'25MAY02 AM 7:49 CITY CLERK

DEPARTMENT OF DESIGN AND CONSTRUCTION
KA 'OIHANA HAKULAU A ME KE KĀPILI
CITY AND COUNTY OF HONOLULU

650 SOUTH KING STREET, 11TH FLOOR • HONOLULU, HAWAI'I 96813
PHONE: (808) 768-8480 • FAX: (808) 768-4567 • WEBSITE: honolulu.gov

RICK BLANGIARDI
MAYOR
MEIA

HAKU MILLES, P.E.
DIRECTOR
PO'O

MARK YONAMINE, P.E.
DEPUTY DIRECTOR
HOPE PO'O

LA25-182.SM
761699

April 30, 2025

The Honorable Tommy Waters
Chair and Presiding Officer
and Members
Honolulu City Council
530 South King Street, Room 202
Honolulu, Hawai'i 96813

Dear Chair Waters and Councilmembers:

SUBJECT: 'Ewa Villages Area H, Phases I and II

We request your consideration of the ensuing dedication documents conveying roadways and easements for public use in 'Ewa. All improvements have been constructed, completed and certified as meeting City requirements.

Ordinance 10-20 does not affect easements, therefore, we recommend that the Deed and Grant documents be approved and accepted by the Council of the City and County of Honolulu, effective as of the date of recordation at the Bureau of Conveyances. Also, accompanying this letter is a map showing the roadways and easements to be dedicated and copies of the Deed and Grant documents.

(1) Deed conveying roadway Lot 4;
(2) Deed conveying roadway Lot 5-A;
(3) Grant of Drainage Easement E;
(4) Grant of Flowage Easements E & F.

Upon completion, please forward the documents to the Department of Design and Construction, Land Division, for further processing.

Respectfully,

Haku Milles, P.E., LEED AP
Director

HM:sm
Enclosures (5)

APPROVED:

Michael D. Formby, Managing Director
Office of the Managing Director

DEPT. COM. 332

LAND COURT	REGULAR SYSTEM

Return By Mail [ ] Pick-Up [X] To:

City and County of Honolulu
Division of Land Survey & Acquisition
Phone No. (808) 768-8706

TITLE OF DOCUMENT:

DEED

PARTIES TO DOCUMENT:

GRANTOR: EWA HOMES, L.P.
American Savings Bank Tower
1001 Bishop Street, Suite 2880
Honolulu, Hawaii 96813

GRANTEE: CITY AND COUNTY OF HONOLULU
530 South King Street
Honolulu, Hawaii 96813

Tax Map Key Nos.: (1) 9-1-163-003 (This document consists of 7 pages.)

KNOW ALL MEN BY THESE PRESENTS:

THIS INDENTURE, made this 11th day of January, 2019, by and between EWA HOMES, L.P., a Hawaii limited partnership, of Honolulu, City and County of Honolulu, State of Hawaii, hereinafter called the "Grantor", and the CITY AND COUNTY OF HONOLULU, a municipal corporation of the State Of Hawaii, whose business and post office address is Honolulu Hale, Honolulu, City and County of Honolulu, State of Hawaii, hereinafter called the "Grantee",

W I T N E S S E T H :

That the Grantor, in consideration of the sum of ONE DOLLAR ($1.00), to it paid by the Grantee, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey unto the Grantee, its successors and assigns, the property described in Exhibit "A" attached hereto and made a part hereof.

And the reversions, remainders, rents, issues and profits thereof, and all of the estate, right, title and interest of the Grantor both at law and in equity therein and thereto.

TO HAVE AND TO HOLD the same, together with all improvements, rights, easements, privileges and appurtenances thereon and thereunto belonging or appertaining or held and enjoyed therewith, unto the said Grantee, its successors and assigns, forever.

And for the consideration aforesaid, the Grantor does hereby for itself and its successors, covenant and agree with the Grantee, its successors and assigns, that the Grantor is seised in fee simple of the subject premises; that same are free and clear of and from all encumbrances, except as set forth in said Exhibit "A"; that the Grantor has good right to sell and convey the same unto the Grantee, and that the Grantor will and its successors shall WARRANT AND DEFEND the same unto the Grantee, its successors and assigns, forever, against the lawful claims and demands of all persons.

That when more than one person is involved in this Indenture, the terms "Grantor" and "Grantee" and related verbs and pronouns in the singular shall include the plural. Where and as appropriate, the masculine gender shall be deemed to include the feminine or neuter genders.

[Remainder of the page intentionally left blank; signature page follows]

IN WITNESS WHEREOF, the parties hereby have caused this instrument to be executed on the day and year first above written.

EWA HOMES, L.P.,
a Hawaii limited partnership

By: Hui Kauhale, Inc.,
a Hawaii nonprofit corporation,
Its General Partner

By _____
Marian Gushiken
Its President

APPROVED AS TO CONTENTS

_____
Name: Dawn B. Szewczyk
Department of Facility Maintenance

APPROVED AS TO FORM AND LEGALITY

_____
Deputy Corporation Counsel
MARILYN C. USHIJIMA

STATE OF HAWAII)
) SS:
CITY AND COUNTY OF HONOLULU)

On this 11th day of January, 2019, before me personally appeared **MARIAN GUSHIKEN**, to me personally known, who, being by me duly sworn or affirmed, did say that such person(s) executed the foregoing instrument as the free act and deed of such person(s), and if applicable, in the capacity shown, having been duly authorized to execute such instrument in such capacity.

SHIRLEY S. HIGASHIDA NOTARY 82-951 PUBLIC STATE OF HAWAII

Shirley S. Higashida

Type or print name: Shirley S. Higashida

Notary Public, State of Hawaii

My commission expires: 12-27-2022

NOTARY CERTIFICATION

(Hawaii Administrative Rule § 5-11-8)

Date of Document: January 11, 2019 # Pages: 9

Name of Notary: Shirley S. Higashida

Doc. Description: Deed

SHIRLEY S. HIGASHIDA NOTARY 82-951 PUBLIC STATE OF HAWAII

Shirley S. Higashida January 11, 2019
Notary Signature Date

First Circuit, State of Hawaii

NOTARY CERTIFICATION (Official Stamp or Seal)

EWA HOMES SUBDIVISION
LOT 4
(ROADWAY LOT)

LOT 4 of "EWA HOMES SUBDIVISION" as shown on the subdivision map prepared by Ryan M. Suzuki, Licensed Professional Land Surveyor with R. M. Towill Corporation, approved by the Department of Planning and Permitting of the City and County of Honolulu on June 23, 2011 in DPP File No. 2007/SUB-34, being a portion of Lot 9932 (Map 772) of Land Court Application 1069, having been deregistered from the Land Court System by deregistration of Certificate of Title Nos. 835,811, 1,019,523, and 1,019,524, recorded in the Bureau of Conveyances of the State of Hawaii as Document Nos. A-48910801, A-48910802, and A-48910803; being also a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi.

Situate at Honouliuli, Ewa, Oahu, Hawaii.

Beginning at the Southeast corner of this parcel of land, being the South corner of Lot 3466 (Map 370) of Land Court Application 1069, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAPUAI NEW" being 11,246.59 feet South and 13,704.14 feet East, thence running by azimuths measured clockwise from true South:

1. 53° 44' 102.92 feet along the Northerly side of Renton Road;

2. Thence along Lot 3178-B-2 (Map 1082) of Land Court Application 1069, on a curve to the left with a radius of 30.00 feet, the chord azimuth and distance being: 181° 44' 30" 47.28 feet;

3. 129° 45' 896.61 feet along same and along Lot 3178-B-l (Map 1082) of Land Court Application 1069 and Lot 5-B of Ewa Homes Subdivision, Phase 2, being a portion of R. P. 6971, L. C. Aw. 11216, Ap. 8 to M. Kekauonohi;

4. Thence along Lot 3178-B-1 (Map 1082) of Land Court Application 1069 and Lot 5-B of Ewa Homes Subdivision, Phase 2, being a portion of R. P. 6971, L. C. Aw. 11216, Ap. 8 to M. Kekauonohi, on a curve to the left with a radius of 222.00 feet, the chord azimuth and distance being: 109° 45' 30" 151.80 feet;

5. 89° 46' 82.72 feet along same and along Lot 22 of Ho'onani Subdivision (File Plan 2496);

6. 179° 46' 56.00 feet along Lot 53 of Ho'onani Subdivision (File Plan 2496);

7. 269° 46' 82.72 feet along Lot 21 of Ho'onani Subdivision (File Plan 2496) and along Lot 2 of Ewa Homes Subdivision, being a portion of R. P. 6971, L. C. Aw. 11216, Ap. 8 to M. Kekauonohi;

8. Thence along Lot 2 of Ewa Homes Subdivision, being a portion of R. P. 6971, L. C. Aw. 11216, Ap. 8 to M. Kekauonohi, on a curve to the right with a radius of 278.00 feet, the chord azimuth and distance being: 289° 45' 30" 190.09 feet;

9. 309° 45' 931.80 feet along same and along Lot 3 of Ewa Homes Subdivision, being a portion of R. P. 6971, L. C. Aw. 11216, Ap. 8 to M. Kekauonohi and along Lots 3785, 3789 (Imelda Road), 3469, 3467, and 3466 (Map 370) of Land Court Application 1069;

Description Compared and Checked Land Division

10. Thence along Lot 3466 (Map 370) of Land Court Application 1069, on a curve to the left with a radius of 30.00 feet, the chord azimuth and distance being: 290° 21' 17" 19.93 feet to the point of beginning and containing an area of 1.550 Acres.

Being the premises conveyed to Ewa Homes, L.P., a Hawaii limited partnership, by instrument dated September 20, 2013, recorded as Document No. A-50110011A through A-50110011M.

Subject, however, to:

1. Mineral and water rights of any nature in favor of the State of Hawaii.

2. Easement 1343 for roadway and water pipeline purposes as shown on Map 367, as set forth by Land Court Order No. 71876, filed November 23, 1984.

3. Easement 1495 for water pipeline purposes as shown on Map 430, as set forth by Land Court Order No. 89177, filed April 13, 1988.

4. Easement 1496 for water pipeline purposes as shown on Map 430, as set forth by Land Court Order No. 89177, filed April 13, 1988.

5. Grant in favor of the CITY AND COUNTY OF HONOLULU for the use of the BOARD OF WATER SUPPLY, dated March 31, 1994, filed as Document No. 2237806, granting non-exclusive easements to construct, reconstruct, install, maintain, operate, replace, repair and remove pipelines, conduits, meters, control cable and other equipment, appliances and other appurtenances for water purposes, including those necessary to convey, transmit and distribute water and to properly measure and control water so conveyed, transmitted and distributed to consumers through Easements "1343", "1495", "1496", etc.

6. Easement M for water pipeline purposes as shown on Subdivision Map No. 2007/SUB-34, prepared by Ryan M. Suzuki, Land Surveyor, with R. M. Towill Corporation, on August 23, 2010, approved by Department of Planning and Permitting, City and County of Honolulu, on June 23, 2011, more particularly described in the Affidavit of Ryan M. Suzuki dated September 6, 2013, recorded as Document No. A-50110009.

7. Easement N for water pipeline purposes as shown on Subdivision Map No. 2007/SUB-34, prepared by Ryan M. Suzuki, Land Surveyor, with R. M. Towill Corporation, on August 23, 2010, approved by Department of Planning and Permitting, City and County of Honolulu, on June 23, 2011, more particularly described in the Affidavit of Ryan M. Suzuki dated September 6, 2013, recorded as Document No. A-50110009.

8. Easement P for water pipeline purposes as shown on Subdivision Map No. 2007/SUB-34, prepared by Ryan M. Suzuki, Land Surveyor, with R. M. Towill Corporation, on August 23, 2010, approved by Department of Planning and Permitting, City and County of Honolulu, on June 23, 2011, more particularly described in the Affidavit of Ryan M. Suzuki dated September 6, 2013, recorded as Document No. A-50110009.

END OF EXHIBIT "A"

LAND COURT | REGULAR SYSTEM

Return By Mail ☐ Pick-Up ☒ To:

City and County of Honolulu
Division of Land Survey & Acquisition
Phone No. (808) 768-8706

TITLE OF DOCUMENT:

DEED

PARTIES TO DOCUMENT:

GRANTOR: EWA HOMES II, L.P.
American Savings Bank Tower
1001 Bishop Street, Suite 2880
Honolulu, Hawaii 96813

GRANTEE: CITY AND COUNTY OF HONOLULU
530 South King Street
Honolulu, Hawaii 96813

Tax Map Key Nos.: (1) 9-1-163-005 (This document consists of 6 pages.)

KNOW ALL MEN BY THESE PRESENTS:

THIS INDENTURE, made this 11th day of January, 2019, by and between EWA HOMES II, L.P., a Hawaii limited partnership, of Honolulu, City and County of Honolulu, State of Hawaii, hereinafter called the "Grantor", and the CITY AND COUNTY OF HONOLULU, a municipal corporation of the State Of Hawaii, whose business and post office address is Honolulu Hale, Honolulu, City and County of Honolulu, State of Hawaii, hereinafter called the "Grantee",

W I T N E S S E T H :

That the Grantor, in consideration of the sum of ONE DOLLAR ($1.00), to it paid by the Grantee, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey unto the Grantee, its successors and assigns, the property described in Exhibit "A" attached hereto and made a part hereof.

And the reversions, remainders, rents, issues and profits thereof, and all of the estate, right, title and interest of the Grantor both at law and in equity therein and thereto.

