

## MINUTES

### IDAHO OUTFITTERS AND GUIDES BOARD

April 7-12, 1986  
Boardroom - Boise, Idaho

A regular meeting of the Idaho outfitters and Guides Board convened on Monday, April 7, 1986, at 0830 hours with all Board members present.

**Salter Memorandum:** The Board reviewed the March 25, 1986, memo from Bob Salter to Board members regarding time spent by the Chairman, Vice Chairman, and other Board members and the possibility of hiring an Administrative Assistant or Executive Secretary. MSC (Meiners--Farr; Salter votes "no") THAT THE RECORD SHOW, RELATIVE TO THE DISCUSSION ON THE MEMO FROM MR. SALTER DATED MARCH 25, 1986, THAT AN EXECUTIVE SECRETARY AND/OR ADMINISTRATIVE SECRETARY IS NOT IN A POSITION TO BE ABLE TO RESEARCH, ASSESS, AND OTHERWISE REVIEW AND EVALUATE BOARD MATTERS TO A POINT TO SUBSTANTIALLY REDUCE THE NECESSARY BOARD TIME THAT HAS BEEN EXPENDED IN ARRIVING AT A RATIONAL AND LOGICAL DECISION COURSE.

**Board Member Appointment:** MSC (Meiners--Farr) RELATIVE TO BOARD MEMBER APPOINTMENT, CRITERIA OR OTHER DATA SHOULD BE DEVELOPED WHEREBY PROSPECTIVE BOARD MEMBERS ARE APPRAISED OF THE RESPONSIBILITIES EXPECTED OF BOARD MEMBERS SERVING ON THE OUTFITTERS AND GUIDES BOARD, THAT TIME WILL BE EXPECTED OF THEM TO FULFILL THE OBLIGATIONS AS SET FORTH IN THE OUTFITTERS AND GUIDES ACT, AND THAT THESE CRITERIA BE CIRCULATED TO THE NOMINATING AND APPOINTING BODIES FOR THEIR CONSIDERATION IN THE NOMINATION OR APPOINTMENT OF BOARD MEMBERS. [See Addendum 1]

The Board then recessed and reconvened at the Holiday Inn at 1100 hours for a meeting with the Forest Service. Review of the latest revision of the Board/Forest Service Outfitter-Guide Performance Rating Guidelines resulted in adoption in principle of said guidelines for use as an applicable format and starting point in coordination of Board/Forest Service evaluation of outfitter-guide activities under state law and federal rules and regulations. The Board/Forest Service licensing and special use permitting guidelines were likewise reviewed with additional editing and revision necessary before final approval can be made.

An Inter-Agency Meeting was held on Tuesday, April 8, 1986, at 0800 hours in the Elkhorn Room of the Holiday Inn. Minutes of that meeting are attached hereto.

The Board reconvened at 0830 hours on Thursday, April 10, 1986, in the Boardroom with all members present.

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**Charter Boat Operators:** MSC (Salter--Farr) THAT THE BOARD MAKE ARRANGEMENTS IN COOPERATION WITH THE DEPARTMENT OF FISH AND GAME (contact Kris Moser) TO HAVE ONE OR SEVERAL MEETINGS IN THE COEUR D'ALENE/PRIEST RIVER AREA WITH KNOWN CHARTER BOAT OPERATORS TO EXPLAIN THE LICENSING PROGRAM OF THE BOARD.

**David M. Friedman:** The Board reviewed the guide license application of Mr. Friedman and his Fish and Game citation. It was determined that he had inappropriately filled out a guide license application and should be required to make application as an outfitter. The Board further determined it would not take action against him for the Fish and Game violation.

**Jeff W. Peavey dba Northwest Voyageurs:** The Board interviewed Mr. Peavey and reviewed his outfitter license application and request to purchase Northwest Voyageurs from Bill Bender, following which MSC (Farr--Meiners) THAT MR. PEAVEY'S APPLICATION BE APPROVED AS SUBMITTED UPON COMPLETION.

**Don Wilson:** The Board interviewed Mr. Wilson with regard to the complaint against his operation and determined that he should make an attempt to resolve the complaint with the complainants and submit to the Board, in letter form, his best efforts to resolve that complaint in good faith. Mr. Wilson's license will be held until the Board receives such evidence of good faith negotiations from him.

**Gladys York/G and L York Outfitters:** The Board also interviewed Mrs. York regarding the complaint against her operation, following which MSC (Farr--Vaughn) THAT A LETTER BE ADDRESSED TO THE COMPLAINANTS INDICATING THAT MRS. YORK HAD APPEARED FOR AN INTERVIEW BEFORE THE BOARD, THAT HER ADVERTISING HAD BEEN CAREFULLY ANALYZED, THAT THE HUNT ON WHICH THE COMPLAINANTS PARTICIPATED HAD BEEN REVIEWED IN DETAIL WITH MRS. YORK, AND THAT THE BOARD FINDS INSUFFICIENT EVIDENCE TO TAKE ACTION AGAINST HER LICENSE AT THIS TIME. ALSO, THAT A LETTER BE ADDRESSED TO MRS. YORK INDICATING THAT THE BOARD IS CONCERNED ABOUT THE NUMBER OF HUNTERS SHE CURRENTLY HANDLES IN THE RELATIVELY SMALL HUNTING AREA SHE HAS, THAT IT IS CONCERNED ABOUT THE POSSIBLE MISLEADING NATURE OF THE ADVERTISING SHE EMPLOYS WITH PARTICULAR REFERENCE TO THE GUARANTEES, ABOUT HER SUCCESS RATIOS, AND ABOUT THE NUMBERS OF ELK IN HER AREA, AND THAT SHE BE CAUTIONED TO MAKE EVERY EFFORT TO INSURE THAT HER ADVERTISING MEET NOT ONLY THE LETTER OF THE LAW BUT THE INTENT OF THE LAW IN PROPERLY INFORMING PROSPECTIVE CLIENTS OF THE TYPE OF HUNT THEY WILL BE PARTICIPATING IN.

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**Tim Craig and Harvey Whitten:** The Board met with Messrs. Craig and Whitten and with representatives of the Fish and Game Department (Tom Reinecker and Sam McNeill) regarding requests for extensions or modifications of boundaries by Mr. Craig, following which MSC (Vaughn--Meiners) THAT MR. CRAIG'S BOUNDARY ALONG THE SALMON RIVER BE EXTENDED ALONG THE RICE CREEK DRAINAGE TO JOIN WITH THE BOUNDARY OF DAVID BREAM; THENCE UPRIVER ON THE SALMON RIVER TO THE PITTSBURG LANDING ROAD TO JOIN WITH TIM CRAIG'S PRESENT BOUNDARY DESCRIPTION SO THIS PART OF HIS AREA WOULD BE EXTENDED TO THE RIVER. THIS NEW AREA COMBINED WITH THE AREA ALREADY LICENSED TO MR. CRAIG LYING NORTH AND WEST OF THE PITTSBURG LANDING ROAD IN FISH AND GAME UNIT 13 WILL BE LICENSED FOR DEER, ELK, BEAR, AND COUGAR. THUS, HE WILL RECEIVE THE ADDITIONAL ACTIVITIES OF BEAR AND COUGAR IN THAT AREA. AT THE SAME TIME MR. CRAIG HAS AGREED TO RELINQUISH HIS BEAR AND COUGAR HUNTING RIGHTS IN FISH AND GAME UNIT 14 LYING EAST OF THE SALMON RIVER AND THIS RELINQUISHMENT IS IN EXCHANGE FOR BEAR AND COUGAR HUNTING PRIVILEGES IN UNIT 13 OUTLINED ABOVE. ADDITIONALLY, MR. CRAIG WOULD BE GIVEN DEER AND ELK HUNTING IN THAT AREA IN FISH AND GAME UNIT 14 IN WHICH HE IS GIVING UP BEAR AND COUGAR WITH A LIMIT OF SIX (6) ELK HUNTERS PER YEAR AND NO LIMIT ON DEER HUNTERS. IN UNIT 18 LYING BELOW THE PITTSBURG LANDING ROAD, THE BOARD HAS AGREED TO GIVE TIM CRAIG ELK HUNTING IN THE PORTION OF HIS AREA PRESENTLY LICENSED FOR DEER ONLY AND HARVEY WHITTEN HAS AGREED TO RELINQUISH ELK HUNTING IN THAT AREA SO THERE IS NO OVERLAP. THE BOUNDARY LINE BETWEEN CRAIG AND WHITTEN WILL BE THE COW CREEK ROAD AND THAT BOUNDARY WILL BE RELEVANT ONLY TO ELK HUNTING. FURTHER, IN THE EXCHANGE OF AREAS, THAT PORTION OF UNIT 14 FOR WHICH MR. WHITTEN HAS BEEN LICENSED FOR PERMIT ELK HUNTING WILL BE LICENSED TO HARVEY WHITTEN FOR GENERAL SEASON ELK HUNTING WITH A LIMIT OF SIX (6) HUNTERS PER YEAR. [New area descriptions and activity designations will be made following responses from Messrs. Craig and Whitten on this matter.]

**Mike Daly:** MSC (Meiners--Farr) RELATIVE TO THE MIKE DALY COMPLAINT RECEIVED FROM RAY MEYER, THAT THE BOARD ADDRESS A LETTER TO MR. MEYER STATING THAT THE DALY'S HAVE MET WITH THE BOARD TO REVIEW THE COMPLAINT AND THE BOARD'S DECISION IS THAT THERE IS INSUFFICIENT EVIDENCE TO TAKE ANY FURTHER ACTION AGAINST THEM ON THIS COMPLAINT.

**Andre Molsee:** MSC (Meiners--Salter) RELATIVE TO MR. MOLSEE'S COMPLAINT FILED BY ROBERT C. ORLANDO, THAT THE BOARD ADDRESS A LETTER TO MR. ORLANDO THANKING HIM FOR HIS LATEST LETTER DATED MARCH 17, 1986, IN WHICH HE RETRACTS HIS COMPLAINT AGAINST MR. MOLSEE, BUT THAT HE BE ADVISED MR. MOLSEE MET WITH THE BOARD TO REVIEW THIS CASE AND THAT NO FURTHER ACTION WILL BE TAKEN AGAINST MR. MOLSEE'S LICENSE.

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**Joe Blackburn:** MSC (Salter--Meiners) THAT WHEN HIS RETIREMENT IS FINAL FROM THE DEPARTMENT OF FISH AND GAME, JOE BLACKBURN BE EMPLOYED AS AN ENFORCEMENT OFFICER.

The Board recessed at 1730 hours and reconvened at 0800 hours on Friday, April 11, 1986, with all members present.

**Ronald K. Vaughn:** MSC (Salter--Meiners) BASED UPON THE INTERVIEW WITH MR. VAUGHN, THAT THE PART OF HIS LICENSE INDICATING HE IS AUTHORIZED TO OPERATE IN WATERFALL CREEK BE DELETED. FURTHER, THAT IN ORDER TO MORE PROPERLY DEFINE HIS AREA THAT THE DESCRIPTION INCLUDE THE FACT THAT HE IS AUTHORIZED TO OPERATE IN COUGAR BASIN. FURTHER, THAT IF MR. VAUGHN IS INTERESTED IN OPERATING IN LOGAN LAKE AND IN THE OTHER AREAS SURROUNDING HIS LODGE THAT HE BE CONTACTED AND ASKED TO SUBMIT AN OPERATING PLAN SO THAT HE MAY BE CONSIDERED FOR THIS OPPORTUNITY IN CONCERT WITH THE OTHER TWO (2) OPERATORS WHO HAVE LODGES IN THAT AREA, NAMELY ROBERT GILLIHAN AND BIG CREEK LODGE.

