

MINUTES

IDAHO OUTFITTERS AND GUIDES BOARD

July 28-August 1, 1986  
Boardroom - Boise, Idaho

A regular meeting of the Idaho Outfitters and Guides Board convened at 0830 hours on Monday, July 28, 1986, with all Board members except Scott Farr present.

**Marilyn Ann Mueller:** Ms. Mueller appeared before the Board for a nonuse hearing in Case No. N-0262. Following an interview with her concerning the factors involved in the nonuse of the area to which she has been assigned, MSC (Miller--Vaughn) THAT BASED UPON MARILYN ANN MUELLER'S TESTIMONY AND THE LETTER FROM THE FOREST SERVICE DATED APRIL 25, 1986, THE BOARD DECLARE THE AREA IN NONUSE AND THAT HER 1986-1987 LICENSE APPLICATION BE DENIED AND HER FEES BE REFUNDED.

**Vernon P. Johnson:** Relative to the nonuse hearing in Case No. N-0203, Mr. Johnson was not able to appear before the Board. In lieu thereof he sent a letter to the Board for its review and consideration in evaluating the nonuse status of his hunting activities. Following a review of Mr. Johnson's letter dated July 21, 1986, and his file, MSC (Miller--Baird) THAT VERNON P. JOHNSON'S HUNTING PRIVILEGES FOR ELK, DEER, GOAT, BEAR, COUGAR, PREDATORS, AND FOREST GROUSE BE DECLARED IN NONUSE AND REMOVED FROM SAID LICENSE. FURTHER, THAT MR. JOHNSON'S 1986-1987 LICENSE APPLICATION BE APPROVED FOR FLOAT BOATING ACTIVITIES ON THE SALMON RIVER [SA2] TOGETHER WITH FISHING ON THAT RIVER REACH, BUT THAT HIS OTHER ACTIVITIES OF FISHING, TRAILRIDES, BACKPACKING, AND SNOWMOBILING FORMERLY LICENSED TO BE CONDUCTED ON THE SNRA BE HELD IN ABEYANCE PENDING THE RECEIPT OF AN OPERATING PLAN FOR THE CONDUCT OF SUCH ACTIVITIES TOGETHER WITH THE APPROVAL BY THE SNRA THAT THEY WILL PERMIT SUCH ACTIVITIES. UPON RECEIPT AND CONCURRENCE BY THE SNRA, THESE ACTIVITIES WOULD BE ADDED ADMINISTRATIVELY.

**Wilderness River Outfitters & Trail Expeditions, Inc.:** Nonuse Hearing No. N-0441 for the removal of float boating on the Salmon River from Iron Creek to North Fork [SA4A] and from North Fork to Corn Creek [SA5] was held. Following a review of the file with specific reference to a letter addressed to the Board by Wilderness River Outfitters & Trail Expeditions, Inc. dated June 8, 1986, in which it is indicated that they are willing to relinquish their float boating license from Iron Creek to Cache Bar, MSC (Miller--Baird) THAT THE WILDERNESS RIVER OUTFITTERS & TRAIL EXPEDITIONS, INC. LICENSE BE AMENDED TO DELETE SA4A AND SA5 FROM SAID LICENSE.

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**James Dean Helfrich:** The Board reviewed Case No. N-0163 concerning the removal of float boating activities on the Salmon River from Vinegar Creek to Hammer Creek [SA7A] and from Hammer Creek to the Confluence [SA8]. Following a review of the file concerning this matter and Mr. Helfrich's letter dated June 10, 1986, MSC (Miller--Vaughn) THAT JAMES DEAN HELFRICH'S LICENSE BE AMENDED TO REMOVE FLOAT BOATING ACTIVITIES FROM VINEGAR CREEK TO HAMMER CREEK [SA7A] AND THAT HE CONTINUE TO BE LICENSED FOR FLOAT BOATING ON THE SALMON RIVER FROM HAMMER CREEK TO THE CONFLUENCE [SA8]. FURTHER, THAT MR. HELFRICH BE ADVISED THAT IN THE FUTURE HE SHOULD NOTE HIS USE OF LICENSED ACTIVITIES AS MAY BE APPROPRIATE ON HIS LICENSE APPLICATION.

The Board then commenced to review the budget and recessed for lunch at 1215 hours and reassembled at 1330 hours.

**John A. K. Barker:** The Board reviewed Case No. N-0020 for the removal of power boating on the Salmon River from Vinegar Creek to Hammer Creek [SA7A] and from Hammer Creek to the Confluence [SA8]. Mr. Barker appeared before the Board in discussion of this matter and following a review of his testimony and the file on the matter, MSC (Vaughn--Baird) THAT THE BOARD ACCEPT THE TESTIMONY AS PRESENTED BY JOHN A. K. BARKER AS A VALID ATTEMPT TO MEET THE INTENT AND PURPOSE OF THE OUTFITTERS AND GUIDES RULES AND DEFINITION OF POWER AND FLOAT BOATING, AND THEREFORE HIS LICENSED USE FOR SA7A AND SA8 BE CONTINUED. FURTHER, THAT THE BOARD CONTACT THE BLM AT COTTONWOOD TO CLARIFY DEFINITION OF POWER BOATING AND FLOAT BOATING AS APPLICABLE TO THE BOARD'S RULES AND REGULATIONS AND THE LICENSING THEREOF.

**High Adventure River Tours, Inc.:** The Board reviewed Case No. N-0169 concerning the nonuse of float boating privileges on the Salmon River from Iron Creek to North Fork [SA4A]. The appointed time for the nonuse hearing at 1500 hours was at hand and Mr. McBride was not present to provide any testimony in his behalf nor has he submitted any additional written information concerning his nonuse of this river segment. The Board, in review of Mr. McBride's file and letter dated July 24, 1986, from the BLM concerning Mr. McBride/High Adventure River Tours, Inc.'s use of the Salmon River SA4A segment, MSC (Miller--Baird) THAT THE BOARD DECLARE THE FLOAT BOAT USE OF RANDY McBRIDE/HIGH ADVENTURE RIVER TOURS, INC. FOR THE SALMON RIVER FROM IRON CREEK TO NORTH FORK [SA4A] IN NONUSE AND THAT SAID SEGMENT BE DELETED FROM HIS LICENSE.

