



## ATTACHMENT A: DETERMINATION AREA BOUNDARIES OF THE ROBE RIVER KURRAMA VARIATION APPLICATION

The **Determination Area**, generally shown as bordered in blue on the maps at Schedule Two, comprises all land and waters bounded by the following description:

All those land and waters commencing at the intersection of a western boundary of Native Title Determination WAD6017/1996 Ngarluma/Yindjibarndi (WCD2005/001) with Latitude 21.667808 South, being a point on the present boundary of Native Title Determination WAD6090/1998 Kuruma Marthudunera (Part A) (WCD2016/006) and extending southeasterly and generally southerly along the boundaries of that native title determination to the intersection with a northern boundary of Native Title Determination WAD6007/2001 Puutu Kunti Kurrama and Pinikura People (WCD2016/003); Then generally westerly along the boundaries of the native title determination to the intersection with a western boundary of Reserve 9701; Then generally northerly along the boundary of that reserve to Latitude 22.043916 South; Then generally northwesterly and generally northeasterly through the following coordinate positions.

| Latitude (South) | Longitude (East) |
|------------------|------------------|
| 22.037172        | 116.036305       |
| 22.031461        | 116.020601       |
| 22.025751        | 116.003826       |
| 22.021824        | 115.994546       |
| 22.015757        | 115.982054       |
| 22.002194        | 115.974558       |
| 21.991486        | 115.973844       |
| 21.980422        | 115.976700       |
| 21.971499        | 115.983124       |
| 21.962933        | 115.989906       |
| 21.949727        | 116.000970       |
| 21.935450        | 116.013106       |
| 21.922958        | 116.022742       |
| 21.910823        | 116.034521       |



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Then northeasterly to a western boundary of Reserve 9701 at Latitude 21.905857 South; Then generally northerly along the boundary of that reserve to Latitude 21.865008 South; Then generally northwesterly through the following coordinate positions.

| Latitude (South) | Longitude (East) |
|------------------|------------------|
| 21.852288        | 116.023099       |
| 21.841937        | 116.003826       |
| 21.825519        | 115.953500       |
| 21.814098        | 115.916380       |
| 21.803390        | 115.889968       |
| 21.790184        | 115.863556       |
| 21.780547        | 115.849280       |

Then northwesterly to the centreline of Warrambo Creek at Latitude 21.772920 South; Then generally northerly along the centerline of that creek to the intersection with a southeastern boundary of Pipeline Licence PL 40 (Dampier to Bunbury Natural Gas Pipeline); Then generally northeasterly along the boundaries of that pipeline licence to the prolongation westerly of the northern boundary of the eastern severance of Lot 57 as shown on Deposited Plan 107521 and being the land described in certificate of title volume 2170 folio 694; Then easterly to the northwestern corner of that eastern severance of Lot 57 as shown on Deposited Plan 107521 and being the land described in certificate of title volume 2170 folio 694; Then easterly along the northern boundary of the eastern severance of that lot to its northeastern corner; Then easterly to an eastern boundary of the eastern severance of Lot 257 as shown on Deposited Plan 30489 (North West Coastal Highway Road Widening) at Longitude 115.963575 East; Then southeasterly to Latitude 21.603409 South, Longitude 116.136046 East; Then generally southeasterly through the following coordinate positions.

| Latitude (South) | Longitude (East) |
|------------------|------------------|
| 21.603914        | 116.137081       |
| 21.606778        | 116.141392       |
| 21.609733        | 116.147033       |
| 21.610058        | 116.148072       |
| 21.611656        | 116.152126       |
| 21.612388        | 116.155059       |
| 21.612533        | 116.156103       |



| Latitude (South) | Longitude (East) |
|------------------|------------------|
| 21.613136        | 116.161131       |
| 21.614119        | 116.167008       |
| 21.615150        | 116.169934       |
| 21.616520        | 116.171996       |

Then northeasterly to the intersection of the right bank of the Fortescue River with a line joining coordinate positions Latitude 21.616520 South, Longitude 116.171996 East and Latitude 21.338692 South, Longitude 116.741673 East; Then generally southeasterly and generally easterly along that river bank to the intersection with a western boundary of General Lease I123390; Then southerly along the boundary of that general lease to Latitude 21.474046 South also being a point on the present boundary of Native Title Determination WAD6017/1996 Ngarluma/Yindjibarndi (WCD2005/001); Then generally southeasterly, westerly and southerly along the boundaries of that native title determination back to the commencement point.

#### EXCLUSIONS

All that land comprising Lot 57 as shown on Deposited Plan 10752, being the land described in certificate of title volume 2170 folio 694 and that part of Closed Road that falls within that lot.

Pannawonica townsite being all that land comprising Lot 54 as shown on Deposited Plan 241547 being subject to General Lease N105619.