**B-Bar-C Outfitters:** The Board reviewed the letter from B-Bar-C dated March 26, 1986, indicating their desire to hire Robert Dennis as a Managing Agent to replace Earl Brown, following which MSC (Farr--Vaughn) THAT MR. DENNIS' APPLICATION AS M.A. FOR B-BAR-C BE APPROVED SUBJECT TO COMPLETION OF THE APPLICATION PROCESS. THIS ACTION BY THE BOARD WOULD SUPERCEDE OR REPLACE THE REQUEST BY MR. DENNIS TO PURCHASE B-BAR-C AS EVIDENCED IN HIS OUTFITTER LICENSE APPLICATION RECEIVED MARCH 5, 1986.

**March Board Minutes:** The Board reviewed the March 4-7, 1986, Minutes, following which MSC (Meiners--Vaughn) THAT THESE MINUTES BE ADOPTED AS AMENDED.

**Raymond R. Hamell:** The Board reviewed the outfitter license application of Mr. Hamell to be licensed for the Forrest Wilson area, following which MSC (Meiners--Farr) THAT THE LICENSE APPLICATION BE DENIED ON THE BASIS THAT THE BOARD HAS ACCEPTED THE APPLICATION OF BILLY LEE COX AND THE AREA IS NO LONGER AVAILABLE.

**Oregon State Marine Board:** MSC (Salter--Meiners) THAT THE CHAIRMAN WRITE A LETTER TO PAUL DONHEFFNER OF THE OREGON STATE MARINE BOARD CLARIFYING THE BOARD'S JUSTIFICATION FOR REGULATING OUTFITTERS ON OXBOW, BROWNLEE, AND HELLS CANYON RESERVOIRS FROM THE POINT OF VIEW OF THREE (3) CRITERIA--PUBLIC SAFETY, CONSUMER PROTECTIONISM, AND GUARANTEE OF SERVICE THROUGH THE BOND. THE BOARD ALSO INDICATES THAT WITH REGARD TO RECIPROCITY, IF AN OUTFITTER WANTS TO ESTABLISH OPERATIONS ON ONE OF THESE LAKES AND

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IS DULY REGISTERED IN OREGON AS A COMMERCIAL OPERATOR, IF HE DOES NOT LAND ON, SET UP A BASE OF OPERATION ON, OR CAMP ON THE IDAHO SIDE OF THESE BODIES OF WATER THAT SUCH OPERATION WILL NOT BE REQUIRED TO BE LICENSED IN IDAHO AND THE BOARD WOULD HOPE FOR A RECIPROCAL INTERPRETATION FROM THE OREGON STATE MARINE BOARD.

**Doug Dickerson:** The Board reviewed Mr. Dickerson's letter dated March 20, 1986, requesting permission to take a one-time trailride or pack trip into the Selway-Bitterroot area at Boulder Creek, following which (Vaughn--Salter) THAT A LETTER BE ADDRESSED TO MR. DICKERSON SIMILAR TO THE LETTER WHICH WAS ADDRESSED TO MR. HAMELL ON MARCH 13, 1986, INDICATING THAT THE BOARD DOES APPROVE HIS DONATION OF THIS PACK TRIP ON A ONE-TIME ONLY BASIS PROVIDED THAT THERE IS NO PAYMENT OR COMPENSATION ACCRUED TO THE PRINCIPALS CONDUCTING THIS TRIP AND PROVIDED THAT IT IS CONDUCTED AS OUTLINED IN THE LETTER OF MARCH 20, 1986. FURTHER, THAT COPIES OF THE BOARD LETTER SHOULD GO TO THE WEISER CHAMBER OF COMMERCE AND TO THE FOREST SERVICE, MOOSE CREEK AND LOCHSA RANGER DISTRICTS.

**Bogus Basin:** The Board reviewed the letter of March 7, 1986, from Eric Steigemeier and determined that the whole letter should be turned over to the Ski Committee for a recommendation as to compliance with accepted standards of safety and/or qualifications of guides and exemptions from the Outfitters and Guides Act.

**IOGA/Waiver of Late Fee:** The Board reviewed the letter of March 20, 1986, from Gail Willis, Secretary of the Outfitters and Guides Association, requesting a waiver of the late penalty on outfitters joining the Association for bonding purposes during the April convention in Boise, following which MSC (Vaughn--Farr) THAT THE WAIVER BE GRANTED FOR THOSE WHOSE APPLICATIONS ARE INCOMPLETE ON APRIL 1 ONLY DUE TO THEIR INABILITY TO OBTAIN THE ASSOCIATION BOND UNTIL THEY ARE OFFICIALLY RECOGNIZED AS MEMBERS OF THE ASSOCIATION.

**Richard Helfrich:** The Board reviewed Mr. Helfrich's letter of April 3, 1986, requesting a one-time exemption from Rule 53.a. to allow Mr. Herm Fitz of Blue River, Oregon, to row his own McKenzie down the Middle Fork of the Salmon River following Helfrich from July 21-26, 1986, following which MSC (Farr--Salter) THAT THE REQUEST BE APPROVED.

**Mike Butler:** MSC (Meiners--Farr) RELATIVE TO MR. BUTLER'S LETTER REQUESTING A WAIVER OF LATE FEE CHARGES, THAT THE BOARD CONSIDER THE SUBMISSION OF THE APPLICATION FORM AS NOT BEING COMPLETE AND THE REQUEST FOR WAIVER BE DENIED. THIS IS

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PREDICATED ON THE FACT THAT AMPLE NOTIFICATION AND INSTRUCTIONS AS TO THOSE THINGS NECESSARY FOR SUBMISSION OF A COMPLETE APPLICATION WERE PROVIDED THE APPLICANT PURSUANT TO STANDARD OFFICE PROCEDURES. RELATIVE TO HIS BEING RECENTLY LICENSED TO OPERATE ON THE SOUTH FORK OF THE PAYETTE RIVER FROM DEADWOOD RIVER TO BANKS, THAT INASMUCH AS THIS IS A NEW SECTION ON WHICH THERE ARE NO LICENSED OPERATORS AT THE PRESENT TIME, THAT THE BOARD ACCEPT THE STATEMENT SET FORTH IN HIS LETTER RECEIVED APRIL 4, 1986, AS TO HIS EXPERIENCE ON THE RIVER AND LICENSE HIM WITH LEAD BOATMAN STATUS.

**Keith Massie:** The Board interviewed Mr. Massie and determined that references would be checked and the Board decision regarding his application deferred pending receipt and evaluation of responses received from individuals (references) contacted.

**K. Thomas Mehler:** The Board considered the outfitter license application of Mr. Mehler of Sandpoint, Idaho, and noted his four (4) Fish and Game citations, following which MSC (Vaughn--Meiners) THAT THE LICENSE APPLICATION BE APPROVED AND THE LICENSE ISSUED. FURTHER, THAT HE BE SENT A STRONG LETTER OF CAUTION INDICATING THAT THE BOARD TAKES SERIOUSLY THESE FISH AND GAME VIOLATIONS AND IT WILL BE CONCERNED ABOUT HIS FUTURE PERFORMANCE.

**S. C. Buttram:** MSC (Salter--Meiners) THAT MR. BUTTRAM'S LICENSE AMENDMENT REQUEST BE DENIED BASED UPON THE BOARD'S DECISION THAT WILDLIFE MANAGEMENT CONDITIONS HAVE NOT CHANGED IN THE AREA SINCE THE ORIGINAL REQUEST WAS MADE. FURTHER, THAT WHEN MR. BUTTRAM IS ADVISED OF THIS DECISION, THE BOARD ALSO ADVISE HIM OF ITS CONCERN RELATIVE TO HIS RECORDED NONUSE OF HIS EXISTING LICENSED ACTIVITIES.

**Forest Service Permits:** MSC (Vaughn--Farr) THAT JIM DOLAN, REGION 1 FOREST SERVICE, BE ADVISED OF THE DISCREPANCY IN FOREST SERVICE PERMIT ISSUANCE POLICY BETWEEN NORTH IDAHO AND SOME OTHER PARTS OF THE STATE AS REFERENCED IN FOREST SERVICE COMMENTS ON MR. FREDERICKSON'S REQUEST AND MR. BUTTRAM'S REQUEST. THIS IS OF CONCERN TO THE BOARD AND DOES NOT SEEM CONSISTENT WITH THE NEW NATIONAL OUTFITTER POLICY.

**Roger Keckeissen/Will Godfrey:** The Board interviewed Messrs. Keckeissen and Godfrey with regard to the sale of the Henry's Fork portion of the Fly Fishing Center International business to North Fork Outfitters, Inc./Roger Keckeissen, Managing Agent, following which MSC (Farr--Vaughn; Foster abstains) THAT THE REQUESTED SALE OF BUSINESS BE APPROVED AND THAT NORTH FORK OUTFITTERS, INC.'S APPLICATION BE APPROVED WITH ROGER G. KECKEISSEN AS MANAGING AGENT PENDING COMPLETION OF THE APPLICATION PROCESS.

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**Richard E. Grunch:** The Board met with Mr. Grunch concerning complaints and other matters relative to his operation, following which MSC (Meiners--Vaughn) RELATIVE TO THE COMPLAINT AGAINST MR. GRUNCH'S COMPLAINT AND OTHER MATTERS CONCERNING HIS OPERATION IN NORTH IDAHO, THAT IN LIGHT OF THE PLAN OF OPERATION SUBMITTED BY MR. GRUNCH AND REVIEWED WITH THE BOARD THAT THE BOARD DELETE FROM HIS LICENSE THESE AREAS DESIGNATED ON HIS LICENSE AS AREAS 2, 3, 4, AND 5, AND THAT THE BOARD LICENSE HIM IN AREA 1 AND AREA 6 AS IN THE PAST.

**Richard E. Grunch:** Following discussion and a review with Mr. Grunch of camp conditions and receipt of the requested mailing list of his 1985 hunting season clients, MSC (Farr--Vaughn) THAT THE HUNTERS BE CONTACTED THROUGH A VERY CAREFULLY WORDED LETTER TO DETERMINE THEIR SATISFACTION WITH THE HUNTS AND THE CONDITIONS IN THE CAMP DURING THE 1985 SEASON, FOLLOWING WHICH THE BOARD WILL EVALUATE MR. GRUNCH'S SITUATION AND MAKE A DECISION ABOUT THE TERMS OF HIS LICENSE FOR THE 1986-1987 LICENSE YEAR. THE LETTER REFERENCED ABOVE SHOULD INCLUDE QUESTIONS ABOUT THE SANITATION AND COMFORT OF THE CAMP, THE GENERAL CONDITION OF HIS ANIMALS, THE KNOWLEDGE AND DEMEANOR OF THE GUIDES, THE QUALITY, QUANTITY, AND SANITATION OF FOOD AND THE SUITABILITY OF ACCOMMODATIONS.

**Vernon P. Johnson:** The Board interviewed Mr. Johnson with regard to the proposed sale of his business, following which MSC (Meiners--Vaughn; Farr abstained) THAT MR. JOHNSON BE INFORMED THAT PROVIDED HE CAN FIND A QUALIFIED AND ACCEPTABLE BUYER, THE BOARD WOULD CONSIDER ALLOWING THE SALE OF HIS RIVER BUSINESS. WITH REGARD TO HIS COUGAR HUNTING OPERATION, THE BOARD WILL NOT ALLOW THE SALE OR THE TRANSFER OF THE CUSTER COUNTY COUGAR JOINT-USE AREA. WITH REGARD TO THE BALANCE OF THE HUNTING OPERATION, THE BOARD WILL MAKE A DETERMINATION ON WHETHER TO ALLOW THE SALE OF THIS PORTION OF THE BUSINESS PENDING THE RESULTS OF ITS RESEARCH AND ITS DECISION ABOUT WHETHER THERE IS A BUSINESS TO BE SOLD OR TRANSFERRED. IN THIS REGARD, THE BOARD WILL CONTACT THOSE CLIENTS WHOSE NAMES ARE SUPPLIED BY MR. JOHNSON AND WILL CHECK WITH THE FOREST SERVICE AND THE DEPARTMENT OF FISH AND GAME IN ATTEMPTING TO ASCERTAIN THE LEVEL OF HIS BUSINESS ACTIVITY.

