



Ministry of Environment,  
Lands, and Parks  
WILDLIFE BRANCH

# Guide Outfitter's Certificate

Management Units 7-20, 7-21

Region 7 - Peace

Certificate No. 700183

This indenture made the 8th day of May, 2001,

BETWEEN:

Her Majesty the Queen In Right of the Province of British Columbia (the "Government"), as represented by a regional manager of the recreational fisheries and wildlife programs,

AND:

MICHAEL MULVAHILL (the "Guide") General Delivery<sup>s.22</sup>

WITNESSES THAT:

1. The Government grants to the Guide the exclusive privilege of guiding (the "Grant") in the area described in Schedule A to this certificate (the "Area"), for the period ending May 8, 2011.
2. The Guide must comply with the following conditions:
  - a) to comply with the provisions of the *Wildlife Act* and its regulations;
  - b) not to block or damage any road, trail, airstrip, watercourse, or other property in the Area;
  - c) to ensure that the Guide's employees and the persons guided:
    - i) comply with the provisions of the *Wildlife Act* and its regulations;
    - ii) do not block or damage any road, trail, airstrip, watercourse, or other property in the Area;
  - d) to remedy at the Guide's own expense any such blockage or damage that occurs under b) or c)ii).
3. This Certificate is part of the estate of the Guide and, subject to the approval of the regional manager, the heirs or administrators of the deceased Guide may transfer, within 2 years after the Guide's death, the privileges conferred by the Certificate to a person who qualifies under section 51 for a guide outfitter license.
4. At any time between the 5<sup>th</sup> anniversary of the date of issue of the certificate and its date of expiry, the Guide may apply to renew the Grant on the same terms and conditions, subject to the provisions of the *Wildlife Act* and regulations in effect at the time, for a period not exceeding 10 years.

IN WITNESS WHEREOF the parties have signed this certificate on the dates indicated:

Signed by the Guide on the 14 day of May 2001.

Michael Mulvahill, Guide Outfitter

witnessed by  
  
Ben Lewis

Signed by the Government on the 8 day of May, 2001.

Andy Ackerman, Regional Manager, Region 7- Peace

## SCHEDULE A

### GUIDE OUTFITTER AREA - MICHAEL J. MULVAHILL - CERTIFICATE #700183

Commencing at the point of intersection of the midline of Murray River and the midline of Wolverine River;

thence in a general northerly direction along the midline of Murray River to the point of intersection with the midline of the unnamed stream flowing easterly into Murray River at approximately 120°55'30" west longitude and 55°14'20" north latitude;

thence in a general easterly direction along the northerly boundary of the easterly part of the watershed of Murray River upstream of the said unnamed stream to the point of intersection with the westerly boundary of the watershed of West Kiskatinaw River;

thence in a general northerly direction along the westerly boundary of the watershed of Kiskatinaw River to the point of intersection with the northerly boundary of the watershed of that part of West Kiskatinaw River upstream of the unnamed stream flowing easterly into west Kiskatinaw River at approximately 123°36'00" west longitude and 55°16'10" north latitude;

thence in a general easterly and northerly direction along the northerly boundary of the watershed of the said part of West Kiskatinaw River to the point of intersection of the midline of West Kiskatinaw River and the midline of the said unnamed stream;

thence in a general easterly direction along the northerly boundary of the easterly part of the watershed of the said part of West Kiskatinaw River to the point of intersection with the northerly boundary of the westerly part of the watershed of that part of Kiskatinaw River upstream of Ministik Creek;

thence in a general easterly direction along the northerly boundary of the said part of the watershed of the said part of Kiskatinaw River to the point of intersection with the midline of Kiskatinaw River;

thence in a general easterly direction along the northerly boundary of the easterly part of the watershed of the said part of Kiskatinaw River to a point at 55°15'00" north latitude;

thence due west to the point of intersection with the midline of Kiskatinaw River;

thence in a general southerly and westerly direction along the midline of Kiskatinaw River to the point of intersection with the midline of the unnamed stream flowing southerly into Kiskatinaw River at approximately 120°24'00" west longitude and 55°04'08" north latitude;

thence in a general southerly and westerly direction along the easterly and southerly boundaries of the southerly part of the watershed of that part of Kiskatinaw River upstream of the said unnamed stream to the point of intersection with the easterly boundary of the watershed of Flatbed Creek;

