

OUTFITTERS AND GUIDES BOARD

November 29 and 30, 1982

Boise, Idaho

Monday, November 29, 1982, at 8:30 A.M., all members of the Outfitters and Guides Board convened at their Boise office boardroom for a regular meeting. Those in attendance were Chairman Jim Baughman, Glen Foster, Ivöl Sies, Harry Vaughn and Norman Guth. Applications for licenses were reviewed for approval as first order of business.

Old and New Board Business was brought before the Board. Attorney Pat Riceci's letter was read which advised that he is coordinating his opinion requested on the Robert Rall "Hunting Club Agreement" with the Attorney General's office, as they too have been asked for an opinion.

Other business was a review of the Board's Projection Report for the Governor's Data Processing Task Force which was submitted by the office. Review of past and current printing costs of the new lists of licensed outfitters; also the new license applications and training cards being printed. There was approval for an order of Legislative Directories but the Board will forego the purchase of the Daily Data this year. The purchase of two new file cabinets was approved with additional boardroom chairs, if available.

Enforcement Business was looked at, and a report of the past year's citations showing the court cases, fines and restitution levied. There was discussion on what work each officer has been doing and the problems of working with the Lewiston and Salmon courts. The case pending against Stanton Miller was invalid because of the time limit was the reason given for not prosecuting. Other cases included Gerald Richie's unlicensed guiding and not obtaining licenses for his guides--it was determined that Gerald must meet with the Board prior to a new outfitter license being considered. Also a guide, Steven L. Gilley, who licensed to work for Clair and Florence Buxton, will be cited for submitting falsified records to obtain his license.

Thomas Naylor, Picabo, Idaho next came in to meet with the Board for licensing as the new Managing Agent for the L. L. Breckenridge Co. to replace Jay Sevy who has left the Busterback Ranch. Tom explained that he has been with the ranch for several years and will conduct the cross-country skiing as well as run the guest ranch. He said he would certify 3 guides with PSIA to work for him. There was discussion concerning the problem the skiers face in getting certification. Tom said he would talk with Joe Tonsmeire and Kirk Bachman, and he also knows Harry Clark here in Boise.

Following this appointment, the minutes of November 3, 4 and 5, 1982 meeting were read and approved by vote taken from Glen's motion and Harry's second. The meeting then recessed for lunch.

At 1:00 P.M., when the meeting resumed, new board member, Robert Salter, appointed by the Department of Fish and Game came in to set-in on the meetings of the Board and the following F.S./BLM/F.& G. meeting, as well as the balance of the week's Association meetings. Mr. Salter will not officially replace retiring member, Ivöl Sies, until the first of the year.

Also, joining the meeting was Albert Lewis, who discussed the case he is presently working on, and gave a report on the Ferdon court case in Idaho County; he also mentioned the names of a number of people he has received reports on of suspected illegal activity. Al left the meeting at 1:45 P.M.

At this time, Doug Tims, Cleveland, Mississippi, a new business managing agent for the two Middle Fork float business operations he has obtained from Ron Gillett and Woody Hassinger, came in to meet with the Board about his new licensing. He is planning to move to Idaho, and will call the new business Northwest River Company, hiring a long-time guide, Mike McLeod as his leadboatman, he said. The Board advised that although he has obtained two permits, that there was only one license available and that he would have to combine them. He was further advised that if in the future he would want to release his business to a new operator, that it probably could not be split. No other problems seen and his application was complete.

Prior to Steve Wieber, Asotin, Washington coming in, complaint letters were read which were filed by a private float party concerning an incident on the Lower Salmon River. The complainants contend that Steve's power boat came too close to their float rafts, causing the incident which resulted in an angry confrontation with Steve supposedly trying to board one of the float rafts.

When Steve Wieber came in, he told his version of the story. He claimed he never has any trouble with commercial rafters, in fact he helps them out when they're in trouble, he said. After discussion of this complaint, the Board asked him about his bear hunting. He stated he does hunt bear in Idaho, but that it is non-commercial. He explained how he hunts bear, hunting ridges, backpacking with no dogs.

Steelhead fishing too was discussed--Steve said he did not fish the Lower Salmon River, but fished for steelhead just below Hell's Canyon Dam. He said that he wanted the Salmon River added to his license, as well as the bear hunting and would be adding it to his request for a new license. He said the section he would want was from Eagle Creek down.

