Client Ref: 218450
File Ref: WAR-G1190

Queensland Government

17 December 2012

Department of
Natural Resources and Mines

I hereby certify that this is a true copy of the notice/letter posted on 17 / 12 / 2012
Name Karen Carey
Signature Section 78B(2) RTI Act
Position Admin Officer.

COYOTE CARTEL PTY LTD AS TRUSTEE
288 INVERRAMSAY ROAD
ALLORA QLD 4362

Dear Sir/Madam

Application for Development: application reference 552899

Attached is a decision notice, which is advice of the decision and the reasons for the decision for the abovementioned application, pursuant to section 334 of the *Sustainable Planning Act 2009*.

Please note that this Development does not negate the requirement to obtain any other approvals or to enter into other statutory arrangements, such as those relating to Aboriginal and Torres Strait Islander cultural heritage, which may be required. In particular, the *Aboriginal Cultural Heritage Act 2003* and the *Torres Strait Islander Cultural Heritage Act 2003*, places a duty of care on anyone undertaking an activity to protect Aboriginal and Torres Strait Islander Cultural Heritage. Please refer to the attached information sheet for further information on this legislation.

If you have any further enquiries please call (07) 46610200.

Yours Sincerely

CTPI 49-Sch4

Matthew Blanch
Senior Project Officer

RTI DL RELEASE - DNRM

State Government Offices
Cnr Guy & Fitzroy Streets WARWICK
PO Box 2
WARWICK QLD 4370
Telephone +61 7 46610200
Facsimile +61 7 46615215
Website http://www.derm.qld.gov.au/
ABN 59 020 847 551

Cultural heritage - your duty of care

The *Aboriginal Cultural Heritage Act 2003* and *Torres Strait Islander Cultural Heritage Act 2003* (the Acts) protects all Aboriginal cultural heritage in Queensland. This protection applies whether or not the Aboriginal cultural heritage has been identified or recorded in a database. The Department of Natural Resources and Mines is responsible for administering this legislation.

The Act requires anyone who carries out a land-use activity to exercise a duty of care, that is, they must take all reasonable and practical measures to ensure their activity does not harm Aboriginal cultural heritage. The duty of care applies to any activity where Aboriginal or Torres Strait Islander cultural heritage is located, including freehold land. Identifying the cultural heritage values of an area can be difficult. The area may be secret or sacred, incorporated into the landscape or under the soil surface.

The Acts, together with gazetted duty-of-care guidelines, provides guidance on how to proceed.

Duty-of-care guidelines

Duty-of-care guidelines have been gazetted under the Acts and set out reasonable and practical measures to avoid harming Aboriginal cultural heritage and to meet duty-of-care requirements. They also provide guidance on identifying features likely to contain or constitute cultural heritage.

Following the duty-of-care guidelines will ensure land-use activities proceed lawfully in relation to Aboriginal and Torres Strait Islander cultural heritage. The guidelines recognise that some activities (such as driving along existing roads and tracks or cultivating areas currently subject to cultivation) are unlikely to harm Aboriginal or Torres Strait Islander cultural heritage. They also recognise that the nature and extent of past land uses in an area (such as development) may mean that any further activity in the area is unlikely to harm Aboriginal or Torres Strait Islander cultural heritage. Unfortunately, harm is likely to have already been caused to the cultural heritage. Despite this, it is recognised that Aboriginal and Torres Strait Islander cultural heritage may continue to lie below the surface. For this reason, the guidelines provide that, if at any time during your activity you excavate, relocate, remove or harm a cultural heritage find, you must notify the relevant Aboriginal or Torres Strait Islander party immediately and seek their advice on how best to proceed. Where the nature and extent of the past land use of an area is not inconsistent with the continued presence of Aboriginal or Torres Strait Islander cultural heritage, you should exercise greater caution before proceeding.

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Be safe

Before undertaking a land-use activity, it is advisable to check the duty-of-care guidelines and decide what, if any, precautions you need to take to adequately address the issue. This will not only ensure you avoid the risk of a substantial fine under the Act, but also that you are doing your bit to preserve our history and Queensland's Aboriginal and Torres Strait Islander cultural heritage.

Financial penalty

Fines of up to $100 000 for an individual and $1 000 000 for a corporation apply for causing unlawful harm to Aboriginal and Torres Strait Islander cultural heritage or for breaching your duty of care.

Further information

For further information on cultural heritage duty of care visit the Department of Natural Resources and Mines website http://www.derm.qld.gov.au/ or contact:

Cultural Heritage Coordination Unit
Department of Natural Resources and Mines
GPO Box 2454
Brisbane Qld 4001

Telephone: (07) 3239 3647
Fax: (07) 3238 3842

INVESTIGATION REPORT - Event 552899

Application for Development Permit

1. Application Details

Applicant:	Coyote Cartel Pty Ltd
Date application was received:	3 December 2012
Receipt No.:	4179131
Application Fee:	$106.10

This application is for the construction of a new subartesian bore to access irrigation water from the Dalrymple Creek alluvium upon Lot 5 on RP22735. This bore is proposed to replace works 80899T which is no longer suitable for an irrigation supply.

Ref. Nos given:

- Works No.
- Auth No.

2. Departmental policy

Departmental policy applies to this application.

GENERAL SEPARATION DISTANCES
Warwick area – Alluviums and basalts
This policy requires that the DP contain conditions that the -

- production bore be sited a minimum distance of 200 metres from property boundaries.
- production bore be sited a minimum distance of 400 metres from all existing bores on neighbouring property
- production bore be constructed to take water from one aquifer only

3. Act Provisions:

The application is being dealt with under chapter 6 of the *Sustainable Planning Act 2009.* DP's are code assessed as per Schedule 3 of SPR 2009. The code for water dealings is the *Water Act 2000* and its subordinate legislation.

Therefore, application is also subject to Ch 8, Pt 2 of the *Water Act 2000* and it's subordinate legislation.

4. Resource Entitlement

Under s967 (3) the application must be accompanied by the chief executive's written consent. The required evidence for Resource Mangers Consent is that which indicates the development is consistent with an allocation/entitlement to the resource or if it is deemed that the application can proceed in the absence of an allocation/entitlement to the resource.

A water licence currently exists for the subject land authorising the take of water from the Dalrymple Creek alluvium (Sub-area 1) under the land described as Lots 4 and 5 on RP22735, to supply the same, for irrigation purposes. The proposed works are consistent with this authorisation. It should be noted that, following a recent amendment to the *Sustainable Planning Act* 2009, this process of giving consent is no longer a statutory requirement for making a development application for operational works.

5. Native Title

If FREEHOLD and no notification -
The tenure of Lot 5 on RP22735 is freehold and originally commenced on 3/09/1923. In accordance with Chapter 2 Module BA of the Native Title Work Procedures, the grant of a licence or permit under the *Water Act 2000* may proceed without native title notification.

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The application can now proceed; a documented decision (form 101) has been completed for this dealing.

6. Land Ownership

Works do not constitute material change of use or an Environmentally Relevant Activity under the *Environmental Protection Regulation 1998*, therefore owners consent is not required.

7. Considerations

Legislation

Sustainable Planning Act 2009 and *Sustainable Planning Regulation 2009*

Under Schedule 3 Part 1 (Table 4) of the *SPR 2009* identifies operational work that takes sub-artesian water where the operations are mentioned as assessable development under a regulation of the *Water Act 2000* (Water Regulation 2002) as assessable development. The chief executive of this department is the assessment manager prescribed by Schedule 6 Table 3 *SPR* 2009. As the chief executive administering the *Water Act 2000* is the assessment manager there is no referral agency.

DP's are code assessed as per Schedule 3 Table 4 Column 3 of the *SPR 2009*. The code for water dealings is the *Water Act 2000* and its subordinate legislation (as described in *SPR 2009* Schedule 5 Table 4).

Water Act 2000

Under section 966 of the *WA 2000* Additional criteria for assessing development applications, subsection (2)(c) the chief executive must assess the Development Application against the purposes of the Act to the extent the purposes relate to the taking of water.

To this end, the impact on other water entitlements, natural ecosystems and physical integrity of watercourses, lakes, springs and aquifers was considered in the granting of the licence to take water. This however does not adequately deal with interference between existing neighbouring bores caused by pumping. Therefore, in accordance Departmental policy conditions have been applied to this development permit to minimise long and short term impact on the impacts on other water entitlements, natural ecosystems and physical integrity of the aquifer.

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Protection of other entitlements

As outlined in section 2 above the department has a long history of applying separation distances to approvals for irrigation bores for the purpose of limiting the interference between works. In this instance the proposed location is inconsistent with both the 200m separation distance from the boundary of the property and the 400m separation from other existing irrigation bores. This inconsistency is a consequence of four factors;

(a) the applicant has determined that the most suitable supplies are on an extremity of the property
(b) the proposed lot is relatively small in size
(c) the neighbouring bore is located just 20m from the common boundary
(d) the neighbour has refused to sign a distance relaxation consent form

In this instance it has been decided that the abovementioned policy will not be enforced when conditioning the development approval for the following reasons;

- The bore that is being replaced is already within 200m of the common boundary with 6/RP22735, being a distance of about 53m from the boundary.
- It is highly likely that there has been historical interference between the bores at the current locations (i.e. between RN80899 and RN80400).
- While it is often considered appropriate to allow the construction of a replacement bore within 20m of the bore being replaced this is not consistent with the site proposed by the applicant on this application.
- The applicant has undertaken extensive groundwater investigation of the entire lot and determined that the only suitable irrigation supply is at the far Eastern portion of the property.

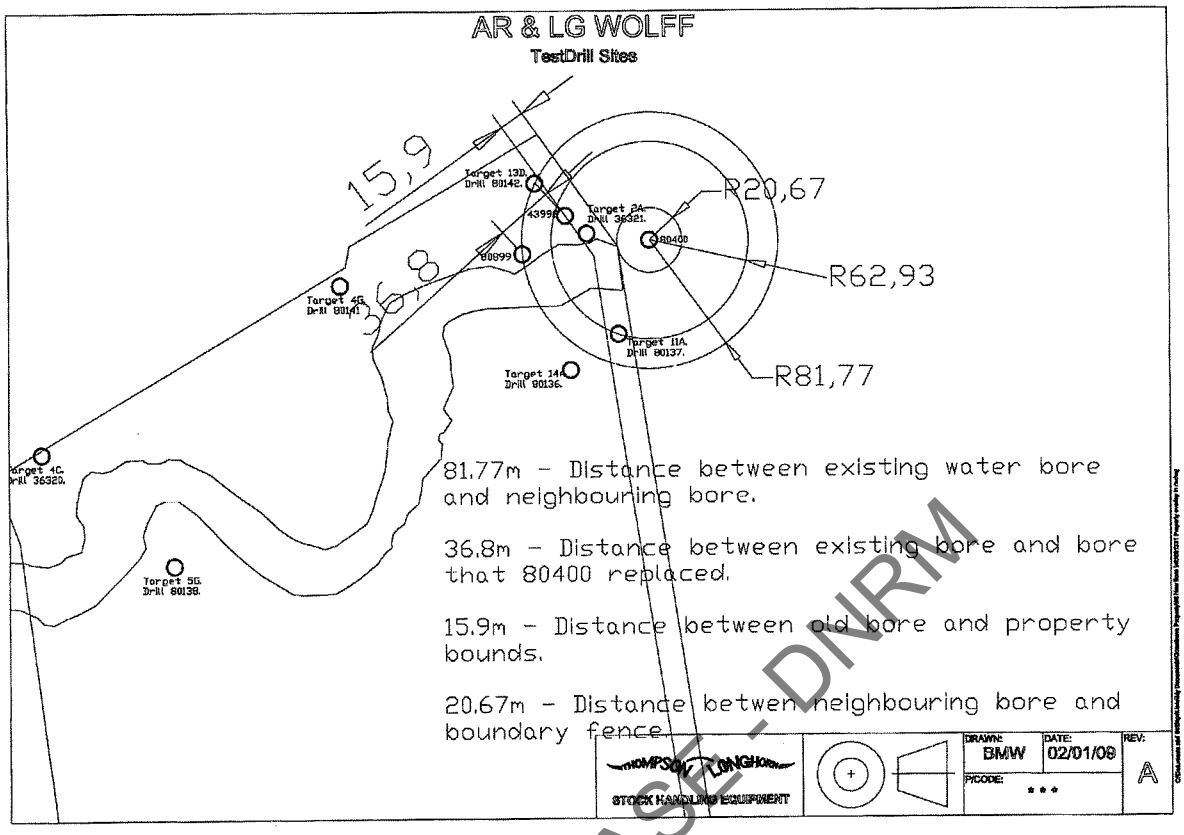
- The neighbouring alluvial nominal entitlement is 20ML and this entitlement is associated with two existing metered bores.
- While the neighbouring bore RN80400 is a metered works within the Dalrymple Creek Alluvium Groundwater Management Area, it is actually taking water from both the alluvium and the underlying basalt formation. Therefore it is most probable that this bore (RN80400) will actually impact the new bore, rather than the reverse.
- Surveys and test drilling by the applicant has established that the basaltic basement actually dips to the East in this location. This fact supports the idea that the proposed bore can not be screened any deeper than the neighbouring bore therefore eliminating the possibility to establishing a more reliable bore.
- It is highly likely that the basalt formation in this location is contributing to the alluvium, again making it likely that this bore would be compromised before the neighbouring bore which also receives contributions from the basalts.
- The neighbouring bore (RN80400) itself does not comply with the departmental policy in that it is only 20m from the common boundary with lot 5/RP22735
- The new works will be metered as this is a metered entitlement area in accordance with schedule 15A of the *Water Regulation 2002*. The Seasonal Assignment Rules currently do not allow for the possibility of trading in more than the nominal entitlement stated on the water licence.
- The approval will be conditioned such that pump testing must be performed to establish if there have been any significant increases in the interference between the new bore and 80400, when compared to the interference that already existed between 80400 and 80899. This testing has been raised with the applicant who acknowledged its usefulness and a willingness to undertake the work.
- This testing will inform the department as to whether any changes are required to limit the take of water under water licence 606325. This may include imposing an extraction rate or some other form of limiting pumping times to allow for recovery and utilisation by the neighbour if necessary.
- It is considered that the most practical way to limit take is in accordance with the conditioning of the water entitlement, rather than effectively forcing the applicant to construct a lower yielding bore than may otherwise be available.
- All of the above facts have been verified through discussion with departmental groundwater experts.

It has been decided to implement a 16m boundary distance condition and a 60m bore separation distance condition on this bore for the following reasons:

- While the applicants preferred site is "2A" this is considered too close to the neighbouring bore for all practical purposes. This fact has been acknowledged by the applicant.
- This will allow access to site "11A" which is considered a suitable site by the applicant for a production bore. To this end the applicant will be able to utilise the existing entitlement.
- There is an existing works (RN43998) located 15.9m from the common boundary. In theory this well could be used in association with the entitlement, although it is relatively shallow. This well is approximately 60m from the neighbouring bore.
- Consideration was given to limiting the depth of the bore to that of the neighbours bore, however this would serve no real purpose given that the basement dips to the East. The test drilling at site "11A" (log reference 080137) indicates that the drilling stopped at 18m (presumably a convenient depth in terms of drilling rods) however the basalt was not yet reached.

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Map 1. Locality drawing provided by applicant and verified on site by Matthew Blair on 12 December 2012.



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8. RECOMMENDATION
Having considered the facts I recommend that the application be approved **subject to conditions.**

9. Currency Period 2 years

10. LAPSE DATE 2 years from date of issue

11. CONDITIONS Schedule A (Parent event)
D001 The works approved under this permit are to be completed by the Lapse Date.

D025 The permittee must provide a copy of the permit to any person contracted to construct the works approved by this permit.

D051 The permittee must notify the chief executive of the completion of the approved works within 30 business days after such completion. The notification must be given in writing to the chief executive of the Department of Natural Resources and Mines.

(Sub event conditions)
DB01 This water bore must be located so that it is not less than ~60~ metres from any ~existing~ water bore on a neighbouring property and not less than ~16~ metres from the boundaries of the land to which this permit relates.

DB04 The water bore must be constructed to tap only the aquifer(s) in the Dalrymple Creek alluvium.

DB38 The water bore authorised by this permit must be constructed and subsequently maintained so that it's construction is at all times in accordance with the edition of the standard

"Minimum construction requirements for water bores in Australia" that is current at the time of construction. Any subsequent decommissioning of the water bore must also be carried out in accordance with the edition of that same standard which is current at the time of decommissioning.

DM15
Water must not be taken through the approved works unless a meter of a type approved by the chief executive of the Department of Natural Resources and Mines is installed.

12. CONDITIONS Schedule B

(parent event conditions)
Nil

(sub event condition)
1. The water bore authorised by this permit must be pump tested for a period of 24 hours duration and followed by up to 12 hours of measured recovery and is to be carried out using Australian Standard AS2368-1990 "Test Pumping of Water Wells" as a guide. This testing should include monitoring of water levels in Registered Bores 80899 and 80400.

2. The permittee must provide a copy of the result sheets of a suitable and reliable pump test performed for the water bore constructed under the authority of this permit within 60 days of constructing the works. The results must be given in writing to the chief executive of the Department of Natural Resources and Mines.

RECOMMENDATION AND APPROVAL MADE BY:

Matthew Blanch
Senior Project Officer

Signature: CTPI 49-Sch4

Date: 13 December 2012

Competency: Level B
I am delegated under section 324 of the *Sustainable Planning Act 2009* to make this decision as per the *Sustainable Planning Act Delegation (No. 1) 2009* , dated 23 December 2009.

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ATTACHMENT 101 **DOCUMENTED DECISION FOR DEALINGS UNDER THE *WATER ACT 2000* AND *INTEGRATED PLANNING ACT 1997***

PROPOSED DEALING AREA/S

Land\Watercourse Description: Dalrymple Creek alluvium - Lot 5/RP22735

Local Authority: Southern Downs Regional **Parish:** Goomburra

Current Tenure/s: Freehold - 3/09/1923

PROPOSED DEALING/S

Construction of a new bore (operational works)

DECISION (Please select one option)

- [x] Proceed without notification
- [ ] Notify and consider comments
- [ ] Refer to AAT

REASON FOR DECISION (Please select one option)

NOTIFICATION

- [ ] Proposed dealing requires notification - Module H

WATER PROCEDURE ASSESSMENT

- [x] Dealing may proceed without further reference to native title - Water Mod AB
- [ ] Proposed dealing area is covered by an ILUA, refer dealing to AAT - Water Mod AC
- [ ] Proposed dealing area covered by native title determination (native title does not exist) - Water Mod AD
- [ ] Proposed dealing to proceed due to previous extinguishing grant - Water Mod BA
- [ ] Proposed dealing to proceed due to previous public works - Water Mod CA
- [ ] Proposed dealing to proceed due to valid dedicated road - Water Mod CB
- [ ] Proposed dealing relates to a primary production activity on a non-exclusive pastoral/agricultural lease – Module GB
- [ ] Proposed dealing to proceed as a renewal/amendment action - Module IC

NB: Attach relevant evidence for assessments recorded under Modules BA, CA, CB, GB & IC.

