



# Extract from the National Native Title Register

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## Determination Information:

**Determination Reference:** Federal Court Number(s): QUD6115/1998  
NNTT Number: QCD2014/009

**Determination Name:** [Elizabeth Dempsey & Ors on behalf of the Bularnu Waluwarra & Wangkayujuru People v State of Queensland & Ors](#)

**Date(s) of Effect:** 27/05/2014

**Determination Outcome:** Native title exists in the entire determination area

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## Register Extract (pursuant to s. 193 of the *Native Title Act 1993*)

**Determination Date:** 27/05/2014

**Determining Body:** Federal Court of Australia

### ADDITIONAL INFORMATION:

Not Applicable

### REGISTERED NATIVE TITLE BODY CORPORATE:

Bularnu Waluwarra Wangkayujuru Aboriginal Corporation RNTBC  
Trustee Body Corporate  
47 Banks Crescent  
Sunset Queensland 4825

*Note: current contact details for the Registered Native Title Body Corporate are available from the Office of the Registrar of Indigenous Corporations [www.oric.gov.au](http://www.oric.gov.au)*

### COMMON LAW HOLDER(S) OF NATIVE TITLE:

1. The native title is held by the Bularnu, Waluwarra and Wangkayujuru People described in Schedule 3 ("the native title holders").

The native title holders are the Bularnu, Waluwarra and Wangkayujuru People. The Bularnu, Waluwarra and Wangkayujuru People are the descendants of the following people, including those who have been adopted by those people or their descendants in accordance with traditional law and custom:

(a) Charlie Toby and Jinnie;

- (b) Jack Wilde;
- (c) Nellie Lynch;
- (d) George (Snr) Catchinda;
- (e) Derby Daylight; or
- (f) Pipalkarinya.

**MATTERS DETERMINED:**

**THE COURT DETERMINES THAT:**

1. The Determination Area is the land and waters described in Schedule 1, and depicted in the plans attached to Schedule 1.
2. Native title exists in relation to those parts of the Determination Area described in Part 1 and Part 2 of Schedule 1.
3. The native title is held by the Bularnu, Waluwarra and Wangkayujuru People described in Schedule 3 ("the native title holders").
4. Subject to paragraphs 8, 9 and 10 below the nature and extent of the native title rights and interests in relation to the land and waters described in Part 1 of Schedule 1 are:
  - (a) other than in relation to Water, the rights to possession, occupation, use and enjoyment of the area to the exclusion of all others; and
  - (b) in relation to Water, the non-exclusive rights to:
    - (i) hunt, fish and gather from the Water of the area;
    - (ii) take and use the Natural Resources of the Water in the area; and
    - (iii) take and use the Water of the area,for personal, domestic and non-commercial communal purposes.
5. Subject to paragraphs 8, 9 and 10 below, the nature and extent of the native title rights and interests in relation to the land and waters described in Part 2 of Schedule 1 are the non-exclusive rights to:
  - (a) access, be present on, move about on and travel over the area;
  - (b) camp on the area and for that purpose, build temporary shelters;
  - (c) hunt, fish and gather on the land and waters of the area for personal, domestic and non-commercial communal purposes;
  - (d) take, use, share and exchange Natural Resources from the land and waters of the area for personal, domestic and non-commercial communal purposes;
  - (e) take and use the Water of the area for personal, domestic and non-commercial communal purposes;
  - (f) conduct spiritual, cultural and religious activities and ceremonies on the area;

