

OUTFITTERS AND GUIDES BOARD

Boise, Idaho

May 8 & 9, 1980

THURSDAY, MAY 8, 1980, the Board met in a regular session with Chairman Rex Lanham presiding, Jim Baughman, Ivol Sies and Eldon Handy present.

The minutes of March 27 & 28, 1980 meeting were read and approved, by motion of Jim, with Ivol's motion to second. Then the office expenses paid for the first four months of the year were reviewed; also reviewed was a summary of the number of licenses issued for the past 4-year period with a breakdown of the income and expense of the past year. These summaries are attached as a part of these minutes.

New Business: The Audit Report of the past 3-year period from June 1976 thru June, 1979, was read. Recommendations to the office to only accept full payments, which would necessitate return of partial payments instead of crediting them, was rejected, with explanation by the Board; continued effort to force collection from Lemhi County court clerk of past fine monies and the sole use of Attorney General's Office legal staff was also discussed and explained by the Board of being unfeasible. Two Findings, which will be corrected immediately, were: 1- Request the State Auditor to revise their collection form to include the Outfitters and Guides Board's name for use in dealing with the courts on fine money collection; and 2- The office staff to better record payments, partial or full. Also there was discussion on Marine Insurance coverage on the office equipment, and the Department of Transportation's summary on aircraft vs. auto travel expense.

Then Misc. Outfitter Business included: 1- Leo Crane's letter dissolving his business dealings with George May; 2- Attorney requested certification on Idaho Adventures, Inc., and Hank & Linda Miller being licensed during August 4, 1979, the time of a fatal air-crash which claimed 5 lives; 3- Colorado O & G Assn. letter for "board set-up" information was read; 4- Paul Gilroy, Wyoming-Idaho border bear hunter letter & brochure was read; 5- Paul Wilkins Sport Camp at Sun Valley brochure, letter & telephone call discussed; and 6- Orval Rice and Lon Haley, Challis problems with their financier, Noel J. Beasley, Sr., Ellis, Idaho.

Eldon Handy mentioned that a Credit Bureau check would give better information on how an applicant stands financially and conducts their business. It was suggested that the board's secretary get information on cost etc. of Credit Bureau use. The Board would then determine if feasible to allow funds to be diverted to cover report costs.

Old Business was next worked on--Arthur Griffith has a \$300.00 fine as Montana F. & G. has advised, as he falsified his residency there. It was also mentioned that the Board is working with Griffith's on Jerry Spears clients' deposits.

Boating Business included the Board's letter to Richard Jones on his request for exception to rules & regs on his sport-yak trips and shortening his business name for his boat identification; Ernie Duckworth's letter against a new applicant, Loren Bud Rogers, Lewiston; and LuVerne Grussing, Cottonwood BLM river manager's call about schools use of the river.

Lon Jarvis joined the meeting and the Board recessed for lunch.

At 1:25 p.m., the meeting reconvened, with all members present as Bill Guth arrived. Enforcement Business was discussed at length--with Mike Wilkins manner of enforcement this past year and attitude, being an issue causing the Board much prestige. Ivol and Jim suggested he be sent over to eastern Idaho to conduct some investigation, and that he also be controlled as to when and where he would work. Finally, after the Board contacted their attorney, Eldon proposed his motion again, that "Mr. Wilkins be asked to resign from his present position as of this date. If he chooses not to do so, then be sent a letter to terminate his employment, and thank him for his many years of past service." The vote was tied in the revote, and Chairman Lanham broke the tie by voting with the ayes. It was determined then, after further discussion, that the Board's attorney would be requested to draw up a letter for the Board to send to Mike.

Boating Business was then continued: 4- John Jones' problems with Kooyers & his Salmon River Challenge, and the F.S. objection of Jones's advertising which indicates two businesses using one permit, and that Jones is incorporating his own business now; 5- Clifton Blake's letter from Challis F.S. about employer/employee records; and 6- new operator Doppelt's request for guide ration exception on the lower Salmon; and finally the denial letters were reviewed that have been sent to the non-user outfitters on the lower main Salmon River.

Phil Swanstrum's investigation of the Jordan and Bitton cases was discussed, just prior to the appointment of new investigator applicant, Randy J. Ross, of Boise. Randy is a BSU student in Criminal Justice who can continue with this GI bill on an internship. The Board determined to hire him after he left. He will be sent to work with Cecil after school's out and he is set up with an enforcement card etc.

