

## MINUTES

### IDAHO OUTFITTERS AND GUIDES BOARD

September 8-10, 1986  
Boardroom - Boise, Idaho

A regular meeting of the Idaho Outfitters and Guides Board convened at 0830 hours on Monday, September 8, 1986, with all members present except Scott Farr.

**Lester West:** The Board held a nonuse hearing on Mr. West's licensed privileges for float and power boating on the Salmon River from Vinegar Creek to Hammer Creek [SA7A] and power boating on the Salmon River from Hammer Creek to the confluence [SA8]. Mr. & Mrs. West met with the Board to discuss the use relative to these river segments. Following consideration of Mr. West's testimony and the review of the file relative to this matter, MSC (Miller--Vaughn) THAT THE BOARD CONTINUE TO LICENSE MR. WEST ON THESE TWO RIVER SEGMENTS IN QUESTION [SA7A & SA8], THAT HE BE NOTIFIED THAT IT WILL CONTINUE TO MONITOR HIS USE ON THESE RIVER SEGMENTS, AND THAT MR. WEST BE REQUESTED THAT THOSE USE FIGURES REPORTED TO THE BOARD BE THOSE USE FIGURES REPORTED TO THE BUREAU OF LAND MANAGEMENT TO KEEP HIS LICENSE INTACT. [A copy of the Decision/Order to be sent to LuVerne Grussing of the BLM at Cottonwood.]

**Mary Ann McManus/James A. McManus:** Ms. McManus appeared for the denial hearing and following consideration of the testimony offered to the Board relative to this matter and review of the file, MSC (Miller--Baird) THAT THE BOARD AFFIRM ITS PRIOR DECISION IN THE DENIAL OF MARY ANN McMANUS' OUTFITTER LICENSE AND JAMES A. McMANUS' GUIDE LICENSE. FURTHER, THAT RELATIVE TO THEIR INTEREST IN PROVIDING AN OUTFITTER SERVICE TO THE HANDICAPPED IN WHAT HAS BEEN DESIGNATED IN THEIR APPLICATION AS AREA 1, AT SUCH TIME AS A NEW APPLICATION IS SUBMITTED OUTLINING THE CRITERIA UNDER WHICH THE HANDICAPPED WILL BE ACCOMMODATED AND THE SPECIFIC AREA IN WHICH THAT OUTFITTING BUSINESS IS TO BE CONDUCTED, ESSENTIALLY AREA 1, THE BOARD WILL INITIATE THE NECESSARY RESEARCH IN PROCESS OF THE APPLICATION.

**Gary D. Babbitt:** Mr. Babbitt appeared before the Board to discuss the application of an outfitter's license for waterfowl hunting. Rule 48 was reviewed with Mr. Babbitt and the circumstances surrounding the promulgation of that Rule as well as the circumstances surrounding Mr. Babbitt's request for an outfitter license was discussed. Following the interview, it was the Board's position that a letter be addressed to Mr. Babbitt outlining the Board's position on this matter.

The Board recessed for lunch at 1230 hours and reconvened at 1345 hours, at which time Scott Farr entered the meeting.

**Britt G. Manly:** The Board interviewed Mr. Manly and his father, Howard Manly, relative to his application to become the Managing Agent of the Big Creek Lodge and Outfitters. Following this interview and review of the file, MSC (Farr--Miller) THAT BRITT G. MANLY BE APPROVED AS THE MANAGING AGENT FOR BIG CREEK LODGE AND OUTFITTERS.

**Wally & Myrna Beamer:** The Board reviewed the letter received from Paul Thomas Clark of Clark and Feeney, Lewiston, Idaho, the Beamer's attorney, regarding the transferability of a Idaho Outfitter's license. This matter was referred to the Board's attorney for recommendation. Following a review of the file and the recommended course of action as proposed by the Board's attorney, MSC (Farr--Miller) THAT THE BOARD CONCUR IN THE LETTER AS DRAFTED BY ITS ATTORNEY AND THAT SAID LETTER BE SENT TO MR. CLARK AS THE BOARD'S POSITION ON THIS MATTER.