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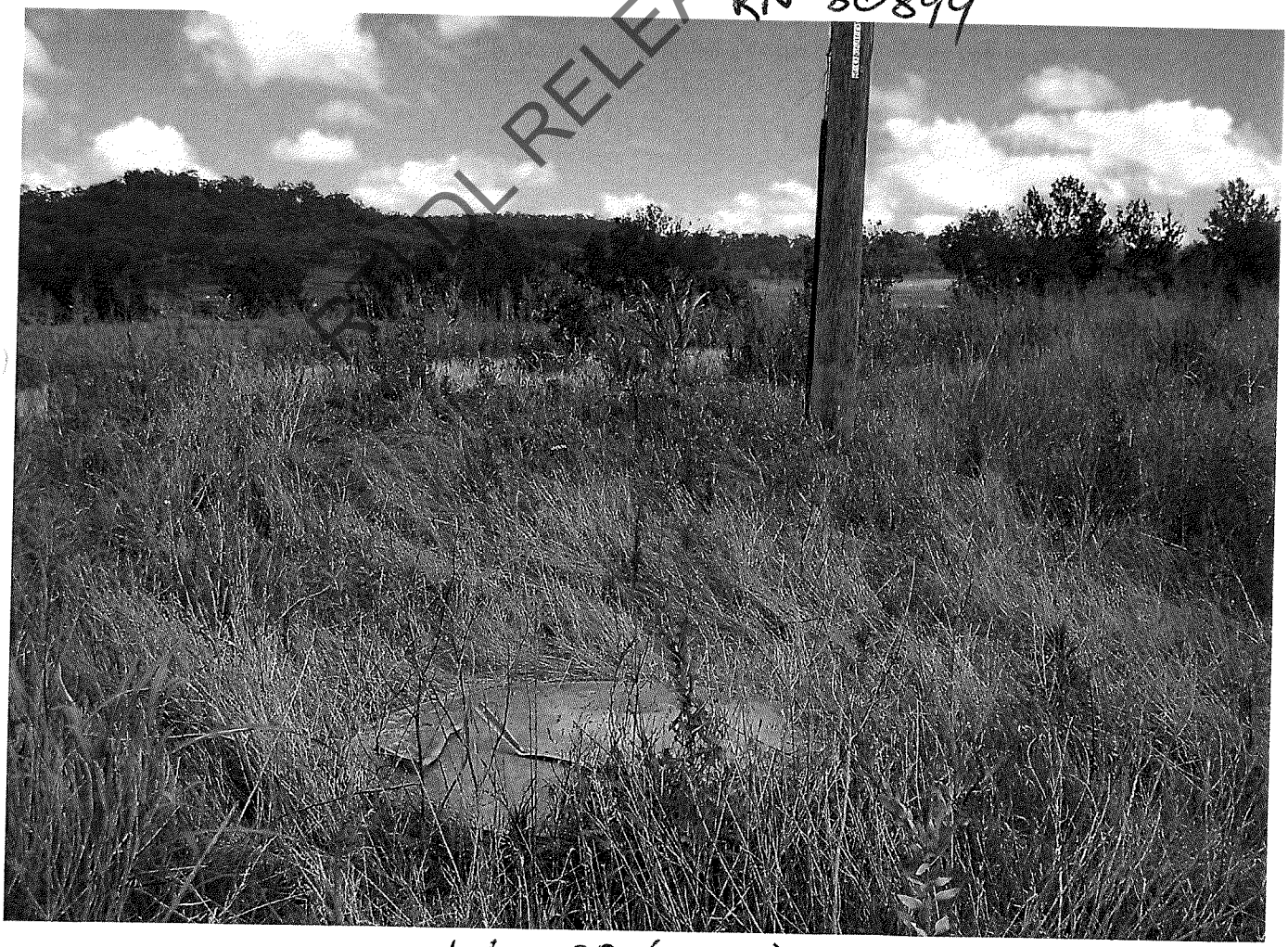
Name of Decision Maker: Matthew Blanch

Position: Senior Project Officer

Signature: CTPI 49-Sch4 **Date:** 13 December 2012



RN 80899



RN 43998 (WELL)

PRIOR TO RELEASE



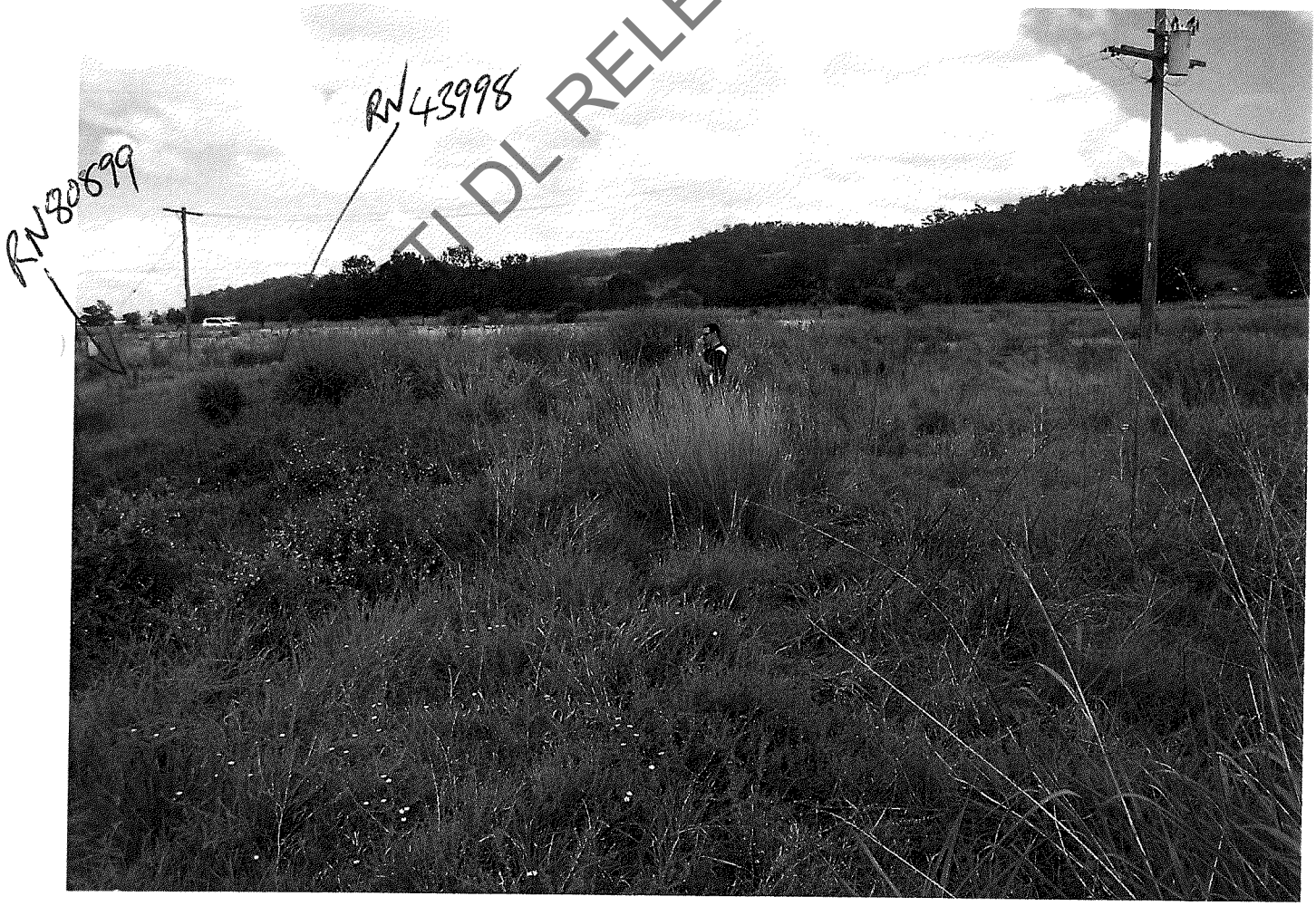
RN43998



FOIA RELEASE

TARGET SITE "2A" (80400 in background)

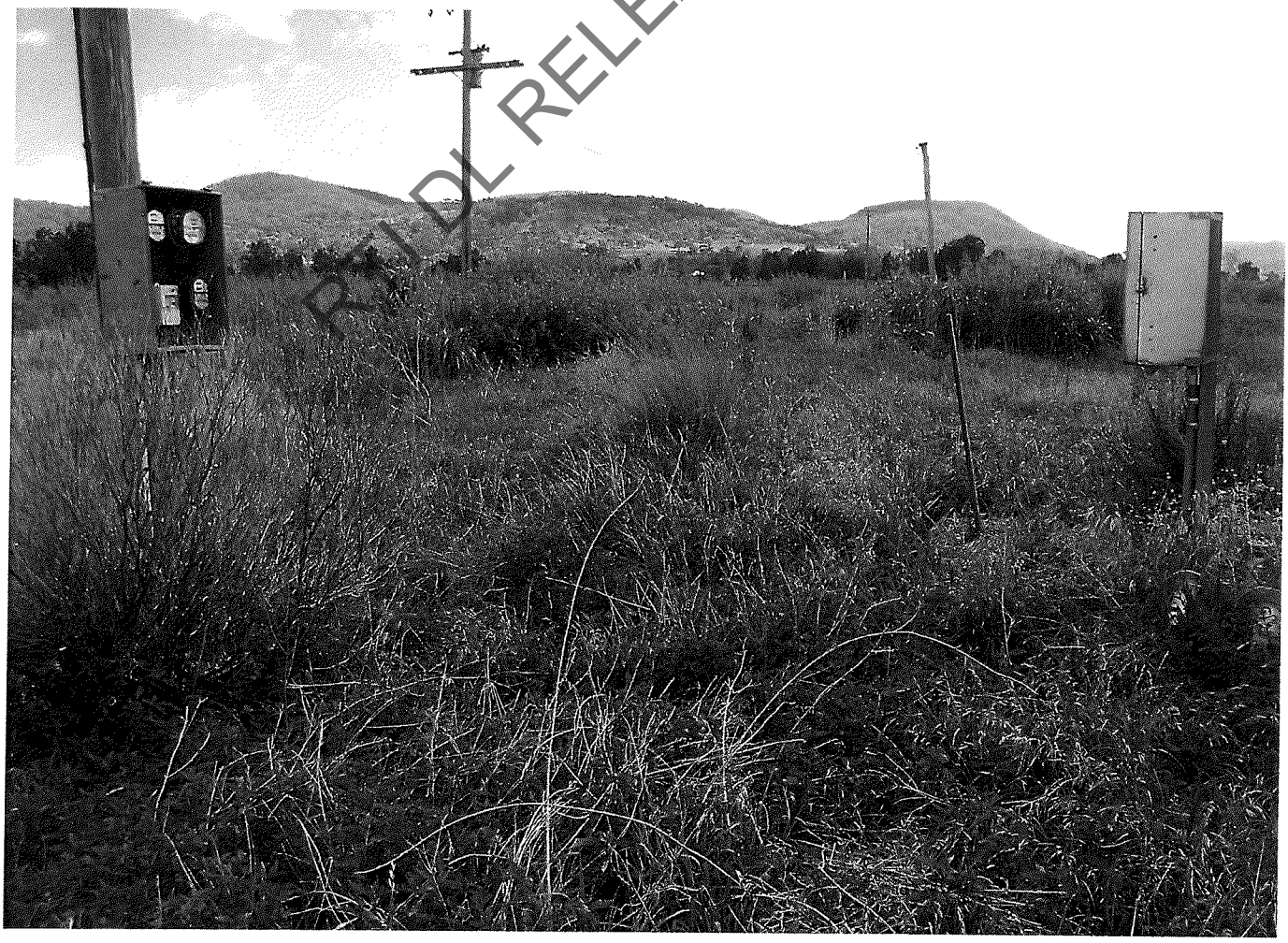




TI DL RELEA

DALRYMPLE CK.





RTI DL RELEA

Blanch Matthew

From: Mck y Adrian
Sent: Thursday, 13 December 2012 10:11 AM
To: Blanch Matthew
Subject: RE: Re-drilling Bore 80899 at 287 Inverramsay Rd

That'd be it

From: Blanch Matthew
Sent: Thursday, 13 December 2012 10:10 AM
To: Mckay Adrian
Subject: RE: Re-drilling Bore 80899 at 287 Inverramsay Rd

Do you mean 80400?

From: Mckay Adrian
Sent: Thursday, 13 December 2012 10:04 AM
To: Blanch Matthew
Subject: RE: Re-drilling Bore 80899 at 287 Inverramsay Rd

The better option is for us to measure 80444 while the pump test is going. That would be the best option if we can't get the other neighbours co-operation

---

From: Blanch Matthew
Sent: Thursday, 13 December 2012 9:29 AM
To: Mckay Adrian
Subject: FW: Re-drilling Bore 80899 at 287 Inverramsay Rd

Adrian - would you mind giving me a call when you get a chance to discuss this current application for an DP - seems that the existing policy of 200m from boundary is not practicable and the neighbour will not give consent.

Interested in your thoughts.

Matt
4661 0226

RTI DL RELEASE - DNRM

From: Byron Wolff [mailto:byron@thompsonlonghorn.com.au]
Sent: Wednesday, 12 December 2012 7:23 PM
To: Blanch Matthew
Cc: Georgina Wolff
Subject: Re-drilling Bore 80899 at 287 Inverramsay Rd

Hi Matt,

Further to our discussions today, please see a map attached of the area we wish to re-drill the bore to gain access to a reliable irrigation water supply.
The attached map shows locations that are current bore locations, old bore locations and targets selected for test drilling.
(FYI - The test drillers log numbers are shown beside each target).

We have undertaken an extensive 18 month program which involved collecting data from over 3700 lineal meters of Multi-electrode Resistivity testing and drilling a total of 18 test holes over the property. (See details attached - I am aware that you already have copies of all the supporting test drill logs).

These investigations proved that water bearing seams within the aquifer were narrow and lacking any reliable depth. We were able to prove that many of the gravel beds that we penetrated during test drilling were dry due to high levels of clay infusion. Additionally we also discovered that despite the fact that the Goomburra valley generally falls to the west, the basalt bedrock under our property falls to the east.

In conclusion we have established that Target 2A is our preferred site for the new bore with Target 11A being our second choice, and that drilling down to the basalt bed rock should provide a suitable depth of water bearing material.

We believe that either of these locations would provide us with access to a reliable supply of irrigation water so we could utilise our 44 Megalitre per year licence.

Please feel free to contact me if the department requires any further details or reports.

Regards,

Byron Wolff

Managing Director
Thompson Longhorn
288 Inverramsay Road
Goomburra, QLD 4362
Ph: +61 7 4666 6174
Fx: +61 7 4666 6242
Section 78B(2) RTI Act
www.thompsonlonghorn.com.au

RTI DL RELEASE - DNRM

Blanch Matthew

From: Byron Wolff [byron@thompsonlonghorn.com.au]
Sent: Wednesday, 12 December 2012 7:23 PM
To: Blanch Matthew
Cc: Georgina Wolff
Subject: Re-drilling Bore 80899 at 287 Inverramsay Rd
Attachments: 081006 Test hole locations.pdf; 121212 Bore location info.pdf; Test Drill Legend.pdf

Hi Matt,

Further to our discussions today, please see a map attached of the area we wish to re-drill the bore to gain access to a reliable irrigation water supply.
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(FYI - The test drillers log numbers are shown beside each target).

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In conclusion we have established that Target 2A is our preferred site for the new bore with Target 11A being our second choice, and that drilling down to the basalt bed rock should provide a suitable depth of water bearing material.

We believe that either of these locations would provide us with access to a reliable supply of irrigation water so we could utilise our 44 Megalitre per year licence.

Please feel free to contact me if the department requires any further details or reports.

Regards,

Byron Wolff

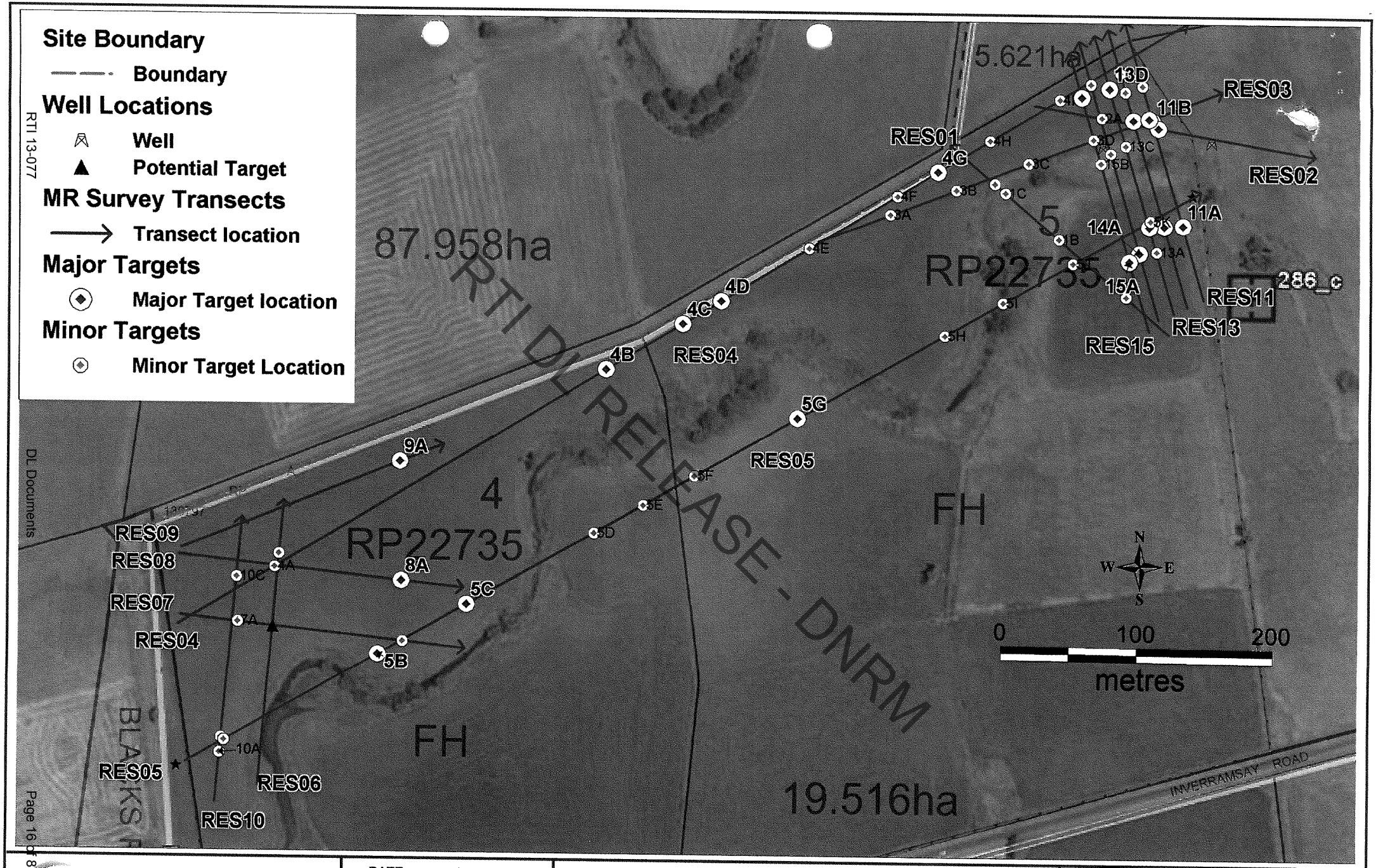
Managing Director
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Fx: +61 7 4666 6242

Section 78B(2) RTI Act

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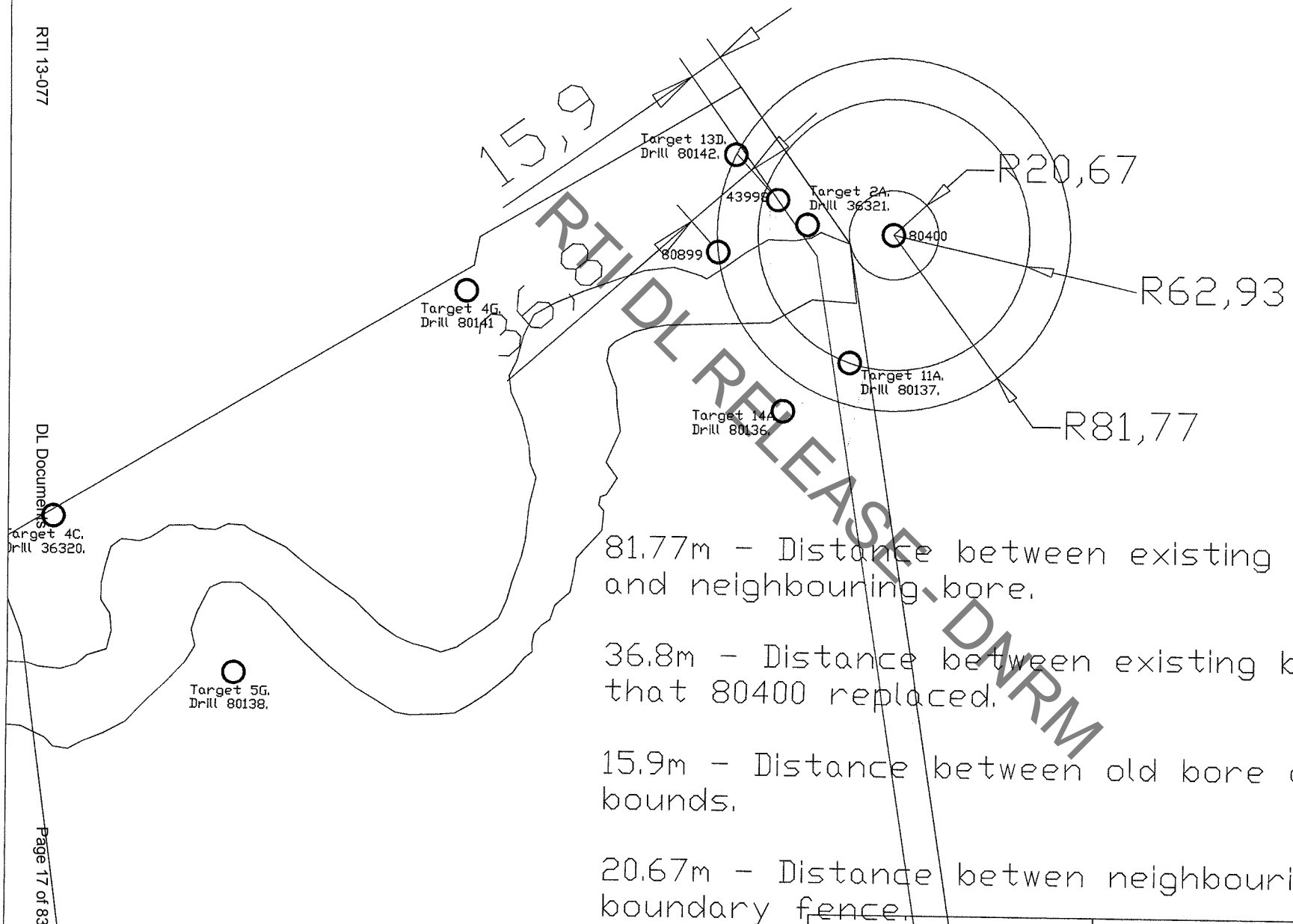


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Ecophyte Technologies Pty Ltd ACN: 098 864 478	DATE: 06 OCT 2008 DRAWN: BAK VERSION: 1.0 CHECKED: PCM	AR & LG Wolff – Groundwater Resource Assessment ET286 Goomburra MR Survey **Site Map Showing Locations of Interpreted Targets**	SCALE:: N/A V/H: 1:1 DATUM: GDA94 PROJ.: Zone 56	**DRAWING NO.** **286-A-016**

AR & LG WOLFF

TestDrill Sites



81.77m - Distance between existing water bore and neighbouring bore.

36.8m - Distance between existing bore and bore that 80400 replaced.

15.9m - Distance between old bore and property bounds.

20.67m - Distance betwen neighbouring bore and boundary fence.

THOMPSON LONGHORN
STOCK HANDLING EQUIPMENT

DRAWN:	DATE:	REV:
BMW	02/01/09	A
P/CODE:		

RTI DL RELEASE - DNRM
RTI 13-077
DL Documents
Page 17 of 83
C:\Documents and Settings\LiamM\My Documents\Goombura Property\06 New Bore Info\081231 Property overlay in m.dwg

Test Drill Targets - 287 Inverramsay Rd

Ecophyte Report date	Ecophyte page	Target ID	Drill Contractor	Drill Log #
11-Mar-08	Sheet 03	5A	MJ DWAN	887
11-Mar-08	Sheet 03	5B	MJ DWAN	888
11-Mar-08	Sheet 03	GPS 1	Leyburn Drilling	36317
11-Mar-08	Sheet 03	GPS 2	Leyburn Drilling	36318
11-Mar-08	Sheet 03	4D	Leyburn Drilling	36319
6-Oct-08	DWG 286-A-016	4C	Leyburn Drilling	36320
11-Mar-08	Sheet 03	2A	Leyburn Drilling	36321
Random site	Not Shown	R1	Leyburn Drilling	36322
Stock Bore	Not Shown	SB2	Leyburn Drilling	36323
6-Oct-08	DWG 286-A-016	14A	Crank Drilling	80136
6-Oct-08	DWG 286-A-016	11A	Crank Drilling	80137
6-Oct-08	DWG 286-A-016	5G	Crank Drilling	80138
6-Oct-08	DWG 286-A-016	8A	Crank Drilling	80139
6-Oct-08	DWG 286-A-016	5C	Crank Drilling	80140
6-Oct-08	DWG 286-A-016	4G	Crank Drilling	80141
6-Oct-08	DWG 286-A-016	13D	Crank Drilling	80142
6-Oct-08	DWG 286-A-016	10C	Crank Drilling	80143
Random site	Not Shown	R2	Crank Drilling	80144

RTI DL RELEASE - DNRM

Blanch Matthew

From: Byron Wolff [byron@thompsonlonghorn.com.au]
Sent: Tuesday, 11 December 2012 12:39 PM
To: Blanch Matthew
Subject: Emailing: 121201 Bore location

Attachments: 121201 Bore location.pdf



121201 Bore location.pdf (118 ...

As requested.