- (g) be buried and bury native title holders within the area;
  - (h) maintain places of importance and areas of significance to the native title holders under their traditional laws and customs and protect those places and areas from harm;
  - (i) teach on the area the physical and spiritual attributes of the area;
  - (j) hold meetings on the area;
  - (k) light fires on the area for domestic purposes including cooking, but not for the purpose of hunting or clearing vegetation; and
  - (l) be accompanied on to the Determination Area by the Indjalandji-Dhidhanu law men who, though not native title holders, are people required by traditional law and custom for the performance of ceremonies related to the bushfire dreaming story on the Determination Area.
6. The native title rights and interests are subject to and exercisable in accordance with:
- (a) the Laws of the State and the Commonwealth;
  - (b) the traditional laws acknowledged and traditional customs observed by the native title holders; and
  - (c) the terms and conditions of the agreements referred to in paragraph 1 of Schedule 4.
7. The native title rights and interests referred to in paragraph 7 do not confer possession, occupation, use or enjoyment to the exclusion of all others.
8. There are no native title rights in or in relation to minerals as defined by the *Mineral Resources Act 1989* (Qld) and petroleum as defined by the *Petroleum Act 1923* (Qld) and the *Petroleum and Gas (Production and Safety) Act 2004* (Qld).
9. The nature and extent of any other interests in relation to the Determination Area (or respective parts thereof) are set out in Schedule 4.
10. The relationship between the native title rights and interests described in paragraph 6 and paragraph 7 and the other interests described in Schedule 4 (the "other interests") is that:
- (a) the other interests continue to have effect, and the rights conferred by or held under the other interests may be exercised notwithstanding the existence of the native title rights and interests;
  - (b) to the extent the other interests are inconsistent with the continued existence, enjoyment or exercise of the native title rights and interests in relation to the land and waters of the Determination Area, the native title continues to exist in its entirety but the native title rights and interests have no effect in relation to the other interests to the extent of the inconsistency for so long as the other interests exist; and
  - (c) the other interests and any activity that is required or permitted by or under, and done in accordance with, the other interests, prevail over the native title rights and interests and any exercise of the native title rights and interests but do not extinguish them except in accordance with law.

## DEFINITIONS AND INTERPRETATION

11. In this determination, unless the contrary intention appears:

**"External Boundary"** means the boundary described in Schedule 5;

**"land"** and **"waters"**, respectively, have the same meanings as in the *Native Title Act 1993* (Cth);

**"Laws of the State and the Commonwealth"** means the common law and the laws of the State of Queensland and the Commonwealth of Australia, and includes legislation, regulations, statutory instruments, local planning instruments and local laws;

**"Natural Resources"** means:

- (a) any animal, plant, fish and bird life found on or in the lands and waters of the Determination Area; and

(b) any clays, soil, sand, gravel or rock found on or below the surface of the Determination Area, that have traditionally been taken and used by the native title holders, but does not include:

- (a) animals that are the private personal property of another;
- (b) crops that are the private personal property of another; and
- (c) minerals as defined in the *Mineral Resources Act 1989* (Qld) or petroleum as defined in the *Petroleum Act 1923* (Qld) and the *Petroleum and Gas (Production and Safety) Act 2004* (Qld);

“Water” means:

- (a) water which flows, whether permanently or intermittently, within a river, creek or stream;
- (b) any natural collection of water, whether permanent or intermittent.

Other words and expressions used in this Determination have the same meanings as they have in Part 15 of the *Native Title Act 1993* (Cth).

#### PRESCRIBED BODY CORPORATE

12. The native title is held in trust by the Bularnu Waluwarra Wangkayujuru Aboriginal Corporation (ICN 7666), incorporated under the *Corporations (Aboriginal and Torres Strait Islander) Act 2006* (Cth).

13. The Bularnu Waluwarra Wangkayujuru Aboriginal Corporation (ICN 7666) is to:

- (a) be the prescribed body corporate for the purpose of ss 56(2)(b) and 56(3) of the *Native Title Act 1993* (Cth); and
- (b) perform the functions mentioned in s57(1) of the *Native Title Act 1993* (Cth) after becoming a registered native title body corporate.

### 1. Schedule 1 — DETERMINATION AREA

#### A. Description of Determination Area

The Determination Area comprises all of the land and waters within the External Boundary described in Parts 1 and 2 below, and depicted in the Determination Plan AP20081 and AP20082, excluding the areas described in Schedule 2.

