

Kay, Christian

2018 JUN 12 PM 4 19

From: Katherine A. Garson <kgarson@carlsmith.com>
Sent: Tuesday, June 12, 2018 1:44 PM
To: Kay, Christian
Cc: Katherine Y. Luga; Steven S.C. Lim; Jackson, Maija
Subject: PR Mauna Kea LLC - Amendment to Condition 7 (Life of the Permit) LUC Docket No. SP90-374/Special Permit No. 724
Attachments: Final Plat Map for SUB 17-001692 Revised.pdf; Amended and Restated Affidavit of Miles S. Horie.pdf

PLANNING DEPARTMENT
COUNTY OF HAWAII

Christian,

Upon reviewing the exhibits attached to the above-referenced Special Permit Application - Amendment to Condition No. 7 (Life of the Permit) ("Application"), we discovered that Exhibit 5 (Subdivision Map (SUB 17-001692) and Exhibit 12 (Affidavit of Miles S. Horie, Metes and Bounds Description) were attached in error.

Attached please find the Revised Subdivision Map (SUB-17-001692-Revised) to amend Exhibit 5 and the Amended and Restated Affidavit of Miles S. Horie, recorded as Doc A-6590621 on January 16, 2018, to amend Exhibit 12. The revised map and affidavit were necessary to accurately reflect the land area of the Remainder Lot, not the Property subject to the Application. These documents were properly referenced in the Application.

We apologize for any inconvenience.

Please let us know if you have any questions.

KATHERINE A. GARSON
Partner | Carlsmith Ball LLP

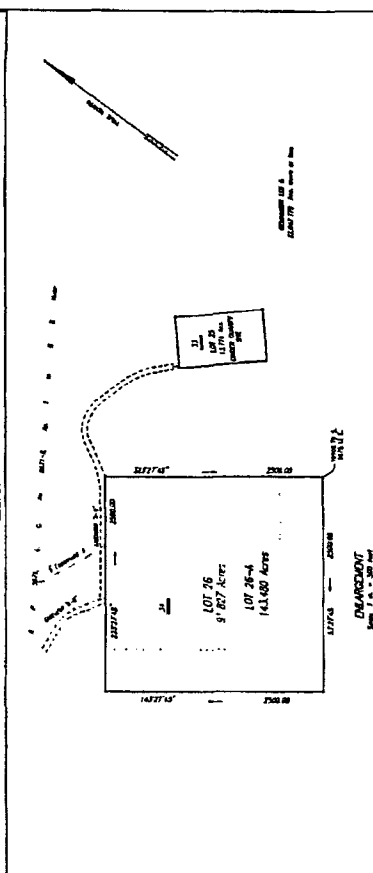
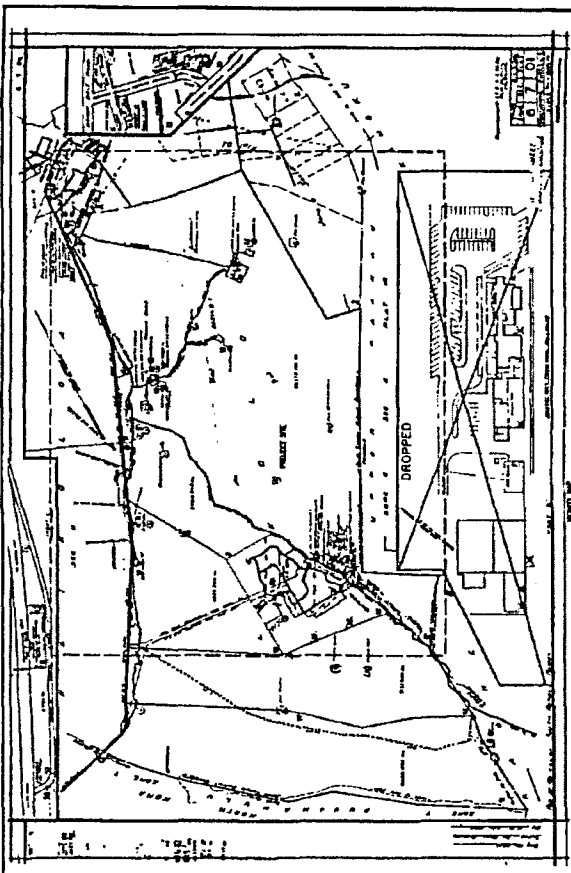
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A LIMITED LIABILITY LAW PARTNERSHIP

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IMPORTANT/CONFIDENTIAL:

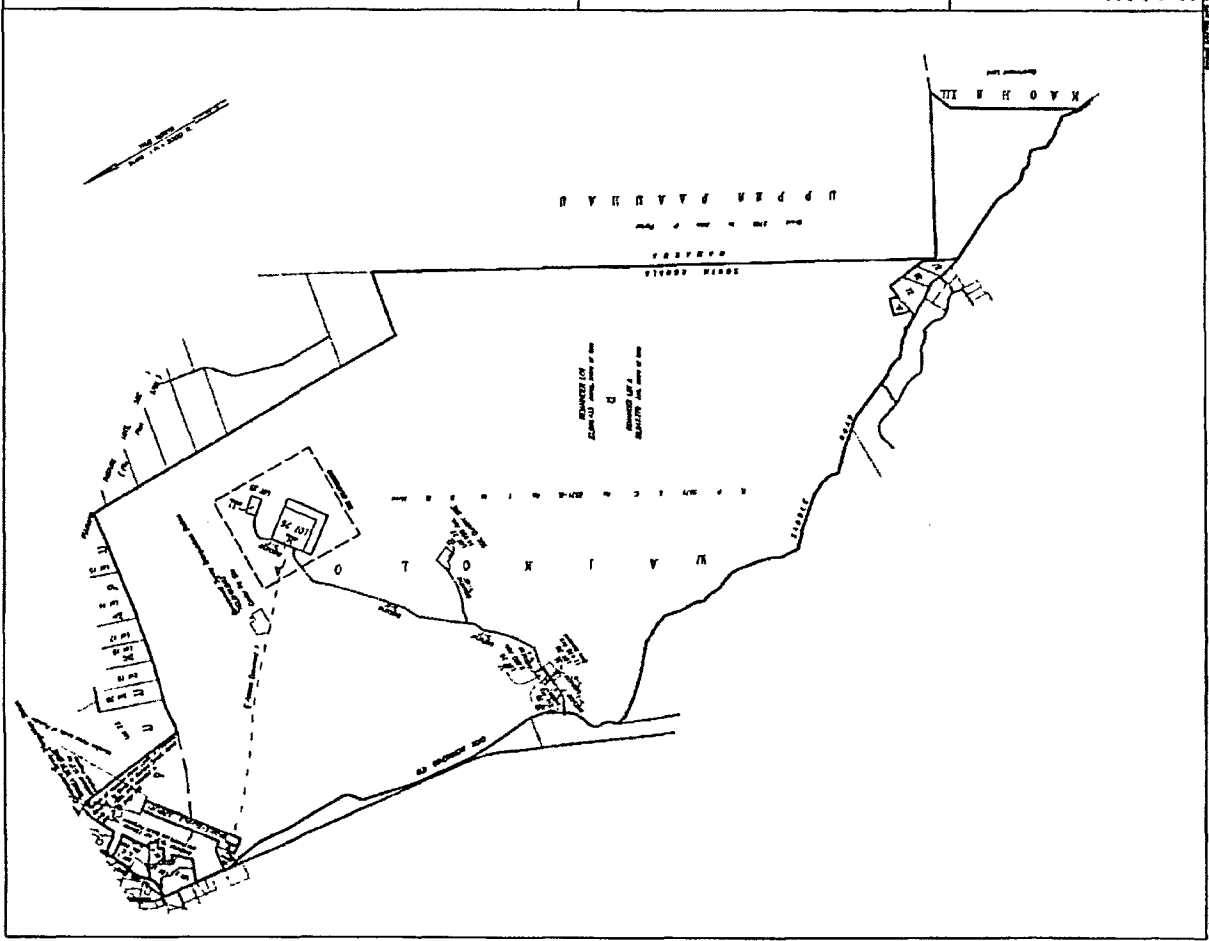
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118901



EMBARCMENT
 DISTRICT OF COLUMBIA

APPROVED FOR
 CONSTRUCTION OF LOT 76 AND REMOVAL OF
 ALL BUILDINGS AND OTHER IMPROVEMENTS
 ON THE SITE OF THE OLD BARRACKS LOT 76
 AND LOT 25-A AND REMOVAL OF LOT 76
 BEING THE SITES OF THE DISTRICT OF COLUMBIA
 DISTRICT OF COLUMBIA, LOCAL COMMISSIONER
 DISTRICT OF COLUMBIA, DISTRICT OF COLUMBIA
 DISTRICT OF COLUMBIA, DISTRICT OF COLUMBIA
 DISTRICT OF COLUMBIA, DISTRICT OF COLUMBIA
 DISTRICT OF COLUMBIA, DISTRICT OF COLUMBIA
 DISTRICT OF COLUMBIA, DISTRICT OF COLUMBIA



THE ORIGINAL OF THE DOCUMENT
RECORDED AS FOLLOWS:
STATE OF HAWAII

BUREAU OF CONVEYANCES

DOCUMENT NO Doc A - 65900621

DATE - TIME January 16, 2018 3:29 PM

LAND COURT

REGULAR SYSTEM

Return By Mail Pick-Up To:

CARLSMITH BALL LLP
121 Waianuenue Avenue
Hilo, Hawaii 96720

Attention: Steven S.C. Lim
Telephone: (808) 935-6644

(This document consists of 7 pages.)