Your message is ready to be sent with the following file or link attachments:

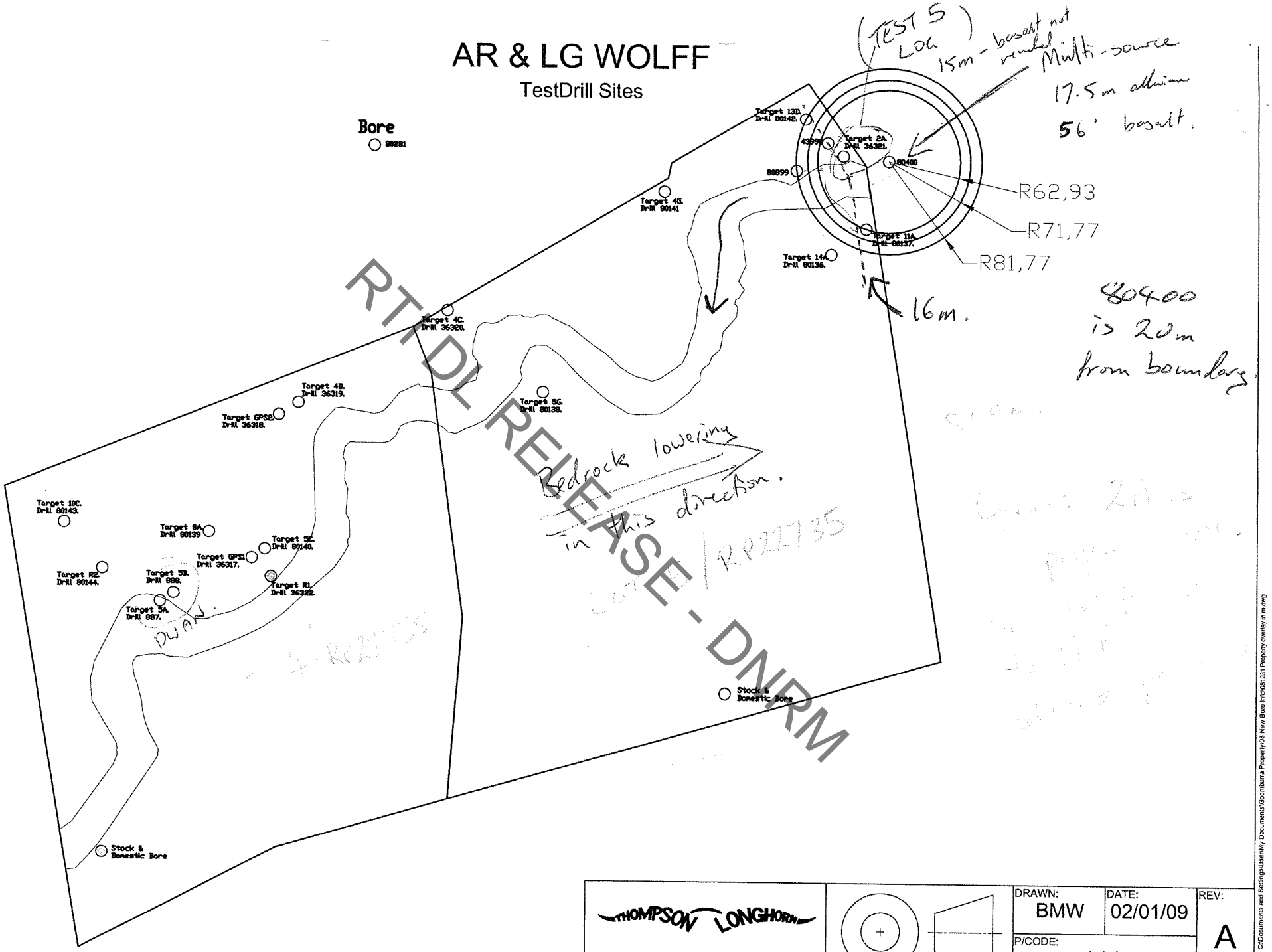
121201 Bore location

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

RTI DL RELEASE - DNRM

AR & LG WOLFF

TestDrill Sites

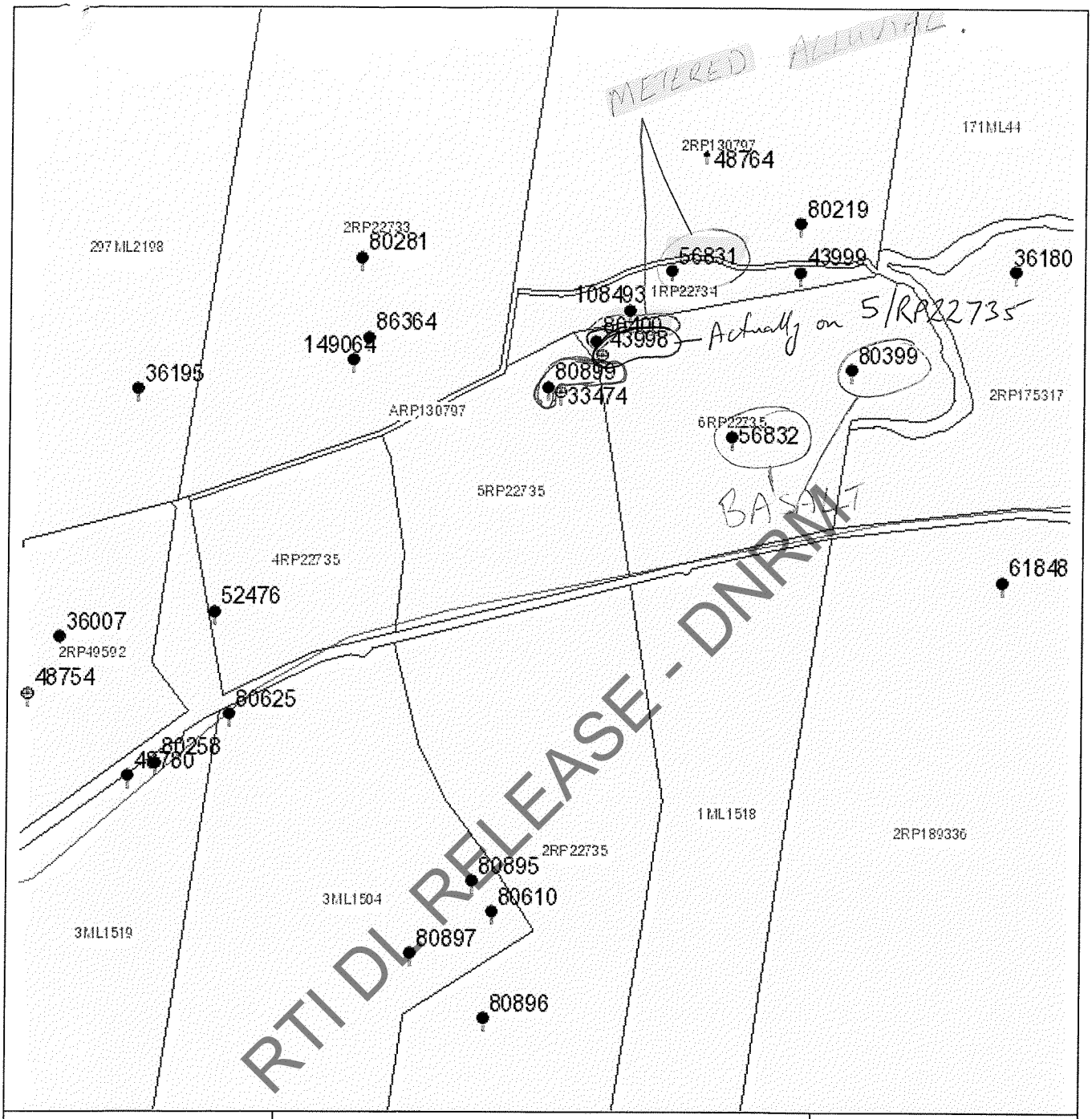


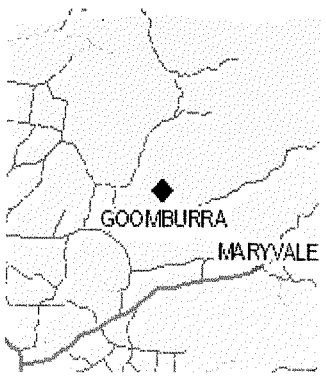
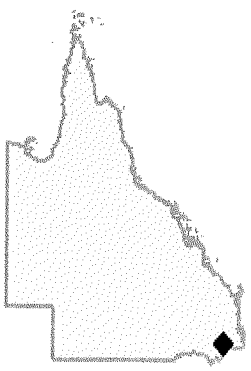
RTI DL RELEASE - DNRM

THOMPSON LONGHORN
STOCK HANDLING EQUIPMENT

DRAWN:	DATE:	REV:
BMW	02/01/09	A
P/CODE: * * *		

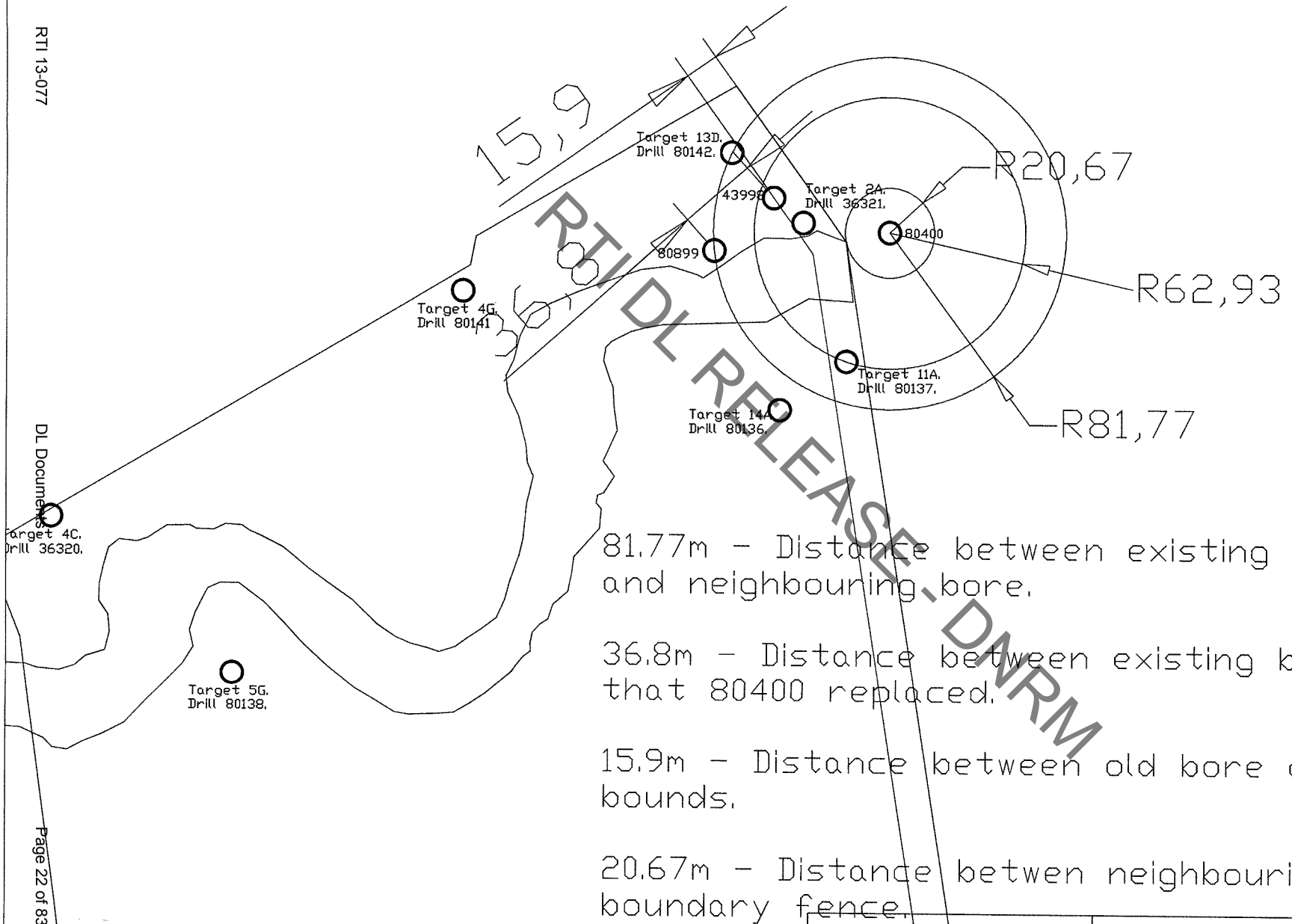
C:\Documents and Settings\User\My Documents\Goomiburra Property\08 New Bore Info\081231 Property overlay in m.dwg



Department of Natural Resources and Mines	275 0 275 Meters		Queensland Government
Map Title: Coyote Cartel **Plan Number: BLS3436** Datum: GDA_1994 Geographic Coodinate System: GCS_GDA_1994 Digital Cadastral Database(DCDB) is current at December 2012. Position accuracy of cadastre is +/-14 metres. © The State of Queensland (Department of Natural Resources and Mines) 2012.	While every care is taken to ensure the accuracy of this data, the Department of Natural Resources and Mines, and/or contributors to this publication, makes no representations or warranties about its accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability in negligence) for all injuries, expenses, losses, damages (including indirect or consequential damage) and costs which might be incurred as a result of the data being inaccurate or incomplete in any way or for any reason.		

AR & LG WOLFF

TestDrill Sites



81.77m - Distance between existing water bore and neighbouring bore.

36.8m - Distance between existing bore and bore that 80400 replaced.

15.9m - Distance between old bore and property bounds.

20.67m - Distance betwen neighbouring bore and boundary fence.

THOMPSON LONGHORN
STOCK HANDLING EQUIPMENT

DRAWN:	DATE:	REV:
BMW	02/01/09	A
P/CODE: * * *		

RTI DL RELEASE - DNRM

RTI 13-077

DL Documents

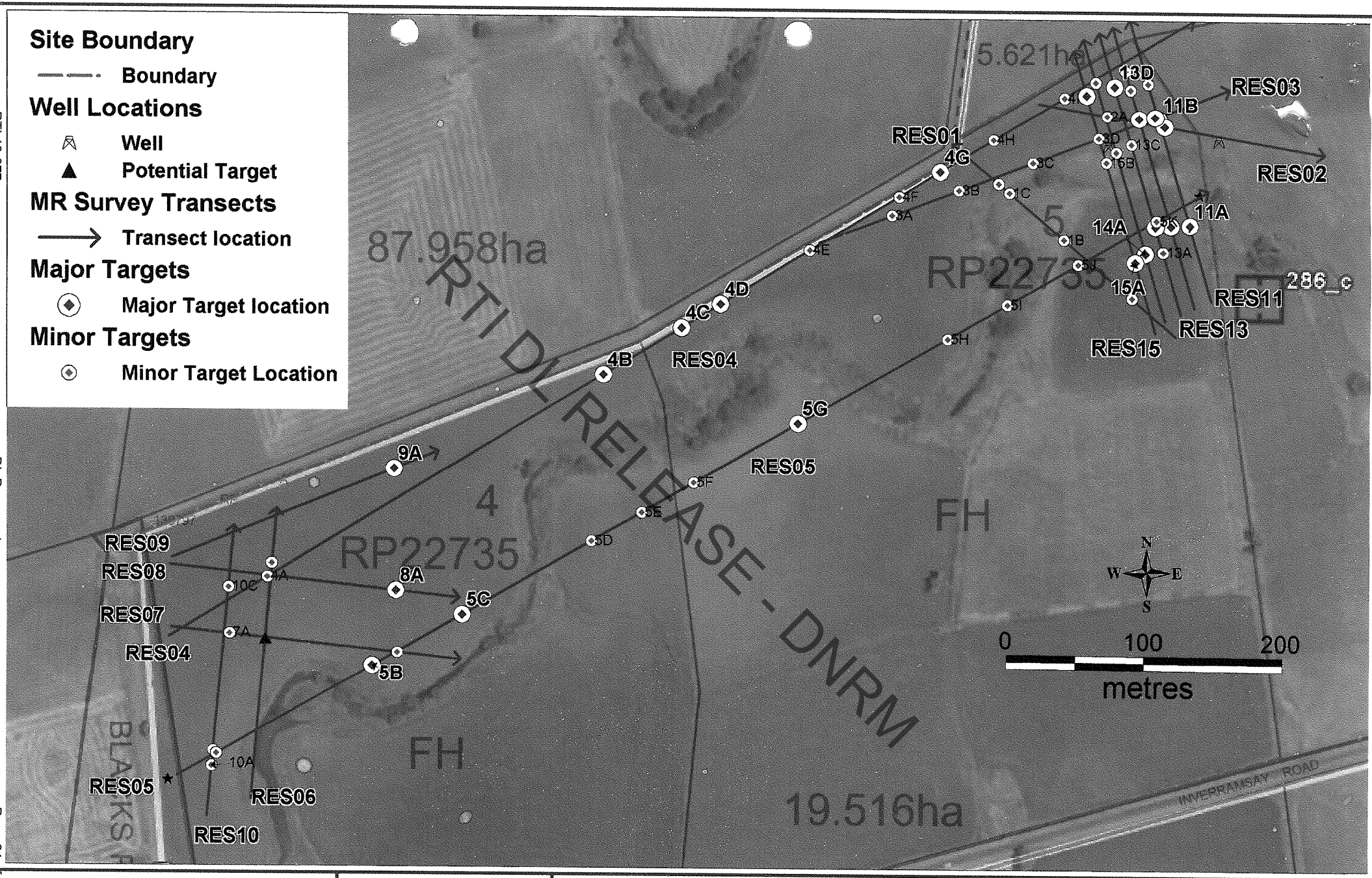
C:\Documents and Settings\User\My Documents\Goombumi Property\09 New Bore Info\091231 Property overlay in m.dwg

Test Drill Targets

Ecophyte Report date	Ecophyte page	Target ID	Drill Contractor	Drill Log #
11-Mar-08	Sheet 03	5A	MJ DWAN	887
11-Mar-08	Sheet 03	5B	MJ DWAN	888
11-Mar-08	Sheet 03	GPS 1	Leyburn Drilling	36317
11-Mar-08	Sheet 03	GPS 2	Leyburn Drilling	36318
11-Mar-08	Sheet 03	4D	Leyburn Drilling	36319
06-Oct-08	DWG 286-A-016	4C	Leyburn Drilling	36320
11-Mar-08	Sheet 03	2A	Leyburn Drilling	36321
Random site	Not Shown	R1	Leyburn Drilling	36322
Stock Bore	Not Shown	SB2	Leyburn Drilling	36323
06-Oct-08	DWG 286-A-016	14A	Crank Drilling	80136
06-Oct-08	DWG 286-A-016	11A	Crank Drilling	80137
06-Oct-08	DWG 286-A-016	5G	Crank Drilling	80138
06-Oct-08	DWG 286-A-016	8A	Crank Drilling	80139
06-Oct-08	DWG 286-A-016	5C	Crank Drilling	80140
06-Oct-08	DWG 286-A-016	4G	Crank Drilling	80141
06-Oct-08	DWG 286-A-016	13D	Crank Drilling	80142
06-Oct-08	DWG 286-A-016	10C	Crank Drilling	80143
Random site	Not Shown	R2	Crank Drilling	80144

X 10

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Ecophyte Technologies Pty Ltd ACN: 098 844 478	DATE: 06 OCT 2008 DRAWN: BAK VERSION: 1.0 CHECKED: PCM	AR & LG Wolff – Groundwater Resource Assessment ET286 Goomburra MR Survey **Site Map Showing Locations of Interpreted Targets**	SCALE:: N/A V/H: 1:1 DATUM: GDA94 PROJ.: Zone 56	**DRAWING NO.** **286-A-016**

RTI 49-077
BL Documents
Page 24 of 83

Client Ref: 237205
File Ref: WAR-G1190

Queensland Government

13 October 2011

Department of
Environment and Resource Management

GS WOLFF & Ors
287 INVERRAMSAY ROAD
ALLORA QLD 4362

I hereby certify that this is a true copy of the notice/letter posted on 18 / 10 / 2011
Name Karen Carey
Signature Section 78B(2) RTI Act
Position Admin Officer

Dear Sir/Madam

Application for Water Licence: application reference 538641

I refer to the above mentioned application that was received by this office on 10 October 2011.

To progress this application in accordance with the provisions of the *Water Act 2000*, you must now:

- publish the attached public notice in the nominated newspaper/s on the relevant date of insertion; and
- provide to this office a copy of the newspaper page containing the notice within 10 business days of the publication date.

If you are unable to publish the notice by the relevant date of insertion on the notice, you must contact this office to obtain a new notice with a revised publication date and submission closing date.

Please note that no changes to the publication of notice should be made (ie: changes to font or the addition of company logo) and it should be inserted in classifieds, public notice in a set solid (single column) format.

Failure to meet the above requirements within the specified time limits may cause your application to lapse.

RTI DL RELEASE - DNRM

State Government Offices
Cnr Guy & Fitzroy Streets WARWICK
PO Box 2
WARWICK QLD 4370
Telephone +61 7 46610200
Facsimile +61 7 46615215
Website http://www.derm.qld.gov.au/
ABN 46 640 294 485

If you have any further enquiries please call (07) 46610200.

