

LAND COURT OF QUEENSLAND

REGISTRY: Brisbane

NUMBERS: MRA428-14, EPA429-14 (MLA 70441)

MRA430-14, EPA431-14 (MLA 70505)

MRA432-14, EPA433-14 (MLA 70506)

Applicant: **ADANI MINING PTY LTD**

AND

First Respondent: **LAND SERVICES OF COAST AND COUNTRY
INC.**

AND

Second Respondent: **CONSERVATION ACTION TRUST**

AND

Statutory Party: **CHIEF EXECUTIVE, DEPARTMENT OF
ENVIRONMENT AND HERITAGE PROTECTION**

AFFIDAVIT

I, Juanita Rose Williams, of 75 Grattan Tce, Manly, Brisbane in the State of Queensland sincerely and solemnly affirm and declare that:

1. I am a solicitor at Environmental Defenders Office (Qld) Incorporated (**EDO Qld**) who are the solicitors on behalf of Land Services of Coast and Country Inc. (**LSCC**).
2. Between Wednesday 12 November 2014 and Sunday 16 November 2014, I attended the Carmichael site inspection along with our legal team and client.
3. On Thursday 13 and Friday 14 November 2014, we visited the Doongmabulla property and attended the following locations (among others):


Deponent


Solicitor

AFFIDAVIT

Filed on behalf of Land Services of Coast and
Country Inc.

Form 46, Version 1

Uniform Civil Procedure Rules 1999

Rule 431

Environmental Defenders Office (Qld) Inc.

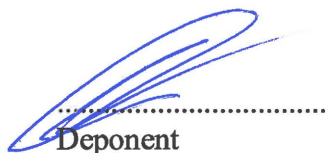
30 Hardgrave Road, West End, 4101

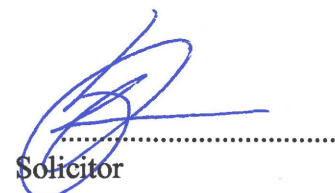
Telephone: (07) 3211 4466

Facsimile: (07) 3211 4655


Email: edoqld@edo.org.au

- a) Little Moses;
 - b) Moses 4;
 - c) Moses 3 and Lagoon;
 - d) Oasis Clay Pan - Mouldy Crumpets; and
 - e) Joshua Springs and Lagoon.
4. On Thursday 13 November and Friday 14 November 2014, I took a number of photographs of the above mentioned locations.
5. Exhibited to this affidavit and marked "JRW-1" are true and correct copies of those photos.
6. On Friday, 14 November 2014 we visited the Moray Downs property and attended the following locations (among others):
- a) Carmichael River – Waxy Cabbage Palms; and
 - b) Surprise Springs.
7. On Friday, 14 November 2014 I took a number of photographs of the above mentioned locations.
8. Exhibited to this affidavit and marked "JRW-2" are true and correct copies of those photos.
9. On Saturday, 15 November 2014 we visited the Mellaluka property and attended the following locations (among others):
- a) Mellaluka Springs; and
 - b) Lignum Spring.
10. On Saturday, 15 November 2014 I took a number of photographs of the above mentioned locations.
11. Exhibited to this affidavit and marked "JRW-3" are true and correct copies of those photos.
12. On Saturday, 15 November 2014 we visited the Lignum property and attended the following location (among others):
- a) Bygana Lagoon (Lignum Station).


Deponent


Solicitor

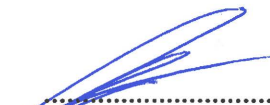
13. On Saturday, 15 November 2014 I took a number of photographs of the above mentioned location.
14. Exhibited to this affidavit and marked "JRW-4" are true and correct copies of those photos.
15. On Friday, 12 December 2014 I was provided with a disk that had a number of photos and videos. I have been informed that these photos were taken between the dates of 24 January 2014 and 13 November 2014 by the following people:
 - a) Sean Ryan;
 - b) Derec Davies;
 - c) Dean Sewell; and
 - d) Tony Jenkins (contractor).
16. From my familiarity of the site and from the information provided by the photographers listed above, I believe that the photos are taken at the locations described to me, details of which are outlined in exhibit 5 to this affidavit.
17. Exhibited to this affidavit and marked "JRW-5" are true and correct copies of those photos.
18. On 20 October and 15 November 2014, a number of videos were taken by myself and Tony Jenkins at the following locations:
 - a) Moses 4;
 - b) Moses 3 and Lagoon;
 - c) Moses 1; and
 - d) Joshua Spring.
19. I am informed by Derec Davies on behalf of the First Respondent that these are videos taken from the locations described.
20. From my familiarity of the site, I believe that the videos taken by Tony Jenkins are at the locations described to me.
21. Exhibited to this affidavit and marked "JRW-6" is a USB stick containing true and correct copies of those videos.


