

OUTFITTERS AND GUIDES BOARD

Boise, Idaho

October 2 & 3, 1978

Monday, October 2, the regular meeting convened at 8:45 AM, with chairman Rex E. Lanham, James Baughman, Lon Jarvis and Ivol Sies present.

License applications and extensions were reviewed and signed.

Bill Guth joined the meeting at 9:10 AM.

Minutes of the September 5 & 6 meeting were read and James Baughman made a motion the minutes be approved as read, seconded by Bill Guth and un-animously approved. Itemized bills that have been paid within the past three months were presented for the Board to review.

The budget for the 1980 FY was presented by Alaire. The budget was revised downward in the areas where the Board saw flexibility, and printing expenses and ways and means of obtaining revenue were considered. The Board said it was of utmost importance that money be allotted for another part-time investigator and also, with Guy Hurlbutt's knowledge of the Board's background and pending federal court case, and possible other cases, that money be allotted to retain him.

At 11AM, Guy Hurlbutt, Attorney General's Office arrived to attend the meeting.

Attorney Jordan Smith, Salmon, called about incorporating his client, Terry Andreessen's, business, and possibly changing the name from Wild Rivers West, and changing the managing agent from Terry Andreessen. Attorney Hurlbutt advised that all new forms should be obtained as this would be a new entity, and new licenses would be required.

The opinion from Guy Hurlbutt on licensing outfitters fishing on lakes was read. The decision was that lakes are not considered hazardous as the mountains, rivers and streams are, thus his interpretation would exclude lakes from this category. He further advised those who are now including lake fishing on their license be advised to not include it on their next year's application. He advised, too, that the law was vague regarding "fishing", and that the Board might wish to clarify this by a proposal to next year's legislation. Ivol advised that he would be sending copies of this opinion to the Fish and Game Department for their information.

Our pending federal court case was discussed and our attorney advised that Grand Canyon Dorries, Inc. and Flying H Ranches have not yet filed their complaint in federal court, and it was determined that the 30-day waiver was up on Gellien's court case. Guy said he would contact the prosecuting attorney to continue the civil court case.

Forrest Garrigus's license application and his written statement saying that he would not use Forest Service or B.L.M. land without first obtaining a permit was reviewed. Our attorney said he saw no reason to further hold up his license as his statement would have to be accepted, but to write a cover letter to Mr. Garrigus and so advise the F.S. and B.L.M. The Board also determined that Mr. Zanelli should be advised that the area he requested of Garrigus's was not available this license year.

Stanton Miller's current outfitting status and the transfer of his river business to the Mackay Bar Corporation was brought up. A letter from Dean Bible of B.L.M. regarding use of the Owyhee River was read. There was a discussion on Stanton Miller's use of the Owyhee River. The Board determined that Mackay Bar Corporation should be advised to license the Miller business separately as it could jeopardize all their license if in the future they try to transfer permits after they have been consolidated under one license.

Dean McGuire's first guide application for 1978, and Guy Hurlbutt's letter to Prosecuting Attorney Dennis Albers, Grangeville about it, were read and discussed. It was also brought to the attention of the board that letters were mailed from our office to the court clerks of Nez Perce, Idaho and Lemhi counties, quoting Idaho Code 36-2115, regarding 50% of all fines and forfeitures collected by the courts being deposited with the state treasurer to be credited to the Board's account.

The Board and attorney adjourned for lunch at 12:15 PM, and reconvened at 1:15 PM with all present except Bill Guth.

George May's application to guide for Leo Crane was discussed, as was the case against him for illegal outfitting. It was determined by the Board and our attorney that issuance of a license to guide would not have any bearing on our illegal outfitting case against him, and his guide license was signed and issued.

Bill arrived at 1:30 PM, and attorney Guy Hurlbutt left the meeting.

Don Fellom and his wife from Riggins met with the Board about fishing and trailrides from their ranch on Rapid River, and to about twenty lakes in Bruce Henderson's area. Mr. Henderson would not sign a release for use of the area as Mr. Henderson wants to sell, Mr. Fellom said. The applications were incomplete and returned as they are requesting licensing for the ranch, owned by Paul Boyer, with Don Fellom as managing agent.

