

Schedule One – Native Title Area

SCHEDULE ONE - NATIVE TITLE AREA

A. Description of Native Title Area

The Native Title Area comprises all the land or waters described in Parts One, Two, and Three below and depicted at Annexures A and B to this determination.

Part 1 – Land or waters in the Native Title Area

- (a) All the land or waters described in the following list and depicted on the maps at Annexure A to this determination and hatched in Green (with hatching running diagonally from right to left) to the extent they fall within the external boundary of the Application:

State ID	Description				
ID 1	7300/1140453	ID 111	4/751045	ID 166	7301/1145379
ID 2	26/44742	ID 112	3/751045	ID 167	7001/96842
ID 3	27/44742	ID 113	2/751045	ID 168	7003/1075269
ID 51	Unidentified	ID 115	18/751045	ID 169	7004/1075268
ID 52	Unidentified	ID 116	7003/1051492	ID 170	7300/1144683
ID 53	Unidentified	ID 117	7003/1117445	ID 171	7301/1144683
ID 54	Unidentified	ID 118	7002/1117445	ID 172	7003/92911
ID 55	Unidentified	ID 119	7007/1117471	ID 173	7001/92912
ID 56	87/726686	ID 120	7006/1117462	ID 174	1/751361
ID 57	7304/1141434	ID 121	7004/1117458	ID 176	7002/92950
ID 58	7300/1144036	ID 122	7005/1117458	ID 177	3/751361
ID 59	7302/1144036	ID 123	7300/1121212	ID 185	7301/1146116
ID 60	7301/1144036	ID 124	7301/1121211	ID 192	7002/92544
ID 61	7307/1160975	ID 125	7312/1163646	ID 193	80/752369
ID 62	7308/1160975	ID 126	7314/1163667	ID 197	1/721938
ID 64	30/1168724	ID 127	7313/1163656	ID 199	93/752369
ID 68	7001/1051185	ID 128	7311/1164160	ID 200	7300/1143194
ID 69	7003/1051185	ID 129	1/1065890	ID 203	109/751363
ID 70	7002/1051185	ID 134	7300/1130719	ID 204	56/751363
ID 74	33/751489	Part of ID 140	1/722771	ID 206	Unidentified
ID 75	7001/1025867	ID 141	68/755604	ID 208	100/751364
ID 80	7300/114839	Part of ID 145	69/755604	ID 214	7002/1053616
ID 82	61/725886	Part of ID 146	7301/1146725	ID 218	7001/92930
ID 104	4/751496	ID 147	7305/1125047	ID 219	7003/1056529
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				ID 221	Unidentified

Schedule One – Native Title Area

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ID 249	7005/1055381
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Schedule One – Native Title Area

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Schedule One – Native Title Area

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Schedule One – Native Title Area

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Schedule One – Native Title Area

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Schedule One – Native Title Area

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Schedule One – Native Title Area

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ID 7316	Unidentified

Schedule One – Native Title Area

Part 2 – Land or waters to which section 47A of the *Native Title Act 1993* (Cth) applies

All the land or waters described in the following table and depicted on the maps at Annexure A to this determination and hatched in Green (with hatching running diagonally from left to right).