TO HAVE AND TO HOLD the same, together with all improvements, rights, easements, privileges and appurtenances thereon and thereunto belonging or appertaining or held and enjoyed therewith, unto the said Grantee, its successors and assigns, forever.

And for the consideration aforesaid, the Grantor does hereby for itself and its successors, covenant and agree with the Grantee, its successors and assigns, that the Grantor is seised in fee simple of the subject premises; that same are free and clear of and from all encumbrances, except as set forth in said Exhibit "A"; that the Grantor has good right to sell and convey the same unto the Grantee, and that the Grantor will and its successors shall WARRANT AND DEFEND the same unto the Grantee, its successors and assigns, forever, against the lawful claims and demands of all persons.

That when more than one person is involved in this Indenture, the terms "Grantor" and "Grantee" and related verbs and pronouns in the singular shall include the plural. Where and as appropriate, the masculine gender shall be deemed to include the feminine or neuter genders.

[Remainder of the page intentionally left blank; signature page follows]

IN WITNESS WHEREOF, the parties hereby have caused this instrument to be executed on the day and year first above written.

EWA HOMES II, L.P.,
a Hawaii limited partnership

By: VMK II, LLC
a Hawaii limited liability company
Its General Partner

By: Hui Kauhale, Inc.,
a Hawaii nonprofit corporation,
Its Sole Member

By _____
Marian Gushiken
Its President

APPROVED AS TO CONTENTS

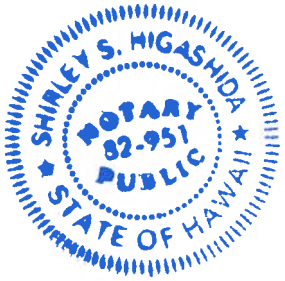
_____
Name: Dawn B. Szaroszyk
Department of Facility Maintenance

APPROVED AS TO FORM AND LEGALITY

_____
Deputy Corporation Counsel
MARILYN C. USHIJIMA

STATE OF HAWAII)
) SS:
CITY AND COUNTY OF HONOLULU)

On this 11th day of January, 2019, before me personally appeared **MARIAN GUSHIKEN**, to me personally known, who, being by me duly sworn or affirmed, did say that such person(s) executed the foregoing instrument as the free act and deed of such person(s), and if applicable, in the capacity shown, having been duly authorized to execute such instrument in such capacity.



Shirley S. Higashida

Type or print name: Shirley S. Higashida

Notary Public, State of Hawaii

My commission expires: 12-27-2022

NOTARY CERTIFICATION
(Hawaii Administrative Rule § 5-11-8)

Date of Document: January 11, 2019 # Pages: 8

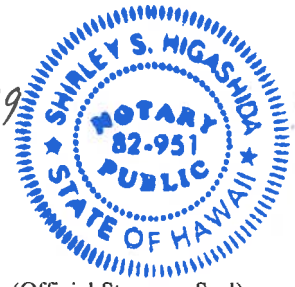
Name of Notary: Shirley S. Higashida

Doc. Description: Deed

Shirley S. Higashida January 11, 2019
Notary Signature Date

First Circuit, State of Hawaii

NOTARY CERTIFICATION



(Official Stamp or Seal)

EWA HOMES SUBDIVISION, PHASE 2
LOT 5-A
(ROADWAY LOT)

LOT 5-A of "EWA HOMES SUBDIVISION, PHASE 2" as shown on the subdivision map prepared by Ryan M. Suzuki, Licensed Professional Land Surveyor with R. M. Towill Corporation, approved by the Department of Planning and Permitting of the City and County of Honolulu on August 2, 2013 in DPP File No. 2012/SUB-35, being a portion of Lots 9932 and 9933 (Map 772) of Land Court Application 1069, having been deregistered from the Land Court System by deregistration of Certificate of Title Nos. 835,811, 1,019,523, and 1,019,524 and recorded in the Bureau of Conveyances of the State of Hawaii, as Document Nos. A-48910801, A-48910802, and A-48910803; being also a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi.

Situate at Honouliuli, Ewa, Oahu, Hawaii.

Beginning at the South corner of this parcel of land, being the East corner of Lot 353-B (Map 845) of Land Court Application 1069, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAPUAI NEW" being 11,503.05 feet South and 13,373.36 feet East, thence running by azimuths measured clockwise from true South:

1. 129° 46' 533.54 feet along Lot 353-B and Lot 353-A (Map 845) of Land Court Application 1069;

2. Thence along Lot 33 and along lot 32 of Ho'onani Subdivision (File Plan 2496), on a curve to the left with a radius of 228.00 feet, the chord azimuth and distance being: 119' 27' 81.66 feet;

3. 199° 08' 44.00 feet along Lot 53 of Ho'onani Subdivision (File Plan 2496);

4. Thence along Lot 5-B of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi on a curve to the right with a radius of 272.00 feet, the chord azimuth and distance being: 299° 27' 97.42 feet;

5. 309° 45' 517.93 feet along same and along Lot 3148 (Map 318) of Land Court Application 1069;

6. Thence along Lot 3148 (Map 318) of Land Court Application 1069, on a curve to the left with a radius of 19.71 feet, the chord azimuth and distance being: 266" 37' 30" 26.96 feet;

7. 43° 29' 62.56 feet along the Northerly side of Renton Road to the point of beginning and containing an area of 0.633 Acres.

Description Compared and Checked Land Division

Being the premises conveyed to Ewa Homes II, L.P., a Hawaii limited partnership, by instrument dated September 20, 2013, recorded in the Bureau of Conveyances of the State of Hawaii as Document No. A-50110011A through A-50110011M.

Subject, however, to:

1. Mineral and water rights of any nature in favor of the State of Hawaii.

2. Easement 1192 for access purposes as shown on Map 318, as set forth by Land Court Order No. 59615 filed April 29, 1981.

3. Easements C and K for access purposes as shown on Subdivision Map No. 2007/SUB-34, prepared by Ryan M. Suzuki, Land Surveyor, with R. M. Towill Corporation, on August 23, 2010, approved by Department of Planning and Permitting, City and County of Honolulu, on June 23, 2011, more particularly described in Affidavit of Ryan M. Suzuki, dated September 6, 2013, recorded as Document No. A-50110009.

4. Easement E for flowage purpose as shown on Subdivision Map No. 2007/SUB-34, prepared by Ryan M. Suzuki, Land Surveyor, with R. M. Towill Corporation, on August 23, 2010, approved by Department of Planning and Permitting, City and County of Honolulu, on June 23, 2011, more particularly described in Affidavit of Ryan M. Suzuki, dated September 6, 2013, recorded as Document No. A-50110009.

5. Terms and provisions contained in Shared Maintenance Agreement dated December 19, 2017, recorded as Document No. A-66070612.

END OF EXHIBIT "A"

LAND COURT SYSTEM | REGULAR SYSTEM

RETURN BY PICKUP (X) TO:
City and County of Honolulu
Division of Land Survey & Acquisition
Phone No. (808) 768-8706

Total Pages: 19

Tax Map Key Nos. (1) 9-1-163-004 & -005 (Lots 5-A and 5-B)

GRANT OF DRAINAGE EASEMENT
(Easement E)

GRANTOR: EWA HOMES II, L.P., a Hawaii limited partnership
American Savings Bank Tower
1001 Bishop Street, Suite 2880
Honolulu, Hawaii 96813

GRANTEE: CITY AND COUNTY OF HONOLULU
530 South King Street
Honolulu, Hawaii 96813

KNOW ALL MEN BY THESE PRESENTS:

THIS INDENTURE, made this day of May 21, 2015, by and between EWA HOMES II, L.P., a Hawaii limited partnership, of Honolulu, City and County of Honolulu, State of Hawaii, hereinafter called the "Grantor", and the CITY AND COUNTY OF HONOLULU, a municipal corporation of the State of Hawaii, whose principal place of business and post office address of which is 530 South King Street, Honolulu, Hawaii 96813, hereinafter called the "Grantee";

W I T N E S S E T H :

That the Grantor, in consideration of the sum of ONE DOLLAR ($1.00), to it paid by the Grantee, the receipt of which is hereby acknowledged, and of the covenants of the Grantor and Grantee as hereinafter contained, does hereby grant, bargain, sell and convey unto the Grantee, its successors or permitted assigns forever, easements to construct, reconstruct, install, maintain, operate, repair and remove a drainage structure or structures, including necessary appurtenant equipment, as part of a drainage system, through, under and across the hereinafter described parcel(s) of land, hereinafter referred to as the "easement area(s)";

TOGETHER with the right of ingress to and egress from said easement area(s) over the land of the Grantor, adjacent thereto, for all purposes in connection with this grant of

easement(s), and together also with the right to construct, reconstruct, install, maintain, operate, repair and remove from the said easement area(s), such drainage pipeline(s), manholes and other equipment as the Grantee shall deem necessary or expedient for the proper maintenance, operation, or repair of said drainage system.

The parties hereto do further mutually covenant and agree as follows:

That the Grantor shall not at any time during the term of this indenture erect or place any building foundation of any kind below the surface of the easement area(s) or at any time erect or place any building or structure of any kind, other than walls, fences, roads, walks, curbs or appurtenances thereof, or stockpile any material above or on the surface of the easement area(s), unless said building, structure, building foundation, or stockpile, shall be first approved by the City and County of Honolulu by its Department of Facility Maintenance and unless the same shall not interfere with the Grantee's use of the easement area(s) for construction, reconstruction, installation, maintenance, operation, repair and removal of, or access to said drainage system and easement area(s); provided, however, that this provision shall not prohibit the Grantor from planting or maintaining grass, shrubs and similar plants within said easement area(s), or from laying, maintaining, operating,

repairing or removing its own water or sewer pipelines, conduits or drains below the surface of the said easement area(s) insofar as such uses do not interfere with the exercise by the Grantee of the rights herein granted;

That in the event it is necessary or convenient for the Grantee to destroy, remove or alter any building, structure or building foundation, within the easement area(s), in order to construct, reconstruct, install, maintain, operate, repair or remove its drainage system or any appurtenant equipment therein, the Grantee, except as otherwise herein provided, shall not be liable for the replacement or restoration of the same; it being the intention of the parties hereto that any loss sustained by reason thereof shall fall upon the Grantor;

That after the completion of any construction, reconstruction, installation, maintenance, operation, repair or removal work by the Grantee, the Grantee shall restore the surface of the ground within the easement area(s) to its original condition to the extent that such restoration is reasonably possible;

That the Grantee shall not assign any right herein granted or otherwise given, except to a successor or permitted assigns, without the written consent of the Grantor;

That any drainage structure or structures, manholes or other appurtenant equipment constructed, reconstructed or

installed within the easement area(s) and maintained, operated or repaired by the Grantee shall be and remain the property of the Grantee;

That in the event the Grantee shall at any time completely remove its drainage structure or structures from any parcel(s) of land comprising the easement area(s) and shall, for a period of two (2) or more consecutive years, fail to reinstall any drainage structure, through, under or across said parcel(s) of land, or shall for a like period cease to maintain or operate a drainage system through, under or across any parcel(s) of land comprising the easement area(s), then the rights herein granted and the obligations herein imposed shall thereupon terminate, as to such parcel(s) of land, without any action on the part of the Grantor or Grantee, save and except that nothing herein contained shall be deemed to be an abandonment of said rights and obligations insofar as they affect other parcels of land within said easement area(s) which have not been abandoned; provided, however, that nothing herein contained shall require the Grantee to remove therefrom, upon such abandonment, any structure or equipment constructed or placed within the easement area(s) or to do any work therein.

That when more than one person is involved in the grant of this indenture and the covenants herein contained, the terms

"Grantor" and "Grantee" in the singular shall include the plural;

That the term "Grantor" wherever used herein shall be held to mean and include the Grantor, their respective successors and assigns, and that the term "Grantee" wherever used herein shall be held to mean the City and County of Honolulu and its successors or permitted assigns and that this instrument shall be binding upon and shall inure to the benefit of the parties hereto and their said respective successors and assigns.

That the parcel(s) of land herein referred to as the "easement area(s)" are more particularly described in Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD the same, unto the Grantee, its successors and assigns, forever, for the uses and purposes aforesaid.

(Signatures on following page)

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed on the day and year first above written.

GRANTOR:

EWA HOMES II, L.P.,
a Hawaii limited partnership

By: VMK II, LLC, a Hawaii limited liability company
Its General Partner

By Hui Kauhale, Inc.,
a Hawaii nonprofit corporation
Its Sole Member

By: _____
Marian Gushiken
Its President

GRANTEE:

CITY AND COUNTY OF HONOLULU

By _____
Name:
Title:

APPROVED AS TO CONTENTS

_____
Department of Facility Maintenance
Dawn B. Szewczyk

APPROVED AS TO FORM AND LEGALITY

_____
Deputy Corporation Counsel
MARILYN C. USHIJIMA

Ewa Homes II, L.P.

STATE OF HAWAII)
: SS.
CITY AND COUNTY OF HONOLULU)

On this 21st day of May, 2015, before me personally appeared MARIAN GUSHIKEN, to me personally known, who, being by me duly sworn or affirmed, did say that such person executed the foregoing instrument as the free act and deed of such person, and if applicable, in the capacities shown, having been duly authorized to execute such instrument in such capacities.

