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CURRENT, INC.
CURRENT BUILDING
COLD SPRINGS, CO.
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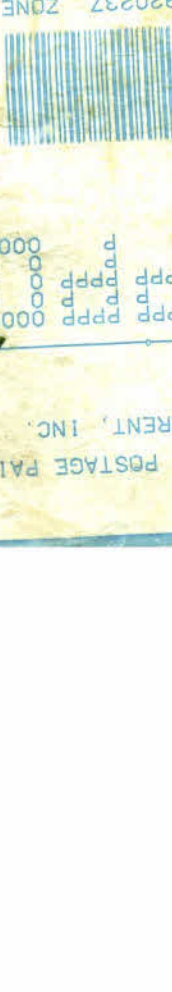
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HONOLULU HI

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LINDA LINGLE
GOVERNOR
STATE OF HAWAII



MICHAEL KANE
CHAIRMAN
HAWAIIAN HOME COMMISSION
KADIANA N. PARK
DEPUTY TO THE CHAIRMAN
ROBERT J. HALL
EXECUTIVE ASSISTANT

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
P.O. BOX 1879
HONOLULU, HAWAII 96813

December 4, 2008

The Honorable Henry Eng, Director
Department of Planning and Permitting
City and County of Honolulu
650 South King Street
Honolulu, Hawaii 96813

Dear Mr. Eng:

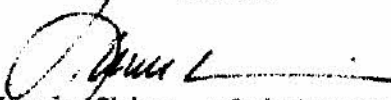
Subject: Foster Trucking, Haleahi Street, TMK No. (1) 8-6-003:009 (por.), Waianae, Oahu

The Department of Hawaiian Home Lands (DHHL) has issued a permit to Mr. Jay Foster, Owner of Foster Trucking, to assist us with creating a firebreak and deter trespassing near Paheehee Ridge in Waianae, Oahu.

DHHL requests that Mr. Foster be allowed to apply for a stockpiling permit at the above site to transport soil to create a berm and fill uneven areas of the ground.

Your assistance with this matter is greatly appreciated. Should you have any questions or concerns, please call Mr. Raipo Duncan, Land Agent, at 620-9458. Thank you.

Aloha and mahalo,


Linda Chinn, Administrator
Land Management Division

PVT LAND COMPANY, LTD.

87-2020 Farrington Hwy.
Waianae, HI 96702

TEL. NO. (808) 668-4561 / FAX NO. (808) 668-1368

REQUEST FOR CLEARANCE NUMBER

PRINT CLEARLY

JOB SITE ADDRESS: 85-1592 HALGATH ROAD WAIANAЕ HI 96792

(Include Zip Code)

NAME OF PROPERTY OWNER: STATE OF HAWAII - DHHL

NAME OF DEMOLITION CONTRACTOR:

ADDRESS:

(Include Zip Code)

PHONE:

* TRANSPORTER: TFS FOSTER FAX: P.O.#: PHONE: 216-5247 FAX: JOB#

USE OF SITE: () Residential () Commercial () Industrial () Vacant Land () City () State () Federal
JOB/PROJECT: () Demo () Renovation () Roofing Only () Other ILLEGALLY PLACED MATERIAL/CONTAINER IN ATTENDANCE
WASTE MATERIAL: () Ceramic () Concrete () Grub () Mixed Waste () Paint Chips () Rock/Dirt () Liquid Waste/Sludge
() Metals () Other

Does the waste material contain Lead Based Paint? () Yes (X) No

If "Yes" to the above, was TCLP performed () Yes () No

TCLP required for all residential and commercial demolition and all commercial renovation projects that contain lead base paint. Residential renovations are exempt from TCLP requirements.

DATE READY FOR INSPECTION: DEMOLITION DATE:

Submit Additional Clearances as required: Asbestos Containing Material (ACM), Petroleum Contaminated Soil (PCS) Environmental Clearance Report, TCLP and check here

Certification
By signing this Clearance Request sheet, the undersigned certify:

- a. This waste is not a "Hazardous Waste" as defined by EPA or the State of Hawaii.
b. This waste does not contain regulated radioactive materials or regulated concentrations of PCBs (Polychlorinated Biphenyls).
c. The statements and attachments contain true and accurate descriptions of the waste. All relevant information regarding known or suspected hazards in the possession of the undersigned has been disclosed.
d. The analytical data presented herein or attached hereto were derived from testing representative samples taken in accordance with the (3011) Technical Guidance Manual for Underground Storage Tank Closure and Release Response (August 1992 and subsequent amendments/revisions) and EPA SW-846.
e. If any changes occur in the character of the waste, the undersigned shall notify a Hazwaste Landfill representative immediately.
f. The waste is not generated from a CERCLA site.

The undersigned hereby certify that the above information is true and correct.

