

SCHEDULE FOUR

OTHER INTERESTS (PARAGRAPH 7)

The nature and extent of the Other Interests in relation to the Determination Area as at the date of this determination are:

1. Reserves

- (a) The following reserves:

Reserve No	Purpose
Reserve 479	Water & Stopping Place for Travellers & Stock
Reserve 480	Watering & Stopping Place for Travellers & Stock
Reserve 1807	Resting Place for Travellers & Stock
Reserve 2048	Stopping Place for Travellers & Stock
Reserve 2252	Public Utility
Reserve 2253	Trades Hall
Reserve 2254	Public Utility
Reserve 2258	Public Utility
Reserve 2259	Public Utility
Reserve 2613	Church Site Methodist
Reserve 2638	Parkland
Reserve 3144	Public Utility
Reserve 3145	Public Utility
Reserve 3146	Public Utility
Reserve 3147	Public Utility
Reserve 3148	Public Utility
Reserve 3149	Public Utility
Reserve 3150	Post & Telegraph Office
Reserve 3157	Public Utility
Reserve 3158	Public Utility
Reserve 3916	Cemetery
Reserve 3966	Recreation
Reserve 3967	Miners Institute
Reserve 4614	Water
Reserve 5752	Racecourse
Reserve 6476	Rubbish Disposal Site
Reserve 6836	Water
Reserve 6978	Recreation
Reserve 6979	Sanitary Depot
Reserve 6980	Cemetery
Reserve 7060	Rubbish Depot
Reserve 7273	Common
Reserve 7274	Common
Reserve 7329	Sanitary Depot

Reserve 7356	Common
Reserve 7357	Post Office
Reserve 7358	Public Buildings
Reserve 7755	Water Act 57 Vic No 20
Reserve 7989	Water Act 57 Vic No 20
Reserve 8601	Preservation of Buildings
Reserve 8632	Water Act 57 Vic No 20
Reserve 8885	Water Act 57 Vic No 20
Reserve 9279	Railway Purpose
Reserve 9469	Common
Reserve 9645	Water
Reserve 9698	Fortescue Cue Stock Route
Reserve 9699	Peak Hill Stock Route
Reserve 9700	De Grey Peak Hill Stock Route
Reserve 9701	De Grey Mullewa Stock Route
Reserve 10005	Rubbish Depot
Reserve 10367	Wandry Springs Cue Stock Route
Reserve 10549	Water Act 57 Vic No 20
Reserve 10633 (part) ⁴	Recreation
Reserve 10951	Water
Reserve 11546	Water Act 57 Vic No 20
Reserve 12300	Vermin Proof Fence
Reserve 12394	Water Act 57 Vic No 20
Reserve 12395	Water Act 57 Vic No 20
Reserve 12460	Recreation
Reserve 12813	Water
Reserve 12814	Water
Reserve 12815	Water
Reserve 12816	Water
Reserve 12817	Water
Reserve 12818	Water
Reserve 12821	Water
Reserve 12867	Water
Reserve 12868	Water
Reserve 12869	Water
Reserve 13704	Water Act 57 Vic No 20
Reserve 13705	Water Act 57 Vic No 20
Reserve 13805	Recreation & Timber
Reserve 15111	Common
Reserve 15154	Water
Reserve 15791	Sanitary
Reserve 15792	Rubbish Disposal Site

⁴ Limited to the area not vested in the Minister for Water Resources under s 33 of the *Land Act 1933* (WA) (repealed) by Order in Council published in the *Government Gazette* on 1 August 1980 (p.2540).

Reserve 16360	Stock Route
Reserve 17017	Depot Site
Reserve 17288	Common
Reserve 17305	Camping
Reserve 18339	Stock Route
Reserve 19807	Water
Reserve 21608	Cemetery
Reserve 21692	Common
Reserve 23007	Memorial Site
Reserve 41051	National Park
Reserve 41537	Repeater Station Site
Reserve 43095	Regenerator Site
Reserve 43135	Regenerator Site
Reserve 48388	Cemetery
Reserve 48391	Power Station and Water Supply
Reserve 48494	Rabbit Proof Fence No 3

- (b) The rights and interests of persons who have the care, control and management of the reserves identified in subclause (a) above;
- (c) The rights and interests of persons entitled to access and use the reserves identified in subclause (a) above for the respective purposes for which they are reserved, subject to any statutory limitations upon those rights; and

2. Pastoral Leases

- (a) The following pastoral leases and the rights and interests of the holders from time to time of those pastoral leases:

Station Name	Pastoral Lease No
Annean	PL N050577
	PL N050578
Austin Downs	PL N050063
Ballythunna	PL N050597
Beebyn	PL N049894
Beringarra	PL N050464
Bidgemia	PL N050619
Billabalong	PL N050610
Boogardie	PL N050334
Boolarady	PL N049598
Byro	PL N050480
Carey Downs	PL N049939
	PL N049940
Carlaminda	PL N049978
Coodardy	PL N049528
Curbur	PL N049555
Dairy Creek	PL N049962
Dalgety Downs	PL N049561