SHIRLEY S. HIGASHIDA NOTARY 82-951 PUBLIC STATE OF HAWAII

Shirley S. Higashida
Notary Public, State of Hawaii
Print Name: Shirley S. Higashida

My commission expires: 12-27-2018

NOTARY CERTIFICATE (Hawaii Administrative Rules §5-11-8)

Date of Doc: undated at time of notarization # Pages: 12

Name of Notary: Shirley S. Higashida Notes:

Doc. Description: Grant of Drain Easement
(Easement E)

Shirley S. Higashida 5/21/15
Notary Signature Date

SHIRLEY S. HIGASHIDA NOTARY 82-951 PUBLIC STATE OF HAWAII
(stamp or seal)

First Circuit, State of Hawaii

NOTARY CERTIFICATION

STATE OF HAWAII)
) SS:
CITY AND COUNTY OF HONOLULU)

On _____, before me personally appeared _____, to me personally known, who, being by me duly sworn or affirmed, did say that such person is the _____ of the CITY AND COUNTY OF HONOLULU, a municipal corporation, and that the instrument was signed in behalf of the municipal corporation by authority of its City Council, and _____ acknowledged the instrument to be the free act and deed of the municipal corporation.

Further, I certify, as of this date, as follows:

☐ Date of Document: _____ ☐ undated at time of notarization

Number of Pages: _____ (if counterpart signature pages are subsequently attached, the document may have a different number of pages)

Document Description: Grant of Drain Easement (Easement E)

Jurisdiction/Judicial Circuit Where Signed: First Circuit

_____

Type or print name: _____

Date: _____

Notary Public, State of Hawaii

My commission expires: _____

EWA HOMES SUBDIVISION
EASEMENT E
(DRAINAGE EASEMENT)

EASEMENT E for flowage and drainage purposes, as shown on the subdivision map prepared by Ryan M. Suzuki, Licensed Professional Land Surveyor with R. M. Towill Corporation, approved by the Department of Planning and Permitting of the City and County of Honolulu on June 23, 2011 in DPP File No. 2007/SUB-34 affecting the land described as follows:

LOTS 5-A and 5-B of "EWA HOMES SUBDIVISION, PHASE 2", being a portion of Lots 9932 and 9933 (Map 772) of Land Court Application 1069, having been deregistered from the Land Court System by deregistration of Certificate of Title Nos. 835,811, 1,019,523, and 1,019,524 and recorded in the Bureau of Conveyances of the State of Hawaii as Document Nos. A-48910801, A-48910802, and A-48910803; being also a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi.

Situate at Honouliuli, Ewa, Oahu, Hawaii.

Beginning at the Northeast corner of this easement, on the Southwest side of Pahika Street, being also Lot 4 of Ewa Homes Subdivision, the true azimuth and distance from the North corner of Lot 3178-B-l (Map 1082) of Land Court Application 1069 being 129° 45' 398.77 feet, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAPUAI NEW" being 10,760.48 feet South and 13,021.72 feet East, thence running by azimuths measured clockwise from true South:

1.	39°	45'	24.55	feet	along the remainder of Lot 5-B of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
2.	51°	05'	68.89	feet	along same;
3.	359°	46'	265.28	feet	along same;
4.	258°	30'	64.32	feet	along same;
5.	269°	46'	209.59	feet	along same;
6.	219°	45'	95.52	feet	along same;
7.	129°	45'	37.77	feet	along same;
8.	219°	45'	15.00	feet	along same;
9.	309°	45'	47.77	feet	along the Southwest side of Pahika Street, being also Lot 4 of Ewa Homes Subdivision, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
10.	39°	45'	115.19	feet	along the remainder of Lot 5-B of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;

11.	89°	46'	213.26	feet	along same;
12.	78°	30'	65.33	feet	along same;
13.	359°	46'	37.84	feet	along same and along the remainder of Lot 5-A of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
14.	56°	00'	16.15	feet	along the remainder of Lot 5-A of Ewa Homes Subdivision; Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
15.	Thence along Lot 33 of Ho'onani Subdivision (File Plan 2496), on a curve to the left with a radius of 228.00 feet, the chord azimuth and distance being: 120° 31' 50" 16.61 feet;				
16.	236°	00'	21.29	feet	along the remainder of Lot 5-A of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
17.	179°	46'	306.77	feet	along same and along the remainder of Lot 5-B of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
18.	231°	05'	72.70	feet	along the remainder of Lot 5-B of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
19.	219°	45'	23.56	feet	along same;
20.	309°	45'	10.00	feet	along the Southwest side of Pahika Street, being also Lot 4 of Ewa Homes Subdivision, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi, to the point of beginning and containing an area of 8,649 square feet.

Description Compared and Checked Land Division

Being the premises conveyed to Ewa Homes II, L.P., a Hawaii limited partnership, by instrument dated September 20, 2013, recorded in the Bureau of Conveyances of the State of Hawaii as Document Nos. A-50110011A through A-50110011M.

Subject, however, to:

1. Mineral and water rights of any nature in favor of the State of Hawaii.

2. Setback along Easement A and Pahika Street as shown on survey map dated February 24, 2015, prepared by Ryan M. Suzuki, Land Surveyor.

3. Easement C for access purposes as shown on Subdivision Map No. 2007/SUB-34, prepared by Ryan M. Suzuki, Land Surveyor, with R. M. Towill Corporation, on August 23, 2010,

2011, more particularly described in Affidavit of Ryan M. Suzuki, dated September 6, 2013, recorded as Document No. A-50110009.

4. Easement A for landscaping purpose as shown on said Map No. 2007/SUB-34.

5. The terms and provisions contained in Declaration of Landscaping Covenants (Landscaping Easements A and B) dated as of September 20, 2013, filed as Document No. A-50110016.

Consent to Grants and Declaration; Subordination by Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, recorded as Document Nos. A-50110028A thru A-50110028C.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, a national banking association, in its capacity as "Bondholder Representative" for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, a national banking association, in its capacity as holder.

Consent to Grants and Declaration; Subordination dated as September 20, 2013, recorded as Document Nos. A-50110034A thru A-50110034B, by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation.

6. Mortgage and Security Agreement dated April 1, 2011, by Ewa Homes II, L.P. in favor of the City and County of Honolulu filed as Document No. 4064454, as amended by First Amendment to Mortgage and Security Agreement dated as of March 1, 2013, filed as Document No. T-8463205, as further amended by Partition Deed dated September 20, 2013, filed as Document Nos. A-50110011A through A-50110011M.

Subordination Agreement (CDBG Loan) dated as of March 1, 2013, filed as Document No. T-8463208. (Subordinates said above Mortgage to the lien of that certain Mortgage filed as Document No. T-8463200).

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document Nos. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation; re: subordinates said above Mortgage to the lien of that certain Mortgage filed as Document No. T-8463203.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

7. Construction and Permanent Mortgage with Absolute Assignment of Leases and Rents, Security Agreement and Fixture Filing dated March 1, 2013, by Ewa Homes II, L.P. in favor of U.S. Bank National Association, as Agent for Hawaii Housing Finance and Development Corporation, and U.S. Bank National Association, as Bondholder Representative, filed as Document No. T-8463200, as amended by Partition Deed dated September 20, 2013, Document Nos. A-50110011A through A-50110011M.

Assignment of Mortgage and Other Loan Documents dated as of March 1, 2013, filed as Document No. T-8463201, by U.S. Bank National Association, a national banking association, as Agent, "Assignor", for the Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic duly organized and validly existing under the laws of the State of Hawaii, "Issuer", to U.S. Bank National Association, a national banking association, as Bondholder Representative, "Assignee".

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document Nos. T-8463210A thru T-8463210-B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

Above Mortgage further assigned to Central Pacific Bank by Assignment and Assumption of Mortgage and Other Loan Documents dated March 3, 2015, recorded as Document Nos. A-55500270A through A-555002708B.

Corrective Agreement dated September 3, 2015, by U.S. Bank National Association, a national banking association ("US Bank"), Central Pacific Bank, a Hawaii corporation ("Central Pacific Bank"), and Ewa Homes II, L.P., a Hawaii limited partnership ("Borrower"), recorded as Document No. A-57430219. RE: Subsequent to the foregoing assignment of the Mortgage and due to an administrative error, US Bank executed a Satisfaction of Release of Mortgage on April 22, 2015 which was recorded as Document No. A-56390726. US Bank no longer held any interest in or had any rights under the Mortgage. Mortgage is in full force and effect and is held by Central Pacific Bank.

8. The terms and provisions contained in Regulatory Agreement and Declaration of Restrictive Covenants dated as of March 1, 2013 by Hawaii Housing Finance and Development Corporation, U.S. Bank National Association and Ewa Homes II, L.P., filed as Document No. T-8463202, as amended by Partition Deed dated September 20, 2013, filed as Document Nos. A-50110011A through A-50110011M; as assigned to Central Pacific Bank by instrument filed as Document Nos. A-5550270A through A-5550270B.

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document No. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

9. Mortgage, Security Agreement and Financing Statement by Ewa Homes II, L.P. in favor of Hawaii Housing Finance and Development Corporation, filed as Document No. T-8463203, as amended by Partition Deed dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Subordination Agreement (Rental Housing Trust Fund Loan) dated as of March 1, 2013, filed as Document Nos. T-8463207A through T-8463207B, also recorded as Document Nos.

A-48110446A through A-48110446B, Re: Subordinates said above Mortgage to the lien of that certain Mortgage filed as Land Court Document No. T-8463200.

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document No. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

10. Assignment of Leases and Rents by Ewa Homes II, L.P. in favor of Hawaii Housing Finance and Development Corporation, filed as Document No. A-48110445, as amended by Partition Deed dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Subordination Agreement (Rental Housing Trust Fund Loan) dated as of March 1, 2013, filed as Document Nos. T-8463207A through T-8463207B, also recorded as Document Nos. A-48110446A through A-48110446B, Re: Subordinates said above Mortgage to the lien of that certain Mortgage filed as Land Court Document No. T-8463200.

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document No. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

11. The terms and provisions contained in Declaration of Land Use Restrictive Covenants by Ewa Homes II, L.P. Document No. T-8463204, as amended by Partition Deed dated September 20, 2013, filed as Document Nos. A-50110011A through A-50110011M.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

Subordination Agreement (Rental Housing Trust Fund Loan) dated as of March 1, 2013, filed as Document Nos. T-8463207A through T-8463207B, also recorded as Document Nos. A-48110446A through A-48110446B, Re: Subordinates said above Mortgage to the lien of that certain Mortgage filed as Land Court Document No. T-8463200.

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document No. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

12. Mortgage (HOME Funds) by Ewa Homes II, L.P. in favor of Hui Kauhale, Inc., filed as Document No. T-8463206, as amended by Partition Deed dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Subordination Agreement (Sponsor Loan) dated as of March 1, 2013, filed as Document No. T-8463209. (Subordinates said above Mortgage to the lien of that certain Mortgage filed as Document No. T-8463200).

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document No. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

13. Financing Statement made by Ewa Homes II, L.P., as Debtor, in favor of U.S. Bank National Association, as Secured Party, recorded on March 4, 2013 as Document No. A-48110449 as amended by instrument recorded on September 20, 2013 as Document No. A-50110040.

Assignment in favor of Central Pacific Bank recorded on March 13, 2015 as Document No. A-55500271.

Continuation recorded on February 27, 2018 as Document No. A-66320626.

14. The terms and conditions contained in unrecorded Purchase Option and Right of First Refusal Agreement dated as of March 1, 2013, by and between Ewa Homes II, LLC and VMK II, LLC.

15. The terms and conditions contained in Partition Deed dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

16. The terms and conditions contained in Grant of Access and Utility Easement (Roadway A) recorded as Document No. A-50110014; granting a non-exclusive easement for access and utility purposes, over across, through and under Lot 5-A (Roadway Lot B) in favor of Lot(s) 1-A and Lot 5-B.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110034A thru A-50110034B by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation

17. Grant of Access and Utility Easement (Roadway B) recorded as Document No. A-50110015; granting a non-exclusive easement for access and utility purposes over, across, through and under Lot 5-A (Roadway B) in favor of Lots 1-A and 5-B.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110034A thru A-50110034B by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation

18. Grant of Drainage and Flowage Easement (Easements D, E and F) dated September 20, 2013 recorded as Document Nos. A-50110017A thru D in favor of Ewa Homes III, L.P., Ewa Homes, L.P. and Ewa Homes II, L.P. granting a non-exclusive easement for drainage of storm water over and across Easement "E"; and the flowage of surface runoff from Lots 1-A, 2, 5-A and 5-B over Easement "E" as more particularly described therein.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110034A thru A-50110034B by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation.

19. The terms and provisions contained in Amended and Restated Use Restriction Agreement, HOME Program, Villages of Moa'e Ku - Phase Two (Lots 5-A and 5-B) dated September 20, 2013 recorded as Document Nos. A-50110020A thru A-50110020B – amends and restates instrument dated – (acknowledged November 28, 2006), filed as Document No. 3520903.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation

20. The terms and provisions contained in Amended and Restated Use Restriction Agreement, CDBG Program, Villages of Moa'e Ku - Phase Two (Lots 5-A and 5-B) dated September 20, 2013, recorded as Document Nos. A-50110023A thru A-50110023B – amends and restates

instrument dated May 30, 2003, filed as Document No. 29369120, as amended by Second Amendment, Agreement and Acknowledgment filed as Document No. 4064455.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110034A thru A-50110034B by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation.

21. Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for Ewa Villages Community dated June 20, 2006, filed as Document No. 3444261.

Pursuant to Supplemental (Area H) Ewa Villages dated as of September 20, 2013, by the City and County of Honolulu, as Declarant, recorded as Document Nos. A-50110024A through A-50110024B.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110034A thru A-50110034B by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc.

22. The terms and provisions contained in Declaration of Restrictive Covenants for Low-Income Housing Credits by Hawaii Housing Finance and Development Corporation and Ewa Homes II, L.P. dated September 1, 2015 recorded as Document No. A-57301208, as amended by instrument dated September 13, 2013 recorded as Document No. A-61080634.