Yours Sincerely

CTPI 49-Sch4

Matthew Blanch
Senior Project Officer

RTI DL RELEASE - DNRM

State Government Offices
Cnr Guy & Fitzroy Streets WARWICK
PO Box 2
WARWICK QLD 4370
Telephone +61 7 46610200
Facsimile +61 7 46615215
Website http://www.derm.qld.gov.au/
ABN 46 640 294 485

SPECIFICATION FOR PUBLICATION OF NOTICE

Date of Insertion and Newspaper details:
29 October 2011 WARWICK DAILY NEWS

No. of Insertions: One
Classification: Public Notice

NOTICE OF APPLICATION - WATER ACT 2000

Notice is hereby given of application to replace a water licence made under section 229 of the *Water Act 2000* the details of which are:

Applicant name: COYOTE CARTEL PTY LTD AS TRUSTEE
GEORGINA SIMONE WOLFF
Application reference: 538641
Application details: The taking of underground water from Dalrymple Creek Alluvium with the point of take under Lot 5 on RP22735 and Lot 4 on RP22735 for the purpose of Irrigation, attached to land described as Lot 4 on RP22735 and Lot 5 on RP22735 with a nominal entitlement of 44 megalitres per year. The property is located in the Goomburra area. This application is to replace a water licence to take water which has expired due to part disposal of land.
No increase in entitlement is sought.

Submissions: Any person may make a submission. The chief executive is only obliged to consider a submission if it is properly made. A submission will not be properly made unless it: (a) is made in writing and signed by each person making the submission; (b) is received on or before the closing date stated below; (c) states the name and address of each person making the submission; (d) states the grounds of the submission and facts and circumstances relied on; and (e) is received by the chief executive at State Government Offices, Cnr Guy & Fitzroy Streets, WARWICK or posted to PO Box 2, WARWICK, QLD, 4370. The submission must include the water licence applicant's name and application reference, as stated above. Closing date for submissions is 14 December 2011.

In accordance with statutory requirements, the name and address of any person making a submission will be included in the information notice given with respect to the decision on this application. Submissions made in response to this application will become subject to the *Right to Information Act 2009* and the *Information Privacy Act 2009*, and may be disclosed to a person who makes an application for access to them.

Copies of the application may be inspected at the Department of Environment and Resource Management office, State Government Offices, Cnr Guy & Fitzroy Streets, WARWICK and on payment of the prescribed fee, purchased.

Enquiries: Telephone Matthew Blanch on (07) 46610200.

RTI DL RELEASE - DNRM

Permit and Licence Management Unit – Development Application Validation Checklist

Application Received: 3/12/2012

Ecotrack Project #: 396044 **PaLM Coordinator** R Zanelli

Individual/Company/Business Name: Coyote Cartel Pty Ltd

Address: 287 Inverramsay Rd Goombungee **Lot/s on Plan:** Lot 5 RP 227355

LGA: Southern Downs Regional Council **Council reference:** —

Lodged via Smart EDA ☒ **Smart EDA ID#:** —

Application type: ☐ MCU (form 5) ☑ Op Works ☐ Reconfiguring a Lot (form 7)

Referral Trigger/s: 80899

Concurrence Agency/Assessment Manager Triggers			
EHP	**DNRM**	**NPRSR**	**DEWS**
☐ Coastal ☐ Environmental Operations ☐ Contaminated Land ☐ Heritage ☐ Wetlands (Concurrence) ☐ Wild Rivers	☑ Water (excl referrable dam) ☐ Clearing vegetation ☐ Strategic Cropping Land	Nil concurrence triggers	☐ Water (referable dam only)
Advice Agency Triggers			
EHP	**DNRM**	**NPRSR**	**DEWS**
☐ 100m Wetlands ☐ Heritage – common boundary	☐ Acid sulphate soils	☑ Conservation estate	Nil advice triggers

Individual Department Details:

Dept: NRM	Dept:	Dept:
DA Coordinator / Business Unit:	DA Coordinator / Business Unit:	DA Coordinator / Business Unit:
AR# 035940	**AR#**	**AR#**
Referral type (AM, CA, Adv, TP)	Referral type (AM, CA, Adv, TP)	Referral type (AM, CA, Adv, TP)
If AM, referral agencies: NIL	If AM, referral agencies:	If AM, referral agencies:
Permit# SPDC0504 8012	Permit#	Permit#
App. ID: 509622	App. ID:	App. ID:
Properly made/~~referred~~: 3/12/2012	Properly made/referred: ...../...../20.....	Properly made/referred: ...../...../20.....
Acknowledgement due (if AM): ...../...../20.....	Acknowledgement due (if AM): ...../...../20.....	Acknowledgement due (if AM): ...../...../20.....
Info request due: 8/1/2012	Info request due: ...../...../20.....	Info request due: ...../...../20.....
Adv. response due:...../...../20.....	Adv. response due:...../...../20.....	Adv. response due:...../...../20.....

RTI DL RELEASE - DNRM

Permit and Licence Management Unit – Development Application Validation Checklist

Indicate by Yes ☑ No ☒ or N/A ⊟ A ☒ in any of the checkboxes may indicate a not a properly made or properly referred application			
SPA Forms 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, 24, 28, 29, 30, 33, 35			☐
IDAS Checklist Completed	☒	Mandatory supporting information provided	☐
Native Title Notification Required (if ☑, attach copy of Notification to applicant)	☐	Native Title Assessment Completed - complete the assessment sheet and attach copy. Module:	☐
Resource Entitlement required (Required for all applicable Jurisdictions)	☐	Resource Entitlement granted (Granted for all applicable Jurisdictions)	☐
Owner's Consent Required (MCU and RaL only)	☑	Owner's Consent provided	☑
Acknowledgement Notice Prepared	☐	Date Prepared: ...../...../.....PaLM Staff initials:	
When application is for Concurrence Agency/Advice/Third Party Advice referral			
Acknowledgement Notice Attached & valid Date of acknowledgement notice: ...../...../20....	☐	SPA - within 20 bus days of date of Acknowledgement Notice IPA - within 3 months of date of Acknowledgement Notice Revived - ____/____/____	☐ ☐

State Interests: tick if applicable. **Bold** denotes mapped on EcoMaps. Check at regional level until new layers added

EHP	DNRM	NPRSR
☐ **Coastal Building Line**	☐ **Acid Sulfate Soils**	☐ **Koala habitat areas**
☐ **Coastal Management District**	☐ **Native vegetation**	☐ **Marine Plants**
☐ **EMR or CLR (continuing activity)**	☐ **Strategic Cropping Land**	☐ **Nature refuges**
☐ **Erosion Prone Areas**	☐ **Declared catchments of dams**	☐ **Protected areas**
☐ Notifiable activity	☐ **Key resource areas**	☐ **National Parks**
☐ **Wetland management area**	☐ **Regional ecosystems by VMA status**	☐ **Ramsar**
☐ **Biodiversity offset policy**		☐ **Priority species**
☐ **Directory of important wetlands**		☐ **State plantation forest**
☐ **Port limits**		☐ **World Heritage Area**
☐ **Developed and undeveloped waterways**		
☐ **Areas under coastal management plans**		
☐ **Qld heritage register boundaries**		
☐ **GBR wetland protection area**		
☐ **Strategic port land**		
☐ **Fish Habitat areas**		
☐ **Wild river areas boundaries**		

Receipt Details:

Department: ..... Fees Correct ☐	**N/A ☐ Exempt ☐ Copy of Receipt/s attached ☐**
Receipt No. 417913/ **Date:** 3/12/12	**Payment Method: Cheque ☑ EFT ☐ Cash ☐ Credit ☐**
Amount Paid: $ 106.10	**Cheque No.** 000016
Receipt sent to client Yes ☐ No ☐	**Drawer:** Coyote Cattle P/L
Department: ..... Fees Correct ☐	**N/A ☐ Exempt ☐ Copy of Receipt/s attached ☐**
Receipt No. ..... Date: ...../..../.....	**Payment Method: Cheque ☐ EFT ☐ Cash ☐ Credit ☐**
Amount Paid: $.....	**Cheque No.....**
Receipt sent to client Yes ☐ No ☐	**Drawer: .....**

Portable Long Service Leave Paid Yes ☐ No ☐(the Building and Construction Industry (Portable Long Service Leave) Act 1991 requires the levy to be paid before a development permit is issued)

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Permit and Licence Management Unit – Development Application Validation Checklist

Natural Resources and Mines – Water

Fees applicable- refer to schedule 16 of the Water Regulation 2002

Form 1, Q9 table G:

Copy of evidence to be provided (eg. Water licence, water permit, interim water allocation, water allocation, seasonal water assignment)

Question 8 on the works application – all are mandatory

- ☐ Consent of Chief Executive
- ☐ Owner's Consent
- ☐ Resource Entitlement (if leasehold land)
- ☑ **Taking or interfering with artesian/sub-artesian water: Form 12 complete**
  - ☑ the location of the proposed works, if known, and any existing works for taking artesian or sub-artesian water
  - ☑ lot boundaries and descriptions
  - ☑ existing licensed or permitted works
  - ☑ the position of any watercourses or water bodies
  - ☑ the position of any roads
  - ☑ the position of any area to be irrigated
- ☐ **Watercourse pump: Form 13 completed**
  - ☐ the location of the proposed water pump and any existing pump
  - ☐ lot boundaries and descriptions
  - ☐ existing licensed or permitted works
  - ☐ the position of any watercourses or water bodies
  - ☐ the position of any roads
  - ☐ the position of any area to be irrigated
- ☐ **Water storage: Form 14 completed**
  - ☐ the location of the proposed water storage and any existing storage
  - ☐ lot boundaries and descriptions
  - ☐ existing licensed or permitted works
  - ☐ the position of any watercourses or water bodies
  - ☐ the position of any roads
  - ☐ the position of any area to be irrigated
- ☐ **Gravity diversion from a watercourse: Form 15 completed**
  - ☐ the location of the proposed gravity diversion and any existing gravity diversion
  - ☐ lot boundaries and descriptions
  - ☐ existing licensed or permitted works
  - ☐ the position of any watercourses or water bodies
  - ☐ the position of any roads
  - ☐ the position of any area to be irrigated
  - ☐ details of any vegetation within the water body or watercourse proposed to be cleared
  - ☐ details of any filling or excavation proposed in the watercourse or water body
- ☐ **Watercourse diversion: Form 17 completed**
  - ☐ the location of the proposed water storage and any existing storage
  - ☐ lot boundaries and descriptions
  - ☐ existing licensed or permitted works
  - ☐ the position of any watercourses or water bodies
  - ☐ the position of any roads
  - ☐ the position of any area to be irrigated
  - ☐ a scaled plan showing design details of the proposed diversion
  - ☐ details of the proposed diversion including a description of any impacts on the existing watercourse or water body, or vegetation
  - ☐ details of any vegetation within the water body or watercourse proposed to be cleared
- ☐ **Taking overland flow: Form 19 completed**
  - ☐ the location of the proposed work and any existing works for taking overland water
  - ☐ lot boundaries and descriptions
  - ☐ existing licensed or permitted works
  - ☐ the position of any watercourses or water bodies
  - ☐ the position of any roads
  - ☐ the position of any area to be irrigated
  - ☐ a certified report in accordance with schedule 1 of the Code for assessable development for operational works for taking overland flow water detailing the proposed location, extent and operation of all the proposed reconfigured works and proposed new works (not required if work for stock and domestic water use or rehabilitating degraded land)

Continues over page....

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**** Non mandatory if taking less than 12 Mega litres.*** **Agricultural runoff – check WRP to see if regulated and any Wild River requirements** **For Wild River areas**	☐ number for authorised taking of overland water ☐ a copy of the notification acknowledgement letter containing the notification acknowledgement ***For an application for capturing agricultural runoff**** ☐ a copy of a land and water management plan approved under the Water Act 2000 or an industry best practice management audit ***For an application for taking water required by an environmental authority or development permit**** ☐ a copy of the relevant environmental authority or development permit ☐ a report demonstrating: ☐ how the proposed works meet the requirements of the environmental authority or development permit ☐ how the proposed works minimise the taking of water ***For an application for rehabilitating degraded land (applicable to the Warrego, Paroo, Buloo or Nebine Water Resource Plan areas) **** ☐ a certificate from a professional, qualified in soil science, stating the area concerned is degraded and the works will be an appropriate method for rehabilitating the area ☐ evidence the works are required under the Land Act 1994 ☐ evidence the works have been approved for funding under the Primary Industries Productivity Enhancement Landcare Loans Scheme ☐ **Work in a watercourse not covered by Form 12 – 20: Form 21 completed** ☐ A sketch plan showing ☐ the location of the proposed work and any existing works for taking overland flow water ☐ lot boundaries and descriptions ☐ existing licensed or permitted works ☐ the position of any watercourses or water bodies ☐ the position of any roads ☐ the position of any area to be irrigated ☐ **Interfering with overland flow: Form 20 completed** ☐ the location of the proposed works and any existing works for interfering with overland flow water ☐ lot boundaries and descriptions ☐ existing licensed or permitted works ☐ the position of any watercourses or water bodies ☐ the position of any roads ☐ the position of any area to be irrigated ☐ hydrology report assessing the potential impact of the proposed works on any adjacent watercourse or water body and surrounding floodplain **Declared catchment area (If lot created is less than 16ha)** ☐ **Material Change of Use: Form 5 Completed** (Material change of use for a waste water disposal system located in an area declared to be a catchment area under the Water Act that is not an ERA and that is assessable development under either the planning scheme, or a temporary local planning instrument, a preliminary approval to which section 242 of the Act applies; or a State planning regulatory provision.) ☐ **Reconfiguring a Lot: Form 7 completed** ☐ **Fee** ☐ **Catchment area is NOT in the SEQ region (See SPA Contact list)** FYI: If the Catchment area is in the SEQ region – Queensland Bulk Water Supply Authority ABN 75 450 239 876 trading as Seqwater is the concurrence agency. As DERM is not a concurrence agency the assessment manager will need to be notified.
Removal of quarry material from a watercourse	☐ **Removal of quarry material from a watercourse: Form 18 completed** ☐ the location of the proposed work and any existing works for removing quarry material ☐ lot boundaries and descriptions ☐ existing licensed or permitted works ☐ the position of any watercourses or water bodies ☐ the position of any roads ☐ operations plan ☐ Copy of Quarry material allocation notice (Consent of chief executive not required)

RTI DE RELEASE - DNRM

ARO 35740

Integrated Development Assessment System form

Application details—IDAS form 1

(*Sustainable Planning Act 2009* version 1.0 effective 18 December 2009)

You **MUST** complete **ALL** questions unless the form indicates otherwise. Incomplete forms or forms without all necessary information and documentation will result in your application not being a properly made application.

For all development applications, you must:

- complete this form (*Application details—IDAS form 1)*
- complete any other forms relevant to your application
- provide any mandatory supporting information identified on the forms as being required to accompany your application.

Attach extra pages if there is insufficient space on this form.

All terms used on this form have the meaning given in the *Sustainable Planning Act 2009* or the *Sustainable Planning Regulation 2009*.

This form can also be completed online using Smart eDA at www.smarteda.qld.gov.au

Applicant details (note: the applicant is the person responsible for making the application and need not be the owner of the land. The applicant is responsible for ensuring the information provided on all IDAS application forms is correct. Any development permit or preliminary approval that may be issued as a consequence of this application will be issued to the applicant.)

Name/s (individual or company name in full)	COYOTE CARTEL Phyltd atf BNG FAMILY TRUST
For companies, contact name	BYRON WOLFF and GEORGINA WOLFF
Postal address	287 INVERRAMSAY ROAD GOOMBURRA QLD 4362
Contact phone number	07 46666174
Mobile number (non-mandatory)	Section 78B(2) RTI Act
Fax number (non-mandatory)	07 46666242
e-mail address (non-mandatory)	byron @thompsonlonghorn.com.au

RTI DL RELEASE - DNRM

Department of Infrastructure and Planning Qplan Queensland Government

☐☐☐

1. What is the nature of development proposed? (tick all applicable box/es)

- ☐ material change of use of premises
- ☐ building work
- ☑ operational work
- ☐ reconfiguring a lot

2. What type of approval is being sought?

☑ development permit ☐ preliminary approval ☐ both—provide details below

3. Is the application for a mobile and temporary environmentally relevant activity (ERA)?

- ☑ No
- ☐ Yes—complete table A and then go to question 5

Table A—name of each local government area in which the mobile and temporary ERA is proposed to operate

4. Location of the premises (complete table B and/or table C as applicable. Identify each lot in a separate row)

Table B—street address/lot for the premises or street address/lot on plan for the land adjoining or adjacent to the premises

- ☑ street address/lot on the plan
- ☐ street address/lot on plan for the land adjoining or adjacent to the premises (appropriate for development in water e.g. jetty, pontoon)

Street address				Lot on plan description		Local government area (e.g. Logan, Cairns)
Unit no.	Street no.	Street name and official suburb/ locality name	Post-code	Lot no.	Plan type and plan no.	
	287	INVERRAMSAY ROAD GOOMBURRA	4362	LOT 5	RP 22735	GOOMBURRA ALLORA

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Table C—premises coordinates (appropriate for development in remote areas, over part of a lot or in water e.g. channel dredging in Moreton Bay)						
Coordinates (note: place each set of coordinates in a separate row)				**Zone reference**	**Datum**	**Local government area (if applicable)**
Easting	Northing	Latitude	Longitude			
					☐ GDA94 ☐ WGS84 ☐ other	

5. Total area of the premises on which the development is proposed (indicate hectares or m²)

LOT 5 is 19.516 ha

6. Current use/s of the premises (e.g. vacant land, house, apartment building, cane farm, etc.)

FARM LAND CROPPING

7. Provide a brief description of the proposal (e.g. six unit apartment building, 30 lot residential subdivision etc.)

RE-DRILL IRRIGATION BORE AS CURRENT BORE HOLE NO LONGER YIELDING

8. Is owner's consent required for this application? (refer to notes at the end of this form for more information)

☐ No

☑ Yes—complete either table D, table E or table F as applicable

Table D	
Name of owner/s of the land	COYOTE CARTEL P/L
I/We, the above-mentioned owner/s of the land, consent to the making of this application.	
Signature of owner/s of the land	CTPI 49-Sch4 DIRECTOR
Date	29 NOV 2012

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☐☐☐

Table E	
Name of owner/s of the land	
☐ The owner's written consent is attached or will be provided separately to the assessment manager	

Table F	
Name of owner/s of the land	
☐ By making this application, I, the applicant, declare that the owner has given written consent to the making of the application.	

9. Does the application involve a state resource? (e.g. the application involves state land, or taking quarry materials. Refer to the notes at the end of this form for more information)

☐ No ☑ Yes—complete table G

Table G—state owned resources (provide details for each state resource in a separate table)	
Nature of state-owned resource	UNDERGROUND WATER
Nature of evidence required (tick the applicable box and attach a copy of the evidence to this form)	☑ Evidence of an allocation of, or an entitlement to, the resource ☐ Evidence the chief executive of the department administering the resource is satisfied the development is consistent with an allocation of, or an entitlement to, the resource ☐ Evidence the chief executive of the department administering the resource is satisfied the development application may proceed in the absence of an allocation of, or an entitlement to, the resource

10. Identify if any of the following apply to the premises (tick applicable box/es)

☐ adjacent to a water body, watercourse or aquifer (e.g. creek, river, lake, canal)—complete table H

☐ on strategic port land under the *Transport Infrastructure Act 1994*—complete table I

☐ in a tidal water area—complete table J

Table H	Name of water body, watercourse or aquifer

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☐☐☐

Table I

Lot on plan description for strategic port land	Port authority for the lot

Table J

Name of local government for the tidal area (if applicable)	Port authority for the tidal area (if applicable)

11. Are there any existing easements on the premises? (e.g. for vehicular access, electricity, overland flow, water, etc.)

☑ No ☐ Yes—ensure the type, location and dimension of each easement is included in the plans submitted

12. Does the proposal include new building work or operational work on the premises? (including any services)

☑ No ☐ Yes—ensure the nature, location and dimension of proposed works are included in plans submitted

13. Is the payment of a portable long service leave levy applicable to this application? (refer to notes at the end of this form for more information)

☑ No—go to question 15 ☐ Yes

14. Has the portable long service leave levy been paid? (refer to notes at the end of this form for more information)

☐ No

☐ Yes—complete table K and submit with this application the yellow local government/private certifier's copy of the receipted QLeave form

Table K

Amount paid	Date paid	QLeave Project Number (6 digit number starting with A, B, E, L or P)

15. Has the local government agreed to apply a superseded planning scheme to this application under section 96 of the *Sustainable Planning Act 2009*?

☑ No

☐ Yes—please provide details below

Name of local government	Date of written notice given by local government	Reference number of written notice given by local government (if applicable)

RTI DL RELEASE - DNRM

16. List below all of the forms and supporting information that accompany this application (include all IDAS forms, checklists, mandatory supporting information etc. that will be submitted as part of this application. Note: this question does not apply for applications made on-line using Smart eDA)	
Description of attachment or title of attachment	**Method of lodgement to assessment manager**
WATER LICENCE Ref # 606325	attached
LAND AREA MAP of 287 INVERRAMSAY Rd LOT 5 + WATER USE AREA	attached
IDAS FORM 12 x 1	attached
QLD GOVT Development Details 163423	attached
BORE REGISTRATION CARD # 80899	attached
Coyote Cartel PIL Cheque for Application Fee	attached

17. Applicant's declaration

☑ By making this application, I declare that all information in this application is true and correct (note: it is unlawful to provide false or misleading information).

Notes for completing this form

Question 8:

- Section 263 of the *Sustainable Planning Act 2009* sets out when the consent of the owner of the land is required for an application. Section 260(1)(e) of the *Sustainable Planning Act 2009* provides that if the owner's consent is required under section 263, then an application must contain, or be accompanied by, the written consent of the owner, or include a declaration by the applicant that the owner has given written consent to the making of the application.
- Owner's consent is not required for a mobile and temporary ERA.

Question 9:

- Section 264 of the Sustainable Planning Act 2009 provides that if a development involves a state resource, a regulation may require the application to be supported by certain evidence prescribed under the regulation. Schedule 14 of the Sustainable Planning Regulation 2009 prescribes the state resources for which evidence is required to be given, and the evidence required, to support the application.