At 2:30 PM Richard Clark, Recreational Director of Ricks College, met with the Board about licensing the school for backpacking and trailrides mostly in the Teton area, but some backpacking, in May, in the Salmon area. Mr. Clark said the school would also have approximately 10 canoe students, three times a week, and there was no hassle with the Forest Service. The canoeing would be May through September. The Board saw no problem with the proposed activities except the canoeing and suggested three possibilities to obtain use of the rivers. Applications were given to license the college with Mr. Clark as managing agent. Bill Guth asked that a copy of the school's program or curriculum be sent to the board.

Forest Service Special Agent, Janet Skeen's report of arrest and fine of Lee and Bret Richmond dba Adventure River Expeditions, Inc. (A.R.E.) out of Salt Lake City, Utah, was read. It was noted that Lee Richmond stated to Ms. Skeen that he would continue to run the Middle Fork and Main Salmon regardless of the outcome of this incident and that most of the fine was suspended in the State's case at Salmon, Idaho.

James Campbell, and attorney Jay Webb, representing Carl Russell of Detroit, Michigan, who is buying out the business of Wilderness Encounters, Inc., met with the Board about transferral of the outfitting interests. Mr. Campbell will be managing agent (until Mr. Russell can locate someone qualified), of that part of the business Mr. Russell is assuming with the name changing to Wilderness Encounters, Inc./Wilderness Ranches. Mr. Campbell explained the hunting activities are to be transferred to the business he is keeping, along with fishing, trailrides and backpacking. The name will be changed to Shepp Ranch, Inc./Wild Rivers-Idaho, and he will keep float and power boating on the Main Salmon. In answer to Attorney Webb's inquiry about any problems, Rex Lanham suggested the possibility there might not be the use permits on all the rivers involved. The Board suggested a letter is needed on all that is being transferred, a bond would be needed for the new business and the Outfitters and Guides Association bond changed on this transfer, as well as new licenses would be required.

Rex Lanham left the meeting at 4 PM, and after the Board discussed Chris Cieslik's application for the old Walt Mason area, and Wayne England's problems with his Forest Service use permits, the meeting was recessed at 5 PM.

Tuesday, October 3, 1978, at 8:45 AM, the Board reconvened with all members present with the exception of Jim Baughman.

William Scherer, Boise, met with the Board to request summer pack trips and fishing, with partners Frank Giles, Boise and Lynne Loening, in areas assigned to several outfitters and the old Mike Loening area. Bill Scherer showed the Board on the map that he would base at Cape Horn and pack into Knapp Lakes, following down Loon Creek to Triple Creek Ranch. The Board advised Mr. Scherer that the operation would have to be in conjunction with Marilyn and/or Lynne Loening, as all the outfitters in the area already were licensed for these activities. It was requested that the application be in this next year, and Mr. Scherer said he would apply before March 31, 1979. Lon Jarvis also mentioned that Marilyn or Lynne Loening must meet with the Board.

At 9:15 AM, Jim Baughman joined the meeting and explained the telephone call he had received this morning from Cliff Blake, Challis National Forest regarding the old Walt Mason area. They will not issue permits in that area this year as it seemed too unsettled, Blake said. Mr. Blake also requested a copy of his statement and signature on the Chris Cieslik application.

Mr. Baughman told the meeting, also, of his conversation with Mike Wilkins reporting Cal Stoddard contacting him about two Salmon residents, suspected of illegally outfitting in his area. Ivol Sies gave a report of Cecil Sanford being sent into Jim Sweener's area to check former outfitter-owner Duane Whipple, hunting two parties into Sweener's area.

Other telephone complaints were noted: Dick Perkin's report of a former client bringing an out of state guide in to Mackay Bar's area; Joe Adam's back in Bruce Henderson's area; Walt Berry's report of suspected outfitter Clarence McReynolds on Gospel Mountain; Gladys York had an unhappy hunter

says a Bakersfield, California attorney; Everett Spaulding's offering his equipment to check suspected illegal outfitting in his area; and John Booker called to advise the Board, <sup>an</sup> additional complaint was filed against him by previous 1975 complaintant.

Written complaints were read about outfitters Quentin Selby; Eldon Handy; James B. Smith in McAfee's area; and former outfitter Chuck Overland taking deposits and leaving the state. The Board also discussed Phil Swanstrum not being available for investigation until after Forest Service fire season is over, October 7.

Larry Jarrett's proposed deer hunting in Steve Jordan's and Al Lockett's areas was brought up. Both Jordan and Lockett have signed releases, but the forest service would not issue permits.