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**Upcoming Board Meetings:** The Board next discussed and reviewed scheduled Board meetings for the months of August, September, October, November, and December following which the tentative schedule for said meetings is as follows: August 20-22; September 8-10; October - no scheduled Board meeting; November 28-30; December 1-6.

**Sun Valley Outfitters, Inc./Todd Van Braemer, Managing Agent:** The Board reviewed Mr. Van Braemer's request for a waiver of the late fee together with a review of the file and MSC (Miller--Vaughn) THAT MR. VAN BRAEMER'S REQUEST BE DENIED.

**Tom E. Chivers dba Stanley Basin Cow Camp:** The Board reviewed Mr. Chivers' request for a waiver of the late fee. Following a review of this file, MSC (Miller--Vaughn) THAT MR. CHIVERS' REQUEST BE DENIED.

**Boise State University/Glenn R. Potter, Managing Agent:** The Board reviewed Dr. Potter's request for a waiver of the late fee. Following a review of the file regarding this matter in which it was found the Board assumed some responsibility for Boise State's not being able to comply in a timely manner in making application for a 1986-1987 license, MSC (Vaughn--Miller) THAT DR. POTTER'S REQUEST FOR WAIVER OF THE LATE FEE BE GRANTED.

**Jack O. Nygaard dba Lochsa River Outfitters:** The Board reviewed Mr. Nygaard's amendment request to add trailrides and big game hunting in portions of Fish and Game Units 16A and 17. Following a review of the file on this matter, it is found that the area requested is currently licensed to Don Wilson for the activities requested by Mr. Nygaard and MSC (Miller--Baird) THAT MR. NYGAARD'S REQUESTED AMENDMENT BE DENIED BASED ON THE BOARD'S POLICY TO NOT STACK BIG GAME HUNTING ACTIVITIES AND IN ACCORDANCE WITH OUTFITTERS AND GUIDES BOARD RULE 19.f.

**Sam Whitten dba River Adventures Ltd.:** The Board reviewed Mr. Whitten's requested amendment to add trailrides to his licensed activities primarily in that area licensed to Harvey Whitten. Following a review of Mr. Whitten's request, it was the Board's position that additional research is required prior to making a final decision on the amendment request. Accordingly, letters should be addressed to Dave Stucker/Seven Devils Outfitters and to Harvey Whitten regarding their reaction to Sam Whitten's request and to see if any further input from the Forest Service is received, mainly from Art Seamans and the Slate Creek Ranger District. MSC (Miller--Baird) UPON RECEIPT OF INFORMATION REQUESTED BY THE AFOREMENTIONED LETTERS, THAT IF THERE ARE NO SIGNIFICANT OBJECTIONS RAISED BY THE PARTIES CONCERNED, THE CHAIRMAN BE AUTHORIZED TO APPROVE THE AMENDMENT REQUEST WITHOUT FURTHER BOARD ACTION.

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**Robert T. Rosenbaum, Jr.:** The Board reviewed Mr. Rosenbaum's outfitter license application for big game hunting, fishing, trailrides, and backpacking in that area formerly licensed to Kim Horrocks. Following a review of the file and a discussion of matters specific to the relicensing of an outfitter in the Yellowpine area of the Payette National Forest. MSC (Baird--Vaughn) THAT MR. ROSENBAUM'S OUTFITTER LICENSE APPLICATION BE DENIED IN ACCORDANCE WITH THE BOARD'S DECISION TO RELICENSE THE AREA REQUESTED TO THUNDER MOUNTAIN PACKERS, INC. AND OUTFITTERS AND GUIDES BOARD RULES AND REGULATIONS NO. 19 f.

**Richard W. Sherwood:** The Board reviewed Mr. Sherwood's amended outfitter license application for hunting activities in Fish and Game Management Unit 1, following which MSC (Vaughn--Miller) THAT MR. SHERWOOD'S OUTFITTER LICENSE APPLICATION BE DENIED BASED UPON THE RECOMMENDATION OF THE IDAHO DEPARTMENT OF FISH AND GAME AND THE FACT THAT THE MAJORITY OF THE AREA REQUESTED IS EITHER LICENSED TO S. C. BUTTRAM OR RANDALL LEMBURG AND, THEREFORE, NOT AVAILABLE FOR LICENSING TO ANOTHER APPLICANT. FURTHER, IT IS IN ACCORDANCE WITH IDAHO OUTFITTERS AND GUIDES BOARD RULE 19.f.

**Mary Ann McManus:** The Board reviewed Ms. McManus' outfitter license application to conduct big game hunting and trailriding in Fish and Game Units 10 and 12. The Board noted Ms. McManus' prior application and appearance before the Board relative to her interest in outfitting in which it tabled further action on her application pending receipt of an amended application for catering to the elderly and handicapped. Ms. McManus' amended application is in two parts designated as Area 1 and Area 2. Area 1 is that area suggested for catering to the handicapped and elderly while Area 2 is designated for catering to the avid and capable sportsperson. It was further noted that Area 1 is well roaded. However, opportunity may exist for catering of special outfitting activities tailored to the handicapped and elderly. Area 2, however, is licensed to other active outfitters and, therefore, not available for licensing to another applicant. The Board further noted that Ms. McManus has failed the outfitter license examination on two occasions and, in accordance with Outfitters and Guides Board Rules and Regulations No. 18, must wait a year before making re-application for an outfitter license. Following a review and discussion of these matters, MSC (Baird--Miller; Vaughn abstains) THAT MARY ANN McMANUS' APPLICATION FOR AN OUTFITTER LICENSE BE DENIED BASED ON HER FAILURE TO PASS THE OUTFITTER LICENSE EXAMINATION AS PRESCRIBED BY OUTFITTERS AND GUIDES BOARD RULES AND REGULATIONS NO. 18. FURTHER, THAT MS. McMANUS BE ADVISED SHE COULD RE-APPLY NEXT YEAR, BUT THE BOARD WILL ONLY CONSIDER AREA 1 (AS DEFINED IN THE

