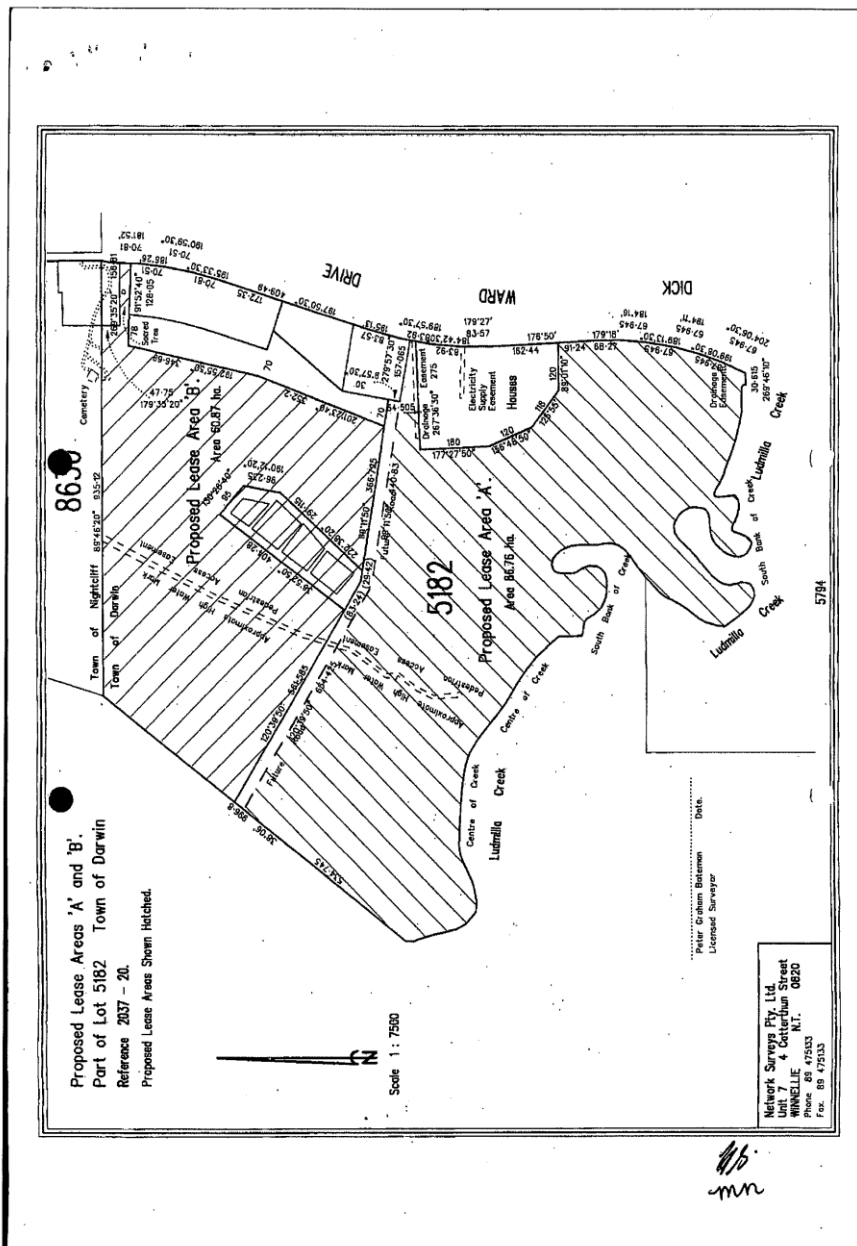


SAVE THE KULALUK LEASE AS A CULTURAL, EDUCATIONAL AND HERITAGE WILDERNESS PARK!

WORLD WAR II ARMY FORT THREATENED BY A CAVEAT GRANTED OVER A PUBLIC RIGHT-OF-WAY

Dealing 694568



Viewed at 14:04:36 on 27/04/2009 by L2B.

Page 3 of 20.

Above: One of two maps attached to the caveat signed by Michelle Nelson and Helen Secretary of the Gwalwa Daraniki Association and Even Lynne of Gwelo Investments Pty Ltd.