Part 1 - Exclusive Areas, depicted in blue on the Determination Plan AP20081:

Area Description	Lot on Determination Plan
1. Lot 1 on Plan CT5	Lot 6 on AP20081

Part 2 - Non-Exclusive Areas, depicted in blue on the Determination plans AP20081 and AP20082:

<b>Area Description</b>	<b>Lot on Plan</b>
1. Lot 3 on PU17 (referred to as Thorner Station)	Part of Lot 5 on AP20081
2. Lot 6 on PU13 (Racecourse Reserve)	Part of Lot 5 on AP20081
3. Lot 8 on SP135892 (Camping and Water Reserve)	Part of Lot 5 on AP20081
4. Part of Lot 3 on SP117500 (referred to as Ardmore)	Part of Lot 5 on AP20081
5. Part of Lot 4 on SP117500 (referred to as Mungerabah)	Part of Lot 5 on AP20081
6. Lot 1 on WA10 (Bore Reserve)	Part of Lot 5 on AP20081
7. Lot 9 on PU839944 (referred to as Headingly)	Part of Lot 5 on AP20081
8. Lot 1857 on PH1803 (referred to as Oban)	Part of Lot 5 on AP20081
9. Lot 3254 on PH2225 (referred to as Binyeah)	Part of Lot 5 on AP20081
10. Lot 1 on PU3 (Water Supply Reserve)	Part of Lot 5 on AP20081
11. Lot 3 on PU9 (Bore Reserve)	Part of Lot 5 on AP20081
12. Part of Lot 16 on CW62 (referred to as Stradbroke)	Part of Lot 5 on
	AP20081 and part of Lot 6
	on AP20082
13. Lot 1 on WA5 (referred to as Suva Downs)	Part of Lot 5 on AP20081
14. Lot 3277 on PH1058 (referred to as Douglas Downs)	Part of Lot 5 on AP20081
15. Lot 3 on BM7 (referred to as Kallala)	Part of Lot 5 on AP20081
16. Lot 3371 on PH311 (referred to as Cranley)	Part of Lot 5 on AP20081
17. Lot 1 on CT837990 (referred to as Walgra)	Part of Lot 5 on AP20081
18. Lot 4 on CT838463 (referred to as Carandotta)	Part of Lot 5 on AP20081
19. Part of Lot 2312 on PH335 (referred to as Pituri)	Part of Lot 5 on AP20081
20. Part of Lot 394 on PH107 (referred to as Roxborough	
Downs)	Part of Lot 5 on AP20081
21. Road delineated by stations 2-6-5-3-2 on SP135892	Part of Lot 5 on AP20081
22. Part of Lot 16 on CW64 (referred to as Mount Guide)	Part of Lot 6 on AP20082
23. Part of Lot 7 on CW67 (referred to as Ashover)	Part of Lot 6 on AP20082
24. Part of Lot 2999 on PH1926 (referred to as Buckingham	
Downs)	Lot 7 on AP20082

### **Waters**

25. All of the waters within the External Boundary, subject to Schedule 2, including but not limited to;

- (a) Moonah Creek;
- (b) Yappo Creek;
- (c) Georgina River;
- (d) Pigeon Creek; and
- (e) Deep Creek.

## **B. Maps of Determination Area**

[See NNTR attachment 1: "Schedule 1 B - Maps of Determination Area"]

### **1. Schedule 2 — AREAS NOT FORMING PART OF THE DETERMINATION AREA**

#### **1. *Public Works Based Exclusions:***

(i) The land or waters on which any public work, as defined in s 253 of the *Native Title Act 1993* (Cth), is constructed, established or situated, and to which ss 23B(7) and 23C(2) of the *Native Title Act 1993* (Cth) and/or s 23B(7) of the *Native Title Act 1993* (Cth) and s 21 of the *Native Title (Queensland) Act 1993* (Qld), applies, together with any adjacent land or waters in accordance with s 251D of the *Native Title Act 1993* (Cth).

2. The waters situated within the area covered by any previous exclusive possession act as defined in the *Native Title Act 1993* (Cth).