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AMENDED LICENSE APPLICATION) FOR OUTFITTED HUNTING ACTIVITIES AS TAILORED TO SERVING THE HANDICAPPED AND ELDERLY AND WILL NOT CONSIDER AREA II AS SAID AREA IS LICENSED TO OTHER ACTIVE OUTFITTERS.

The Board recessed at 1715 hours and reconvened on Tuesday, July 29, 1986, at 0830 hours with members Meiners, Vaughn, and Baird present.

**Roger Monger:** The Board reviewed Mr. Monger's file relative to his altered American Red Cross card, following which MSC (Vaughn--Baird) THAT MR. MONGER BE REQUESTED TO APPEAR BEFORE THE BOARD IN A SHOW CAUSE HEARING AS TO WHY HIS LICENSE SHOULD NOT BE REVOKED FOR THE ALTERATION OF SAID RED CROSS CARD.

**Doyle Sears:** The Board reviewed the hunting guide application of Mr. Sears who was denied a guide application last year for a violation of Fish and Game laws, following which MSC (Vaughn--Baird) THAT MR. SEARS BE LICENSED FOR THE 1986-1987 SEASON.

**Richard A. VanderMeyden:** The Board reviewed Mr. VanderMeyden's amendment request to extend his licensed hunting area, following which MSC (Vaughn--Baird) THAT THIS AMENDMENT BE GRANTED FOR THAT AREA DESIGNATED AS AREA 1 AND THAT MR. VANDERMEYDEN'S REQUEST FOR AREA 2 BE DENIED IN THAT IT IS LICENSED TO OTHER ACTIVE OUTFITTERS AND IN ACCORDANCE WITH OUTFITTERS AND GUIDES BOARD RULE 19.f.

**Don Wilson:** The Board reviewed a matter between Mr. Wilson and several of his clients, namely James L. Chenoweth and Kevin Schaub in dispute of an outfitted activity during the 1985-1986 season. The Board noted from a review of the file that Mr. Wilson has apparently satisfactorily accommodated Messrs. Chenoweth and Schaub's concerns. The Board further noted a letter from John C. Twiss, District Ranger at Kooskia, Idaho, regarding an alleged violation of Forest Service Special Use Permit requirements. It is the Board's position that no action be taken until final disposition of the alleged violation is made.

**Mitchell Hartley:** The Board reviewed Mr. Hartley's river guide application and his Fish and Game violation/conviction, following which MSC (Baird--Vaughn) THAT MR. HARTLEY BE ISSUED A 1986-1987 LICENSE ON A PROBATIONARY BASIS AND THAT CONDITIONS OF HIS PROBATION BE THAT HE HAVE NO FURTHER VIOLATION OF ANY LOCAL, STATE, OR FEDERAL RULES/LAWS/REGULATIONS DURING THE LICENSE YEAR.

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**Scott Fasken dba Idaho Afloat:** The Board reviewed Mr. Fasken's request for a waiver of Rule 53, following which MSC (Vaughn--Baird) THAT SAID WAIVER OF RULE 53 BE GRANTED.

**Laren M. Piquet:** The Board reviewed Mr. Piquet's amendment request for fishing various tributaries of the Teton River, following which MSC (Vaughn--Baird) THAT MR. PIQUET'S AMENDMENT REQUEST BE APPROVED.

**Cheryl Bransford:** The Board reviewed Ms. Bransford's amendment request to purchase the John R. Jones SA7A and SA8 float boating operation on the Salmon River, following which MSC (Vaughn--Baird) THAT THE AMENDMENT REQUEST FOR THE PURCHASE OF THE JONES' OPERATION BE APPROVED PENDING COMPLETION OF THE APPLICATION. ITEMS NECESSARY ARE: (1) THAT A DBA CERTIFICATE BE ACQUIRED WITH BOND SHOWING CHERYL BRANSFORD DBA OSPREY ADVENTURES; (2) THAT MS. BRANSFORD EITHER BECOME QUALIFIED TO GUIDE OR HAVE IN HER EMPLOY A QUALIFIED LEAD BOATMAN FOR OPERATION ON THESE RIVER SEGMENTS; AND (3) THAT A LETTER BE ADDRESSED TO MS. BRANSFORD POINTING THESE FACTORS OUT AND THAT SHE SHOULD BE REMINDED THAT HER SALE CONTRACT IS FLAWED TO THE EXTENT THAT SHE ALSO REQUIRES AN IDAHO OUTFITTER/GUIDE LICENSE BEFORE OPERATING ON THE RIVERS OF IDAHO.

**Thomas Webb:** The Board reviewed Mr. Webb's request for an exemption of his proposed boat rental operation together with the letter from the U. S. Forest Service concerning a similar operation at Macks Inn and found it advisable to refer this matter to the Board's attorney for further direction in answering the proposal. A letter should be addressed to Mr. Webb advising him of the Board's action and that it would hope to have an answer for him at the August Board meeting.

