

RECORDATION REQUESTED BY:

AFTER RECORDATION, RETURN TO:

LONE STAR HAWAII INC.  
1020-E Keolu Drive  
Kailua, Hawaii 96734

Attn: John Larson  
PH: 261-0876

RETURN BY: MAIL ( ) PICKUP (x)

73- 4316

STATE OF HAWAII  
BUREAU OF CONVEYANCES  
LIBER 8879 PAGE 471  
1973 JAN 18 PH 1:11

*[Signature]*  
REGISTERED CLERK

AMENDMENT TO DECLARATION OF  
PROTECTIVE PROVISIONS

WHEREAS, under that certain Declaration of Protective Provisions dated, April 1, 1965 and recorded in the Bureau of Conveyances of the State of Hawaii in Liber 5011 at Page 277, made by the TRUSTEES UNDER THE WILL AND OF THE ESTATE OF BERNICE PAUHI BISHOP, Deceased, hereinafter called "TRUSTEES", as owners and JOSEPH RODRIGUES PAO and MICHAEL THOMAS SCARFONE as "TENANTS", Lot 29 and Lot 42 as shown and described on File Plan 922, among other lots, were hereafter to be held, used, leased and conveyed subject to and with the benefit and protection of the restrictions, covenants, conditions, provisions and easements as set forth in the Declaration of Protective Provisions executed by the owners and Tenants, dated March 12, 1962 and recorded in said Bureau of Conveyances in Liber 4232 at Page 367, as amended; and

WHEREAS, the aforesaid Lots 29 and 42 have since been consolidated and resubdivided into Lots 1 to 10, inclusive, of File Plan 1035; and

WHEREAS, Lots 1 and 2 of File Plan 1035 have been consolidated and resubdivided into Lots A) and B as shown on Bishop Estate Map P. P. 1035; and

WHEREAS, Kaelepulu Company, Inc., through mesne assignments has succeeded to the interest of JOSEPH RODRIGUES PAO and MICHAEL THOMAS SCARFONE as "TENANTS" to the property concerned herein,

NOW THEREFORE, Trustees and Kaelepulu Company, Inc., hereby agree that said Lots A, B, 3, 4 and 10 shall be held, used, leased and conveyed subject to and with the benefit and protection of the restrictions, covenants, conditions, provisions and easements as set forth in said Declaration of Protective Provisions, dated April 1, 1965.

IN WITNESS WHEREOF, the Trustees and Kaelepulu Company, Inc., have executed these presents this 15<sup>th</sup> day of December, 1972.

APPROVED AS TO FORM,  
CONTENT & AUTHORIZATION  
*[Signature]*  
ITC DEPARTMENT

*[Signature]*

*[Signature]*

*[Signature]*

TRUSTEES OF THE ESTATE OF  
BERNICE PAUHI BISHOP

KAELEPULU COMPANY, INC.

By *[Signature]*  
Its EXECUTIVE VICE PRESIDENT

By *[Signature]*  
Its PRESIDENT

STATE OF HAWAII )  
CITY AND COUNTY OF HONOLULU )

SS.

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On this \_\_\_\_\_ day of DEC 26 1972, 1972,  
before me appeared Richard Lyman, Jr.

Frank E. Nickliff and Matsuo Takabuki,

three of the TRUSTEES OF THE ESTATE OF BERNICE PAUANI BISHOP,  
to me known to be the persons described in and who executed  
the foregoing instrument and severally acknowledged that they  
executed the same as their free act and deed as such Trustees.

**ELVERA BLACK**  
Notary Public, First Judicial Circuit  
State of Hawaii  
My Commission expires March 31, 1978

*Elvera Black*  
Notary Public, First Judicial  
Circuit, State of Hawaii

My commission expires: \_\_\_\_\_

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

On this 15<sup>th</sup> day of December, 1972,  
 before me appeared J. A. HOGAN and  
FRANCIS L. ADAMS, to me personally known,  
 who, being by me duly sworn, did say that they are the \_\_\_\_\_  
EXECUTIVE VICE PRESIDENT and VICE PRESIDENT,  
 respectively, of KAELEPULU COMPANY, INC., a Hawaii corpora-  
 tion, and that the seal affixed to the foregoing instru-  
 ment was signed and sealed in behalf of said corporation  
 by authority of its Board of Directors and said \_\_\_\_\_  
J. A. HOGAN and FRANCIS L. ADAMS,  
 acknowledged said instrument to be the free act and deed of  
 said corporation.

  
 \_\_\_\_\_  
 Notary Public, First Judicial  
 Circuit, State of Hawaii

My commission expires: \_\_\_\_\_ 1976