TITLE OF DOCUMENT:

AMENDED AND RESTATED
AFFIDAVIT OF MILES S. HORIE

TAX MAP KEYS: (3) 6-7-001:portion of 025 and 034

4841-8431-9545/ 1-08-18

AMENDED AND RESTATED
AFFIDAVIT OF MILES S. HORIE

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

MILES S. HORIE, being first duly sworn on oath, deposes and says that:

1. I am a Licensed Professional Land Surveyor, Certificate No. LS-10007, in the County and State of Hawaii.
2. Attached hereto as Exhibit A is true and correct copy of the letter from the Planning Director of the County of Hawaii, dated December 20, 2017, granting approval of the revised final plat map for the consolidation of Lot 26 and Remainder Lot and resubdivision into Lots 26-A and Remainder Lot, under Final Subdivision Approval No. SUB-17-001692-Revised, situate at Pu'ukapu and Waikoloa, Waimea, District of South Kohala, Island and County of Hawaii, State of Hawaii.
3. Attached hereto as Exhibit B is a true and correct reduced copy of the certified Revised Map, depicting the above-described subdivision.
4. Attached hereto as Exhibit C is a true and correct copy of the metes and bounds description for Lot 26-A, containing an area of 143.480 acres, more or less.
5. The Remainder Lot contains an area of 22,047.779 acres, more or less.
6. This Affidavit is made in accordance with Hawaii Revised Statutes, Section 502-17(d).

This Amended and Restated Affidavit amends, restates, and supersedes the Affidavit of Miles S. Horie, recorded at the Bureau of Conveyances of the State of Hawaii on July 19, 2017, as Document No. A-64090829.

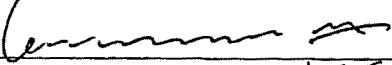
DATED: Honolulu, Hawaii, January 8, 2018.

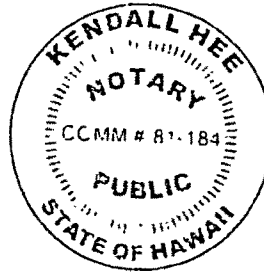
FURTHER YOUR AFFIANT SAYETH NAUGHT.



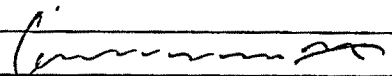
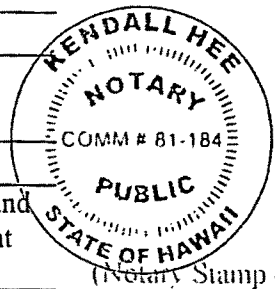
MILES S. HORIE

Subscribed and sworn (or affirmed) before me this 8th day of JANUARY, 2018.


Name: KENDALL HEE
Notary Public, State of Hawaii



My commission expires: 3-11-2021

NOTARY CERTIFICATION STATEMENT	
Document Identification or Description:	<u>Amended and Restated Affidavit of Miles S. Horie</u>
Document Date:	<u>1-8-18</u>
No. of Pages:	<u>1</u>
Jurisdiction (in which notarial act is performed):	<u>First Circuit</u>
 Signature of Notary	Date of Notarization and Certification Statement
<u>KENDALL HEE</u> Printed Name of Notary	 (Notary Stamp or Seal)

Harry Kim
Mayor



Michael Yee
Director

Daryn Arai
Deputy Director

West Hawaii Office
74-5044 Ane Keohokaloale Hwy
Kailua-Kona, Hawaii 96740
Phone (808) 323-4770
Fax (808) 327-3563

County of Hawai'i
PLANNING DEPARTMENT

East Hawaii Office
101 Pauahi Street, Suite 3
Hilo, Hawaii 96720
Phone (808) 961-8288
Fax (808) 961-8742

December 20, 2017

Steven S.C. Lim, Esq.
Carlsmith Ball LLP
A Limited Liability Law Partnership
121 Waiuanue Avenue
Hilo, HI 96720

Dear Mr. Lim:


REVISED FINAL PLAT MAP
SUBDIVIDER: PR MAUNA KEA, LLC
Consolidation Lot 26 & Remainder Lot,
And Resubdivision into Lot 26-A & Remainder Lot A,
Pu'ukapu & Waikoloa, Waimea, South Kohala, Island of Hawai'i, Hawai'i
TMK: 6-7-001:025 & 034 (Final Subdivision Approval No. SUB-17-001692)

This is to acknowledge receipt of ten (10) copies of the revised final plat map dated December 11, 2017, for the referenced subdivision application. This revised final plat map accurately reflects the land area of Remainder Lot consisting of 22,047.779 acres.

