

MINUTES

IDAHO OUTFITTERS AND GUIDES BOARD

July 10, 11, 12, and 13, 1984
Boardroom, Boise, Idaho

MEMBERS PRESENT: Chairman Glen R. Foster, Scott Farr, William R. Meiners,
Robert L. Salter, Harry W. Vaughn

MEMBERS ABSENT: None

The July, 1984 regular Board meeting was called to order by Chairman Foster at 0850, July 10, 1984.

Al Lewis, Enforcement Officer, appeared before the Board to discuss matters of enforcement.

Reference was made to the June minutes with respect to making an effort to check activities on the Salmon River throughout the busy season.

Cal Stoddard and LaMont Anderson appeared before the Board at 1000 to discuss transfer of a portion of Stoddard's area to Anderson, specifically, the portion north of the Salmon River. The transfer eliminates an existing area overlap.

MSC (Farr--Vaughn) THAT THE BOARD APPROVE THE TRANSFER OF THAT AREA ON THE NORTH SIDE OF THE SALMON RIVER PRESENTLY LICENSED TO CAL STODDARD, TO LAMONT ANDERSON, EAKIN RIDGE OUTFITTERS, INC., AND, IN ADDITION, TO TRANSFER THE LEMHI AREA JOINT BEAR AND COUGAR HUNTING RIGHT FROM CAL STODDARD TO LAMONT ANDERSON, EAKIN RIDGE OUTFITTERS, INC., WHICH LEAVES CAL STODDARD WITH NO AREA LICENSED IN LEMHI COUNTY.

MSC (Salter--Meiners) THAT THE BOARD CHAIRMAN WRITE TO THE IDAHO DEPARTMENT OF FISH AND GAME FOR AN OPINION AS TO THE SUITABILITY OF THE CURRENT BEAR/COUGAR LICENSING IN CUSTER AND LEMHI COUNTIES.

At 1100 the Board met with Ralph W. Bass, who is applying to be the Managing Agent for Kimberland Meadows. Mr. Bass will manage the equestrian stable and will use approximately forty miles of trails and roads presently available.

MSC (Farr--Meiners) THAT THE BOARD APPROVE, WHEN COMPLETED, THE APPLICATION OF KIMBERLAND MEADOWS, WITH RALPH W. BASS AS MANAGING AGENT, FOR TRAILRIDES AND WAGON RIDES ON THE KIMBERLAND MEADOWS PROPERTY.

The Board postponed action on the Roberts/Buttram purchase following review of a report from the Idaho Department of Fish and Game.

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David Markham appeared before the Board at 1320 to discuss being licensed to guide for Boise State University and to discuss an amendment to include technical mountaineering and back-country skiing.

MSC (Vaughn--Salter) THAT DAVID MARKHAM'S APPLICATION FOR AN AMENDMENT TO HIS OUTFITTER'S LICENSE TO INCLUDE TECHNICAL MOUNTAINEERING AND BACK-COUNTRY SKIING BE APPROVED WHEN THE FOLLOWING REQUESTED INFORMATION IS RECEIVED: (1) AN AREA MAP; (2) AN AREA DESCRIPTION; AND (3) AUTHENTICATION OF QUALIFICATIONS.

Bob Jonas, Sun Valley Trekking, met with the Board at 1400. His primary concern was Rule 26.a., regarding a licensed guide being required in each boat occupied by two or more people including guides. He was given printed information on applying for an exception to that rule. Mr. Jonas also discussed the license renewal date of March 31, suggesting that an anniversary date of the license might be a more appropriate method for license renewal. The Board discussed with him his request for the use of llamas as pack animals.

R. J. Lewy appeared at 1530 to discuss the purchase of Nitz Brothers, Inc. from Don Nitz. The new business will be a corporation titled Sun Valley Wilderness Outfitters, with Ricard Ohrstrom as a corporate partner.

Mr. Nitz contacted the Board by telephone and was requested to forward legal documents that he is the sole owner of the business, giving him the right to sell to Mr. Lewy.

Mr. Lewy was advised to secure the following to complete his application: (1) legal documents proving Nitz can sell the business; (2) Forest Service approval on a Supplement III; (3) a complete financial statement; and (4) a business release from Nitz.

The meeting recessed at 1645.

The meeting reconvened on Wednesday, July 11, 1984, at 0840. Mr. Meiners was absent.