Current Holder of Land	Areas to Which Section 47A Applies
Baryulgil Local Aboriginal Land Council	Lot DP State ID (a) Lot 77 DP 752367 (ID2081) (b) Lot 76 DP 752367 (ID2082) (c) Lot 51 DP 752367 (ID2066) (d) Lot 70 DP 752367 (ID2067) (e) Lot 7 DP 752367 (ID2071) (f) Lot 98 DP 752367 (ID2072) (g) Lot 9 DP 752367 (ID2073) (h) Lot 95 DP 752367 (ID2074) (i) Lot 69 DP 752367 (ID2075) (j) Lot 48 DP 752367 (ID2076) (k) Lot 50 DP 752367 (ID2090) (l) Lot 45 DP 1008676 (ID2091) (m) Lot 13 DP 752367 (ID2096) (n) Lot 27 DP 752367 (ID2109) (o) Lot 3 DP 752367 (ID2112) (p) Lot 4 DP 752367 (ID2120) (q) Lot 46 DP 752367 (ID2126) (r) Lot 47 DP 752367 (ID2127) (s) Lot 49 DP 752367 (ID2128) (t) Lot 5 DP 752367 (ID2129) (u) Lot 6 DP 752367 (ID2132) (v) Lot 64 DP 752367 (ID2137) (w) Lot 67 DP 752367 (ID2140) (x) Lot 68 DP 752367 (ID2141) (y) Lot 75 DP 752367 (ID2146) (z) Lot 78 DP 752367 (ID2147) (aa) Lot 8 DP 752367 (ID2148) (bb) Lot 81 DP 752367 (ID2150) (cc) Lot 82 DP 752367 (ID2151) (dd) Lot 86 DP 752367 (ID2154) (ee) Lot 87 DP 752367 (ID2155) (ff) Lot 56 DP 1008675 (ID2163) (gg) Lot 105 DP1003891 (ID5498) (hh) Lot 103 DP 48534 (ID5519) (ii) Lot 5 DP 856073 (ID7282) (jj) Lot 2 DP 856073 (ID7283) (kk) Lot 131 DP752401 (ID7292)

Schedule One – Native Title Area

Jana Ngalee Local Aboriginal Land Council	(a) Lot 55 DP752376 (ID4219) (b) Lot 80 DP 48497 (ID4220) (c) Part of Lot 3 DP 615564 (ID5311)*
Casino Boolangle Local Aboriginal Land Council	(a) (Part of) Lot 70 DP 755604 (ID2050) (b) Lot 71 DP 46682 (ID2053) (c) Lot 102 DP 47650 (ID7118)
Moombahlene Local Aboriginal Land Council	(a) Lot 36 DP751045 (ID1987)
Jubullum Local Aboriginal Land Council	(a) Lot 55 DP14212 (ID2393) (b) Lot 53 DP14212 (ID6523) (c) Lot 224 DP752398 (ID6767)
Tabulam Aboriginal Corporation	(a) Lot 34 DP752378 (ID4623) (b) Lot 35 DP752378 (ID4590) (c) Lot 86 DP753378 (ID4630)
Mall-Bunoogah Aboriginal Corporation	(a) Lot 4 DP368358 (ID5892)
Jubal Aboriginal Corporation	(a) Lot 223 DP43811 (ID6390) (b) Lot 118 DP752397 (ID6396) (c) Lot125 DP831605 (ID6408) (d) Lot 220 DP43810 (ID6419)
Gungyah Ngalingnee Aboriginal Corporation	(a) Lot13/22 DP758944 (ID6312) (b) Lot 21 DP1003453 (ID6700) (c) Lot 1 DP749875 (ID6727)

* Those areas of Lot 3 in Deposited Plan 615564 (ID5311) held by Jana Ngalee Local Aboriginal Land Council which are subject to section 47A of the *Native Title Act* 1993 (Cth), depicted in the map at Annexure B to this determination and described as:

- (a) that part of the northern severance north of a line commencing at a point on the western boundary of that severance 367.5 metres northerly along that boundary from its westernmost corner and extending south easterly to a point on the eastern boundary of that severance 24 metres northeast of a corner at Longitude 152.630214° East, Latitude 29.182052° South; and
- (b) that part of the northern severance bounded by a line commencing at a point on the southern boundary of that severance 44 metres south easterly along that boundary from its westernmost corner and extending 27 metres perpendicular to that boundary; then extending 34 metres south easterly, parallel to the southern boundary of that severance; then extending south westerly to intersect the southern boundary of that severance 34 metres south easterly of the commencement point.

Note: The remainder of part of ID5311 has been extinguished and is described in Schedule Two.

