

Affidavit

I, Fred Cachola, swear that a copy of the Petition for Intervention and Appeal by Maika'i Kamakani 'O Kohala, Inc., a 501(c)(3) nonprofit organization, in the matter of the Planning Director's Revised Tentative Approval of the third submittal of the second revised preliminary plat map dated May 5, 2008 submitted by Kohala Preserve Conservation Trust LLC (formerly Surety Kohala and Chalon Internation) and cited by the Planning Director as,

REVISED TENTATIVE APPROVAL SUBDIVIDER: KOHALA PRESERVE
CONSERVATION TRUST, LLC

"Kohala Preserve Makai - North Subdivision"

Proposed Consolidation of Parcels 9-C, 9-D, '1 1 and R-1, And its Subdivision into Lots 1 to 48, Inclusive, And Roadway Lots R-1 to R-5, Inclusive Kapa'auui, Kou, Kamano, Mahukona 1st and 2nd, North Kohala, Hawai'i

TMK: 5-7-002:011, 5-7-003: 003 & 010 (SUB-88-000111)

was served to the Planning Director Christopher Yuen at the Kona Office of the Hawaii County Planning Department on December 29, 2008, as the 30 day deadline fell on Sunday December 28, 2008.

Fred Cachola