**James Thrash dba SML Outfitters/Salmon River Guide Service:** Mr. Thrash met with the Board to discuss an amendment request for a boundary change adjacent to his currently licensed area and a second amendment request for a similar boundary change adjacent to that area licensed to Salmon River Guide Service. Following the interview with Mr. Thrash in which it was pointed out that there is no requested new activities and he is utilizing the same operating plan with no new camps but amendments for boundary changes only, MSC (Farr--Baird) THAT SAID AMENDMENTS BE APPROVED. [See Addendum 1]

**Thomas O. Webb:** Reference is made to Mr. Webb's letter to the Board dated June 20, 1986, requesting a clarification for an amendment to his license for boat rental activities or a declaration by the Board that such activities are outside the scope of the jurisdiction of the Outfitters and Guides Act. The Board has now received the recommendation from its attorney relative to this matter, following which the Board directs that a letter be addressed to Mr. Webb stating that this proposed activity does, in fact, fall within the purview of the Outfitters and Guides Act as defined by Idaho Code 36-2102(b). Further, that Mr. Webb be advised his application will be placed on the consideration list in accordance with Board policy.

**James R. Brauburger:** The Board reviewed Mr. Brauburger's guide license application to be licensed for Philip Krueger. Following a review of the file on this matter, it was found that Mr. Brauburger has been convicted of a violation of the Idaho Fish and Game laws and had answered "no" on his application, Section D, relative to the violation of Fish and Game laws of the State of Idaho. Following a review of this matter, MSC (Vaughn--Baird)

THAT MR. BRAUBURGER'S LICENSE BE ISSUED ON A PROBATIONARY BASIS WITH TERMS OF SAID PROBATION BEING THAT HE NOT VIOLATE ANY LOCAL, STATE, OR FEDERAL LAWS WITHIN THE ENSUING LICENSE YEAR. FURTHER, THAT A LETTER BE ADDRESSED TO MR. BRAUBURGER EXPRESSING BOARD CONCERN REGARDING HIS VIOLATION OF FISH AND GAME LAWS AND HIS APPARENT OVERSIGHT/DISREGARD IN TRUTHFULLY ANSWERING REQUIRED INFORMATION (SECTION D ON THE GUIDE LICENSE APPLICATION, FORM OG-3). AND, FURTHER, THAT COPIES OF THIS LETTER BE SENT TO HIS EMPLOYING OUTFITTER AND, LIKEWISE, BE MADE A PART OF HIS OFFICIAL BOARD FILE.

**William R. King:** The Board reviewed Mr. King's guide application to guide for Mike Daly. Following a review of this application, the Board finds that Mr. King has a violation of Fish and Game laws and that he answered "no" on his application in Section D for violation of those said laws. Following the review of this matter, MSC (Farr--Miller) THAT MR. KING'S LICENSE BE DENIED IN ACCORDANCE WITH IDAHO CODE 36-2113(a)(1) and (a)(6). [A copy of this denial letter should be sent to Mike Daly as his employing outfitter.]

**Mark R. Weeks:** The Board reviewed Mr. Weeks' guide license application and noted a violation of Fish and Game laws. Following a review of this file, MSC (Farr--Miller) THAT MR. WEEKS' APPLICATION BE APPROVED WITH THE LICENSE ISSUED ON A PROBATIONARY BASIS WITH THE TERMS OF PROBATION BEING THAT HE NOT VIOLATE ANY LOCAL, STATE, OR FEDERAL LAWS WITHIN THE ENSUING LICENSE YEAR. FURTHER, SAID LICENSE TO BE HELD PENDING COMPLETION OF THE APPLICATION AS OUTLINED IN THE LETTER DATED AUGUST 20, 1986.