**Edward A. McCallum:** The Board reviewed Mr. McCallum's amendment request to be licensed to areas outside his current licensed area. Following a review of the file regarding this amendment request, MSC (Vaughn--Baird) THAT MR. McCALLUM'S AMENDMENT REQUEST BE DENIED IN THAT THE PROPOSED AMENDMENT INCORPORATES AREAS ALREADY LICENSED TO ADJACENT OUTFITTING SERVICES, NAMELY MACKAY BAR, EAKIN RIDGE, AND NORM GUTH, INC. AS WELL AS THE FLYING RESORT RANCHES. ALSO, THIS IS IN ACCORDANCE WITH OUTFITTERS AND GUIDES BOARD RULE 19.f.

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**Thunder Mountain Packers, Inc./Don Waller & Jerry Wilcox, Managing Agents:** The Board reviewed the files on this matter, following which MSC (Baird--Vaughn) THAT A 1986-1987 OUTFITTER LICENSE BE ISSUED TO THUNDER MOUNTAIN PACKERS, INC. UPON COMPLETION OF AN APPLICATION AND IN ACCORDANCE WITH THE BOARD'S LETTER TO THE FOREST SERVICE DATED JUNE 25, 1986, AND THE FOREST SERVICE'S RESPONSE TO SAID LETTER DATED JULY 25, 1986.

**Boise State University/Glenn R. Potter, Managing Agent:** The Board reviewed the amendment request and definition of an area within which to operate. Following a discussion of this matter, MSC (Baird--Vaughn) THAT THE AREA DESCRIPTION [see Addendum 1] BE APPROVED.

**Robert R. Anderson:** The Board reviewed Mr. Anderson's amendment request to add power boating and fishing on the Snake River from Idaho Falls to American Falls Dam and from American Falls Dams to Massacre Rocks State Park (SN1) along with power boating and fishing on Palisades Reservoir. Following a discussion of this matter and review of Mr. Anderson's file, MSC (Baird--Vaughn) THAT MR. ANDERSON'S REQUESTED AMENDMENT BE APPROVED FOR THE SNAKE RIVER FROM AMERICAN FALLS DAM TO MASSACRE ROCKS STATE PARK (SN1), SNAKE RIVER FROM IDAHO FALLS TO AMERICAN FALLS DAMS (SN6) AND FOR POWER BOATING AND FISHING ACTIVITIES ON THE PALISADES RESERVOIR.

**Board Minutes:** The Board reviewed the June Board Minutes, following which MSC (Baird--Vaughn) THAT THESE MINUTES BE APPROVED AS AMENDED.

The Board recessed at 1715 hours and reconvened on Wednesday, July 30, 1986, at 0830 hours with members Meiners, Vaughn, and Baird present.

**Randall Lemburg:** The Board reviewed Mr. Lemburg's request for fair-chase cougar hunting in his assigned area in Fish and Game Management Unit 1. The Chairman placed a call to Tom Reinecker of Fish and Game to ascertain the Department's position and found that he believed a fair-chase hunt could be accommodated but that in no event would the Department concur in a change in this license request to the use of dogs. Following a discussion of this matter, MSC (Vaughn--Baird) THAT MR. LEMBURG'S LICENSE BE AMENDED FOR FAIR-CHASE COUGAR HUNTING ONLY AND THAT THIS BE EMPHASIZED TO MR. LEMBURG AND THAT IN NO EVENT WOULD THE BOARD CONSIDER CHANGING THIS LICENSED ACTIVITY FOR THE USE OF DOGS. [This amendment to be done administratively.]

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**Rex L. Hendren:** The Board reviewed Mr. Hendren's guide license application and file and found a consistent record of Fish and Game violations dating back over the past three years. Moreover, his 1986-1987 license application finds that he has lied in answer to Section D as to whether he had been convicted of any Fish and Game law violations in the state of Idaho. Following a consideration of these matters, MSC (Baird--Vaughn) THAT MR. HENDREN'S LICENSE BE DENIED BASED ON IDAHO CODE 36-2113(a)(6) AND (a)(14). A COPY OF THE DENIAL LETTER TO BE SENT TO HIS EMPLOYING OUTFITTER, KEN SMITH.

**Donald A. West:** The Board reviewed Mr. West's guide license application and the Fish and Game citation for noncompliance with the licensing of a vehicle. Following a review of this matter, MSC (Vaughn--Baird) THAT MR. WEST BE ISSUED A LICENSE.

**Don Ikenberry:** The Board interviewed Mr. Ikenberry who is interested in being employed as an enforcement officer. Following the interview, MSC (Vaughn--Baird) THAT THE BOARD RETAIN THE SERVICES OF MR. IKENBERRY AS AN ENFORCEMENT OFFICER.

**Robert L. Hennefer:** The Board held show cause hearing, Case No. N-0166. Mr. Hennefer appeared before the Board with the explanation that he is in the process of securing a new bond from Craig Hadden's Insurance Company of Shoshone, Idaho, that monies, etc. have been paid, and that the bond should be in the Board's hands within ten days. MSC (Vaughn--Meiners) THAT THE BOARD ACCEPT MR. HENNEFER'S EXPLANATION AND GIVE HIM UNTIL THE AUGUST BOARD MEETING TO HAVE SAID BOND IN THE BOARD OFFICE. OTHERWISE, APPROPRIATE ACTION WILL BE TAKEN AGAINST HIS LICENSE.

The Board then reviewed outfitter files for determination of nonuse in accordance with Outfitters and Guides Board Rule 22. The Board recessed at 1700 hours and reconvened on Thursday, July 31, 1986, at 0830 hours with members Meiners, Farr, Vaughn, and Baird present.

**Mike McCarthy:** The Board met with Mr. McCarthy who has filed an outfitter license application for the purchase of the Perk Lyda business on the Clearwater River. Following an interview with Messrs. McCarthy and Lyda along with the real estate agent involved in this transaction, MSC (Farr--Vaughn) THAT THE PROPOSED PURCHASE BY MIKE MCCARTHY OF THE PERK LYDA BUSINESS BE APPROVED AND THAT A 1986-1987 OUTFITTER LICENSE BE ISSUED UPON COMPLETION OF THE APPLICATION.

