#### Attachment "B"



## (a) Information identifying the boundaries of the area covered by the application

## **External Boundary Description**

The application area covers all the land and waters within the external boundary described as:

Commencing at a point on the northern boundary of native title determination WAD6208/1998 Eastern Guruma (WCD2007/001) at Longitude 117.346277° East, Latitude 22.003438° South (also being a point on the south eastern boundary of native title determination application WAD6090/1998 Kuruma Marthudunera (combined) (WC1999/012)) and extending generally north easterly along that native title determination application boundary to a point on the western boundary of native title determination WAD6017/1996 Ngarluma/Yindjibarndi (WCD2005/001), further described as:

Commencing at a point located at Longitude 117.346277° East, Latitude 22.003438° South and extending generally north easterly through the following coordinate points;

| Longitude ° (East) | Latitude ° (South) |
|--------------------|--------------------|
| 117.348046         | 22.001547          |
| 117.350586         | 21.999464          |
| 117.351616         | 21.998739          |
| 117.352372         | 21.998313          |
| 117.361397         | 21.996170          |
| 117.370065         | 21.993015          |
| 117.375238         | 21.990881          |
| 117.379687         | 21.987771          |
| 117.384187         | 21.983117          |
| 117.390863         | 21.976624          |
| 117.395449         | 21.970749          |
| 117.401339         | 21.964818          |
| 117.407732         | 21.958342          |
| 117.410463         | 21.955901          |

then north easterly to a point on the western boundary of native title determination WAD6017/1996 Ngarluma/Yindjibarndi (WCD2005/001) at Latitude 21.955526° South.

Then southerly and generally easterly along the WAD6017/1996 Ngarluma/Yindjibarndi (WCD2005/001) native title determination boundary to the south western boundary of native title determination application WAD6169/1998 Kariyarra People (WC1999/003), further described as:

Then southerly and easterly through coordinate points Longitude 117.411064° East, Latitude 21.955894° South and Longitude 117.494065° East, Latitude 21.955893° South to an eastern corner of Coolawanyah Pastoral Lease (N049532) at Longitude 117.706320° East; then easterly along that pastoral lease boundary to Longitude 117.796710° East; then easterly to a point at Longitude 118.020315° East, Latitude 21.955976° South; then northerly to a south-western corner of Hooley Pastoral Lease (N050568) at Latitude 21.930108° South; then generally northerly and generally easterly along western boundaries of that pastoral lease, eastern boundaries of Reserve 5515, and

again western and northern boundaries of that pastoral lease to a corner at Longiture 118 029220 East, Latitude 21.827702° South; then easterly through coordinate points Longiture 118 029220 East, Latitude 21.817967° South and Longitude 118.422139° East, Latitude 21.8137 ° South to point on the eastern boundary of Reserve 31429 at Latitude 21.809846° South; then generally northerly, generally easterly and northerly along the eastern boundaries of that reserve until its intersection with Latitude 21.767629° South.

Then generally south easterly along the WAD6169/1998 Kariyarra People (WC1999/003) native title determination application boundary to its intersection with the eastern bank of Cockeraga River, further described as,

Then generally south easterly through the following coordinate points.

| Longitude ° (East) | Latitude ° (South) |
|--------------------|--------------------|
| 118.591512         | 21.784703          |
| 118.676151         | 21.860344          |

then south easterly along a line toward a point at Longitude 118.814893° East, Latitude 22.008794° South until its intersection with the eastern bank of Cockeraga River.

Then generally southerly along the eastern bank of the Cockeraga River to its intersection with the northern boundary of native title determination WAD6096/1998 Banjima People (WCD2014/001) (being its intersection with a line between Longitude 118.814893° East, Latitude 22.008794° South and Longitude 118.582419° East, Latitude 21.968384° South).

Then generally westerly, generally south westerly and south easterly along the northern and western boundaries of native title determination WAD6096/1998 Banjima People (WCD2014/001) to its intersection with the northern boundary of Reserve 30082, further described as,

Then generally westerly and generally south westerly through the following coordinate points;

| Longitude ° (East) | Latitude ° (South) |
|--------------------|--------------------|
| 118.582419         | 21.968384          |
| 118.469730         | 21.982051          |
| 118.391671         | 21.921325          |
| 118.335569         | 21.923244          |
| 118.321057         | 21.927553          |
| 118.244529         | 22.043553          |
| 118.066727         | 22.177725          |

then south easterly to a point on the northern boundary of Reserve 30082 at Longitude 118.124481° East.

