Salmon River from Indian Cr. to confluence 8/2
Lead Boatman on M. Fk. from Dagger Falls to confluence 8/29
- Honsinger, Robert R. - Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.
- Irving, James S. - Lead Boatman on M. Fk. of Salmon from Indian Cr. to confluence; Main Salmon from mouth of M. Fk. to Spring Bar.
- Jost, Robert - Boatman on Salmon River from first bridge across the Salmon R. above Red Fish Lake Cr. to Slate Cr.
- Judson, Janice T. - Boatman on Main Salmon from North Fork to Corn Cr.
- Lane, Gary - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.
- Lawton, Rebecca - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.

Licenses acted upon between July 10 and September 4, 1978

GUIDES

- Lee, Randal - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar & Boatman on M. Fk of Salmon River.
- McLean, Mary Wolcott - Boatman on Main Salmon from Iron Cr. to North Fork.
- Menasco, Tim George - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.
- Montgomery, Richard - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.
- Myers, Gerald David - Boatman on M. Fk. Salmon.
- Norton, Gary H. - Lead Boatman Main Salmon from mouth of M. Fk. to Spring Bar.
- Peden, Roberta L. - Boatman on Salmon River from Spring Bar to Snake River.
- Rimbaux, B. C. - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.
- Ross, Jamie - Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.
- Rupp, Mark - Boatman on M. Fk. of Salmon & Snake River from H. C. Dam to Lewiston.
- Shanafelt, Keith - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.
- Shedd, Richard Calvin - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.
- Shine, Robert M. - Lead Boatman on Selway River.
- Simballa, Bruce B. - Boatman on Main Salmon from Spring Bar to Snake River.
- Sohrweide, H. John - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.
- Steele, Timothy M. - Lead Boatman on Snake R. from H. C. Dam to Lewiston.
- Studer, Florian Andre - Lead Boatman on Main Salmon R. from mouth of M. Fk. to Spring Bar.
- Sturgill, Stephen Jerry - Boatman on Selway R.
- Tompkins, Francis Eugene - Lead Boatman on Main Salmon from mouth of Middle Fork to Spring B ar.
- Vorster, Karen - Lead Boatman on Main Salmon from mouth of M. Fk to Spring Bar & Middle Fork from Indian Cr. to confluence.
- Waggoner, Douglas W. - Lead Boatman on Main Salmon from mouth of M. Fk. to Spring Bar.
- Wescott, Susan Elizabeth - Boatman on Main Salmon from mouth of Middle Fork to Spring Bar.
- West, W. Casey - Lead Boatman on Main Salmon from mouth of Middle Fork to Spring Bar.
- Willes, Frank J. - Lead Boatman on Main Salmon from mouth of Middle Fork to Spring Bar.

DENIALS

OUTFITTERS

Howard, David D. - Cougar hunting as the area licensed is for bear hunting only, as the previous licensee had.

Peirce, Everett L. - Summer activities as the requested area is licensed to other outfitters.

GUIDES

Coleman, Arlo - Bird hunting as the employing outfitter is not licensed for this activity.

Tibbets, Mike - Lead boatman status on Middle Fork and Main Salmon rivers as the needed requirements have not been fulfilled.

Webb, Monty L. - Predator hunting as the employing outfitter is not licensed for this activity.

Weber, Eric - Bear, cougar, predator and bird hunting as the employing outfitter is not licensed for these activities.

Wickham, Alan D. - Predator hunting as the employing outfitter is not licensed for this activity.