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**Bobby Crick:** Mr. Crick met with the Board relative to the proposed sale of his outfitting business to Dave Hettinger. Following an interview before the Board in which the proposed sale of business was discussed, MSC (Farr--Vaughn) THAT THE BOARD TENTATIVELY APPROVE THE TRANSFER OF BUSINESS WITHHOLDING FINAL APPROVAL UNTIL A FORMAL APPLICATION HAS BEEN SUBMITTED TO THE BOARD AND CONSIDERED AT THE AUGUST BOARD MEETING.

**Todd Molitor:** The Board reviewed Mr. Molitor's outfitter license application to be licensed for deer, cougar, predators, and bird hunting in Fish and Game Management Units 47 and 54 in a purchase of business from Ron Bricker dba Steeldust Outfitters. Following an interview before the Board, MSC (Baird--Farr) THAT THE PROPOSED TRANSFER OF BUSINESS BE TABLED PENDING REVIEW OF POSSIBLE NONUSE STATUS OF THE AREA.

The Board recessed for lunch at 1230 hours and reconvened at 1345 hours.

**Delbert Jepson:** The Board conducted a denial hearing relative to Jepson's outfitter license application for big game hunting in Unit 1 in northern Idaho. Mr. Jepson and Mr. Ken Brown appeared before the Board and, following the testimony presented, it was the Board's position that: (1) the Board re-affirm its denial of Mr. Jepson's outfitter license application; (2) the Board accept Mr. Jepson's request to place his name on the consideration list for that area currently licensed to S. C. Buttram should such area become available through application of Rule 22 (nonuse proceedings); and (3) the Board will consider the new application from Mr. Jepson for an area not currently licensed to another outfitter by initiating the necessary research to render a decision on the matter.

**Patricia E. Davis:** The Board reviewed Ms. Davis' proposed offer of settlement relative to her performance evaluation made by the Idaho Outfitters and Guides Board, following which MSC (Vaughn--Farr) THAT THE BOARD DECLINE TO ACCEPT THE OFFER. FURTHER, THE BOARD CONSIDERS THE MATTER CLOSED INASMUCH AS: (1) MS. DAVIS FAILED TO ABIDE BY THE TIME LIMITATIONS AS SET FORTH IN THE IDAHO PERSONNEL COMMISSION'S PROBLEM SOLVING PROCEDURE; (2) THE BOARD HAS NOT WAIVED SAID TIME LIMITATIONS; (3) THE BOARD HAS NOT HEARD FROM EITHER MS. DAVIS NOR HER REPRESENTATIVE, WARREN LUNDQUIST, IN NEARLY FIVE MONTHS RELATIVE TO THE GRIEVANCE; AND (4) A LETTER BE ADDRESSED TO MS. DAVIS ADVISING HER OF THE BOARD'S POSITION.

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**Thomas O. Webb:** The Board reviewed Mr. Webb's request to the Board to accept his letter dated July 29, 1986, in which he has outlined his experience in boating on the Clearwater River as adequate to meet boat guide requirements for a license on the Clearwater River from Orofino to Lewiston (CL3). Following a review of this request, MSC (Vaughn--Farr) THAT THE BOARD ACCEPT MR. WEBB'S LETTER OF JULY 29, 1986, AS ADEQUATE EXPERIENCE FOR ISSUE OF SAID BOATMAN'S LICENSE.

**Stanley Meholchick dba Juniper Mountain Outfitters:** The Board reviewed Mr. Meholchick's outfitter license amendment request to add big game hunting activities in Fish and Game Management Units 24 and 25. Following a review of this request and the file on this matter, MSC (Farr--Baird) THAT MR. MEHOLCHICK'S AMENDMENT REQUEST BE APPROVED AS FOLLOWS, AND IN REFERENCE TO HIS MAP AND WORDED AREA DESCRIPTIONS: (1) ADD RIFLE/ARCHERY ELK AND DEER HUNTING IN AREAS 1 AND 2 WITH ARE 1 BOUNDARY MODIFIED TO EXCLUDE SOUTH FORK SALMON RIVER DRAINAGE; (2) ADD ARCHERY ONLY ELK AND DEER HUNTING IN AREA 3 WITH AREA BOUNDARY MODIFIED TO EXCLUDE "WARM LAKE AREA" AS DEFINED/OUTLINED ON BOISE NATIONAL FOREST MAP DATED 1977; AND (3) THESE ADDED ACTIVITIES ARE IN ADDITION TO CURRENTLY LICENSED BEAR HUNTING AND FISHING ACTIVITIES IN AREA 1 AND PORTION OF AREA 3. [See Addendum 2]

**Ellen Shaw:** The Board met with Mrs. Shaw regarding requested amendments for various activities associated with her license and the South Fork Lodge operation. Following the interview and a review of the file regarding these matters, it was the Board's position that it would await making a final decision regarding her requested amendments pending receipt from Mrs. Shaw of a clarification of requested amendments regarding certain summer activities on the Challis National Forest and meat-packing activities on the Boise National Forest. [Mrs. Shaw also requested that her name be placed on the consideration list for Idaho Guide Service/Olin Gardner, Managing Agent hunting area on the Boise National Forest/Fish and Game Management Units 33, 34, and 35 in the event that nonuse action becomes evident and the areas are declared vacant.]

