

SCHEDULE 1

Part 2 – Plans of the Agreement Area (attached)

Land Title Act 1994 ; Land Act 1994
Form 21 Version 4

SURVEY PLAN

Sheet 1 of 12

*Area of new road
(7.3.10a.10.7) 54.6 ha*

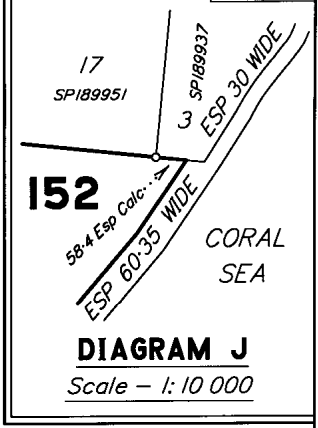
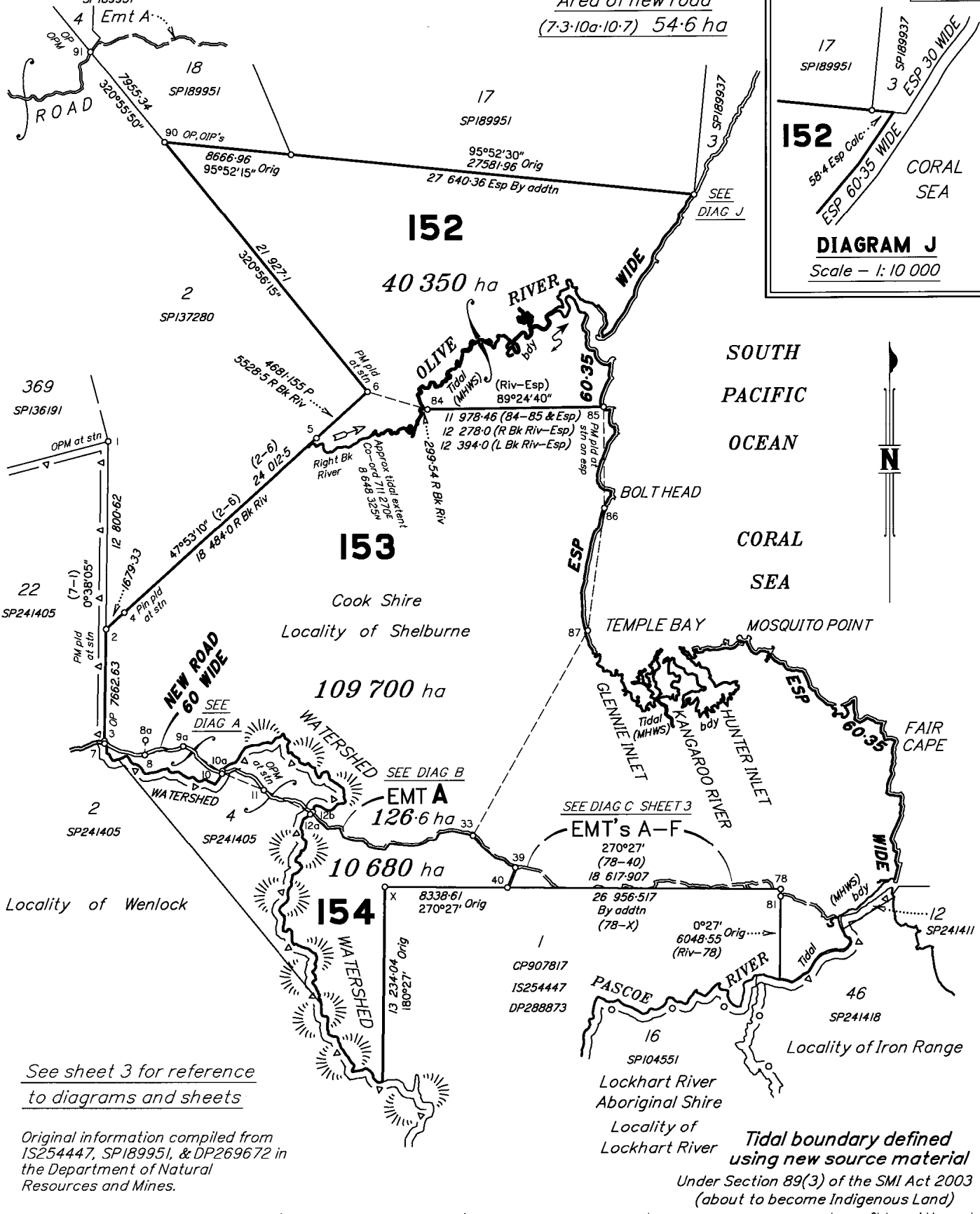


DIAGRAM J
Scale – 1:10 000




*See sheet 3 for reference
to diagrams and sheets*

*Original information compiled from
IS254447, SPI89951, & DP269672 in
the Department of Natural
Resources and Mines.*

**Tidal boundary defined
using new source material**
Under Section 89(3) of the SMI Act 2003
(about to become Indigenous Land)

*I, Lyle van Tienhoven hereby certify that the land
comprised in this plan was surveyed by me
personally, and by Leslie Clyde Fehlhaber, Ian William
Honor and Jeffrey John Pickford, Cadastral Surveyors
for whose work I accept responsibility and that the
plan is accurate, that the said survey was performed
in accordance with the Survey and Mapping
Infrastructure Act 2003 and Surveyors Act 2003 and
associated Regulations and Standards and that the
said survey was completed on 28.11.2016.*

Lyle van Tienhoven
Cadastral Surveyor Date 06.03.2017

Plan of Lots 152 – 154 & Proposed Easements A-F in Lot 153 Cancelling Lot 152 on SPI171834 and Lot 15 on SP288870		Scale: 1:250000 Format: STANDARD
LOCAL GOVERNMENT: Cook Shire Council LOCALITY: Shelburne		 SP288864
Meridian: MGA (Zone 54) vide GNSS obser'n	Survey Records No	

Land Title Act 1994 ; Land Act 1994
 Form 21B Version 1

717880236

CS 495

NO FEE
 06/03/2017 16:15

WARNING : Folded or Mutilated Plans will not be accepted.
Plans may be rolled.
Information may not be placed in the outer margins.