**Billy Lee Cox:** The Board reviewed Mr. Cox's amendment request to add bear and cougar hunting and extend the boundary of his currently licensed area. Following a review of the file and input from Fish and Game relative to this matter, MSC (Miller--Farr) THAT (1) THE REQUEST FOR SPRING BEAR HUNTING IN HIS CURRENTLY LICENSED AREA BE DENIED; (2) REQUEST FOR COUGAR HUNTING BE DENIED EXCEPT FOR THAT PORTION LYING NORTH OF THE HUNTING AREA BOUNDARY LICENSED TO HARVEY WHITTEN FOR COUGAR HUNTING AND THAT MR. COX BE LIMITED TO A MAXIMUM OF TWO (2) CLIENTS PER SEASON, THAT IS FROM THE FALL OPENING DATE, THROUGH THE WINTER, TO THE CLOSING IN LATE WINTER OR EARLY SPRING; AND (3) REQUEST TO EXTEND BOUNDARY TO INCLUDE THE WIND RIVER DRAINAGE BE DENIED. THESE DENIALS ARE PREDICATED ON THE FACT THAT MUCH OF THE AREA REQUESTED IS CURRENTLY LICENSED TO OTHER ACTIVE OUTFITTERS FOR BEAR AND COUGAR HUNTING AND IS IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE IDAHO DEPARTMENT OF FISH AND GAME. AUTHORITY FOR SUCH DENIAL IS AS FOUND IN IDAHO CODE 36-2109(b)(5) AND OUTFITTERS AND GUIDES BOARD RULES AND REGULATIONS NO. 19.f. [See Addendum 2]

The Board recessed at 1745 hours and reconvened at 0830 hours on Tuesday, September 9, 1986, with all members present.

**Jack Riddle:** The Board reviewed Mr. Riddle's application to be licensed as an outfitter for bear and cougar hunting in Fish and Game Management Unit 1. Following a review of his file and the recommendations of Fish and Game relative to this application, MSC (Vaughn--Baird) THAT MR. RIDDLE'S APPLICATION BE DENIED. THE BASIS FOR THIS DENIAL IS IDAHO CODE 36-2109(b)(4) AND (b)(5), OUTFITTERS AND GUIDES BOARD RULES AND REGULATIONS NO. 19.f., AND THE RECOMMENDATIONS OF THE IDAHO DEPARTMENT OF FISH AND GAME.

**Delbert Jepson:** The Board reviewed Mr. Jepson's application to be licensed as an outfitter in Fish and Game Management Unit 1 for elk, deer, moose, goat, predator, and forest grouse hunting. Following a review of the file and Fish and Game's letter of recommendation, MSC (Farr--Baird; Vaughn "no") THAT MR. JEPSON'S APPLICATION BE APPROVED FOR THE HUNTING OF DEER, MOOSE, PREDATORS, AND BIRDS, BUT THAT HIS ELK AND GOAT HUNTING ACTIVITIES BE DENIED. AUTHORITY FOR THIS DENIAL IS IDAHO CODE 36-2109(b)(5) AND THE IDAHO DEPARTMENT OF FISH AND GAME'S LETTER OF RECOMMENDATION. [See Addendum 3] [Mr. Jepson is to be notified that the Board requires a financial statement and that upon receipt of same and subsequent examination and approval by the Chairman, his license will be issued.]

**Grant Simonds/IOGA:** Mr. Simonds met with the Board to discuss various mutual problems concerning both the Association and the Board.

**Ronald Bloxham:** Mr. Bloxham appeared before the Board with a petition requesting the Board to go to rules-making to establish a new section on the Salmon River from Slate Creek downstream to the First Highway 93 Bridge above Challis for the purpose of fishing and float boating. Following an interview with Mr. Bloxham and Doug Leighton in discussion of this matter, MSC (Farr--Miller) THAT THE BOARD ACCEPT THE PETITION AND MOVE TO THE NECESSARY RULES-MAKING PROCEDURES.

