

OUTFITTERS AND GUIDES BOARD

BOISE, IDAHO

FEBRUARY 14 & 15, 1980

Thursday, February 14, 1980, the board meeting convened at 8:30 a.m., with Chairman Rex Lanham presiding, Jim Baughman and Ivol Sies in attendance.

The following NEW BUSINESS was brought to the attention of the Board, as Bill Guth joined the meeting: a lawsuit against the State of Idaho, naming the Board, has been filed with the Secretary of State by Ralph and Bonnie Johnson, Georgia, regarding expense incurred from the 1977 Stanton Miller case; and, Rick's College legislation being proposed which would exempt Idaho accredited schools from the Outfitter & Guide Act.

At 9:00 a.m., applicant John Stover, Council, Idaho met with the Board about the late Weddle outfitter business. Forester Don Belville, Canyon Ranger District, Orofino, called the Board to give tentative permit issuance approval, although 3 others (Weddle's brother, Weaver & Woodworth) are seeking the same area. Stover will conduct basically the same operation as Floyd Weddle and will complete his application as the Board could see no problem.

Forester Jim Moorhead, Salmon F.S. called and talked to the Board about their decision to only permit for bear and cougar in the hunting area presently assigned to Dale Ney. They explained there has been inquiry by a Glen Taylor and wanted the Board to know their determination of use in this area.

The minutes of the December 6 & 7, 1979 meeting were read and approved following a motion by Jim and second by Bill.

At 10:00 a.m., Richard Crain, a Montana outfitter from Plains, MT, met with the Board about outfitting a portion of Idaho in the Coeur d'Alene Forest adjoining his Montana area. His proposed limited Idaho hunt of 3 hunts of 4 hunters each was discussed. The Board warned of hunting during each state's closed season, licensing Montana "packers" as Idaho guides, and getting Red Cross courses that Montana does not require; also, to check with Idaho Fish and Game and to obtain out-of-state licenses & tags for guests.

The January 7, 8 & 9 minutes were read and passed, by motion made by Jim and second by Bill.

Then, prior to the appointment of outfitter Dick Atchison and prospective new applicant, Don Gnos, Albany, Oregon the Board discussed a phone call regarding Mr. Atchison's business.

The proposal that Don Gnos be licensed for some of Mr. Atchison's area for outfitting was discussed in length, as Mr. Gnos admitted no knowledge of outfitting and would only handle part of the booking. He did not plan to move from Oregon nor relinquish his sheep business, and planned to find a suitable M.A. (possibly Jack Nygaard with neighbor, Bob Sterner's help & some of his horses--Mr. Atchison also mentioned that Harry Vaughn would also advise). Mr. Gnos planned to work his 19-year old son into the outfitter hunting business in the future and he said that he really like the summer business. Much of the application was not complete--no fee paid, therefore, this application will not be decided upon at this time.

OUTFITTER COMPLAINTS then were worked on prior to lunch break: (1) Bror Bjorsson of Lewiston--he must meet with the Board; and, (2) Jerry Spear, Montana & Indiana,--Montana O. & G. Assn. Council on Outfitting will conduct a hearing on 2/5/1980, on suspension of Jerry Spear's Montana outfitter license--the Board determined they would call for results of this hearing.

After lunch, the Board reconvened with the same 4 board members (Lon Jarvis not present).

At 1:30 p.m., Attorney William Bishop, Sun Valley met about his new outfitter application as managing agent for Dick Alfs Fly Shop. Dick Alfs has had a heart attack and although Mr. Bishop has been previously associated, he now has purchased the enterprise and is applying for all previous outfitter area for fishing and birdhunting, plus backpacking. He stated his business would be 75% day trips with most interest for fishing in the following areas: Silver Cr., Little & Big Wood Rivers, Copper Basin, Magic Res., Mormon Res., Salmon R. headwaters and South Fork of Boise River--the Board suggested elimination of out of area lakes from the Alf license, as Mr. Bishop said his was 95% to 99% fly fishing interest.

The bird hunting requested was discussed: Grouse, Sagehen, Pheasant & Duck hunting from Upper Copper Basin down to Hagerman, and include the McFadden Ranch; the Board said they would need a release from the McFadden ranch owners, and the pheasant and duck hunting might necessarily need some restriction on area, in consideration of "service to the public".

At 2:30 a.m., Ronald Fudge, Sun Valley again met with the Board. He had previously met with the Board with Clay Carter in 1977, when he was in business with Clay Carter, outfitter, and he was licensed as a guide then and for others since.

This time he is requesting consideration for day use outfitting in the area Carter had; also the S. Fk. of the Boise River, Copper Basin, Wood River valley drainage from Galena down for fishing; and upland bird hunting around Picabo. This operation would be in connection with a planned sport shop for which he has financing from a silent partner, Dexter Hayman from California. His application needs completed prior to Board's action.

At 3:00 p.m., Ralph Bass, Rapid River Ranch, Riggins, met with the Board about being licensed as managing agent for Paul Boyer's operation. Same area and name with trailrides primary operation and some fishing. Application was mostly complete but the Board asked for a statement of experience and assignment as M.A.

