

State of Hawaii  
Department of Land & Natural Resources  
Division of Forestry and Wildlife  
1151 Punchbowl Street  
Honolulu, Hawaii 96813

ENDANGERED SPECIES  
ENHANCEMENT OF SURVIVAL  
Permit No. T&E ES-01  
Date of Issue: APR 3 2002

Valid Until: 1 year from date of issue

**ENDANGERED SPECIES PERMIT**  
**For the purpose of:**  
**ENHANCEMENT OF SURVIVAL**

The Department of Land and Natural Resources hereby grants permission under the authority of §195D-4(f) Hawaii Revised Statutes and all other applicable laws, to:

Cyanotech Corporation  
Hawaiian Ocean Science and Technology Park  
73-4460 Queen Kaahumanu Highway #102  
Kailua-Kona, Hawaii 96740

To: take, if such taking is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity;  
For the purpose of: enhancing the species' survival by researching effective ways to prevent stilts from nesting adjacent to hazardous aquaculture sites and promoting stilt nesting in a protected area;

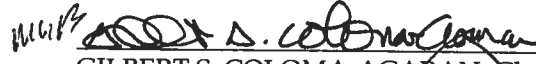
The following species:

<u>Common Name</u>	<u>Scientific Name</u>	<u>No. of Specimens</u>	<u>Location</u>
Hawaiian stilt, ae'o	<i>Himantopus mexicanus knudseni</i>	20-30 Hawaiian stilts may be incidentally taken	Lands controlled by Cyanotech Corporation on the Island of Hawai'i.

Subject to the following conditions:

1. This permit only authorizes the permittee to incidental take of Hawaiian Stilt on lands controlled by Cyanotech Corporation at the time this permit is issued.
2. This permit is valid only if Cyanotech Corporation abides by the terms and conditions of the Federal Conservation Plan for Hawaiian Stilt at Cyanotech Aquaculture Facility, Keahole Point, Hawaii.
3. This permit is valid only if accompanied by the proper federal permit:  
USFWS 10(a)(1)(A) permit no. TE 051040-0
4. This permit shall become valid upon completion of the following:
  - i. A legal representative of Cyanotech Corporation has acknowledged understanding and agreement to abide by its conditions by signing two copies of Attachment 1, which is attached hereto and made a part of this permit.
  - ii. Both copies of the signed permit must be returned to the Division of Forestry and Wildlife. Upon approval by the Chairperson of the Board of Land and Natural Resources, a copy of the permit will be returned to the applicant.
5. The Board may suspend or revoke this permit if the Federal Conservation Plan for Hawaiian Stilt at Cyanotech Aquaculture Facility, Keahole Point, Hawaii USFWS 10(a)(1)(A) permit no. TE 051040-0 is suspended or revoked. The Board may also suspend or revoke this permit in accordance with applicable laws and regulations in force during the term of the permit.

ENDANGERED SPECIES  
ENHANCEMENT OF SURVIVAL  
Permit No. T&E ES-01

  
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GILBERT S. COLOMA-AGARAN, Chairperson and  
Member  
Board of Land and Natural Resources

cc: / / DOFAW Hawaii Branch Manager, Jon Giffin  
/ / DOCARE  
/ / Senior Resident Agent, USFWS-Law Enforcement, Honolulu  
/ / USFWS Pacific Islands Office, Honolulu

Attachment No. 1 to PROTECTED WILDLIFE PERMIT No. WLIT-02

The undersigned has read, understand and hereby agree to abide by permit conditions 1 - 5 stipulated on pages 1 and 2 in PROTECTED WILDLIFE PERMIT No. WLIT-02.

**CYANOTECH CORPORATION**

By: *Genelle M. Cyrenski*  
President + CEO

Date: March 5, 2002

**ORIGINAL**

**PROTECTED WILDLIFE PERMIT AMENDMENT**

State of Hawaii  
Department of Land & Natural Resources  
Division of Forestry and Wildlife  
1151 Punchbowl Street  
Honolulu, Hawaii 96813

Amendment No. 01 to  
PROTECTED WILDLIFE Permit No. T&E ES-01

Date of Issue: October 3, 2003

Expiration Date: January 2, 2004

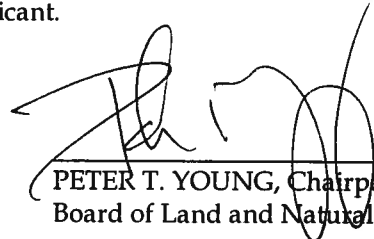
The Board of Land and Natural Resources hereby amends PROTECTED WILDLIFE Permit No. T&E ES-01 previously issued under the authority of §195-D-4(f), Hawaii Revised Statutes and all other applicable laws, to:

Cyanotech Corporation  
Hawaiian Ocean Science and Technology Park  
73-4460 Queen Kaahumanu Highway #102  
Kailua-Kona, Hawaii 96740

- To:
- i. Extend the period of the permit to January 2, 2004,
  - ii. Change the USFWS permit reference in Condition 3 to "USFWS 10(a)(1)(B) permit no. TE 051040-0"
  - iii. Change the Protected Wildlife Permit No. on page 3 from "WLIT-02" to "T&E ES-01".

**Subject to the following conditions:**

- 1) The same General and Special Conditions previously stated in PROTECTED WILDLIFE Permit No. T&E ES-01.
- 2) This amendment and its attachment shall be made a part of PROTECTED WILDLIFE Permit No. T&E ES-01 and must be carried by the permittee while engaged in activities authorized under the permit.
- 3) This permit shall become valid upon completion of the following:
  - a. A legal representative of Cyanotech Corporation has read this amendment and PROTECTED WILDLIFE Permit No. T&E ES-01 and acknowledges understanding and agreement to abide by the conditions therein by signing two copies of this amendment, which is attached hereto and made a part of this amendment.
  - b. Both copies of the signed amendment must be returned to the Division of Forestry and Wildlife. Upon approval by the Chairperson of the Board of Land and Natural Resources, a copy of the amendment will be returned to the applicant.



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PETER T. YOUNG, Chairperson  
Board of Land and Natural Resources

cc: / / DOCARE  
/ / DOFAW Hawaii Branch Manager, Roger Imoto  
/ / Senior Resident Agent, USFWS-LE, Honolulu  
/ / USFWS Pacific Islands Office, Honolulu

Attachment No. 1 to Amendment No. 01 to PROTECTED WILDLIFE PERMIT No. T&E ES-01

The undersigned have read, understand and hereby agree to abide by the conditions stipulated in Amendment No. 01 to PROTECTED WILDLIFE PERMIT No. T&E ES-01.

CYANOTECH CORPORATION

By: *Yend M. Ayres*

Date: 9/25/03