thence in a general southerly direction along the easterly boundary of the watershed of Flatbed Creek to the point of intersection with the easterly boundary of the watershed of Kinuseo Creek;

thence in a general southerly and westerly direction along the easterly and southerly boundaries of the easterly part of the watershed of Kinuseo Creek downstream of the point of intersection of the midline of Fellers Creek and the midline of Onion Creek to the said point of intersection;

thence in a general southerly and westerly direction along the easterly and southerly boundaries of the watershed of Fellers Creek to a point at 120°57'30" west longitude;

thence S52°W to the point of intersection with the westerly boundary of the westerly part of the watershed of Murray River upstream of Wolverine Creek;

~~thence in a general westerly, northerly, easterly and again northerly direction along the westerly boundary of the said part of the watershed of the said part of Murray River to the point of intersection with the westerly boundary of the southerly part of the watershed of that part of Wolverine River downstream of Bullmoose Creek;~~

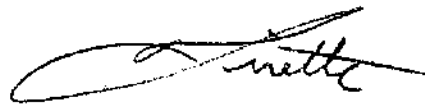
thence in a general northerly direction along the westerly boundary of the said part of the watershed of the said part of Murray River to the point of intersection with the midline of Wolverine River;

thence in a general easterly direction along the midline of Wolverine River to the point of commencement and including all intervening territory except, and unless permission is granted, private land, Provincial and Federal parks and Indian Reserves.

78420-20

**WILDLIFE ACT**

**GUIDING TERRITORY CERTIFICATE 701254**

<b>GUIDING TERRITORY CERTIFICATE HOLDER(s)</b>	Daniel B Ganson Interest: 100.00 %	
<b>AGENT</b>	Daniel B. Ganson s.22  PHONE: s.22	
<b>GRANT</b>	The certificate holder(s) (the "holder") has exclusive control over guiding privileges in the guiding territory below.	
<b>GUIDING TERRITORY</b>	Refer to Appendix A for detailed territory area (the "guiding territory").	
<b>CONDITIONS OF CERTIFICATE</b>	<ul style="list-style-type: none"> <li>➤ The holder must comply with all laws applicable to the activities carried out under this certificate.</li> <li>➤ The holder must ensure that persons acting under authority of this certificate, including the holder's employees and persons guided               <ul style="list-style-type: none"> <li>• comply with all laws applicable to the activities carried out under this certificate;</li> <li>• do not block or damage any road, trail, airstrip, watercourse, or other property in the guiding territory;</li> </ul> </li> <li>➤ The holder must remedy at the holder's expense any blockage or damage to any road, trail, airstrip, watercourse, or other property in the guiding territory caused by the holder or any other person acting under authority of this certificate.</li> </ul>	
<b>PERIOD OF CERTIFICATE</b>	This certificate is only valid from April 14, 2011 to April 14, 2021.	
<b>DATE OF ISSUE</b>	April 14, 2011	
 <b>SIGNATURE OF ISSUER</b>		Maurice Lirette Regional Manager Recreational Fisheries & Wildlife Programs Peace

## **APPENDIX A GUIDING TERRITORY**

### **GUIDING TERRITORY CERTIFICATE 701254**

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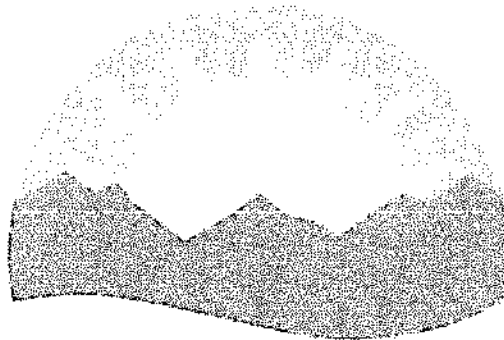
thence in a general westerly, northerly, easterly and again northerly direction along the westerly boundary of the said part of the watershed of the said part of Murray River to the point of intersection with the westerly boundary of the southerly part of the watershed of that part of Wolverine River downstream of Bullmoose Creek;

## **APPENDIX A GUIDING TERRITORY**

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thence in a general easterly direction along the midline of Wolverine River to the point of commencement and including all intervening territory except, and unless permission is granted, private land, Provincial and Federal parks and Indian Reserves.