Mrs. Roger Vice, Boise, whose husband is a licensed guide for Albert Lockett, met with the Board to advise that both her husband and another licensed guide, Gerald Blanc, had quit as they felt they were cheated in agreement with Lockett. Mrs. Vice said they were not paid but had a three-way split of profits and gave the board a copy of the contract. She advised that probably unlicensed guides may be working for Lockett, including his son, Rod.

Bob Sherwood, Fish and Game Department inquiring for Waymire Brothers to outfit in area formerly licensed to Bruce Baird; the inquiry about floating the Lochsa River; and Mel Fowlkes, Lochsa Ranger District, letters were read and discussed.

Letters were read from Attorney Bennetts, Challis, representing Robert Heatherington, in his taking back the Chuck Overland business.

The meeting recessed for lunch.

At 1:15 PM all members reconvened for the meeting with Chris Cieslik and Ben Howard. The Board questioned Ms. Cieslik on what interest Walt Mason would have if she were licensed. She replied none in the business but he still is 50% involved in the equipment. She further stated that Morgan Williams was too unorganized and wanted Ben Howard as managing agent. Applications for managing agent were given them, but Ms. Cieslik was advised to see the forest service again as they have advised they do not plan to issue any permits in that area this year.

Thomas Woolstenhulme's incomplete application was reviewed. Then new business was presented: Robert Volpert, Outdoor Adventures' letter advising they are not connected with OARS, Inc. or Sobeck, Inc. except they are their booking agents; Professor Frank H. Washey's letter to locate a lodge; the Board's attendance to Department of Parks Outdoor Recreational Plan meeting; State Bureau of Risk Management insurance requesting an inventory; Idaho Commission of Arts letter for value of loaned art works; copy of Regional Office Forester, William F. Worf's directive to the Association to inform those outfitters who secured insurance believing it also covered the Forest Service liability to be advised they were not covered; and a Minnesota letter to the Association were all read.

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The Association December meeting dates were noted: December 6, 7, and 8, to be at the Holiday Inn, Boise, The Board set their next meeting to be November 6 & 7, 1978.

A list of those licenses approved, extended, and/or denied is included as part of these minutes.

                    R. L. Latham                    

                    Edythe D. Blele                      
Secretary

OUTFITTERS AND GUIDES BOARD

Licenses acted upon between September 5 and October 1, 1978

OUTFITTERS

Chivers, Tom E. dba Stanley Basin Cow Camp

Davis, Lynn M.

Habel, Don

Sulphur Creek Ranch, Inc.

Truppi, George

Garvis, Keith F.  
Gillihan, John W. (Jack)  
Gray, Kenneth C.  
Griffith, Arthur W.  
Griggs, David R.  
Grimm, Gregory K.  
Grosshans, James D.  
Gunderson, Andrew D.

Hartmangruber, Steve  
Heinrich, Sandra Mae

Jones, David Brent  
Jones, Roy C.

GUIDES

Anderson, Allen Randall  
Andrews, Robert William

Baas, Darrell R.  
Bailey, Byron P.  
Baker, Ann Dalton  
Bench, Mark  
Bessler, Frederick K.  
Bever, Bruce K.  
Brown, J. Robert, Jr.  
Brown, Michael R.  
Buker, Jack  
Busch, Douglas Michael  
Butler, Neil

Christopher, Tim  
Cobb, Michael  
Cowie, Marty  
Crum, Roy Wayne

Davis, Douglas D.  
DeBondt, William S.  
Demorest, Robert E.  
Drinville, George T.  
Duhr, Douglas E.

Feldpausch, Bill  
Felton, Kenneth A.  
Fisher, Jim  
Forrey, G. Steve  
Frerer, Fred L., Jr.

Keating, Sue Ann H.  
Kildow, Roger  
King, Jerry  
King, Joe S.  
Kleen, Merle Everett

Linville, James R.  
List, Aloysius Mark  
Love, Bradley J.

McFarland, David M.  
McMullen, David

Mackey, Darryl L.  
Metzger, John R.  
Mickens, Gordon Lynn  
Miller, Randy S.  
Miller, Robbie  
Miller, Wayne R.  
Mills, Sheila Ann  
Mitchell, Scot Richard  
Moll, Ronald B.

Norris, Darrell Richard

Owens, Kyle D.