Then OUTFITTER COMPLAINTS were continued: (3) Jim Smith client's request for deposit refund--Board determined to give bond number as requested with notice to the Association; (4) Wynn Agee's complaintant letter--agreement of Board that outfitter's side of story was valid but would answer the complaint; (5) Ron Malone (letter from Florida client)--Board will request Ron to meet at Salmon meeting about this complaint; (6) Ken Smith's out of area cougar kill--trial at Challis postponed; (7) Tom Drinville's hearing in May as has been tentatively requested--Board will research law and contact complaintants; (8) Robert Ralls (unlicensed bear hunter advertising Richie area)--Board will contact Richies; and (9) letters read against Joe Peck's operation.

Rex left the meeting at 4:10 p.m., as OLD BUSINESS was taken up. Bear and cougar hunting in Lemhi County was discussed. The Board determined that all outfitters in that county be notified for licensing. Then revision of training cards was discussed. It was agreed to add wording: "when used as a temporary license, this validated card must be available at all times".

The meeting then recessed at 4:50 p.m., by motion made by Bill and seconded by Ivol.

FRIDAY, FEBRUARY 15, 1980

The meeting reconvened at 8:30 a.m., with all members present except Lon Jarvis.

The complaints received on outfitter Bror Borjesson, Lewiston were reviewed, then at 8:45 a.m., the Board received this call from Borjesson that he could not make the meeting as he was fogged in at Lewiston. The Board requested that he make every effort to get to this board meeting, and he advised he would try to get a later flight.

February 14 & 15, 1980

Then F.S. men, Jack Johnson and Carl Fager, and Bill Carter of Fish and Game, St Maries met with the Board about Borjesson's operation. Carl Fager, Dist. Ranger, asked if the fact Borjesson never secured use permits was enough to revoke a license--the Board's law was read. F. & G. units were checked on maps in regard to Borjesson's advertising; also, the use of Lonnie Jones area was discussed. The F.S. men presented a report by witnesses on Borjesson's conduct and his report given them by Patricia Borjesson of the past season's use: 4 camps with 504 user days by 36 hunters and 19 horses. They expressed interest in what the use report would be to the licensing board when he reapplies for licensing.

The F.S. said they have proof too that Borjesson hunted outside his assigned area, his brother (unlicensed) was guiding, he abused his animals, and his advertising is illegal. And when, asked by Ivol about bear/cougar only licensing, they said they would not consider permit issuance by what they have now, and there is another bear hunter working the area, and the public accessibility is enough for bear/cougar, as well as other big game.

At 10:30 a.m., Mel Hughes, Vernal, Utah met with the board about float boating on lower Salmon River--however, he presented an application requesting the Middle Fork, middle main Salmon and Selway rivers. He will be added to the priority list and it was explained how he maintains a priority rating. He is a guide for Don Hatch.

NEW BUSINESS was presented: the letter request of special float permission of Dean Helfrich was discussed and agreed upon. He will be advised. Ted Epley's request of part of the Spaulding business (Clearwater River); Mackay Bar's change of management; State Representative (outfitter) Ronald Beitelspacher, Grangeville, inquiry on Clearwater River use and the Rules and Regulation changes; Bob Jacklin and Brad Richey letters and phone calls on Danskin's Henry's Fork river business; A. W. Angell's release of Henry's Fork to John Hill; use of lower Salmon--letters from David Mills & Skip Zapffe; and, the Association's decision that they would not bond Kooyers or Buehler, but they did bond Holiday Rivers and Frog Stewart, M.A. Also Attorney Bill Dee, Grangeville inquiry because of Joe Wilson's problem of a deal with a California man who was extradicted and is now incarcerated in jail there.

After the lunch recess, the same members (all except Lon) met with Leroy Chausse of Burley, on his proposal to fly-in drop off primitive camps into the back country airstrips: Chamberlain Basin, Cold Meadows, Moose Creek, Indian Creek and Fish Lake, for the purpose of family wilderness experiences. He explained his flying qualification and that he and his partner, Don Hunter had talked to Earl Dodds, F.S., and they would give use-permits.

The Board suggested, after much discussion, that a completed application be presented with their plans and F.S. approval for various airports, and they would make a decision. However, they warned hunters not be involved as area already assigned, and that there would probably have to be licensed supervision for protection to the public.

Dave Stucker and Bruce Minter, Big Creek met with the Board at 2:30 p.m.-- Minter said he would be keeping the Lodge business and that Stucker would purchase the outfitting portion of Big Creek Recreation U.ltd., Inc. They asked approval for the area transfer. The Board advised that a corporation resolution and release was needed--also they told Mr. Stucker that addition of the area would mean one single operation and he could not split it in the future, based on statements made that additional area was required for a good operation the way things have changed in the business.