Sheet **2** of **12**

5. Lodged by
 DEPARTMENT OF ABORIGINAL and TORRES STRAIT
 ISLANDER PARTNERSHIPS - CYPTRP
 P.O. BOX 4597, CAIRNS, QLD, 4870
 ACTION OFFICER:- NICOLE BATT PH: (07) 40365621
 ELVAS REF:- 2016/005267

(Include address, phone number, reference, and Lodger Code) **CS 2341**

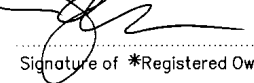
1. Certificate of Registered Owners or Lessees.

I/We The State of Queensland (Represented by
National Parks, Sports and Racing -
Nature Conservation Act 1992)

(Names in full)

* as Registered Owners of this land agree to this plan and dedicate the Public Use Land as shown hereon in accordance with Section 50 of the Land Title Act 1994.

* as Lessees of this land agree to this plan.


 Signature of *Registered Owners *Lessees **IAN JAMES NEWMAN**
 Acting Executive Director, QPAWS 06/03/2017.

* Rule out whichever is inapplicable

2. Planning Body Approval.

*
 hereby approves this plan in accordance with the :
 %

Dated this day of

..... #

..... #

* Insert the name of the Planning Body. % Insert applicable approving legislation.
 # Insert designation of signatory or delegation

3. Plans with Community Management Statement :

CMS Number :
 Name :

4. References :

Dept File :
 Local Govt :
 Surveyor : **CNS 784**

6. Existing		Created		
Title Reference	Description	New Lots	Road	Secondary Interests
47043458	Lot 152 on SP171834	152-154	New rd	Emts A-F
47046864	Lot 15 on SP288870	153	-	-

7. Orig Grant Allocation :

Lots	Orig

8. Passed & Endorsed :
 Department of
 By: *Natural Resources and Mines*
 Date: *6th March 2017*
 Signed: *Neil for CMS approval*
 Designation: *CADASTRAL SURVEYOR*

9. Building Format Plans only.
 I certify that :
 * As far as it is practical to determine, no part of the building shown on this plan encroaches onto adjoining lots or road;
 * Part of the building shown on this plan encroaches onto adjoining * lots and road

Cadastral Surveyor/Director * Date
 *delete words not required

10. Lodgement Fees : **NO FEE STATE INITIATED ACTION**

Survey Deposit	\$
Lodgement	\$
..... New Titles	\$
Photocopy	\$
Postage	\$
TOTAL	\$

11. Insert Plan Number **SP288864**

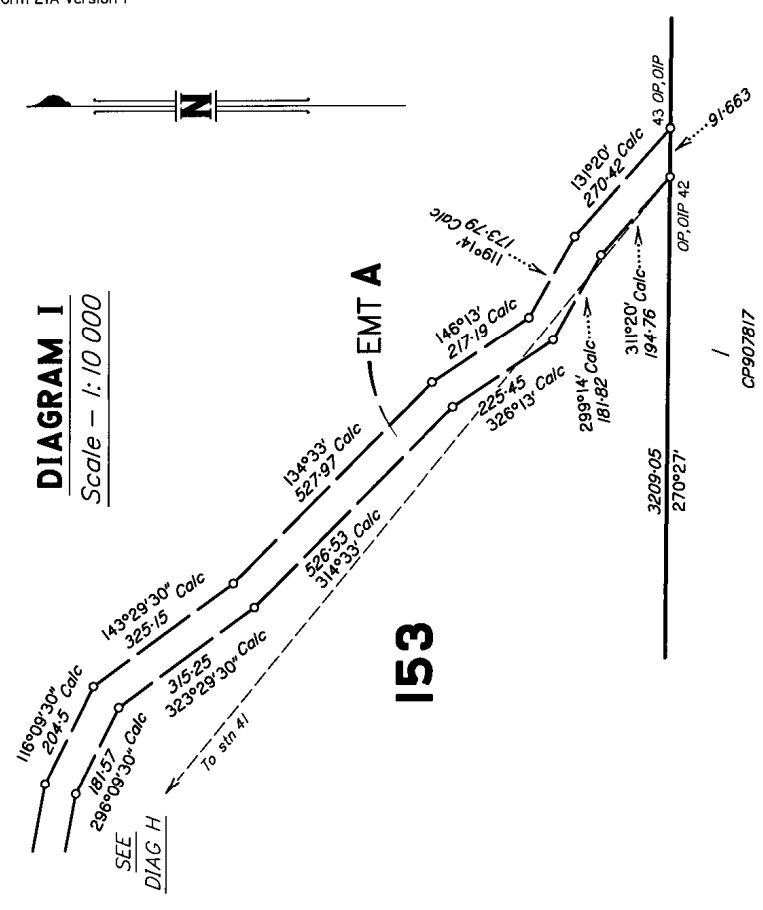
Land Title Act 1994 ; Land Act 1994
Form 21A Version 1

ADDITIONAL SHEET

Sheet 3 of 12



DIAGRAM I
Scale – 1:10 000



153

Peg pld at stations 44, 46, 47 and 49.

153

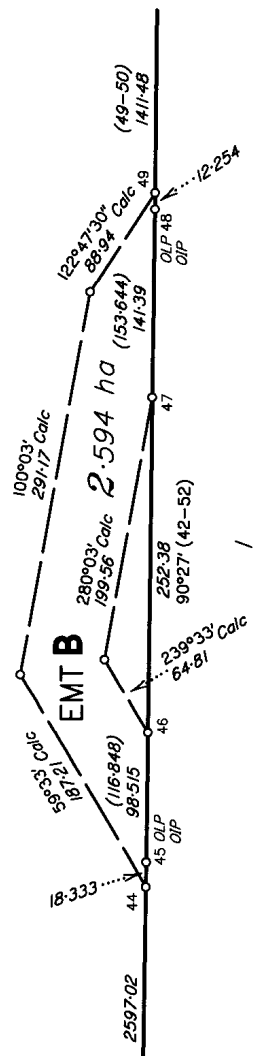
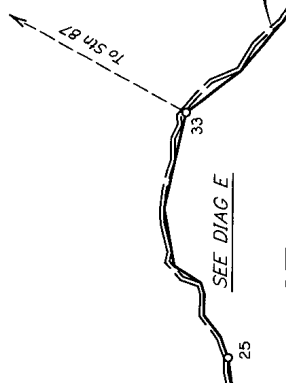