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Deponent


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Solicitor

22. All the facts and circumstances above deposed to are within my knowledge and belief save such as deposed to from information only and my means of knowledge and sources of information appearing on the face of this affidavit.

Affirmed by Juanita Rose Williams
at Brisbane on 2 March 2015 in the presence of:


.....
Deponent


.....
Solicitor

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Statutory Party:

**CHIEF EXECUTIVE, DEPARTMENT OF
ENVIRONMENT AND HERITAGE PROTECTION**

CERTIFICATE OF EXHIBIT

Bound and marked 'JRW-1' to 'JRW-6' are the exhibits to the affidavit of Juanita Rose Williams affirmed on 2 March 2015.

.....
Deponent

.....
Solicitor

CERTIFICATE OF EXHIBIT

Filed on behalf of Land Services of
Coast and Country Inc.
Form 47, Version 2
Uniform Civil Procedure Rules 1999
Rule 435

Environmental Defenders Office (Qld) Inc
30 Hardgrave Road, West End, QLD 4101
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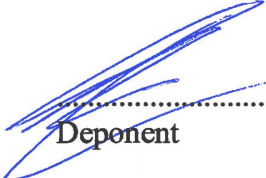
INDEX OF EXHIBITS


Exhibit References	Document	Date	Page
JRW-1	Photos taken on Thursday 13 November 2014 and Wednesday 14 November 2014 at the Doongmabulla property at the following locations;		
	a) Little Moses (Photo 1)	13/11/14	1
	b) Moses 3 and Lagoon (Photo 2)	13/11/14	1
	c) Oasis Clay Pan – Mouldy Crumpets (Photos 3-5)	13/11/14	2-3
	d) Joshua Springs & Lagoon (Photos 6-9)	14/11/14	3-5
JRW-2	Photos taken on Friday 14 November 2014 at the Moray Downs property at the following locations;		
	a) Carmichael River – Waxy Cabbage Palms (Photos 10-12)	14/11/14	6-7
	b) Surprise Springs (Photos 13-14)	14/11/14	7-8
JRW-3	Photos taken on Saturday 15 November 2014 at the Mellaluka property of the following locations;		


Deponent


Solicitor

	a) Mellaluka Springs (Photos 15-16)	15/11/14	9
	b) Lignum Spring (Photo 17)	15/11/14	10
JRW-4	Photos taken on Saturday 15 November 2014 at the Lignum property at the following location;		
	a) Bygana Lagoon (Photo 18)	15/11/14	11
JRW-5	Photos taken by others between 24/01/14 to 15/11/14 at the following properties and locations;	24/01/14 to 15/11/14	
	<i>Doongmabulla</i>		
	a) Little Moses (Photos 19-24)		12-14
	b) Moses 4 (Photos 25-26)		15
	c) Moses 3 and Lagoon (Photos 27-34)		16-19
	d) Moses 1 (Photos 35-39)		20-22
	e) Oasis Clay Pan – Mouldy Crumpets (Photos 40-44)		22-24
	f) Joshua Springs and Lagoon (Photo 45)		25
	g) Doongmabulla Springs – Waxy Cabbage Palms (Close to Moses 4) (Photos 46-48)		25-26
	h) Surprise Spring (Photos 49-50)		27
	<i>Moray Downs</i>		
	a) Carmichael River – Waxy Cabbage Palms (Photo 51)		28
	<i>Mellaluka</i>		
	a) Mellaluka Springs (Photos 52-53)		28-29
	b) Stories Spring (Photo 54)		29
	c) Lignum Spring (Photo 55)		30
	<i>Lignum</i>		
	a) Bygana Lagoon (Photo 56)		30
JRW-6	Videos taken by Juanita Williams and Tony Jenkins on 20/10/14 and 14/11/14 at the following properties and locations;		31
	<i>Doongmabulla</i>		
	a) Moses 4 (Tony Jenkins) (1 Video)	20/10/14	
	b) Moses 3 and Lagoon (Tony Jenkins) (4 Videos)	20/10/14	
	c) Moses 1 (Tony Jenkins) (1 Video)	20/10/14	
	a) Joshua Spring (Juanita Williams) (1 Video)	14/11/14	


Deponent


Solicitor

PHOTOS TAKEN BY JUANITA WILLIAMS

Property - Doongmabulla

Location:

Little Moses



Photo 1 - Taken by Juanita Williams on 13 November 2014

Moses 3 and Lagoon



Photo 2 - Taken by Juanita Williams on 13 November 2014

Oasis Clay Pan - Mouldy Crumpets



Photo 3 - Taken by Juanita Williams on 14 November 2014
[Note: No Vent ID (Near Vent ID 1131.8_1)]



Photo 4 - Taken by Juanita Williams on 14 November 2014
[Note: MC6 - Vent ID 1131.3_1) (75A-E)]



Photo 5 - Taken by Juanita Williams on 14 November 2014
[Note: MC6 - Vent ID 1131.3_1) (75A-E)]

Joshua Springs & Lagoon



Photo 6 - Taken by Juanita Williams on 14 November 2014



Photo 7 - Taken by Juanita Williams on 14 November 2014



Photo 8 - Taken by Juanita Williams on 14 November 2014



Photo 9 - Taken by Juanita Williams on 14 November 2014

Property – Moray Downs

Location:

Carmichael River – Waxy Cabbage Palms



Photo 10 - Taken by Juanita Williams on 14 November 2014



Photo 11 - Taken by Juanita Williams on 14 November 2014



Photo 12 - Taken by Juanita Williams on 14 November 2014

Surprise Springs



Photo 13 - Taken by Juanita Williams on 14 November 2014



Photo 14 - Taken by Juanita Williams on 14 November 2014

Property – Mellaluka

Location:

Mellaluka Springs



Photo 15 - Taken by Juanita Williams on 15 November 2014



Photo 16 - Taken by Juanita Williams on 15 November 2014

Lignum Spring



Photo 17 - Taken by Juanita Williams on 15 November 2014

Property – Lignum

Location:

Bygana Lagoon



Photo 18 - Taken by Juanita Williams on 15 November 2014

PHOTOS TAKEN BY OTHERS

Property - Doongmabulla

Location:

Little Moses



Photo 19 - Taken by Dean Sewell on 30 September 2014



Photo 20 - Taken by Derec Davies on 30 September 2014



Photo 21 - Taken by Sean Ryan on 13 November 2014



Photo 22 - Taken by Sean Ryan on 13 November 2014

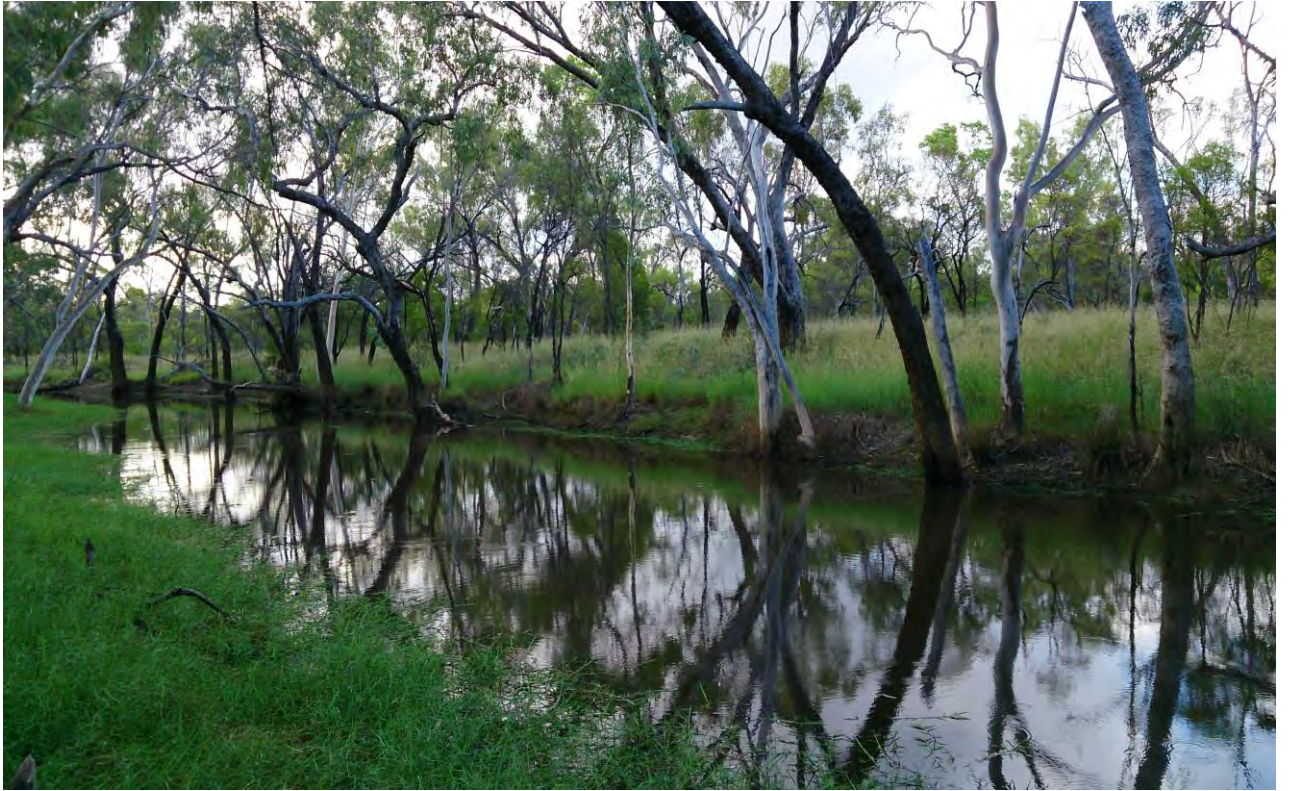


Photo 23 - Taken by Derec Davies on 20 March 2014 – Showing Little Moses Outflow



Photo 24 - Taken by Derec Davies on 20 March 2014 – Showing Little Moses Outflow

Moses 4



Photo 25 - Taken by Dean Sewell on 1 October 2014



Photo 26 - Taken by Dean Sewell on 1 October 2014

Moses 3 & Lagoon



Photo 27 - Taken by Derec Davies on 1 October 2014



Photo 28 - Taken by Derec Davies on 1 October 2014



Photo 29 - Taken by Derec Davies on 1 October 2014



Photo 30 - Taken by Derec Davies on 1 October 2014



Photo 31 – Screenshot of Video taken by Tony Jenkins on 20 October 2014



Photo 32 - Screenshot of Video taken by Tony Jenkins on 20 October 2014



Photo 33 - Screenshot of Video taken by Tony Jenkins on 20 October 2014



Photo 34 - Screenshot of Video taken by Tony Jenkins on 20 October 2014

Moses 1



Photo 35 - Taken by Dean Sewell on 30 September 2014



Photo 36 - Taken by Dean Sewell on 30 September 2014



Photo 37 - Taken by Dean Sewell on 1 October 2014



Photo 38 - Taken by Derec Davies on 1 October 2014



Photo 39- Taken by Derec Davies on 1 October 2014

Oasis Clay Pan - Mouldy Crumpets



Photo 40 - Taken by Derec Davies on 1 October 2014
[Note: No Vent ID (Near Vent ID 1131.8_1)]



Photo 41 - Taken by Dean Sewell on 1 October 2014
[Note: MC6 - Vent ID 1131.3_1) (75A-E)]



Photo 42 - Taken by Dean Sewell on 1 October 2014
[Note: Vent ID 1131.2_1) (75A-E)]



Photo 43 - Taken by Dean Sewell on 1 October 2014
[Note: Vent ID 1131.2_1) (75A-E)]



Photo 44 - Taken by Dean Sewell on 1 October 2014
[Note: Vent ID 1131.8_1) (75A-E)]

Joshua Springs and Lagoon



Photo 45 - Taken by Derec Davies on 25 January 2014

Doongmabulla Springs – Waxy Cabbage Palms (Close to Moses 4)



Photo 46 - Taken by Derec Davies on 30 September 2014



Photo 47 - Taken by Derec Davies on 30 September 2014



Photo 48 - Taken by Derec Davies on 30 September 2014

Surprise Spring



Photo 49 - Taken by Derec Davies on 10 November 2014



Photo 50 - Taken by Derec Davies on 10 November 2014

Property – Moray Downs

Location:

Carmichael River – Waxy Cabbage Palms



Photo 51 - Taken by Derec Davies on 10 November 2014

Property – Mellaluka

Location:

Mellaluka Springs



Photo 52 - Taken by Derec Davies on 20 March 2014



Photo 53 - Taken by Derec Davies on 20 March 2014

Stories Spring



Photo 54 - Taken by Derec Davies on 20 March 2014

Lignum Spring



Photo 55 - Taken by Derec Davies on 20 March 2014

Property – Lignum

Location:
Bygana Lagoon



Photo 56 - Taken by Derec Davies on 24 January 2014

VIDEOS

The videos taken by myself on 14 November 2014, and a third party contractor on 20 October 2014 are included on the USB stick marked JRW-6 and are taken at the following properties and locations:

Doongmabulla

- a) Moses 4 (1 Video);
- b) Moses 3 and Lagoon (4 Video2);
- c) Moses 1 (1 Video); and
- d) Joshua Spring (1 Video).