23. The terms and provisions contained in Shared Maintenance Agreement recorded as Document No. A-066070612 by Ewa Villages Owners Association, dba Associa Hawaii, Ewa Homes, L.P., Ewa Homes II, L.P., and Ewa Homes III, L.P.

24. The terms and provisions contained in unrecorded Joint Use and Maintenance of Community Center Agreement dated March 1, 2013, as amended by unrecorded Amended and Restated First Amendment to Joint Use and Maintenance of Community Center Agreement; Consent; Joinder dated November 25, 2015, by and among Ewa Homes, L.P., a Hawai'i limited partnership ("EHLP"), Ewa Homes II, L.P., a Hawai'i limited partnership ("EHII"), and Ewa Homes III, L.P., a Hawai'i limited partnership ("EHIII"), regarding their respective rights and obligations regarding the use and maintenance of the recreational facilities constructed on Multifamily Development Lot 2, including the Community Center, a short form memorandum of which is dated November 25, 2015, recorded as Document No. A-69990581.

25. The terms and provisions contained in Grant of Easement dated May 22, 2020, in favor of Hawaiian Electric Company, Inc., recorded as Document No. A-74580190, granting an easement for utility purposes over, under, upon across and through Easements E-7 for UG wireline purposes and E-11 for Pullbox and Handhole purposes, as referenced on sketches attached thereto.

END OF EXHIBIT "A"

LAND COURT SYSTEM | REGULAR SYSTEM

RETURN BY PICKUP (X) TO:
City and County of Honolulu
Division of Land Survey & Acquisition
Phone No. (808) 768-8706

Total Pages: 34

Tax Map Key No. (1) 9-1-163-001, -002, -004 & -005 (Lots 2, 3, 5-A & 5-B)

GRANT OF FLOWAGE EASEMENTS
(Easements E and F)

GRANTOR: EWA HOMES, L.P., a Hawaii limited partnership
American Savings Bank Tower
1001 Bishop Street, Suite 2880
Honolulu, Hawaii 96813

EWA HOMES II, L.P., a Hawaii limited partnership
American Savings Bank Tower
1001 Bishop Street, Suite 2880
Honolulu, Hawaii 96813

EWA HOMES III, L.P., a Hawaii limited partnership
American Savings Bank Tower
1001 Bishop Street, Suite 2880
Honolulu, Hawaii 96813

GRANTEE: CITY AND COUNTY OF HONOLULU
530 South King Street
Honolulu, Hawaii 96813

KNOW ALL MEN BY THESE PRESENTS:

THIS INDENTURE, made this day of May 21, 2019, by and among EWA HOMES, L.P., a Hawaii limited partnership, EWA HOMES II, L.P., a Hawaii limited partnership, and EWA HOMES III, L.P., a Hawaii limited partnership, all of Honolulu, City and County of Honolulu, State of Hawaii, hereinafter collectively called the "Grantor", and the CITY AND COUNTY OF HONOLULU, a municipal corporation of the State of Hawaii, whose principal place of business and post office address of which is 530 South King Street, Honolulu, Hawaii 96813, hereinafter called the "Grantee";

W I T N E S S E T H :

WHEREAS, the Grantor has submitted documents to the Grantee conveying certain drainage easements for the drainage of storm and surface waters from that certain tract of land sometimes referred to as Ewa Homes Subdivision; and

WHEREAS, storm and surface waters from said drainage easements will be discharged upon certain lands owned by the Grantor and more particularly described hereinafter; and

WHEREAS, the Grantee will not accept the easements for said subdivision of the Grantor unless and until flowage easements over said land of the Grantor have been conveyed to the Grantee; and

WHEREAS, the Grantor is agreeable to the conveyance of said flowage easements;

NOW THEREFORE, in consideration of the foregoing and in consideration of the sum of ONE DOLLAR ($1.00), paid to the Grantor, the receipt of which is hereby acknowledged, the Grantor hereby grants to the Grantee, its successors and assigns, the Flowage Easements described in Exhibit "A" attached hereto and made a part hereof;

EXCEPTING AND RESERVING, HOWEVER, unto the Grantor and its successors and assigns, the right to control, direct and contain within said easement areas in any manner whatsoever the flowage of such waters from said drainage easements.

AND the parties hereto agree as follows:

1. That except for the right to control, direct and contain the flowage of said storm and surface waters as hereinabove expressly reserved by the Grantor, the Grantor shall not obstruct the flowage of such waters discharged from said drainage easements and the Grantor shall keep and maintain said easement areas free and clear of any structures, plantings, and debris which might divert, retard or obstruct the free flowage of said storm and surface waters.

2. That it is expressly understood by the parties hereto that in the event said easement areas are developed and

subdivided and other means for the disposal of all waters from said Ewa Homes Subdivision are provided thereby making the easements hereby granted no longer necessary, then in such event upon the approval by the City and County of Honolulu by its Department of Facility Maintenance, of such other means of drainage, the easements hereby granted shall automatically be terminated and cancelled without further action on the part of any of the parties hereto; provided, that the Grantee will execute any instrument necessary to cancel this grant of easement of record.

3. That the Grantor, and their respective successors and assigns, shall make no claim against the Grantee for any damage to said easement areas or improvements thereon resulting from the discharge of waters over and across said easement areas as aforesaid.

(Signatures on following pages)

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed on the day and year first above written.

GRANTOR:

EWA HOMES, L.P.,
a Hawaii limited partnership

By: Hui Kauhale, Inc.,
a Hawaii nonprofit corporation
Its General Partner

By _____
Marian Gushiken
Its President

EWA HOMES III, L.P.,
a Hawaii limited partnership

By: VMK III, LLC, a Hawaii
limited liability company
Its General Partner

By Hui Kauhale, Inc.,
a Hawaii nonprofit corporation
Its Sole Member

By _____
Marian Gushiken
Its President

EWA HOMES II, L.P.,
a Hawaii limited partnership

By: VMK II, LLC, a Hawaii limited
liability company
Its General Partner

By Hui Kauhale, Inc.,
a Hawaii nonprofit corporation
Its Sole Member

By: _____
Marian Gushiken
Its President

GRANTEE:

CITY AND COUNTY OF HONOLULU

By_____
Name:
Title:

APPROVED AS TO CONTENTS

_____
Department of Facility Maintenance
Dawn B. Szewczyk

APPROVED AS TO FORM AND LEGALITY

_____
Deputy Corporation Counsel
MARILYN C. USHIJIMA

Ewa Homes, L.P.
Ewa Homes II, L.P.
Ewa Homes III, L.P.

STATE OF HAWAII)
: SS.
CITY AND COUNTY OF HONOLULU)

On this 21st day of May, 2015, before me personally appeared MARIAN GUSHIKEN, to me personally known, who, being by me duly sworn or affirmed, did say that such person executed the foregoing instrument as the free act and deed of such person, and if applicable, in the capacities shown, having been duly authorized to execute such instrument in such capacities.

SHIRLEY S. HIGASHIDA NOTARY 82-951 PUBLIC STATE OF HAWAII

Shirley S. Higashida
Notary Public, State of Hawaii
Print Name: Shirley S. Higashida

My commission expires: 12/27/2018

NOTARY CERTIFICATE (Hawaii Administrative Rules 11-8)

Date of Doc: undated at time of notarization # Pages: 12

Name of Notary: Shirley S. Higashida Notes:

Doc. Description: Grant of Flowage Easement
(Easements E and F)

Shirley S. Higashida 5/21/15
Notary Signature Date

SHIRLEY S. HIGASHIDA NOTARY 82-951 PUBLIC STATE OF HAWAII

First Circuit, State of Hawaii

(Stamp or seal)

NOTARY CERTIFICATION

STATE OF HAWAII)
) SS:
CITY AND COUNTY OF HONOLULU)

On _____, before me personally appeared _____, to me personally known, who, being by me duly sworn or affirmed, did say that such person is the _____ of the CITY AND COUNTY OF HONOLULU, a municipal corporation, and that the instrument was signed in behalf of the municipal corporation by authority of its City Council, and _____ acknowledged the instrument to be the free act and deed of the municipal corporation.

Further, I certify, as of this date, as follows:

☐ Date of Document: _____ ☐ undated at time of notarization

Number of Pages: _____ (if counterpart signature pages are subsequently attached, the document may have a different number of pages)

Document Description: Grant of Flowage Easement (Easements E and F)

Jurisdiction/Judicial Circuit Where Signed: First Circuit

_____
Type or print name: _____
Date: _____
Notary Public, State of Hawaii
My commission expires: _____

EWA HOMES SUBDIVISION
EASEMENTS E AND F
(FLOWAGE AND DRAINAGE EASEMENTS)

FIRST:

EASEMENT E for flowage and drainage purposes, as shown on the subdivision map prepared by Ryan M. Suzuki, Licensed Professional Land Surveyor with R. M. Towill Corporation, approved by the Department of Planning and Permitting of the City and County of Honolulu on June 23, 2011 in DPP File No. 2007/SUB-34 affecting the land described as follows:

LOTS 5-A and 5-B of "EWA HOMES SUBDIVISION, PHASE 2", being a portion of Lots 9932 and 9933 (Map 772) of Land Court Application 1069, having been deregistered from the Land Court System by deregistration of Certificate of Title Nos. 835,811, 1,019,523, and 1,019,524 and recorded in the Bureau of Conveyances of the State of Hawaii as Document Nos. A-48910801, A-48910802, and A-48910803; being also a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi.

Situate at Honouliuli, Ewa, Oahu, Hawaii.

Beginning at the Northeast corner of this easement, on the Southwest side of Pahika Street, being also Lot 4 of Ewa Homes Subdivision, the true azimuth and distance from the North corner of Lot 3178-B-1 (Map 1082) of Land Court Application 1069 being 129° 45' 398.77 feet, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAPUAI NEW" being 10,760.48 feet South and 13,021.72 feet East, thence running by azimuths measured clockwise from true South:

1.	39°	45'	24.55	feet	along the remainder of Lot 5-B of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
2.	51°	05'	68.89	feet	along same;
3.	359°	46'	265.28	feet	along same;
4.	258°	30'	64.32	feet	along same;
5.	269°	46'	209.59	feet	along same;
6.	219°	45'	95.52	feet	along same;
7.	129°	45'	37.77	feet	along same;
8.	219°	45'	15.00	feet	along same;
9.	309°	45'	47.77	feet	along the Southwest side of Pahika Street, being also Lot 4 of Ewa Homes Subdivision, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;

10.	39°	45'	115.19	feet	along the remainder of Lot 5-B of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
11.	89°	46'	213.26	feet	along same;
12.	78°	30'	65.33	feet	along same;
13.	359°	46'	37.84	feet	along same and along the remainder of Lot 5-A of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
14.	56°	00'	16.15	feet	along the remainder of Lot 5-A of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
15.	Thence along Lot 33 of Ho'onani Subdivision (File Plan 2496), on a curve to the left with a radius of 228.00 feet, the chord azimuth and distance being: 120° 31' 50" 16.61 feet;				
16.	236°	00'	21.29	feet	along the remainder of Lot 5-A of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
17.	179°	46'	306.77	feet	along same and along the remainder of Lot 5-B of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
18.	231°	05'	72.70	feet	along the remainder of Lot 5-B of Ewa Homes Subdivision, Phase 2, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
19.	219°	45'	23.56	feet	along same;
20.	309°	45'	10.00	feet	along the Southwest side of Pahika Street, being also Lot 4 of Ewa Homes Subdivision, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi, to the point of beginning and containing an area of 8,649 square feet.

Description Compared and Checked Land Division

Being the premises conveyed to Ewa Homes II, L.P., a Hawaii limited partnership, EWA HOMES II, L.P., a Hawaii limited partnership, and EWA HOMES III, L.P., a Hawaii limited partnership, by instrument dated September 20, 2013, recorded in the Bureau of Conveyances of the State of Hawaii as Document Nos. A-50110011A through A-50110011M.

SECOND:

EASEMENT F for flowage purposes, as shown on the subdivision map prepared by Ryan M. Suzuki, Licensed Professional Land Surveyor with R. M. Towill Corporation, approved by the Department of Planning and Permitting of the City and County of Honolulu on June 23, 2011 in DPP File No. 2007/SUB-34 affecting the land described as follows:

LOTS 2 and 3 of "EWA HOMES SUBDIVISION", being a portion of Lot 9932 (Map 772) of Land Court Application 1069, having been deregistered from the Land Court System by deregistration of Certificate of Title Nos. 835,811, 1,019,523, and 1,019,524 and recorded in the Bureau of Conveyances of the State of Hawaii as Document Nos. A-48910801, A-48910802, and A-48910803; being also a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi.

Situate at Honouliuli, Ewa, Oahu, Hawaii.

Beginning at the Northwest corner of this easement, on the Northeast side of Pahika Street, being also Lot 4 of Ewa Homes Subdivision, the true azimuth and distance from the West corner of Lot 3785 (Map 370) of Land Court Application 1069 being 129° 45' 463.89 feet, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAPUAI NEW" being 10,711.03 feet South and 13,049.84 feet East, thence running by azimuths measured clockwise from true South:

1.	219°	45'	13.00	feet	along the remainder of Lot 2 of Ewa Homes Subdivision, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
2.	309°	45'	377.77	feet	along same and along remainder of Lot 3 of Ewa Homes Subdivision, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
3.	39°	45'	8.00	feet	along along remainder of Lot 3 of Ewa Homes Subdivision, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
4.	129°	45'	367.77	feet	along same and along remainder of Lot 2 of Ewa Homes Subdivision, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
5.	39°	45'	5.00	feet	along remainder of Lot 2 of Ewa Homes Subdivision, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi;
6.	129°	45'	10.00	feet	along the Northeast side of Pahika Street, being also Lot 4 of Ewa Homes Subdivision, being a portion of Royal Patent 6971, Land Commission Award 11216, Apana 8 to M. Kekauonohi, to the point of beginning and containing an area of 3,072 square feet.