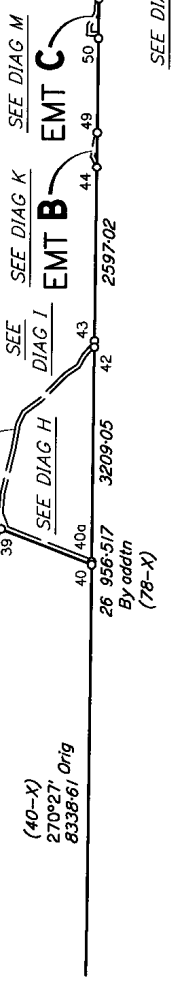
DIAGRAM K
Scale – 1:4000

Scale-1:80 000

153



154



See sheet 3 for diagrams C, I & K,
sheet 4 for diagram A, sheet 5 for diagram B,
sheet 6 for diagrams D-F, sheet 7 for diagrams G & H,
sheet 8 for diagrams L & M,
sheet 9 for diagrams N & O, sheet 10 for diagrams P-R,
sheet 11 for reference marks, permanent marks & traverses.

DIAGRAM C
Scale – 1:80 000

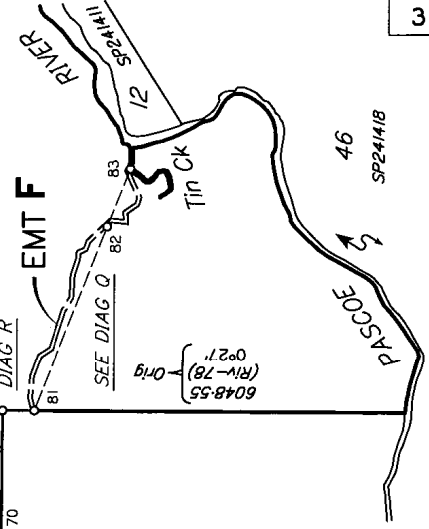


DIAGRAM C
Scale – 1:80 000

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Insert Plan Number SP288864

ADDITIONAL SHEET

Sheet 4 of 12

Land Title Act 1994 ; Land Act 1994
 Form 21A Version 1