Please be advised that we have certified the revised final plat map of which three (3) are enclosed. Copies of the revised final plat map have been circulated to the listed officers for their files.

Should you have any questions, please feel free to contact Ed Cheplic of this department.

Sincerely,


MICHAEL YEE
Planning Director

ETC:lnm
Coh33\planning\public\Admin Permits Division\Subdivision\2017\2017 4\FSA-SUB-17-001692PRMaunaKearREVFPM 12-20-17

Encs.: 3 Certified Revised FPM (SUB-17-001692-Revised)

www.cohplanningdept.com

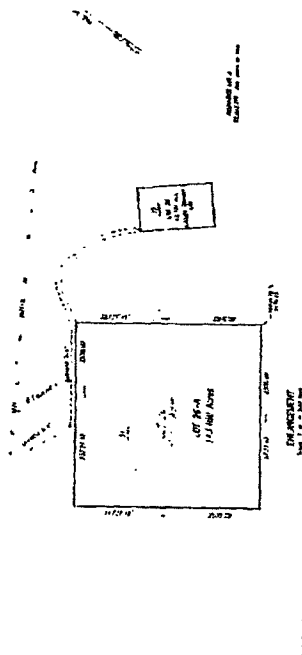
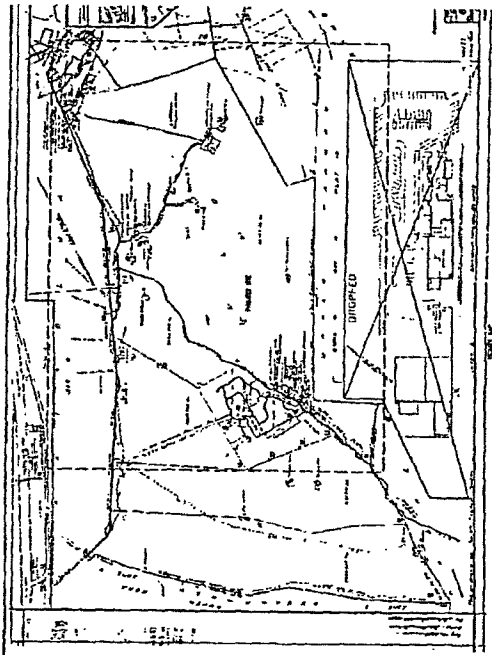
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planning@hawaii-county.gov

EXHIBIT A

Steven S.C. Lim, Esq.
Carlsmith Ball LLP
A Limited Liability Law Partnership
Page 2
December 20, 2017

xc: Manager, DWS w/Certified Revised FPM
 Director, DPW w/Certified Revised FPM
 District Environmental Health Program Chief, DOH w/Certified Revised FPM
 Planning Department-Kona w/Certified Revised FPM
 Real Property Tax Division-Kona w/Certified Revised FPM
 Tax Maps and Records Supervisor w/Certified Revised FPM
 PR Mauna Kea, LLC
 Blaine W. Ito, LPLS, Engineers Surveyors Hawai'i, Inc.
 Miles S. Horie, LPLS, Engineers Surveyors Hawai'i, Inc.