	PL N049565
Dooley Downs	PL N050044
Errabiddy	PL N050202
Gabyon	PL N050549
Glen	PL N049786
Glenburgh	PL N050258
Innouendy	PL N049831
Jingemarra	PL N050613
Judal	PL N050590
	PL N050591
Kalli	PL N049407
Killara	PL N050070
Koonmarra	PL N050205
Landor	PL N050628
	PL N050627
Madoonga	PL N049446
Meeberrie	PL N050085
Meka	PL N049763
Melangata	PL N049474
Mileura	PL N050539
Milly Milly	PL N050465
Mooloo Downs	PL N050254
Moorarie	PL N049722
Murgoo	PL N049502
Mt Augustus	PL N050129
Mt Clere	PL N050144
Mt Gould	PL N050153
Mt Farmer	PL N049434
Mt Narryer	PL N050493
Mt Padbury	PL N049452
Mt Phillip	PL N050303
Nallan	PL N050030
New Forest	PL N050041
Nookawarra	PL N054187
Pingandy	PL N050510
Sherwood	PL N049924
Twin Peaks	PL N049857
Wanna	PL N049430
Wooleen	PL N049906
Yallalong	PL N049486
Yarlaweelor	PL N049926
Yinnetharra	PL N050304
Yoothapina	PL N049522
	PL N049516

- (b) Any rights and obligations of the pastoralists pursuant to the pastoral leases referred to in subparagraph (a) above to adopt and exercise best practice management of the pasture and vegetation resources, livestock and soils

within the boundaries of the pastoral leases in order to manage stock and for the management, conservation and regeneration of pasture for permitted uses.

3. Leases

- (a) General Lease L139058 over Lot 502 on Deposited Plan 55945 dated and registered on 13 November 2009, being a lease granted to Commonwealth Scientific and Industrial Research Organisation (ABN 41 687 119 230) pursuant to the Murchison Radio-astronomy Observatory Agreement (entered on the Register of Indigenous Land Use Agreements on 13 November 2009), including the rights and interests of the holders of that lease from time to time.
- (b) Road Lease M 714636 over Lot 561 on Deposited Plan 76718 dated 21 July 2014 and registered on 23 July 2014.

4. Roads

- (a) The following roads:

Tenure ID	Road
ROAD 009	Great Northern Highway Road Widening
ROAD 011	Murchison Settlement
ROAD 013	Public Road No 2854
ROAD 014	Public Road 5463
ROAD 151	Cue-Dalgaranga Rd
ROAD 152	Miners Pass Rd

- (b) The rights and interests of persons who have the care, control and management of the roads identified in subclause (a) above; and
- (c) The rights and interests of persons entitled to access and use the roads identified in subclause (a) above subject to any statutory limitations upon those rights.

5. Mining Tenements and Petroleum Interests

- (a) The following mining tenements under the *Mining Act 1904* (WA) (repealed) and the *Mining Act 1978* (WA) and the rights and interests of the holders from time to time of those mining tenements:

- (i) **Mining Leases**

M 9/28
M 9/58
M 9/148
M 20/16

M 20/17
M 20/21
M 20/22
M 20/31
M 20/46
M 20/50
M 20/78
M 20/91
M 20/98
M 20/99
M 20/102
M 20/103
M 20/104
M 20/105
M 20/118
M 20/128
M 20/129
M 20/160
M 20/171
M 20/192
M 20/197
M 20/202
M 20/218
M 20/246
M 20/252
M 20/256
M 20/275
M 20/286
M 20/288
M 20/292
M 20/293
M 20/297
M 20/299
M 20/301
M 20/305
M 20/307
M 20/311
M 20/327
M 20/332
M 20/333
M 20/354
M 20/360
M 20/392
M 20/402
M 20/403
M 20/418
M 20/419
M 20/435

M 20/456
M 20/494
M 20/503
M 20/506
M 20/513
M 20/518
M 20/520
M 21/7
M 21/74
M 21/86
M 21/94
M 21/95
M 21/102
M 21/125
M 21/143
M 51/6
M 51/12
M 51/27
M 51/28
M 51/31
M 51/33
M 51/35
M 51/38
M 51/39
M 51/40
M 51/51
M 51/53
M 51/62
M 51/75
M 51/79
M 51/91
M 51/96
M 51/121
M 51/122
M 51/132
M 51/134
M 51/161
M 51/180
M 51/187
M 51/190
M 51/199
M 51/203
M 51/209
M 51/211
M 51/280
M 51/281
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M 51/738
M 51/740
M 51/780
M 51/782
M 51/783
M 51/784
M 51/793
M 51/794
M 51/795
M 51/805
M 51/811
M 51/819
M 51/820
M 51/834
M 51/835
M 51/847
M 51/869
M 51/871
M 51/872
M 51/873
M 51/874
M 51/875
M 51/876
M 52/58
M 52/106
M 52/236
M 59/45
M 59/138
M 59/208