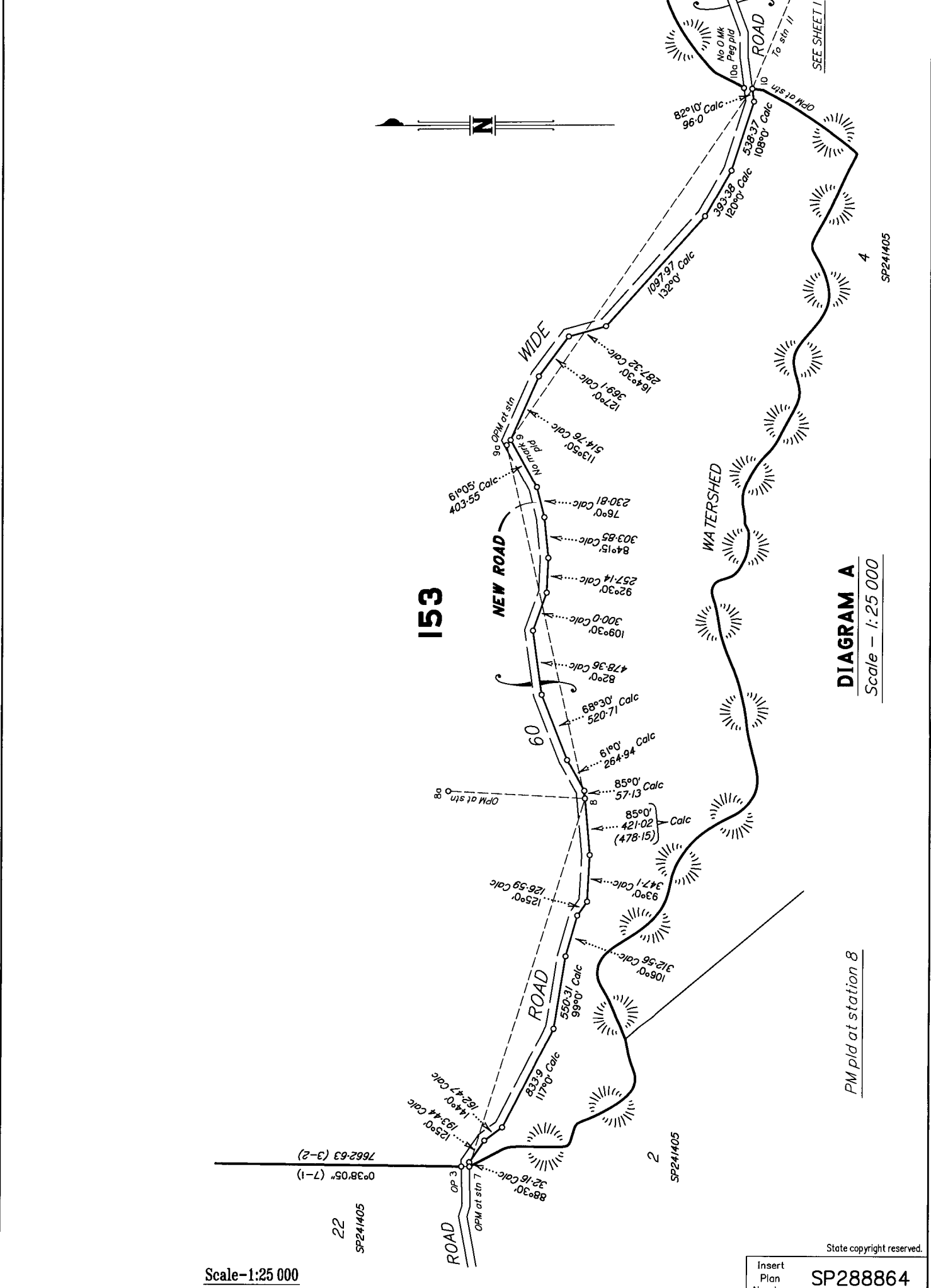


DIAGRAM A
 Scale - 1:25 000

PM pld at station 8

State copyright reserved.
 Insert Plan Number SP288864

Scale - 1:25 000

0 1:25|km 2:5|km 3:75|km

Land Title Act 1994; Land Act 1994
 Form 21A Version 1

ADDITIONAL SHEET

Sheet 5 of 12

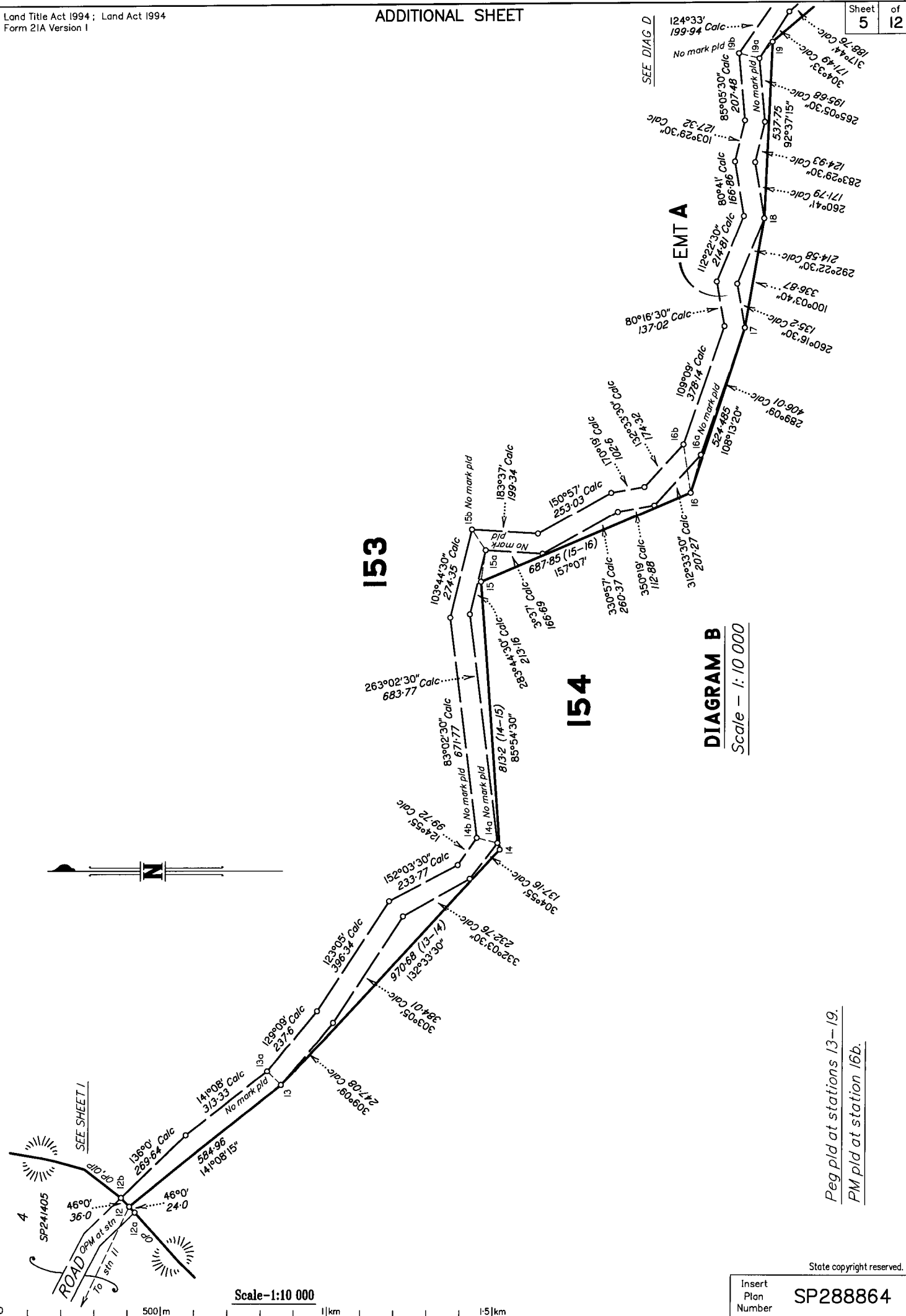


DIAGRAM B
 Scale – 1:10 000

*Peg pld at stations 13-19.
 PM pld at station 16b.*

State copyright reserved.

Insert Plan Number **SP288864**

Scale-1:10 000

0 500m 1km 1.5km

ADDITIONAL SHEET

Sheet 7 of 12

Land Title Act 1994 ; Land Act 1994
 Form 21A Version 1

*Peg pld at stations 33–39, 33b, 33c,
 39a, 39b and 40a.*

PM pld at stations 33a, 35a and 41.