Schedule Extract attachment: WAD6005/2003 (WC2003/003) External Boundary Description, Attachment B of the application Page 3 of 6, A4, 02/05/2017

Then westerly and southerly along the northern and western boundaries of Reserve 30082 to its intersection with a north eastern boundary of native title determination WAD6208/1998 Eastern, with a (WCD2007/001) (being its intersection with a line between Longitude 117.974365° East, Latitude 22.229931 South and Longitude 117.969875° East, Latitude 22.224921° South); then north westerly long that determination boundary through coordinate point 117.969875° East, Latitude 22.224921° South to a point on the southern boundary of Mt Florance Pastoral Lease (N050483) at Longitude 117.966611° East; then north westerly to a point on the western boundary of that pastoral lease and that determination boundary at Latitude 22.210019° South.

Then generally north westerly along the northern eastern boundaries of native title determination WAD6208/1998 Eastern Guruma (WCD2007/001) back to the commencement point, further described as,

Then generally north westerly through the following coordinate points back to the commencement point.

| Longitude ° (East) | Latitude ° (South) |  |
|--------------------|--------------------|--|
| 117.947795         | 22.206480          |  |
| 117.943905         | 22.203500          |  |
| 117.940585         | 22.200580          |  |
| 117.935705         | 22.196440          |  |
| 117.931136         | 22.193111          |  |
| 117.927126         | 22.190131          |  |
| 117.922066         | 22.185871          |  |
| 117.916626         | 22.182361          |  |
| 117.912057         | 22.179541          |  |
| 117.907657         | 22.177081          |  |
| 117.902597         | 22.173512          |  |
| 117.898887         | 22.170882          |  |
| 117.895248         | 22.167732          |  |
| 117.890258         | 22.163702          |  |
| 117.885318         | 22.159852          |  |
| 117.881618         | 22.156582          |  |
| 117.875799         | 22.153472          |  |
| 117.870759         | 22.153422          |  |
| 117.866389         | 22.154023          |  |
| 117.861409         | 22.153863          |  |
| 117.855879         | 22.152893          |  |
| 117.852349         | 22.151063          |  |
| 117.847889         | 22.149003          |  |
| 117.840999         | 22.146693          |  |
| 117.833799         | 22.144663          |  |
| 117.826599         | 22.142633          |  |
| 117.820589         | 22.140102          |  |
| 117.813899         | 22.137042          |  |
| 117.805159         | 22.133492          |  |
| 117.799579         | 22.130902          |  |
| 117.796549         | 22.128912          |  |
| 117.790439         | 22.124642          |  |
| 117.786919         | 22.121492          |  |
| 117.784719         | 22.118072          |  |
| 117.778759         | 22.111612          |  |
| 117.775439         | 22.107942          |  |
| 117.773719         | 22.105562          |  |
| 117.771689         | 22.103002          |  |
| 117.768009         | 22.098292          |  |
| 117.763159         | 22.092592          |  |

#### Schedule Extract attachment: WAD6005/2003 (WC2003/003)

| External Boundary Description, Attachment B of the application | Longitude ° (East)       | Latitude ° (South)     |
|--|--------------------------|------------------------|
|  | 117.758329               | 22.089721              |
| Page 4 of 6, A4, 02/05/2017                                    | 117.754739               | 22.088531              |
|  | 117.749009               | 22.088541              |
|  | 117.742329               | 22.089231              |
|  | 117.735769               | 22.090781              |
|  | 117.730219               | 22.091371              |
|  | 117.722119               | 22.091701              |
|  | 117.714840               | 22.091401              |
|  | 117.709240               | 22.091061              |
|  | 117.703020               | 22.090431              |
|  | 117.698170               | 22.089691              |
|  | 117.692140               | 22.088431              |
|  | 117.687970               | 22.087931              |
|  | 117.683000               | 22.087071              |
|  | 117.676780               | 22.086331              |
|  | 117.671000               | 22.085181              |
|  | 117.666281               | 22.084101              |
|  | 117.661121               | 22.083301              |
|  | 117.654521               | 22.082781              |
|  | 117.648361               | 22.082551              |
|  | 117.640451               | 22.082131              |
|  | 117.631320<br>117.620440 | 22.080551<br>22.078431 |
|  | 117.607580               | 22.078431              |
|  | 117.597010               | 22.075951              |
|  | 117.587460               | 22.074001              |
|  | 117.577290               | 22.066901              |
|  | 117.567380               | 22.062481              |
|  | 117.559571               | 22.059181              |
|  | 117.551451               | 22.055811              |
|  | 117.543820               | 22.052921              |
|  | 117.537510               | 22.049511              |
|  | 117.533050               | 22.046761              |
|  | 117.526170               | 22.043921              |
|  | 117.517790               | 22.042121              |
|  | 117.510140               | 22.041071              |
|  | 117.507710               | 22.041101              |
|  | 117.504720               | 22.040731              |
|  | 117.498429               | 22.041191              |
|  | 117.491509               | 22.041711              |
|  | 117.482768               | 22.042721              |
|  | 117.477658               | 22.043491              |
|  | 117.471228               | 22.044992              |
|  | 117.465667               | 22.046272              |
|  | 117.459797               | 22.047662              |
|  | 117.455677               | 22.047852              |
|  | 117.450137               | 22.047632              |
|  | 117.443357               | 22.047332              |
|  | 117.437127               | 22.046822              |
|  | 117.430727               | 22.045662              |
|  | 117.425947               | 22.044232              |
|  | 117.420247               | 22.041762              |
|  | 117.415047               | 22.039002              |
|  | 117.408867               | 22.035362              |
|  | 117.401927<br>117.395497 | 22.031552<br>22.027852 |
|  | 117.395497               |                        |
|  | 117.391167               | 22.025502<br>22.023632 |
|  | 117.387947               | 22.023632              |
|  | 117.374947               | 22.020522              |
|  | 117.368136               | 22.010702              |
|  | 117.363066               | 22.013172              |



