

ATTACHMENT III

State of Hawaii
Department of Land and Natural Resources
Division of Forestry and Wildlife
1151 Punchbowl Street, Room 325
Honolulu, Hawaii, 96813

Date of issue: **APR 11 2012**
Valid until: 20 years from the date of issue

INCIDENTAL TAKE LICENSE AMENDMENT 01

To accompany:

Incidental Take License (ITL) 08

and

Habitat Conservation Plan for the Construction and Operation of the Kaheawa Pastures Wind
Energy Generation Facility, Maui, Hawaii

**The Board of Land and Natural Resources hereby grants permission, under the authority of
Hawaii Revised Statutes §§ 195D-4(f) and 195D-4(g), to:**

Kaheawa Wind Power, LLC
100 Wells Avenue, Suite 201
Newton, MA 02459

For the purpose of:

Amending ITL-08 take limits for Hawaiian petrel and Newell's shearwater to be valid from date
of issue of this amendment to 20 years from the date of issue of original permit (January 30,
2006).

Common Name	Scientific Name	No. of Specimens over 20-year term		Location
		Baseline	Higher	
'Ua'u or "Hawaiian Petrel"	<i>Pterodroma sandwichensis</i>	25	38	Lands leased or otherwise controlled by Kaheawa Wind Power, LLC on the Island of Maui (TMK #4-8-001-001 and 3-6-001-014)
'A'o or "Newell's (Townsend's) Shearwater"	<i>Puffinus auricularis newelli</i>	4	8	
Nene or "Hawaiian Goose"	<i>Branta sandvicensis</i>	60*		
'Ope'ape'a or "Hawaiian Hoary Bat"	<i>Lasiurus cinereus semotus</i>	20*		

*These values have not changed from the original take permit. Only baseline take limits are given in the HCP.

GENERAL CONDITIONS:

1. All General and Special conditions of ITL-08 remain applicable.
2. This Amendment shall be attached to and made part of ITL-08.

By: 
 fox William J. Aila, Chairperson and Member
 Board of Land and Natural Resources

Date 4.11.12

The undersigned has read, understands, and hereby agrees to abide by the General Conditions stipulated in this license.

Kaheawa Wind Power, LLC

By: 

Date March 7, 2012

Its: Vice President

Kaheawa Wind Power, LLC notarized signature is attached and made a part of this document.

Cc: DOFAW
 DOCARE
 USFWS Pacific Islands Office, Honolulu

COMMONWEALTH OF MASSACHUSETTS)

) ss.:

COUNTY OF SUFFOLK)

On this 7th day of March, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Michael U. Alvarez, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed within the instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.



Notary Public



STATE OF HAWAII)
) SS.
City & COUNTY OF HONOLULU)

On this 11th day of April, 20 12, before me personally appeared Guy H. Kaulukukui -and _____ to me known to be the person(s) described herein, and who, being duly sworn, did say that he/~~she/they~~ is/~~are~~ the said First Deputy named in the foregoing instrument, and that he/~~she/they~~ executed said instrument as his/~~her/their~~ own free act and deed.



Kimberly C. Kelihoomalu
(Signature)

(Signature)

Notary Public, State of Hawaii

My commission expires: 4/30/2012

Doc. Date: <u>undated</u>	# of Pages: <u>4</u>
Notary Name: <u>Kimberly Kelihoomalu</u> 1 st Circuit	
Doc. Description: <u>Attachment III</u> <u>Incident Take License Amendment of</u>	
<u>Kimberly C. Kelihoomalu</u>	<u>4/11/12</u>
Notary Signature	Date
NOTARY CERTIFICATION	