**Lemhi County Bear/Cougar and Custer County Cougar:** The Board reviewed the Minutes of June 11, 1985, and specifically notes that motions by Meiners, seconded by Vaughn on the Lemhi County bear/cougar policy and Custer County cougar joint-use areas had been tabled, following which MSC (Meiners--Vaughn) THAT THE MOTION TO TABLE BE RESCINDED AND THAT SAID MOTIONS BE BROUGHT UP FOR VOTE AND MADE CURRENT BOARD POLICY, EFFECTIVE IMMEDIATELY, WITH AFFECTED OUTFITTERS TO BE DULY NOTIFIED. **THUS:**

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LEMHI COUNTY-BEAR/COUGAR POLICY: THAT THE BOARD ESTABLISH A POSITION, EFFECTIVE IMMEDIATELY, TO WORK TOWARD THE GOAL OF REDUCING THE NUMBER OF LICENSED BEAR AND COUGAR HUNTERS IN THE LEMHI BEAR/COUGAR HUNTING AREA TO NOT MORE THAN FIVE LICENSED OUTFITTERS. THIS IS TO BE ACCOMPLISHED OVER A PERIOD OF TIME AS EITHER NONUSE OR ATTRITION OF EXISTING OUTFITTERS OCCURS, AND IF AND WHEN THERE IS A TRANSFER OF BUSINESS THAT INCLUDES THE LEMHI BEAR/COUGAR HUNTING AREA, THAT SUCH BUSINESS TRANSFER WILL NOT BE AUTHORIZED FOR SALE UNTIL THE NUMBER FIVE IS REACHED, FOLLOWING WHICH TIME THE BUSINESSES CAN BE SOLD TO INCLUDE SAID AREA. THE JUSTIFICATION IS TO UNSTACK AN AREA WHICH HAS AT THE PRESENT TIME FOURTEEN LICENSED OUTFITTERS AND IN RECOGNITION OF POTENTIAL FUTURE CONFLICTS WITH GAME MANAGEMENT NEEDS AND REQUIREMENTS.

CUSTER COUNTY-COUGAR JOINT-USE AREA: THAT THE BOARD ESTABLISH A POSITION, EFFECTIVE IMMEDIATELY, TO WORK TOWARD THE GOAL OF REDUCING THE NUMBER OF LICENSED COUGAR HUNTERS IN THE CUSTER COUNTY JOINT-USE HUNTING AREA TO NOT MORE THAN FOUR LICENSED HUNTERS. THIS IS TO BE ACCOMPLISHED OVER A PERIOD OF TIME AS EITHER NONUSE OR ATTRITION OF EXISTING OUTFITTERS OCCURS, AND IF AND WHEN THERE IS A TRANSFER OF BUSINESS THAT INCLUDES THE CUSTER COUNTY JOINT-USE COUGAR HUNTING AREA, THAT SUCH BUSINESS TRANSFER WILL NOT BE AUTHORIZED FOR SALE UNTIL THE NUMBER FOUR IS REACHED, FOLLOWING WHICH TIME THE BUSINESSES CAN THEN BE SOLD TO INCLUDE SAID AREA. THE JUSTIFICATION IS TO UNSTACK AN AREA WHICH AT THE PRESENT TIME HAS NINE LICENSED OUTFITTERS AND IN RECOGNITION OF POTENTIAL FUTURE CONFLICTS WITH GAME MANAGEMENT NEEDS AND REQUIREMENTS.

**Perk Lyda:** MSC (Vaughn--Meiners) BASED UPON THE APPEARANCE OF MR. LYDA BEFORE THE BOARD IN RESPONSE TO THE BOARD'S LETTER OF MARCH 17, 1986, AND HIS FAILURE DURING THIS MEETING TO SHOW ADEQUATE USE LEVELS ON THE SNAKE RIVER, PITTSBURG LANDING TO LEWISTON, AND IN CONSIDERATION OF THE BOARD'S POLICY REGARDING THE TRANSFER OF POWER BOAT LICENSES ON THE UPPER CLEARWATER (REFERENCE BOARD POLICY ACTION OF JUNE 11, 1985) COMBINED WITH MR. LYDA'S NONUSE ON THAT RIVER SEGMENT, THAT THE SNAKE RIVER WILL BE REMOVED FROM HIS LICENSE AND MR. LYDA WILL BE INFORMED THAT HE WILL BE ABLE TO CONTINUE TO USE THE UPPER CLEARWATER AS LONG AS HE IS IN BUSINESS BUT WOULD NOT BE ALLOWED TO TRANSFER THAT RIVER SEGMENT TO ANOTHER PARTY IN ANY SUBSEQUENT BUSINESS SALE. The Board's decision is in accordance with Mr. Lyda's voluntary relinquishment of the Snake River segment in a letter to the Board dated March 22, 1985.

The Board recessed at 1920 hours and reconvened at 0800 hours on Saturday, April 12, 1986, with all members present.

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**Marilyn Mueller:** MSC (Salter--Vaughn) IN REFERENCE TO MS. MUELLER'S USE REPORT, THAT THE BOARD CONTACT THE FOREST SERVICE AND GET A DEFINITIVE ANSWER AS TO WHETHER OR NOT MS. MUELLER WILL BE ABLE TO OBTAIN A FOREST SERVICE PERMIT TO OPERATE IN THE AREA AND THAT AFTER THIS FINDING THAT A DETERMINATION THEN BE MADE AS TO THE CONTINUANCE OR DISCONTINUANCE OF HER LICENSE.

**Grizzly Outfitters:** MSC (Salter--Vaughn) THAT THE APPLICATION FROM GRIZZLY OUTFITTERS TO BE CHARTER BOAT LICENSED ON PEND OREILLE AND PRIEST LAKES BE APPROVED. FURTHER, THAT GRIZZLY OUTFITTERS BE NOTIFIED THAT THE BOARD IS CONCERNED WITH THE NONUSE OF THEIR HUNTING PRIVILEGES AND THEY BE PUT ON NOTICE THAT IF THEY DO NOT SHOW USE IN 1986, THEY MAY BE SUBJECT TO REVOCATION PROCEDURES OUTLINED IN RULE 22 REGARDING NONUSE.

**David L. Whitworth:** MSC (Farr--Salter) THAT MR. WHITWORTH BE NOTIFIED OF NONUSE AND A HEARING SET TO GIVE HIM THE OPPORTUNITY TO SHOW CAUSE WHY HIS LICENSE SHOULD NOT BE REVOKED.

**Peter DePagter:** MSC (Salter--Vaughn) THAT MR. DEPAGTER'S LICENSE BE RE-ISSUED FOR THE 1986-1987 LICENSE YEAR.

**Carolyn Patterson:** MSC (Salter--Vaughn) THAT MS. PATTERSON'S LICENSE BE RE-ISSUED FOR THE 1986-1987 LICENSE YEAR.

**A. W. Angell:** MSC (Salter--Meiners) THAT MR. ANGELL BE NOTIFIED THAT HIS BIG GAME ACTIVITIES ARE IN NONUSE AND THAT HE BE REQUESTED TO APPEAR BEFORE THE BOARD TO SHOW CAUSE WHY HIS LICENSE SHOULD NOT BE REVOKED.

**Jack Skille:** The Board reviewed Mr. Skille's license application and use report, following which MSC (Vaughn--Farr) THAT THE 1986-1987 LICENSE BE ISSUED.

**D-Double-S Outfitters:** The Board reviewed D-Double-S Outfitters' reasons for filing a late bond with their license application, following which MSC (Vaughn--Meiners; Farr and Salter vote "no") THAT BECAUSE THE BOND WAS LATE DUE TO THE ILLNESS OF A SECRETARY AT THE BONDING COMPANY, THE LATE FEE BE WAIVED.

**Outfitter License Renewal Applications:** MSC (Salter--Vaughn) THAT, AS A BOARD POLICY, THE OFFICE STAFF BE INSTRUCTED THAT WHEN SCREENING OUTFITTER LICENSE APPLICATIONS FOR RENEWAL, THAT THE FACT THAT THE OUTFITTER DOES NOT AT THAT TIME INDICATE THAT HE HAS A QUALIFIED GUIDE HIRED SHOULD NOT HOLD UP THE ISSUANCE OF A LICENSE, IF THE OUTFITTER HAS HISTORICALLY EMPLOYED AT LEAST ONE (1) QUALIFIED GUIDE IN ADDITION TO THE OUTFITTER HIMSELF.

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**Don Stevens:** With regard to Mr. Stevens' request to waive the late fee, MSC (Farr--Meiners) THAT IN ACCORDANCE WITH THE PRECEDING MOTION, MR. STEVENS SHOULD NOT BE ASSESSED A LATE FEE AND HIS LICENSE SHOULD BE ISSUED.

**Implementation of Nonuse:** The Board again spent some time discussing the implementation of nonuse as it affects renewal applications, following which MSC (Salter--Farr) THAT, AS A BOARD POLICY, THE BOARD INSTRUCT THE SECRETARIAL STAFF, WHEN REVIEWING LICENSE RENEWAL APPLICATIONS, TO SCREEN THE ACCOMPANYING USE REPORTS AND REFER TO THE BOARD ALL APPLICATIONS THAT SHOW (A) NO USE FOR TWO CONSECUTIVE YEARS OR (B) NO USE FOR TWO OUT OF THE LAST THREE YEARS. INITIALLY, THIS SCREENING WILL BE DONE ON THE PRINCIPAL ACTIVITIES OF THE OUTFITTERS WHICH MEANS ALL RIVER ACTIVITIES AND DEER AND/OR ELK HUNTERS, ALSO ALL OUTFITTERS WITH BEAR AND/OR COUGAR HUNTING ONLY AND WITH SINGLE ACTIVITIES, EG: SKIING, ROCK CLIMBING, BACKPACKING, ETC.

**June Board Meeting:** The Board determined that the June meeting dates would be June 9-13, 1986, with Monday, June 9th, reserved for nonuse hearings, and Tuesday, June 10th, reserved for Board business with no appointments.

**Nonuse Letters:** MSC (Salter--Vaughn) THAT THE BOARD AUTHORIZE THE CHAIRMAN TO SEND APPROPRIATE NONUSE LETTERS TO OUTFITTERS ON THE CLEARWATER, SALMON, AND SNAKE RIVERS WHO MEET THE CRITERIA AS CONTAINED IN THE PREVIOUS MOTION. THIS IS TO BE DONE AND DATES FOR MEETINGS SET EITHER IN MAY OR IN JUNE.