Brett Woolley, Clayton and Al Anderson, a guide who has worked for Malone and Roskelley, and Micky Roskelley, Mackay, all came in next to see what would be needed to license for the new partnership formed by Woolley and Roskelley. They explained their plan to split the camps for the coming season, in the Roskelley area, booking 64 hunters. The Board said that many hunters bothered them in the service that could be offered, and asked what the F.S. had said. They had not met with the F.S., and were advised they would need the signature on Brett's application from both the Moose Cr. Rgr. Dist. and the Powell Rgr. Dist. (Hildner and Farrar). They mentioned another major interest was the fishing in the area--Rhoda Creek, as well as Fish Lk. and California Lk., which were not in the Roskelley area. The applications will be completed by Brett--he has not guided, he said, but would be clearing the trails, along with Al Anderson, so feels he will know the area very well by next season's hunting.

Following this meeting, the Board worked on F.S./BLM/F&G business. Approval by the F.S. Districts on both Middlefork Ranch new M.A. and the K-D-Bar-K outfitters was advised to the Board, concerning their delay in permit issuance. Cobalt R.D. has contacted the Board also as several outfitters are trying to obtain the Tom Hansen area. A photocopy of a letter which was sent to Scott Farr by Earl Dodds, Payette Rgr., on his use of building, etc. at Cabin Creek, and the F.S. problem with Quentin Selby were noted; also a letter to Mr. Selby from the private land owner, Browns Industries, Inc. Other letters included a request for input on management in Red River Rgr. Dist. and the Lower Salmon River.

The meeting then recessed at 5:15 P.M.

Tuesday, November 30, 1982, the five members reconvened along with Robert Salter in attendance, beginning at 8:30 A.M. A telephone call was taken from Ketchum Rgr. Dist., Butch Harper concerning Cameron Daggett, who has approached them for a commercial permit for dog-sled trips into Baker Cr. area. The Board members determined that a license application seemed in order for their consideration of licensing.

Proposed rules changes were worked on, with no formal action taken. Then the next appointment came in--Outfitter Evelyn Sweeney, Corvallis, Montana, and David Peterson a 11 year Oregon outfitter, who has worked with Mrs. Sweeney this past season. They were planning to marry, and wanted to get the licensing changed so that Mr. Peterson would be the managing agent. He said he had purchased all the stock and equipment. They were given new applications. Then prior to leaving the meeting, information was given that Jim Lawrence, Lolo Hot Springs, was conducting illegal outfitting in both the Sweeney area and also the Duane Whipple area.

The meeting then recessed for lunch and the afternoon meeting at the Holiday Inn, with representatives of the Forest Service, Bureau of Land Mgmt. and Fish & Game.

At 1:15 P.M., at the Boise Holiday Inn, the five members of the Board continued their meeting, with representatives of the Forest Service, Bureau of Land Management, Fish and Game, and Idaho Outfitters & Guides Assn. president, Elwood Masoner in attendance. Others included Robert Salter and Cecil Sanford, Outfitters and Guides Brd.

A list of the thirty persons in attendance is attached and becomes a part of these minutes.

Chairman James Baughman opened the meeting with discussion on the Environmental Assessment statements recently received from various ranger districts. Andy Fenn explained what is being proposed in the Payette National Forest.

Tom Kovalicky, F.S. representative from the Panhandle Forests mentioned that they thought the land manager signature being reinstated would help them keep a finger on things. It was explained by the Board that if there was a problem, and the Board was informed, that the outfitter applicant must seek the ranger's approval before a license would be issued, but that 50% to 75% are the same as licensed the past year. That it was a revision to help alleviate outfitters and the land manager's time.

BLM representative, Shoshone, then mentioned a couple outfitter operators he is having a problem with--Rocky Mtn. Fly Shop and Bob Hennefer. Mr. Baughman explained the problem with Rocky Mtn. Fly Shop, and Glen asked that any problems should be brought to the Board's attention in advance, that the Board will request the permittee get back to his land manager.

Other concerns were addressed by North Fork District Ranger, Dick Bacon, regarding urination below the waterline or in the river. He said they are following up by contact with Colorado, where they have had the problem. Frank McElwain, Ogden F.S., mentioned that a hydrologist had been contacted and the opinion was that it was not a major problem because of dilution, more psychological; that feces was a problem.

Dick Bacon also mentioned that his District will be trying to control public nudity more--that they have one outfitter on probation now.