Question 13:

- The Building and Construction Industry (Portable Long Service Leave) Act 1991 prescribes when the portable long service leave levy is payable.
- The portable long service leave levy amount and other prescribed percentages and rates for calculating the levy are prescribed in the Building and Construction Industry (Portable Long Service Leave) Regulation 2002.

Question 14:

- The portable long service leave levy need not be paid when the application is made, but the Building and Construction Industry (Portable Long Service Leave) Act 1991 requires the levy to be paid before a development permit is issued.
- Building and Construction Industry Notification and Payment Forms are available from any Queensland post office or agency, on request from QLeave, or can be completed on the QLeave website at www.qleave.qld.gov.au. For further information contact QLeave on 1800 803 481 or www.qleave.qld.gov.au.

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Privacy—the information collected in this form will be used by the Department of Infrastructure and Planning (DIP) in accordance with the processing and assessment of your application. Your personal details will not be disclosed for a purpose outside of the IDAS process, except where required by legislation (including the *Right to Information Act 2009*) or as required by Parliament. This information may be stored in a departmental database. The information collected will be retained as required by the *Public Records Act 2002*.

OFFICE USE ONLY

Date received | Reference numbers

NOTIFICATION OF ENGAGEMENT OF A PRIVATE CERTIFIER

To Council. I have been engaged as the private certifier for the building work referred to in this application

Date of engagement	Name	BSA Certification license number	Building classification/s

QLEAVE NOTIFICATION AND PAYMENT (for completion by assessment manager or private certifier if applicable)

Description of the work	QLeave Project Number	Amount paid ($)	Date paid	Date receipted form sighted by assessment manager	Name of officer who sighted the form

RTI DL RELEASE - DNRM

The *Sustainable Planning Act 2009* (SPA) is administered by the Department of Infrastructure and Planning. This form and all other required application materials should be sent to your assessment manager and any referral agencies.

Taking or interfering with artesian or sub-artesian water—IDAS form 12

(*Sustainable Planning Act 2009* version 1.0 effective 18 December 2009)

This form must be completed for development applications for operational works that involve taking or interfering with artesian or subartesian water.

You **MUST** complete **ALL** questions unless the form indicates otherwise. Incomplete forms or forms without all necessary information and documentation will result in your application not being a properly made application..

For all development applications you must:

- complete *Application details—IDAS form 1*
- complete any other forms relevant to your application
- provide any mandatory supporting information identified on the forms as being required to accompany your application.

Attach extra pages if there is insufficient space on this form.

All terms used on this form have the meaning given in the *Sustainable Planning Act 2009* or the *Sustainable Planning Regulation 2009.*

RTI DL RELEASE - DNRM

This form can also be completed online using Smart eDA at www.smarteda.qld.gov.au

1. Are the works existing?

☑ No ☐ Yes—provide date drilled (if known)

2. Are the proposed works to replace or amend an existing authorised bore?

☐ No ☑ Yes—provide authorisation number BORE REGISTRATION # 80899

3. What is the nature of the proposed work? (tick applicable box/es)

- ☑ installing a bore
- ☐ excavating
- ☐ sinking a well
- ☐ constructing a collection network
- ☐ other—specify below

REPLACE EXISTING BORE THAT NO LONGER YIELDS

☐☐☐

4. What type of bore is proposed? (tick applicable box/es)

- ☑ sub-artesian bore (does not flow)
- ☐ artesian bore (flowing)—controlled to headworks
- ☐ artesian bore (not flowing)—ceased to flow

5. What is the proposed depth of the bore or target formation?

Maximum estimated depth (metres)	Target formation
20 metres	

6. What is the local bore name? (non-mandatory)

7. What are the details of the bore casing? (non-mandatory)

Diameter (millimetres)	From (metres)	To (metres)	Material (e.g. steel, PVC)

8. What are the details of the proposed work for excavation, well, collection work or other work? (non-mandatory)

Length (metres)	Width (metres)	Depth (metres)	Diameter (millimetres)

9. What type of pump is proposed? (tick applicable box/es. Non-mandatory)

- ☐ centrifugal
- ☐ helical rotor
- ☐ jet
- ☑ submersible
- ☐ turbine
- ☐ piston
- ☐ cylinder pump and windmill
- ☐ other—specify below

10. What are the details of the pump? (non-mandatory)

Inlet/bore (millimetres)	Outlet/stroke (millimetres)	Duty discharge (litres/sec)	Duty head (metres)

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11. What is the proposed motor type of the pump? (non-mandatory)

12. Confirm that the following mandatory supporting information accompanies this application

A sketch plan showing	Confirmation of lodgement	Method of lodgement
the location of the proposed works, if known, and any existing works for taking artesian or sub-artesian water	☐ confirmed ☑ not applicable	attached
lot boundaries and descriptions	☑ confirmed	attached
existing licensed or permitted works	☑ confirmed ☐ not applicable	attached
the position of any watercourses or water bodies	☐ confirmed ☒ not applicable	
the position of any roads	☐ confirmed ☒ not applicable	
the position of any area to be irrigated	☑ confirmed ☐ not applicable	attached.

Privacy—please refer to your assessment manager for further details on the use of information recorded in this form.

OFFICE USE ONLY

Date received | Reference numbers

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The *Sustainable Planning Act 2009* is administered by the Department of Infrastructure and Planning. This form and all other required application materials should be sent to your assessment manager and any referral agencies.

GROUNDWATER DATABASE

BORE CARD REPORT

Current WOLFF BORE,

REG NUMBER 80899

REGISTRATION DETAILS

OFFICE Warwick
D/O FILE NO. G1190
R/O FILE NO.
H/O FILE NO.

BASIN 4223
SUB-AREA 220
SHIRE 300-WARWICK
LOT 5
PLAN RP22735
ORIGINAL DESCRIPTION

LATITUDE 28-01-43
LONGITUDE 152-09-04
EASTING 416565
NORTHING 6899342
ZONE 56
ACCURACY
GPS ACC

MAP-SCALE 40C
MAP-SERIES N
MAP-NO 5955
MAP NAME
PROG SECTION
PRES EQUIPMENT

GIS LAT -28.02857896
GIS LNG 152.151204098
CHECKED Y

PARISH NAME 2100-GOOMBURRA
COUNTY MERIVALE
PROPERTY NAME
FIELD LOCATION

ORIGINAL BORE NO
BORE LINE -

FACILITY TYPE SF
STATUS EX
ROLES WS

DATE DRILLED 30/APR/97
DRILLERS NAME
DRILL COMPANY GREAT NORTHERN MINING CORP
METHOD OF CONST. MONIER ROTARY

POLYGON
RN OF BORE REPLACE
DATA OWNER
CONFIDENTIAL

CASING DETAILS

PIPE	DATE	RECORD NUMBER	MATERIAL DESCRIPTION	MAT SIZE (mm)	SIZE DESC	OUTSIDE DIAM (mm)	TOP (m)	BOTTOM (m)
A	30/04/1997	1	Steel Casing (unspecified)	2.400	WT	193	0.00	13.50
A	30/04/1997	2	Perforated or Slotted Casing	3.000	AP	193	10.50	13.50
A	30/04/1997	3	Gravel Pack	20.000	GR		0.00	13.50

STRATA LOG DETAILS

RECORD NUMBER	STRATA TOP (m)	STRATA BOT (m)	STRATA DESCRIPTION
1	0.00	1.50	DARK TOPSOIL
2	1.50	6.40	BROWN CLAY
3	6.40	11.70	LIGHT GREEN GREY CLAY
4	11.70	13.30	CLEAN GRAVEL SIZE 76 - 250MM
5	13.30	13.50	BASALT

AQUIFER DETAILS

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DL Documents

RTI 13-077

BORE CARD REPORT

REG NUMBER 80899

REC	TOP BED(M)	BOTTOM BED(M)	BED LITHOLOGY	DATE	SWL (m)	FLOW	QUALITY	YIELD (l/s)	CTR	CONDIT	FORMATION NAME
1	11.70	13.30	GRAV			N			Y	UC	DALRYMPLE CREEK ALLUVIUM

PUMP TEST DETAILS PART 1

**** NO RECORDS FOUND ****

PUMP TEST DETAILS PART 2

**** NO RECORDS FOUND ****

WATER ANALYSIS PART1

**** NO RECORDS FOUND ****

WATER ANALYSIS PART 2

**** NO RECORDS FOUND ****

RTI DL RELEASE - DNRM

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DL Documents

RTI 13-077

287 Inverramsay Rd

Water use area



THOMPSON LONGHORN

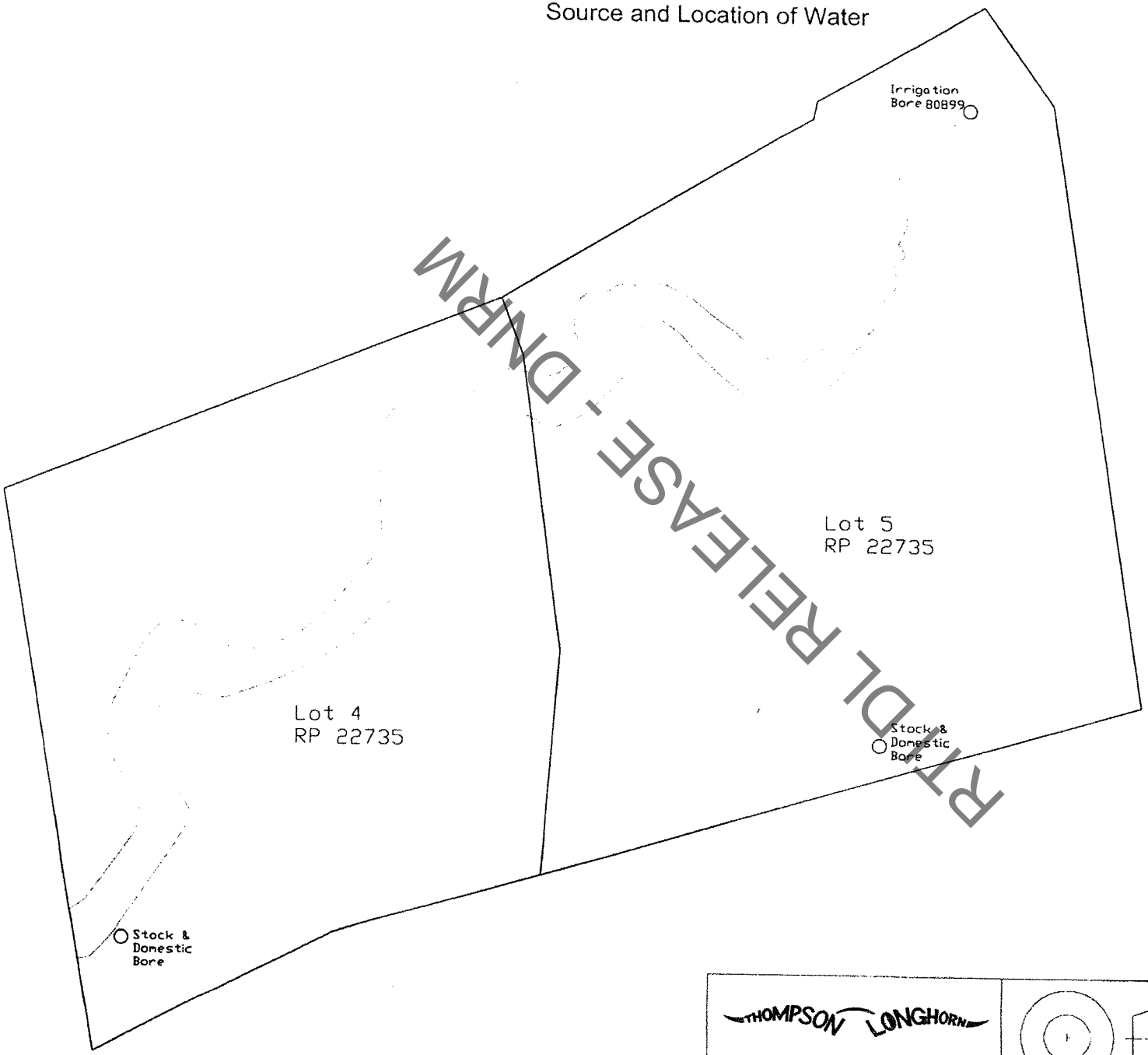
STOCK HANDLING EQUIPMENT

DRAWN:	DATE:	REV:
* * *	02/10/11	A
P/CODE: BMW		

C:\Documents and Settings\ThorMav\Documents\Groups\Proj...
DL Documents
RTI 13-077

287 Inverramsay Rd

Source and Location of Water



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DL Documents
RTI 13-077

THOMPSON LONGHORN

STOCK HANDLING EQUIPMENT

DRAWN:	DATE:	REV:
BMW	02/10/11	A
P/CODE:	* * *	

C:\Documents and Settings\User\My Documents\Goombura Property\06 New Bore Info\281231 Property overall v1 m.dwg

Department of Natural Resources and Mines

Development Details 163423

Compiled on 25-February-2005 at 11:20 AM

Queensland Government
Natural Resources and Mines

The information contained herein is a record of the works that were authorised by a licence or permit issued under the *Water Resources Act 1989*. This legislation has now been repealed and has been replaced by the *Water Act 2000*. Under the transitional provisions of the new legislation, an authorisation for works under the repealed Act is taken to be a Development Permit given under the *Integrated Planning Act 1997*.

Statement of Works

Reference 163423

Description of Land On Lot 5 on RP22735

Date Given 19/04/2002

Works Reference 80899T
Subartesian bore that taps the DALRYMPLE CREEK ALLUVIUM.
Total depth 13.5 metres.
Located on Lot 5 on RP22735.
Drilled date 20/10/1997.
Registered Number 80899.

RTI DL RELEASE DNRM

WATER LICENCE
Water Act 2000

Queensland Government

Reference	606325	**Expiry Date**	31/12/2021
Licensee	COYOTE CARTEL PTY LTD AS TRUSTEE GEORGINA SIMONE WOLFF		
Authorised Activity	The taking of underground water from Dalrymple Creek Alluvium with the point of take under Lot 5 on RP22735 and Lot 4 on RP22735. The take of water must be in accordance with the Water Sharing Rules for the Dalrymple Creek Alluvium Groundwater Management Area.		
Authorised Purpose	Irrigation		
Description of Land	Attached to the land described as Lot 4 on RP22735 and Lot 5 on RP22735.		
Nominal Entitlement	44 Megalitres		

This water licence is subject to the conditions endorsed hereon or attached hereto.

Under the *Sustainable Planning Act 2009* a development permit may be required for operational works to take or interfere with the water described in this licence. The licensee must ensure that the relevant development approvals have been obtained prior to installing or constructing new or additional operational works.

Given at Warwick this TWENTY-THIRD day of DECEMBER 2011.

CTPI 49-Sch4

Jim Reeves
Director-General
Department of Environment and Resource Management

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a No. 38140

Certificate of Title.

VOL: S 1562 FOL: 34

11562034

QUEENSLAND.

(C)

No. 282294

REFERENCE TO PREVIOUS

VOL. 1533 FOLIO 175

REGISTER BOOK, VOL. 1562 FOLIO 34

James Theodore Tod

of Goomburra near Allora — Grazier as trustee pursuant to ~~Memorandum~~ Nomination of ~~Trustees~~ Conveyance No. 875358 produced the tenth day of July 1923, registered the fourteenth day of August 1923, is now seized of an Estate in Fee-simple, subject nevertheless to such encumbrances, liens, and interests as are by memorandum notified hereon, in All that piece of Land situated in the County of Merivale — Parish of Goomburra containing forty eight acres and thirty six perches more or less, as shown on the Plan hereon, and therein edged red, Being resubdivision 5 of subdivision 2 of portion 116v on Plan Cat. No. M65-1037 deposited in the office of the Registrar of Titles Brisbane which said piece of Land is part of the portion marked 116v delineated in the Public Map of the said parish deposited in the Office of the Surveyor-General, originally granted by Deed of Grant No. 110915 — to — Annie Elizabeth Tod

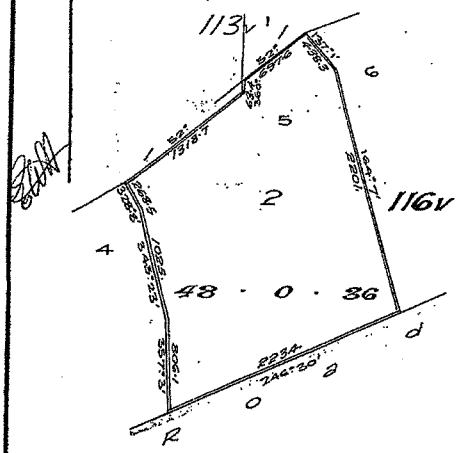
Saving Always to the CROWN all the rights and interests reserved to it by the said Deed of Grant.

IN WITNESS whereof, I have hereunto signed my name and affixed my seal, this third day of September One thousand nine hundred and twenty three.

Signed, Sealed, and Delivered, the third day of September 1923, in presence of

CTPI 49-Sch4

Parish of Goomburra



Scale, 10 chains per inch.

CTPI 49-Sch4

REGISTRAR OF TITLES QUEENSLAND

Registrar of Titles

The above mentioned registered proprietors hold the within land subject to the trusts contained in NOMINATION OF TRUSTEES No. 875358 produced 10 July 1923 at 2:56 p.m. registered 14 Aug 1923

CTPI 49-Sch4

Registrar of Titles.

Dealt ABEYANCE 19/5/03. No. A 539226

ABEYANCE 16/6/03 No. A 566990/1

RTI DL RELEASE DNRM

© The State of Queensland (Dept of Natural Resources and Mines) 2012

No. A535329 RECORD OF DEATH of James Theodore Ford 15 June 1931
as appears by Certificate of Death and declaration of Identity.
Produced 18 Mar 1943 at 12.25 p.m. Entered July 1943
REGISTRAR OF TITLES.

Rel mtge A668902

No. A535330 APPOINTMENT OF NEW TRUSTEES
By an indenture under the provisions of "The Trustees and Executors Act of 1897." Produced 18 Mar 1943
at 12.25 p.m., registered 2 July 1943
Maurice Stanley Herring
declared to be Trustee in the place of
James Theodore Ford deceased
and the within land is now vested in
Maurice Stanley Herring
as Trustee under Nomination of Trustees
No. 807358
CTPI 49-Sch4
REGISTRAR OF TITLES

PURSUANT to Memo. of TRANSFER No. A548980 produced
16 Sep 1943 at 11.19 a.m., registered 28 Sep 1943
Mildred Evelyn Bicken
Spinster
is now SEISED of an Estate IN FEE SIMPLE in the WHOLE of the within Land.
CTPI 49-Sch4
REGISTRAR OF TITLES QUEENSLAND

No. A548981 BILL OF MORTGAGE produced 16 Sep
1943 at 11.19 a.m., registered 28 Sep 1943
from Mildred Evelyn Bicken
to
The Commercial Banking Company of Sydney Limited
to secure the payment of the moneys and interest therein referred to
CTPI 49-Sch4
REGISTRAR OF TITLES QUEENSLAND

Marion Logan Withnall
Joseph Wilfred Alan George Withnall
now seised of an Estate in fee-simple in the within land.
Transfer No. D741358 Produced 11 June 1969 at 2.13 p.m.
Registered 12 June
CTPI 49-Sch4
ACTING REGISTRAR OF TITLES

No. D741359 Bill of Mortgage
to The Commercial Banking Company of Sydney Limited
Produced 11 June 1969
Registered 12 June 1969
CTPI 49-Sch4
ACTING REGISTRAR OF TITLES QUEENSLAND

THE DESCRIPTION OF THE WITHIN LAND IS CONVERTED TO LOT(S) 5
ON REGISTERED PLAN No. 22735
29 APR 1986 CTPI 49-Sch4
REGISTRAR OF TITLES

Goomburra 22735
A50/152 & P116V
1562-3A

ALWYN ARTHUR WOLFF and FAME LYNETTE WOLFF as joint tenants
are now registered proprietors in fee simple.
TRANSFER No. L677015T
PRODUCED 11 OCT 1993
RECORDED
13 DEC 1993 CTPI 49-Sch4
REGISTRAR OF TITLES

BILL OF MORTGAGE to Westpac Banking Corporation
No. L677016S PRODUCED 11 OCT 1993
RECORDED
13 DEC 1993 CTPI 49-Sch4
REGISTRAR OF TITLES

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Native Title Assessment Form

Information about this Form –

1. This form is mainly based upon the *Path through Native Title Assessment.*
2. To correctly complete this form, you will need to have read the relevant Modules of the Procedures.
3. Complete each part of the **Assessment Section** until you reach a **Go to Reason for Decision**, and then complete the **Decision Section** at the end of this form.
4. Where there is a check box, make your selection by clicking on the box. Insert all relevant information in the appropriate table field.
5. Where a Module only applies to part of your proposed dealing area, ensure you have ticked the "Part of the proposed dealing area" box. Proceed through the form for the balance of your proposed dealing area. In this instance, a diagram should be attached to identify and to distinguish between the different areas.



Please ensure this assessment is still correct at the time you do the dealing.

Assessment Section

Module AA. Proposed Dealing

A development approval has been submitted by Coyote Cartel Pty Ltd for operational works over Lot 4 on RP22735 for the installation of an artesian bore.

Proposed Dealing Area

Lot(s)/Plan(s): Lot 4 on RP22735

Parish: Goomburra **County:** Merivale

Current Status: Freehold

Locality Description: 287 Inverramsay Road Goomburra

Attached Plan/Map: As per application

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Module AB. Is this a dealing that can proceed without further reference to native title?

☐ **Yes**

- ☐ Dealing is within a QNTIME conclusion boundary [C/ . Go to Module BB (if conclusion based on Module BA).
- ☐ Dealing is not a future act, ie. it is listed in Part 2
- ☐ Activities done in accordance with a valid lease, licence, permit or authority
- ☐ Emergency action

Go to **Reason for Decision**

☑ **No**

Module AC. Is there a registered ILUA that covers the proposed dealing?

☐ **Yes** – Go to **Reason for Decision** ☐ Part of the proposed dealing area

☑ **No**

Module AD. Is there a determination of native title that covers the proposed dealing area?