**Grand Canyon Dories, Inc.:** MSC (Meiners--Vaughn) RELATIVE TO GRAND CANYON DORIES, INC.'S SUBMITTED APPLICATION FOR THE 1986-1987 LICENSE YEAR, THAT THE BOARD APPROVE THE APPLICATION AS SUBMITTED AND ISSUE SAID LICENSE. HOWEVER, THE BOARD TO TAKE FURTHER ACTION RELATIVE TO THE REQUESTED AUTHORIZATION BY GRAND CANYON DORIES, INC. TO SPLIT THEIR TWO LAUNCHES ON THE MAIN SALMON RIVER INTO TWO SEPARATE LICENSES. TO INITIATE SUCH ACTION, THE BOARD SHALL INDICATE TO THE NORTH FORK RANGER DISTRICT, THAT THE BOARD FEELS THESE ARE TWO SEPARATE ENTITIES, THAT THESE, THEREFORE, SHOULD BE PERMITTED BY THE FOREST SERVICE AND LICENSED BY THE STATE AS TWO SEPARATE BUSINESS ENTITIES AND THAT THE INDIVIDUALS OWNING THESE BUSINESSES SHOULD BE ALLOWED TO SELL THEM OR OTHERWISE DISPOSE OF THEM AS SEPARATE BUSINESS ENTITIES. FURTHER, THAT COPIES OF THIS CORRESPONDENCE BE SENT TO GRAND CANYON DORIES, INC., TOUR WEST, AND SIERRA WESTERN.

**Ron Beitelspacher:** The Board reviewed Mr. Beitelspacher's request to add forest grouse hunting to his outfitter license, following which MSC (Meiners--Vaughn) THAT THE REQUEST BE GRANTED.

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**Rule 6.a.:** The Board discussed Rule 6.a. which allows an outfitter to guide for and be employed by another outfitter once the Board has been properly petitioned for such activity, following which MSC (Meiners--Vaughn) THAT, AS A BOARD POLICY WHERE DOCUMENTS ARE SUBMITTED IN PROPER FORM BY OUTFITTERS DESIRING TO EMPLOY OTHER OUTFITTERS, THAT THE SECRETARIAL STAFF BE INSTRUCTED TO ADD THIS TO THE RESPECTIVE LICENSES WITHOUT THE NEED FOR BOARD APPROVAL IN INDIVIDUAL CASES EXCEPT WHERE EXTENUATING CIRCUMSTANCES ARE KNOWN OR APPARENT. SUCH REQUESTS ARE NOT CONSIDERED BY THE BOARD TO BE PERPETUAL AGREEMENTS BUT MUST BE RENEWED ANNUALLY IN ORDER TO BE VALID. WITH REGARD TO THE APPLICATION OF AMENDMENT FEES IN THESE INSTANCES, THE OUTFITTER WHO WISHES TO BE EMPLOYED AS A GUIDE FOR ANOTHER OUTFITTER SHALL PAY A TEN DOLLAR (\$10.00) AMENDMENT FEE; THE EMPLOYING OUTFITTER WILL HAVE HIS LICENSE AMENDED ADMINISTRATIVELY WITHOUT FEE. IF IT IS A TOTALLY RECIPROCAL RELATIONSHIP, IE: BOTH OUTFITTERS WANT TO GUIDE FOR EACH OTHER, BOTH OUTFITTERS WILL BE REQUIRED TO PAY THE AMENDMENT FEES.

**Carl Zapffe:** The Board reviewed Mr. Zapffe's request to be licensed for float boating on the Snake River from Pittsburg Landing to Lewiston. It was determined that the Board is not in the position to select an applicant to fill the vacant slot at this time. Further, that Mr. Zapffe be advised that he will be placed on the consideration list.

**Victor Frederickson:** The Board reviewed Mr. Frederickson's request for an amendment and outfitter license application, following which MSC (Salter--Vaughn) THAT THE AMENDMENT BE DENIED AND THE OUTFITTER LICENSE BE ISSUED THE SAME AS LAST YEAR. THE GROUNDS FOR DENIAL ARE THAT THE REQUESTED AREA IS EITHER ALREADY CURRENTLY LICENSED TO EXISTING OUTFITTERS OR HAS BEEN DENIED BY THE BOARD IN THE RECENT PAST IN REGARD TO FISH AND GAME RECOMMENDATIONS [IDAHO CODE 36-2109(b)(4) AND (b)(5)].

**Helmut P. Augustin:** MSC (Salter--Farr) THAT MR. AUGUSTIN'S REQUEST FOR AN AMENDMENT BE APPROVED AS FAR AS THE TRAILRIDES ARE CONCERNED, BUT THAT THE REQUEST FOR CROSS-COUNTRY SKIING BE HELD UP UNTIL SUCH A TIME AS HE SUBMITS A QUALIFIED GUIDE FOR A SKIING OPERATION.

**Rex Lanham:** The Board reviewed Mr. Lanham's request for an amendment to conduct elk, deer, bear, predator, bird hunting, and cross-country skiing on his own private property, approximately 2,000 acres, following which MSC (Farr--Meiners) THAT THE AMENDMENT REQUEST BE APPROVED FOR FIVE (5) HUNTERS PER SEASON CONSISTENT WITH THE HEARING WHICH WAS HELD ON AUGUST 8, 1985, PROVIDED THAT MR. LANHAM COMPLETE THE APPLICATION PROCESS AND MEET THE REQUIREMENTS OF THE BOARD. FURTHER, THAT THE FIVE (5) HUNTER LIMIT PER SEASON SHALL BE CONSTRUED TO MEAN FIVE (5)

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HUNTERS PER SPECIE OF BIG GAME ANIMALS. THE REQUEST FOR CROSS-COUNTRY SKIING MUST BE CLARIFIED SO THAT THE BOARD KNOWS EXACTLY WHAT MR. LANHAM HAS IN MIND WITH REGARD TO CROSS-COUNTRY SKIING AND WHAT KIND OF PERSONNEL HE HAS TRAINED AND QUALIFIED WHO MIGHT BE EMPLOYED IN THIS ACTIVITY.

**Middle Fork Ranch, Inc.:** The Board reviewed the amendment request of Middle Fork Ranch, Inc. and determined to contact the Forest Service and Fish and Game for research and comments on this request. Additionally, no determination will be made about whether to grant this amendment to Middle Fork Ranch, Inc. until after the ultimate disposition of the Kim Horrocks/Don Waller area.

**Stephen D. Galles:** The Board reviewed the outfitter license application of Mr. Galles and the Outfitters and Guides Board citation which he was issued in October 1985, following which MSC (Vaughn--Farr) THAT THE LICENSE BE ISSUED PROBATIONARY WITH THE TERMS OF PROBATION THAT HE NOT VIOLATE ANY OTHER STATE, LOCAL, OR FEDERAL LAWS DURING THE 1986-1987 LICENSE YEAR.

**Ed Hunt:** The Board reviewed Mr. Hunt's outfitter license application, following which MSC (Farr--Meiners) THAT THIS LICENSE BE ISSUED.

**James W. Holcomb dba Alpine Wilderness Outfitters:** The Board reviewed Mr. Holcomb's outfitter license application, following which MSC (Vaughn--Meiners) THAT THE OUTFITTER LICENSE APPLICATION BE APPROVED AND THE LICENSE ISSUED AS REQUESTED.

**Richard Norris:** MSC (Meiners--Vaughn) REGARDING MR. NORRIS' REQUESTS FOR THE JON GOODMAN AREA AND TO GUIDE FOR KENNETH SMITH, THAT HE BE ADVISED THAT HIS REQUEST FOR THE GOODMAN AREA IS DENIED BASED ON THE FACT THAT THE AREA IS NOT CURRENTLY AVAILABLE FOR LICENSING TO SOMEONE ELSE BUT THAT HIS NAME WILL BE KEPT ON THE CONSIDERATION LIST SHOULD IT BECOME AVAILABLE AND SECONDLY, THAT HIS REQUEST TO HAVE HIS LICENSE AMENDED TO GUIDE AS A POWER BOAT OPERATOR FOR KEN SMITH BE APPROVED.

**George E. Duncan:** The Board reviewed Mr. Duncan's file and his amendment requesting (1) that the overlap between he and Ray Cox be eliminated, (2) that Ray Cox be given the area to which they both were licensed jointly previously, (3) additional area which is currently being researched with the Fish and Game Department, and (4) to employ David Powers as a guide for bear hunting activities. Following a review of these materials, MSC (Meiners--Farr) THAT THE REQUEST TO ELIMINATE THE JOINT-USE AREA AND HAVE THE OVERLAPPING AREA LICENSED TO MR. COX BE GRANTED AND

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THAT THE REQUEST TO EMPLOY DAVID POWERS AS A GUIDE ALSO BE GRANTED. THE REQUEST TO ENLARGE MR. DUNCAN'S AREA WILL BE DEFERRED FOR DECISION PENDING RESULTS OF THE INVESTIGATION AND RESEARCH WITH THE FISH AND GAME DEPARTMENT.

**Ray Cox dba Trout Creek Outfitters:** The Board reviewed the amendment request of Mr. Cox, following which MSC (Vaughn--Farr) THAT MR. COX BE GRANTED INCIDENTAL BEAR HUNTING IN CONNECTION WITH HIS ELK AND DEER HUNTING, THAT HE BE GIVEN FOREST GROUSE HUNTING INCIDENTAL TO THE BIG GAME HUNTING, THAT HIS LICENSE ALSO BE EXTENDED TO INCLUDE FISHING IN HIS HUNTING AREA AND TRAILRIDES TO BE CONDUCTED OUT OF HIS CABIN WITHIN HIS OWN HUNTING AREA.

**David Powers:** The Board reviewed Mr. Powers' request for an extension to his area and the letter from the Fish and Game dated March 12, 1986, following which MSC (Salter--Meiners) THAT THE AMENDMENT REQUEST BE DENIED. THE REASONS FOR DENIAL ARE THOSE REASONS OFFERED BY FISH AND GAME AND THE FACT THAT THE BOARD HAD DENIED IT TO A PRIOR APPLICANT FOR ESSENTIALLY SIMILAR REASONS.

**Al Latch:** The Board reviewed Mr. Latch's request for an outfitter license amendment and the correspondence from the Forest Service and Fish and Game Department, following which MSC (Farr--Meiners) THAT THE AREA REQUESTED LYING IMMEDIATELY ADJACENT TO AND WEST OF THE ELK CITY TOWNSHIP BE APPROVED FOR COUGAR HUNTING ONLY, THAT THE OTHER AREA REQUESTED BE DENIED BECAUSE IT IS ALREADY LICENSED TO OTHER EXISTING OUTFITTERS AND THE BOARD HAS A POLICY AGAINST STACKING.

**Les Bechdel/Canyons, Inc.:** The Board reviewed the letter of March 24, 1986, from Mr. Bechdel requesting approval to conduct three separate workshops on river rescue, following which MSC (Salter--Vaughn) THAT THE REQUEST BE GRANTED.

**Randy Baugh/Jim Pepcorn:** The Board reviewed the application and request of Mr. Baugh to re-negotiate the purchase between he and Mr. Pepcorn, following which MSC (Farr--Vaughn; Salter votes "no") THAT THE REQUEST BE DENIED ON THE GROUNDS THAT THE BOARD DOES NOT FEEL MR. BAUGH HAS DEMONSTRATED ADEQUATE FINANCIAL RESPONSIBILITY NOR HAS THE FINANCIAL CAPABILITY OF MEETING THE CONTRACT IN ACCORDANCE WITH IDAHO CODE 36-2109(c) AND 36-2113(a)(14), RULES AND REGULATIONS 16.c.7. AND 19.i.

**Jeff Bitton:** The Board reviewed Mr. Bitton's request for trailrides in an area which substantially overlaps with Marilyn Mueller's hunting area and his request to separate out the sleigh riding operation in Sun Valley, forming a new corporation with Jeff Bitton as the Managing Agent, following which MSC (Salter--Meiners) THAT BOTH REQUESTS BE APPROVED.