MSC (Salter--Vaughn) THAT THE BOARD GRANT THE EXCEPTION REQUEST OF SCOTT FASKEN, IDAHO AFLOAT FOR A ROW-YOUR-OWN TRIP IN SPORTYAKS ON THE CORN CREEK TO VINEGAR CREEK PORTION OF THE SALMON RIVER, AUGUST 30 TO SEPTEMBER 4, 1984.

MSC (Salter--Vaughn) THAT THE BOARD GRANT THE EXCEPTION REQUEST OF BILL BERNT FOR A 5-DAY FLOAT TRIP IN SMALL INFLATABLE BOATS FROM CORN CREEK TO VINEGAR CREEK ON THE MAIN SALMON RIVER BEGINNING JULY 20, 1984.

Board member William Meiners entered the meeting at 0855.

MSC (Salter--Meiners) IN REFERENCE TO THE MOTION OF JUNE 15, 1984 (Meiners--Vaughn), THAT IN CONSIDERATION OF THE RESPONSE LETTER FROM GEORGE DUNCAN EXPRESSING CONCERN FOR THE LICENSING OF LESTER "ZEKE" WEST IN THEIR JOINT AREA, THE BOARD GRANTS MR. WEST COUGAR HUNTING ONLY IN THE AREA IN WHICH HE IS LICENSED FOR BEAR, ON THE NORTH FORK OF THE CLEARWATER RIVER IN FISH AND GAME UNIT 10, EXCLUSIVE OF GEORGE DUNCAN'S AREA.

A letter from the McCall District, Payette National Forest, was read regarding the license of Dave Stucker. It pointed out that the McCall District had not given approval for the bear area granted to Stucker two years ago, nor for the trailriding area approved in 1984.

MSC (Meiners--Farr) THAT THE BOARD ADDRESS A LETTER TO KENNETH WEYERS, SUPERVISOR, PAYETTE NATIONAL FOREST, RELATIVE TO THE DAVE STUCKER LICENSE, IN RESPONSE TO A LETTER RECEIVED FROM PETER WALKER, ACTING RANGER, McCALL DISTRICT, RELATIVE TO MR. STUCKER'S LICENSE, EXPRESSING THE BOARD'S CONCERN AND EXCEPTIONS TO THE POINTS RAISED IN MR. WALKER'S LETTER, AS THE BOARD BELIEVES THAT MR. WALKER'S CONCLUSIONS ARE NOT FOUNDED IN FACT.

Terry Kayser appeared before the Board at 1000 for an extension of his license to include elk hunting in Fish and Game Unit 1, an extension request denied him in 1982. Final action is pending.

Wayne R. Miller met with the Board at 1100. The Board denied his guide license application on May 11, 1984, because of an altered first aid card. Mr. Miller stated to the Board that he did not alter his card in any way. He will send the original card to the Board.

MSC (Salter--Vaughn) THAT THE PARTNERSHIP APPLICATION OF HOWARD PIERCE AND NICK RUDZKI, PARTNERSHIP TO BE KNOWN AS P R BASS OUTFITTERS, BE APPROVED WHEN COMPLETED FOR BASS FISHING IN THE FOLLOWING BODIES OF WATER: (1) ANDERSON RANCH RESERVOIR, BROWNLEE RESERVOIR, C.J. STRIKE RESERVOIR, COEUR D'ALENE LAKE, DWORSHAK RESERVOIR, HELL'S CANYON RESERVOIR, LAKE LOWELL, LAKE PEND OREILLE, OXBOW RESERVOIR, AND PADDOCK RESERVOIR; (2) THE FOLLOWING LAKES ALONG THE COEUR D'ALENE RIVER: ANDERSON, BLACK, BLUE, CAVE, KILLARNEY, MEDICINE, SWAN, AND THOMPSON; (3) THE FOLLOWING LAKES ALONG THE ST. JOE RIVER: BENEWAH, CHATCOLET, HIDDEN, AND ROUND.

MSC (Salter--Vaughn) THAT THE APPLICATION OF HERB POLLARD FOR AN EXCEPTION TO RULE 26.a., TO ROW A RAFT ON THE SALMON RIVER FROM CORN CREEK TO VINEGAR CREEK ON AUGUST 7 TO 13, 1984, BE APPROVED FOR JERRY MYERS OF SILVER CLOUD EXPEDITIONS.