☐ **Yes** – Go to **Reason for Decision** ☐ Part of the proposed dealing area

☑ **No**

IF YES, does the determination state that native title does **not** exist over the proposed dealing area?

☐ **Yes** – Go to **Reason for Decision**

☐ **No** - Go to **Modules F to N** section of this Form as native title exists over the proposed dealing area unless subsequently extinguished by a later act.

Module BA. Is there or has there been a valid grant or vesting of exclusive possession over the proposed dealing area?

☑ **Yes** – Go to **Module BB** ☐ Part of the proposed dealing area

☐ **No** – Go to **Module CA**

Module BB. Can the extinguishing effect of the PEPA / QNTIME Conclusion be relied upon?

☑ **Yes** – Go to **Reason for Decision**

☐ **No**

Module CA. Is there or has there been a valid public work over the proposed dealing area?

☐ **Yes** – Go to **Reason for Decision** ☐ Part of the proposed dealing area

☐ **No**

Module CB. Is there or has there been an area dedicated or declared as road over the proposed dealing area?

☐ **Yes** ☐ Part of the proposed dealing area

☐ **No**

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IF YES, can the dedication/declaration be relied upon to carry out the proposed dealing?

☐ **Yes** – Go to **Reason for Decision**

☐ **No**

Module D. Is the area subject to other works that were done under the authority of the Crown, ie. (private works)?

☐ **Yes** ☐ Part of the proposed dealing area

☐ **No**

IF YES, can I proceed with my dealing on the basis of the works?

☐ **Yes** – Go to **Reason for Decision**

☐ **No**

Module E. Information Module ONLY regarding past and intermediate period acts

Proceed to Modules F to N.

Modules F to N. Do the future act sections apply to your proposed dealing?

☐ **Yes** ☐ Part of the proposed dealing area

Which future act provision and Module applies

Section/s: Modules:

Go to **Reason for Decision**

☐ **No** Your only options now are –

- an ILUA (Module Q); or
- a non-claimant application (Module R).

Can a non-claimant application be made?

☐ **Yes**

☐ **No** – Your only option is an ILUA.

Go to **Reason for Decision**

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Decision Section

Reason for Decision

Reasons

A development approval has been submitted by Coyote Cartel Pty Ltd for operational works over Lot 4 on RP22735 for the installation of an artesian bore.

The whole of the proposed dealing area is currently held under freehold. Original Deed of Grant: 11562034 Lot 4 on RP22735 on 03/09/1923.

The proposed dealing can proceed without further reference to Native Title as the whole area is subject to a previous grant of exclusive tenure (PEPA).

Native Title Parties & Procedural Rights (if relevant)

Types of native title parties	Names of native title parties	Procedural rights to be provided to the native title parties
Registered Native Title Body Corporate	N/A	N/A
Registered Native Title Claimants	N/A	No
Native Title Representative Body	Queensland South Native Title Services Ltd	No

☑ Proceed (first providing any relevant procedural rights)

☐ Send to NTCO

☐ Send to Indigenous Services through NTCO

Name, title and signature of officer making this assessment –

Name: Rhonda Zande

Title: Senior Administration Officer

Department/Agency: Environment and Heritage Protection

Signature: CTPI 49-Sch4

Date: 04/12/2012

Don't forget to:

1) Enter your research into QNTIME.

   RB / _____

   RI / _____

2) Request a conclusion be published where you found a PEPA.

RTI DL RELEASE - DNRM

DECISION NOTICE

Application for a Development Permit
Sustainable Planning Act 2009

Queensland Government

Development Permit	607452	**Lapse Date**	31/12/2014
Applicant	COYOTE CARTEL PTY LTD AS TRUSTEE		

Approval Information

The application to construct or install works which allows the taking of or interfering with the flow of water on land described as Lot 5 on RP22735 is approved by this agency subject to the conditions endorsed hereon.

This development permit authorises works to take or interfere with water. However, the taking of, or interference with, water by the operation of the works may proceed only:

- in accordance with a current water entitlement or water permit given under the *Water Act 2000*; or
- where the taking of, or interference with, water is otherwise authorised under the *Water Act 2000*.

It is an offence for a person to take, supply or interfere with water without appropriate authority under the *Water Act 2000*.

Given at Warwick this SEVENTEENTH day of DECEMBER 2012.

CTPI 49-Sch4

Sue Ryan
Acting Director-General
Department of Natural Resources and Mines

RTI DL RELEASE - DNRM

Client Ref: 218450 File Ref: WAR-G1190
Location: State Government Offices, Cnr Guy & Fitzroy Streets
Postal: PO Box 2, WARWICK, QLD, 4370
Telephone: +61 7 46610200 Facsimile: +61 7 46615215

Development Permit 607452

Schedule of Assessment Manager Conditions

Description of Approved Works

Works Reference 571458

Construction of a Subartesian bore that taps the Dalrymple Creek Alluvium.

Must be located on Lot 5 on RP22735.

Part A - General Conditions of the Works

DB01
This water bore must be located so that it is not less than 60 metres from any existing water bore on a neighbouring property and not less than 16 metres from the boundaries of the land to which this permit relates.

DB04
The water bore must be constructed to tap only the aquifer(s) in the Dalrymple Creek alluvium .

DB38
The water bore authorised by this permit must be constructed and maintained at all times in accordance with the edition of the standard "Minimum construction requirements for water bores in Australia" that is current at the time of construction. Any subsequent decommissioning of the water bore must also be carried out in accordance with the edition of that same standard that is current at the time of decommissioning.

DM15
Water must not be taken through the approved works unless a meter of a type approved by the chief executive of the Department of Natural Resources and Mines is installed.

Part B - Other Conditions of the Works

1. The water bore authorised by this permit must be pump tested for a period of 24 hours duration and followed by up to 12 hours of measured recovery and is to be carried out using Australian Standard AS2368-1990 "Test Pumping of Water Wells" as a guide. This testing should include monitoring of water levels in Registered Bores 80899 and 80400.

2. The permittee must provide a copy of the result sheets of a suitable and reliable pump test performed for the water bore constructed under the authority of this permit within 60 days of constructing the works. The results must be given in writing to the chief executive of the Department of Natural Resources and Mines.

RTI DL RELEASE - DNRM

Development Permit 607452

Part A - General Conditions of the Approvals

D001
The works approved under this permit are to be completed by the Lapse Date.

D025
The permittee must provide a copy of the permit to any person contracted to construct the works approved by this permit.

D051
The permittee must notify the chief executive of the completion of the approved works within 30 business days after such completion. The notification must be given in writing to the chief executive of the Department of Natural Resources and Mines.

END OF ASSESSMENT MANAGER CONDITIONS

RTI DL RELEASE - DNRM

The following are extracts from the *Sustainable Planning Act 2009* (Reprint 1A effective 1 January 2010) which detail rights to make representations about certain conditions and other matters in this notice, and the appeal provisions regarding this decision.

Chapter 6, Part 8, Division 1 - Changing decision notices and approvals during applicant's appeal period

360 Application of div 1

This division applies only during the applicant's appeal period.

361 Applicant may make representations about decision

(1) The applicant may make written representations to the assessment manager about -

(a) a matter stated in the decision notice, other than a refusal or a matter about which a concurrence agency told the assessment manager under section 287(1) or (5); or

(b) the standard conditions applying to a deemed approval.

(2) However, the applicant can not make representations under subsection (1)(a) about a condition attached to an approval under the direction of the Minister.

362 Assessment manager to consider representations

The assessment manager must consider any representations made to the assessment manager under section 361.

363 Decision about representations

(1) If the assessment manager agrees with any of the representations about a decision notice or a deemed approval, the assessment manager must give a new decision notice (the negotiated decision notice) to -

(a) the applicant; and

(b) each principal submitter; and

(c) each referral agency; and

(d) if the assessment manager is not the local government and the development is in a local government area - the local government.

(2) Before the assessment manager agrees to a change under this section, the assessment manager must consider the matters the assessment manager was required to consider in assessing the application, to the extent the matters are relevant.

(3) Only 1 negotiated decision notice may be given.

(4) The negotiated decision notice -

(a) must be given within 5 business days after the day the assessment manager agrees with the representations; and

(b) must comply with section 335; and

(c) must state the nature of the changes; and

(d) replaces -

(i) the decision notice previously given; or

(ii) if a decision notice was not previously given and the negotiated decision notice relates to a deemed approval - the standard conditions applying to the deemed approval.

(5) If the assessment manager does not agree with any of the representations, the assessment manager must, within 5 business days after the day the assessment manager decides not to agree with any of the representations, give written notice to the applicant stating the decision about the representations.

364 Giving new infrastructure charges notice or regulated infrastructure charges notice

(1) This section applies if the development approved by the negotiated decision notice is different from the development approved in the decision notice or deemed approval in a way that affects the amount of an infrastructure charge or regulated infrastructure charge.

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(2) The local government may give the applicant a new infrastructure charges notice under section 633 or regulated infrastructure charges notice under section 643 to replace the original notice.

365 Giving new regulated State infrastructure charges notice

(1) This section applies if the development approved by the negotiated decision notice is different from the development approved in the decision notice or deemed approval in a way that affects the amount of a regulated State infrastructure charge.

(2) The relevant State infrastructure provider may give the applicant a new regulated State infrastructure charges notice under section 669 to replace the original notice.

366 Applicant may suspend applicant's appeal period

(1) If the applicant needs more time to make the representations, the applicant may, by written notice given to the assessment manager, suspend the applicant's appeal period.

(2) The applicant may act under subsection (1) only once.

(3) If the representations are not made within 20 business days after the day written notice was given to the assessment manager, the balance of the applicant's appeal period restarts.

(4) If the representations are made within 20 business days after the day written notice was given to the assessment manager -

(a) if the applicant gives the assessment manager a notice withdrawing the notice under subsection(1) - the balance of the applicant's appeal period restarts the day after the assessment manager receives the notice of withdrawal; or

(b) if the assessment manager gives the applicant a notice under section 363(5) - the balance of the applicant's appeal period restarts the day after the applicant receives the notice; or

(c) if the assessment manager gives the applicant a negotiated decision notice - the applicant's appeal period starts again the day after the applicant receives the negotiated decision notice.

Chapter 7, Part 1, Division 8 - Appeals to court relating to development applications and approvals

461 Appeals by applicants

(1) An applicant for a development application may appeal to the court against any of the following

(a) the refusal, or the refusal in part, of the development application;

(b) any condition of a development approval, another matter stated in a development approval and the identification or inclusion of a code under section 242;

(c) the decision to give a preliminary approval when a development permit was applied for;

(d) the length of a period mentioned in section 341;

(e) a deemed refusal of the development application.

(2) An appeal under subsection (1)(a), (b), (c) or (d) must be started within 20 business days (the *"applicant's appeal period"*) after -

(a) if a decision notice or negotiated decision notice is given - the day the decision notice or negotiated decision notice is given to the applicant; or

(b) otherwise - the day a decision notice was required to be given to the applicant.

(3) An appeal under subsection (1)(e) may be started at any time after the last day a decision on the matter should have been made.

462 Appeals by submitters - general

(1) A submitter for a development application may appeal to the court only against -

(a) the part of the approval relating to the assessment manager's decision about any part of the application requiring impact assessment under section 314; or

(b) the part of the approval relating to the assessment manager's decision under section 327.

(2) To the extent an appeal may be made under subsection (1), the appeal may be against 1 or more of the following -

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(a) the giving of a development approval;

(b) any provision of the approval including -

(i) a condition of, or lack of condition for, the approval; or

(ii) the length of a period mentioned in section 341 for the approval.

(3) However, a submitter may not appeal if the submitter -

(a) withdraws the submission before the application is decided; or

(b) has given the assessment manager a notice under section 339(1)(b)(ii).

(4) The appeal must be started within 20 business days (the *"submitter's appeal period"*) after the decision notice or negotiated decision notice is given to the submitter.

463 Additional and extended appeal rights for submitters for particular development applications

(1) This section applies to a development application to which chapter 9, part 7 applies.

(2) A submitter of a properly made submission for the application may appeal to the court about a referral agency's response made by a prescribed concurrence agency for the application.

(3) However, the submitter may only appeal against a referral agency's response to the extent it relates to -

(a) if the prescribed concurrence agency is the chief executive (environment) - development for an aquacultural ERA; or

(b) if the prescribed concurrence agency is the chief executive (fisheries) - development that is -

(i) a material change of use of premises for aquaculture; or

(ii) operational work that is the removal, damage or destruction of a marine plant.

(4) Despite section 462(1), the submitter may appeal against the following matters for the application even if the matters relate to code assessment -

(a) a decision about a matter mentioned in section 462(2) if it is a decision of the chief executive (fisheries);

(b) a referral agency's response mentioned in subsection (2).

464 Appeals by advice agency submitters

(1) Subsection (2) applies if an advice agency, in its response for an application, told the assessment manager to treat the response as a properly made submission.

(2) The advice agency may, within the limits of its jurisdiction, appeal to the court about -

(a) any part of the approval relating to the assessment manager's decision about any part of the application requiring impact assessment under section 314; or

(b) any part of the approval relating to the assessment manager's decision under section 327.

(3) The appeal must be started within 20 business days after the day the decision notice or negotiated decision notice is given to the advice agency as a submitter.

(4) However, if the advice agency has given the assessment manager a notice under section 339(1)(b)(ii), the advice agency may not appeal the decision.

465 Appeals about decisions relating to extensions for approvals

(1) For a development approval given for a development application, a person to whom a notice is given under section 389, other than a notice for a decision under section 386(2), may appeal to the court against the decision in the notice.

(2) The appeal must be started within 20 business days after the day the notice of the decision is given to the person.

(3) Also, a person who has made a request under section 383 may appeal to the court against a deemed refusal of the request.

(4) An appeal under subsection (3) may be started at any time after the last day the decision on the matter should have been made.

466 Appeals about decisions relating to permissible changes

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(1) For a development approval given for a development application, the following persons may appeal to the court against a decision on a request to make a permissible change to the approval -

(a) if the responsible entity for making the change is the assessment manager for the application -

(i) the person who made the request; or

(ii) an entity that gave a notice under section 373 or a pre-request response notice about the request;

(b) if the responsible entity for making the change is a concurrence agency for the application - the person who made the request.

(2) The appeal must be started within 20 business days after the day the person is given notice of the decision on the request under section 376.

(3) Also, a person who has made a request under section 369 may appeal to the court against a deemed refusal of the request.

(4) An appeal under subsection (3) may be started at any time after the last day the decision on the matter should have been made.

467 Appeals about changing or cancelling conditions imposed by assessment manager or concurrence agency

(1) A person to whom a notice under section 378(9)(b) giving a decision to change or cancel a condition of a development approval has been given may appeal to the court against the decision in the notice.

(2) The appeal must be started within 20 business days after the day the notice of the decision is given to the person.

Chapter 7, Part 1, Division 11 - Making an appeal to court

481 How appeals to the court are started

(1) An appeal is started by lodging written notice of appeal with the registrar of the court.

(2) The notice of appeal must state the grounds of the appeal.

(3) The person starting the appeal must also comply with the rules of the court applying to the appeal.

(4) However, the court may hear and decide an appeal even if the person has not complied with subsection(3).

482 Notice of appeal to other parties - development applications and approvals

(1) An appellant under division 8 must give written notice of the appeal to -

(a) if the appellant is an applicant -

(i) the chief executive; and

(ii) the assessment manager; and

(iii) any concurrence agency; and

(iv) any principal submitter whose submission has not been withdrawn; and

(v) any advice agency treated as a submitter whose submission has not been withdrawn; or

(b) if the appellant is a submitter or an advice agency whose response to the development application is treated as a submission for an appeal -

(i) the chief executive; and

(ii) the assessment manager; and

(iii) any referral agency; and

(iv) the applicant; or

(c) if the appellant is a person to whom a notice mentioned in section 465(1) has been given -

(i) the chief executive; and

(ii) the assessment manager for the development application to which the notice relates; and

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(iii) any entity that was a concurrence agency for the development application to which the notice relates; and

(iv) the person who made the request under section 383 to which the notice relates, if the person is not the appellant; or

(d) if the appellant is a person mentioned in section 466(1) -

(i) the chief executive; and

(ii) the responsible entity for making the change to which the appeal relates; and

(iii) the person who made the request to which the appeal relates under section 369, if the person is not the appellant; and

(iv) if the responsible entity is the assessment manager - any entity that was a concurrence agency for the development application to which the notice of the decision on the request relates; or

(e) if the appellant is a person to whom a notice mentioned in section 467 has been given - the entity that gave the notice.

(2) The notice must be given within -

(a) if the appellant is a submitter or advice agency whose response to the development application is treated as a submission for an appeal - 2 business days after the appeal is started; or

(b) otherwise - 10 business days after the appeal is started.

(3) The notice must state -

(a) the grounds of the appeal; and

(b) if the person given the notice is not the respondent or a co-respondent under section 485 - that the person may, within 10 business days after the notice is given, elect to become a co-respondent to the appeal by filing in the court a notice of election in the approved form.

483 Notice of appeals to other parties - compliance assessment

(1) An appellant under division 9 must, within 10 business days after the day the appeal is started, give written notice of the appeal to -

(a) if the appellant is a person to whom an action notice, compliance permit or compliance certificate has been given -

(i) the compliance assessor who gave the notice, permit or certificate; and

(ii) if the compliance assessor was a nominated entity of a local government and a copy of the request for compliance assessment was given to the local government under section 402 - the local government; or

(b) if the appellant is a person to whom a notice mentioned in section 470(1) has been given -

(i) the entity that gave the notice; and

(ii) if the entity that gave the notice was a nominated entity of a local government and the written agreement of the local government was required to give the notice - the local government.

(2) The notice must state the grounds of the appeal.

484 Notice of appeal to other parties - other matters

(1) An appellant under division 10 must, within 10 business days after the day the appeal is started, give written notice of the appeal to -

(a) if the appeal is under section 471 - the local government and coordinating agency for the application for approval of the master plan; or

(b) if the appeal is under section 472 or 475 - the local government; or

(c) if the appeal is under section 478 - the entity that gave the notice the subject of the appeal; or

(d) if the appellant is a person to whom an enforcement notice is given - the entity that gave the notice and if the entity is not the local government, the local government; or

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(e) if the appellant is a person dissatisfied with a decision about compensation - the local government that decided the claim; or

(f) if the appellant is a person dissatisfied with a decision about acquiring designated land - the designator; or

(g) if the appellant is a party to a proceeding decided by a building and development committee - the other party to the proceeding.

(2) The notice must state the grounds of the appeal.

485 Respondent and co-respondents for appeals under div 8

(1) Subsections (2) to (8) apply for appeals under sections 461 to 464.

(2) The assessment manager is the respondent for the appeal.

(3) If the appeal is started by a submitter, the applicant is a co-respondent for the appeal.

(4) Any submitter may elect to become a co-respondent for the appeal.

(5) If the appeal is about a concurrence agency's response, the concurrence agency is a co-respondent for the appeal.

(6) If the appeal is only about a concurrence agency's response, the assessment manager may apply to the court to withdraw from the appeal.

(7) The respondent and any co-respondents for an appeal are entitled to be heard in the appeal as a party to the appeal.

(8) A person to whom a notice of appeal is required to be given under section 482 and who is not the respondent or a co-respondent for the appeal may elect to be a co-respondent.

(9) For an appeal under section 465 -

(a) the assessment manager is the respondent; and

(b) if the appeal is started by a concurrence agency that gave the assessment manager a notice under section 385 - the person asking for the extension the subject of the appeal is a co-respondent; and

(c) any other person given notice of the appeal may elect to become a co-respondent.

(10) For an appeal under section 466 -

(a) the responsible entity for making the change to which the appeal relates is the respondent; and

(b) if the responsible entity is the assessment manager -

(i) if the appeal is started by a person who gave a notice under section 373 or a pre-request response notice - the person who made the request for the change is a co-respondent; and

(ii) any other person given notice of the appeal may elect to become a co-respondent.

(11) For an appeal under section 467, the respondent is the entity given notice of the appeal.

486 Respondent and co-respondents for appeals under div 9

(1) For an appeal under section 468 or 469 -

(a) the compliance assessor is the respondent; and

(b) if the compliance assessor is a nominated entity of a local government and the appeal relates to a matter required by a local government - the local government is a co-respondent.

(2) However, if the appeal is only about a matter required by the local government, the compliance assessor may apply to the court to withdraw from the appeal.

(3) For an appeal under section 470 -

(a) the entity that gave the notice to which the appeal relates is the respondent; and

(b) if the entity mentioned in paragraph (a) is a nominated entity of a local government and the local government did not agree to the request mentioned in section 470(1) - the local government is a co-respondent.

(4) However, if the appeal is only about the local government's refusal of the request, the entity that gave the notice to which the appeal relates may apply to the court to withdraw from the appeal.

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487 Respondent and co-respondents for appeals under div 10

(1) This section applies if an entity is required under section 484 to be given a notice of an appeal.

(2) The entity given notice is the respondent for the appeal.

(3) However, if under a provision of the section more than 1 entity is required to be given notice, only the first entity mentioned in the provision is the respondent.

(4) The second entity mentioned in the provision may elect to be a co-respondent.

488 How an entity may elect to be a co-respondent

An entity that is entitled to elect to be a co-respondent to an appeal may do so, within 10 business days after notice of the appeal is given to the entity, by following the rules of court for the election.

489 Minister entitled to be party to an appeal involving a State interest

If the Minister is satisfied an appeal involves a State interest, the Minister may, at any time before the appeal is decided, elect to be a party to the appeal by filing in the court a notice of election in the approved form.

490 Lodging appeal stops particular actions

(1) If an appeal, other than an appeal under section 465, 466 or 467, is started under division 8, the development must not be started until the appeal is decided or withdrawn.

(2) If an appeal is about a condition imposed on a compliance permit, the development must not be started until the appeal is decided or withdrawn.

(3) Despite subsections (1) and (2), if the court is satisfied the outcome of the appeal would not be affected if the development or part of the development is started before the appeal is decided, the court may allow the development or part of the development to start before the appeal is decided.