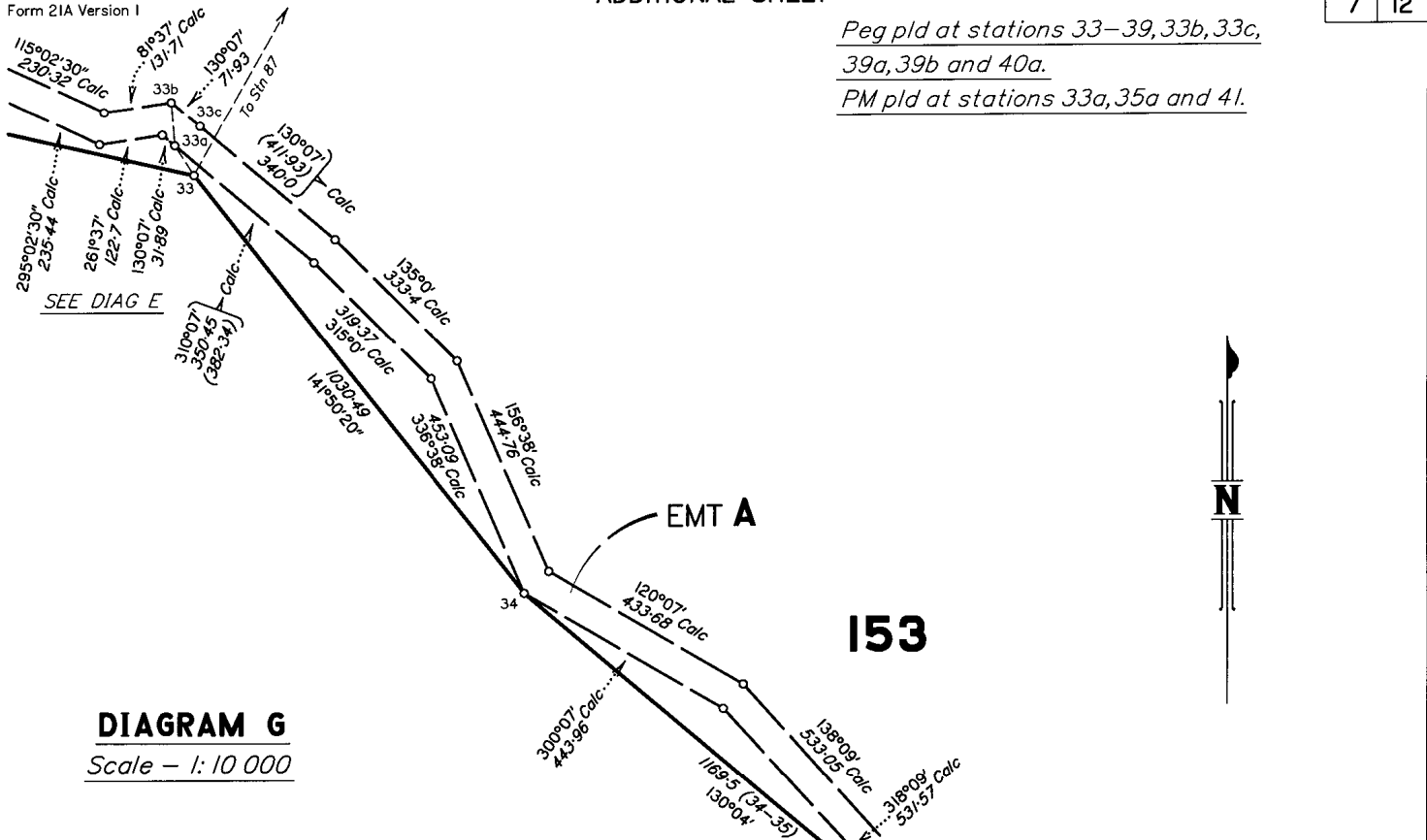


DIAGRAM G

Scale – 1: 10 000

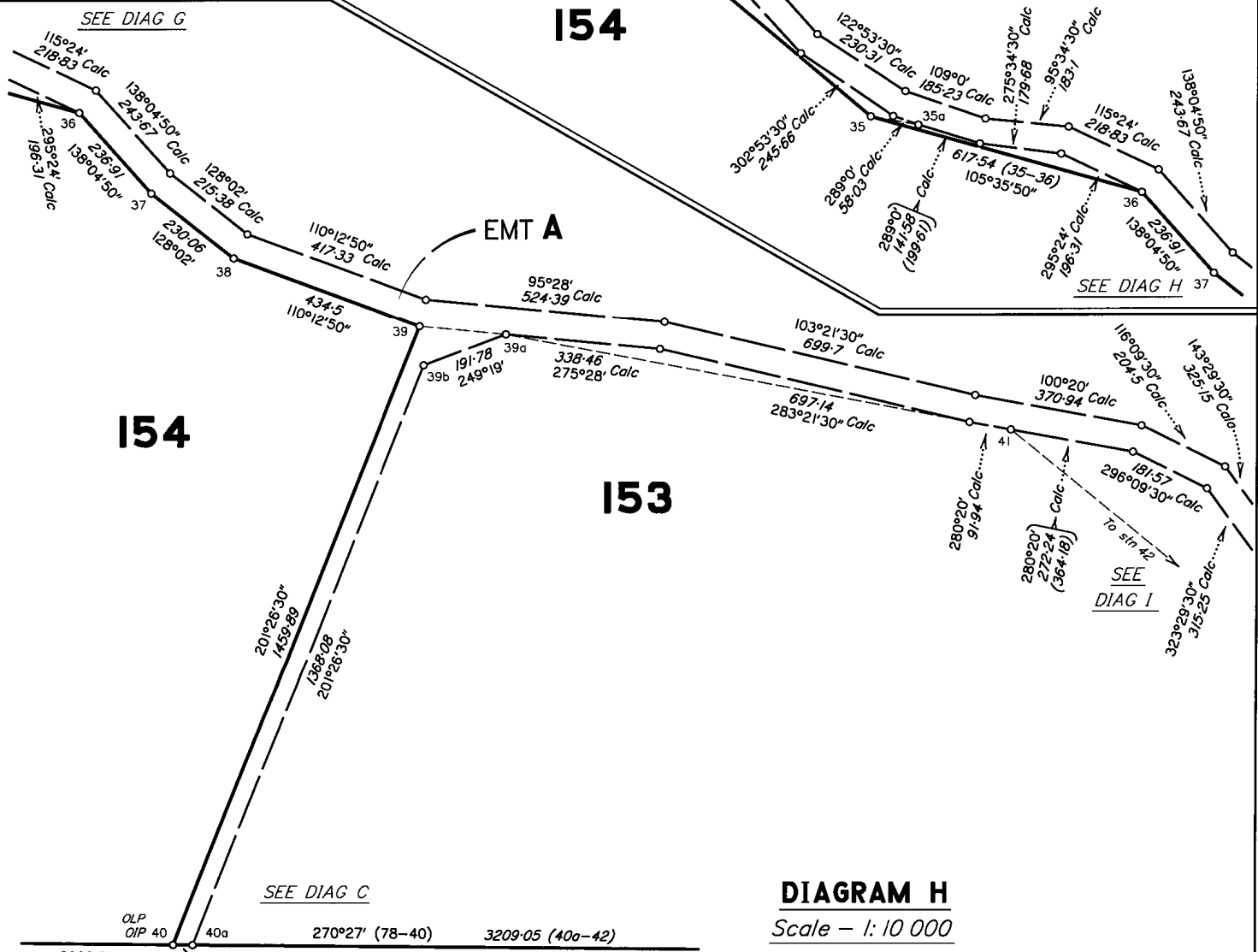


DIAGRAM H

Scale – 1: 10 000

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Insert Plan Number **SP288864**