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**Steve J. Wieber:** The Board reviewed the outfitter license application of Mr. Wieber and his modified request for amended activities and area. Following an exhaustive review of all of the letters and research generated from this request, MSC (Farr--Salter) THAT THE APPLICATION BE DENIED DUE TO THE NEGATIVE RESPONSES FROM RESOURCE MANAGERS INCLUDING THE FISH AND GAME DEPARTMENT, DUE TO RESPONSES FROM EXISTING OUTFITTERS, AND POTENTIAL STACKING OF ACTIVITIES AND AREAS.

**Dusty Youren:** The Board reviewed the outfitter license application of Mr. Youren, following which MSC (Salter--Vaughn; Meiners votes "no") THAT THE LICENSE APPLICATION BE APPROVED AND THE OUTFITTER LICENSE ISSUED THE SAME AS LAST YEAR. FURTHER, THAT THE FIVE (5) COUGAR LIMIT BE RETAINED.

**Ed McCallum:** MSC (Meiners--Vaughn) WITH REGARD TO MR. McCALLUM'S COMPLAINT SITUATION, THAT THE BOARD ADVISE HIM THAT HIS LICENSE SHALL BE HELD IN ABEYANCE UNTIL SUCH TIME AS HE APPEARS AND EITHER SHOWS CAUSE WHY APPROPRIATE ACTION SHOULD NOT BE TAKEN AGAINST HIS LICENSE AND/OR HAS MADE GOOD FAITH NEGOTIATIONS WITH THE AGGRIEVED PARTY.

**Jim & Toni Walker:** The Board reviewed the Walker's application and their request to have the terms of the probation lifted, following which MSC (Vaughn--Salter) THAT THE REQUEST BE GRANTED AND THE LICENSE ISSUED ON NON-PROBATIONARY TERMS.

**Kim Horrocks' Area:** MSC (Salter--Farr) IN REFERENCE TO MR. HORROCKS' AREA WHICH HAS BEEN DECLARED TO BE VACANT, THAT THE BOARD, IN CONFORMANCE WITH THE MEMORANDUM OF UNDERSTANDING, CONTACT THE FOREST SERVICE TO DETERMINE THEIR REACTION TO RELICENSING THIS AREA TO DON WALLER/JERRY WILCOX WHO HELD IT PRIOR TO MR. HORROCKS AND IS IN LINE TO RESUME THE AREA DUE TO A DEFAULT IN THE SALES CONTRACT.

**Quentin Selby:** The Board reviewed the outfitter license application of Mr. Selby, following which MSC (Vaughn--Salter) THAT THE APPLICATION BE DENIED ON THE BASIS OF IDAHO CODE 36-2109 (b)(4) AND (b)(5) AND 36-2113. SPECIFICALLY, MR. SELBY HAS FAILED TO OBTAIN A FOREST SERVICE USE PERMIT FOR THE FEDERAL LANDS WITHIN THE AREA OF HIS OPERATION AND THE BOARD BELIEVES THAT THE PRIVATE LAND MR. SELBY HAS BEEN UTILIZING DOES NOT REPRESENT A VIABLE OUTFITTER OPERATION.

**Idaho Wilderness Camps, Inc./Garry Merritt, M.A.:** The Board reviewed the late fee assessment for Idaho Wilderness Camps, Inc. and Mr. Merritt's letter of explanation for the late Red Cross cards, following which MSC (Vaughn--Farr) THAT THE BOARD ACCEPT MR. MERRITT'S EXPLANATION AS EXTENUATING CIRCUMSTANCES AND THAT

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THE FEE BE WAIVED BUT THAT THE LICENSE NOT BE ISSUED UNTIL MR. MERRITT DOES FURNISH THE BOARD WITH A COPY OF A VALID RED CROSS CARD.

**Dalbert Allmon:** The Board reviewed Mr. Allmon's request for an amendment to his licensed area and the Fish and Game input received from the investigation thereof, following which MSC (Vaughn--Salter) THAT THE AMENDMENT REQUESTED BE GRANTED WITH A LIMIT IN MR. ALLMON'S OVERALL HUNTING OPERATION OF FOUR (4) COUGAR PER YEAR. FURTHER, THAT THE REQUEST TO BE LICENSED AS A GUIDE FOR RON SHERER BE APPROVED.

**Ron Sherer:** The Board also reviewed Mr. Sherer's request to have Dalbert Allmon licensed as a guide for him and the Board gave approval to this request.

**Doug Tims:** The Board reviewed Mr. Tims' request for an amendment to conduct backpacking along Loon Creek from Phillips Creek transfer camp to the mouth of Loon Creek on the Middle Fork, following which MSC (Vaughn--Meiners) THAT THE REQUEST FOR AMENDMENT BE APPROVED.

**Marvin Todd:** The Board reviewed Mr. Todd's outfitter license application and the action taken on March 6, 1986, by the Board with regard to Mr. Todd and his Fish and Game violations, following which MSC (Salter--Farr) THAT THE APPLICATION BE DENIED BASED ON THE AFOREMENTIONED MATERIAL CONSIDERED BY THE BOARD. [see Idaho Code 36-2109 and 36-2113]

**Gerald Richie:** The Board reviewed the outfitter license application of Mr. Richie and the problems related thereto, following which MSC (Vaughn--Farr) THAT MR. RICHIE BE CONTACTED AND INFORMED THAT HIS FIRST AID CARD HAS EXPIRED AND THAT HE NEEDS TO PROVIDE THE BOARD WITH A VALID CERTIFICATE AND AN APPROPRIATE LATE FEE, UPON RECEIPT OF WHICH THE LICENSE BE ISSUED THE SAME AS LAST YEAR.

**Peter Grubb:** MSC (Salter--Farr) PURSUANT TO MR. GRUBB'S REQUEST THAT THE KOOTENAI RIVER BE DELETED FROM HIS LICENSED ACTIVITIES. FURTHER, THAT HE BE GRANTED FLOAT BOATING ON THE ST. MARIES RIVER AND ON THE ST. JOE RIVER, SPRUCE TREE CAMPGROUND TO COEUR D'ALENE LAKE. ALSO, THAT HE BE ADVISED THAT THE OWYHEE RIVER HAS BEEN CONSOLIDATED INTO ONE RIVER SEGMENT (RULE 57) FOR LICENSING PURPOSES AND THAT HS IS DULY LICENSED THEREON. AND FINALLY, THAT MR. GRUBB BE ADVISED HE IS IN NONUSE ON THE SALMON RIVER (VINEGAR CREEK TO HAMMER CREEK) THAT HE BE SCHEDULED TO APPEAR BEFORE THE BOARD TO SHOW CAUSE WHY THIS RIVER SEGMENT SHOULD NOT BE REMOVED FROM HIS LICENSE.

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**Henry's Fork/South Fork/Etc.:** The Board reviewed the license segments on the Henry's Fork of the Snake River, the South Fork of the Snake River, and other unclassified rivers. Many are used extensively, primarily for fishing purposes. The difficulties in training on these rivers for the entire section as identified in the rulebook and as conventionally fished by fishing outfitters were discussed, following which MSC (Farr--Salter) THAT, AS A BOARD POLICY, WHERE AN OUTFITTER TRAINS HIS GUIDES ON A SECTION OF RIVER FOR WHICH THOSE GUIDES ARE TO BE EMPLOYED, AND IF THAT EMPLOYMENT SECTION INVOLVES ONLY A PORTION OF THE RIVER SEGMENT AS IDENTIFIED IN RULE 57, THE GUIDE SHALL BE LICENSED FOR THE WHOLE RIVER SEGMENT ON WHICH THE TRAINING OCCURRED WHERE APPROPRIATE TRAINING CARDS HAVE BEEN SECURED AND SUBMITTED TO THE BOARD IN TIMELY FAHSION.

**Richard Cook:** The Board reviewed Mr. Cook's outfitter license application and the request to purchase that portion of the Myrna Beamer dba Beamer's Heller Bar business from Spring Bar to Lewiston on the Snake River, following which MSC (Farr--Vaughn) THAT THE APPLICATION BE APPROVED WHEN COMPLETED.

**Jon L. Barnes dba Wildhorse Ranch Outfitting:** MSC (Salter--Vaughn) THAT THE APPLICATION OF MR. BARNES BE APPROVED WITH THE PROVISIONS THAT (1) THE AREA BE REDUCED TO ELIMINATE ANY OVERLAP WITH SEVEN DEVILS OUTFITTERS, INC. AND THAT THE LICENSED AREA FOR HUNTING ACTIVITIES BE DESCRIBED TO EMBRACE THAT AREA OUTLINED ON THE MAP FURNISHED BY THE DEPARTMENT OF FISH AND GAME. FURTHERMORE, THAT MR. BARNES BE ALLOWED A MAXIMUM OF FIVE (5) EACH FOR BLACK BEAR, DEER, AND ELK AND UNLIMITED FOR BIRDS; AND (2) THAT THE LICENSED AREA FOR RECREATIONAL ACTIVITIES, NAMELY FISHING AND TRAILRIDES, SHALL BE A MODIFIED VERSION OF MR. BARNES' REQUEST TO PRECLUDE OVERLAP OF OTHER LICENSED OUTFITTERS. [See Addendum 2 for area descriptions of hunting and recreational activities.]

**Laren Piquet:** The Board reviewed Mr. Piquet's request for amendment to include the tributaries of the Teton River and determined that research would be conducted with the Fish and Game Department on this request.

**Joe Tonsmeire:** The Board reviewed Mr. Tonsmeire's request for amendments and his outfitter license application, following which (Farr--Meiners) THAT BOTH BE APPROVED PENDING DISCOVERY OF WHERE THE REQUESTED NEW CROSS-COUNTRY SKI OPERATION IS LOCATED WITH A PROPERLY WORDED AREA DESCRIPTION AND MAP AS REQUIRED BY OUTFITTER AMENDMENT REQUEST FORM OG-2.

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**Rusty Gore:** The Board reviewed Mr. Gore's license application and his history of nonuse together with the question about the power boating permit from the Fourth of July Creek to Corn Creek on the Salmon River, following which MSC (Farr--Meiners) THAT A HEARING DATE BE ESTABLISHED FOR MR. GORE TO SHOW CAUSE WHY THE LICENSE SHOULD NOT BE REVOKED FOR NONUSE AND ALSO THAT CORRESPONDENCE BE DIRECTED TO THE FOREST SERVICE TO ASCERTAIN THEIR POSITION ABOUT THE POWER BOATING SITUATION BELOW FOURTH OF JULY CREEK.

**Steven H. Jones, M.A./Cascade Raft Co.:** The Board reviewed the license application of Mr. Jones and his request for a waiver of normal training requirements on the South Fork of the Payette from Deadwood to Banks, due to the fact that this river segment is a newly licensed classified river for which there is not adequately qualified person(s) to certify necessary training, following which MSC (Vaughn--Meiners) THAT THE LETTER OF CERTIFICATION OF TRAINING FROM MR. JONES INDICATING THAT HE HAS CONDUCTED TRAINING FOR HIMSELF AND IS PROPERLY QUALIFIED ON THAT RIVER SEGMENT BE ACCEPTED IN LIEU OF THE NORMAL TRAINING CARDS. FURTHER, THAT HIS REQUEST TO BE LICENSED TO GUIDE FOR GLACIER RAFT COMPANY BE APPROVED.

**Mike Stockton:** The Board reviewed Mr. Stockton's amendment request to add snowmobiling to his license within his big game hunting area, following which MSC (Farr--Vaughn) THAT THE REQUEST BE GRANTED AND THE LICENSE ISSUED.

**James R. Thrash:** The Board reviewed Mr. Thrash's request to be licensed as a Managing Agent for Salmon River Guide Service, following which MSC (Salter--Vaughn) THAT THE REQUEST BE GRANTED.

