

SCHEDULE THREE
AREAS WHERE NATIVE TITLE DOES NOT EXIST (Paragraph 2)

Native title does not exist in relation to land and waters the subject of the following interests within the Determination Area which, with the exception of public works (as described in clause 4 of this Schedule), are generally shown as shaded in pink on the maps at Schedule Two:

1. Reserves

Reserve No.	Current / Last Purpose
43152	Regenerator site

2. Leases

Lease No.	Current / Last Purpose
GE I123402 (3116/6038)	Laying out, development, construction, provision, operation of, and use as (i) a quarry for the production of railway ballast; (ii) stockpile area for the storage of the said railway ballast and other materials and equipment; and (iii) site for maintenance and construction workers' accommodation, workshops and ancillary facilities for the requirements of the lessees in the operation and maintenance of the railway constructed pursuant to the <i>Iron Ore (Mount Newman) Agreement Act 1964 (WA)</i>
GE I154279 (3116/3687)	Construction, development, maintenance, use and operation of a railway and ancillary installations and facilities including a service road between the mine townsite and port pursuant, and subject to, the proposals of the lessees under the agreement approved by the <i>Iron Ore (Mount Newman) Agreement Act 1964 (WA)</i>
GE N105667 (3116/4028)	Construction, development, maintenance, use and operation pursuant to the <i>Iron Ore (Mount Newman) Agreement Act 1964 (WA)</i> of radio communications and ancillary installations and facilities thereto between the mine and the port
3116/02717	Grazing

3116/03693 (part) ¹	Construction, development, maintenance, use and operation, pursuant to the <i>Iron Ore (Mount Newman) Agreement Act 1964</i> (WA), of radio communications and ancillary installations and facilities thereto between the mine and the port
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3. Roads

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) and Native Title (Effect of Past Acts) Act 1995* (WA)), including the following:

MapInfo ID	Description	Shown in
ROAD 02	Road No. 9178	Government Gazette dated 24/03/1933 and Public Plan 503165 cancelled on 16/07/1965
ROAD 07	Road No. 9168	Government Gazette dated 03/03/1933 and Public Plan 503165 cancelled on 16/07/1965
ROAD 09	Road No. 9167	Government Gazette dated 03/03/1933 and Public Plan 503165 cancelled on 16/07/1965
ROAD 10	Road No. 7345	Government Gazettes dated 29/05/1925 and 05/06/1925 and shown on Map SF 50-8 Marble Bar 1:250 000
ROAD 11	Road No. 10501	Government Gazette dated 25/10/1957 and Public Plan 503165 cancelled on 16/07/1965
ROAD 14	Road No. 00762	Government Gazette dated 02/12/1898 and cancelled Public Plan 503163
ROAD 15	Road No. 00389	Government Gazettes dated 31/08/1893, 07/06/1895, 01/04/1977 and 14/09/1979 and shown on Public Plan 503154 cancelled on 12/06/1952 and Public Plan 503165 cancelled on 16/07/1965
ROAD 17	Road No. 3857	Government Gazettes dated 01/04/1977 and 14/09/1979 and Deposited Plan 213166

¹ To the extent extinguishment has not been disregarded pursuant to s 47A of the *Native Title Act*: see clause 8 and Schedule Five.

4. Public Works

Any other public works as that expression is defined in the *Native Title Act* and the *Titles (Validation) and Native Title (Effect of Past Acts) Act 1995 (WA)* (including the land and waters on which a public work is constructed, established or situated as described in s 251D of the *Native Title Act*) and to which s 12J of the *Titles (Validation) and Native Title (Effect of Past Acts) Act 1995 (WA)* or s 23C(2) of the *Native Title Act* applies.