Land Title Act 1994 ; Land Act 1994
Form 21A Version 1

ADDITIONAL SHEET

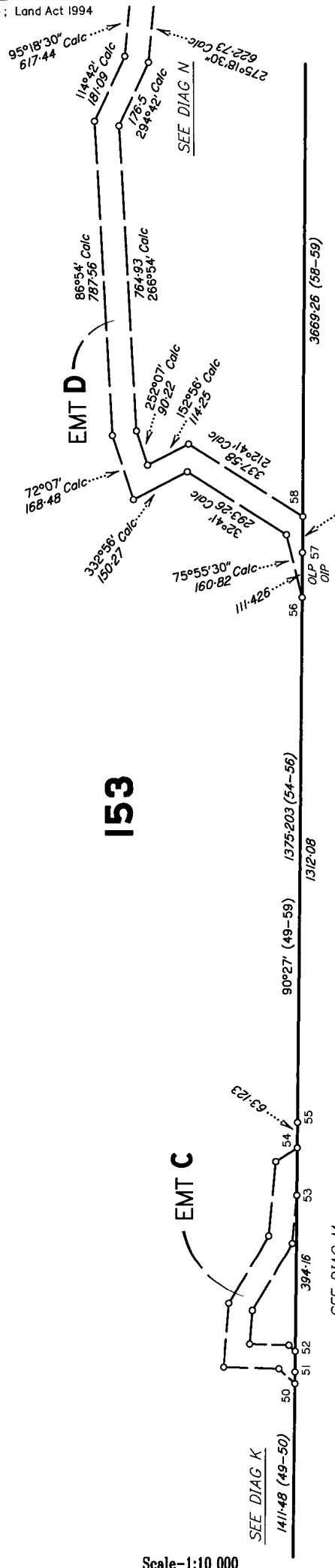
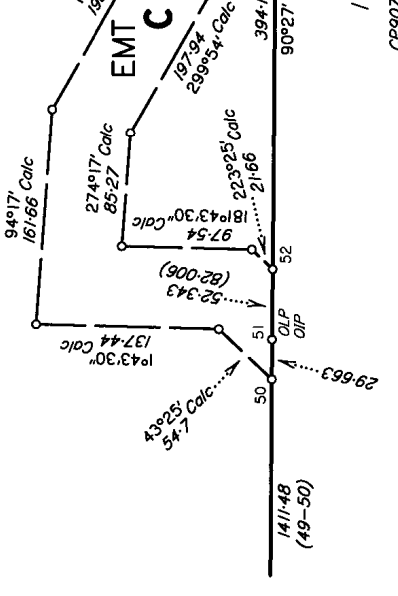


DIAGRAM L
Scale - 1:10 000

DIAGRAM M
Scale - 1:4000

153



SEE
DIAG L

Peg pl'd at stations 50, 52-54, 56 and 58.

Land Title Act 1994 ; Land Act 1994
 Form 21A Version 1

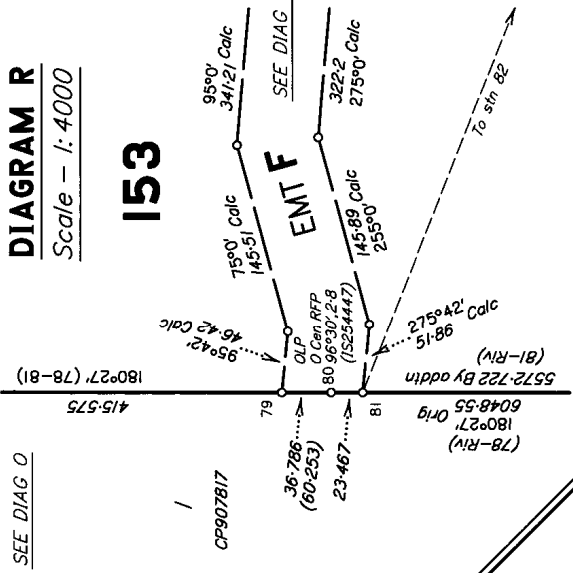
ADDITIONAL SHEET

Sheet 10 of 12

DIAGRAM R
 Scale – 1: 4000

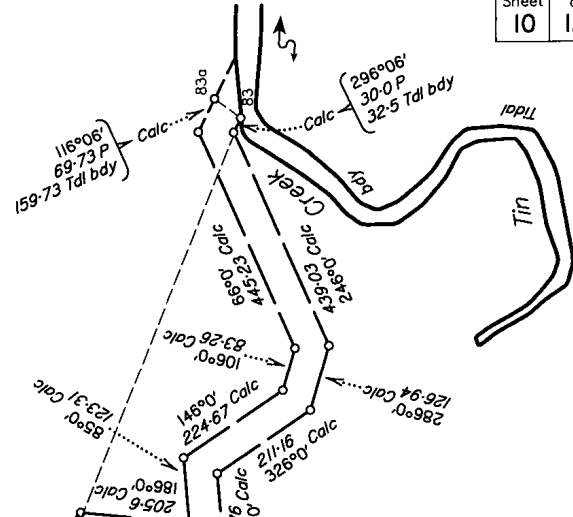
153

EMT F



SEE DIAG Q

DIAGRAM Q
 Scale – 1: 10 000



153

EMT F
 26.97 ha

DIAGRAM P
 Scale – 1: 4000

153

EMT E
 1.198 ha

Pegpld at stations 62, 64 – 66,
 68 – 74, 79, 81 and 83a.
 PMPld at stations 82 and 83.