**Note:** Geographic Coordinates provided in Decimal Degrees.

Cadastral boundaries sourced from Landgate's Spatial Cadastral Database dated 2<sup>nd</sup> January 2018.

All referenced Deposited Plans and Diagrams are held by the Western Australian Land Information Authority, trading as Landgate.

Warrambo Creek data sourced from Commonwealth of Australia (Geoscience Australia) 2006

Fortescue River sourced from Landgate's Medium-Scale Topographic Database.

Petroleum Pipeline sourced from Department of Mines, Industry Regulation and Safety as at 13 March 2018.

For the avoidance of doubt the application excludes any land and waters already claimed by:

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Native Title Determination WAD6017/1996 Ngarluma/Yindjibarndi (WCD2005/001) as Determined in the Federal Court on the 2<sup>nd</sup> May 2005.

Native Title Determination WAD6090/1998 Kuruma Marthudunera (Part A) (WCD2016/006) as Determined in the Federal Court on the 1<sup>st</sup> November 2016.

Native Title Determination WAD126/2005 Puutu Kunti Kurrama and Pinikura 2 (WCD2015/003) as Determined in the Federal Court on the 2<sup>nd</sup> September 2015.

Native Title Determination Application WAD127/1997 Yaburara and Mardudhunera People (WC1996/089) as Registered in the Federal Court on the 1<sup>st</sup> August 1996.

**Datum:** Geocentric Datum of Australia 1994 (GDA94)

**Prepared By:** Graphic Services (Landgate) 28<sup>th</sup> March 2018

**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 to 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.

**EXCLUDING THE AREAS WHERE NATIVE TITLE WAS DETERMINED NOT TO EXIST**

Being:

**1. Reserves**

The following reserve:

| Reserve No. | Current / Last Purpose |
|-------------|------------------------|
| 38991       | Water Supply           |

**2. Leases**

The following leases:



| <b>Lease No.</b>  | <b>Current / Last Purpose</b>   |
|---|---|
| GE I123390<br>(SL 3116/4622)                              | The construction, development, maintenance, use and operation of a railway between Cape Lambert and the mineral lease and all ancillary installations and facilities thereto  |
| GE I123393<br>(SL 3116/4621)                              | The construction, development, maintenance, use and operation of a road between (and adjacent to the railway between) Cape Lambert and the mineral lease and all ancillary installations and facilities thereto   |
| GE N104196<br>(SL 3116/8656)                              | The extension of the railway from the current loadout loop and the construction, development, maintenance, use and operation of a new loadout and siding, new haul roads, a 33 kilovolt branch power transmission line between Pannawonica and the existing power station, the establishment of service infrastructure and all ancillary installations and facilities thereto |
| GE N104326<br>(SL 3116/6666)                              | Boring for, conserving, reticulating and drawing water  |
| GE N105613<br>(SL 3116/6347)<br>(as granted) <sup>1</sup> | The construction, development, maintenance, use and operation of an industrial area at Pannawonica and all ancillary installations and facilities thereto   |
| GE N105614<br>(SL 3116/5688)                              | The construction, development, maintenance, use and operation of an industrial area at Pannawonica and all ancillary installations and facilities thereto   |
| GE N105615<br>(SL 3116/6348)                              | The construction, development, maintenance, use and operation of a power transmission line to Industrial Areas 1 and 2 at Pannawonica and all ancillary installations and facilities thereto  |
| GE N105616<br>(SL 3116/6349)                              | The construction, development, maintenance, use and operation of a road between Industrial Areas 1 and 2 at Pannawonica and all ancillary installations and facilities thereto  |
| GE N105617<br>(SL 3116/5058)                              | The construction, development, maintenance, use and operation of a road between Pannawonica and the mineral lease and all ancillary installations and facilities thereto  |
| GE N105618<br>(SL 3116/5070)                              | The construction, development, maintenance, use and operation of a power transmission line between Pannawonica and the mineral lease and all ancillary installations and facilities thereto   |
| GE N105621<br>(SL 3116/6430)                              | The construction, development, maintenance, use and operation of radio repeater stations and all ancillary installations and facilities thereto   |