MSC (Salter--Vaughn, Meiners abstaining) THAT THE SHEEP AREA PRESENTLY LICENSED TO VERNON JOHNSON (THE CUSTER COUNTY AREA OF UNIT 36-A AND 36-B) BE TRANSFERRED TO RON GILLETT.

MSC (Salter--Farr) THAT THE NEW OUTFITTER APPLICATION OF WILLIAM VANDERBILT, WOOD RIVER NORDIC, BE APPROVED FOR CROSS-COUNTRY SKIING IN THE WOOD RIVER DRAINAGE AREA.

MSC (Vaughn--Farr) THAT ART GRIFFITH'S LICENSE BE ISSUED PROBATIONARY ON THE BASIS OF HIS FALSIFIED FIRST AID CARD.

MSC (Vaughn--Farr) THAT BENJAMIN RUST'S GUIDE APPLICATION BE DENIED ON THE BASIS OF NO EMPLOYING OUTFITTER (36-2113(a)14.) AND IDAHO DEPARTMENT OF FISH AND GAME CONVICTIONS (36-2113(a)6.).

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MSC (Meiners--Vaughn) THAT THE CONSIDERATION OF THE ADOPTION OF THE RULES AND REGULATIONS CHANGES REFLECTED IN THE JUNE 13-16, 1984 BOARD MEETING (SPECIFICALLY JUNE 16TH) BE REOPENED FOR RECONSIDERATION TO ENABLE THE FULL BOARD TO REVIEW AND MAKE APPROPRIATE RECOMMENDATIONS AND ADOPTION OF SAID RULES.

MSC (Salter--Farr, Meiners voting "nay") THAT THE BOARD ADOPT THE RECOMMENDATIONS OF THE HEARING OFFICER ON THE PROPOSED AMENDMENTS TO THE RULES AND REGULATIONS WITH THE FOLLOWING EXCEPTIONS:

Rule 8. b. ii. (to read as follows)

IF THE APPLICANT WISHES TO GUIDE, BE ACCOMPANIED BY A PHOTOCOPY OF A VALID UNEXPIRED AMERICAN RED CROSS MULTIMEDIA STANDARD FIRST AID CARD OR OTHER VALID EVIDENCE SHOWING SUCCESSFUL COMPLETION OF AN EQUIVALENT COURSE CONDUCTED BY AN ORGANIZATION RECOGNIZED BY THE BOARD.

Rule 8. c. i. (to read as follows)

BE ACCOMPANIED BY A PHOTOCOPY OF A VALID UNEXPIRED AMERICAN RED CROSS MULTIMEDIA STANDARD FIRST AID CARD OR OTHER VALID EVIDENCE SHOWING SUCCESSFUL COMPLETION OF AN EQUIVALENT COURSE CONDUCTED BY AN ORGANIZATION RECOGNIZED BY THE BOARD. THE FEE IN THE FORM OF A CERTIFIED CHECK, CASHIER'S CHECK, MONEY ORDER OR OUTFITTER'S COMPANY CHECK MUST ACCOMPANY THE APPLICATION. THE GUIDE LICENSE FEE IS SIXTY-FIVE DOLLARS (\$65) FOR RESIDENT GUIDES; SEVENTY-FIVE DOLLARS (\$75) FOR NON-RESIDENT GUIDES.

Rule 8. c. ii. (to read as follows)

HAVE THE SIGNATURE OF THE APPLICANT AND OF THE LICENSED OUTFITTER WHO WISHES TO EMPLOY THE APPLICANT AS A GUIDE, WHO SHALL CERTIFY THAT THE APPLICANT:...

The negative vote of Board Member William Meiners is explained as follows: "I concur with all the action of the Board with the exception of the modification of Rule 8. c. ii., in that I believe the proposed rule would facilitate the Board's ability to cope with falsified documents." (notarized signatures)

MSC (Meiners--Vaughn) THAT DUE TO AN OVERSIGHT IN THE OFFICE, A NUMBERING ERROR WAS MADE IN RULE 22.c., LISTING OF RIVERS FOR COMMERCIAL BOATING, AND APPROPRIATE ADJUSTMENTS HAVE BEEN MADE TO CORRECT THE FINAL DRAFT OF THE RULES AND REGULATIONS.

The Board reviewed a copy of a contract between Andron Corporation and guide Jim Parks, which was supplied by Sharon Miller of Andron Corporation.