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## APPENDIX B ADVISORY

### GUIDING TERRITORY CERTIFICATE 701254

#### GENERAL

- It is the holder's responsibility to be aware of all applicable laws and the limits of this certificate. For example,
  - Only a licenced guide may exercise the guiding privileges controlled by the holder.
  - This certificate does not authorize the use of land within a provincial park, conservancy or recreation area without a park use permit or the use of private land without the landowner's permission.
- If applicable, the holder is responsible for renewing his or her own certificate. The issuer is not obliged to send a reminder notice.

#### LEGISLATION

Here are some, but not all, relevant excerpts from the Wildlife Act:

##### Guiding territory certificate

- 59 (1) A regional manager may issue a guiding territory certificate to a person who, or to a group of persons each of whom,
- (a) is a citizen of Canada or a permanent resident of Canada,
  - (b) is 19 years of age or older, and
  - (c) has other qualifications prescribed by regulation
- (2) The director may specify the form of and conditions contained in a guiding territory certificate.
- (3) Subject to a permit issued under section 70 (1) (b), a guiding territory certificate grants to the holder the exclusive control over guiding privileges in the area described in the certificate for the period stated in the certificate, which may not exceed 10 years.
- (4) The issuance of a guiding territory certificate to more than one person creates a tenancy in common in the rights granted by the certificate.
- (5) If a guiding territory certificate is issued to more than one person, the guiding territory certificate must
- (a) identify a person as the agent of the holders of the certificate, and
  - (b) specify the interest held in the certificate by each holder of the certificate.
- (6) A regional manager may rely on information provided and an application or submission made by the agent identified in the guiding territory certificate as if that information were provided or that application or submission were made by all the holders of the certificate.
- (7) After the 5<sup>th</sup> anniversary of the date of issue of a guiding territory certificate, the regional manager may issue a new certificate, on application by the holder, for a period not exceeding 10 years.

##### Non-use of guiding territory

- 59.1 (1) On application by the holder of a guiding territory certificate who does not intend to consent to guiding in a year in the guiding territory described in the guiding territory certificate, the regional manager may give permission for the temporary or partial discontinuance of the use of that guiding territory for guiding.
- (2) If, in the opinion of the regional manager, there is no guiding in a year in a guiding territory described in a guiding territory certificate,
- (a) the regional manager may review the operation of the holder of the guiding territory certificate, and
  - (b) after affording the holder an opportunity to be heard, the regional manager may suspend, cancel or refuse to renew the guiding territory certificate.

## APPENDIX B ADVISORY

### GUIDING TERRITORY CERTIFICATE 701254

#### Certificate or licence is part of estate

64 (1) An interest in a guiding territory certificate is part of the estate of the holder of that interest and, subject to section 62, the heirs or administrators of a deceased holder may transfer, within 2 years of the holder's death, the holder's interest in the guiding territory certificate to a person who qualifies under section 59 (1).

(1.1) If an interest in a guiding territory certificate is not transferred in accordance with subsection (1) after the death of a holder, the deceased holder's interest in the guiding territory certificate is forfeited to the government.

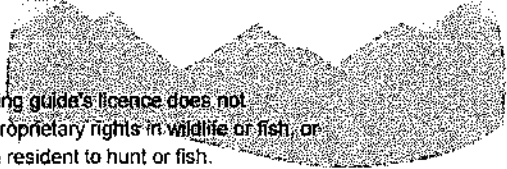
(2) An angling guide licence, including any angler day quota attached to it, is part of the estate of the angling guide and, subject to the regulations, the heirs or administrators of a deceased angling guide may transfer, within 2 years after the angling guide's death, the privileges conferred by the angling guide licence and any angler day quota attached to it.

(3) If an annual fee for a guide outfitter licence or an angling guide licence becomes due in the interval between the death of the licence holder and the date of a transfer under this section, no annual fee is payable.

(4) If privileges conferred by a guide outfitter's certificate or an angling guide licence are not transferred in accordance with this section, the heirs or administrators must surrender the guide outfitter's certificate or the angling guide licence, as the case may be, to the regional manager.

#### No proprietary rights in wildlife

67 A guiding territory certificate or angling guide's licence does not  
(a) give the holder any proprietary rights in wildlife or fish, or  
(b) restrict the rights of a resident to hunt or fish.



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