**Three Rivers Ranch:** The Board reviewed the request of Three Rivers Ranch to purchase the South Fork-Snake River business from Will Godfrey/Fly Fishing Center International, following which MSC (Farr--Salter; Foster abstains) THAT GIVEN THE RESPONSE TO BOARD INQUIRY AND REQUEST TO PRODUCE EVIDENCE OF TRANSFER OF TANGIBLE/INTANGIBLE ASSETS AS REQUIRED BY STATE LAW IN THE SALE OF A BUSINESS, THAT THE REQUEST FOR SALE OF THE SAID BUSINESS BE APPROVED.

**Relicensing of Hershel Coulter Area:** The Board reviewed and evaluated the material relative to (1) previous experience in outfitting; (2) if existing outfitter, how new program would fit into operation; (3) capability to conduct the business based on the operating plan; and (4) need of the additional area to constitute a viable operation to relicense portions of the original Hershel Coulter area, following which MSC (Vaughn--Farr) THAT THAT THE PORTION OF THE COULTER AREA LOCATED BETWEEN FOREST SERVICE ROAD 355 (ON THE TOP OF THE BREAKS OF THE SOUTH FORK OF

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THE SALMON) AND FOREST SERVICE ROAD 21 VIA STEAMBOAT SUMMIT TO ITS JUNCTURE WITH FOREST SERVICE ROAD 331 BE LICENSED TO JAMES THRASH AND THAT THE SOUTH FORK-SALMON RIVER BREAKS BE LICENSED TO TED EPLEY. THESE TWO AREAS ARE FOR DEER AND ELK HUNTING ONLY. THE WILD PORTION OF THE SALMON RIVER CORRIDOR SHOULD BE LICENSED TO HARVEY WHITTEN FOR COUGAR, DEER, AND ELK HUNTING. THE OTHER RESPECTIVE PARTIES WHO HAVE MADE APPLICATION FOR THESE AREAS ARE TO BE PROPERLY NOTIFIED. PRIOR TO NOTIFICATION OF SELECTED CANDIDATES AND OTHER INDIVIDUALS INTERESTED IN THESE AREAS, THE BOARD WILL CONVEY ITS SELECTION DECISION TO THE FOREST SERVICE TO DETERMINE WHETHER THEY CONCUR IN THE DECISION. THE REMAINING PORTION OF THE HERSHEL COULTER AREA SHALL REMAIN UNLICENSED AT THIS TIME AS PER PRIOR BOARD ACTION DATED NOVEMBER 7, 1985, PURSUANT TO THE RECOMMENDATIONS OF THE IDAHO DEPARTMENT OF FISH AND GAME DATED OCTOBER 22, 1985, AND CORRESPONDENCE FROM THE FOREST SERVICE DATED OCTOBER 28, 1985. [see Addenda 3, 4, and 5 for area descriptions]

**Robert Gillihan/Cal Stoddard:** The Board reviewed the request for a hearing by Messrs. Gillihan and Stoddard, following which MSC (Vaughn--Farr) THAT THE BOARD'S ATTORNEY SHOULD RECOMMEND OR APPOINT AN INDEPENDENT HEARING OFFICER TO HEAR THIS CASE AND THAT THE HEARING DATE SHOULD BE ESTABLISHED ACCORDING TO HIS/HER TIME SCHEDULE.

The Board meeting recessed at 1900 hours.

  
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WILLIAM R. MEINERS, VICE CHAIRMAN for  
GLEN R. FOSTER, Chairman of the Board

ATTEST:

  
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LINDA L. ELWOOD, Administrative Secretary

ADDENDUM 1 (Minutes of April 7, 1986 - page 1)

ON BECOMING AN OUTFITTERS AND GUIDES BOARD MEMBER  
POINTS TO PONDER

The fact of an Idaho Outfitters and Guides Board is as prescribed in the Outfitters and Guides Act, Idaho Code, Title 36, Chapter 21. Overall a Board member should become very conversant with the Outfitters and Guides Act and with the Rules and Regulations which have, and continue to be, promulgated relative to the implementation and execution of the responsibilities and authorities given the Board. Specifically, Sections 36-2105, 36-2106, and 36-2107 prescribe the identity of the Board, the appointment and qualification of members and organization of the Board, and the powers and duties of the Board.

The foregoing is a reference to the statutory outline of Board duties and responsibilities. Day-to-day exercise of those duties and responsibilities prompts the following points to be considered:

The Board meets on a monthly basis for a minimum of three (3) days and for as much as six (6) days, Monday through Saturday. Hours are usually from 8:30 a.m. and can run to as late as 7:00 p.m. or 8:00 p.m. However, normal close of business is between 5:00 p.m. and 6:00 p.m. Thus, as retiring Board Chairman Glen Foster noted in his appearance before the Idaho Outfitters and Guides Association meeting in April 1986 entitled Reflections of a Retiring IOGB Member: "Can you afford to give up in service to the outfitting industry a minimum of 10% of your productive yearly time; ie, 37 prime working days out of the calendar year? If you are elected Vice Chairman and Coordinator of Enforcement, can you afford to give up 25% of your working time; ie, 90-100 prime working days per year? If you are elected or appointed Chairman of the Outfitters and Guides Board, 40% of your working time in a year; ie, 145 days? Can your business, your family, your personal life stand this kind of commitment?"

The question arises as to why this time commitment is necessary to the exercise of Board duties and responsibilities. Chairman Foster, in his address to the Association, noted these significant changes in the industry in the last five (5) years:

- (a) Legal issues in outfitting have become tremendously more complex, mostly with respect to federal permits but also to some extent with respect to state licenses.
- (b) More interest in outfitting by those who would like to be outfitters but are faced with some legal constraints. This interest has brought more pressure on: (1) area system, (2) allocated use limits on rivers, (3) accessible areas, and (4) areas formerly unlicensed.

- (c) Changes in traditional concepts of outfitting, mainly in response to market demands: (1) outfitters no longer serve the backcountry only, and (2) significant increase and interest in short trips closer to civilization thereby requiring a change in Board thinking, a change in regard to sociological conflict, and a change in land management agency thinking as well as that of the Idaho Department of Fish and Game.
- (d) Very few aggrieved parties will take "no" for an answer anymore. This has resulted in a tremendous increase in public hearings, in denial hearings, and in court battles. To deal with this complexity, a Board member needs to be a lawyer, an accountant, an economist, a management consultant, a psychiatrist, a personnel manager, a counselor, a computer programmer/technician, a judge, a jury, a creative writer, an analyst, a dart-thrower, and a moron. He should have the wisdom of a Solomon, the patience of a Job, the organizational and leadership abilities of a Moses, the guts of an elephant, and the skin of an alligator.

And to continue from the remarks of Chairman Foster: "Being a member of the Idaho Outfitters and Guides Board is a very prestigious position. However, a potential Board member should be prepared for some sacrifice of business, family life, and personal time. And for those who don't understand the prestige of the position, a Board member should prepare for some impeccably logical adverse criticism such as personal bias, prejudice, short-sightedness, or stupidity. It may not hurt, also, to prepare for a little personal character defamation, sabotage, or attack. And every once in awhile (maybe only once a month or so), a Board member should expect to be accused of making decisions in order to defend or enhance his own business interests."

These points to ponder are offered in both a serious and light-hearted manner. Serious to the end that the outfitting industry in Idaho is a significant industry contributing to the welfare and well-being of citizens of this nation. Serious, therefore, in that this Board in the exercise of its duties and responsibilities to select, license, and regulate this industry has a unique and important role to further the professionalism of the industry to facilitate sound resource management in a coordinated and cooperative effort with land managing agencies and with the Idaho Department of Fish and Game. Its further role is to assure that the public partaking of the services of outfitters and guides in Idaho may expect that quality services are rendered and that they are made with due respect of public safety, health, and welfare. And serious in the context that Board members are willing to make the commitment necessary to achieve these objectives.

The light-hearted aspects of these points to consider is to rest-assured that no matter what decision the Board makes, someone is likely to be unhappy.

And finally, a Board member must recognize that to carry out his duties and responsibilities as have been enumerated, it is to be done in full compliance and/or coordination with appropriate state and federal laws, acts, rules, or regulations, such as the State Administrative Procedures Act and various federal acts, rules, and regulations.

#### GENERAL INFORMATION

Board meetings are conducted by the Chairman (or the Vice Chairman in his absence) under Robert's Rules of Order with motions made, seconded, and passed...then duly recorded in the official Board Minutes. Because each one carries equal weight in the review, discussion, and decision-making process, a Board member is expected and encouraged to freely participate in such discussions relative to matters before the Board. However, a majority vote becomes final Board action and the official position of the Board, unless subsequently amended, and establishes Board policy and/or is ultimately incorporated into a Rule/Regulation.

Typical of those matters which routinely come before the Board are:

- Interview of applicants seeking an outfitter license
- Interview licensees re: complaints against their business
- Review input from land managers & Fish & Game personnel
- Conduct denial hearings
- Conduct nonuse hearings
- Review requests of outfitters for amendments
- Review training credentials
- Review requests for exemptions to Act/Rules/Regulations
- Research complaints against licensees & solicit information
- Initiate/arbitrate/settle boundary disputes
- Review petitions for change in rules for acceptance/rejection
- Propose rules/law changes
- Establish policies re: implementation of Act/Rules/Regulations
- Prepare & monitor budget

It must be noted that this list is indicative, but not exhaustive.

Board members are also expected to attend public hearings, court hearings, various agency meetings, etc. as may from time to time be required.

ADDENDUM 2 (Minutes of April 12, 1986 - page 16)

JOHN L. BARNES

AREA FOR HUNTING ANIMALS/BIRDS SPECIFIED ON LICENSE

Beginning on the Snake River at the mouth of Wildhorse River (Sec. 36, T18N, R5W, BM); thence northeasterly up the Snake/Wildhorse River watershed divide to Sheep Peak on the Payette National Forest boundary (Sec. 14, T18N, R4W, BM); thence easterly on said national forest boundary to Wildhorse River; thence northeasterly upstream on Wildhorse River to the mouth of Ditch Creek and Trail 268 (Sec. 7, T18N, R3W, BM); thence easterly up the Ditch Creek drainage on Trail 268 to the Crooked/Wildhorse River watershed divide and Road 060 (Sec. 9, T18N, R3W, BM); thence southwesterly on Road 060 in part along the Crooked/Wildhorse River watershed divide to and along Trail 234 and Road 087 to Cuddy Point (Sec. 26, T17N, R4W, BM); thence northwesterly down the Dukes Creek/Board Gulch watershed divide to the Snake River in the vicinity of Brownlee Dam (Sec. 11, T17N, R5W, BM); thence northeasterly downstream on the Snake River to the mouth of Wildhorse River, the point of beginning. [West Half-Payette National Forest Blackline Print Map, 1983] [F&G Unit 22]

**RESTRICTION:** There is a maximum harvest limit of five (5) each for black bear, deer, and elk.

AREA FOR FISHING AND TRAILRIDES

Beginning at a point called Rubicon on U.S. Highway 95 which point forms the northeast corner of the area (Sec. 17, T19N, R1E, BM); thence proceeding south on U.S. Highway 95 which forms the east boundary of the area to Cambridge, Idaho (Sec. 3, T14N, R3W, BM); thence proceeding northwesterly on State Highway 71 to a point on the Snake River known as Brownlee Dam (Sec. 11, T17N, R5W, BM); thence northerly downstream on the Snake River along the Oxbow and Hells Canyon Reservoirs to Road 050 (Kleinschmidt Grade-Sec. 27, T20N, R4W, BM); thence northeasterly along Roads 050, 072, and 105 to that point where Road 105 intersects the township line common to townships 20/21N, R3W, BM; thence easterly along said township line to Lick Creek Lookout (Sec. 6, T20N, R1W, BM) and Idaho Department of Fish and Game Management Unit 22/23 boundary; thence southeasterly around the head of Boulder Creek on said Fish and Game Management Unit boundary to Rubicon, the point of beginning. [West Half-Payette National Forest Blackline Print Map, 1983] [F&G Unit 22]