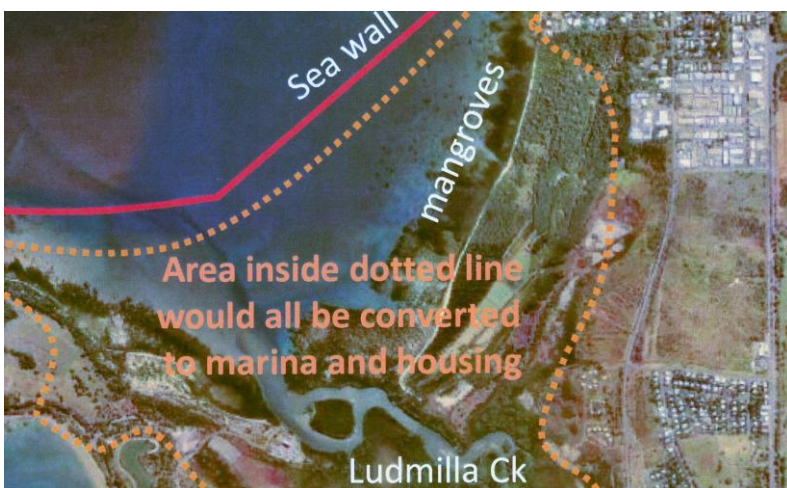
World War II defences in Darwin included concrete gun emplacements on beaches from the city to Buffalo Creek. Over the years most of these concrete forts have been demolished. The best preserved fort remains hidden in the mangroves on the narrow beach extending from Nightcliff to Ludmilla Creek. The beach is a declared public right-of-way through a lease granted to Aboriginal people in 1979. It runs between monsoon forest and mangroves where tides recede almost a kilometre twice a day. WWII soldiers' names can still be seen scratched into the internal walls of the bunker. In 2009 the leaseholders signed a caveat over the beach and forests enabling Gwelo Investments to plan for a marina and canal housing estate on the lease. The deal between the leaseholders and Gwelo Investments raises questions concerning how it is possible to have a caveat over a public right-of-way, not to mention the signing away of land original granted as a Special Purpose Lease for Larrakia and associated Aboriginal people in Darwin.

William B Day PhD,

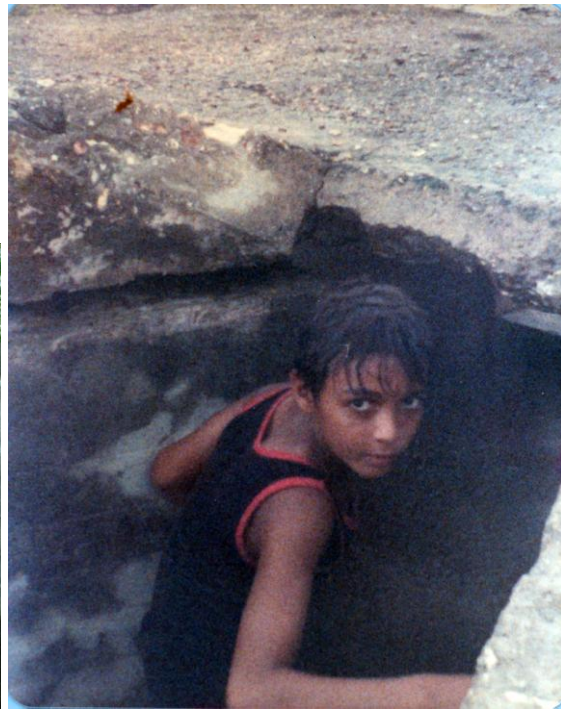
November 2011



Left: Aerial photo of the public right-of-way beach and Ludmilla Creek ecosystem. Right: the Fort on the beach down from Totem Road.



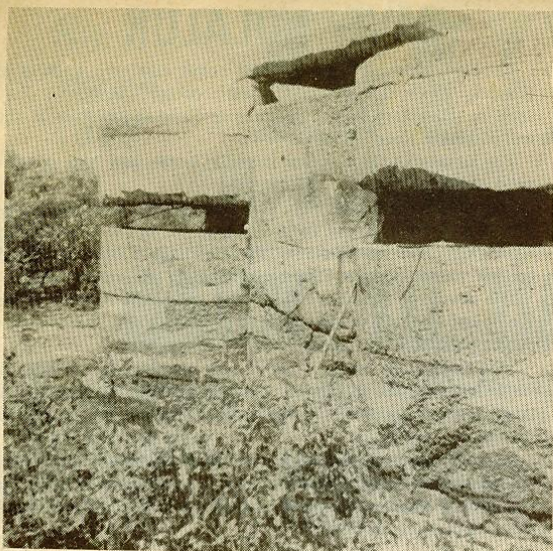
Left: A caveat has been granted to Gwelo Investments to develop a marina on the lease granted to Aborigines in 1979. Right: Stella Simmering filming inside the fort in 2009.



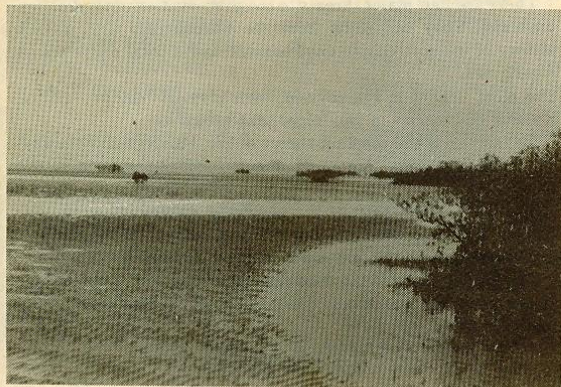
Left: Bill Day looks out from the fort in 2010. Right: David Keighran plays in the fort in 1983.



Left: Kim Day and Mark Day on the fort in 1979. Right; Bill Day looks over the bay from the top of the fort in 1983.



war time fort on the beach.



The mudflats of the Bay — seaward side of the mangroves.



