



8. I plan to continue to visit many of the east Maui streams this year and in future years.

9. I have hiked to or along the following streams in east Maui: Honopou, Hoolawa ili'ili, Hoolawa nui, Honokala, Mokupapa, Waipio, Waipioiki/Kapalaea, Puolua, Hanehoi, West Hanehoi, Huelo, Hoalua, Hanawana, Kailua, Nailiilihaele, Puehu, Oopuola, Ka'aiea, Kolea, Waiakamoi, Waihinepe'e, Puohakamoa, Haipuaena, Punalau, Honomanu, Nua'ailua, Piina'au, Waiokamilo, Wailuanui, West Wailua iki, East Wailuaiki, Kopiliula, Waiohue, Paakea, Waiakea, Kapaula, Hanawi and Makapipi.

10. In 2018, I submitted written testimony and testified in person to the BLNR on the continuation of the revocable permits. One of the points I made was that it did not appear that A&B and EMI had cleaned up the trash that litters public land. The Sierra Club submitted photographs to DLNR showing some of the old pipes and debris.

11. On February 25, 26 and 27, 2020 I went on a site visit of east Maui streams with EMI's manager Mark Vaught, the Sierra Club's expert Michael Kido, the Sierra Club's attorney David Kimo Frankel, as well as other Sierra Club members.

12. Attached as Exhibit 103 is a photograph I took on or about February 25, 2020 that shows an old, abandoned, rusty pipe next to, and over, Ho'olawa Stream near intake W-20. The photograph fairly and accurately depicts what I saw that day.

13. Attached as Exhibit 104 is a photograph I took on or about February 25, 2020 that shows an old abandoned pipe in Hoalua Stream. The photograph fairly and accurately depicts what I saw that day.

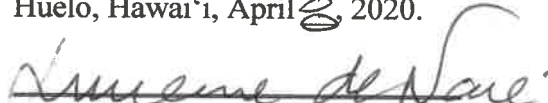
14. Attached as Exhibit 105 is a photograph I took on or about February 25, 2020 showing some of the metal pieces littering the ground in and near the dry streambed of

Hoolawanui Stream. The photograph fairly and accurately depicts what I saw that day.

15. Attached as Exhibit 106 is a photograph I took on or about February 25, 2020 that shows an old, abandoned pipe next to Ho'olawa Stream near intake W-20. The photograph fairly and accurately depicts what I saw that day.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: Huelo, Hawai'i, April 8, 2020.

  
LUCIENNE DE NAIE