Schedule One – Native Title Area

Part 3 - Land or waters to which section 47B of the *Native Title Act 1993* (Cth) applies

(a) All the land or waters described below and depicted on the maps at Annexure A to this determination and hatched in Green (with green cross hatching) to the extent they fall within the external boundary of the Application:

State ID	Description	ID		ID	
Part of ID 109	Unidentified	ID 310	87/42067	ID 511	21/257487
ID 114	38/704053	ID 321	85/40980	ID 534	7006/1051475
Part of ID 136	Unidentified	ID 333	166/41319	ID 544	7300/1149775
Part of ID 137	Unidentified	ID 340	62/752375	ID 546	7302/1149777
Part of ID 138	Unidentified	ID 375	70/751061	ID 548	59/727461
ID 139	41/755604	ID 400	7003/1051688	ID 550	58/727461
ID 144	Unidentified	ID 409	81/705162	ID 570	185/704339
ID 162	Unidentified	ID 410	75/42070	ID 619	77/752395
ID 188	Unidentified	ID 412	71/42086	ID 655	1/722396
ID 189	101/726573	ID 413	69/42068	ID 664	21/40486
ID 190	6/2/758614	ID 414	79/704016	ID 670	128/752397
ID 194	98/721299	ID 415	77/42071	ID 683	237/725840
ID 195	Unidentified	ID 416	73/42069	ID 718	216/42045
ID 209	13/255115	ID 419	28/40799	ID 720	213/40798
ID 210	15/255115	ID 420	14/820215	ID 722	218/44652
ID 215	6/255114	ID 439	110/723018	ID 723	214/40798
ID 216	5/19/758253	ID 457	198/752379	ID 816	7/1/758359
ID 224	127/721304	ID 472	7302/1146611	ID 817	1/1/758359
ID 226	30/42046	ID 476	42/752380	ID 818	2/1/758359
ID 227	27/40799	ID 477	44/41802	ID 819	3/1/758359
ID 228	33/44605	ID 478	45/41802	ID 820	4/1/758359
ID 229	Unidentified	ID 487	47/721357	ID 821	5/1/758359
ID 232	Unidentified	ID 496	46/257576	ID 822	6/1/758359
ID 255	7013/92902	ID 497	48/257576	ID 823	7047/1060044
ID 258	7014/92902	ID 498	47/257576	ID 939	7305/1142055
ID 304	7303/1139083	ID 499	35/704017	ID 977	66/752400
		ID 500	164/40492	ID 992	1/722147
		ID 502	38/751528	ID 993	151/752401
		ID 509	20/257487		

(b) The lands and waters of any watercourses that are within the External Boundary but not within the boundaries of the ID areas (including by application of the ad medium

Schedule One – Native Title Area

filum aquae rule) listed in any of Schedules One, Two or Four, including the watercourses identified below and shaded blue on the maps at Annexure A to this determination:

Name	Culmaran Creek	Jenners Creek
Alice Brook	Deadman Creek	Josephs Creek
Bambi Creek	Demon Creek	Junction Creek
Bananimble Creek	Dennys Creek	Keembin Creek
Bangala Creek	Dignans Creek	Kungurrabar Creek
Barney Downs Creek	Dingle Creek	Lankeys Creek
Barretts Creek	Dismal Swamp Creek	Little Creek
Basket Swamp Creek	Donarra Creek	Lollback Creek
Belmore Creek	Down Creek	Macleods Creek
Big Hill Creek	Dry Creek	Malara Creek
Billys Gully	Dubadar Creek	Mann River
Bookookoorara Creek	Dulgigin Creek	Maryland River
Boonoo Boonoo River	Dumbudgery Creek	Mays Camp Creek
Boorook Creek	Dundarra Gully	Mazambil Creek
Booths Creek	Eaton Creek	Middle Creek
Boundary Creek	Emu Creek	Mongogarie Creek
Branch Creek	Ewingar Creek	Monks Creek
Buchans Gully	Fairfield Creek	Mookima Wybra Creek
Bugilbar Creek	Fever Creek	Morgans Creek
Burnt down Creek	Fine Flower Creek	Mummulgum Creek
Busbys Creek	Fingleton Gully	Myrtle Creek
Butts Creek	Flaggy Creek	Narragra Creek
Cabbage Tree Creek	Fortis Creek	Neils Creek
Camp Creek	Four Mile Creek	Nelson Creek
Carran Creek	Fourteen Mile Creek	Nettle Creek
Carrolls Creek	Garden Brook	Newspaper Creek
Cataract River	Gerrards Creek	Newtons Creek
Cawleys Creek	Gilgurry Creek	Nicholsons Creek
Chance Creek	Ginnies Creek	Nobbys Creek
Cherry Tree Creek	Girard Creek	Nobles Creek
Clarence River	Goughs Creek	Nogrigar Creek
Clear Creek	Grasstree Creek	Oaky Creek
Cleveland Creek	Grassy Creek	Pheasant Creek
Collum Collum Creek	Grays Creek	Pickabooba Creek
Coombadjha Creek	Greens Creek	Pine Creek
Cornelian Creek	Gularey Creek	Plain Station Gully
Crooked Creek	Hassans Creek	Plumbago Creek