Description Compared and Checked Land Division

Being the premises conveyed to EWA HOMES, L.P., a Hawaii limited partnership and EWA HOMES III, L.P., a Hawaii limited partnership, by instrument dated September 20, 2013, recorded in the Bureau of Conveyances of the State of Hawaii as Document Nos. A-50110011A through A-50110011M.

SUBJECT, HOWEVER, to:

AS TO EASEMENT E ONLY:

1. Mineral and water rights of any nature in favor of the State of Hawaii.

2. Setback along Easement A and Pahika Street as shown on survey map dated February 24, 2015, prepared by Ryan M. Suzuki, Land Surveyor.

3. Easement C for access purposes as shown on Subdivision Map No. 2007/SUB-34, prepared by Ryan M. Suzuki, Land Surveyor, with R. M. Towill Corporation, on August 23, 2010, approved by Department of Planning and Permitting, City and County of Honolulu, on June 23, 2011, more particularly described in Affidavit of Ryan M. Suzuki, dated September 6, 2013, recorded as Document No. A-50110009.

4. Easement A for landscaping purpose as shown on said Map No. 2007/SUB-34.

5. The terms and provisions contained in Declaration of Landscaping Covenants (Landscaping Easements A and B) dated as of September 20, 2013, filed as Document No. A-50110016.

Consent to Grants and Declaration; Subordination by Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, recorded as Document Nos. A-50110028A thru A-50110028C.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, a national banking association, in its capacity as "Bondholder Representative" for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, a national banking association, in its capacity as holder.

Consent to Grants and Declaration; Subordination dated as September 20, 2013, recorded as Document Nos. A-50110034A thru A-50110034B, by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation.

6. Mortgage and Security Agreement dated April 1, 2011, by Ewa Homes II, L.P. in favor of the City and County of Honolulu filed as Document No. 4064454, as amended by First Amendment to Mortgage and Security Agreement dated as of March 1, 2013, filed as Document No. T-8463205, as further amended by Partition Deed dated September 20, 2013, filed as Document Nos. A-50110011A through A-50110011M.

Subordination Agreement (CDBG Loan) dated as of March 1, 2013, filed as Document No. T-8463208. (Subordinates said above Mortgage to the lien of that certain Mortgage filed as Document No. T-8463200).

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document Nos. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation; re: subordinates said above Mortgage to the lien of that certain Mortgage filed as Document No. T-8463203.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

7. Construction and Permanent Mortgage with Absolute Assignment of Leases and Rents, Security Agreement and Fixture Filing dated March 1, 2013, by Ewa Homes II, L.P. in favor of U.S. Bank National Association, as Agent for Hawaii Housing Finance and Development Corporation, and U.S. Bank National Association, as Bondholder Representative, filed as Document No. T-8463200, as amended by Partition Deed dated September 20, 2013, Document Nos. A-50110011A through A-50110011M.

Assignment of Mortgage and Other Loan Documents dated as of March 1, 2013, filed as Document No. T-8463201, by U.S. Bank National Association, a national banking association, as Agent, "Assignor", for the Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic duly organized and validly existing under the laws of the State of Hawaii, "Issuer", to U.S. Bank National Association, a national banking association, as Bondholder Representative, "Assignee".

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document Nos. T-8463210A thru T-8463210-B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

Above Mortgage further assigned to Central Pacific Bank by Assignment and Assumption of Mortgage and Other Loan Documents dated March 3, 2015, recorded as Document Nos. A-55500270A through A-555002708B.

Corrective Agreement dated September 3, 2015, by U.S. Bank National Association, a national banking association ("US Bank"), Central Pacific Bank, a Hawaii corporation ("Central Pacific Bank"), and Ewa Homes II, L.P., a Hawaii limited partnership ("Borrower"), recorded as Document No. A-57430219. RE: Subsequent to the foregoing assignment of the Mortgage and due to an administrative error, US Bank executed a Satisfaction of Release of Mortgage on April 22, 2015 which was recorded as Document No. A-56390726. US Bank no longer held any interest in or had any rights under the Mortgage. Mortgage is in full force and effect and is held by Central Pacific Bank.

8. The terms and provisions contained in Regulatory Agreement and Declaration of Restrictive Covenants dated as of March 1, 2013 by Hawaii Housing Finance and Development Corporation, U.S. Bank National Association and Ewa Homes II, L.P., filed as Document No. T-8463202, as amended by Partition Deed dated September 20, 2013, filed as Document Nos. A-50110011A through A-50110011M; as assigned to Central Pacific Bank by instrument filed as Document Nos. A-5550270A through A-5550270B.

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document No. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

9. Mortgage, Security Agreement and Financing Statement by Ewa Homes II, L.P. in favor of Hawaii Housing Finance and Development Corporation, filed as Document No. T-8463203, as amended by Partition Deed dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Subordination Agreement (Rental Housing Trust Fund Loan) dated as of March 1, 2013, filed as Document Nos. T-8463207A through T-8463207B, also recorded as Document Nos. A-48110446A through A-48110446B, Re: Subordinates said above Mortgage to the lien of that certain Mortgage filed as Land Court Document No. T-8463200.

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document No. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

10. Assignment of Leases and Rents by Ewa Homes II, L.P. in favor of Hawaii Housing Finance and Development Corporation, filed as Document No. A-48110445, as amended by Partition Deed dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Subordination Agreement (Rental Housing Trust Fund Loan) dated as of March 1, 2013, filed as Document Nos. T-8463207A through T-8463207B, also recorded as Document Nos. A-48110446A through A-48110446B, Re: Subordinates said above Mortgage to the lien of that certain Mortgage filed as Land Court Document No. T-8463200.

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document No. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

11. The terms and provisions contained in Declaration of Land Use Restrictive Covenants by Ewa Homes II, L.P. Document No. T-8463204, as amended by Partition Deed dated September 20, 2013, filed as Document Nos. A-50110011A through A-50110011M.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

Subordination Agreement (Rental Housing Trust Fund Loan) dated as of March 1, 2013, filed as Document Nos. T-8463207A through T-8463207B, also recorded as

Document Nos. A-48110446A through A-48110446B, Re: Subordinates said above Mortgage to the lien of that certain Mortgage filed as Land Court Document No. T-8463200.

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document No. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

12. Mortgage (HOME Funds) by Ewa Homes II, L.P. in favor of Hui Kauhale, Inc., filed as Document No. T-8463206, as amended by Partition Deed dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Subordination Agreement (Sponsor Loan) dated as of March 1, 2013, filed as Document No. T-8463209. (Subordinates said above Mortgage to the lien of that certain Mortgage filed as Document No. T-8463200).

Consent to Mortgages and Agreements; Subordination dated as of March 1, 2013, filed as Document No. T-8463210A thru T-8463210B, also recorded as Document Nos. A-48110447A thru A-48110447B, by the City and County of Honolulu, a municipal corporation.

Confirmation of First Amendment to Mortgage and Other Loan Documents dated as of September 20, 2013, recorded as Document No. A-50110012.

13. Financing Statement made by Ewa Homes II, L.P., as Debtor, in favor of U.S. Bank National Association, as Secured Party, recorded on March 4, 2013 as Document No. A-48110449 as amended by instrument recorded on September 20, 2013 as Document No. A-50110040.

Assignment in favor of Central Pacific Bank recorded on March 13, 2015 as Document No. A-55500271.

Continuation recorded on February 27, 2018 as Document No. A-66320626.

14. The terms and conditions contained in unrecorded Purchase Option and Right of First Refusal Agreement dated as of March 1, 2013, by and between Ewa Homes II, LLC and VMK II, LLC.

15. The terms and conditions contained in Partition Deed dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

16. The terms and conditions contained in Grant of Access and Utility Easement (Roadway A) recorded as Document No. A-50110014; granting a non-exclusive easement for access and utility purposes, over across, through and under Lot 5-A (Roadway Lot B) in favor of Lot(s) 1-A and Lot 5-B.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110034A thru A-50110034B by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation

17. Grant of Access and Utility Easement (Roadway B) recorded as Document No. A-50110015; granting a non-exclusive easement for access and utility purposes over, across, through and under Lot 5-A (Roadway B) in favor of Lots 1-A and 5-B.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110034A thru A-50110034B by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation

18. Grant of Drainage and Flowage Easement (Easements D, E and F) dated September 20, 2013 recorded as Document Nos. A-50110017A thru D in favor of Ewa Homes III, L.P., Ewa Homes, L.P. and Ewa Homes II, L.P. granting a non-exclusive easement for drainage of storm water over and across Easement "E"; and the flowage of surface runoff from Lots 1-A, 2, 5-A and 5-B over Easement "E" as more particularly described therein.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110034A thru A-50110034B by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation.

19. The terms and provisions contained in Amended and Restated Use Restriction Agreement, HOME Program, Villages of Moa'e Ku - Phase Two (Lots 5-A and 5-B) dated September 20, 2013 recorded as Document Nos. A-50110020A thru A-50110020B – amends and restates instrument dated – (acknowledged November 28, 2006), filed as Document No. 3520903.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation

20. The terms and provisions contained in Amended and Restated Use Restriction Agreement, CDBG Program, Villages of Moa'e Ku - Phase Two (Lots 5-A and 5-B) dated September 20, 2013, recorded as Document Nos. A-50110023A thru A-50110023B – amends and restates instrument dated May 30, 2003, filed as Document No. 29369120, as amended by Second Amendment, Agreement and Acknowledgment filed as Document No. 4064455.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110034A thru A-50110034B by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc., a Hawaii nonprofit corporation.

21. Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for Ewa Villages Community dated June 20, 2006, filed as Document No. 3444261.

Pursuant to Supplemental (Area H) Ewa Villages dated as of September 20, 2013, by the City and County of Honolulu, as Declarant, recorded as Document Nos. A-50110024A through A-50110024B.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110028A thru A-50110028C by Hawaii Housing Finance and Development Corporation.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110032A thru A-50110032B by U.S. Bank National Association, in its capacity as Bondholder for Central Pacific Bank, in its capacity as holder, and U.S. Bank National Association, in its capacity as holder.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110034A thru A-50110034B by the City and County of Honolulu.

Consent to Grants and Declaration; Subordination recorded as Document Nos. A-50110035A thru A-50110035B by Hui Kauhale, Inc.

22. The terms and provisions contained in Declaration of Restrictive Covenants for Low-Income Housing Credits by Hawaii Housing Finance and Development Corporation and Ewa Homes II, L.P. dated September 1, 2015 recorded as Document No. A-57301208, as amended by instrument dated September 13, 2013 recorded as Document No. A-61080634.

23. The terms and provisions contained in Shared Maintenance Agreement recorded as Document No. A-066070612 by Ewa Villages Owners Association, dba Associa Hawaii, Ewa Homes, L.P., Ewa Homes II, L.P., and Ewa Homes III, L.P.

24. The terms and provisions contained in unrecorded Joint Use and Maintenance of Community Center Agreement dated March 1, 2013, as amended by unrecorded Amended and Restated First Amendment to Joint Use and Maintenance of Community Center Agreement; Consent; Joinder dated November 25, 2015, by and among Ewa Homes, L.P., a Hawaii limited partnership ("ELHP"), Ewa Homes II, L.P., a Hawaii limited partnership ("EHII"), and Ewa Homes III L.P., a Hawaii limited partnership ("EHIII"), regarding their respective rights and obligations regarding the use and maintenance of the recreational facilities constructed on Multifamily Development Lot 2, including the Community Center, a short form memorandum of which is dated November 25, 2015, recorded as Document No. A-69990581.

25. The terms and provisions contained in Grant of Easement dated May 22, 2020, in favor of Hawaiian Electric Company, Inc., recorded as Document No. A-74580190, granting an easement for utility purposes over, under, upon across and through Easements E-7 for UG wireline purposes and E-11 for Pullbox and Handhole purposes, as referenced on sketches.

AS TO EASEMENT F ONLY:

1. Mineral and water rights of any nature in favor of the State of Hawaii.

2. Easement "F" into front setback on shown on survey map dated November 23, 2015.

3. Mortgage and Security Agreement – Ewa Villages Area H, dated April 1, 2011, by Ewa Homes III, L.P. in favor of the City and County of Honolulu filed as Document No. 4064453, as amended by Partition Deed dated September 20, 2013, filed as Document Nos. A-50110011A through A-50110011M.

Subordination and Intercreditor Agreement dated as of November 1, 2015, recorded as Document Nos. A-58090128A through A-58090128B, by and between the City and County of Honolulu, a municipal corporation of the State of Hawaii, "Junior Lender", and Citicorp USA, INC., a Delaware corporation, "Senior Lender"; subordinates said above Mortgage to the lien of that certain Multifamily Mortgage, Assignment of Rents, Security Agreement and Financing Statement (Fixture Filing) recorded as Document No. A-58090126.

Consent to Mortgages and Agreements; Subordination dated as of November 1, 2015, recorded as Document Nos. A-58090135A through A-58090135B; by and between the City and County of Honolulu, a municipal corporation, and Ewa Homes III, L.P., a Hawaii limited partnership; subordinates said above Mortgage to the lien of that Mortgage, Security Agreement and Financing Statement (Rental Housing Revolving Fund) recorded as Document No. A-58090129.

