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MICHELLE K. KAUFMAN  
CHAIRMAN, DEPARTMENT OF HAWAIIAN HOME LANDS  
DEPUTY TO THE CHAIRMAN

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS  
P. O. BOX 1375  
HONOLULU, HAWAII 96805

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: PONO PACIFIC - TERVIVA

Address: 4211 WAIALAE AVE., SUITE 1020, HONOLULU, HI 96816

Phone No.: 808.628.7400 Cell: 857.234.0909 email: john.leong@ponopacific.com

Requesting Organization is a Non-Profit

naveen.sikka@terviva.com

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
- Corporation
- Sole Proprietorship
- Limited Liability Corporation
- Partnership
- 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: FOR TERVIVA - NAVEEN SIKKA, CEO  
FOR PONO PACIFIC - JOHN LEONG, CEO; LUKE ESTES, COO

Mission of Organization: PONO PACIFIC AND TERVIVA ARE WORKING TOGETHER TO BRING A TREE-BASED BIOFUEL PROJECT TO OIHL LAND. PONO PACIFIC IS A LEADING HAWAII COMPANY IN THE AREA OF NATURAL RESOURCE MANAGEMENT. TERVIVA IS PIONEERING THE DEVELOPMENT OF A NEW CROP FOR THE PRODUCTION OF OIL.

Date Incorporated: 2010 State of Incorporation: DE

Federal Tax ID#: 27-2547549 State Tax ID#: 4821103 ← (TERVIVA)

PART 2: NON-HOMESTEADING LAND USE REQUEST

Describe proposed non-homesteading land use envisioned under this request as submitted WE WILL PLANT PONGAM TREES ON THE LAND (APPROX. 150 TREES PER ACRE), WHICH WILL PRODUCE AN ANNUAL HARVEST OF LEGUMENOUS SEEDS SIMILAR TO SOYBEANS. THESE SEEDS ARE THEN CRUSHED, AND THE OIL IS USED FOR FUEL WHILE THE SEED CAKE IS USED FOR FEED. PLEASE SEE LETTER FOR DETAILS.

\*Please attach additional information if necessary

PUEHUNUI

Land Area requested: Acreage/Sq.Ft. 500 ACRES Term: NEGOTIABLE  
Island: MAUI Tax Map Key No.: (2) 3-8-008:034

Indicate Character of Use:

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

\* WE ARE ALSO INTERESTED IN THE HONOKOWAI TRACT (400 ACRES) FOR THIS EXACT SAME PURPOSE.

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

If yes, under what type of use and disposition: \_\_\_\_\_

(TAX KEY: 4-4-002)

Describe how proposed land use request will have direct or significant indirect benefit to the Trust and/or its Beneficiaries (Applicants & Lessees): WE WILL ENGAGE LOCAL FARMERS IN THE CULTIVATION OF THE TREES THEREBY CREATING JOBS. THE OIL AND SEED LAKE WILL GO TOWARD LOCAL USE IN THE FUEL AND CATTLE INDUSTRIES. FINALLY BECAUSE WE ARE PLANTING A HIGH VALUE CROP ON DHHL LAND, WE ARE EFFECTIVELY CREATING GOOD VALUE ON THAT LAND FOR FUTURE GENERATIONS.

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 - \$190.00 License - \$200.00 General Lease - Cost Documentation (all) ... \$75.00

PONO PACIFIC - TERVIVA  
Print Individual or Organization Name

2/1/2013  
Date

FOR TERVIVA: NAVEEN SIKKA, CEO  
Authorized Representative Name & Title

[Signature]  
Signature

Land Request Form No. 13:058