Forest Service management plans were reviewed prior to recess for the day, at 5 p.m.

FRIDAY, MAY 9, 1980, the meeting was called to order at 8:30 a.m., with all present except Eldon.

Letters to and from the Forest Service were reviewed, then David L. Waymire, Howe, Idaho, and Robert Sherwood, Idaho Falls met with the Board about outfitting in an area once licensed to the Waymire Brothers. Also in a portion of area licensed to Gary Madsen for bow hunting which is ahead of the regular season. It was discussed about an agreement with Madsen, but the Board cautioned it would need to be in writing and added to licenses. Mr. Sherwood, a retired F. & G. Conservation Officer, answered the Board that he would only license as a guide in the operation. They will complete their applications.

Then prior to the Board's appointment with Richard Clark of Rick's College, Rexburg, Idaho, the Board read an article Rex brought to the meeting, about Outward Bound. It mentioned that there had been 13 students and 2 instructors who have been killed since it was formed, but claimed no deaths in the past two years. (May, 1980 issue--McCall mag.)

Eldon Handy joined the meeting at 9:15 a.m., as Richard Clark came in about licensing. The magazine article was read by Mr. Clark and he said his school would not have that volume and that induced stress is going overboard.

Mr. Clark explained that the school's Outdoor Recreation Education Department will get licensed, and that the Biology and Geology Depts. will work with them. Backpacking and trailrides was requested in 3 areas; canoeing was asked for on the Teton in June, and Henry's Fork; they also want the Big Hole Mtn. Lakes; and they will later request licensing for cross-country skiing and mountaineering. Mr. Clark said they will handle 700 to 1000 people in the winter, and 3000-3500 in the summer. He said they also feel instructor training should have higher requirements than the Board now requires, and the school plans to later incorporate instructor training in their program. Three instructors will get licensed as guides: Dave Thompson, Dave Westcott and Jerry Ivie. After Mr. Clark left, it was determined by the Board to contact existing outfitters on the Henry's Fork about canoe use.

Marvin L. Todd, Boise, again asked for audience with the Board about bear hunting in an area east of Cascade to McCall. He has contacted the Department of Fish & Game, and with the additional information secured, asked for a reversal of the Board's denial. His application was reconsidered and approved on the bear hunting only after contact with F. & G. personnel following Mr. Todd's appointment.

The Board then discussed the pending Hearing requested by Benjamin & Bishop on bird hunting and Henry's Fork licensing, and Drinville's licensing for big game. Attorney Matt Mullaney, Boise, has agreed to be the hearing officer. The Board will seek financial help from the Attorney General's office, on use of the Board's attorney in defense of their action in these cases.

Following the Board's recess for lunch, all members reconvened and worked on Outfitter Complaints: Tim Craig, James Sweener, Joe Peck and Ron Malone's complaintant letters were reviewed.

The April 1-4, 1980 minutes were then read and approved.

Outfitter Problems were worked on for the balance of the afternoon. Some of the Board's decisions were as follows: Letter to be sent on Harry Vaughn-Jack Nygaard request for bear hunting consolidation; Board will advise Jim Campbell dba Wild Rivers--Idaho, that his second fee is not required if unincorporated etc. and could be refunded; Ken Robertson outfitter application was denied--river area at maximum licensed; Myrna Beamer's 1979 fee refund request will be checked with auditors; Borjesson to have a probationary limited license; no late fee required on Don Nitz or Archie George applications; Ken Smith's guiding application not complete, no outfitter signature; and the Board will send a letter to G. J. Carter, Olsen Brothers Clothing dba Bullseye Guide Service, Spokane, WA, on denial of bear hunting in northern Idaho because of resource information.

Licenses approved, extended, amended, and denied since the last meeting are listed and are included as a part of these minutes.

The Board adjourned at 5:00 p.m.



Secretary to the Board



Chairman or Vice-Chairman of the Board

OUTFITTERS AND GUIDES BOARD

Licenses issued, denied or extended from April 16 through May 7, 1980

LICENSES ISSUED

OUTFITTERS

Agee, Wynn "Big Red"
American River Touring Assn.
Anderson, Dare R.
Angell, A. W.