**Steelhead Fishing Outfitters from Riggins City Boatdock to Hammer Creek (SA7B):** Following a notification to all interested parties of record requesting their interest in and submission of an operating plan for consideration in the utilization of this river segment and in evaluation of these operating plans, 47 letters were sent to prospective interested parties of which 10 responses were received. In the evaluation of those responses, the individuals achieving the highest evaluation rating for allocation of these slots were Whitewater Express, Jeff W. Peavey, and Salmon River Challenge. Following a consideration

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and evaluation of this matter, MSC (Vaughn--Farr) THAT THE BOARD APPROVE INDIVIDUALS SO IDENTIFIED AND TAKE APPROPRIATE ACTION TO ISSUE AND/OR AMEND SAID LICENSES FOR CONDUCT OF THIS ACTIVITY IN ACCORDANCE WITH THE BOARD'S ADOPTION OF RULE 57, SECTION SA7B [see January 1986 Board Minutes, page 18] .

**Steelhead Fishing Outfitters on the Main Salmon-Iron Creek to North Fork (SA4B):** The selection process followed a mailing of an invitation to interested parties requesting their interest in the area and the submission of an operating plan detailing their proposed use of this river segment should they be the selectee. 27 notices were submitted, 2 of which were for power boat use on this same river reach. 10 float boat responses were received and 4 responses for power boat operations inclusive of 2 of which were for both power and float operations. Following an evaluation of the data submitted by the interested individuals, those individuals having the highest evaluation for float boating operations were Rusty Gore, Ed Link, Tony Latham, Bill Bernt, Larry Moats, and Hank Miller. MSC (Farr--Vaughn) THAT THESE INDIVIDUALS BE APPROVED FOR STEELHEAD FISHING ON SA4B. FURTHER, THAT THE FISHING/BOATING PERSONS WHO ARE AUTOMATICALLY TRANSFERRED INTO SA4B ARE STEVE LENTZ AND JOHN WAITE. AND FURTHER, THAT LARRY MOATS AND RUSTY GORE BE SELECTED FOR POWER BOATING OPERATIONS ON THIS RIVER SEGMENT. THE UNSUCCESSFUL CANDIDATES SHOULD BE ADVISED THAT THEIR NAMES WILL BE KEPT ON A CONSIDERATION LIST IN THE EVENT A VACANCY OCCURS.

The Board recessed at 1735 hours and reconvened on Friday, August 1, 1986, at 0830 hours with all members present.

**Steve Wieber:** The Board reviewed Mr. Wieber's appeal of the Board's denial of his request to add bear and deer hunting to his current license. Following the hearing before the Board and Mr. Wieber's request for tabling of a decision until the submission of an amended request to his previous application, the Board reviewed the file and the correspondence relative thereto, following which it was the Board's position that, after considering Mr. Wieber's application for additional bear and deer hunting activities and being advised by the Fish and Game Department that there is a pending Fish and Game violation against him, it will delay action on this request until receipt of notification of the disposition of the violation. [Administrative Note: It is the Board's position that if the Fish and Game violation is dismissed or Mr. Wieber is found not guilty, favorable consideration will be given to his request and he would be licensed for 4 spring bear hunters in Unit 18, 4 fall bear hunters in Unit 18, and 6 deer hunters on the Wolf Creek Ranch pending receipt by the Board of an agreement indicating that Mr. Wieber does, in fact, have permission to hunt on the ranch.]

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**Boulder Creek Outfitters, Inc./Tim Craig, Managing Agent:** The Board reviewed Mr. Craig's request for an amendment to his license in Fish and Game Management Unit 13 for bear hunting. Following a review of the file and a letter from the Idaho Department of Fish and Game, MSC (Baird--Miller) THAT MR. CRAIG'S AMENDMENT REQUEST BE APPROVED TO ALLOW 6 BLACK BEARS PER YEAR TO BE TAKEN DURING THE SPRING AND FALL GUIDED HUNTS IN THAT AREA LICENSED FOR DEER/ELK HUNTING IN FISH AND GAME MANAGEMENT UNIT 13.

**David Udy:** The Board conducted a denial hearing in Case No. 86-11. Following a review of the testimony offered at the hearing in which Mr. Udy stated he would be hunting the remote areas in Unit 59A away from the public and in view of a limitation of 8 hunters which would not adversely affect the game resource, MSC (Farr--Miller) THAT THE BOARD RECONSIDER ITS PRIOR DECISION AND APPROVE MR. UDY'S REQUEST WITH A LIMIT OF 4 RIFLE HUNTERS FOR ELK AND DEER AND A LIMIT OF 4 ARCHERY HUNTERS FOR ELK AND DEER ALONG WITH LICENSING HIM FOR MOOSE, ANTELOPE, AND GOAT. It was the Board's further position that having a licensed outfitter in the area would be advantageous in serving the public thereby minimizing the advantageous position that an illegal outfitter may enjoy in the area.

MSC (Vaughn--Miller - "Aye" votes received from Meiners, Farr, Baird, Vaughn, and Miller) THAT THE BOARD GO INTO EXECUTIVE SESSION PURSUANT TO THE PROVISIONS OF IDAHO CODE 67-2345 TO DISCUSS POSSIBLE LITIGATIVE MATTERS. The Board went into Executive Session at 1005 hours and came out of Executive Session at 1050 hours with no formal action being taken.

**Jack H. Riddle:** The Board conducted a hearing in Case No. 86-12 for the denial of Mr. Riddle's outfitter license application for the conduct of hunting bear and cougar in Fish and Game Management Unit 1. Following testimony by Mr. Riddle and Victor Frederickson and in consideration of the matters in the file, it was the Board's position that it would take the matter under advisement to seek further information from the Idaho Department of Fish and Game following which a decision would be rendered no later than the August Board meeting.

The Board recessed for lunch at 1125 hours and reconvened at 1300 hours with all Board members present except Harry Vaughn.

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**John M. Waite:** The Board reviewed Mr. Waite's letter to the Board dated July 24, 1986, concerning his license privileges on the Salmon River-Iron Creek to North Fork for SA4A and SA4B. Following a discussion of this matter, it was the Board's position that Mr. Waite was one of the individuals grandfathered in under the fishing/boating only license previously held prior to the segregation of this reach of the Salmon River and that, if this is not shown on his license, it should be so amended. A further administrative note is that this same grandfathered license privilege for this reach of river applies to Steve Lentz and his license should likewise be checked and amended, if necessary.

