

Attachment 5: DHHL Request Form for Non-Homesteading Land Use

HELE ABERNETHY
GOVERNOR
STATE OF HAWAII



JOHN M. K. MASACHIAMI
CHAIRMAN
HAWAIIAN HOME OWNERS
MICHELLE K. KAUFMAN
DEPUTY TO THE CHAIRMAN

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
P O BOX 1571
HONOLULU, HAWAII 96816

REQUEST FORM FOR NON-HOMESTEADING LAND USE PURPOSES

PART I: APPLICANT INFORMATION

Name: _____

Address: _____

Phone No.: _____ Cell: _____ Email: _____

If Corporation/Organization/Company/LLC/Non-Profit:

Name: Auwahi Wind Energy, LLC

Address: 181 Ash Street, San Diego, CA 92101-3017

Phone No.: (619) 696-3109 Cell: (619) 481-8269 Email: jeigiser@sempraengp.com

Requesting Organization is a Non-Profit

- Type of Non-Profit:
- Private Nonprofit – governed by self appointed board
 - Member Nonprofit – governed by voting members
 - Homestead Organization – governed by HHCA beneficiary members

Requesting Organization is For Profit - Individual or Business:

- Individual
- Sole Proprietorship
- Partnership
- Corporation
- Limited Liability Corporation
- Other

Is an Individual HHCA Beneficiary or is Owned by an HHCA Beneficiary Yes No

Requesting Organization is a Government Agency:

- Federal
- State
- County

Officers and/or Principal Representatives: Josh Teigiser, Sr. Manager - Project Development
Joe Rowley, VP - Project Development

Mission of Organization: Provide clean, renewable wind energy in support of the State of Hawaii's Clean Energy Initiative and utility
Renewable Portfolio Standards

Date Incorporated: 08/09/2011 State of Incorporation: Delaware

Federal Tax ID#: 45-3023494 State Tax ID#: _____

PART 2: NON-HOMESTEADING LAND USE REQUEST

Describe proposed non-homesteading land use envisioned under this request as submitted. The proposed project will include a wind farm with an electrical collection system, substation, access roads and battery energy storage system. The proposed project will share some existing facilities with the neighboring Auwahi Wind Project on Uluhalakua Ranch. Approximately 375 acres are needed for construction; whereas less than 100 acres for operation/leas.

**Please attach additional information if necessary*

Land Area requested: Acreage/Sq.Ft. Area makai of Pillani Highway, approximately 375 acres for construction

Island: Maui Tax Map Key No.: 219001003

Indicate Character of Use:

- Agricultural
- Commercial
- Church
- Other
- Pastoral
- Industrial
- Community Facility

Does applicant have any existing land disposition issued by Hawaiian home lands for non-homesteading use purposes? Yes No

If yes, under what type of use and disposition: License 772, to implement, monitor and manage a petrel (or 'ua'a) colony, a federal and State of Hawaii listed endangered seabird

Describe how proposed land use request will have direct or significant indirect benefit the Trust and/or its Beneficiaries: The proposed land use will provide land lease payments during development, construction, and operation.

Community benefits will be negotiated with the Kahikuanu and all other applicable designees.

The following authorized representative submits this request for use of Hawaiian home lands under non-homesteading purposes and acknowledges that:

1. This is an application process that will be subject to further review, evaluation and consideration by DHHL and may require additional information to be submitted;
2. This request does not constitute any form of DHHL approval to this non-homesteading land use request as submitted;
3. In the best interest of the trust, DHHL reserves the right to exercise its prudent authority pursuant to and in accordance with the Hawaiian Homes Commission Act (Section III, Section 204(a)(2), Section 220.5, Section 207(c), Hawaii Revised Statutes, Chapter 171, as amended and the Hawaii Administrative Rules, Title 10;
4. Once the application is deemed complete, the non-homesteading land use request will be posted for a 30 day review period on the DHHL website for beneficiary and public comment;
5. Additional Island or Regional Specific Beneficiary Consultation will be required per the DHHL Beneficiary Consultation Policy;
6. All input/comments received will be provided to the Hawaiian Homes Commission if/when approval for disposition is considered by the HHC;
7. Associated non-refundable processing and documentation fees shall be assessed for each respective disposition request as follows:
 Revocable Permit - \$100.00 License - \$200.00 General Lease - Cost Documentation (all)...\$75.00

Auwahi Wind Energy, LLC
Print Individual or Organization Name

February 1, 2013
Date

Joe Rowley, VP, Project Development
Authorized Representative Name & Title

Joseph H. Rowley
Signature