**Ralph Yates:** The Board interviewed Mr. Yates relative to his outfitter license application. Following this interview and the discussion of his proposed outfitting activity, MSC (Vaughn--Farr) THAT THE NECESSARY RESEARCH BE COMPLETED ON MR. YATES' APPLICATION AND THAT UPON RECEIPT OF INPUT FROM THE FOREST SERVICE AND THE IDAHO DEPARTMENT OF FISH AND GAME, MR. YATES REQUEST BE APPROVED PENDING SUPPORTING RESPONSES FROM THE RESEARCH INQUIRIES AND SATISFACTORY COMPLETION OF HIS APPLICATION.

The Board recessed for lunch at 1145 hours and reconvened 1330 hours.

**Quentin Selby/High Country Outfitters, Inc.:** The Board reviewed the files on this matter and finds a request has been submitted by Jerome Selby dated September 1, 1986, for a postponement of the September 10, 1986, hearing until the next regularly scheduled Board meeting. Following a discussion on this matter, MSC (Farr--Baird) THAT THE EXTENSION REQUEST BE GRANTED AND THAT MR. SELBY BE SCHEDULED IN FOR A HEARING AT 9:00 A.M. ON MONDAY, DECEMBER 1, 1986, AT THE BOARD'S OFFICE.

**Donald N. Pearsons/Edward J. Wright:** The Board met with Messrs. Pearsons and Wright relative to the proposed purchase of Mr. Wright's outfitting business by Mr. Pearsons. Following an interview before the Board in discussing the proposed purchase, MSC (Vaughn--Miller) THAT THE BOARD APPROVE SAID TRANSFER PENDING COMPLETION OF THE APPLICATION EXCEPT FOR BACKCOUNTRY ALPINE SKIING AND CROSS-COUNTRY SKIING. THESE TWO ACTIVITIES AND THE QUALIFICATIONS OF MR. PEARSONS SHALL BE SENT TO THE SKI COMMITTEE FOR THEIR REVIEW AND RECOMMENDATION. IF THESE ACTIVITIES MEET THE CRITERIA OF THE SKI COMMITTEE, SAID ACTIVITIES WILL BE ADDED TO MR. PEARSONS' LICENSE BY ADMINISTRATIVE AMENDMENT. FURTHER, THAT MR. PEARSONS BE APPROVED AS QUALIFIED TO GUIDE.

**Phil Crabtree:** Mr. Crabtree met with the Board relative to the proposed split between Middle Fork Rapid Transit #1 and Middle Fork Rapid Transit #2. Mr. Crabtree's proposal is that Middle Fork Rapid Transit #1/Greg Edson, Managing Agent, be retained as is and that Middle Fork Rapid Transit #2 shall become known as Middle Fork River Tours/Philip B. Crabtree, Managing Agent. It was the Board's decision and instruction to Mr. Crabtree that it would require a release from Middle Fork Rapid Transit #1 and from Middle Fork Rapid Transit #2 of any further interest in either entity as signed by the parties involved, that the Board would need an indication from the Forest Service that they would have no problem with this proposed change, that his new dba be registered in his county of residency, that upon completion of his amendment form and payment of appropriate fee that the Board would concur in the proposed change. Following the interview with Mr. Crabtree, MSC (Vaughn--Baird) THAT THE AFOREMENTIONED TRANSFER BE APPROVED PENDING COMPLETION OF THE NECESSARY PAPERWORK.

**Mike J. Richie:** The Board reviewed Mr. Richie's guide license application noting he had been cited for a Fish and Game violation. Following a review of the file on this matter, MSC (Baird--Farr) THAT MR. RICHIE BE ISSUED A PROBATIONARY LICENSE AND THAT THE TERMS OF SAID PROBATION SHALL BE THAT HE NOT VIOLATE ANY LOCAL, STATE, OR FEDERAL LAWS IN THE CURRENT LICENSE YEAR.