| Longitude ° (East) | Latitude ° (South) |
|--------------------|--------------------|
| 117.358606         | 22.008242          |
| 117.351166         | 22.005342          |
|                    |                    |



The application area specifically excludes all land and waters the subject of native title determinations:

- WAD6017/1996 Ngarluma/Yindjibarndi (WCD2005/001) as determined in the Federal Court 02 May 2005
- WAD6096/1998 Banjima People (WCD2014/001) as determined in the Federal Court 11 March 2014
- WAD6208/1998 Eastern Guruma (WCD2007/001) as determined 01 March 2007.

The application area specifically excludes all land and waters the subject of native title determination applications;

- WAD6090/1998 Kuruma Marthudunera (combined) (WC1999/012) as registered 12 July 2013
- WAD6169/1998 Kariyarra People (WC1999/003) as registered 20 October 2014.

#### Note

#### Data Reference and source

- Application boundary compiled by National Native Title Tribunal based on information or instructions provided by the applicants.
- Cadastral data sourced from Landgate, WA (August, 2016).

#### **Reference datum**

Geographical coordinates have been provided by the NNTT Geospatial Services and are referenced to the Geocentric Datum of Australia 1994 (GDA94), in decimal degrees and are based on the spatial reference data acquired from the various custodians at the time

### **Use of Coordinates**

Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome of the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.

Prepared by Geospatial Services, National Native Title Tribunal (15 September 2016)

# (b) Information identifying the areas within those boundaries that are not covered by the application

- 1. Subject to [2], the area of land and waters within the boundaries described in Attachment B that are not covered by the application are;
  - (a) Any area that is or was subject to any of the following acts as these are defined in either the Native Title Act 1993 (Cwlth), as amended (where the act in question is attributable to the Commonwealth), Titles (Validation) and Native Title (Effect of Past Acts) Act 1995 (WA), as amended, (where the act in question is attributable to the State of Western Australia);

i. Catergory A past acts;

- ii. Category A intermediate period acts;
- iii. Category B past acts that are wholly inconsistent with the continued existence, enjoyment or exercise of any native title rights or interests;

Schedule Extract attachment: WAD6005/2003 (WC2003/003) External Boundary Description, Attachment B of the application Page 6 of 6, A4, 02/05/2017

iv. Category B intermediate period acts that are wholly inconsistent with the continued existence, enjoyment or exercise of any native title rights or interests;



- (b) Any area in relation to which a previous exclusive possession act, as defined in section 23B of the NTA was done and the act was an act attributable to the Commonwealth;
- (c) Any area in relation to which a "relevant act" as that term is defined in section <u>121 of the *Titles (Validation) and Native Title (Effect of Past Acts) Act 1995* (WA) was done and the act is attributable to the State of Western Australia;</u>
- (d) Any area in relation to which a previous exclusive possession act under s23B(7) of the *Native Title Act 1993* (Cwlth), as amended, was done in relation to the area and the act was attributable to the State of Western Australia;
- (e) Any area in relation to which native title rights and interests have otherwise been wholly extinguished.
- 2. Notwithstanding [1], the area of land and waters covered by the application includes any area within the boundaries in relation to which the non-extinguishment principle as defined in section 238 of the Native Title Act 1993 (Cwlth) applies, including any area to which section 47, 47A and 47B of the Native Title Act 1993 (Cwlth) applies, particulars of which will be provided prior to the hearing but any area as may be listed in Schedule L is included in the area covered by the application.
- 3. Where there is any discrepancy between the map provided at Attachment C and the written description contained in this Attachment B the latter shall prevail.