DATE:

This DEED is made on the

day of

2005

PARTIES:

THE PREMIER, and THE MINISTER FOR LANDS a body corporate under section 7 of the Land Administration Act 1997 (WA), FOR AND ON BEHALF OF THE STATE OF WESTERN AUSTRALIA ("State") care of Office of Native Title, Department of the Premier and Cabinet, 2nd Floor, 197 St George's Terrace Perth WA 6000

and

WESTERN AUSTRALIAN LAND AUTHORITY ("*LandCorp*"), a body corporate established under the *Western Australian Land Authority Act 1992* (WA) of Level 3, Wesfarmers House, 40 The Esplanade PERTH WA 6000

and

CONSERVATION COMMISSION OF WESTERN AUSTRALIA ("Conservation Commission") established under section 18 of the Conservation and Land Management Act 1984 (WA) of Corner Hackett Drive and Australia II Drive CRAWLEY WA 6009

and

MIRIUWUNG AND GAJERRONG #1 (NATIVE TITLE PRESCRIBED BODY CORPORATE) ABORIGINAL CORPORATION ("MG#1 PBC") registered by the Office of the Registrar of Aboriginal Corporations on 8 April 2005, determined by the Full Federal Court of Australia to be a prescribed body corporate in relation to the MG#1 Determination on 26 July 2005 and entered on the Register of Native Title on 31 August 2005 as the registered native title body corporate for the MG#1 Determination area, care of the Kimberley Land Council Aboriginal Corporation (ABN 96 724 252 047), PO Box 2145 Broome WA 6725

and

BEN WARD, KIM ALDUS, FRANK CHULUNG, SHEBA DIGNARI, MAGGIE JOHN, CHOCOLATE THOMAS, DANNY WALLACE, CAROL HAPKE, NANCY DILYAI, PAMELA SIMON, JERRY MOORE AND PADDY CARLTON for and on behalf of the Miriuwung Gajerrong No 4 (WAD 124 of 2004) native title claim group ("MG#4 Claimants"), care of the Kimberley Land Council Aboriginal Corporation (ABN 96 724 252 047), PO Box 2145 Broome WA 6725

and

KIMBERLEY LAND COUNCIL ABORIGINAL CORPORATION ("KLC") (ABN 96 724 252 047) of PO Box 2145 Broome WA 6725

and

CONSOLIDATED PASTORAL COMPANY PTY LTD (ACN 010 080 654) of Level 3, 54-58 Park Street SYDNEY NSW 2000 and CARLTON HILL PTY LTD (ACN 009 624 159) of Level 3, 54-58 Park Street SYDNEY NSW 2000 and CROSSWALK PTY LTD (ACN 009 448 739) of Newcastle Waters Station, Newcastle Waters Northern Territory ("CPC Parties")

and

BAINES RIVER CATTLE CO PTY LTD (ACN 009 603 516) of 3rd Floor, 54-58 Park Street, Sydney NSW 2000 ("*Baines River*")

and

ORD RIVER DISTRICT COOPERATIVE LTD (ABN 16 026 785 781) of Lot 672 Weaber Plains Road Kununurra WA 6743 AND J.J.McDONALD AND SONS ENGINEERING PTY LTD (ABN 30 061 012 691) of 694 Ingham Road Bohle QLD 4818 together t/a GREEN SWAMP AGRICULTURE ("Green Swamp Parties")