MSC (Vaughn--Meiners) THAT THE BOARD WRITE SHARON MILLER TO THANK HER FOR HER COOPERATION IN SENDING THE COPY OF THE CONTRACT, AND ADVISE HER THAT SHE DOES NOT HAVE TO APPEAR BEFORE THE BOARD AT THIS TIME, BUT THAT THE BOARD IS INVESTIGATING THE MATTER.

MSC (Salter--Meiners) THAT THE MAY MINUTES BE APPROVED AS AMENDED.

The meeting recessed at 1750.

Thursday, July 12, 1984, the meeting reconvened at 0830.

The Board reviewed the Idaho Anadromous Fish Management Plan, 1984-1990; the monthly financial statement; and the telephone system to be installed prior to the August Board meeting.

MSC (Meiners--Salter) THAT THE BOARD NOTIFY JERRY MYERS THAT AT THE PRESENT TIME THERE IS A HOLD ON ANY ADDITIONAL STEELHEAD FISHING OUTFITTING LICENSES PENDING THE RESULTS OF AN ONGOING STUDY BY THE IDAHO DEPARTMENT OF FISH AND GAME. HIS NAME WILL BE PLACED ON A CONSIDERATION LIST.

Randy Brink, Managing Agent for the Payette River Company, met with the Board at 0910 to discuss the existing closure dates on the North and South forks of the Payette River, stating that his season is just getting started when the closure begins. The Board advised that a public hearing would be necessary to make a change and Mr. Brink was given a copy of Rule XIII regarding the procedure for a petition to change a rule (Administrative Procedures Act).

MSC (Salter--Vaughn) THAT JIM RENSHAW'S REQUEST FOR A ONE-TIME TRAILRIDE AND FISHING TRIP IN FISH AND GAME UNITS 17, 12 AND 10 BE APPROVED.

MSC (Vaughn--Farr) THAT TIMOTHY GARDINER IS QUALIFIED TO GUIDE FOR ALL LICENSED ACTIVITIES INCLUDING HUNTING, AND THAT HIS OUTFITTER LICENSE BE ISSUED ACCORDINGLY.

MSC (Meiners--Vaughn) THAT STEVEN H. JONES' APPLICATION FOR OUTFITTING ON THE SOUTH FORK OF THE PAYETTE RIVER FROM MIDDLE FORK TO BANKS, MAIN PAYETTE, AND THE NORTH FORK FROM CABARTON TO SMITH'S FERRY BE APPROVED, WITH THE EXCEPTION THAT THE CABARTON TO SMITH'S FERRY LEG BE WITHHELD UNTIL HE SUBMITS AN APPROVED SUPPLEMENT III FROM THE FOREST SERVICE.

The Board reviewed a letter from John Hill, Managing Agent for South Fork Expeditions, Ltd. regarding a brochure by the Pocatello Parks and Recreation Office which included several float trips on the Snake River. The Board will write Mr. Hill indicating that this is not a commercial operation and does not require a license.

MSC (Salter--Farr, Foster abstaining) THAT RANDY BERRY'S REQUEST FOR AN EXTENSION OF HIS LICENSE TO INCLUDE TRAILRIDES IN THE GENERAL AREA ALONG THE NORTH FORK OF MAHOGANY CREEK AND NORTH TO SUPERIOR CREEK FORK, AND FROM COAL MOUNTAIN NORTHWEST TO PACKSADDLE LAKE AND NORTHEAST TO RAMMELL HOLLOW, BE DENIED BASED UPON INPUT RECEIVED FROM AFFECTED OUTFITTERS SAYING THAT THEIR OPERATIONS WOULD BE DETRIMENTALLY IMPACTED, PLUS THE FACT THAT THE AREA IS CURRENTLY HEAVILY UTILIZED BY THE GENERAL PUBLIC (36-2109(b)5.).

MSC (Meiners--Vaughn) THAT PHILLIP H. GORDON BE GRANTED HIS LICENSE AS LEAD BOATMAN ON THE SALMON RIVER, SPRING BAR TO SLATE CREEK SEGMENT, AS ATTESTED BY EVIDENCE OF QUALIFICATION DATED JULY 10, 1984.

A letter was approved to be sent to Dale L. Luplow, attorney for Gerald Kooyers, informing him of the results of the recent hearing as it affects Rule 22.c.20, which stated that the Board declined to adopt the no closure request and instead adopted the rule as proposed with an amendment to provide that the closure be effective on October 1st of each year.