**Dan L. Wolford:** The Board reviewed Mr. Wolford's guide license application. A review of the file finds that Mr. Wolford has a Fish and Game violation as well as having been convicted of aggravated battery. Following a discussion of this matter, MSC (Farr--Baird) THAT MR. WOLFORD BE ISSUED A PROBATIONARY LICENSE WITH THE TERMS OF PROBATION BEING THAT HE NOT VIOLATE ANY LOCAL, STATE, OR FEDERAL LAWS DURING THE ENSUING LICENSE YEAR. FURTHER, A LETTER IS TO BE ADDRESSED TO MR. WOLFORD INQUIRING AS TO HIS REASONS IN FAILURE TO NOTE ON HIS APPLICATION THAT HE HAD BEEN CONVICTED OF A FISH AND GAME VIOLATION; HOWEVER, INASMUCH AS HE INDICATED HIS CONVICTION OF AGGRAVATED BATTERY, THE BOARD SEES FIT TO ISSUE A PROBATIONARY LICENSE FOR THE 1986-1987 SEASON. A COPY OF THIS LETTER TO GO TO MIKE STOCKTON, HIS EMPLOYING OUTFITTER.

**Leo Crane:** The Board reviewed a letter received from Virginia Crane requesting a waiver of payment of amendment fees and the transfer of a guide license fee. Following a review of the file concerning this matter, MSC (Miller--Farr) THAT THE REQUEST FOR WAIVER OF AMENDMENT FEE AND TRANSFER OF GUIDE LICENSE FEE BE DENIED.

**Robert L. Hennefer:** The matter of consideration was Mr. Hennefer's failure to provide an appropriate bond as is required by the Idaho Outfitters and Guides Act. Further, that on numerous occasions inclusive of a hearing before the Board in which Mr. Hennefer was asked to show cause why his outfitter license should not be suspended for failure to provide said bond and his assurance that an appropriate bond would be forthcoming in a timely manner, said hearing having been held on July 30, 1986, that at this point in time no bond has been submitted to the Board. Following review of this matter, it is the finding of fact that Mr. Hennefer has not complied with the Board's request as required by Board Rules and Regulations No. 27, that appropriate measures have been taken to request Mr. Hennefer's cooperation in this matter, and that all such measures have, up until this point in time, failed to secure Mr. Hennefer's cooperation in this matter. Therefore, it is the Board's decision that Mr. Hennefer be notified that his outfitter license is suspended immediately, and that he be advised to cease and desist of any outfitting activities relative to his outfitter license, and that such suspension shall remain in effect until such time as an appropriate bond meeting Board requirements is received by the Board.

**Thunder Mountain Packers, Inc./Don Waller & Jerry Wilcox, Managing Agents:** The Board reviewed the file and noted that they still have not completed the necessary materials relative to their application as was outlined to them by letter dated August 7, 1986. Further, with reference to a telephone conversation

with Walt Arms, Idaho Department of Fish and Game, relative to their placement of camps in the Big or Little Cottonwood Creek drainages off Thunder Mountain, the Board directs that a certified letter be written to Thunder Mountain Packers, Inc./Don Waller & Jerry Wilcox, Managing Agents, notifying them that: (1) their applications are not complete and, therefore, no licenses can or will be issued until such time as all materials are received necessary to complete the license applications; and (2) they are enjoined from conducting any outfitting activities whatsoever until such time as such applications are completed and they, in fact, have licenses in hand. Further, their compliance with the Board's requirement is immediate and failure to do so will result in the reversal of the Board's approval of their license applications for noncompliance with the Idaho Outfitters and Guides Act, Title 36, Chapter 21. Noncompliance shall also result in appropriate legal action being taken against them for outfitting without licenses. [Copies of this letter should be sent to the Forest Service and to the Idaho Department of Fish and Game at McCall.]