BILL CHARGES TO: STATE OF HAWAII - DHHL DATE: 1-21-09
AUTHORIZED SIGNATURE: TITLE: J. Linda Ching, Administrator

OWNER OF PROPERTY: STATE OF HAWAII - DHHL DATE: 1-21-09
AUTHORIZED SIGNATURE: TITLE: J. Linda Ching, Administrator

DEMOLITION CONTRACTOR: DATE:
AUTHORIZED SIGNATURE: TITLE:

TRANSPORTER: Fosters Trucking DATE: 1/29/09 Westbrooke Truckin
AUTHORIZED SIGNATURE: Shawn Smith TITLE: Manager/Member Trt Equip Rental

FOR OFFICE USE ONLY
Clearance No: Entered by: Date:
Inspection Date: () Approved () Declined Initials: Date:
Scale Program: Entered by: Date: Filed by:
Comments:
Special Handling:

- Additional Information:
A. All Clearance Numbers expire in 6 months, submit a new Clearance Form for approval prior to expiration date.
B. No Clearance Number will be issued or authorized during the weekend (Saturday/Sunday)
C. TCLP required for all demolition and renovation projects.
D. ONLY residential renovations do not require TCLP.
E. "For additional transporters please use the "Transporter Authorization Form"

LINDA LAYNE
GOVERNOR
STATE OF HAWAII



MICA B. KANE
CHAIRMAN
HAWAIIAN HOME LANDS COMMISSION

KAULANA H. PARK
DEPUTY TO THE CHAIRMAN

ROBERT J. HALL
EXECUTIVE ASSISTANT

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
P.O. BOX 1879
HONOLULU, HAWAII 96805

LIMITED RIGHT OF ENTRY PERMIT

The DEPARTMENT OF HAWAIIAN HOME LANDS, an agency of the State of Hawaii, as Permittor, hereby grants the right of entry to **Foster Trucking**, contact person: Mr. Jay Foster, Owner, whose phone no. is (808)216-5284, as Permittee, to engage in the following activities: **Create a firebreak near Paheehee Ridge as well as a gated burn to prevent trespassing.**

Date(s): December 4, 200 - January 4, 2005
Times(s): 8:00a.m. - 6:00p.m., Monday - Saturday only
Location(s): Paheehee, Waianae, Oahu
Tax Map Key/s: (1) 8-6-03:09 (por.)
Fee: Gratis (See Below)

Special Conditions:

- 1) In exchange for creating the firebreak and burn, PERMITTEE is allowed to about a stockpiling permit from the City and County of Honolulu and the State Department of Health to use soil to level out uneven areas of the ground.
- 2) PERMITTEE shall be responsible for security of the Premises including all of PERMITTEE'S personal property placed thereon, if any, and shall make certain that other unauthorized uses or users do not access the Premises.
- 3) PERMITTEE shall install a gate and lock at the entrance of the firebreak and turn over a key to the lock to PERMITTOR.
- 4) PERMITTEE use shall not cause a nuisance for adjacent community. PERMITTEE shall use preventive measures, such as water, to prevent dust that could be a nuisance and generate complaints.
- 5) PERMITTEE is aware that utility services are not currently available on the Premises.
- 6) PERMITTEE shall keep and maintain the Premises and any and all equipment and personal properties of PERMITTEE upon the Premises in a strictly clean, neat, orderly and sanitary condition, free of waste, rubbish and debris and shall provide for the safe and sanitary handling and disposal of all trash, garbage and other refuse resulting from its activities on the Premises.

Limited Right-of-Entry Permit
Foster Trucking
Page 2

- 7) PERMITTEE shall provide proof of liability insurance for such activities prior to the effective date of this permit, or this Limited-Right-of-Entry Permit is null and void.
- 8) PERMITTEE shall not do or commit or permit or suffer to be done any willful voluntary waste or destruction in and upon the premises permitted to use under this permit.
- 9) PERMITTEE shall, to the extent permitted by law, indemnify and hold harmless the PERMITTOR from any and all claims and demands against PERMITTOR for any loss or damage or injury or death to persons or property that shall or may arise by reason of the use of the premises including walkways and roadways adjacent thereto occasioned by any act or omission of the PERMITTEE not caused by the negligence of Permittor, its agents, servants or employees acting within the scope of their employment, and from and against all damages, costs, counsel fees, expenses or liabilities incurred or resulting from any such claim or demand or any action or proceeding brought thereon.
- 10) PERMITTEE hereby assumes the risk for any injuries that may be sustained in the pursuit of the activity while on the premises and does hereby remise, release, and forever discharge the State of Hawaii, its Department of Hawaiian Home Lands, its agents, officers, and employees, from any and all actions, suits, damages, claims or judgements that may result from any personal injury PERMITTEE and/or it may sustain while on the premises of the Department of Hawaiian Home Lands while engaged in the activities specified above.
- 11) This Permit is Non-Transferable.

The permission granted shall not extend to any other organization or person and the Permittee(s) agree to save, defend and hold harmless the Department of Hawaiian Home Lands, its agents and employees against any claim or demand for loss or damage, including claims of personal injury or death to persons, if any, arising out of any accident on the premises covered by this Permit.

Permittee: Jay Foster
Print Name of Person Authorized to Sign

SIGNATURE

Date

APPROVED

By _____
For Micah A. Kane, Chairman
Hawaiian Homes Commission

Date