GENERAL NOTES

1. THIS PLAN IS FOR INFORMATION ONLY AND IS NOT TO BE USED FOR CONSTRUCTION PURPOSES.

2. ALL DIMENSIONS ARE IN FEET AND INCHES.

3. ALL ANGLES ARE IN DEGREES.

4. ALL DISTANCES ARE IN FEET.

5. ALL AREAS ARE IN SQUARE FEET.

6. ALL VOLUMES ARE IN CUBIC FEET.

7. ALL WEIGHTS ARE IN POUNDS.

8. ALL TEMPERATURES ARE IN DEGREES FAHRENHEIT.

9. ALL PRESSURES ARE IN POUNDS PER SQUARE INCH.

10. ALL SPEEDS ARE IN FEET PER SECOND.

11. ALL ACCELERATIONS ARE IN FEET PER SECOND SQUARED.

12. ALL ANGULAR VELOCITIES ARE IN DEGREES PER SECOND.

13. ALL ANGULAR ACCELERATIONS ARE IN DEGREES PER SECOND SQUARED.

14. ALL LINEAR VELOCITIES ARE IN FEET PER SECOND.

15. ALL LINEAR ACCELERATIONS ARE IN FEET PER SECOND SQUARED.

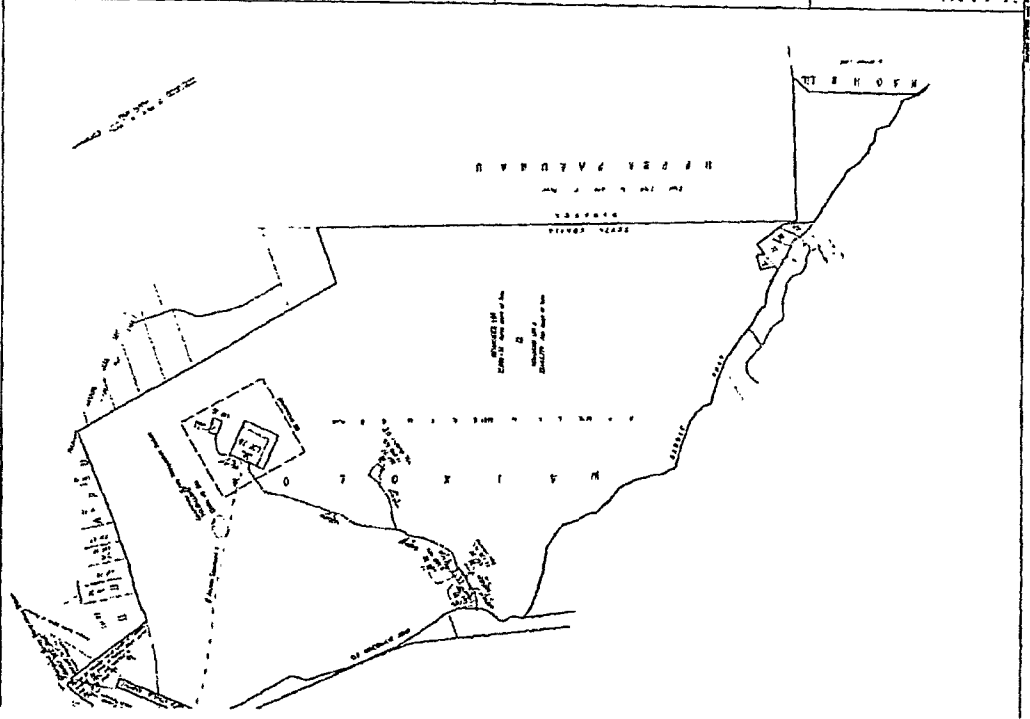


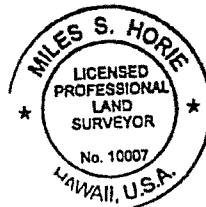
EXHIBIT B

LOT 26-A
BEING A PORTION OF ROYAL PATENT 5671,
LAND COMMISSION AWARD 8521-B, APANA 1 TO G. D. HUEU;
SITUATE AT WAIKOLOA, WAIMEA, SOUTH KOHALA, ISLAND OF HAWAII, HAWAII

Beginning at a 1/2" pipe, at the East corner of this parcel of land, the coordinates of which referred to Government Survey Triangulation Station "WAIMEA WEST BASE" being 18909.79 feet South and 9675.13 feet East and running by azimuths measured clockwise from true South:

1. 53° 27' 45" 2500.00 feet along remainder of Royal Patent 5671, Land Commission Award 8521-B, Apana 1 to G. D. Hueu, to a 1/2" pipe;
2. 143° 27' 45" 2500.00 feet along remainder of Royal Patent 5671, Land Commission Award 8521-B, Apana 1 to G. D. Hueu, to a 1/2" pipe;
3. 233° 27' 45" 2500.00 feet along remainder of Royal Patent 5671, Land Commission Award 8521-B, Apana 1 to G. D. Hueu, to a 1/2" pipe;
4. 323° 27' 45" 2500.00 feet along remainder of Royal Patent 5671, Land Commission Award 8521-B, Apana 1 to G. D. Hueu; to the point of beginning and containing an area of 143.480 Acres.

Together with, Easements A-3 to A-9, inclusive, for Access and Utility purposes.



1320 N School Street
Honolulu, Hawaii 96817
July 12, 2017
Tax Map Key: (3) 6-7-01: 34
Job No. 15-12.2

Description Prepared By:
ENGINEERS SURVEYORS HAWAII, INC.



Miles S. Horie exp. 4/30/18
Licensed Professional Land Surveyor
Certificate Number 10007

EXHIBIT C