**Northern Idaho Charter Boat Fishing Operations:** The Board reviewed the enforcement's officer's report on his trip north to visit with Burt Calkins on charter fishing activities on the Pend Oreille Lake. Following a discussion of this report, it is the Board's position that his suggestion be followed up with a meeting scheduled with the charter boat operators at a convenient time to acquaint the individuals involved with the Board's position and purpose in licensing charter fishing activities on the northern Idaho lakes. The Board directs that Harry Vaughn should initiate said meeting as soon as possible in conjunction with the enforcement officer(s) assigned to the area.

**Complaint Files:** Following a review of these files, the Board directed the Chairman to take appropriate action.

All Board business having been concluded, the Board adjourned at 1440 hours.

  
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WILLIAM R. MEINERS, Chairman of the Board

ATTEST:

  
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LINDA L. ELWOOD, Administrative Secretary

ADDENDUM 1 (July Board Minutes - page 7)

BOISE STATE UNIVERSITY  
Glenn R. Potter, Managing Agent

AREA FOR CROSS-COUNTRY SKIING, FISHING, AND BACKPACKING

Beginning in the NE 1/4 of Sec. 32, T16N, R3E, BM; thence due west on section line to NW Corner of Sec. 3, T16N, R2E, BM; thence due south on section line to the SW Corner of Sec. 29, T14N, R12E, BM; thence due east on the section line to the SE Corner of Sec. 29, T14N, R3E, BM; thence due north on section line to the NE Corner of Sec. 32, T16N, R3E, BM to the point of beginning. The above-noted activities may also take place in that certain other area known as Sugar Loaf Island (Sec. 27, T15N, R3E, BM). [F&G Units 24 & 32A] [Boise National Forest Map, 1978]

STANLEY PAUL MEHOLCHICK

AREA FOR FISHING AND HUNTING OF BEAR

AREA 1: Beginning on the East Fork of the South Fork Salmon River (EFSFSR) at Yellowpine, Idaho, and the mouth of Johnson Creek (Sec. 21, T19N, R8E, BM); thence southerly upstream on Johnson Creek to Landmark (Sec. 7, T15N, R8E, BM) at the intersection with Road 447; thence easterly on Roads 447 and 437 to and upstream on North Fork Sand Creek to the Middle Fork/South Fork Salmon River watershed divide, Idaho Department of Fish and Game Management (F&G Mgmt) Unit 25/27 boundary, and Frank Church River of No Return Wilderness (FCRNRW) boundary at Snowshoe Cabin (Sec. 11, T15N, R8E, BM); thence northerly along said watershed divide, F&G Mgmt Unit and Wilderness boundary via Little Baldy, Lake Mountain, Chilcoot Peak, Trapper Mountain, and Pistol Rock to intersect Road 640 on the Johnson Creek/EFSFSR/MFSR watershed divide (Sec. 32, T18N, R9E, BM); thence northwesterly on Road 640 to "Meadow Creek" on the Johnson Creek/EFSFSR watershed divide to and along Antimony Ridge to the EFSFSR at the mouth of No Mans Creek (Sec. 26, R19N, R8E, BM); thence westerly downstream along the EFSFSR to Johnson Creek, the point of beginning. [F&G Unit 25] [Frank Church River of No Return Wilderness Map dated 1984, Boise National Forest Map dated 1977, and Payette National Forest map dated 1983]

AREA FOR RIFLE/ARCHERY HUNTING OF ELK AND DEER

AREA 2: Beginning on the East Fork of the South Fork Salmon River (EFSFSR) at the mouth of Johnson Creek (Sec. 21, T19N, R8E, BM) and Boise/Payette National Forest (B/PNF) boundary; thence westerly downstream on the EFSFSR and forest boundary to Caton Creek (Sec. 34, T19N, R7E, BM); thence southerly upstream on Caton Creek and B/PNF boundary via Caton Lake, Caton Meadows to the Johnson Creek/South Fork Salmon River (SFSR) watershed divide at Log Mountain (Sec. 10, T17N, R7E, BM) and continuing southerly along said watershed divide and national forest boundary to the Roaring/Rustican/Trout Creek watershed divide (Sec. 5, T16N, R7E, BM) at which point the national forest boundary turns abruptly west; thence continuing southerly on the Johnson Creek/SFSR watershed divide to intersect Road 579 at Warm Lake Summit (Sec. 9, T15N, R7E, BM); thence easterly on Road 579 via Landmark to Road 477 and continuing easterly along Roads 447 and 437 to and upstream on North Fork Sand Creek to the Middle Fork Salmon River (MFSR)/SFSR watershed divide, Idaho Department of Fish and Game Management (F&G Mgmt) Unit 25/27 boundary, and Frank Church River of No Return Wilderness (FCRNRW) boundary at Snowshoe Cabin (Sec. 11, T15N, R8E, BM); thence northerly along said watershed divide, F&G Mgmt Unit and Wilderness boundary via Little Baldy, Lake Mountain, Chilcoot Peak, Trapper Mountain, and Pistol Rock to

STANLEY PAUL MEHOLCHICK  
(continued)

intersect Road 640 on the Johnson Creek/EFSFSR/MFSR watershed divide (Sec. 32, T18N, R9E, BM); thence northwesterly on Road 640 to "Meadow Creek" on the Johnson Creek/EFSFSR watershed divide to and along Antimony Ridge to the EFSFSR at the mouth of No Mans Creek (Sec. 26, T19N, R8E, BM); thence westerly downstream along EFSFSR to Johnson Creek, the point of beginning. [F&G Unit 25] [Frank Church River of No Return Wilderness Map dated 1984, Boise National Forest Map dated 1977, and Payette National Forest Map dated 1983]