**Anthony J. Popp, Jr.:** The Board reviewed Mr. Popp's letter regarding a sheep hunt in the Bargamin Creek area and directed that a letter be addressed to Mr. Popp inquiring as to whether such hunt is a personal hunt. If not and a client is involved, that he be advised of the necessary requirements for Board approval of said hunt.

The Board recessed at 1755 hours and reconvened on Wednesday, September 10, 1986, at 0830 hours with all members present.

**Mark Russell:** Mr. Russell appeared before the Board to discuss and review his amended application for an amendment to his license for llama operations in the Kelly Creek area. Following this interview and review of the file, MSC (Vaughn--Farr) THAT RESEARCH BE INITIATED WITH THE FOREST SERVICE AND IDAHO DEPARTMENT OF FISH AND GAME RELATIVE TO MR. RUSSELL'S REQUEST. THE LETTER TO THE FOREST SERVICE SHOULD ASK THAT THEY RE-EVALUATE THEIR EXPRESSED OPINION AS OUTLINED IN THEIR LETTER DATED JULY 17, 1986, IN THE ISSUE OF A SPECIAL USE PERMIT TO MR. RUSSELL FOR UTILIZATION OF THIS AREA.

**Martin Capps:** The Board reviewed Mr. Capps' letter in which he asks re-consideration of the Board's decision relative to the licensing of steelhead operations on the Salmon River from Iron Creek to North Fork [SA4B]. Following a review of the rules-making procedure relative to Rule 57 and Mr. Capps' file, MSC (Baird--Farr) THAT MR. CAPPS BE ADVISED THAT THE DECISION TO REDEFINE LICENSED USE ON THE SALMON RIVER FROM IRON CREEK TO NORTH FORK IN ESTABLISHING THE SA4A AND SA4B CATEGORIZATION OF USE AND THE SELECTION PROCESS USED IN SELECTING OUTFITTERS TO BE

LICENSED ON SECTION SA4B WERE IN ACCORDANCE WITH APPLICABLE STATUTES AND RULES; THAT THE BOARD FINDS THAT MR. CAPPS TOOK ADVANTAGE OF THE OPPORTUNITY TO COMMENT AT ALL STAGES OF THE PROCESS; THAT THE BOARD DULY CONSIDERED MR. CAPPS' COMMENTS; THAT THE CRITERIA USED IN EVALUATING THE APPLICANTS WAS IN ACCORDANCE WITH RULE 19 OF THE OUTFITTERS AND GUIDES BOARD RULES AND REGULATIONS AND WAS FAIRLY APPLIED. CONSEQUENTLY, THE BOARD'S DECISION MUST STAND AS IS. FURTHER, THE BOARD WILL ENTERTAIN A PETITION FOR A RULE CHANGE IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURES ACT TO ALLOW AN INCREASE IN THE NUMBER OF PERMITTED OUTFITTERS FOR THIS SECTION ON THE BASIS THAT THE TWO PREVIOUSLY LICENSED FISHING/BOATING ONLY OUTFITTERS WERE NOT INITIALLY CONSIDERED IN DETERMINING THE TOTAL NUMBER OF OUTFITTERS TO BE LICENSED AND, SHOULD THE RULE BE AMENDED, MR. CAPPS WILL BE CONSIDERED EQUALLY ALONG WITH ANY OTHER APPLICANTS FOR THE TWO ADDITIONAL PERMITS IN ACCORDANCE WITH RULE 19.

**Don Merrell/Keith Massie:** Following a review of the file in this matter, the Board directs that a letter be written to Mr. Merrell advising him that his application is incomplete in that he has not provided a bond as required by law; further, that before the Board can process his application, he should submit a certified or notarized statement to the effect that the sale/purchase agreement between himself and Mr. Massie is in default and that he has, indeed, repossessed the business and is, therefore, the owner of record. Following receipt of these matters, the Board will take appropriate action in the process of his application. Further, he should be advised that until he receives said approval by the Board and has a license in hand, that he cease and desist any operation. Copies of this letter should be sent to the Bureau of Land Management at Cottonwood and to Mr. Massie.