Prisbe, Alan Jay  
Protos, Nicholas E.  
Pyeatt, Clay W.

Licenses acted upon between Sept. 5 and Oct. 1, 1978

GUIDES

Rhinehart, Gary Lee  
Robinson, Britt  
Robinson, Frank A.

Scott, Michael T.  
Sellers, Joseph  
Sloan, Leonard  
Smith, Jacques  
Sternner, Robert P.  
Swingle, Richard  
Sweigart, William Bradley

Thomas, Jim  
Trogdon, Spencer G.

Ussery, Jerry

Ward, Russell  
Wemple, Rick  
White, Chuck  
Whitehead, James F., Jr.  
Williams, Keith R.  
Williams, Robert H.  
Williamson, Kenn James  
Wright, Jeff  
Wright, Richard

York, R. A.

LICENSES EXTENDED OR DELETED

OUTFITTERS

Mills, David - Lead Boatman on M. Fk of  
the Salmon R. & Main Salmon from mouth  
of M. Fk. to Spring Bar 9/5  
Chukar Hunting 9/18

Rocky Mountain River Tours - Chukar  
hunting area.

GUIDES

Bever, Brad M. - Hunting big gam, bear/  
cougar, predators, & birds; fishing,  
trailrides and backpacking for outfitter  
Ron Malone.

Bradley, Juliet W. - Lead Boatman on Main  
Salmon, Mouth of M. Fk. to Spring Bar.

Dahl, Bonnie Clare - Lead Boatman on Main  
Salmon from mouth of Middle Fork to  
Spring Bar.

Dalley, Layne - Float boating on Teton R.,  
Power Boating on South Fork of Snake R.,  
Teton Ri. and Henry's Lake.

Fitch, Kevin Britt - Boatman on Main Salmon  
from Spring Bar to Snake River.

Flasher, Jann - Lead Boatman on M. Fk. of  
Salmon from Indian Creek to the confluence

Garrett, David - Boatman on Salmon River fr  
Iron Cr. to Corn Cr. and Middle Fork of  
Salmon River.

Gericke, Bruce R. - Big Game, bear/cougar,  
predator & bird hunting, and trailrides  
for Mackay Bar. 9/6  
Big game, bear/cougar, predator, and bird  
hunting, fishing, trailrides and back-  
packing for Ron Malone. 9/18

Gore, Russell R. - Lead Boatman on M. Fk.  
Salmon River.

Kutzscher, Bernd M. - Lead Boatman on Main  
Salmon from mouth of M. Fk. to Spring Bar.

Lawton, Rebecca C. - Boatman on Selway R.

Maloy, Michael - Boatman on Salmon River  
from Spring Bar to Snake River.

Reitherman, Bruce Phillip - Lead Boatman  
on Main Salmon from mouth of M. Fk. to  
Spring Bar.

Salo, William M. - big game, bear/cougar,  
predator, and bird hunting and trailrides  
for Mackay Bar.

Shrier, Mary E. - Boatman on Main Salmon  
from Spring Bar to Snake River.

Licenses acted upon between Sept 5. and Oct. 1, 1978

LICENSES EXTENDED OR DELETED

GUIDES

Studer, Florian Andre - Lead Boatman on Snake River from H. C. Dam to Lewiston & Boatman on M. Fk. of Salmon River.

Wasserman, Barry - Lead Boatman on M. Fk. of Salmon River & Main Salmon from mouth of M. Fk. to Spring Bar.

Welter, Susan - Boatman on Main Salmon from mouth of Middle Fork to Spring Bar 9/5  
Lead Boatman on Main Salmon from mouth of Middle Fork to Spring Bar 9/18

Wilburn, Susan J. - Boatman on Middle Fork of Salmon

Wright, George - Lead Boatman on Main Salmon from mouth of Middle Fork to Spring Bar.

Young, Harvey J. B. - Lead Boatman on Selway River.

DENIALS

GUIDES

Demorest, Robert - Bird hunting as the employing outfitter is not licensed for this activity.

Gunderson, Andrew D. - Bird hunting as the employing outfitter is not licensed for this activity.

Ussery, Jerry - Bird hunting as the employing outfitter is not licensed for this activity.

White, Chuck - Bird hunting as the employing outfitter is not licensed for this activity.

Williamson, Ken - Bird hunting as the employing outfitter is not licensed for this activity.