

DAVID Y. IGE
GOVERNOR
STATE OF HAWAII



WILLIAM J. AILA, JR.
CHAIRMAN
HAWAIIAN HOMES COMMISSION

JOSH GREEN
LT. GOVERNOR
STATE OF HAWAII

TYLER I. GOMES
DEPUTY TO THE CHAIRMAN

**STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS**

P. O. BOX 1879
HONOLULU, HAWAII 96805

April 8, 2022

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
7018 1830 0001 5784 6795

Mr. Lawrence Costa, Jr.
P.O. Box 338
Kurtistown, Hawaii 96760

Dear Mr. Costa:

Subject: Unauthorized Use of Hawaiian Home Lands, Humu'ula, Hawaii,
TMK Nos.: 38001007, 38001002, 38001009 & 26018002

The Department of Hawaiian Home Lands ("DHHL") is aware that you have illegally accessed, entered and continue to occupy without authorization portions of the above-identified parcels of Hawaiian Home Lands on Hawaii Island for cattle grazing operations, specifically:

- Breaching boundary fence lines and installing unauthorized gates for ingress and egress at various locations and grazing well over 150 head of cattle over the subject parcels, depicted more specifically by yellow highlight on the attached map, without any written authorization/consent from DHHL.

DHHL HEREBY GIVES YOU NOTICE that DHHL is the sole owner of the properties described above and depicted on the attached map marked as Exhibit "A." As the landowner, DHHL holds exclusive rights to exercise its authority over the subject properties as governed under the Hawaiian Homes Commission Act of 1920, as amended; Hawaii Administrative Rules Title 10, as amended; and Hawaii Revised Statutes, Section 171, as amended. Under said authority, DHHL has **NOT** granted permission for use of the subject properties, in whole or in part, to you. You are therefore trespassing on State land and in violation of Hawaii Revised Statutes ("HRS") sections 708-814, 708-814.7, and 708-815. Your destruction of DHHL's fence lines, the installation of gates and fences, and the continued trespass of your cattle on DHHL's lands is in violation of HRS sections 142-62, 142-63, 142-64, and 142-66.

Therefore, DHHL demands that you:

Mr. Lawrence Costa, Jr.

April 8, 2022

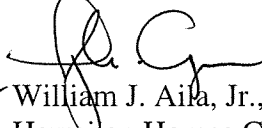
Page 2

1. By no later than Friday, April 22, 2022, remove: a) all branded cattle registered under Reg#831 as referenced on page 12 of Department of Agriculture, State of Hawaii, Hawaii Brand Book 2016-2020¹; b) all equipment, brought onto the properties; and
2. **IMMEDIATELY CEASE AND DESIST** from any unauthorized use or access to the subject properties.

Failure to comply may result in DHHL fully taking legal action against you, including but not limited to, pursuing civil and criminal action against you. Your attention and cooperation in this matter is requested and appreciated.

If you have questions, please contact Peter “Kahana” Albinio, Jr., Acting Administrator, Land Management Division at (808) 620-9451, or email peter.k.albinio.jr@hawaii.gov.

Aloha,


for William J. Aika, Jr., Chairman
Hawaiian Homes Commission

c: DHHL Deputy/Enforcement
EHDO
WHDO
ccosta001@hawaii.rr.com

¹ <https://hdoa.hawaii.gov/ai/files/2012/12/Brands-2020.pdf>

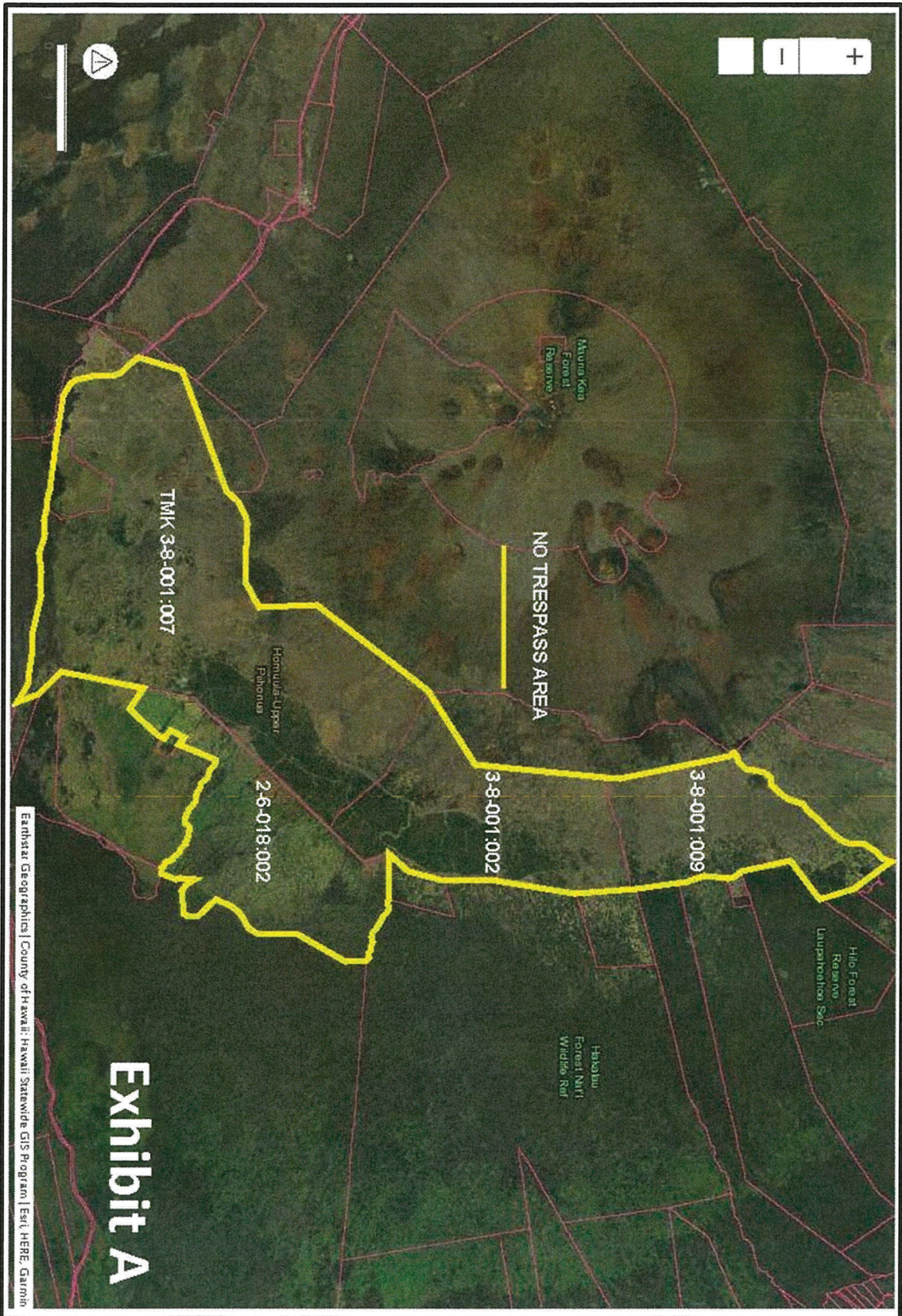


Exhibit A