F.S./BLM/F.& G.--meeting at Salmon was set for the afternoon of April 2, 1980-- Jim Moorhead, Salmon has called for date & confirmation; also he questioned outfitter Eric Ryback's qualification for the cross-country skiing he is asking permission to use in Salmon area. Also F.S. calls & letters regarding Dale Ney's area & non-use; Environmental Assessment on Gladys York; Al Beam/Ken Robertson permit on M. Fk.; BLM letter on

February 14 & 15, 1980

permits in North Idaho; F & G letters on Bitton's special hunt use, the bear area of Guth/West, and Benjamin's proposed use in southern Idaho, which would approve a portion of his requested activity.

At 4:45 p.m., Bror Borjesson arrived to discuss his past season's operation, and the complaints received by the Board. He said he thought he had 63 clients who took 31 elk, with 7 or 8 guides and 27 horses and no mules. That he had all drop camps with only one trophy hunt and had arranged for more horses from Twin Falls & Lonnie Jones, but didn't get them. He had been promised the use of house in Clarkia which he didn't get, but that help quitting was his main problem. His wife, seven months pregnant, had wound up cooking--had 5 cooks in all. He said he didn't know why help quit, but mentioned that he took them in for a shower during the hot dirty time, but as soon as snow fell, they were gone. After snow came, he used his own house for accomodations--gave up their own bed and made sleeping accomodations on the floor. He said his brother never guided, only brought horses from one camp to another, and hunted 5 days for himself.

Mr. Borjesson claimed the client and son left 11 days in the snowed-in drop camp, who finally walked out on their own, had propane fuel for heat and light but it was behind the tent. He said he went in to their camp once and left a note on the flap which was still there after the storm. He claimed he tried to get in to them 3 times, but 50 ft. drifts, said F.S. couldn't help therefore didn't ask them, but he paid 2 Pot-latch men, Wes Patterson & Jim Tripplett, two days work to try to get to them. Finally payed back all money and for equipment left behind. Borjesson explained that guides do not carry guns, and that there was problems of clients having guns at the backs of the guides. Also dead horse left in camp, had been cleaned & quartered for bear bait, but not used. Bror Borjesson further explained there had been a mix-up at the bank on checks that he refunded and would not clear--that some of his clients had <sup>not</sup> paid, as they would stop payment at their banks. He claimed he was holding \$5,000 in bad checks, and wound up \$10,000 in debt. He was asked about report of abuse to horses (dragging behind pick-up to break to lead)--he said F.S. witnesses were drunk; dogs in camps--he said they were \$5,000 dogs and were always chained to axles; said he had drunk clients and personally guided 450 lb. man who claimed he did not get his 7-day deluxe hunt--this was all "bull", that he gave 10 day free hunt & guided him himself 3 or 4 days; he denied killing pine martin, deer and other animals illegally; and finally explained that he did not know about permits, but had sent his wife "5 times" to get them, and that could not see F.S. personnel except office girl, and BIM did not know what was needed.

Rex left the meeting at 5:30 p.m., as Bror continued his explanation that he gets along "super" with Fish & Game, but when advised by Bill to go personally to talk to the F.S. and BIM, he said that he would "go personally the next week to see F.S. and tape record the conversation" and that "he would sit in their office overnight if needed".

The law and rules and regulations were discussed, a formal hearing may result was suggested by the Board, and Borjesson was warned about operation outside his area. He explained that he had contacted Cecil, and thought he had used Jones's area legally. That he had not paid him for use of the area, but had sent a \$200 sausage assortment. In regard to taking elk and deer hunting away, he said it would result in a hardship, as he has invested heavily, and the Marble Creek camp was not set up on F.S. land, but on Burlington-Northern property.

The meeting adjourned at 6:00 p.m., when Bill left the meeting. Borjesson, Jim and Ivöl left at 6:15 p.m. Outfitter and guide licenses issued, extended, amended or denied are listed separately, which have been acted since the last meeting, and become a part of these minutes.



Secretary to the Board



Chairman or Vice-Chairman

## OUTFITTERS AND GUIDES BOARD

Licenses issued, denied or extended from January 9, 1980 through February 13, 1980.

### LICENSES ISSUED

#### OUTFITTERS

Gellein, James E.

#### GUIDES

Gustin, Bernard  
Patterson, Dennis J.

### LICENSE EXTENSIONS

#### OUTFITTERS

Hughes, Jerry-Float Boat Outfitting on Jarbidge/Bruneau Rivers; Owyhee River--Nevada stateline to Oregon stateline; and South Fork of the Owyhee River.

Salmon River Challenge, Hunting, Fishing, and Rafting Co.-to include James E. Gellein as Managing Agent.

#### GUIDES

Bowman, W. Scott-LEAD BOATMAN on the Salmon River from mouth of Middle Fork to Spring Bar.

Collmer, Andrew, R.-BOATMAN on the Salmon River from mouth of Middle Fork to Spring Bar.

Fitch, C. Patrick-BOATMAN on the Salmon River from mouth of Middle Fork to Spring Bar.

Nicholson, Robin, W.-LEAD BOATMAN on the Salmon River from mouth of Middle Fork to Spring Bar.

Olson, Mark K.-LEAD BOATMAN on the Salmon River from mouth of Middle Fork to Spring Bar.