4. Unrecorded Joint Use and Maintenance of Community Center Agreement, dated March 1, 2013, by and between Ewa Homes, L.P., a Hawaii limited partnership, and Ewa Homes II, L.P., a Hawaii limited partnership, as amended by First Amendment to Joint Use and Maintenance of Community Center Agreement; Consent; Joinder, dated November 1, 2015 to add Ewa Homes III, L.P., a Hawaii limited partnership, as a party to the agreement.

5. The terms and conditions contained in Regulatory Agreement and Declaration of Restrictive Covenants dated April 1, 2011, filed as Document No. 4064456, by and among Hawaii Housing Finance And Development Corporation, a public body and a body corporate and politic of the State of Hawaii, pursuant to Chapter 201H, Hawaii Revised Statutes, as "Issuer", Ewa Homes, L.P., a Hawaii limited partnership, as "Borrower", and U.S. Bank National Association, a national association, in its capacity as Trustee.

Consent to Mortgages and Agreements; Subordination dated as of April 1, 2011, filed as Land Court Document Nos. 4064471 through 4064472 and recorded as Document Nos. 2011-060142 and 2011-060143, by City and County of Honolulu, a municipal corporation of the State of Hawaii.

Amendment by Partition Deed to Co-Owners and Quitclaim; Consent; Amendment of Mortgages and Regulatory Agreements; Confirmation of Priority of Mortgage Liens and Regulatory Agreements; Release of Interests; and Release of Deed Exceptions and Reservations dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Second Amendment to Regulatory Agreement and Declaration of Restrictive Covenants dated October 1, 2013, recorded as Document No. A-50780938.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by U.S. Bank National Association, a national association, as Trustee, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110026A through A-50110026C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 28, 2013, by Federal Home Loan Mortgage Corporation, a shareholder-owned, government - sponsored enterprise organized and existing under the laws of the United States, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110027A through A-50110027C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110030A through A-50110030C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110031A through A-50110031C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, recorded as Document No. A-50110033A through A-50110033C.

6. That certain Multifamily Mortgage, Assignment of Rents, Security Agreement and Financing Statement (Hawaii) dated as of April 1, 2011, made by Ewa Homes, L.P., a Hawaii limited partnership, in favor of Hawaii Housing Finance and Development Corporation, a public body and body corporate and politic existing under the laws of the State of Hawaii, filed as Document No. 4064457.

Said Mortgage was assigned to U.S. Bank National Association, a national association, in its capacity as Trustee, and Federal Home Loan Mortgage Corporation, a shareholder owned, government-sponsored enterprise organized and existing under the laws of the United States, by Assignment of Security Instrument dated as of April 1, 2011, filed as Document No. 4064459.

Consent to Mortgages and Agreements; Subordination by City and County of Honolulu, a municipal corporation, dated April 1, 2011, filed as Document No. 4064471 and 4064472 and recorded as Document Nos. 2011-060142 and 2011-060143.

Amendment by Partition Deed to Co-Owners and Quitclaim; Consent; Amendment of Mortgages and Regulatory Agreements; Confirmation of Priority of Mortgage Liens and Regulatory Agreements; Release of Interests; and Release of Deed Exceptions and Reservations dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by U.S. Bank National Association, a national association, as Trustee, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110026A through A-50110026C.

7. That certain Multifamily Mortgage, Assignment of Rents, Security Agreement and Financing Statement (Hawaii) (For Use With Bond Enhancements – Revision Date 6-15-2006) dated as of April 1, 2011, made by Ewa Homes, L.P., a Hawaii limited partnership, in favor of Federal Home Loan Mortgage Corporation, a shareholder owned, government-sponsored enterprise organized and existing under the laws of the United States, filed as Document No. 4064458.

Assignment of Security Instrument (Bond Mortgage - for HUD Risk Share) dated April 1, 2011, recorded as Document No. 4064459.

Consent to Mortgages and Agreements; Subordination by City and County of Honolulu, a municipal corporation, dated April 1, 2011, filed as Document No. 4064471 thru 4064472 and recorded as Document Nos. 2011-060142 and 2011-060143.

Amendment by Partition Deed to Co-Owners and Quitclaim; Consent; Amendment of Mortgages and Regulatory Agreements; Confirmation of Priority of Mortgage Liens and Regulatory Agreements; Release of Interests; and Release of Deed Exceptions and Reservations dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Consent to Grants and Declarations; Subordination; Partial Release dated September 28, 2013, by Federal Home Loan Mortgage Corporation, a shareholder-owned, government - sponsored enterprise organized and existing under the laws of the United States, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110027A through A-50110027C.

8. The terms and provisions contained in that certain Intercreditor Agreement dated as of April 1, 2011, filed as Document No. 4064460, made by and among Hawaii Housing Finance and Development Corporation, Federal Home Loan Mortgage Corporation, U.S. Bank National Association, in its capacity as Trustee, and Wells Fargo Bank, National Association.

Consent to Mortgages and Agreements; Subordination by City and County of Honolulu, a municipal corporation of the State of Hawaii, dated as of April 1, 2011, filed as Document Nos. 4064471 and 4064472 and recorded as Document Nos. 2011-060142 and 2011-060143.

First Amendment to Intercreditor Agreement dated September 20, 2013 recorded as Document No. A-50780937.

9. The terms and provisions contained in that certain Declaration of Land Use Restrictive Covenants dated as of April 1, 2011, filed as Document No. 4064465, made by and between Ewa Homes, L.P., a Hawaii limited partnership, and Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, pursuant to Chapter 201H, Hawaii Revised Statutes (Rental Housing Trust Fund).

Consent to Mortgages and Agreements; Subordination by City and County of Honolulu, a municipal corporation, dated April 1, 2011, filed as Document No. 4064471 and 4064472 and recorded as Document Nos. 2011-060142 and 2011-060143.

Subordination Agreement FHLMC Form - July 2006 (Governmental Entity) (RHTF Loan) dated as of April 1, 2011, filed as Document No. 4064475, recorded as Document No. 2011-060144, by and among Federal Home Loan Mortgage Corporation, a shareholder-owned government sponsored enterprise organized and existing under the laws of the United States, U.S. Bank National Association, a national banking association, in its capacity as Trustee, and Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii; subordinates the above Regulatory Agreement to that certain Mortgage filed as Document No. 4064457 and that certain Mortgage filed as Document No. 4064458.

Consent by Borrower dated as of April 1, 2011, filed as Document No. 4064476, recorded as Document No. 2011-060145, by Ewa Homes, L.P., a Hawaii limited partnership.

Amendment by Partition Deed to Co-Owners and Quitclaim; Consent; Amendment of Mortgages and Regulatory Agreements; Confirmation of Priority of Mortgage Liens and Regulatory Agreements; Release of Interests; and Release of Deed Exceptions and Reservations dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

10. That certain Mortgage, Security Agreement and Financing Statement dated as of April 1, 2011, between Ewa Homes, L.P., a Hawaii limited partnership, and Hawaii Housing Finance and Development Corporation, a public body and body corporate and politic existing under the laws of the State of Hawaii, filed as Document No. 4064466.

Consent to Mortgages and Agreements; Subordination by City and County of Honolulu, a municipal corporation, dated April 1, 2011, filed as Document No. 4064471 and 4064472 and recorded as Document Nos. 2011-060142 and 2011-060143.

Subordination Agreement FHLMC Form - July 2006 (Governmental Entity) (RHTF Loan) dated as of April 1, 2011, filed as Document No. 4064475, recorded as Document No. 2011-060144, by and among Federal Home Loan Mortgage Corporation, a shareholder-owned government sponsored enterprise organized and existing under the laws of the United States, U.S. Bank National Association, a national banking association, in its capacity as Trustee, and Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii; subordinates the above Regulatory Agreement to that certain Mortgage filed as Document No. 4064457 and that certain Mortgage filed as Document No. 4064458.

Consent by Borrower dated as of April 1, 2011, filed as Document No. 4064476, recorded as Document No. 2011-060145, by Ewa Homes, L.P., a Hawaii limited partnership.

Amendment by Partition Deed to Co-Owners and Quitclaim; Consent; Amendment of Mortgages and Regulatory Agreements; Confirmation of Priority of Mortgage Liens and Regulatory Agreements; Release of Interests; and Release of Deed Exceptions and Reservations dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

11. The terms and provisions contained in Assignment of Leases and Rents, dated as of April 1, 2011, made by Ewa Homes, L.P., a Hawaii limited partnership, in favor of Hawaii Housing Finance and Development Corporation, a public body and body corporate and politic existing under the laws of the State of Hawaii, recorded in the Bureau as Document No. 2011-060141.

Consent to Mortgages and Agreements; Subordination by City and County of Honolulu, a municipal corporation, dated April 1, 2011, filed as Document No. 4064471 and 4064472 and recorded as Document Nos. 2011-060142 and 2011-060143.

Subordination Agreement FHLMC Form - July 2006 (Governmental Entity) (RHTF Loan) dated as of April 1, 2011, filed as Document No. 4064475, recorded as Document Nos. 2011-060144, by and among Federal Home Loan Mortgage Corporation, a shareholder-owned government sponsored enterprise organized and existing under the laws of the United States, U.S. Bank National Association, a national banking association, in its capacity as Trustee, and Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii; subordinates the above Regulatory Agreement to that certain Mortgage filed as Document No. 4064457 and that certain Mortgage filed as Document No. 4064458.

Amendment by Partition Deed to Co-Owners and Quitclaim; Consent; Amendment of Mortgages and Regulatory Agreements; Confirmation of Priority of Mortgage Liens and Regulatory Agreements; Release of Interests; and Release of Deed Exceptions and Reservations dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, recorded as Document No. A-50110033A through A-50110033C.

12. That certain Mortgage and Security Agreement - Ewa Villages Area H, dated April 1, 2011, by Ewa Homes, L.P., a Hawaii limited partnership, in favor of the City and County of Honolulu, a municipal corporation of the State of Hawaii, filed as Document No. 4064467.

Consent to Mortgages and Agreements; Subordination by City and County of Honolulu, a municipal corporation, dated April 1, 2011, filed as Document Nos. 4064471 and 4064472 and recorded as Document Nos. 2011-060142 and 2011-060143; re: subordinates the above mortgage to Mortgage filed as Land Court Document No. 4064466.

Subordination Agreement FHLMC Form – July 2006 (Governmental) (CITY/CDBG/Section 8 Funds Loan) dated as of April 1, 2011, filed as Document No. 4064478 by and among City and County of Honolulu, a municipal corporation of the State of Hawaii, U.S. Bank National Association, a national banking association, in its capacity as Trustee, and Federal Home Loan Mortgage Corporation, a shareholder-owned government sponsored enterprise organized and existing under the laws of the United States, subordinates the above mortgage to Mortgage filed as Document No. 4064457 and to Mortgage filed as Document No. 4064458.

Consent by Borrower dated as of April 1, 2011, filed as Document No. 4064479, by Ewa Homes, L.P., a Hawaii limited partnership.

Amendment by Partition Deed to Co-Owners and Quitclaim; Consent; Amendment of Mortgages and Regulatory Agreements; Confirmation of Priority of Mortgage Liens and Regulatory Agreements; Release of Interests; and Release of Deed Exceptions and Reservations dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Consent to Grants and Declarations; Subordination dated September 20, 2013, recorded as Document Nos. A-50110029A through A-50110029C, by City and County of Honolulu.

13. That certain Mortgage (HOME Funds) dated as of April 1, 2011, made by Ewa Homes, L.P., a Hawaii limited partnership, in favor of Hui Kauhale, Inc., a Hawaii nonprofit corporation, filed as Document No. 4064468.

Consent to Mortgages and Agreements; Subordination by City and County of Honolulu, a municipal corporation, dated April 1, 2011, filed as Document Nos. 4064471 and 4064472 and recorded as Document Nos. 2011-060142 and 2011-060143.

Subordination Agreement FHLMC Form - July 2006 (Private Entity) (SPONSOR HOME LOAN) dated as of April 1, 2011, filed as Land Court Document No. 4064483, by and among Federal Home Loan Mortgage Corporation, a shareholder-owned government sponsored enterprise organized and existing under the laws of the United States, U.S. Bank National Association, a national banking association, in its capacity as Trustee, and Hui Kauhale, Inc., a Hawaii nonprofit corporation; re: subordinates the above mortgage to that certain Mortgage filed as Land Court Document No. 4064457 and that certain Mortgage filed as Land Court Document No. 4064458.

Consent by Borrower dated as of April 1, 2011, filed as Document No. 4064484, by Ewa Homes, L.P., a Hawaii limited partnership.

Amendment by Partition Deed to Co-Owners and Quitclaim; Consent; Amendment of Mortgages and Regulatory Agreements; Confirmation of Priority of Mortgage Liens and Regulatory Agreements; Release of Interests; and Release of Deed Exceptions and Reservations dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110030A through A-50110030C.

14. The terms and provisions contained in Declaration of Restrictive Covenants For Neighborhood Stabilization Program dated as of April 1, 2011, made by and among Ewa Homes, L.P., a Hawaii limited partnership, Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, pursuant to Chapter 201H, Hawaii Revised Statutes, filed as Document No. 4064469.

Consent to Mortgages and Agreements; Subordination by City and County of Honolulu, a municipal corporation, dated April 1, 2011, filed as Document Nos. 4064471 and 4064472 and recorded as Document Nos. 2011-060142 and 2011-060143.