### **1. Schedule 3 — NATIVE TITLE HOLDERS**

The native title holders are the Bularnu, Waluwarra and Wangkayujuru People. The Bularnu, Waluwarra and Wangkayujuru People are the descendants of the following people, including those who have been adopted by those people or their descendants in accordance with traditional law and custom:

- (a) Charlie Toby and Jinnie;
- (b) Jack Wilde;
- (c) Nellie Lynch;

- (d) George (Snr) Catchinda;
- (e) Derby Daylight; or
- (f) Pipalkarinya.

## 1. Schedule 4 — OTHER INTERESTS IN THE DETERMINATION AREA

The nature and extent of the other interests in relation to the Determination Area are the following as they exist as at the date of the determination:

1. The rights and interests of the parties under the following agreements and authorities:
  - (a) “Urandangie (Marmanya) Indigenous Land Use Agreement (Area Agreement)” between Eileen Jard and Elizabeth Dempsey, the State of Queensland and the Boulia Shire Council registered on the Register of Indigenous Land Use Agreements on 24 May 2002;
  - (b) “Urandangi Tenure Resolution Indigenous Land Use Agreement (Area Agreement)” between Elizabeth Dempsey, Marlene Speechley, Charles Page, David Riley, Mavis Sarmardin and Thelma Parker and the State of Queensland registered on the Register of Indigenous Land Use Agreements on 11 October 2013.
  - (c) “Kalkadoon and Waluwarra Peoples Backlog Exploration Permit Project Indigenous Land Use Agreement (Area Agreement)” registered on the Register of Indigenous Land Use Agreements on 22 March 2004;
  - (d) “Bularnu, Waluwarra and Wangkayujuru Peoples and Local Government ILUA” between Elizabeth Dempsey, Marlene Speechley, Charles Page, David Riley, Mavis Sarmardin and Thelma Parker, Mount Isa City Council, Cloncurry Shire Council and Boulia Shire Council registered on the Register of Indigenous Land Use Agreements on 21 May 2013.
2. The rights and interests of Southern Cross Fertilisers Pty Ltd under Mining Lease No. 5542.
3. The rights and interests of Mount Isa Mines Limited as the holder of exploration permits for minerals EPMs 15911 and 17297 granted under the *Mineral Resources Act 1989* (Qld).
4. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 July 1985 being Title Reference No. 17666116 comprising Lot 3 on PU17 and known locally as Thorner Station Pastoral

Lease.

5. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 April 1999 being Title Reference No. 40020668 comprising Lot 3 on SP117500 and known locally as Ardmore Pastoral Lease.
6. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 April 1999 being Title Reference No. 40020669 comprising Lot 4 on SP117500 and known locally as Mungerabah Pastoral Lease.
7. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 October 1984 being Title Reference No. 17666112 comprising Lot 9 on PU839944 and known locally as Headingly Pastoral Lease.
8. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 April 1982 being Title Reference No. 17666014 comprising Lot 1857 on PH1803 and known locally as Oban Pastoral Lease.
9. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 April 1956 being Title Reference No. 17666038 comprising Lot 3254 on PH2225 and known locally as Binyeah Pastoral Lease.
10. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 January 1985 being Title Reference No. 17669161 comprising Lot 16 on CW62 and known locally as Stradbroke Pastoral Lease.
11. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 April 1974 being Title Reference No. 17666040 comprising Lot 1 on WA5 and known locally as Suva Downs Pastoral Lease.
12. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 April 1974 being Title Reference No. 17669147 comprising Lot 3277 on PH1058 and known locally as Douglas Downs Pastoral Lease.
13. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 October 1984 being Title Reference No. 17666111 comprising Lot 3 on BM7 and known locally as Kallala Pastoral Lease.
14. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 July 1965 being Title Reference No. 17666041 comprising Lot 3371 on PH311 and known locally as Cranley Pastoral Lease.
15. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 October 1984 being Title Reference No. 17666113 comprising Lot 1 on CT837990 and known locally as Walgra Pastoral Lease.



16. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 April 1956 being Title Reference No. 17666008 comprising Lot 4 on CT838463 and known locally as Carandotta Pastoral Lease.

17. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 October 1965 being Title Reference No. 17666018 comprising Lot 2312 on PH335 and known locally as Pituri Pastoral Lease.

18. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 October 1964 being Title Reference No. 17663226 comprising Lot 394 on PH107 and known locally as Roxborough Downs Pastoral Lease.

19. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 April 1986 being Title Reference No. 17666114 comprising Lot 16 on CW64 and known locally as Mount Guide Pastoral Holding.

20. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 October 1986 being Title Reference No. 17666117 comprising Lot 7 on CW67 and known locally as Ashover Pastoral Holding.

21. The rights and interests of the lessee under the term lease for pastoral purposes dated 1 April 1983 being Title Reference No. 17666036 comprising Lot 2999 on PH1926 and known locally as Buckingham Downs Pastoral Holding.

22. The rights and interests of Telstra Corporation Limited ACN 051 775 556:

(a) as the owner or operator of telecommunications within the Determination Area;

(b) created pursuant to the *Post and Telegraph Act 1901* (Cth), the *Telecommunications Act 1975* (Cth), the *Australian Telecommunications Corporation Act 1989* (Cth), the *Telecommunications Act 1991* (Cth) and the *Telecommunications Act 1997* (Cth), including rights:

(i) to inspect land;

(ii) to install and operate telecommunication facilities; and

(iii) to alter, remove, replace, maintain, repair and ensure the proper functioning of its telecommunications facilities;

(c) for its employees, agents or contractors to access its telecommunications facilities; and

(d) under any licences, leases, access agreements or easements relating to its telecommunications facilities in the Determination Area, including the proposed Access Agreement between Elizabeth Dempsey, Marlene Speechley, Charles Page, David Riley, Mavis Sarmardin and Thelma Parker and Telstra Corporation Limited ACN 051 775 556 to be executed by the parties.

23. The rights and interests of the State of Queensland and the Boulia, Mt Isa and Cloncurry Shire Councils to access, use, operate, maintain and control the dedicated roads in the Determination Area and the rights and interests of the public to use and access the roads, including roads delineated by stations 2-6-5-3-2 on SP135892.

24. The rights and interests of Mt Isa, Boulia and Cloncurry Shire Councils:

(a) under their local government jurisdiction and functions under the *Local Government Act 2009* (Qld), under the *Land Protection (Pest and Stock Route Management) Act 2002* (Qld) and under any other legislation, for that part of the Determination Area within the area declared to be Council's local government area;

(b) as the:

(i) lessor under any leases which were validly entered into before the date on which these Orders are made and whether separately particularised in these Orders or not;

(ii) grantor of any licences or other rights and interests which were validly granted before the date on which these Orders were made and whether separately particularised in these Orders or not;

(iii) holder of any estate or interest in land and as trustee of any reserves, that exist in the Determination Area;

(c) as the owner and operator of infrastructure, and those facilities and other improvements located in the Determination Area validly constructed or established on or before the date on which these Orders are made, including but not limited to:

(i) dedicated roads operated by Council;

(ii) gravel pits operated by Council;

(iii) undedicated but constructed roads except for those not operated by Council;

(iv) water pipelines and water supply infrastructure;

- (v) drainage facilities;
  - (vi) cemetery and cemetery-related facilities; and
  - (vii) camping and holiday park facilities on an interest in land held by Council
- (d) to enter the land for the purposes described in paragraphs (a), (b) and (c) above by its employees, agents or contractors to:-
- (i) exercise any of the rights and interests referred to in paragraph 24 above;
  - (ii) inspect, maintain and repair the infrastructure, facilities and other improvements referred to in paragraph (c) above;
  - (iii) undertake operational activities in its capacity as a local government such as feral animal control, weed control, erosion control, waste management and fire management.