Hunting clubs were brought up, with Robert Ralls and Morgan being mentioned. The Board advised that an opinion was being secured through the Idaho Attorney General's office and the Board's attorney. The Forest Service said their attorney has advised that it would be long and expensive to go through a court case, if arrested. The U.S. attorney did suggest that a possible way to get a clear case would be to station someone to observe though the 14-day hunt. It was agreed that there was a problem, with no easy answer.

The Board thanked the Region I F.S. for the illegal outfitting warning posters. Tom Kovalicky said he would get the word to Jim Dolen. Dick Bacon said he had seen some of them posted at the trail heads.

Dale Baird, F. & G. brought up the C.A.P. award being extended to illegal outfitting. It was explained that this was proposed by the Assn. and it would soon be formulated--that the Assn. had voted to offer money rewards into their program, and would be getting in touch with him.

LuVerne Grussing, Cottonwood BLM river mgr. asked about the Board's licensing where an outfitter has received a Fish and Game violation. The Board explained that each case^{was} reviewed, that probationary licenses are sometimes issued, and that a major violation could result in a license suspended for a year. LuVerne mentioned the case was hunting grouse out of season.

Dale Baird asked how "withheld judgement" cases were handled by the Board, that they result from guilty pleas. The Board explained that the O. & G. Act allows the Board to review the cases by other provisions. Gerald Richie case was asked about--the F.S. said he was trying harder. The citation cases the past year were then mentioned by the Board, and also that the Board would be going to the legislature for additional fee funds and would be seeking support to keep the program moving on enforcement.

Art Seamons, HCNRA Forest Service asked for the Board's participation in the Interagency Whitewater Conference. The Board also asked for support in getting cases through the Nez Perce County court. Art said they got a fine on Alvin Law after the Board's case fell thru. There was discussion on funds being combined to fund one enforcement officer, as suggested by Wally Myers, BLM. But Art said their funds were down, that contact with the Sheriff's Dept. and the F.S. Special Agent, Dan Hughes might help.

Other problems brought up were West Yellowstone snowmobilers, but an eastern Idaho land manager was not in attendance, so Frank McElwain said he would give them any information. The new rules changes were explained, and the F.S. was asked for input. When asked by the F.S., the Board explained they use the F.S. criteria for requirements on the Backcountry Skiing. The new river section on the Payette River was mentioned and the F.S. said they have no jurisdiction. Shoshone BLM representative, Dick Kodeski, asked about Jonas' request to kayak on the Big Wood River, and the Board advised that it is not open and would be illegal. Float boat definition was also explained.

Andy Fenn explained Quentin Selby's request for a permanent campsite, and that they will not give him one. His case with the F.S. was a "trespass" case only and that they were not going to join in with Brown Industries on their case to repossess their private land. The Payette F.S. has "nothing against him as an outfitter--his guests are treated okay, just slow paying", was their response to the Board's questioning.

Tom Kovalicky explained the Red River Rgr. District's plans concerning the 36-mile Nez Perce Trail road, in response to Glen's inquiry. It will service the outfitters as well as timber interests, he said. The Board will respond to the request for written input.

The Board thanked all those present for coming and giving their input, and the meeting adjourned at 3:30 P.M.

These minutes respectfully submitted,


Secretary to the Board


Chairman of the Board

Outfitters & Guides Board w/ F.S./BLM/FWS
 November 30, 1982

Sign-in please:
 Name

Attendance: 30

District

Mose Shrum	Sawtooth NRA
FRANK McELWAIN	USFS OGDEN UT
STEPHEN M. ROUGHTON	USFS TARGHEE N.F.
Ted L. Anderson	USFS Challis Forest
Ray Cullinane	USFS Challis N. Forest
Buck Varner	USFS R-1 Bitterwood N.F. West Fork R. D.
Pick Bacon	USFS Salmon NF North Fork
Dick FARRAR	USFS R-1 CLEARWATER NF Powell RD
Bob OSET	U.S.F.S. R-1 WEST FORK R.D. BITTERWOOD
Art Seamans	U.S.F.S. R-6 Walloua Whitman
Wally Meyer	Boile Dist., BLM
Quverne Drussing	BLM Cottonwood
EARL LAORANGE	Forest Service - Id. Falls, Id.
Wayne Foltz	Forest Service - Driggs, Id.
DICK KODESKI	BLM SHOSHONE
Dale Baird	Idaho Fish & Game
KEN NORRIE	IDFG - BOISE

Earl Dodd's

Andy F.

Beil

JERRY

Leo

Elwood
 Ben Jones
 Fred Davis

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