Subordination Agreement FHLMC Form - July 2006 (Governmental Entity) (NSP Regulatory Agreement) dated as of April 1, 2011, filed as Document No. 4064486, by and among Federal Home Loan Mortgage Corporation, a shareholder-owned government sponsored enterprise organized and existing under the laws of the United States, U.S. Bank National Association, a national banking association, in its capacity as Trustee, and Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii; re: subordinates the above Declaration to that certain Mortgage filed as Land Court Document No. 4064457 and that certain Mortgage filed as Document No. 4064458.

Consent by Borrower dated as of April 1, 2011, filed as Land Court Document No. 4064487, by Ewa Homes, L.P., a Hawaii limited partnership.

Amendment by Partition Deed to Co-Owners and Quitclaim; Consent; Amendment of Mortgages and Regulatory Agreements; Confirmation of Priority of Mortgage Liens and Regulatory Agreements; Release of Interests; and Release of Deed Exceptions and Reservations dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

15. That certain Mortgage (NSP Funds) dated as of April 1, 2011, made by EWA Homes, L.P., a Hawaii limited partnership, in favor of Hui Kauhale, Inc., a Hawaii nonprofit corporation, filed as Document No. 4064470.

Consent to Mortgages and Agreements; Subordination by City and County of Honolulu, a municipal corporation, dated April 1, 2011, filed as Document Nos. 4064471 and 4064472 and recorded as Document Nos. 2011-060142 and 2011-060143.

Subordination Agreement FHLMC Form – July 2006) (Private Entity) (SPONSOR NSP LOAN) dated as of April 1, 2011, filed as Document No. 4064488, by and between U.S. Bank National Association, a national banking association, in its capacity as Trustee, Federal Home Loan Mortgage Corporation, a shareholder-owned government sponsored enterprise organized and existing under the laws of the United States, and Hui Kauhale, Inc., a Hawaii nonprofit corporation, subordinates the above mortgage to that certain Mortgage filed as Document No. 4064457 and that certain Mortgage filed as Document No. 4064458.

Consent by Borrower dated as of April 1, 2011, filed as Document No. 4064489, by Ewa Homes, L.P., a Hawaii limited partnership.

Amendment by Partition Deed to Co-Owners and Quitclaim; Consent; Amendment of Mortgages and Regulatory Agreements; Confirmation of Priority of Mortgage Liens and Regulatory Agreements; Release of Interests; and Release of Deed Exceptions and Reservations dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110031A through A-50110031C.

16. Financing Statement by Ewa Homes, L. P., as Debtor, in favor of U.S. Bank National Association, in its capacity as Trustee, as Secured Party, recorded on April 12, 2011 as Document No. 2011-060147.

Amendment recorded as Document Nos. A-50110037A through A-50110037B on September 20, 2013.

Continuation recorded as Document No. A-58210694 on December 9, 2015.

Continuation recorded as Document No. A-76430723 on December 4, 2020.

17. The terms and provisions of the Partition Deed to Co-Owners and Quitclaim; Consent; Amendment of Mortgages and Regulatory Agreements; Confirmation of Priority of Mortgage Liens and Regulatory Agreements; Release of Interests; and Release of Deed Exceptions and Reservations dated September 20, 2013, recorded as Document Nos. A-50110011A through A-50110011M.

18. Grant of Drainage and Flowage Easements (Easements D, E and F) dated September 20, 2013, by Ewa Homes III, L. P., Ewa Homes, L. P., and Ewa Homes II, L. P., recorded as Document Nos. A-50110017A thru A-50110017D, as amended by Instrument dated October 27, 2015, recorded as Document No. A-57790667, cancelling Grant of Easement over Easement D and granting (a) a nonexclusive easement for storm water drainage purposes over, along, upon and through Lot 53, Easement 10 and Easement 11, as shown on File Plan 2496 and (b) a nonexclusive easement for surface run-off flowage purposes over, across and through the above mentioned Easements.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by U.S. Bank National Association, a national association, as Trustee, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110026A through A-50110026C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 28, 2013, by Federal Home Loan Mortgage Corporation, a shareholder-owned, government - sponsored enterprise organized and existing under the laws of the United States, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110027A through A-50110027C.

Consent to Grants and Declarations; Subordination dated September 20, 2013, by City and County of Honolulu and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110029A through A-50110029B.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110030A through A-50110030C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110031A through A-50110031C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document No. A-50110033A through A-50110033C.

Consent to Grants and Declarations; Subordination dated September 20, 2013, by City and County of Honolulu recorded as Document Nos. A-50110036A through A-50110036B.

19. The terms and provisions contained in Amended and Restated Use Restriction Agreement, HOME Program, Villages of Moa'e Ku – Phase One (Lots 2 and 4) dated September 20, 2013, by and among the City and County of Honolulu, a municipal corporation of the State of Hawaii, Ewa Homes, L.P., a Hawaii limited partnership, and Hui Kauhale, Inc., a Hawaii nonprofit corporation, recorded as Document Nos. A-50110018A thru A-50110018B.

Said Agreement amends and restates instrument dated --- (acknowledged November 28, 2006), filed as Land Court Document No. 3520903, as amended.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by U.S. Bank National Association, a national association, as Trustee, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110026A through A-50110026C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 28, 2013, by Federal Home Loan Mortgage Corporation, a shareholder-owned, government - sponsored enterprise organized and existing under the laws of the United States, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110027A through A-50110027C.

Consent to Grants and Declarations; Subordination dated September 20, 2013, by City and County of Honolulu and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110029A through A-50110029B.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110030A through A-50110030C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110031A through A-50110031C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hawaii Housing Finance and Development Corporation, a public body and a

body corporate and politic of the State of Hawaii, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document No. A-50110033A through A-50110033C.

20. The terms and provisions contained in Amended and Restated Use Restriction Agreement, HOMEPROGRAM – Villages of Moa'e Ku – Phase Three (Lot 3) HOME PROGRAM dated September 20, 2013, by and among the City and County of Honolulu, a municipal corporation of the State of Hawaii, Ewa Homes, L.P., a Hawaii limited partnership, and Hui Kauhale, Inc., a Hawaii nonprofit corporation, recorded as Document Nos. A-50110019A thru A-50110019B.

The foregoing Agreement restates and amends the original Agreement, dated November 30, 2006, filed as Land Court Document No. 3520903, as amended by Instrument dated November 30, 2006, filed as Land Court Document Nos. 3520909 through 3520910 and Instrument dated April 1, 2011, filed as Land Court Document No. 4064455.

Said above Amended and Restated Agreement was amended by instrument dated as of November 1, 2015, recorded as Document No. A-58090124. Consent given by Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, by instrument dated as of November 1, 2015, recorded as Document Nos. A-58090136A through A-58090136B, and by Hui Kauhale, Inc., a Hawaii nonprofit corporation, by instrument dated as of November 1, 2015, recorded as Document Nos. A-58090137A through A-58090137B.

Consent to Grants and Declarations; Subordination dated September 20, 2013, by City and County of Honolulu recorded as Document Nos. A-50110036A through A-50110036B.

21. The terms and provisions contained in Amended and Restated Use Restriction Agreement, CDBG PROGRAM, Villages of Moa'e Ku – Phase One (Lots 2 and 4) dated September 20, 2013, by and among the City and County of Honolulu, a municipal corporation of the State of Hawaii, Ewa Homes, L.P., a Hawaii limited partnership, and Hui Kauhale, Inc., a Hawaii nonprofit corporation, recorded as Document Nos. A-50110021A thru A-50110021B.

Said Agreement amends and restates instrument dated May 30, 2003, filed as Land Court Document No. 2936910, as amended.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by U.S. Bank National Association, a national association, as Trustee, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110026A through A-50110026C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 28, 2013, by Federal Home Loan Mortgage Corporation, a shareholder-owned, government - sponsored enterprise organized and existing under the laws of the United States, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110027A through A-50110027C.

Consent to Grants and Declarations; Subordination dated September 20, 2013, by City and County of Honolulu and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110029A through A-50110029B.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110030A through A-50110030C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110031A through A-50110031C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document No. A-50110033A through A-50110033C.

22. The terms and provisions contained in Second Amended and Restated Declaration of Covenants, Conditions and Restrictions for Ewa Villages Community dated June 20, 2006, filed as Land Court Document No. 3444261.

The foregoing includes, but is not limited to, matters relating to assessments, reservations, development restrictions, occupancy requirements.

The foregoing amends and restates that certain Declaration of Covenants, Conditions and Restrictions for the Ewa Villages Community dated March 24, 1995, filed as Land Court Document No. 2226687, Supplemental Declaration No. 1 dated June 16, 1995, filed as Land Court Document No. 2244349; and Supplemental Declaration No. 2 dated June 16, 1995, filed as Land Court Document No. 2244350, amended and restated by instrument dated April 18, 1996, filed as Land Court Document No. 2303135, Supplemental Declaration No. 3 dated April 18, 1996, filed as Land Court Document No. 2303136 and Instrument dated September 10, 1996, filed as Land Court Document No. 2466661.

Supplemented by Supplemental Declaration (Area H) Ewa Villages dated as of September 20, 2013, by the City and County of Honolulu, a municipal corporation of the State of Hawaii, as Declarant, recorded as Document Nos. A-50110024A through A-50110024C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by U.S. Bank National Association, a national association, as Trustee, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110026A through A-50110026C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 28, 2013, by Federal Home Loan Mortgage Corporation, a shareholder-owned, government - sponsored enterprise organized and existing under the laws of the United States, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110027A through A-50110027C.

Consent to Grants and Declarations; Subordination dated September 20, 2013, by City and County of Honolulu and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110029A through A-50110029B.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110030A through A-50110030C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110031A through A-50110031C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110033A through A-50110033C.

Consent to Grants and Declarations; Subordination dated September 20, 2013, by City and County of Honolulu recorded as Document Nos. A-50110036A through A-50110036B.

23. Agreement for Issuance of Conditional Use Permit Under Section 21-5.380 of the Land Use Ordinance (LUO) dated September 20, 2013, by Ewa Homes, L.P., and Ewa Homes III, L.P., recorded as Document No. A-50110025.

Unrecorded Agreement for Development of Villages at Moa'e Ku Phase One and Three Pursuant to Agreement for Issuance of Conditional Use Permit Under Section 21-5.38 of the Land Use Ordinance (LUO) dated November 1, 2015 by and between Ewa Homes, L.P., a Hawaii limited partnership, and Ewa Homes III, L.P., a Hawaii limited partnership.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by U.S. Bank National Association, a national association, as Trustee, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110026A through A-50110026C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 28, 2013, by Federal Home Loan Mortgage Corporation, a shareholder-owned, government - sponsored enterprise organized and existing under the laws of the United States, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110027A through A-50110027C.

Consent to Grants and Declarations; Subordination dated September 20, 2013, by City and County of Honolulu and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110029A through A-50110029B.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110030A through A-50110030C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110031A through A-50110031C.

Consent to Grants and Declarations; Subordination; Partial Release dated September 20, 2013, by Hawaii Housing Finance and Development Corporation, a public body and a

body corporate and politic of the State of Hawaii, and Ewa Homes, L.P., a Hawaii limited partnership, recorded as Document Nos. A-50110033A through A-50110033C.

Consent to Grants and Declarations; Subordination dated September 20, 2013, by City and County of Honolulu recorded as Document Nos. A-50110036A through A-50110036B.

24. The terms and provisions contained in Amended and Restated Use Restriction Agreement CDBG Program dated September 20, 2013, by City and County of Honolulu, Ewa Homes III, L.P., and Hui Kauhale, Inc., recorded as Document Nos. A-50110022A thru A-50110022B

The foregoing Agreement restates and amends the original Agreement, dated May 30, 2003, filed as Land Court Document No. 2936910, as amended by Instrument dated November 30, 2006, filed as Land Court Document Nos. 3520909 through 3520910 and Instrument dated April 1, 2011, filed as Land Court Document No. 4064455.

Consent to Grants and Declarations; Subordination dated September 20, 2013, by the City and County of Honolulu, recorded as Document Nos. A-50110036A through A-50110036B.

25. Grant in favor of Hawaiian Electric Company, Inc. and Hawaiian Telcom, Inc. dated March 12, 2014, recorded as Document No. A-51910353, granting a non-exclusive easement for utility purposes.

26. The terms and provisions contained in Declaration of Restrictive Covenants for Low-Income Housing Credits dated ---- (acknowledged April 21, 2014 and May 6, 2014) by Hawaii Housing Finance and Development Corporation and Ewa Homes, L.P., recorded as Document No. A-52420568.

27. The terms and provisions contained in Purchase Option and Right of First Refusal Agreement dated November 1, 2015, by Ewa Homes III, L.P., a Hawaii limited partnership, Alliant Credit Facility ALP, LLC, a Florida limited liability company, Alliant Credit Facility, Ltd., a Florida limited partnership, Alliant Ewa Villages III Hawaii, LLC, Florida limited liability company, and its successors and/or assigns, and Hui Kauhale, Inc.

28. Financing Statement by Ewa Homes III, L.P., as Debtor, and Citicorp USA, Inc., as Secured Party, recorded on November 25, 2015, as Document No. A-58070984.

Continuation recorded as Document No. A-75860377 on October 8, 2020.

Assignment to Citibank, N.A. recorded as Document No. A-83710334 on December 2, 2022.

Assignment to Citi Affordable Depositor LLC recorded as Document No. A-83750753 on December 6, 2022.

29. The terms and provisions contained in Regulatory Agreement and Declaration of Restrictive Covenants (Villages of Moa'e Ku Project) dated November 1, 2015, recorded as Document No. A-58090125 by Hawaii Housing Finance and Development Corporation, Ewa Homes III, L.P., and Citicorp USA, Inc., recorded as Document No. A-58090125.