25. The rights and interests of the State of Queensland and any other person existing under or by reason of the force and operation of:

- (a) the *Nature Conservation Act 1992* (Qld) and any relevant regulations and conservation plans made under that Act, including but not limited to those relating to the use and management of protected areas;
- (b) the *Transport Infrastructure Act 1994* (Qld) and any relevant regulations made under that Act;
- (c) the *Integrated Planning Act 1997* (Qld) or the *Sustainable Planning Act 2009* (Qld) and any subordinate legislation, declarations or management plans made under those Acts;
- (d) the *Forestry Act 1959* (Qld) and any subordinate legislation, declarations or management plans made under that Act;
- (e) the *Fire and Rescue Services Act 1990* (Qld) and the *Ambulance Service Act 1991* (Qld) and any subordinate legislation or regulations made under those Acts; and
- (f) the *Fisheries Act 1994* (Qld) and relevant regulations, declarations and management plans made under that Act.
- (g) the *Land Act 1994* (Qld), and any relevant regulations or subordinate legislation made under that Act;

(h) the *Water Act 2000* (Qld) and any subordinate legislation, declarations or management plans made under that Act;

(i) the *Petroleum Act 1923* (Qld) and *Petroleum and Gas Act 2004* (Qld) and any subordinate legislation, declarations or management plans made under those Acts;

(j) the *Mineral Resources Act 1989* (Qld) and any subordinate legislation, declarations or management plans made under that Act;

(k) the *Transport Infrastructure Act 1994* (Qld) and any relevant regulations made under that Act.

26. The rights and interests of members of the public arising under the common law, including but not limited to the following:

(a) any subsisting public right to fish; and

(b) the public right to navigate.

27. So far as confirmed pursuant to s 212(2) of the *Native Title Act 1993* (Cth) and s 18 of the *Native Title Act (Queensland) Act 1993* (Qld) as at the date of this Determination, any existing public access to, and enjoyment of, the following places in the Determination Area:

(a) waterways;

(b) beds and banks or foreshores of waterways;

(c) stock routes; and

(d) areas that were public places at the end of 31 December 1993.

28. Any other rights and interests:

(a) held by the State of Queensland or Commonwealth of Australia; or

(b) existing by reason of the force and operation of the Laws of the State or the Commonwealth.

**1. Schedule 5 — EXTERNAL BOUNDARY**

Commencing at the westernmost south western corner of Lot 9 on PU839944 (Headingly Pastoral Holding), being a point on the Queensland - Northern Territory border, and extending northerly, generally north easterly and generally easterly along boundaries of that pastoral holding and northern boundaries Lot 1857 on PH1803 (Oban Pastoral Holding) to Longitude 139.139667° East; then northerly and generally easterly passing through the following coordinate points.

<b>Longitude ° East</b>	<b>Latitude ° South</b>
139.146504	20.941032
139.298104	20.951302
139.299638	20.928356

Then easterly to an eastern boundary of Lot 3 on SP117500 (Ardmore Pastoral Holding) at Latitude 20.934965° South and onwards to Longitude 139.403585° East, Latitude 20.935223° South, being a point on the western boundary of Native Title Determination QUD579/05 Kalkadoon People #4 (QC10/4); then generally southerly and south easterly along boundaries of that native title determination passing through the following coordinate points.

<b>Longitude ° East</b>	<b>Latitude ° South</b>
139.401279	20.942630
139.399649	20.953174
139.400053	20.962906
139.401674	20.973042
139.409391	20.983173
139.416296	20.990466
139.427673	20.992079
139.438645	20.990853
139.448400	20.987196
139.461811	20.984346
139.471855	20.976764
139.479575	20.973621
139.489328	20.974893
139.492988	20.980920

139.492991	20.986920
139.494212	20.991328
139.499900	20.990170
139.508842	20.995036
139.511689	21.000257
139.515348	21.004284
139.521442	21.001129
139.528756	20.999183
139.535665	21.000434
139.541761	21.001678
139.546461	21.006370
139.545850	21.008159
139.545316	21.009889
139.545927	21.013228
139.547163	21.015889
139.548277	21.018479
139.548399	21.020499
139.548887	21.022168
139.549818	21.023500
139.551527	21.023669

Then easterly, again along the boundary of that native title determination, along a line drawn to Longitude 139.554472° East, Latitude 21.024179° South to its intersection with the eastern boundary of Lot 16 on CW64 (Mount Guide Pastoral Holding); then generally southerly along eastern boundaries of that pastoral holding to its intersection with again the western boundary of Native Title Determination QUD579/05 Kalkadoon People #4 (QC10/4), being a point on a line joining Longitude 139.551906° East, Latitude 21.055493° South and Longitude 139.547166° East, Latitude 21.057864° South ; then generally southerly again along that native title determination passing through the following coordinate points.