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Queensland Government

Department of Natural Resources and Mines

Development permit for water-related works explanatory notes

Water Act 2000
Sustainable Planning Act 2009

In respect of a granted development permit, the Department of Natural Resources and Mines (DNRM) may be either the assessment manager that granted the approval or a concurrence agency that provided conditions to be attached to the approval for the water-related aspects of the development. As you have received a copy of these explanatory notes, DNRM is the assessment manager in this instance. Under the *Sustainable Planning Act 2009* (SPA) and the *Water Act 2000* (Water Act), you (as the permit holder) and the chief executive of DNRM have certain obligations and abilities that are applicable to appealing the decision, or extending, changing or cancelling the development permit. Please note that the wording in these notes does not reflect the exact wording in the *Sustainable Planning Act 2009* or the *Water Act 2000* and reference should be made to these Acts for precise details.

If you are unsatisfied with the decision that has been made, you can appeal the decision (details on how to appeal the decision are included separately).

- If the development permit is still within the appeal period (20 business days of receiving the decision notice), you may make written representations to the assessment manager about a matter stated in the decision notice, other than a refusal, or the standard conditions applying to a deemed approval. This is called a negotiated decision.

  Only one negotiated decision notice may be given and it must be given within five business days after the day the assessment manager agrees with the representations. If the assessment manager does not agree with any of the representations, it must, within five business days after deciding not to agree with any of the representations, give a written notice to you stating the decision about the representations.

If you want to extend the period of, or make a change to, the development permit other processes are available to you. Details about making other changes to the development permit are outlined below.

- If you want to make a permissible change[1] to the development permit after the appeal period ends, you must make the request on the required form[2] to DNRM. DNRM must decide the request within 20 business days after accepting the request and must give you written notice of the decision.
- The development approval will lapse at the end of the period unless development substantially starts before the end of the period. The period for water-related developments is, by default, two years from the date this permit takes effect or for the specific period stated on this permit. Any specified period also starts on the day this approval takes effect.

  You may make a request to extend the period before the development permit lapses, using the required form[2].
- If you no longer require the development permit, you may request, in writing[2], to cancel this development permit provided the development has not started. If you are not the owner of the land to which the development permit attaches, the signature of the land owner must also be included on the request.
- The development approval attaches to the land, the subject of the original application. It binds the owner, the owner's successors in title and any occupier of the land to the conditions on the permit and the requirements of the SPA. To remove any doubt, this applies even if later development such as subdividing the land is approved for the land.
- The permit holder must allow an authorised officer of the DNRM full and free access to the facility at all reasonable times for the purpose of checking compliance with the development permit conditions or the SPA generally. The permit holder must pay any fee or charge prescribed by a regulation made under the SPA or Water Act.
- Under the Water Act, the chief executive of DNRM may, at any time and if considered necessary, ask you to show cause why the chief executive should not direct that these works be modified or removed. (An example of this might be where the works have not been properly abandoned or are causing erosion of a watercourse or the requirements of such a development have changed.)

If you require assistance, please contact your local DNRM office specialising in water licensing. Details of these offices are on the department's website <http://www.derm.qld.gov.au/water/management/forms/application_contacts.html>.

1 Permissible change. See section 367 of the SPA for the definition. For water-related development, a permissible change includes a change that would not result in a substantially different development or if the application for the approval were remade including the change require referral to additional concurrence agencies or cause development to which the approval relates to include any prohibited development.

2 Request to extend, change or cancel a development permit for operational works related to water (W2F078). Form is available from your local departmental office or the department's website <www.dnrm.qld.gov.au>.

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Client Ref: 237205
File Ref: WAR-G1190

Queensland Government

23 December 2011

Department of
Environment and Resource Management

GS WOLFF & Ors
287 INVERRAMSAY ROAD
ALLORA QLD 4362

I hereby certify that this is a true copy of the notice/letter posted on 23 / 12 / 2011
Name Karen Carey
Signature Section 78B(2) RTI Act
Position A/SAO 4

Dear Sir/Madam

Application for Water Licence: application reference 538641

Attached is an information notice, which is advice of the decision and the reasons for the decision for the abovementioned application and a Water Licence granted with conditions in accordance with the provisions of the *Water Act 2000*.

Please note that this Water Licence does not negate the requirement to obtain any other approvals or to enter into other statutory arrangements, such as those relating to Aboriginal and Torres Strait Islander cultural heritage, which may be required. In particular, the *Aboriginal Cultural Heritage Act 2003* and the *Torres Strait Islander Cultural Heritage Act 2003*, places a duty of care on anyone undertaking an activity to protect Aboriginal and Torres Strait Islander Cultural Heritage. Please refer to the attached information sheet for further information on this legislation.

If you have any further enquiries please call (07) 46610200.

Yours Sincerely

CTPI 49-Sch4

Michelle Fisher
Senior Natural Resource Officer

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State Government Offices
Cnr Guy & Fitzroy Streets WARWICK
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WARWICK QLD 4370
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Queensland Government

Cultural heritage - your duty of care

The *Aboriginal Cultural Heritage Act 2003* and *Torres Strait Islander Cultural Heritage Act 2003* (the Acts) protects all Aboriginal cultural heritage in Queensland. This protection applies whether or not the Aboriginal cultural heritage has been identified or recorded in a database. The Department of Environment and Resource Management is responsible for administering this legislation.

The Act requires anyone who carries out a land-use activity to exercise a duty of care, that is, they must take all reasonable and practical measures to ensure their activity does not harm Aboriginal cultural heritage. The duty of care applies to any activity where Aboriginal or Torres Strait Islander cultural heritage is located, including freehold land. Identifying the cultural heritage values of an area can be difficult. The area may be secret or sacred, incorporated into the landscape or under the soil surface.

The Acts, together with gazetted duty-of-care guidelines, provides guidance on how to proceed.

Duty-of-care guidelines

Duty-of-care guidelines have been gazetted under the Acts and set out reasonable and practical measures to avoid harming Aboriginal cultural heritage and to meet duty-of-care requirements. They also provide guidance on identifying features likely to contain or constitute cultural heritage.

Following the duty-of-care guidelines will ensure land-use activities proceed lawfully in relation to Aboriginal and Torres Strait Islander cultural heritage. The guidelines recognise that some activities (such as driving along existing roads and tracks or cultivating areas currently subject to cultivation) are unlikely to harm Aboriginal or Torres Strait Islander cultural heritage. They also recognise that the nature and extent of past land uses in an area (such as development) may mean that any further activity in the area is unlikely to harm Aboriginal or Torres Strait Islander cultural heritage. Unfortunately, harm is likely to have already been caused to the cultural heritage. Despite this, it is recognised that Aboriginal and Torres Strait Islander cultural heritage may continue to lie below the surface. For this reason, the guidelines provide that, if at any time during your activity you excavate, relocate, remove or harm a cultural heritage find, you must notify the relevant Aboriginal or Torres Strait Islander party immediately and seek their advice on how best to proceed. Where the nature and extent of the past land use of an area is not inconsistent with the continued presence of Aboriginal or Torres Strait Islander cultural heritage, you should exercise greater caution before proceeding.

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Be safe

Before undertaking a land-use activity, it is advisable to check the duty-of-care guidelines and decide what, if any, precautions you need to take to adequately address the issue. This will not only ensure you avoid the risk of a substantial fine under the Act, but also that you are doing your bit to preserve our history and Queensland's Aboriginal and Torres Strait Islander cultural heritage.

Financial penalty

Fines of up to $100 000 for an individual and $1 000 000 for a corporation apply for causing unlawful harm to Aboriginal and Torres Strait Islander cultural heritage or for breaching your duty of care.

Further information

For further information on cultural heritage duty of care visit the Department of Environment and Resource Management website http://www.derm.qld.gov.au/ or contact:

Cultural Heritage Coordination Unit
Department of Environment and Resource Management
GPO Box 2454
Brisbane Qld 4001

Telephone: (07) 3239 3647
Fax: (07) 3238 3842

Information Notice

Application for Water Licence: application reference 538641

This information notice is given in accordance with *section 211* of the *Water Act 2000* ("the Act") in respect of the decision on the above application.

Background Matters
Application number 538641 is to replace Water Licence Number 52476T that expired due to disposal of attached land. Application 538641 seeks to authorise the take of water from the Dalrymple Creek Alluvium under Lot 5 on RP22735 and Lot 4 on RP22735 to supply the same for irrigation purposes with a nominal entitlement of 44 megalitres.

The replacement licence must have the same effect as that of the expired licence. Water licence 52476T authorised for the take of water from the Dalrymple Creek Alluvium under Lot 5 on RP22735 and Lot 4 on RP22735 to supply the same with irrigation as a purpose with a nominal entitlement of 44 megalitres.

Decision
I am an officer of the Department of Environment and Resource Management delegated by the chief executive to exercise the power of the chief executive under section 211 of the Act. I have decided to grant with conditions the above application and provide the following information about my decision.

This information notice is advice of my decision and the reasons for the decision.

Evidence or Other Material on Which Findings of Fact Were Made
In making findings of fact in relation to this decision, I considered the following evidence or other material:
Condamine And Balonne Water Resource Plan
Condamine and Balonne Resource Operations Plan
- The departmental investigation by Coby Seaborn which is dated 22 December 2011
- The application dated 10 October 2011 made by Coyote Cartel PTY LTD and Georgina Simone Wolf.
- The public notice of application 538641 as published 29 October 2011.
- Water Licence 52476T as issued 31 July 2007
- Section 206 – 215, 225 and 229 of the Water Act 2000
- Condamine and Balonne Water Resource Plan and Resource Operations Plan
- Dalrymple Creek Alluvium Groundwater Management Area Water Sharing Rules

Findings on Material Questions of Fact
My findings of fact in this matter are:
- The application was properly made.
- The application was properly published in the Warwick Daily News on 29 October 2011.
- No submissions were received.
- No other properly made applications were received within the 60 business day timeframes as outlined in s229 of the Water Act 2000.
- All of the criteria in section 210 of the Water Act 2000 were considered in deciding this application and do not preclude the granting of a replacement licence.
- Water licence 52476T is a metered entitlement in accordance with the Water Regulation 2002 and has no linked metered works attached. Therefore this replacement water licence cannot be utilised for irrigation purposes until such time that a departmental approved meter has been installed.
- Water Licence 52476T authorised the take of water from the Dalrymple Creek Alluvium under Lot 5 on RP22735 and Lot 4 on RP22735 to supply the same for irrigation purposes with a nominal

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entitlement of 44 megalitres.
• Application is to replace water licence 52476T to authorise for the irrigation of Lot 5 on RP22735 and Lot 4 on RP22735 to supply the same for irrigation purposes with a nominal entitlement of 44 megalitres.
• Water licence 52476T must be replaced on a like for like basis.
• As this application is for a licence to replace an expired licence, no increase in benefit can be granted.
• The resultant licence must have a sum nominal entitlement that does not exceed that of the original licence

Reasons for the Decision
Having regard to the material and findings referred to above, I have decided that the granting of this authority, subject to the attached conditions, will not have a significant long – term impact upon:
• The entitlement of existing licensees and permittees
• The sustainable management of the local aquifers and any associated natural ecosystems

If you are dissatisfied, you may apply for a review of the decision. This application and a subsequent appeal must be in accordance with *sections 851, 861* to *863, 877* and *878* of the *Water Act 2000.* Copies of these sections of the Act are enclosed. The application form must be supported by enough information to enable the reviewer to decide the application. An application for an internal review must be received at this office within 30 business days from the date you receive this notice.

CTPI 49-Sch4

Michelle Fisher
Senior Natural Resource Officer

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Chapter 6 Reviews, appeals and arbitration

Part 1 Interpretation

851 Who is an interested person

(1) A person who has been given an information notice or a compliance notice by the chief executive, or an authorised officer appointed by the chief executive, is an ***interested person***.

(2) However, if the decision for which the notice was given is in relation to a water resource plan, a resource operations plan or a wild river declaration, the interested person may appeal only to the extent a different decision, consistent with the plan or declaration, could have been made.

(3) A ratepayer or customer of a category 2 water authority who is dissatisfied with the authority's decision about a rate or charge made and levied on the customer or ratepayer is an ***interested person***.

(4) The decision or action for which a notice was given under subsection (1) or the decision mentioned in subsection (3) is an ***original decision***.

Part 2 Internal review of decisions

861 Appeal process starts with internal review

Every appeal against an original decision must be, in the first instance, by way of an application for internal review.

862 Who may apply for internal review

(1) An interested person, may apply for a review (an ***internal review***) of an original decision mentioned in -

(a) section 851(1) - to the chief executive (the ***reviewer***); or

(b) section 851(3) - to the chief executive officer of the category 2 water authority (also the ***reviewer***).

(2) The application must be -

(a) in the approved form; and

(b) supported by enough information to enable the reviewer to decide the application.

863 Applying for an internal review

(1) The application must be made within 30 business days after -

(a) if the person is given an information notice about the decision or a compliance notice - the day the person is given the information notice or a compliance notice; or

(b) if paragraph (a) does not apply and notice of the decision is published - the day notice of the decision is published.

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(2) The reviewer may extend the time for applying for an internal review.

(3) On or before making the application, the applicant must send the following documents to any other person who was given an information notice about the original decision -

(a) notice of the application (the ***submitter notice***);

(b) a copy of the application and supporting documents.

(4) The submitter notice must inform the recipient that written submissions on the application may be made to the reviewer within 5 business days after the application is made to the reviewer.

(5) The application does not stay the original decision.

(6) The application must not be dealt with by -

(a) the person who made the original decision; or

(b) a person in a less senior office than the person who made the original decision.

(7) Subsection (6) -

(a) applies despite the *Acts Interpretation Act 1954*, section 27A; and

(b) does not apply to an original decision made by the chief executive; and

(c) does not apply to an original decision made by a reviewer who is a category 2 water authority.

Part 3 Appeals and External Reviews

877 Who may appeal or apply for external review

(1) If an interested person has applied for a review of an original decision, any interested person for the original decision may appeal against or apply for a review of the review decision to -

(a) if the review decision was about an original decision or action about a water bore driller's licence - QCAT; and

(b) if the review decision was about an original decision or action mentioned in section 851(1), other than the giving of a compliance notice - the Land Court; and

(c) if the review decision was about a decision or action mentioned in section 851(1) for which a compliance notice was given - QCAT; and

(d) if the review decision was about an original decision or action mentioned in section 851(3) - the Land Court.

(2) An application to QCAT made under subsection (1)(a) or (c) must be made as provided under the QCAT Act.

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878 Starting an appeal to the Land Court

(1) An appeal is started by -

(a) filing a notice of appeal with the court; and

(b) complying with rules of court applicable to the appeal.

(2) The notice of appeal must be filed within 30 business days after the day the appellant receives notice of the decision or the decision is taken to have been made.

(3) The court may extend the period for filing the notice of appeal.

(4) A copy of the notice of appeal must be served on the chief executive within 10 business days after the notice of appeal is filed with the court.

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Queensland Government

Department of Environment and Resource Management

Application for licence to take water

(Water Act 2000)

Purpose of this Form

To apply for a water licence to take and use the water on a parcel or contiguous parcels of land owned by the applicant.

PART A Licence Information

Will this licence replace a water licence? ☑ Yes ☐ No If 'yes' please supply licence reference 52476T

PART B Applicant Details

Name *Specify the full name of all persons applying for this licence*

GEORGINA SIMONE WOLFF

COYOTE CARTEL PTY LTD

If the applicant is a corporation please supply the ACN 125 689 518 COYOTE CARTEL P/L

Attention (Optional) *(eg, Principal, Secretary, Managing Director, etc)*

Street Address

287 INVERRAMSAY RD

ALLORA

State QLD Postcode 4362

Mailing Address *All correspondence will be delivered to this address (if same as street address please write 'as above')*

AS ABOVE

State Postcode Country *if not Australia*

Contact Person's Details *(If different from above)* Title ☐ Mr ☐ Mrs ☐ Ms ☐ Miss ☐ Other *please specify*

Given Name BYRON

Last Name WOLFF

Preferred Phone 07 46 666 174 Alternate Phone Section 78B(2) RTI Act Facsimile 0746 666 242

Email Address byron@thompsonlonghorn.com.au

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OFFICE USE ONLY		
	Fee Received $ 102.60	Application 538641
	Receipt No. 4046802	Client 237205
	Registration Date / / Initials	Authorisation GTiqo

RECEIVED
10 OCT 2011
DEPT. OF NATURAL RESOURCES & WATER
WARWICK

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PART C Description of Land

Specify the Lot and Plan numbers for the land on which the water is to be used. This is the land to which the proposed licence would attach.

Lot	Plan
4	RP 22735
5	RP 22735

PART D Source and Location of Water

Specify the type of water and the location from which water is to be taken

SOURCE OF WATER

- ☐ Water in a watercourse, lake or spring — Name:
- ☐ Underground artesian water — Aquifer Name: — Target depth: — metres
- ☑ Underground subartesian water — Aquifer Name: DALRYMPLE ALLUVIUM — Target depth: 16 — metres
- ☐ Overland Flow water

LOCATION OF WATER

Describe the parcels on or adjoining the place from which the water is to be taken. If water is to be taken from a point on land within the bed and banks of a watercourse which cannot be properly described in terms of a Lot on Plan, enter the property description of the nearest adjacent land and tick the '*Adjacent to*' (✓) *box.*

Adjacent to (✓)	Lot	Plan	Adjacent to (✓)	Lot	Plan
☐	5	RP 22735	☐		
☐	4	RP 22735	☐		
☐					

Sketch a plan showing the source and location where the water is proposed to be taken and used. Include property boundaries, Lot/Plan descriptions, existing water facilities (eg. pump, bore), and location of any watercourse, lake or spring



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PART E Water Use

Specify which of the purposes below apply to the proposed taking of water

- ☐ Domestic
- ☐ Stockwatering
- ☐ Waterharvesting
- ☐ Aquaculture *(Attach Proposal)*
- ☐ Industrial *(Attach Proposal)*
- ☑ Irrigation *(Complete Irrigation Requirement Table)*
- ☐ Stock Intensive *(eg Feedlot; Piggery; Dairy)* — Stock Type: | No. of Stock:
- ☐ Other *(Specify)*

PART F Water Requirement

Describe the proposed water scheme

Irrigation Requirements

Crop Type	Proposed Area (Hectares)	Maximum Weekly Application (mm)	Maximum Monthly Volume (Megalitres)	Time of Year Required (Months)
Crop 1				
Crop 2				
Crop 3				

Requirements for other purposes

Tick the appropriate box

	megalitres per	☐ day	☐ week	☐ month

PART G Amount of Water

Specify the amount of water being applied for

Maximum annual volume of water required: 44 megalitres | Maximum rate at which water is to be taken: 12.6 litres per second | Maximum area to be irrigated: 28 hectares

PART H Comments

Provide any further comments or information that may be of assistance in assessing this application

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PART I Declaration

All parties to complete and sign the declaration below

Being the owners of all the land referred to in Part B of this application, I/we do hereby apply for a licence to take water and declare that the information contained in this application is true and correct. I/We also acknowledge that materials submitted in support of this application are part of the application and can be copied and made available to the public as required under section 208(4)(b) of the Water Act 2000. I/We hereby provide consent for any supplied information considered to be commercial-in-confidence or copyright to be copied and made available only for the purposes of the licence application, including notification to and consultation with the public and other relevant government agencies.

INDIVIDUAL *Attach separate sheet (or photocopy) if more than 2 signatures required*

Name	GEORGINA S WOLFF	Name	
Signature	CTPI 49-Sch4	Signature	
Position/Title *(if applicable)*		Position/Title *(if applicable)*	
Date	7/10/2011	Date	

CORPORATION *Executed for and on behalf of (Corporation)*

COYOTE CARTEL Pty Ltd.