ADDENDUM 3 (Minutes of April 12, 1986, p. 18)

TED EPLEY

AREA FOR FISHING, TRAILRIDES, BACKPACKING, AND HUNTING OF FOREST  
GROUSE AND ANIMALS SPECIFIED ON LICENSE

Beginning at Warren Summit (Sec. 19, T22N, R7E, BM); thence southwesterly along the Pony/Warren Creek watershed divide to Road 359 (Sec. 34, T22N, R6E, BM) in the vicinity of Little Pony Meadows and continuing southwesterly on Road 359 and Trail 079 via Pony Meadows to the head of Bear Creek (Sec. 10, T21N, R6E, BM); thence southeasterly downstream on Bear Creek to the South Fork Salmon River (SFSR-Sec. 4, T20N, R7E, BM) and Idaho Department of Fish and Game Management Unit (F&G Mgmt. Unit) 19A/20A boundary; thence northerly downstream on SFSR and said F&G Mgmt. Unit boundary to the mouth of Rock Creek (Sec. 28, T21N, R7E, BM); thence southeasterly up the Rock/Johnson Creek watershed divide and continuing southeasterly along the Rock/Ditch and West Fork Elle Creek watershed divide to the head of West Fork Elle Creek (Sec. 19, T20N, R8E, BM) on the SFSR/East Fork SFSR watershed divide and F&G Mgmt. Unit 20A/25 boundary; thence northeasterly on said watershed divide and F&G Mgmt. Unit boundary to Profile Peak (Sec. 15, T20N, R8E, BM), SFSR/East Fork SFSR/Big Creek watershed divide, and juncture of F&G Mgmt. Unit 20A/25/26; thence continuing northeasterly on the SFSR/Big Creek watershed divide and F&G Mgmt. Unit 20A/26 boundary via Elk Summit (Sec. 24, T21N, R8E, BM) and along the Frank Church River of No Return Wilderness (FCRNRW) boundary to where the FCRNRW boundary turns east opposite the head of the North Fork Wolfgang Creek (Sec. 32, T22N, R9E, BM); thence northwesterly downstream on North Fork Wolfgang/Wolfgang Creek to Porphyry Creek and continuing northwesterly downstream on Porphyry Creek to the SFSR and F&G Mgmt. Unit 19A/20A boundary (Sec. 9, T22N, R8E, BM); thence northerly downstream on SFSR to the mouth of Curven Creek (Sec. 33, T23N, R8E, BM); thence westerly up the Curven/Rapids Creek watershed divide to Smith Knob Lookout (Sec. 31, T23N, R8E, BM) on the FCRNRW boundary; thence west and south across said wilderness boundary via Smith Saddle on Forest Service Road 355 to Warren Summit, the point of beginning. [FCRNRW Map, 1984] [F&G Units 19A & 20]

ADDITIONAL AREA FOR TRAILRIDES

Trailrides may also take place in the vicinity of McCall; Trails 108 and 109 north and west to North Fork of the Payette River; Road 281 and Trail 114 west of Upper Payette Lake; French Creek trail and trails from French Creek east to Lake Creek at the mouth of Pette Creek. ALSO, starting at Warren; thence west to the Secesh River; thence south on the Secesh River (past Loon Creek) to the South Fork of the Salmon River; thence north on the South Fork of the Salmon River to the area first described above.

TED EPLEY  
(continued)

ADDITIONAL AREA FOR BACKPACKING

Backpacking may also take place starting at Warren; thence west to the Secesh River; thence south on the Secesh River (past Loon Creek) to the South Fork of the Salmon River; thence north on the South Fork of the Salmon River to the area first described above.

ADDITIONAL AREA FOR FISHING

Fishing may also take place starting at Warren; thence west to the Secesh River; thence south on the Secesh River (past Loon Creek) to the South Fork of the Salmon River; thence north on the South Fork of the Salmon River to the area first described above. ALSO, along the rivers licensed for float boating activities with the exception of the North Fork of the Payette River from Payette Lake Outlet to Sheep Bridge.

AREA FOR CHUKAR HUNTING

Chukar hunting may take place along the Salmon River from Spring Bar to Lewiston.

AREA FOR SNOWMOBILING

Snowmobiling may take place on Warren Wagon Road, McCall to Warren to Elk Creek Ranch.

ADDENDUM 4 (Minutes of April 12, 1986 - p. 18)

HARVEY WHITTEN

AREA FOR BEAR AND COUGAR HUNTING

AREA 1: Beginning at the mouth of Squaw Creek on the Little Salmon (Sec. 22, T24N, R1E, BM); thence up Squaw Creek to Fire Camp Saddle; thence down Lightning Creek to within two (2) miles of the Snake River; thence northerly two (2) miles from the river to Road 493; thence on Road 493 to the Salmon River; thence up White Bird Creek and the South Fork of White Bird Creek to the head and to Road 641; thence on Road 641 southerly to Willow Flat; thence up Little Slate Creek to Rubie Creek; thence southeasterly to Florence; thence south to Robbins Creek; thence down Robbins Creek to the Salmon River; thence down the Salmon River to the mouth of the Little Salmon River; thence up the Little Salmon River to the point of beginning. [F&G Unit 14] [1981 Salmon River, Slate Creek, Clearwater and Elk City R.D., Nezperce National Forest Map]

AREA FOR BEAR, COUGAR AND PREDATOR HUNTING

AREA 2: Beginning at Florence (Sec. 13, T25N, R3E, BM); thence extending due east to a point due north of Butzien Butte; thence due south by way of Butzien Butte to the mouth of Vinegar Creek on the Salmon River and continuing due south across the Salmon River to Marshall Lake; thence due west to the Payette Forest boundary; thence west and south following the forest boundary to Hazard Creek; thence due west across the Little Salmon River to a point two miles east of the Snake River; thence north on a line two miles east of the Snake River to Lightning Creek; thence east up Lightning Creek to Fire Camp Saddle; thence east down Squaw Creek to the Little Salmon River at Riggins and continuing east up the Main Salmon River to Robbins Creek; thence north up Robbins Creek to the point of beginning. [F&G Units 18, 19, 19A & 23] [1981 Salmon River, Slate Creek, Clearwater and Elk City R.D., Nezperce National Forest Map]

AREA FOR ELK HUNTING

AREA 3: Beginning at the mouth of Squaw Creek on the Little Salmon River (Sec. 22, T24N, R1E, BM) and Fish and Game Management Units 18/23 boundary; thence westerly along Squaw Creek and the South Fork of Squaw Creek to Bald Mountain and the Hells Canyon National Recreation Area boundary (Sec. 20, T24N, R1W); and Trail 101; thence southerly along said boundary along Trail 101 and Road 517 to Windy Saddle and the junction with Trails 58 and 112; thence westerly on Trails 58 and 112 to the mouth of Little Granite Creek on the Snake River and the juncture with Fish and Game Management Units 18/22 boundary (Sec. 12, T23N, R3W); thence

HARVEY WHITTEN  
(continued)

northerly along the Snake River and said Fish and Game Management Units boundary to Lower Pittsburg Landing, the juncture with Fish and Game Management Units 13/18 boundary, and Road 493; thence easterly on Road 493 to Pittsburg Saddle (Sec. 24, T27N, R1W, BM), the Salmon/Snake watershed divide, and Hells Canyon National Recreation Area boundary; thence south along said watershed divide and National Recreation Area boundary to Cow Creek Saddle (Sec. 36, T26N, R1W, BM); thence east down the Cow Creek drainage on Road 242 to the Salmon River and Fish and Game Management Units 14/18 boundary; thence south upstream on said river and Fish and Game Management Units boundary to the confluence of the Little Salmon/Salmon River and the juncture of Fish and Game Management Units 14/18/23 boundary and continuing up the Little Salmon River and Fish and Game Management Units 14/18/23 boundary to Squaw Creek, the point of beginning. [F&G Unit 18] [Nezperce National Forest Map, Salmon River/Slate Creek/Clearwater/Elk City Ranger Districts, 1981]

AREA FOR ELK HUNTING

AREA 4: From the mouth of Crawford Creek on the Salmon River (Sec. 11, T25N, R1E, BM); thence easterly on Trails 81 and 82 to John Day Mountain; thence easterly to Trail 186 to Nut Basin and the junction with Road 441; thence easterly on said road to Trail 305 and continuing easterly on Trail 305 to the junctions of Trails 302 and 308; thence continuing southeasterly on Trail 308 to Florence; thence due east on a line to Wind River and down Wind River to the Salmon River; thence on the Salmon River downstream to the mouth of Crawford Creek, the point of beginning. [F&G Unit 14 - Permit Hunt Unit 214-1] [1981 Salmon River, Slate Creek, Clearwater and Elk City R.D., Nezperce National Forest Map] **CONDITION - Limited to 6 hunters.**

ADDITIONAL AREA FOR COUGAR HUNTING

AREA 5: From the mouth of Vinegar Creek on the Salmon River (Sec. 36, T25N, R4E, BM); thence northerly up Vinegar Creek three miles; thence on a line parallel to the Salmon River and lying three miles north of said river, easterly to Bull Creek and including Bull Creek drainage up to three miles from the Salmon River; thence southerly along the Bull Creek drainage to the Salmon River and downstream on the Salmon River to the point of beginning. [F&G Units 14 & 19] [1981 Salmon River/Slate Creek/Clearwater/Elk City Ranger Districts, Nezperce National Forest Map]

HARVEY WHITTEN  
(continued)

ADDITIONAL AREA FOR HUNTING OF ELK, DEER, AND COUGAR

AREA 6: Beginning on the Salmon River at the mouth of California Creek (Sec. 6, T24N, R6E, BM) and the Idaho Department of Fish and Game Management Unit 19/19A boundary; thence southwesterly upstream on California Creek to the Frank Church River of No Return Wilderness boundary; thence westerly along said wilderness boundary via Maxwell Point to and down the Carey/Hunt Creek watershed divide to the Salmon River and Fish and Game Management Unit 19/19A boundary (Sec. 2, T24N, R4E, BM); thence easterly upstream on the Salmon River and said Fish and Game Management Unit boundary to California Creek, the point of beginning. [F&G Unit 19A] [Payette National Forest Map, 1983]

ADDENDUM 5 (Minutes of April 12, 1986, p. 18)

JAMES R. THRASH

AREA FOR FISHING, TRAILRIDES, BACKPACKING, AND HUNTING OF  
FOREST GROUSE, ELK, DEER, AND INCIDENTAL FALL BEAR

Beginning at the head of French Creek on the French Creek/Payette River watershed divide and Fish & Game Management Unit 19A/24 boundary (Sec. 5, T21N, R3E, BM); thence northerly down French Creek to a point directly west of Freight Landing (Sec. 36, T24N, R3E, BM); thence easterly to Freight Landing and continuing southeasterly along Forest Service Road 246 to its juncture with Forest Highway 21 and continuing easterly on Forest Highway 21 to its juncture with Forest Service Road 331 on Warren Creek; thence northerly up the Warren Creek drainage on Forest Service Road 331 to the Warren Creek/Salmon River watershed divide (Sec. 22, T23N, R6E, BM); thence easterly on said watershed divide to Burgdorf Summit on the Warren Creek/South Fork Salmon/Salmon River watershed divide (Sec. 28, T23N, R7E, BM); thence southerly on the Warren Creek/South Fork Salmon River watershed divide via Faust Meadows and Buck Saddle to and along Forest Service Road 355 to Warren Summit (Sec. 19, T22N, R7E, BM); thence southwesterly along Pony/Warren Creek watershed divide to Forest Service Road 359 (Sec. 34, T22N, R6E, BM) in the vicinity of Little Pony Meadows and continuing southwesterly on Forest Service Road 359 and Trail 079 via Pony Meadows around the head of Bear Creek to the head of Blue Lake Creek and Fish & Game Management Unit 19A/24 boundary (Sec. 27, T21N, R6E, BM); thence westerly on said Fish & Game Management Unit boundary via Split Creek Point; thence southerly to Loon Mountain and continuing to the juncture of Fish and Game Management Units 19A/24 boundary on the Payette/Salmon River watershed divide (Sec. 14, T20N, R4E, BM); thence northwesterly along said watershed divide and Fish & Game Management Unit boundary to the point of beginning. [F&G Unit 19A] [Payette National Forest Map, 1983]

## MINUTES

### IOGB INTER-AGENCY MEETING April 8, 1986

A special meeting was called by Chairman Glen Foster of the Idaho Outfitters a Guides Board which assembled at 0800 hours in the Elkhorn Room of the Holiday Inn in Boise, Idaho, with representatives of the U.S. Forest Service, the Bureau of Land Management, and the Idaho Department of Fish and Game in attendance. The sign-in sheet is attached hereto and made a part of these Minutes.