<sup>1</sup> Which area includes, for the avoidance of doubt, UCL 46 (being formerly a portion of SL 3116/6347)



| Lease No.                                     | Current / Last Purpose  |
|---|---|
| Former<br>SL 3116/8657<br>(part) <sup>2</sup> | The construction, development, maintenance, use and operation of a new loadout and siding, new haul roads, a 33 kilovolt branch power transmission line between Pannawonica and the existing power station, the establishment of service infrastructure and all ancillary installations and facilities thereto  |
| Former<br>SL 3116/8658<br>(part) <sup>3</sup> | The extension of the railway from the current loadout loop and the construction, development, maintenance, use and operation of a new loadout and siding, new haul roads, a 33 kilovolt branch power transmission line between Pannawonica and the existing power station, the establishment of service infrastructure and all ancillary installations and facilities thereto |
| Former<br>SL 3116/8659<br>(part) <sup>4</sup> | The extension of the railway from the current loadout loop and the construction, development, maintenance, use and operation of a new loadout and siding, new haul roads, a 33 kilovolt branch power transmission line between Pannawonica and the existing power station, the establishment of service infrastructure and all ancillary installations and facilities thereto |
| Former<br>SL 3116/8661<br>(part) <sup>5</sup> | The extension of the railway from the current loadout loop and the construction, development, maintenance, use and operation of a new loadout and siding, new haul roads, a 33 kilovolt branch power transmission line between Pannawonica and the existing power station, the establishment of service infrastructure and all ancillary installations and facilities thereto |
| Former<br>SL 3116/8662<br>(part) <sup>6</sup> | The extension of the railway from the current loadout loop and the construction, development, maintenance, use and operation of a new loadout and siding, new haul roads, a 33 kilovolt branch power transmission line between Pannawonica and the existing power station, the establishment of service infrastructure and all ancillary installations and facilities thereto |

<sup>2</sup> To the extent not subject to the application of section 47B of the *Native Title Act* ie whole of UCL 2, part of UCL 5 not subject to AML 7000248, part of UCL 9 not subject to AML 7000248, whole of UCL 25, part of UCL 31 not subject to AML 7000248.

<sup>3</sup> To the extent not subject to the application of section 47B of the *Native Title Act* ie UCL 1, UCL 4, UCL 6, UCL 19, UCL 24, part of UCL 30 not subject to AML 7000248, UCL 32, UCL 44.

<sup>4</sup> To the extent not subject to the application of section 47B of the *Native Title Act* ie UCL 15, part of UCL 28 not subject to AML 7000248.

<sup>5</sup> To the extent not subject to the application of section 47B of the *Native Title Act* ie part of UCL 14 not subject to AML 7000248, UCL, UCL 27, UCL 38, UCL 43

<sup>6</sup> To the extent not subject to the application of section 47B of the *Native Title Act* ie part of UCL 35 not subject to AML 7000248, UCL 39.



### 3. Roads

The following dedicated roads, roads set aside, taken or resumed or roads which are to be considered public works (as that expression is defined in the *Native Title Act* and the *Titles Validation Act*):

| MapInfo ID.       | Description  | Shown on / in   |
|-------------------|--|---|
| Road 4            | Portion of Road No. 15215 (North West Coastal Hwy)   | GG: <sup>7</sup> 22/09/1978   |
| Road 5            | Road No. 2100  | GG: 13/10/1905; CPPs <sup>8</sup> : 503 141, 503 142, 503 143, 503 144, 503 145, 503 146 and 503 147        |
| Road 6            | Portion of Road No. 7692                             | GG: 08/04/1927 and 14/04/1927; CPPs: 503 145, 503 146 and 503 147   |
| Road 7            | Portion of Road No. 8469 (Mt Stuart / Red Hill Road) | GG: 04/04/1930 and 11/04/1930; CPPs: 503 145, 503 146 and 503 147   |
| Road 8            | Portion of Road No. 9294 (Red Hill Road).            | GG: 29/03/1934 and 13/04/1934; CPPs: 503 146 and 503 147  |
| Historical Road 1 | Portion of Road No. 388                              | GG: 31/08/1893 and 22/11/1994; CPPs: 506 012 and 506 013  |
| Historical Road 2 | Road No. 4286  | GG: 22/11/1994; CPPs: 506 009, 506 010, 506 011, 506 012 and 506 013  |
| Historical Road 3 | Road No. 6283  | GG: 30/01/1920, 06/02/1920, 27/03/1975 and 25/02/1994; CPPs: 503 143, 503 144, 503 145, 503 146 and 503 147 |
| Historical Road 4 | Portion of Road No. 7692                             | GG: 08/04/1927, 14/04/1927 and 25/02/1994; CPPs 503 145, 503 146, 503 147, 506 012 and 506 013              |
| Historical Road 5 | Portion of Road No. 8402                             | GG: 07/03/1930, 14/03/1930 and 25/02/1994; CPPs: 503 145, 503 146 and 503 147                               |
| Historical Road 6 | Portion of Road No. 8469                             | GG: 04/04/1930, 11/04/1930 and 25/02/1994; CPPs: 503 145, 503 146 and 503 147                               |
| Historical Road 7 | Portion of Road No. 9295                             | GG: 29/03/1934, 13/04/1934 and 25/02/1994; CPPs: 503 146 and 503 147  |

<sup>7</sup> Government Gazette

<sup>8</sup> Cancelled Public Plan