Encroachment notice issued to the owners of Lot 1 on
 CP907817 and Lot 152 on SPI71834 on 20-02-2017 in
 accordance with s18 of the Survey and Mapping
 Infrastructure Regulation 2014.

SEE DIAG Q
 No O.Mk
 78 O.Nail in
 root O.O3E
 OIP's

Scale-1:4000

State copyright reserved.

Insert Plan Number **SP288864**



Reference Marks

Stn	To	Origin	Bearing	Dist
1	OIP	28/SP241405	179°53'15"	402.82
5	Pin		137°53'	9.84
5	Pin		101°26'10"	104.6
8	Star Pkt		355°50'35"	61.36
12b	OIP	110a/SP241405	226°0'	0.99
13	Pin		336°12'20"	1.073
14	Pin		295°10'	1.78
14b	Pin		17°56'45"	119.905
15	Pin		298°30'	1.686
15b	Pin		359°22'30"	98.721
16	Pin		348°40'	1.654
17	Pin		96°42'	1.02
18	Pin		315°0'	1.991
19	Pin		153°04'	1.126
19b	Pin		71°38'20"	81.363
20	Pin		279°23'	1.208
20a	Pin		6°09'30"	98.888
21	Pin		43°17'40"	1.258
22	Pin		170°55'30"	1.037
22b	Pin		335°03'10"	55.944
23	Pin		273°45'	1.07
23b	Pin		20°52'45"	67.942
24	Pin		165°10'	1.24
25	Pin		274°26'	1.022
25a	Pin		165°30'	3.685
26	Pin		250°30'	0.99
27	Pin		309°42'	1.04
27a	Pin		279°27'	1.945
28	Pin		190°45'	1.26
29	Pin		260°10'	1.106
30	Pin		169°54'	0.93
30b	Pin		51°20'	2.18
31	Pin		194°25'	1.494
31a	Pin		53°56'20"	89.743
32	Pin		70°02'	0.934
32a	Pin		212°46'20"	1.783
33b	Pin		132°05'40"	1.915
33c	Pin		328°34'	1.92
34	Pin		232°53'	1.334
36	Pin		207°55'	1.307
37	Pin		277°58'	1.133
38	Pin		286°43'	1.056
39a	Pin		42°28'	1.28
39b	Pin		44°20'	1.206
40	OIP	2/IS254447	197°15'	8.551
42	OIP	3/IS254447	18°05'20"	37.23
43	OIP	4/IS254447	98°56'	2.545
44	Pin		49°54'	1.013
45	OIP	5/IS254447	316°04'	9.555
46	Pin		337°36'	0.968
48	OIP	6/IS254447	342°27'15"	30.275
49	Pin		268°46'	1.01
50	Pin		68°26'	1.03
51	OIP	7/IS254447	33°43'30"	19.435
52	Pin		291°21'	1.04
54	OIP	8/IS254447	40°57'30"	11.783
56	Pin		324°06'	1.908
57	OIP	9/IS254447	73°24'45"	23.305
58	Pin		324°41'30"	1.287
59a	Pin		120°11'20"	1.123
60	OIP	10/IS254447	327°56'	11.41
61	Pin		333°08'30"	0.746
62	Pin		123°14'30"	1.009
63	OIP	11/IS254447	113°30'	9.65
64	Pin		261°06'	0.906
65	Pin		322°27'	0.802
67	OIP	12/IS254447	343°29'45"	106.8
68	Pin		277°53'	0.88
69	Pin		115°23'	1.69
71	Pin		39°34'	0.854
72	Pin		113°36'	1.145
74	Pin		219°24'	1.98
76	OIP	13/IS254447	216°18'	1.335
77	Pin		279°02'30"	0.994
78	OIP	14/IS254447	182°10'	3.32
78	OIP	14/IS254447	314°41'10"	16.924
81	Pin		355°47'	1.004
83a	S S Bolt in rock		236°25'40"	22.81
90	OIP	101/DP269673	0° Mag	0.995
90	OIP	101/DP269673	270° Mag	1.01

Traverses etc

Line	Bearing	Dist
3-7	180°38'05"	60.042
6-8a	106°30'05"	4259.81
7-8	107°09'	2870.5
8-8a	3°05'25"	1015.64
8-9a	77°20'30"	2693.6
9-9a	307°44'20"	47.925
9a-10	124°33'20"	3210.495
10-10a	8°26'20"	62.504
10-11	112°36'25"	3074.373
11-12	115°32'	3629.0
13-13a	45°08'35"	60.33
14-14a	71°15'25"	20.991
14a-14b	13°58'50"	64.242
15-15a	101°24'55"	96.45
15a-15b	53°40'50"	78.253
16-16a	105°02'15"	118.71
16-16b	81°30'40"	147.685
19-19a	307°58'50"	64.992
19a-19b	14°49'20"	63.74
20-20a	19°42'45"	74.616
22-22a	314°01'10"	27.278
22a-22b	343°43'	66.129
23-23a	287°56'30"	30.895
23-23b	339°22'45"	126.132
25-25a	284°14'50"	236.95
27a-27	161°35'55"	63.445
30-30b	20°26'55"	146.34
31-31a	2°20'50"	60.15
32-32a	81°06'30"	357.33
33-87	29°08'55"	15 971.15
33-33a	327°18'20"	68.137
33a-33b	355°38'	84.086
35-35a	99°53'35"	106.357
39-39a	95°28'	189.56
39a-41	100°44'40"	1125.375
41-42	129°05'10"	1834.3
59-59a	89°01'10"	108.676
71-72	92°02'	67.672
73-74	39°19'15"	48.515
74-75	93°39'30"	1644.68
81-82	111°33'15"	2961.785
82-83	111°50'	929.713
83-83a	37°07'25"	61.127
86-85	359°36'10"	6873.87
87-86	7°40'	8405.26