(ii) General Purpose Leases

G 20/1
G 20/2
G 20/3
G 20/11
G 20/16
G 20/17
G 20/20
G 51/9
G 51/28

(iii) Exploration Licences

E 8/2712
E 9/1323
E 9/1325

E 9/1507
E 9/1552
E 9/1618
E 9/1637
E 9/1639
E 9/1640
E 9/1641
E 9/1676
E 9/1764
E 9/1781
E 9/1865
E 9/1866
E 9/1938
E 9/1985
E 9/2025
E 9/2062
E 9/2079
E 9/2096
E 9/2099
E 9/2100
E 9/2101
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E 9/2208
E 20/422
E 20/457
E 20/458
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E 20/492
E 20/546
E 20/625
E 20/627
E 20/633
E 20/634
E 20/635
E 20/641
E 20/727
E 20/742
E 20/753
E 20/789
E 20/830
E 20/840
E 20/842
E 20/844-I
E 20/851
E 20/854
E 20/871
E 20/873
E 20/876-I
E 20/877-I
E 20/885
E 20/894
E 20/897
E 20/900
E 20/901
E 20/907
E 21/195
E 21/196
E 51/906

E 51/907
E 51/1033
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E 52/2509
E 52/2840
E 52/2880
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E 52/3001
E 52/3045
E 52/3048
E 52/3064
E 52/3250
E 52/3273
E 52/3330
E 52/3339
E 52/3392
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E 52/3403
E 52/3452
E 59/999
E 59/1709
E 59/1904
E 59/1905
E 59/1906
E 59/2053
E 59/2089
E 59/2150
E 59/2167
E 59/2175
E 59/2195

(iv) Miscellaneous Licences

L 9/20
L 9/28
L 9/29
L 9/33
L 9/34
L 9/35
L 20/21
L 20/38
L 20/39
L 20/40
L 20/41
L 20/52
L 20/53

L 20/54
L 20/58
L 20/59
L 20/67
L 20/69
L 21/14
L 51/18
L 51/33
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L 51/71
L 51/79
L 51/84
L 51/85
L 51/87
L 51/88
L 51/89
L 51/94
L 51/95
L 52/68
L 52/107
L 52/111
L 52/139
L 52/158
L 59/40
L 59/141
L 59/142
L 59/152

(v) **Prospecting Licences**

P 20/1988
P 20/1989
P 20/2005
P 20/2006
P 20/2007
P 20/2009
P 20/2025
P 20/2027
P 20/2030
P 20/2031
P 20/2045
P 20/2053
P 20/2081
P 20/2088
P 20/2089
P 20/2093

P 20/2095
P 20/2096
P 20/2108
P 20/2109
P 20/2110
P 20/2111
P 20/2112
P 20/2113
P 20/2114
P 20/2115
P 20/2116
P 20/2134
P 20/2153
P 20/2160
P 20/2165
P 20/2166
P 20/2174
P 20/2175
P 20/2176
P 20/2177
P 20/2179
P 20/2208
P 20/2211
P 20/2212
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P 20/2221
P 20/2222
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P 20/2237
P 20/2239
P 20/2242
P 20/2244
P 20/2245
P 20/2246
P 20/2247
P 20/2248
P 20/2249
P 20/2250
P 20/2252

P 20/2253
P 20/2277
P 20/2278
P 20/2281
P 20/2282
P 20/2286
P 20/2287
P 20/2291-S
P 21/712
P 21/718
P 21/719
P 21/720
P 21/721
P 21/722
P 21/723
P 21/724
P 21/742
P 51/2539
P 51/2551
P 51/2570
P 51/2578
P 51/2579
P 51/2629
P 51/2716
P 51/2730
P 51/2760
P 51/2761
P 51/2762
P 51/2763
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P 51/2781
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P 51/2800
P 51/2801
P 51/2802
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P 51/2960
P 51/2961
P 51/2962
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P 51/2966
P 51/2976-S
P 51/2993
P 52/1514
P 59/1772
P 59/1775
P 59/1776
P 59/2027
P 59/2082

(vi) Temporary Reserves

TR 70/3902

(vii) Retention Licences

R 21/1
R 51/2

- (b) The following pipeline licence under the *Petroleum Pipelines Act 1969* (WA) and the rights and interests of the holders from time to time of that pipeline licence:

PL 89

6. Access to Mining and Petroleum Areas

- (a) Without limiting the operation of any other clause in Schedule Four, but subject to clause (1)(b) below, the rights of the holders from time to time of a mining tenement or petroleum interest referred to in clause 5 of Schedule Four to use (including by servants, agents and contractors) such portions of existing roads and tracks in the Part A Determination Area as necessary to have access

to the area the subject of the mining tenement or petroleum interest for the purposes of exercising the rights granted by that tenement or interest.

