APPENDIX D
Quitclaim
Assignment of
Partial Interest in
Easement 7
IN WITNESS WHEREOF, the Assignor has executed this instrument this 17th day of March, 2011.

ALEXANDER & BALDWIN, INC.,
a Hawaii corporation

By:
Name: Nelson N.S. Chan
Title: Senior Vice President

CMBY 2011 INVESTMENT, LLC,
a Washington limited liability company

By JBGNE Investments, Inc.,
a Washington corporation
its Manager

By:
Name: ____________________________
Title: ____________________________

“Assignor”

“Assignee”

OUTCLAIM ASSIGNMENT OF PARTIAL INTEREST IN EASEMENT
(Easement 7)

KNOW ALL MEN BY THESE PRESENTS:

That ALEXANDER & BALDWIN, INC., a Hawaii corporation, of Honolulu, Hawaii, hereinafter called the “Assignor”, in consideration of the sum of Ten Dollars ($10.00) and other valuable consideration to it paid, the receipt of which is hereby acknowledged, does, to the extent permitted hereby assigns, transfers and quitclaims unto CMBY 2011 INVESTMENT, LLC, a Washington limited liability company, whose address is 1300 N. Holopono Street, Suite 201, Kihei, Hawaii 96753, as the owner of property identified as Tax Map Key No. (2)–3–8–008–015 (the “Property”), hereinafter called the “Assignee”, and its successors and assigns, WITHOUT RECOURSE AND WITHOUT REPRESENTATIONS OR WARRANTIES OF ANY KIND, a nonexclusive right, a partial interest, together with Assignor and any other persons or entities designated by Assignor from time to time, in the use of:

Easement 7, as described in Section 1(f) of that certain Order and Judgment on Declaration of Taking attached hereto and made a part hereof as Exhibit “A”;

TO HAVE AND TO HOLD the same unto the Assignee and its successors-in-interest to the Property.
IN WITNESS WHEREOF, the Assignor has executed this instrument this 17th day of March, 2011.

ALEXANDER & BALDWIN, INC., a Hawaii corporation

By: ____________________________________________
Name: Nelson N.S. Chun
Title: Senior Vice President

By: ____________________________________________
Name: Charles W. Loomis
Title: Assistant Secretary

"Assignor"

CMBY 2011 INVESTMENT, LLC,
a Washington limited liability company

By JSCNE Investments, Inc.,
a Washington corporation
Its Manager

By: ____________________________________________
Name: Ken Zarutsky
Title: Vice President

"Assignee"

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

On this 11th day of March, 2011, before me personally appeared NELSON N.S. CHUN, 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 capacity shown, having been duly authorized to execute such instrument in such capacity.

[Signature]
Notary Public, State of Hawaii
Printed Name: Pamela Simon
My commission expires: 9-13-2011

(Official Stamp or Seal)

NOTARY CERTIFICATION STATEMENT
Document Identification or Description: Quitclaim Partial Assignment of Easement Rights (Easement #7)
Doc. Date: ______________________, 2011
Jurisdiction: First Circuit
No. of Pages: 7
(in which notarial act is performed)

Signature of Notary
Date of Notarization and Certification Statement
Pamela Simon
(Printed Name of Notary) (Official Stamp or Seal)
STATE OF HAWAII

CITY AND COUNTY OF HONOLULU

On this 11th day of March, 2011, before me personally appeared CHARLES W. LOOMIS, 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 capacity shown, having been duly authorized to execute such instrument in such capacity.

Pamela Simon
Notary Public, State of Hawaii
Printed Name: Pamela Simon
My commission expires: 9-13-2011

Notary Certification Statement

Document Identification or Description: Quitclaim Partial Assignment of Easement Rights (Easement 7)
Doc. Date: __________ or □ Undated at time of notarization.
No. of Pages: 9
Jurisdiction: First Circuit
(in which notarial act is performed)

Pamela Simon
Signature of Notary
March 11, 2011
Date of Notarization and Certification Statement

Pamela Simon
Printed Name of Notary

STATE OF HAWAII

COUNTY OF MAUI

On this 11 day of March, 2011, before me personally appeared

JOHN ZAPOTOCKY, 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 capacity shown, having been duly authorized to execute such instrument in such capacity.

Mary Jo K. Cabral
Notary Public, State of Hawaii
Printed Name: Mary Jo K. Cabral
Expiration Date: December 9, 2013
My commission expires:

Notary Certification Statement

Document Identification or Description: Quitclaim Partial Assignment of Easement Rights (Easement 7)
Doc. Date: __________ or □ Undated at time of notarization.
No. of Pages: 9
Jurisdiction: Second Circuit
(in which notarial act is performed)

Mary Jo K. Cabral
Signature of Notary
March 11, 2011
Date of Notarization and Certification Statement

Mary Jo K. Cabral
Printed Name of Notary