By *(Name)*	BYRON WOLFF	By *(Name)*	
Position	DIRECTOR	Position	
Signature	Section 78B(2) RTI Act	Signature	
Date	7/10/2011	Date	
Witnessed By	GEORGINA SWOLFF	Witnessed By	
Witness Signature	CTPI 49-Sch4	Witness Signature	
Date	7/10/2011	Date	

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287 Inverramsay Rd

Water use area



THOMPSON LONGHORN

STOCK HANDLING EQUIPMENT

DRAWN:	DATE:	REV:
* * *	02/10/11	A
P/CODE: BMW		

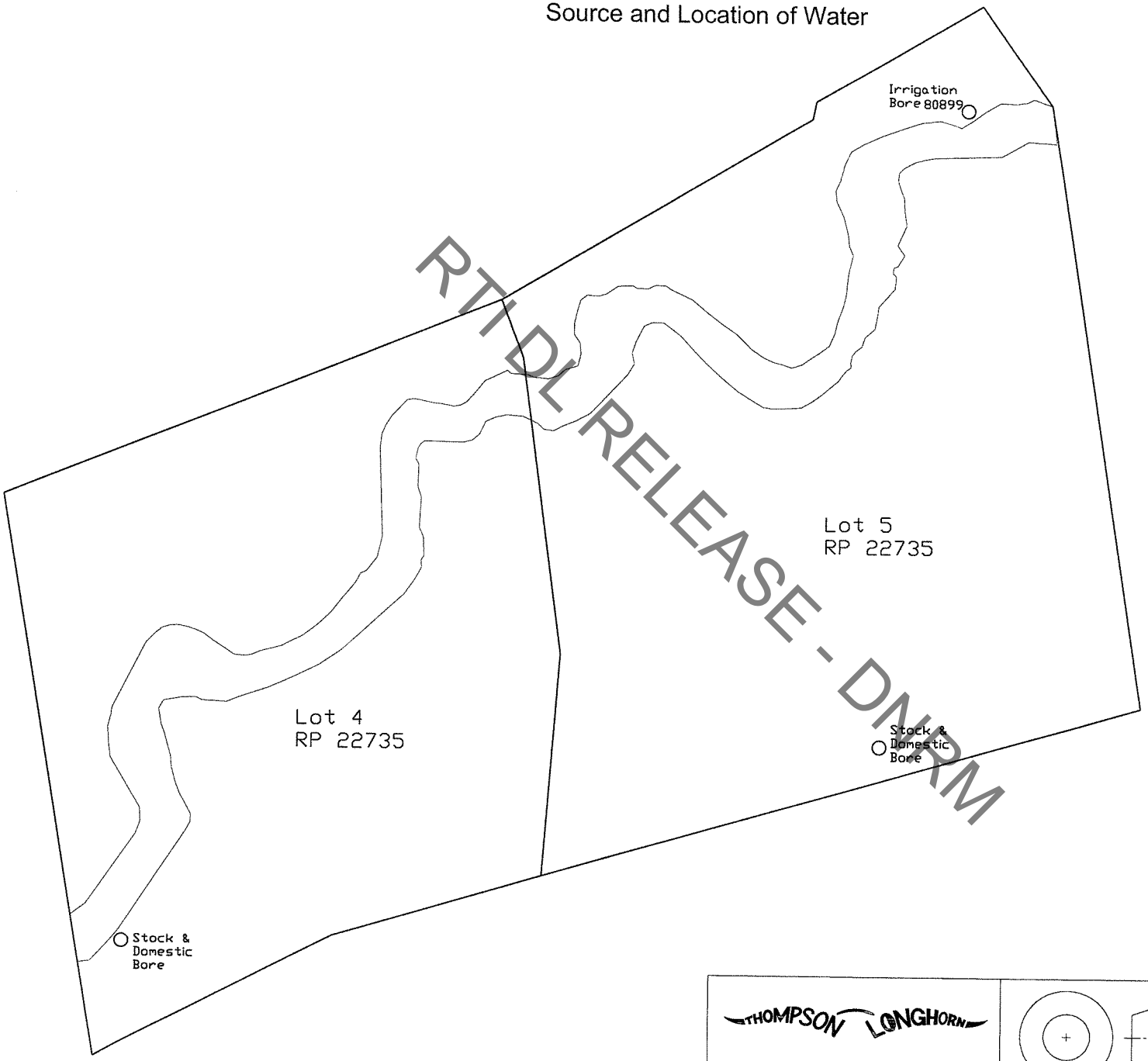
DL Documents

RTI 13-077

C:\Documents and Settings\User\My Documents\Goombumra Property\08 New Bore Info\081231 Property overlay in ns.dwg

287 Inverramsay Rd

Source and Location of Water



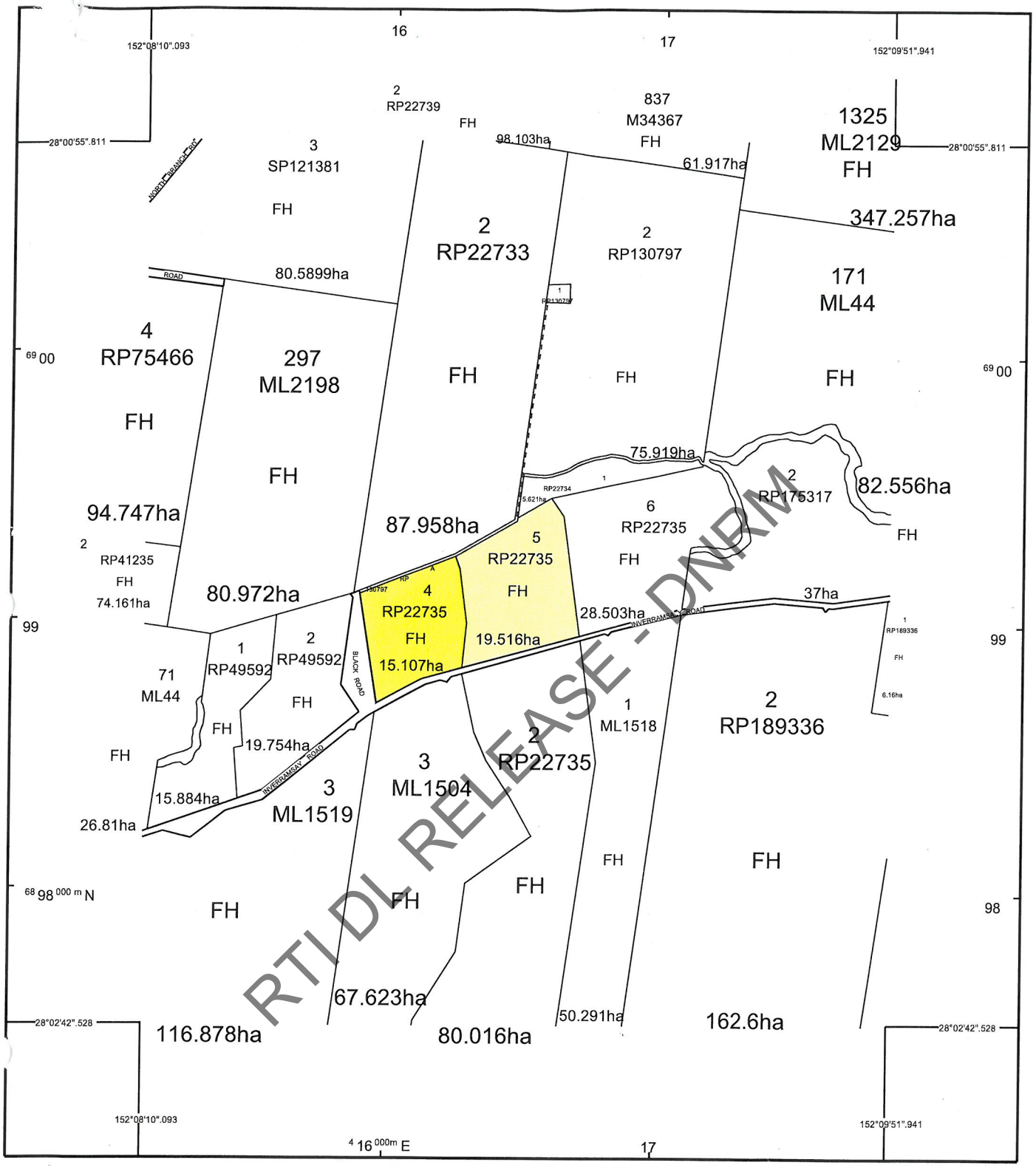
RTI DL RELEASE - DNRM

THOMPSON LONGHORN

STOCK HANDLING EQUIPMENT

DRAWN:	DATE:	REV:
BMW	02/10/11	A
P/CODE: * * *		

C:\Documents and Settings\User\My Documents\Goombura Property\08 New Bore Info\081231 Property overlay in m.dwg



RTI DL RELEASE - DNRM

STANDARD MAP NUMBER
9341-41442

0 400 800 1200 1600 2000 m

HORIZONTAL DATUM:GDA94 ZONE:56 SCALE 1 : 20000

MAP WINDOW POSITION & NEAREST LOCATION

152°09'01".017
28°01'49".169
GOOMBURRA
3.12 KM

GDA

SUBJECT PARCEL DESCRIPTION

DCDB

Lot/Plan	5/RP22735
Area/Volume	19.516ha
Tenure	FREEHOLD
Local Government	WARWICK SHIRE
Locality	GOOMBURRA
Parish	GOOMBURRA
County	MERIVALE
Segment/Parcel	44082/27

CLIENT SERVICE STANDARDS

PRINTED (dd/mm/yyyy) 13/03/2008
For additional information regarding this SmartMap see page 2.
Shading Rules have been applied.

DCDB 12/03/2008 (Lots with an area less than 3000m² are not shown)

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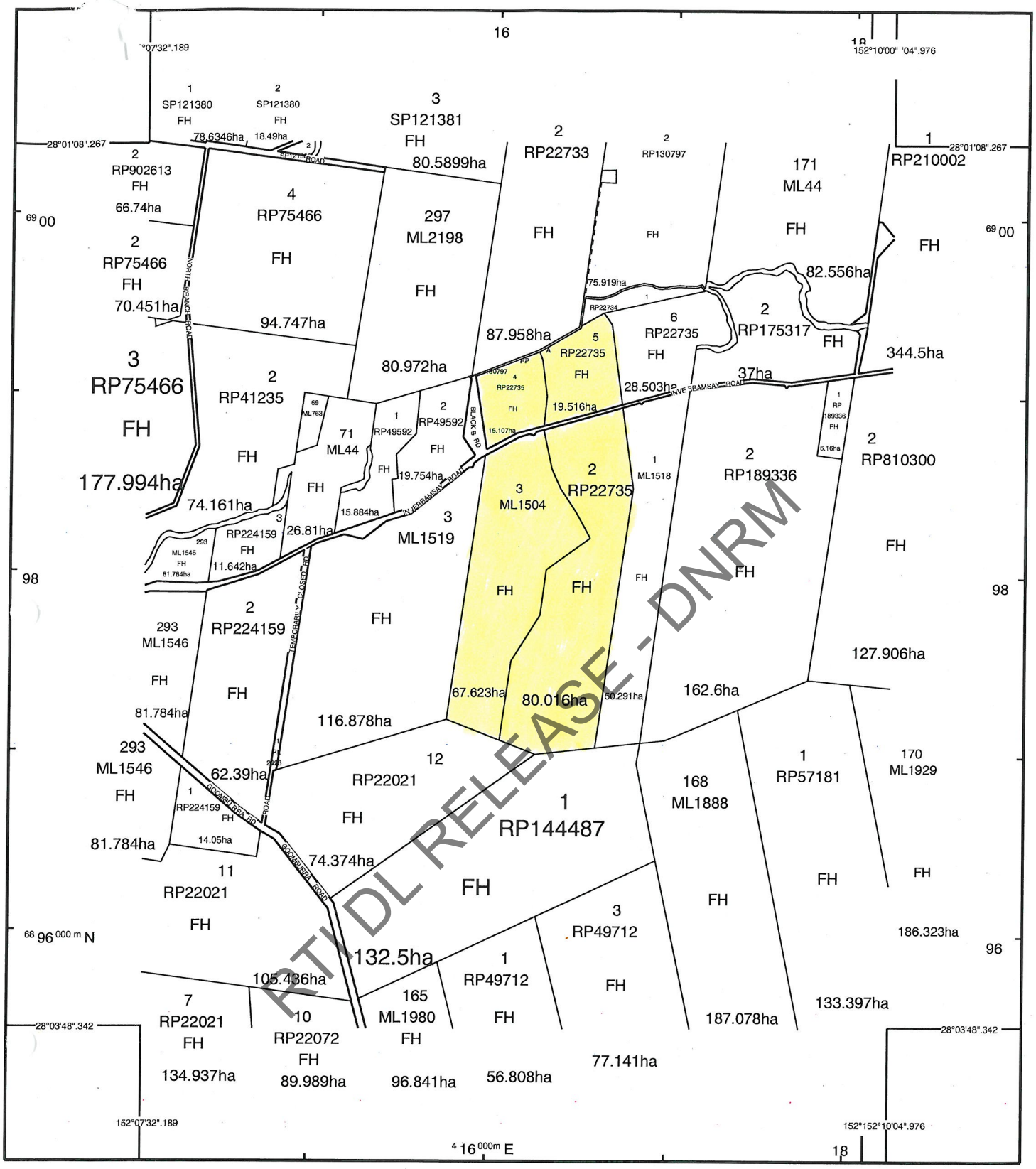
For further information on SmartMap products visit http://nrw.qld.gov.au/property/mapping/blinmap

SmartMap
An External Product of SmartMap Information Services

Based upon an extraction from the Digital Cadastral Data Base

Queensland Government
Natural Resources and Water

(c) The State of Queensland, Natural Resources and Water, 2008.



RTI DL RELEASE - DNRM

STANDARD MAP NUMBER
9341-41431

0 600 1200 1800 2400 3000 m

HORIZONTAL DATUM:GDA94 ZONE:56 SCALE 1 : 30000

MAP WINDOW POSITION & NEAREST LOCATION

152°08'48".583
28°02'28".305
GOOMBURRA
2.56 KM

SUBJECT PARCEL DESCRIPTION

DCDB

Lot/Plan	3/ML1504
Area/Volume	67.623ha
Tenure	FREEHOLD
Local Government	WARWICK SHIRE
Locality	GOOMBURRA
Parish	GOOMBURRA
County	MERIVALE
Parcel/Segment	20/44082

CLIENT SERVICE STANDARDS

PRINTED (dd/mm/yyyy) 01/09/2006

DCDB 30/08/2006 (Lots with an area less than 10000 square metres are not shown)

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DL Documents

For further information on SmartMap products visit http://www.nrm.qld.gov.au/property/mapping/blinmap

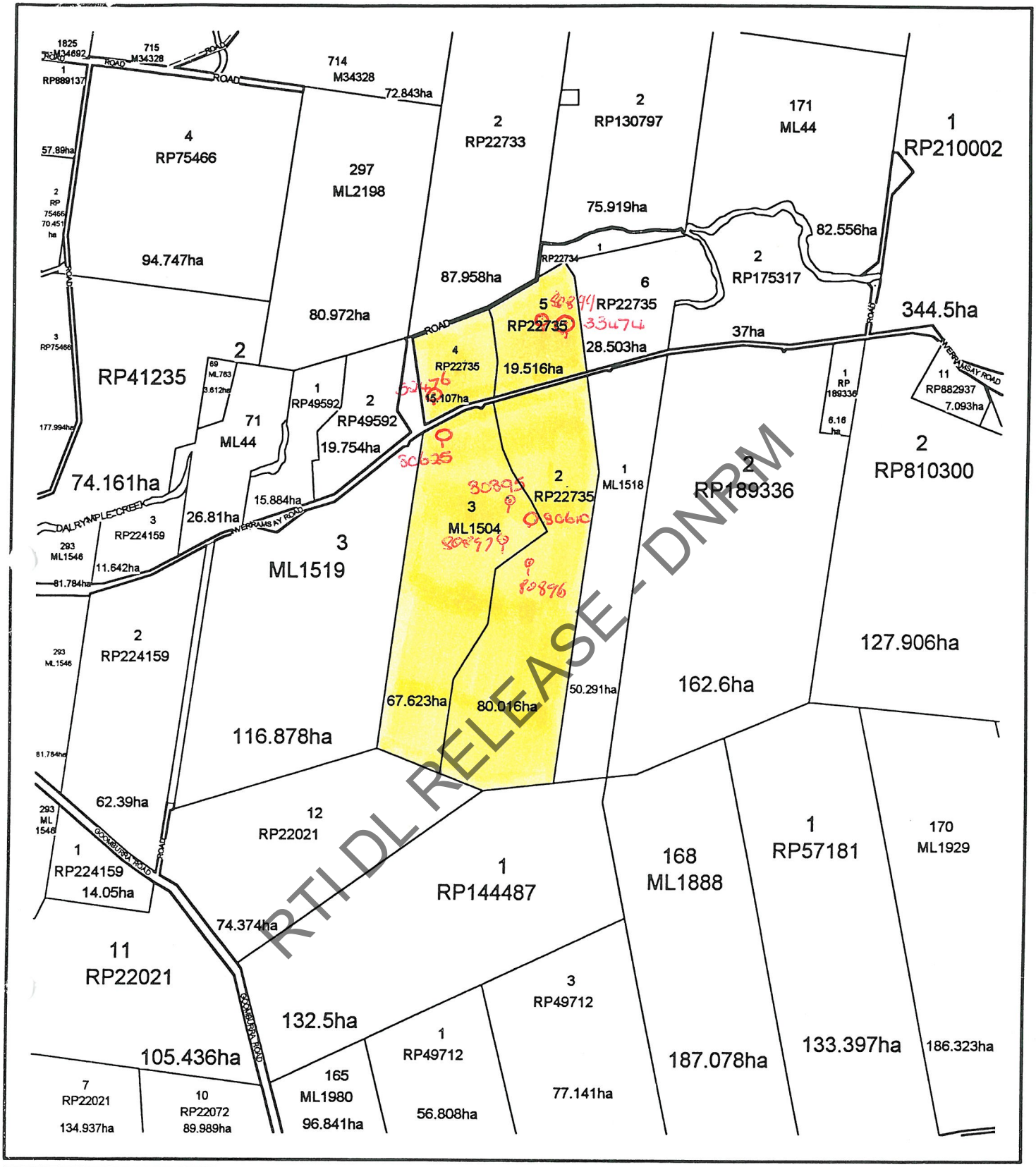
SmartMap
An External Product of SmartMap Information Services
Based upon an extraction from the Digital Cadastral Data Base

Queensland Government
Natural Resources, Mines and Water

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GDA

RTI 13-077



RTI DL RELEASE - DNRM

STANDARD MAP NUMBER
9341-41431

0 500 1000 1500 2000 2500 m
SCALE 1 : 25000

BLINMAP
A Product of
BLIN
BASIC LAND INFORMATION NETWORK
An integrated network of Department of Lands' databases.

MAP WINDOW POSITION

152°8'54"
26°2'33"

NEAREST LOCALITY

GOOMBURRA
7.58 KM

DESCRIPTION

LOT	2
PLAN	RP22735
AREA	80.016ha
TENURE	FH
LOCAL GOVERNMENT	WARWICK
LOCALITY	MARYVALE
PARISH	GOOMBURRA
COUNTY	MERIVALE
PRINTED	25/9/1996

CLIENT SERVICE STANDARDS

DCDB	25/8/1996

LANDS

(C) The State of Queensland, Department of Lands

WATER LICENCE
Water Act 2000

Queensland Government

Reference	606325	**Expiry Date**	31/12/2021
Licensee	COYOTE CARTEL PTY LTD AS TRUSTEE GEORGINA SIMONE WOLFF		
Authorised Activity	The taking of underground water from Dalrymple Creek Alluvium with the point of take under Lot 5 on RP22735 and Lot 4 on RP22735. The take of water must be in accordance with the Water Sharing Rules for the Dalrymple Creek Alluvium Groundwater Management Area.		
Authorised Purpose	Irrigation		
Description of Land	Attached to the land described as Lot 4 on RP22735 and Lot 5 on RP22735.		
Nominal Entitlement	44 Megalitres		

This water licence is subject to the conditions endorsed hereon or attached hereto.

Under the *Sustainable Planning Act 2009* a development permit may be required for operational works to take or interfere with the water described in this licence. The licensee must ensure that the relevant development approvals have been obtained prior to installing or constructing new or additional operational works.

Given at Warwick this TWENTY-THIRD day of DECEMBER 2011.

CTPI 49-Sch4

Jim Reeves
Director-General
Department of Environment and Resource Management

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Queensland Government

Conditions: Schedule A

1.15
The water year is the period from 1 July to 30 June.

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Water licence explanatory notes

Water Act 2000 (Qld)

Under the *Water Act 2000* (Qld) (Water Act), the chief executive of the Department of Environment and Resource Management (DERM) has certain powers that are applicable to the management of water resources. Those powers applicable to your water licence are outlined below. The wording in these notes does not reflect the exact wording in the Water Act and reference should be made to the Water Act for precise details.

- The chief executive may grant a licence with conditions and may amend, revoke or add to the conditions of a licence at any time.
- If a licensee contravenes or fails to carry out any conditions of a licence, the licensee may be liable to a penalty and the licence may be cancelled or suspended or amended.
- Water taken under this licence may only be used within the boundaries of the land identified on the licence as 'attached' land unless a regulation or a water resource plan allows water to be seasonally assigned to other land.
- For a licence under which the authorisation to take water is specified in terms of an area authorised to be irrigated, the specified area is:
  - the maximum area, in whole or as the aggregate of part areas, that may be irrigated in any one growing season
  - measured in whole or in aggregate parts, as the 'fence to fence' area of the crop to which water is applied.
- Water use on an area in excess of any authorised area or in excess of any authorised volume (i.e. unauthorised use) is not permitted and is an offence under the Water Act. Unauthorised use may result in prosecution and a maximum penalty of 1665 penalty units. Repeat offences will result in a prosecution and/or potentially cancellation of a licence.
- Should the licensee cease to be the owner of the land to which this licence attaches, the new owner of the land becomes the licensee. To assist the processing of the transfer of the water licence the new owner should give this department notice of the change of ownership.
- Should the registered owner dispose of part of the land to which this licence attaches, the licence will expire on that day. The new owners of the disposed land have only 60 business days to apply for a replacement licence or licences unless the chief executive extends the period. Failure to meet the deadline will mean an application for a fresh licence will be required. Any application that is made to replace the original expired licence is decided on the merits. As such, the original entitlement may be redistributed, reduced or revoked as decided by the chief executive. To prevent a licence from expiring on disposal of part of the land, it is possible to apply to subdivide or amend the licence before the disposal, so that on disposal, the original licence (as amended) or a new subdivided licence will travel with the land to which it attaches.
- Water licences are issued for a stated period and will expire if not renewed. While a licensee may apply to renew a licence, there is no guarantee that the renewal application will be approved or that the renewed licence will be granted in the same terms, or subject to the same conditions as the expired licence. If it is renewed, the chief executive may amend the conditions of the licence at the time of renewal.
- It is the responsibility of the licensee to apply for renewal of a licence before the licence expires. If a licensee fails to apply for renewal before the expiry date, the licensee has 60 business days to apply for reinstatement of the licence. An application for reinstatement incurs an application fee. If, prior to the expiry of the licence, the licensee has ceased to be the owner of the land to which the licence attaches, then the new owner of that land may make application for reinstatement of the licence within 60 business days of expiry of the licence.
- The licensee must not tamper, or allow others to tamper with any measurement or recording device associated with this licence, such that it fails to cooperate accurately. Tampering with any measurement or recording device is an offence under the Water Act and may result in prosecution.
- Where the chief executive has any reason to doubt the accuracy of a meter or any other recording device, the chief executive may calculate the volume, time or rate of water diverted by any means that the chief executive deems appropriate.
- The licensee must allow an authorised officer of DERM full and free access to the facility at all reasonable times for the purpose of checking compliance with the licence conditions or the Water Act generally. Obstructing an authorised officer is a serious offence under the Water Act.
- Should it be considered necessary the chief executive, by notice given in a newspaper circulating in the locality in question or by writing to a licensee, may limit:
  - the times during which water may be taken during any period specified, or
  - the volumes of water which may be taken during any water year or in any other specified period, or
  - the area that may be irrigated in any water year or any other specified period.
- The licensee must pay any fee or charge associated with the licence as prescribed by a regulation made under the Water Act. The licensee will be invoiced annually for the water licence fee while the licence remains in force. Prescribed fees are subject to adjustment from periodic reviews and Consumer Price Index (CPI) movements. Before submitting any application for a dealing with the licence, the licensee should contact the nearest DERM office to obtain details of current fees and application processes.

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