<b>Longitude ° East</b>	<b>Latitude ° South</b>
139.547166	21.057864
139.544322	21.062130
139.539108	21.066870
139.536264	21.073980
139.536737	21.081565
139.540530	21.086779
139.546218	21.096260

Then south easterly, again along the boundary of that native title determination, along a line drawn to Longitude 139.552854° East, Latitude 21.101948° South, to its intersection with again the eastern boundary of Lot 16 on CW64 (Mount Guide Pastoral Holding); then southerly and generally north westerly along eastern and southern boundaries of that pastoral holding to a corner at Longitude 139.466077° East; then generally southerly passing through the following coordinate points.

<b>Longitude ° East</b>	<b>Latitude ° South</b>
139.461813	21.148786
139.468140	21.167502
139.481439	21.206028
139.487701	21.226324

Then again southerly to a point on the western boundary of Native Title Determination QUD579/05 Kalkadoon People #4 (QC10/4) at Latitude 21.261893° South; being a point on a line joining Longitude 139.497687° East, Latitude 21.255533° South and Longitude 139.495497° East, Latitude 21.267858° South; then southerly along the boundary of that native title determination, passing through Longitude 139.495497° East, Latitude 21.267858° South to Latitude 21.268485° South, being a point on a line extending to Longitude 139.495971° East, Latitude 21.276390° South; then generally south westerly passing the following coordinate points.

<b>Longitude ° East</b>	<b>Latitude ° South</b>
139.466839	21.363988
139.462344	21.401480
139.464132	21.435737
139.466495	21.472133
139.463735	21.518720
139.465037	21.525283
139.463840	21.525044
139.460463	21.525337
139.454004	21.527099
139.448572	21.526071
139.442554	21.525191
139.438003	21.526219
139.433400	21.530469
139.433874	21.536632
139.431503	21.543742
139.425341	21.558437
139.419652	21.568391

139.416334	21.571236
139.408275	21.578820
139.396900	21.591145
139.393107	21.598255
139.389315	21.605365
139.388367	21.620534
139.386470	21.635703
139.384100	21.637125
139.378886	21.640918
139.375568	21.646132
139.372723	21.657983
139.372250	21.669359
139.373198	21.685476
139.371302	21.689268
139.366562	21.690216
139.365496	21.689843
139.357081	21.686898
139.353289	21.682158
139.349022	21.679314
139.340964	21.676469
139.336698	21.680262
139.333379	21.690690
139.332431	21.696853
139.328165	21.699223
139.320106	21.698275
139.315841	21.704437
139.316789	21.710599
139.316315	21.719132
139.312996	21.725768
139.283132	21.740937
139.276496	21.746151
139.275074	21.754210
139.274600	21.758002
139.276496	21.760372



139.283132	21.757528
139.296405	21.754684
139.297353	21.761320
139.298301	21.768431
139.303989	21.782652
139.306359	21.792132
139.303989	21.801613
139.304464	21.807775
139.304464	21.816782
139.302094	21.821048
139.287873	21.831002
139.276970	21.834794
139.267963	21.838113
139.266067	21.843327
139.262749	21.857074
139.261802	21.863710
139.260854	21.869398
139.258483	21.871295
139.249003	21.870346
139.230515	21.874139
139.226723	21.875561
139.226249	21.877457
139.229567	21.880301
139.242366	21.885041
139.249951	21.889308
139.251847	21.899262
139.252795	21.909217
139.249476	21.914905
139.247106	21.925808
139.247580	21.929126
139.249002	21.936236
139.249476	21.942873
139.247106	21.949035
139.247106	21.955672

139.256112	21.965626
139.261327	21.967996

Then easterly to the western boundary of Lot 2999 on PH1926 (Buckingham Downs Pastoral Holding) at Latitude 21.968494° South; then southerly along the western boundary of that lot to Latitude 21.968915° South; then generally south easterly passing through the following coordinates points.