**Bill Bernt:** The Board reviewed Mr. Bernt's request for a waiver of Rule 53. Following a review of the request, MSC (Miller--Baird) THAT SAID WAIVER OF RULE 53 BE GRANTED UPON RECEIPT OF THE LETTER FROM MR. BERNT RELATIVE TO THE DETAILS FOR REQUESTED WAIVER.

**Grant Simonds:** The Board reviewed Mr. Simonds' request for someone from the Board to be present and participate in the proposed field trip on the Salmon River upstream from Riggins, Idaho, to discuss and evaluate the interaction among jet boat operators on this river reach. Following a discussion of this matter, Dale Baird will represent the Board on this field trip with the possibility that Hank Miller will likewise be in attendance.

**Warning Tickets:** The Board reviewed the proposed warning ticket to be issued by the Idaho Outfitters and Guides Board relative to infractions of the Act and/or Board Rules and Regulations. Following a review of the proposed format, MSC (Vaughn--Baird) THAT THE SAME BE ADOPTED FOR BOARD USE IN ITS ENFORCEMENT ACTIVITIES.

**Outfitter Examination:** The Board reviewed and reconsidered the outfitter examination. Certain modifications/editing were suggested and the score was amended to allow four (4) errors under Section A, the General Section, with one (1) error being allowed in the special sections, Sections B, C, or D as may be applicable. MSC (Vaughn--Baird) THAT THE FOREGOING BE ADOPTED.

**August Board Minutes:** The Board reviewed these Minutes, following which MSC (Baird--Miller) THAT THE MINUTES BE APPROVED AS AMENDED.

**Earl Maggard:** The Board reviewed Mr. Maggard's letter concerning his continuing dispute with Dan Rotthoff/Garden Valley Outfitters, Inc. Following a review of this matter, the Board directs that a letter be written Mr. Maggard, thanking him for his interest and advising him that it would be most interested in the results of his continuing investigation into this matter.

**Hammerhead Outfitters/David L. Whitworth, Managing Agent:** The Board reviewed the file on this matter and its decision to allow his license to continue following the nonuse hearing and the Forest Service's letter regarding special use permit. Following a consideration of this matter, the Board directs that a letter be written to Mr. Whitworth advising him that it will take no action against his license at this time, but will monitor same and will expect him to be in operation by next year. A copy of this letter should be sent to Jerald D. Tower, District Forest Ranger, Suite 187, Federal Building, 250 South 4th Avenue, Pocatello, Idaho 83201.

**Policy-Outfitter/Guide Relinquishing License:** Following a review of the memorandum from the Board's attorney, it was determined that whenever an outfitter/guide relinquishes his outfitter's license (generally through the sale of his business) but wishes to retain his guide license, he must submit a statement from an outfitter desiring to employ him along with the \$10.00 amendment fee for Board approval, said license to become effective upon the date the sale of business becomes effective. Otherwise the guide license becomes invalid. A subsequent request to be licensed as a guide would require a "regular" guide license application along with the appropriate guide license fee.

**Policy-Rule 28.a.:** Following a discussion of Rule 28.a., it was the decision of the Board that the office continue to "automatically" place river applicants on the consideration/waiting list when the segment(s) requested are licensed to the maximum number allowable under Rule 57. However, applications for all other activities will be brought before the Board for its evaluation on a case by case basis with selection of a successful applicant, in both instances, done in accordance with Rule 19.

**Complaint Files:** The Board reviewed the complaint files, following which it directs the Chairman to take appropriate action.

The Board meeting adjourned at 1300 hours.