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MSC (Vaughn--Meiners) THAT THE REQUEST OF THOMAS O. WEBB FOR A THIRTY (30) DAY EXTENSION FOR A HEARING ON THE JUNE 22, 1984, DENIAL OF FLOAT BOATING ON THE UPPER SECTION SOF THE HENRY'S FORK OF THE SNAKE RIVER, HENRY'S LAKE OUTLET TO RIVERSIDE AND MESA FALLS TO ST. ANTHONY, BE GRANTED.

MSC (Meiners--Vaughn) THAT THE JUNE MINUTES BE APPROVED AS AMENDED.

MSC (Salter--Vaughn) THAT PURSUANT TO IDAHO CODE, SECTION 67-2345 b, THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS MATTERS OF PERSONNEL. All members present cast "aye" votes, no "nay" votes cast. The Executive Session began at 1555 and ended at 1725 with no formal action being taken at the session.

The meeting recessed at 1730.

Friday, July 13, 1984, the Board reconvened at 0820.

MSC (Salter--Meiners) THAT THE MINUTES OF THE SPECIAL MEETING OF APRIL 4, 1984, BE APPROVED.

The Board met with Clive Strong, Deputy Attorney General, at 0840, to discuss matters of legal concern.

At 0825 the following group met with the Board to discuss the complaint against Beamer's Heller Bar Excursions: Wally and Myrna Beamer; Dick Hanna, Athletic Director, Lewis and Clark College; and two power boat operators.

MSC (Vaughn--Meiners) THAT A RESPONSE LETTER BE SENT TO ERNIE DUCKWORTH'S COMPLAINT AGAINST BEAMER'S HELLER BAR EXCURSIONS SAYING THIS WAS A DONATED TRIP TO SUPPORT A COMMUNITY PROJECT TO PROMOTE TOURISM IN THE LEWISTON AREA, AND THAT THE BOARD WILL TAKE NO FURTHER ACTION.

MSC (Salter--Farr) THAT RICHARD TELLER'S APPLICATION FOR FISHING ON THE MIDDLE FORK OF THE SALMON RIVER FROM CAMAS CREEK TO BERNARD AIR STRIP BE ADDED TO HIS LICENSE.

MSC (Farr--Vaughn) THAT THE REQUEST OF RON GILLETT BE APPROVED FOR ADDITIONAL LAKE FISHING IN THE HINDMAN LAKE AREA AS IDENTIFIED ON HIS MAP, FOR THE PERIOD AUGUST 15 TO OCTOBER 15.

MSC (Meiners--Salter) THAT JAMES SEARLES' REQUEST FOR AN OUTFITTING LICENSE FOR FISHING ON A PORTION OF THE SALMON RIVER AND ASSORTED LAKES IN THE CHALLIS AREA AND TRIBUTARY LAKES OF THE PAHSIMEROI AND EAST FORK OF THE SALMON RIVERS, DATED MAY 9, 1984, BE DENIED BASED ON RECOMMENDATIONS BY THE IDAHO DEPARTMENT OF FISH AND GAME AND PURSUANT TO AUTHORITY CONTAINED IN IDAHO CODE 36-2109 (b) 4. and (b) 5.

Ray Cox appeared before the Board at 1100 as a new outfitter applicant for big game hunting, fishing, trailrides, and backpacking in Fish and Game Unit 15.

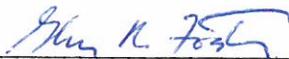
Presentations on recording and transcribing equipment were given by Lanier Business Products and Dictaphone Corporation.

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MSC (Meiners--Vaughn) THAT IN VIEW OF THE NEEDS FOR UPDATING THE CAPABILITIES OF RECORDING AND TRANSCRIBING BOARD ACTIONS, THE BOARD ACCEPT THE BID SUBMITTED BY DICTAPHONE CORPORATION DATED JUNE 27, 1984.

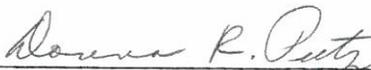
The next Board meeting will be August 14-17, 1984.

MSC (Vaughn--Farr) THAT THE MEETING BE ADJOURNED AT 1325.



GLEN R. FOSTER, Chairman

ATTEST:



DONNA R. PUTZ, Secretary