#1562

State of Hawaii
Department of Land & Natural Resources
Division of Forestry and Wildlife
1151 Punchbowl Street
Honolulu, Hawaii 96813

ENDANGERED SPECIES
ENHANCEMENT OF SURVIVAL
Permit No. T&E ES-01
Date of Issue: APR 3 2002

Valid Until: 1 year from date of issue

ENDANGERED SPECIES PERMIT
For the purpose of:

ENHANCEMENT OF SURVIVAL

The Department of Land and Natural Resources hereby grants permission under the authority of §195D-4(f) Hawaii Revised Statutes and all other applicable laws, to:

Cyanotech Corporation
Hawaiian Ocean Science and Technology Park
73-4460 Queen Kaahumanu Highway #102
Kailua-Kona, Hawaii 96740

To: take, if such taking is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity;

For the purpose of: enhancing the species' survival by researching effective ways to prevent stilts from nesting adjacent to hazardous aquaculture sites and promoting stilt nesting in a protected area;

The following species:

Common Name	Scientific Name	No. of Specimens	Location
Hawaiian stilt, ae'o	*Himantopus mexicanus knudseni*	20-30 Hawaiian stilts may be incidentally taken	Lands controlled by Cyanotech Corporation on the Island of Hawai'i.

Subject to the following conditions:

1. This permit only authorizes the permittee to incidental take of Hawaiian Stilt on lands controlled by Cyanotech Corporation at the time this permit is issued.
2. This permit is valid only if Cyanotech Corporation abides by the terms and conditions of the Federal Conservation Plan for Hawaiian Stilt at Cyanotech Aquaculture Facility, Keahole Point, Hawaii.
3. This permit is valid only if accompanied by the proper federal permit:

   USFWS 10(a)(1)(A) permit no. TE 051040-0

4. This permit shall become valid upon completion of the following:
   i. A legal representative of Cyanotech Corporation has acknowledged understanding and agreement to abide by its conditions by signing two copies of Attachment 1, which is attached hereto and made a part of this permit.
   ii. Both copies of the signed permit must be returned to the Division of Forestry and Wildlife. Upon approval by the Chairperson of the Board of Land and Natural Resources, a copy of the permit will be returned to the applicant.
5. The Board may suspend or revoke this permit if the Federal Conservation Plan for Hawaiian Stilt at Cyanotech Aquaculture Facility, Keahole Point, Hawaii USFWS 10(a)(1)(A) permit no. TE 051040-0 is suspended or revoked. The Board may also suspend or revoke this permit in accordance with applicable laws and regulations in force during the term of the permit.

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GILBERT S. COLOMA-AGARAN, Chairperson and Member
Board of Land and Natural Resources

cc: / / DOFAW Hawaii Branch Manager, Jon Giffin
/ / DOCARE
/ / Senior Resident Agent, USFWS-Law Enforcement, Honolulu
/ / USFWS Pacific Islands Office, Honolulu

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Attachment No. 1 to PROTECTED WILDLIFE PERMIT No. WLIT-02

The undersigned has read, understand and hereby agree to abide by permit conditions 1 - 5 stipulated on pages 1 and 2 in PROTECTED WILDLIFE PERMIT No. WLIT-02.

CYANOTECH CORPORATION

By: Gerald M Cysewski
President + CEO

Date: March 5, 2002