Errosion cased by pipelaying and sand mining Coconut Grove.

A WALK THROUGH KULALUK

CONT.

of tons of the white sand. Promises have been made to restore the area but in parts this is impossible. Where restoration is feasible, a few trees have been planted, only distinguished by the stakes showing above the tall grass.

A placid lily pond, narrowly missed by the bulldozers, illustrates the type of country traversed by the pipeline.

We must now cross the two leases and see the effect of unplanned speculation. The contrast shows up on the aerial photograph. Despite the efforts of the Aborinines to halt the subdivision of this part, culminating in violent clashes some years ago, the two leases are shown as FU, future urban, on the Town Plan. This is a proposal that must be opposed by every means.

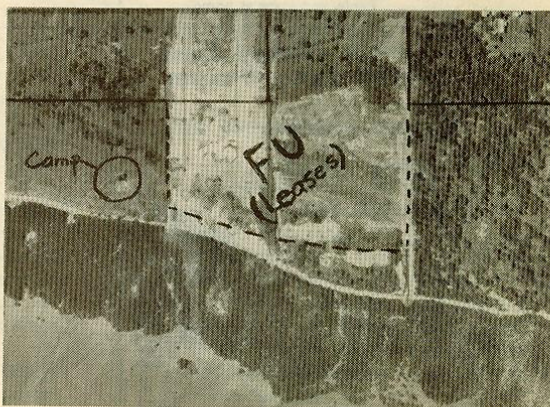
As an incentive to the sale of their sea-level subdivision, the developers actually began to cut down the mangroves to give an ocean view.

This swarth can be seen on the aerial photograph, near the camp clustered around the tree on the old jungle fowl mound. This simple camp of iron huts is the symbol of defiance by the Larrakia people. It receives many visitors, particularly for social gatherings away from the restrictive institutionalised Bagot Reserve of the self-consciousness of suburbia. The campsite is also ideal for dancing and ceremonies of mourning or celebration and in this function is no less important than a church.

He hopes that our tour of Kulaluk has convinced you of the significance of this battle and that he can look forward to your support.



A lily pond behind Bakhita village.



Aerial photo of the two leases. Zoned FU — Future Urban.

Above: A page from a special issue of the newsletter BUNJI, "A Walk Through Kulaluk" (March 1978).

Form 78

Section 138

Land Title Act
REGISTRAR-GENERAL'S DIRECTIONS

NORTHERN TERRITORY OF AUSTRALIA

DL0089488D



Dealing Number: **694568** Lodged 09/03/2009 at 10:29:22
 Dealing Type: **X** By CASH
 Volume **727** Folio **22** Fee \$ **185.00** Receipt **284416**

NON LAPSING CAVEAT

The caveator claims the estate or interest specified in the land described on the grounds set out and forbids the registration of any dealing affecting that estate or interest to the extent of the prohibition as specified during the period in which the caveat remains in force. (NOTES 1-5)

| Register | Volume | Folio | Location | Lot Description | Plan | Unit |
|----------|--------|-------|--------------------------------------|----------------------|------------------------|------|
| CT | 727 | 022 | Town of Darwin Town of Nightcliff | Lot 5182 Lot 8630 | S 77/093B S 77/093A | |

(NOTE 6)

**CAVEATOR
(PERSON LODGING
CAVEAT)**

Name: Gwelo Investments Pty Ltd
 Address for the service PO Box 2816 Darwin NT 0801
 of Notices: *hatched pp.*

(NOTE 7)

**ESTATE OR INTEREST
CLAIMED**

An equitable interest in the land in respect of that part of the land ~~delimited~~ in black on the attached plan and comprising Areas A, B and C

(NOTE 8)

GROUND OF CLAIM

As the grantee of exclusive rights pursuant to an agreement between the Caveator and the Registered Proprietor dated 15 December 2008

(NOTE 9)

**REGISTERED
INTERESTS AFFECTED
EXTENT OF
PROHIBITION**

Instrument No:
 Absolutely

(NOTE 10)

OWNERS

Name: Gwalwa Daraniki Association Inc
 Address: PO Box 746 NIGHTCLIFF NT 0810

(NOTE 11)

OTHER PARTIES

Name:
 Address:

(NOTE 12)

**BASIS OF
LODGEMENT
(tick one)**

| BY REGISTERED OWNER | WITH THE CONSENT OF THE REGISTERED OWNER | COPY OF COURT ORDER DEPOSITED | OTHER THAN PURSUANT TO PART 7 DIVISION 2 OF THE LAND TITLES ACT. |
|--|--|----------------------------------|--|
| <input checked="" type="checkbox"/> <i>pp.</i> | <input checked="" type="checkbox"/> <i>pp.</i> | <input type="checkbox"/> | <input type="checkbox"/> |

(NOTE 13)

SIGNED by the Caveator in accordance with
 s.127 Corporations Act
 on (Date) 9.3.09

By:

Even Lynne(NOTES 14
& 15)

Registered on 9/3/2009 At 10.57