The foregoing includes, but is not limited to, matters relating to use restrictions, occupancy requirements and restrictions, rental restrictions, sales and lease restrictions.

Consent to Mortgages and Agreements; Subordination dated November 1, 2015, by the City and County of Honolulu, a municipal corporation, recorded as Document Nos. A-58090135A thru A-58090135B.

30. Multifamily Mortgage, Assignment of Rents, Security Agreement and Financing Statement (Fixture Filing) (Hawaii) dated as of November 1, 2015, by Ewa Homes III, L.P., a Hawaii limited partnership, in favor of Hawaii Housing Finance and Development Corporation, a public body and body corporate and politic organized and existing under the laws of the State of Hawaii, recorded as Document No. A-58090126.

Above Mortgage by mesne assignments assigned to Wilmington Trust, National Association, a national banking association, in its capacity as Trustee for the registered Holders of FRETE 2022-ML13, Multifamily ML Certificates Series 2022-ML13, dated November 29, 2022, recorded as Document No. A-85370607.

Consent to Mortgages and Agreements; Subordination dated November 1, 2015, by the City and County of Honolulu, a municipal corporation, recorded as Document Nos. A-58090135A thru A-58090135B.

Consent to Grant; Subordination dated December 1, 2016, recorded as Document Nos. A-61910196A through A-61910196B by Citicorp USA, Inc., a Delaware corporation.

31. Mortgage, Security Agreement and Financing Statement (Rental Housing Revolving Fund) dated November 1, 2015, by Ewa Homes III, L.P., in favor of Hawaii Housing Finance and Development Corporation, recorded as Document No. A-58090129.

Consent to Mortgages and Agreements; Subordination dated November 1, 2015, by the City and County of Honolulu, a municipal corporation, recorded as Document Nos. A-58090135A thru A-58090135B.

Subordination and Intercreditor Agreement dated as of November 1, 2015, recorded as Document Nos. A-58090132A through A-58090132B, by and between Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, "Subordinate Lender", and Citicorp USA, Inc., a Delaware corporation, "Senior Lender"; subordinates said above Mortgage to the lien of that certain Multifamily Mortgage, Assignment of Rents, Security Agreement and Financing Statement (Fixture Filing) recorded as Document No. A-58090126.

Consent to Amendment; Subordination dated as of November 1, 2015, recorded as Document Nos. A-58090136A through A-58090136B, by and between Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, and Ewa Homes III, L.P., a Hawaii limited partnership; subordinates said above Mortgage to the lien of that certain Amendment No. 1 to Amended and Restated Use Restriction Agreement, Villages of Moa'e Ku - Phase Three (Lot 3), HOME Program, dated as of November 1, 2015, recorded as Document No. A-58090124.

First Amendment to Subordination and Intercreditor Agreement dated January 1, 2016, by and among Hawaii Housing Finance and Development Corporation, a public body and body corporate and politic of the State of Hawaii, ("Junior Lender") and Citicorp USA, Inc., a Delaware corporation ("Senior Lender"), and Ewa Homes III, L.P., a Hawaii limited partnership ("Borrower"), recorded as Document No. A-58930411.

32. Assignment of Leases and Rents (Rental Housing Revolving Fund) dated November 1, 2015, by Ewa Homes III, L.P., a Hawaii limited partnership, in favor of Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, recorded as Document No. A-58090130. (Consent thereto by the City and County of Honolulu, a municipal corporation, by instrument dated as of November 1, 2015, recorded as Document Nos. A-38090135A through A-58090135B.)

Subordination and Intercreditor Agreement dated as of November 1, 2015, recorded as Document Nos. A-58090132A through A-58090132B, by and between Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, "Subordinate Lender", and Citicorp USA, Inc., a Delaware corporation, "Senior Lender"; subordinates said above Mortgage to the lien of that certain Multifamily Mortgage, Assignment of Rents, Security Agreement and Financing Statement (Fixture Filing) recorded as Document No. A-58090126.

First Amendment to Subordination and Intercreditor Agreement dated January 1, 2016, by and among Hawaii Housing Finance and Development Corporation, a public body and body corporate and politic of the State of Hawaii, ("Junior Lender") and Citicorp USA, Inc., a Delaware corporation ("Senior Lender"), and Ewa Homes III, L.P., a Hawaii limited partnership ("Borrower"), recorded as Document No. A-58930411.

33. The terms and provisions contained in Declaration of Land Use Restrictive Covenants (Rental Housing Revolving Fund) dated November 1, 2015, recorded as Document No. A-58090131.

The foregoing includes, but is not limited to, matters relating to occupancy requirements and restrictions, use restrictions.

Subordination and Intercreditor Agreement dated as of November 1, 2015, recorded as Document Nos. A-58090132A through A-58090132B, by and between Hawaii Housing Finance and Development Corporation, a public body and a body corporate and politic of the State of Hawaii, "Subordinate Lender", and Citicorp USA, Inc., a Delaware corporation, "Senior Lender"; subordinates said above Mortgage to the lien of that certain Multifamily Mortgage, Assignment of Rents, Security Agreement and Financing Statement (Fixture Filing) recorded as Document No. A-58090126.

Consent to Mortgages and Agreements; Subordination dated November 1, 2015, by the City and County of Honolulu, a municipal corporation, recorded as Document Nos. A-58090135A thru A-58090135B.

First Amendment to Subordination and Intercreditor Agreement dated January 1, 2016, by and among Hawaii Housing Finance and Development Corporation, a public body and body corporate and politic of the State of Hawaii, ("Junior Lender") and Citicorp USA,

Inc., a Delaware corporation ("Senior Lender"), and Ewa Homes III, L.P., a Hawaii limited partnership ("Borrower"), recorded as Document No. A-58930411.

34. Mortgage (HOME) dated as of November 1, 2015, by by Ewa Homes III, L.P., a Hawaii limited partnership, in favor of Hui Kauhale, Inc., a Hawaii nonprofit corporation, recorded as Document Nos. A-58090133A thru A-58090133B. (Consent thereto by the City and County of Honolulu, a municipal corporation, by instrument dated as of November 1, 2015, recorded as Document Nos. A-38090135A through A-58090135B.)

Subordination and Intercreditor Agreement dated as of November 1, 2015, recorded as Document Nos. A-58090134A through A-58090134B, by and between Hui Kauhale, Inc., "Junior Lender", and Citicorp USA, Inc., a Delaware corporation, "Senior Lender"; subordinates said above Mortgage to the lien of that certain Multifamily Mortgage, Assignment of Rents, Security Agreement and Financing Statement (Fixture Filing) recorded as Document No. A-58090126.

Consent to Agreements; Subordination dated as of November 1, 2015, recorded as Document Nos. A-58090137A through A-58090137B, by and between Hui Kauhale, Inc., a Hawaii nonprofit corporation, and Ewa Homes III, L.P., a Hawaii limited partnership; subordinates said above Mortgage to the lien of that certain Amendment No. 1 to Amended and Restated Use Restrictions Agreement, Villages of Moa'e Ku - Phase Three (Lot 3), HOME Program, dated as of November 1, 2015, recorded as Document No. A-58090124.

First Amendment to Subordination and Intercreditor Agreement dated January 1, 2016, by and among Hui Kauhale, Inc., ("Junior Lender"), and Citicorp USA, Inc., a Delaware corporation ("Senior Lender"), and Ewa Homes III, L.P., a Hawaii limited partnership ("Borrower"), recorded as Document No. A-58930410.

35. Financing Statement by Ewa Homes, L. P., as Debtor, in favor of Hawaii Housing Finance and Development Corporation, as Secured Party, recorded on November 27, 2015 as Document No. A-58090138.

Continuation recorded as Document No. A-75980455 on October 20, 2020.

36. Financing Statement by Ewa Homes, L. P., as Debtor, in favor of Hui Kauhale, Inc., as Secured Party, recorded on November 27, 2015 as Document No. A-58090139.

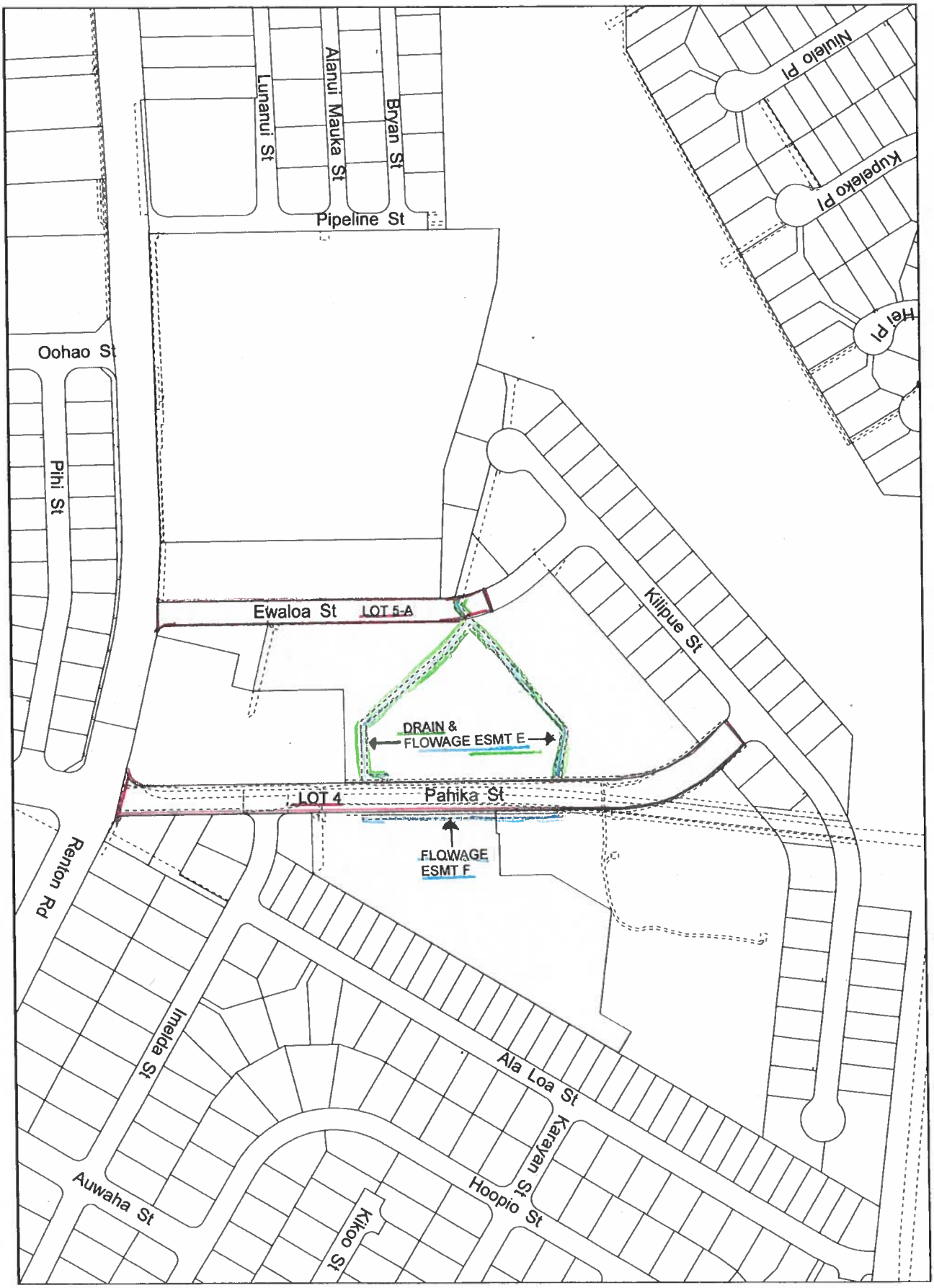
Continuation recorded as Document No. A-75980457 on October 20, 2020.

37. The terms and provisions contained in Shared Maintenance Agreement dated December 19, 2017, recorded as Document No. A-58090139 by Ewa Villages Owners Association, a Hawaii non-profit corporation, dba Associa Hawaii, Ewa Homes, L. P., a Hawaii limited partnership, Ewa Homes II, L. P., a Hawaii limited partnership, and Ewa Homes III, L. P., a Hawaii limited partnership.

38. The terms and provisions contained in Declaration of Restrictive Covenants for Low-Income Housing Credits, dated July 30, 2018, recorded as Document No. A-67920383.

39. The terms and provisions contained in unrecorded Joint Use and Maintenance of Community Center Agreement dated March 1, 2013, as amended by unrecorded Amended and Restated First Amendment to Joint Use and Maintenance of Community Center Agreement; Consent; Joinder dated November 25, 2015, by and among Ewa Homes, L.P., a Hawaii limited partnership ("EHLP"), Ewa Homes II, L.P., a Hawaii limited partnership ("EHII"), and Ewa Homes III, L.P., a Hawaii limited partnership ("EHIII"), regarding their respective rights and obligations regarding the use and maintenance of the recreational facilities constructed on Multifamily Development Lot 2, including the Community Center, a short form memorandum of which is dated November 25, 2015, recorded as Document No. A-69990581.

END OF EXHIBIT "A"


Nuielo Pl
Kupeleko Pl
Hei Pl
Lunanui St
Alanui Mauka St
Bryan St
Pipeline St
Oohao St
Pihi St
Ewaloa St
LOT 5-A
Kilipue St
DRAIN &
FLOWAGE ESMT E
LOT 4
Pahika St
FLOWAGE
ESMT F
Renton Rd
Imelda St
Ala Loa St
Kalayan St
Hoopio St
Auwaha St
Kikoo St