ADDITIONAL AREA FOR FISHING AND HUNTING OF BEAR

AREA 3: Beginning on East Mountain, Idaho Department of Fish and Game Management (F&G Mgmt) Unit 24/33 boundary, and the Trail 099/100 juncture (Sec. 21, T13N, R5E, BM); thence easterly on Trail 100 (Foolhen Trail) to and across the Middle Fork Payette River (MFPR) to the Bull/Sixteen to One Creek confluence (Sec. 25, T13N, R5E, BM - near Bull Creek Hot Springs); thence northeasterly up the Bull/Sixteen to One Creek watershed divide to and continuing northeasterly on the Bull Creek/South Fork Salmon River (SFSR) watershed divide to Monumental Peak and F&G Mgmt Units 25/33 boundary and continuing northeasterly to Rice Peak on the Deadwood/MFPF/SFSR watershed divide and F&G Mgmt Units 25/33/34 juncture (Sec. 32, T14N, R7E, BM); thence northasterly on F&G Mgmt Unit 25/34 boundary and said watershed divide to the Johnson Creek/Deadwood/SFSR watershed divide (Sec. 22, T14N, R7E, BM); thence northerly on the Johnson Creek/SFSR watershed divide via Landmark Rock and Warm Lake Summit to the Boise/Payette National Forest (B/PNF) boundary at the head of Roaring Creek (Sec. 5, T16N, R7E, BM); thence westerly on said national forest boundary down the Goat/Roaring Creek watershed divide to and across the SFSR and up the Cliff/Dollar and Blackmare/Dollar watershed divides via Squaretop Mountain to the North Fork Payette River (NFPR)/SFSR watershed divide at Needles Summit and F&G Mgmt Units 24/25 boundary (Sec. 2, T16N, R5E, BM); thence southerly on said watershed divide and F&G Mgmt Unit boundary via Gold Fork Rock, Big Creek Summit, Oro Mountain to the F&G Mgmt Unit 24/25/33 juncture on the MFPF/NFPF/SFSR watershed divide (Sec. 25, T14N, R5E, BM); thence continuing southerly on the MFPR/NFPR watershed divide and F&G Mgmt Units 24/33 boundary to East Mountain, the point of beginning. [F&G Units 25 & 33] [Boise National Forest Map dated 1977]

AREA FOR ARCHERY HUNTING ONLY OF ELK AND DEER

AREA 4: Beginning at East Mountain, Idaho Department of Fish and Game Management (F&G Mgmt) Unit 24/33 boundary, and the Trail 099/100 juncture (Sec. 21, T13N, R5E, BM); thence easterly on Trail 100 (Foolhen Trail) to and across the Middle Fork Payette

STANLEY PAUL MEHOLCHICK  
(continued)

River (MFPR) to the Bull/Sixteen to One Creek confluence (Sec. 25, T13N, R5E, BM - near Bull Creek Hot Springs); thence northeasterly up the Bull/Sixteen to One Creek watershed divide to and continuing northeasterly on the Bull Creek/South Fork Salmon River (SF SR) watershed divide to Monumental Peak and F&G Mgmt Units 25/33 boundary and continuing northeasterly to Rice Peak on the Deadwood/MFPF/SF SR watershed divide and F&G Mgmt Units 25/33/34 juncture (Sec. 32, T14N, R7E, BM); thence northeasterly on F&G Mgmt Unit 25/34 boundary and said watershed divide to the Johnson Creek/Deadwood/SF SR watershed divide (Sec. 22, T14N, R7E, BM); thence northerly on the Johnson Creek/SF SR watershed divide via Landmark Rock to Warm Lake Summit (Sec. 9, T15N, R7E, BM) and Road 579; thence westerly on Road 579 to the "Warm Lake Area" boundary as mapped on the Boise National Forest Map dated 1977 (Sec. 17, T15N, R7E, BM); thence continuing westerly on said "Warm Lake Area" boundary as a meandery line crossing Sections 17 and 18, T15N, R7E, BM and Sections 11, 13, 23, and 24, T15N, R6E, BM to intersect Forest Highway 22 in Section 11, T15N, R6E, BM; thence continuing westerly on forest Highway 22 to Big Creek Summit on the North Fork Payette River (NFPR)/SF SR watershed divide and F&G Mgmt Unit 24/25 boundary (Sec. 13, T15N, R5E, BM); thence southerly on said watershed divide and F&G Mgmt Unit boundary via Oro Mountain to the F&G Mgmt Unit 24/25/33 juncture on the MFPF/NFPF/SF SR watershed divide (Sec. 25, T14N, R5E, BM); thence continuing southerly on the MFPF/NFPR watershed divide and F&G Mgmt Unit 24/33 boundary to East Mountain, the point of beginning. [F&G Units 25 & 33] [Boise National Forest Map dated 1977]

AREA FOR SNOWMOBILING AND HUNTING OF DEER, SHEEP, ANTELOPE, AND COUGAR

AREA 5: Beginning on the Oregon stateline and Idaho Department of Fish and Game Management (F&G Mgmt) Unit 40 boundary at the intersection with Flint Road (Sec. 24, T5S, R6W, BM); thence following Flint Road east to Antelope Springs Road; thence following Antelope Springs Road southerly to and across F&G Mgmt Unit 40/42 boundary to the Battle Creek Road; thence continuing southerly on Battle Creek Road to and along the F&G Mgmt Unit 41/42 boundary to the natural gas pipeline; thence southwesterly following the pipeline and said F&G Mgmt Unit boundary to the Owyhee River; thence westerly following the Owyhee River to the Oregon stateline and F&G Mgmt Unit 42 boundary; thence north on the stateline and F&G Mgmt Unit 42/40 boundaries to the point of beginning. [F&G Units 40 & 42] [BLM-Riddle Map dated 1978]