Barker, John A. K.
Big Western Pine Motel, Inc.
Bishop, William S.
Bitton, Jeffrey Maxwell
Bitton, Max J.
Bowen, Fred
Bransford, Gordon

Capps, Martin R.
Capps, Randy
Cole, Robert L.
Cooley, Bob
Cox, David L.
Crane, Leo
Crick, Bobby R.
Crombie, William G.
Currey, Steven C.
Cutright, Stephen L.

Dave's Float Trips, Inc.
Davis, Del
Dick Alfs Fly Shop
Dixon, Stephen J.
Don Hatch River Expeditions, Inc.
Doppelt, Robert
Double K Outfitters, Inc.
Duckworth Boats, Inc.
Duckworth, Ernest Eugene
Duncan, George E.

England, Wayne

Farr, Scott
Filer, Paul O.
Flying Resort Ranches, Inc.
Foster, Glen R.

Gardiner, Timothy M.
Gellein, James E.
Godfrey, Willard H., Jr.
Gregg, Robert Donald

Haderlie, Vaughn
Haderlie, Vaughn and Sons
Hansen, Russell H.
Harrington, Lewis B.

Hatch, Don
Heise Hot Springs, Inc.
Helfrich, James D.
Helfrich, Richard P.
Hill, John
Hodges, H. A.
Houghton, E. Edward
Howell, F. W.

Idaho River Co.
Island Park Sporting Goods

Jennings, Dale A.
Johnson, Phillip A.
Johnson, Vernon P.
Jones, John R.
Justus, Richard Dean

Kooyers, Gerald P.
Kunz, Lyle K.
Kuykendall, Herman C.

Lilly, Bud
Liming Bob
Lingnaw, Richard H.
Link, Edward C.
Lyda, Perk

McAfee, Dick

Madsen, Gary
May, George L.
Meyers, Jerry R.
Meyers, Jerry R.
Middle Fork Lodge, Inc.
Middlefork Ranch

Napias, Inc.
Nicholson & Faler Float Trips, Inc.
Nicholson, Roy L.
Norrick, Mel
Northwest River Expeditions, Inc.
Nygaard, Jack O.

Park, Glen J.
Petersen, David Aron
Powell, Jim

Quinn, Michael

Licenses issued, denied or extended from April 16 through May 7, 1980

LICENSES ISSUED

OUTFITTERS

Ralls, Ray A.
 Revell, Phil K.
 Rivers, R. B.
 Robson, Dale R.

Salmon River Challenge, Hunting,
 Fishing, Rafting Co.
 Salmon River Guide Service, Inc.
 Salmon River Lodge, Inc.
 Salmon River Properties, Inc.
 Santos, Frank
 Seal, Ray
 Seely, Clyde G.
 Sherer, Ronald L.
 Slavin, Sam
 Smith, Grady R.
 Smith, Jack P.
 South Fork Expeditions, Ltd.
 Spaulding, Effie G.
 Spelts, Harold F.
 Stelling, David W.
 Steve Currey's Western Rivers of Idaho
 Stimmel, Gordon
 Stockman, James Bradley
 Stoddard, Cal W.
 Strickler, Ted R.
 Sulphur Creek Ranch
 Sweet, Stanley A.

Tarbox, Ray
 Teton Expeditions, Inc.
 Three Bear Lodge, Inc.
 Tour West, Inc.
 Trout Shop, Inc.
 Truppi, George

Walker, Jim
 Waller, Don
 Whipple, Duane M.
 Whitten, Harvey L.
 Willmore, Charles L.
 Wilson, Joseph P.
 Woods, Clay

York, Gladys L.

Zanelli, James W.
 Zapffe, Carl R.

GUIDES

Brock, Roy F.
 Busby, Al

Cahoon, Dwight
 Cramer, Mark G.

Foster, Kenneth
 Foster, Kevin
 Foster, Melvin D.
 Foster, Silvon Kay
 Foster, Terry Ray
 Fulton, Dale

Giles, David D.
 Giles, Phyllis

Handy, David
 Handy, Thomas Dale
 Heald, Mark W.

Ireland, Walt

Lilly, Gregory F.
 Livingston, Shawn
 Long, Bill

McAfee, Shane
 McGregor, John C.
 McKain, John M.
 McKain, Mark Kelly

Musgrove, Chris Alan

Porter, Fred
 Porter, Robert J.

Rebillet, Louis G.
 Reddig, Michael

Stimmel, Marvin L.
 Syczylo, Joseph J.