<b>Longitude ° East</b>	<b>Latitude ° South</b>
139.288347	21.967989
139.294982	21.970833
139.309203	21.971781
139.320106	21.972255
139.327216	21.972255
139.336697	21.968937
139.347126	21.967989
139.357081	21.967040
139.362769	21.967514
139.374620	21.978891
139.387892	21.999748
139.415639	21.998420
139.432726	22.000041
139.452865	22.001661
139.462013	22.005441
139.485803	22.013541
139.498701	22.013835
139.517337	22.015767
139.535970	22.022837
139.553960	22.030548
139.576447	22.041471
139.597650	22.050468

Then easterly to the western boundary of the Diamantina Developmental Road at Latitude 22.051459° South; then southerly along that boundary of that road to the centre line of Pigeon Creek; then generally south westerly along the centre line of that creek to its intersection with an unnamed tributary at Latitude 22.146270° South; then generally south westerly and generally southerly along the centre line of that unnamed tributary to the centre line of another unnamed tributary at Latitude 22.162680° South; then generally south easterly along the centre line of that tributary to its source at Latitude 22.184890° South; then southerly to the centre line of Deep Creek at Latitude 22.277800° South; then generally southerly along the centre line of that creek to the southern

boundary of again Lot 2999 on PH1926 (Buckingham Downs Pastoral Holding), then generally westerly and generally south westerly along the southern boundaries of that pastoral holding, the south eastern boundaries of Lot 4 on SP1175000 (Ardmore Pastoral Holding) and the eastern boundary of Lot 394 on PH107 (Roxborough Downs Pastoral Holding) to Latitude 22.540390° South; being a point on the watershed of Sandy Creek; then generally south westerly along that watershed passing though the following coordinate points.

<b>Longitude ° East</b>	<b>Latitude ° South</b>
139.137074	22.543601
139.129758	22.556308
139.108196	22.565934
139.098963	22.578011
139.081425	22.592738
139.075132	22.606527
139.062547	22.610544
139.060673	22.620049

Then southerly to a point on a southern boundary of again Lot 394 on PH107 (Roxborough Downs Pastoral Holding) at Longitude 139.056456° East; then westerly along the southern boundary of that pastoral holding to the north western corner of Lot 3 on AM805052 (Marion Downs Pastoral Holding); then generally north westerly and generally westerly passing though the following coordinate points.

<b>Longitude ° East</b>	<b>Latitude ° South</b>
139.008007	22.618974
138.987379	22.597204
138.939181	22.579970
138.888990	22.565183
138.818681	22.582972
138.741628	22.556193

Then westerly to a point on the south western boundary of again Lot 394 on PH107 (Roxborough Downs Pastoral Holding) at Longitude 138.696686° East; then generally north westerly and north easterly along boundaries of that pastoral holding to the boundary of Lot 2312 on PH335 (Pituri Pastoral Holding); then generally westerly along southern boundaries of that pastoral holding to an eastern corner at Latitude 22.456014° South, being a point on the watershed of Pituri Creek; then generally north westerly along the southern watershed of Pituri Creek passing though coordinate point Longitude 138.139514° East, Latitude 22.449741° South to a point on the western external boundary of Lot 2312 on plan PH335 (Pituri Pastoral Holding) at Latitude 22.363479° South, being a point on the Queensland - Northern Territory border; then northerly along that border back to the commencement point.

#### **REGISTER ATTACHMENTS:**

1. Schedule 1 B - Maps of Determination Area, 16 pages - A3, 27/05/2014

*Note: The National Native Title Register may, in accordance with s. 195 of the Native Title Act 1993, contain confidential information that will not appear on the Extract.*