Schedule One – Native Title Area

Powarpar Creek
Pretty Gully
Pucka Ponds Creek
Pulganbar Creek
Punchbowl Creek
Quigeram Creek
Reedy Creek
Retreat Creek
Right hand Creek
Rocky Creek
Roper Creek
Sandy Creek
Sawpit Creek
Second Creek
Shannon Brook
Sheep Yard Creek
Slaty Creek
Smiths Creek
Solferino Creek
Spankers Creek
Sportsmans Creek
Stewart Creek
Stockyard Creek
Sunday Creek
Tabulam Rivulet
Teatree Creek
Timbarra River
Tin Creek
Tooloonki Creek
Tryney Creek
Tunglebung Creek
Violet Creek
Warragai Creek
Washpool Creek
Washpool Gully
Waterhole Creek
Wellingtons Creek
White Rock Gully
White Swamp Creek
Whiteman Creek
Wombat Creek

Yellow Creek
Unnamed waters shaded
blue with blue cross
hatching on the maps at
Annexure A to this
determination.

Schedule One – Native Title Area

SCHEDULE TWO – EXTINGUISHED AREA

Description of Extinguished Area

- (a) any land or waters which would otherwise be within the Native Title Area on which there is or has been constructed or established valid public works (including any adjacent land or waters as described in section 251D of the *Native Title Act 1993* (Cth)) which were constructed or established prior to 23 December 1996 or were commenced to be constructed or established on or before that date;
- (b) without detracting from the generality of paragraph (a), any land or waters upon which a public road is or was commenced to be constructed or established, on or before 23 December 1996;
- (c) any roads established under statute or common law on or before 23 December 1996;
- (d) the beds and waters of any watercourse described in paragraph (b) of Part 3 of Schedule One, or part thereof (including all shingle, gravel, sand-beds and alluvium), which by application of the *ad medium filum aquae* rule, is part of a freehold estate granted over one of the parcels listed in paragraph (e) below; and
- (e) the land or waters described below and hatched in red on the maps at Annexure A to this determination to the extent they fall within the external boundary of the Application:

State ID	Description
ID 4	21/752364
ID 63	7309/1160975
ID 65	44/43813
ID 66	42/43813
ID 67	39/43812
ID 71	Unidentified
ID 72	162/1083431
ID 73	Unidentified
ID 77	1/1105518
ID 78	2/1105518
ID 79	3/1105518
ID 81	54/40232
ID 83	59/40581

ID 84	58/40581
ID 85	57/40581
ID 86	46/752365
ID 87	60/40581
ID 88	Unidentified
ID 89	Unidentified
ID 90	Unidentified
ID 91	Unidentified
ID 92	Unidentified
ID 93	Unidentified
ID 94	Unidentified
ID 95	Unidentified
ID 96	Unidentified
ID 97	Unidentified

ID 98	Unidentified
ID 99	Unidentified
ID 100	Unidentified
ID 101	Unidentified
ID 102	Unidentified
ID 103	57/752365
ID 105	62/621146
ID 106	Unidentified
ID 107	Unidentified
ID 110	39/704053
ID 130	1/1065893
ID 131	2/1064725
ID 132	2/1065893
ID 133	1/1065893