Underwood, Aaron M

Wescott, Susan Elizabeth
 Wilson, Meita D.

LICENSES DENIED

OUTFITTER

- Barker, John A. K. - Power boating on the Clearwater River as the maximum number of outfitters are licensed on this river & all power boat guiding as we do not have logs of his experience on any river.
- Benjamin, Willis B. - Upland bird hunting and duck hunting in Lincoln, Jerome, Gooding and Twin Falls Counties in compliance with Sections 36-2109 (b-4) & (b-5); big game hunting as the area requested is licensed to other outfitters; float boat fishing on Henry's Fork as the maximum number of outfitters are licensed on this river & the other streams that drain into Henry's Fork are not open for float boating to commercial outfitters.
- Bishop, William S., M.A. & Dick Alfs Fly Shop - all areas for fishing, upland birds and duck hunting applied for that are not licensed in accordance with Sections 36-2109 (b-4) & (b-5).
- Capps, Randy - Float boating on Salmon River from Vinegar Creek to the confluence with the Snake River as he had no special-use permits obtained, failure to exercise outfitter rights & failure to serve the public in accordance with Idaho Code 36-2109 (b) & (c) and Idaho Code 36-2113 (13).
- Dixon, Steve, M.A. & Salmon River Lodge, Inc. - Float boating on Salmon River from Spring Bar to Lewiston on the Snake River as Salmon River Lodge, Inc. did not obtain a special-use permit for a commercial float operation on this section of the river, for the past two years, which indicated a failure to serve the public.
- Drinville, James (Tom), M.A. & Indian Lake Outfitters - LICENSES DENIED in accordance with Sections 36-2109 & 36-2113 of the Outfitters and Guides Act.
- Duncan, George E. - Additional area for hunting in accordance with Section 2109 (b) of the Idaho Outfitters and Guides Act.
- Filer, Paul O. - Float boating on the Salmon River from Vinegar Creek to the confluence with the Snake River in accordance with Idaho Code 36-2109 (b) & (c) and Idaho Code 36-2113 (13).
- Gardiner, Timothy - Bird hunting in accordance with Section 36-2109 (b-4) and (b-5) of the Outfitters and Guides Act; additional area requested as the F. S. did not sign the application for the extension.
- Nygaard, Jack O. - Additional area requested as the area is licensed to another outfitter.
- Petersen, David Aron - Areas requested which are not on the license as they were not approved by the Forest Service District Ranger.
- Rivers, R. B. - Float boating on the Salmon River from Vinegar Creek to the confluence with the Snake River in accordance with Idaho Code No. 36-2109 (b) & (c) & 36-2113 (13).

LICENSES DENIED

OUTFITTERS

Santos, Frank - Boating on Salmon River from Vinegar Creek to Lewiston on the Snake River as the maximum number of outfitters are licensed on this section of the river.

Smith, Jack P. - Backpacking as the application did not have an area description, map or signature of the land manager.

Todd, Marvin L. - APPLICATION DENIED in accordance with Section 36-2109 (b-4) & (b-5) of the Outfitters and Guides Act.

Walker, Jim - Power boating on Snake River from Hell's Canyon Dam to Lewiston & Salmon River from Vinegar Creek to Lewiston as the maximum number of outfitters are licensed on these rivers; deer hunting as the area requested is licensed to other outfitters; cougar hunting because of accessibility to the area.

Zapffe, Carl R. - Float boating on the Salmon River from Vinegar Creek to the confluence with the Snake River in accordance with Idaho Code 36-2109 (b) & (c) and 36-2113 (13).

GUIDES

Cooper, Michael R. - Lead boatman status on Salmon River as his application does not comply with rule No. 30 of the rules and regulations.

Fulton, Dale - All float boating except as licensed as the outfitter is not licensed for the additional sections.

Ireland, Walt - Antelope and bird hunting as the employing outfitter is not licensed for these activities.

Porter, Fred - Power and float boating on Salmon River from North Fork to Corn Creek as he did not submit a log of experience.

LICENSES EXTENDED

OUTFITTERS

Angell, A. W. - "Qualified to guide, Yes"

Crick, Bobby R. - goat hunting added to activities licensed.

GUIDES

Sevy, Janice L. - Boatman on Bruneau/Jarbridge River; South Fork of the Owyhee River; Owyhee River from confluence with the S. Fk. to Oregon stateline.