Following an introduction of Board members and representatives in attendance, the following matters were addressed:

#### Outfitter Evaluations

Frank McElwain noted that copies of the newly adopted outfitter evaluation forms will be distributed by the Outfitters and Guides Association and will become an addendum to the Memorandum of Understanding between the Board and the Forest Service and become a part of and inserted in the blue pages of the Forest Service Operating Manual to insure uniformity of application of Forest Service rules and regulations. Jim Dolan indicated this form is a joint effort between the Board and the Forest Service, but that outfitters will also be given an opportunity to review these forms at the various sectional meetings. Chairman Foster noted the importance of an outfitter being allowed to appeal the rating and/or meetings arranged with individual outfitters to discuss any potential unfavorable ratings to give said outfitters the opportunity of telling their side of the story before the rating becomes final. Jim Dolan noted the evaluation process is not meant to punish outfitters but rather to be a communication tool. Vice Chairman Meiners reviewed the Board's appeals procedures as set forth in the Administrative Procedures Act.

#### Newly Adopted Rules

Chairman Foster then reviewed the major changes in the newly adopted Rules and Regulations. Specifically:

- Operating plans are only required for new outfitter applicants and when an existing outfitter changes/amends his activities and/or area (Rules 16 and 23.a.).
- The definition of nonuse has been changed to mean 40% of use capability for any 2 out of 3 successive years (Rule 22.a.). Art Seamans noted this could be hard to enforce and Chairman Foster agreed and noted the Board expects some fine-tuning will be required. Bob Boston indicated some concerns with big game hunters who have large licensed areas of operation and Chairman Foster stated these would be handled as they arise.

--Changes were made in the wording of Rule 57 relative to the Salmon River from Challis to Iron Creek, from Iron Creek to North Fork, and from Vinegar Creek to Hammer Creek. LuVerne Grussing asked how the 3 outfitters would be selected to operate from October 1 to April 30 on the Riggins to Hammer Creek segment. Chairman Foster stated the Board has determined to select these 3 outfitters from existing licensed outfitters per the selection criteria as set forth in Rule 28.c. and that those initially selected will be for a temporary 2-year study period. Tom Reinecker asked what the Board used as guidelines in determining the number of power boaters on the Iron Creek to North Fork segment. Chairman Foster indicated there was no change from the prior rules during the period May 1 to September 30 and that during the period October 1 to April 30 the number was selected on the basis of the number of outfitters who are currently active.

#### Outfitter Selections

Frank McElwain noted the need for performance evaluations, guidelines for licensing under newly developed opportunities (Pope papers) and guidelines for issuing new licenses upon sale of businesses. Jim Arp noted the current system will be revised as required. Chairman Foster noted there was little input, even though solicited, from the Forest Service relative to the Board's decision on licensing the lower Selway and the Middle Fork of the Clearwater. It was indicated the Forest Service commenced research on these matters a year later, and Chairman Foster stated the Board's willingness to cooperate but noted this must be done in a timely manner. Jim Dolan expressed that Forest Service personnel are "caught in a bind" because outfitters have indicated they will appeal the issuance of permits, but the Forest Service has not yet developed its standards for addressing same. In conclusion, Chairman Foster noted Rules 19 and 28 in the "new" Outfitters and Guides Board Rules and Regulations as outlining the applicable procedure in consideration and selection of outfitter candidates and as further defined in the MOU and recently adopted "procedure papers" by and between the Forest Service and the Board.

#### Enforcement

Enforcement Coordinator Bill Meiners expressed the Board's appreciation for the cooperation received from the Forest Service and the Department of Fish and Game. He stated that 38 citations issued during the last year have gone to court and indicated that that many or more citations were currently pending or in process. He also noted the concerns of licensed outfitters for the Board to get on top of the illegals, but pointed out how disheartening it is to get a good case only to have the court throw it out. Mr. Meiners asked all persons involved with enforcement to work more closely with the County Prosecutors and judges, specifically

noting the economic affect when illegal outfitters take \$3,000-\$15,000 out-of-state. He further noted the suggestion to make violations of the Outfitters and Guides Act felonies. Mr. Meiners indicated the Board currently has 5 part-time enforcement officers so it appreciates the assistance rendered by the various other agencies.

### Private Clubs

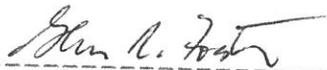
Jim Dolan then asked about private clubs and the Board's position relative to such clubs and their operations. Mr. Meiners responded indicating undercover work is going well in coping with possible problem areas but noted that it takes time to develop the case so as not to lose the case before a jury who many times perceive undercover work as entrapment. Chairman Foster gave special thanks to the Fish and Game Department for their cooperation in these matters. Bob Boston questioned the Board about Sierra Club outings with specific reference to the Board's position on cost-share not falling under the purview of the Outfitters and Guides Act. He noted that many of these activities are opened to the public and further noted the reciprocity between the Wilderness Club and the Sierra Club. Chairman Foster then outlined the Board's criteria in determining whether or not a license is required: (1) advertising to the general public; (2) what happens to the monies received; and (3) are organizers paid a salary/stipend. Art Seamans stated the Forest Service's policy is tied into the definition of outfitting and guiding rather than whether it is commercial or non-commercial. Frank McElwain further indicated the Forest Service would require permits for Sierra Club outings. Chairman Foster stated this could present a problem due to possible inconsistencies between state and federal requirements. He noted the Board requires detailed operating plans and a schedule of salaries, etc. and often seeks legal advice on these matters before making the decision to require or not require a state license. Jack Griswold suggested the Board consider a disclaimer on such letters to clubs not requiring Board licensing indicating State policy does not preclude the necessity for getting federal permits. Jim Arp noted that a letter of exemption to such clubs from the Board would be helpful to the federal agencies. Bud Hamilton and Frank McElwain both commented on the Sierra Club, noting its Outings Committee has developed provisions for scheduling outings with the Forest Service.

### Leasing Private Lands

LuVerne Grussing asked about outfitters who are leasing private lands for their bases of operation. Chairman Foster advised that the Board and the Department of Fish and Game have had a number of discussions regarding same. He further advised that the Board is discouraging the use of private lands but noted that the Outfitters and Guides Act does not have any "teeth" relative to

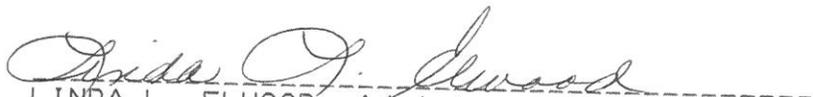
this issue. LuVerne Grussing pointed out that Unit 13 is all tied up because of such leasing. Chairman Foster stated the Board does not feel this is in the best public interest or the best interest of resource management objectives. Art Seamans then asked about the use of private land both inside and outside an outfitter's licensed area of operation. It was noted that the Board is not sure of the legality of preventing an outfitter from leasing private land within his area of operation. Art Seamans pointed out trying to block this practice would be very difficult to enforce. Frank McElwain further noted the lack of support from Utah, Montana, Oregon, and Washington who allow such leasing.

Jim Dolan then expressed appreciation to Glen Foster for his leadership of the Board and Chairman Foster, in turn, expressed his appreciation for the cooperation of the agency people and the other Board members. The meeting adjourned at 0910 hours.



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GLEN R. FOSTER, Chairman of the Board

ATTEST:



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LINDA L. ELWOOD, Administrative Secretary

4/8/86

# SIGN-IN SHEET

Inter-Agency Meeting

Agency/Address

name

Jo Moltzen	FS	Red River R.S., Elk City, ID 83525
Jim Dolan	FS	USFS, Federal Bldg. Missoula MT 59801
Bob Boston	FS	Clearwater NF, Orofino ID 83544
Art Heaman	FS	Hells Canyon N.P.A., 3620 B Snake River Ave, Lewiston FL
Pat Aguilar	FS	Lowman Ranger District, HC 76 Box 3020, Lowman ID, <sup>83637</sup>
Herb Cummings	FS	Cascade R.D. Cascade ID 83611
Rogers Thomas	FS.	Salmon N.F. North Fork, ID
Phil Vance		Payette N.F. McCall RD. McCall, ID. 83638
John Hooper	FS	McCall Dist. Payette
STEPHEN REHTOIO		TARGHEE N.F ST ANTHONY, IDA. 83445
Mac Munclock		Teton Basin Dist. Driggs, Id 83422
David Hofer		Sawtooth NRA, Ketchum ID 83340
Burl L Hamilton		Middle Fork RD Challis Idaho 83226
Ted L Anderson		M.F. Dist. Box 750 Challis, Id 83226
Bill Goosman		Cobalt R.D. Box 729 Salmon, Id. 83467
Jim Wiley		North Fork RD Box 780 North Fork Ida 83466
KEN NORRIE		IDFG Box 25 BOISE 83707
Frank NelSmith		IDFG Box 25 Boise 83707
Tom REINECKER		Ida. Dept F&G - Boise
JACK GRISWOLD		USDA-FOREST SERVICE CHALLIS NF - Box 404, CHALLIS, ID. 83226
Bob Abbott		U.S.F.S. HCO1 Box 70, White Bird, ID 83554
Annis Daley		Moose Cr Ranger District, Box 464, Grangeville ID 83530
George Weldon		" "
WHL ZOHNER		FOREST SERVICE CARIBOU N.F. POCAHONTO IDAHO 83201
JERRY DOMBROVSKY	" "	NEZPERCE NF. RED RIVER ID. 83525
W <sup>M</sup> GREG SPANGENBERG	" "	BOISE N.F. BOISE RANGER DIST WARM SPRINGS A. <sup>83712</sup> Boise
Al Laber	" "	Nez Perce NF Salmon River R. D. <sup>83910</sup>

Bill Fox	USFS	Wey Pince N.F.	White Bird, ID
Kay Schepain	Boise NF,	Boise,	ID
Mona Hansen	Boise NF,	Boise	ID
Clen Pope	PAYGOC NF,	McCall	ID
Jim App	PAYETTE N.F.	S.O.	MCCALL, ID.
FRANK McELWAIN	USFS	R-4	OGDEN UT.
Robert Entwistle	Boise N.F.	1750 Front	Boise 83702
BUTCH HARPER	Ketchum, R.D.	Box 235c	KET. 83340
MIKE KANIA	CHALLIS N.F.	S.O.	CHALLIS, ID
Dulene Hunsing	BLM	Cottonwood,	Id.