- (b) Nothing in clause (1)(a) above allows any upgrade, extension, widening or other improvement to the road or track other than work done to maintain it in reasonable repair and in order to leave it in substantially the same condition as it was prior to its use pursuant to clause (1)(a).

7. Other

The following rights and interests:

- (a) Rights and interests, including licences and permits, granted by the Crown in right of the State or of the Commonwealth pursuant to statute or otherwise in the exercise of its executive power and any regulations made pursuant to such legislation.
- (b) Rights and interests held by reason of the force and operation of the laws of the State or of the Commonwealth, including but not limited to, the force and operation of the *Rights in Water and Irrigation Act 1914* (WA).
- (c) Rights and interests of members of the public arising under the common law, including but not limited to:
 - (i) the public right to fish;
 - (ii) the public right to navigate; and
 - (iii) the right of any person to use and enjoy any roads in the Part A Determination Area (subject to the laws of the State) over which, as at the date of this determination, members of the public have a right of access under the common law including but not limited to the following roads shown generally on the maps in Schedule Two and described in the Legend as "Named Roads":
 - A. Annean Road;
 - B. Beebyn-Glen Road;
 - C. Belele-Judal Road;
 - D. Beringarra-Byro Road;
 - E. Beringarra-Cue Road;
 - F. Beringarra-Mount Gould Road;

- G. Boolardy-Wooleen Road;
- H. Byro-Woodleigh Road;
- I. Butchers Track;
- J. Carnarvon-Mullewa Road;
- K. Cobra-Mount Augustus Road;
- L. Coodardy-Noondie Road;
- M. Cue-Dalgaranga Road;
- N. Dalgaranga Road;
- O. Dalgety Downs-Landor Road;
- P. Dooley Downs Road;
- Q. Erong Road;
- R. Jingemarra-Murgoo Road;
- S. Kalli Road;
- T. Kalli-Mileura Road;
- U. Kalli-Roderick Road;
- V. Landor-Meekatharra Road;
- W. Landor-Mount Augustus Road;
- X. Manfred Road;
- Y. Meeberrie-Wooleen Road;
- Z. Meekatharra-Mount Clere Road;
- AA. Meka-Noondie Road;
- BB. Melangata Road;
- CC. Mileura-Nookawarra Road;
- DD. Mileura-Mount Hale Road;
- EE. Mount Augustus-Woodlands Road;
- FF. Mount Wittenoom Road;
- GG. Muggon Road;
- HH. Poona Road;
- II. Twin Peaks-Wooleen Road;

- JJ. Waldburg Road;
- KK. Woogalong Road; and
- LL. Yalbra Road.

- (d) The right to access the Part A Determination Area by:
 - (i) an employee, agent or instrumentality of the State;
 - (ii) an employee, agent or instrumentality of the Commonwealth;
 - (iii) an employee, agent or instrumentality of any local government authority,as required in the performance of his or her statutory or common law duty.
- (e) The rights and interests of Telstra Corporation Limited (ACN 051 775 556):
 - (i) as the owner or operator of telecommunications facilities within the Part A Determination Area;
 - (ii) 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:
 - (iii) to inspect land;
 - (iv) to install and operate telecommunications facilities; and
 - (v) to alter, remove, replace, maintain, repair and ensure the proper functioning of its telecommunications facilities;
 - (vi) for its employees, agents or contractors to access its telecommunications facilities in and in the vicinity of the Part A Determination Area in performance of their duties; and
 - (vii) under any lease, licence, access agreement or easement relating to its telecommunications facilities in the Part A Determination Area.
- (f) So far as confirmed pursuant to s 212(2) of the *Native Title Act* and s 14 of the *Titles (Validation) and Native Title (Effect of Past Acts) Act 1995* (WA) as at the date of this Determination, any existing public access to, and enjoyment of, the following places in the Part A Determination Area:
 - (i) waterways;

- (ii) beds and banks or foreshores of waterways;
 - (iii) stock routes; and
 - (iv) areas that were public places at the end of 31 December 1993.
- (g) Any other:
- (i) legal or equitable estate or interest in the land or waters; or
 - (ii) any other right (including a right under an option and a right of redemption), charge, power or privilege over, or in connection with:
 - (iii) the land or waters; or
 - (iv) an estate or interest in the land or waters; or
 - (v) restriction on the use of the land or waters, whether or not annexed to other land or waters.