  
WILLIAM R. MEINERS, Chairman of the Board

ATTEST:

  
LINDA L. ELWOOD, Administrative Secretary

JAMES R. THRASH  
dba Salmon Meadows Lodge/SML Outfitters

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

Beginning at Fisher Creek Saddle on the French Creek/North Fork Payette River watershed divide and Idaho Department of Fish and Game Management (F&G Mgmt) Unit 19A/24 boundary (Sec. 16, T21N, R3E, BM); thence northerly on the Little French/French Creek watershed divide to the Little French/French Creek confluence (Sec. 11, T22N, R3E, BM); thence continuing northerly downstream on 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 north and west along F&G Mgmt Unit 19A/24 boundary to the point of beginning. [F&G Unit 19A] [Payette National Forest Map, 1983]

BILLY LEE COX

AREA FOR FISHING, TRAILRIDES, BACKPACKING, AND HUNTING OF  
ANIMALS/BIRDS SPECIFIED ON LICENSE

Beginning at the mouth of Robbins Creek on the Salmon River (Sec. 12, T24N, R3E, BM) on Idaho Department of Fish and Game Management (F&G Mgmt) Unit 14/19A boundary; thence northerly up Robbins Creek to Seaburg Jeep Trail and continuing northerly to Florence; thence north on Forest Roads 643 and 9925 to the SW corner of Sec. 30, T26N, R4E, BM; thence due east to and across Gospel Hump Wilderness boundary to Marten Hill; thence northeasterly to and along Trail 322 (and said wilderness boundary, in part) to its junction with Trail 313 (Sec. 14, T26N, R4E, BM); thence easterly on Trail 313 to and along Gospel Hump Wilderness boundary to Anchor Meadows and F&G Mgmt Unit 14/19 boundary via Moores Guard Station to the head of Anchor Creek and F&G Mgmt Unit 14/19 boundary; thence southerly downstream on Anchor Creek on said F&G Mgmt Unit boundary to Wind River and continuing down Wind River to the mouth of Circle Creek (Sec. 17, T25N, R5E, BM); thence southeasterly on a straight line to Black Butte Lookout (Sec. 20, T25N, R5E, BM); thence southwesterly down the ridge between Chittun and Cherry Creeks to the Salmon River; thence westerly downstream on the Salmon River to Robbins Creek and the point of beginning. **RESTRICTION: No spring bear hunting allowed.** [F&G Unit 14] [NezPerce National Forest Map, 1981]

NOTE

Portions of the above-described area along the Salmon River breaks is joint-use with Harvey Whitten dba Whitten Guide Service for bear, cougar, and predators.

ADDITIONAL AREA FOR COUGAR HUNTING

Beginning at Florence, Idaho (Sec. 13, T25N, R3E, BM); thence north on Forest Roads 643 and 9925 to the SW corner of Sec. 30, T26N, R4E, BM; thence due east to and across Gospel Hump Wilderness boundary to Martin Hill; thence northeasterly to and along Trail 322 (and said wilderness boundary, in part) to its juncture with Trail 313 (Sec. 14, T26N, R4E, BM); thence easterly on Trail 313 to and along Gospel Hump Wilderness boundary to Anchor Meadows and F&G Mgmt Unit 14/19 boundary via Moores Guard Station to the head of Anchor Creek and F&G Mgmt Unit 14/19 boundary; thence southerly downstream on Anchor Creek on said F&G Mgmt Unit boundary to Wind River and continuing downstream on Wind River to the mouth of Circle Creek (Sec. 17, T25N, R5E, BM);

BILLY LEE COX  
(page two)

thence westerly on a straight line to Florence, Idaho, the point of beginning. RESTRICTION: Licensee is limited to a maximum of two (2) clients per season; that is, from the fall opening date through the winter to the closing in late winter or early spring. [F&G Unit 14] [NezPerce National Forest Map, 1981]

ADDITIONAL AREA FOR TRAILRIDES AND FISHING

Trailrides and fishing may also be conducted in the Slate Creek Ranger District of the NezPerce National Forest.