Permanent Marks

PM	Origin	Bearing	Dist	Nº	Type
1-OPM	28/SP241405	OPM at station		190698	C
2-PM		PM pld at station		194410	C
6-PM		PM pld at station		190699	C
7-OPM	104/SP241405	OPM at station		179120	C
8-PM		PM pld at station		194469	C
8a-OPM	106/SP241405	OPM at station		179149	C
9a-OPM	107/SP241405	OPM at station		179107	C
10-OPM	108/SP241405	OPM at station		179150	C
11-OPM	109/SP241405	OPM at station		179108	C
12-OPM	110/SP241405	OPM at station		179109	C
16b-PM		PM pld at station		194287	C
22c-PM		PM pld at station		194461	C
25-PM		68°48'40"	135.61	194470	C
30-PM		48°06'50"	57.013	194278	C
33a-PM		PM pld at station		190759	C
33a-PM		63°02'15"	649.85	179121	Mini mark in rock
35a-PM		PM pld at station		194277	C
41-PM		PM pld at station		194462	C
55-OPM	8/IS254447	190°42'30"	65.59	190708	C
75-OPM	13/IS254447	OPM at station		194403	C
82-PM		PM pld at station		190777	C
83-PM		PM pld at station		190717	Mini mark in rock
84-PM		PM pld at station		190776	C
85-PM		PM pld at station		190775	C
86-PM		PM pld at station		194288	C
87-PM		PM pld at station		194379	C
91-OPM	96/DP269673	140°55'	20.09	171278	C

New conn

SURVEY REPORT**Purpose**

The purpose of this survey is to reconfigure lot 152 on SP171834 and Lot 15 on SP288870 into 3 lots, lots 152 - 154. Freehold titles will be issued to these lots under the Aboriginal Land Act 1991. National Park will be granted over lots 152 and 154 under the Nature Conservation Act 1992 and become National Park (Cape York Peninsula Aboriginal land) (national park [CYPAL]) or commonly known as CYPAL land. Easements A - F will be created for the benefit of lot 1 on CP907817 for access. The land is currently USL and the survey was carried out in accordance with Section 3.34 (Remote Area Surveys) of the Cadastral Survey Requirements (Version 7.1)

Reinstatement

Most of the surrounding boundaries have been previously surveyed. DP269673 in the north, SP241405 in the west and south west and IS254447 in the south. Reinstatement was gained from original marks found on these surveys. Excellent agreement was found. The unsurveyed boundaries of 90 - 6 and 6 - 2 were positioned by extending the line 91 - 90 and intersecting a cleared line running through stn 4 to the north east. The cleared line was located using GPS and the calculated intersection was positioned by hand held GPS and marked with PM190699. Hence the minor bend in the line 91 - 90 - 6. The cleared line was the agreed position of the boundary by the adjoining property owners at the time. This places stn 6, 53392.13 mts from stn 272 on DP269673. This compares well with 53400 mts as shown on SP137280. The distance 90 - 6 measures 21927.1 and also compares well to PH799 13.6 miles (21887mts). The intersection of line 6 - 4 at stn 2 leaves a distance of 12800.62 mts from 2 - 1 which is about 100 mts short when compared to SP137280. The angle at stn 6 compares to within 3'05" to Ph799 and 5' 05" with both SP137280 and SP171834.

Esplanade

The majority of the boundaries to the east of the subject land are defined by the landward boundary of a 60.35 metre wide esplanade. The seaward side of the esplanade is defined by Coral Sea/ South Pacific Ocean on previous plans. Under Section 7 of the Administrative Boundaries Terminology Act 1985, which was in force at the time (and subsequently repealed by section 142 of the Survey and Mapping Infrastructure Act 2003), any coastline shown on a plan shall be High Water Mark. High Water Mark is defined as Mean High Water Spring tide (MHWS) under section 3 of that act. Therefore the seaward boundary of the esplanade has been defined by MHWS. The esplanade along the coast terminates on each side of the tidal inlets/creeks/streams as indicated on historical plans such as PH799. The boundary upstream from the mouth of these inlets is a tidal boundary to the extent of the tidal intersect of MHWS.

Tidal Boundaries

Some boundaries adjoining features such as the Olive River, Temple Bay area, Pascoe River and other areas of mangrove incursion are a tidal boundary. As the land is currently USL, and will become indigenous land under the Aboriginal Land Act 1991, new source material under section 89(3) of the SMI Act 2003 allows for the intersection of a tidal plane. So the tidal boundary has been defined as the intersection of the MHWS tidal plane. The nearest site with published tide prediction is Kay Reef which has published values of 2.5 metres above LAT for MHWS. The position of the MHWS intersect was taken to lie towards the top of sandy beaches, generally on a line of flotsam, and at the landward edge of main mangroves. These features were checked on the ground with tides of equivalent MHWS height and found to be representative.

The location of the tidal boundaries of the Olive River and Pascoe Rivers has been determined from 2016 Q Globe imagery. The tidal sections of the rivers are mostly confined by a steep bank on which MHWS intersects. The top of this steep bank is the adopted proxy for the tidal boundary. Where no bank exists on the coastal flats towards the mouth of the rivers and around the smaller excluded tidal creeks, the location of the MHWS intersect is interpreted from imagery to be along the landward edge of the main mangroves. Most salt flats lie above this tidal intersect and therefore are included in the parcels.

Future determinations of the location of the tidal boundary on the ground may vary to the location shown on the plan, depending on the accuracy of the interpretation of the feature identified in the image.

Tidal extent Olive River

The tidal extent of the Olive River was determined from field observations, in particular the effect of the tide on the 17th October 2016. The predicted height of the tide on that day was 2.7 mts at 10am on the coast. The published LAT height for MHWS in this area is 2.5 metres. At the time of the survey there was no run off into the Olive River in the upper reaches and at low tide the river bed was a series of pools in a generally dry sandy bed. Adjacent to stn 84 the water level was observed to have risen by approximately 0.5 mt on the day of 17th October, 2016. An inspection upstream from this point revealed a location to the upper limit of the tidal influence. This location is shown on the face of the plan.

Natural feature Boundary

Upstream from the tidal extent of the Olive River, a natural feature was used to define the boundary between lot 152 and 153. The feature adopted was the high right bank of the Olive River. This was very well defined and stable in nature in the areas inspected.

Encroachment

There was an encroachment in the form of a 6 X 6 metre shed, water tanks and communications tower evident more or less adjacent to stn 66. This is shown on Diagram P, sheet 10. Encroachment notices have been issued.