

MICHAEL P. VICTORINO
Mayor

SCOTT K. TERUYA
Director

MAY-ANNE A. ALIBIN
Deputy Director



DEPARTMENT OF FINANCE
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.maui-county.gov

RECEIVED
2019 OCT -7 PM 2:44
OFFICE OF THE MAYOR

October 7, 2019

RECEIVED
2019 OCT -9 AM 9:57
OFFICE OF THE
COUNTY CLERK

Honorable Michael Victorino
Mayor, County of Maui
200 South High Street
Wailuku, Hawaii 96793

For Transmittal to:

APPROVED FOR TRANSMITTAL

Honorable Kelly King, Chair
And Members of the Maui County Council
200 South High Street
Wailuku, Hawaii 96793

[Signature] 10/8/19
Mayor Date

Dear Chair King and Maui County Council Members:

**SUBJECT: HALIIMAILE RESIDENTIAL LARGE LOT SUBDIVISION
ROAD WIDENING LOT, LOT 5-B
TMK: (2) 2-5-003-032 POR**

Pursuant to Section 3.44.015 H. of the Maui County Code, this letter shall serve as notice that the County of Maui has accepted a Warranty Deed for a Road Widening Lot by the Department of Public Works – Engineering Division. The parcel is identified by the subject Tax Map Key Number.

Please refer to enclosed Exhibit A for the Legal Description and Exhibit B for the location of the Road Widening Lot.

In addition, the Department of Public Works has provided additional information pursuant to Section 3.44.015, F.4 of the Maui County Code.

- 1) **County Funds:** \$12,600.00 from the Countywide Safety Improvement – Haliimaile Road Fund
- 2) **Purpose:** Haliimaile Road, Road Widening Lot

COUNTY COMMUNICATION NO. 19-413

Road Widening Lot, Lot 1-B
October 7, 2019
Page 2

- 3) **Standards:** The roadway lots were constructed to county standards and provides the necessary right-of-way width to service the surrounding area for general access purposes.

Thank you for your attention in this matter. Should you have any questions, please feel free to contact me at Ext. 7474.

Sincerely,



SCOTT K. TERUYA
Director of Finance

Enclosures

Cc: Rowena Dagdag-Andaya, Public Works Director

SKT/gmh

DESCRIPTION

**HALIIMAILE RESIDENTIAL LARGE LOT SUBDIVISION
LOT 5-B**

Being portions of Grant 3017 to Peter Genet and Grant 3565 to Haleakala Ranch Company situated at Hokuula, Kailua, Makawao, Island and County of Maui, State of Hawaii.

Beginning at the East corner of this parcel on the Northwesterly side of Haliimaile Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "AHUPAI" being:

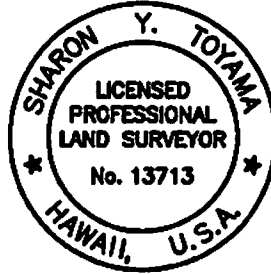
5,454.67 feet North

6,338.95 feet West

and running by azimuths measured clockwise from True South:

1. 56° 23' 04" 2,146.13 feet along the Northwesterly side of Haliimaile Road, being also the remainders Grant 3017 to Peter Genet and Grant 3565 to Haleakala Ranch Company;
2. 146° 49' 45" 15.00 feet along a jog on the Northwesterly side of Haliimaile Road and Lot 5-A, being also the remainder of Grant 3565 to Haleakala Ranch Company;
3. 236° 23' 04" 2,140.14 feet along Lot 5-A, being also the remainders of Grant 3565 to Haleakala Ranch Company and Grant 3017 to Peter Genet;
4. 305° 00' 00" 16.10 feet along Lot 4, being also the remainder of Grant 3017 to Peter Genet to the point of beginning and containing an area of 32,146 Square Feet.

This work was prepared by me
or under my supervision.



FUKUMOTO ENGINEERING, INC.

Sharon Y. Toyama

Sharon Y. Toyama
Licensed Professional Land Surveyor
Certificate Number 13713
License Expires: 4/30/20

1721 Wili Pa Loop, Suite 203
Wailuku, Hawaii 96793
March 27, 2019

COM70

BEING A PORTION OF THE PREMISES ACQUIRED BY DEED

GRANTOR : ALEXANDER & BALDWIN, LLC

GRANTEE : MP EAST A, LLC

Dated : December 20, 2018

Recorded : Document No. A-69320083

SUBJECT, HOWEVER, to the following:

1. Mineral and water rights of any nature.

2. LEASE

TO : MAUI ELECTRIC COMPANY, LIMITED and GTE HAWAIIAN TELEPHONE COMPANY INCORPORATED, now known as HAWAIIAN TELCOM, INC.

DATED : August 8, 1960

RECORDED : Liber 3906 Page 64

LEASING : rights-of-way, each twenty-five (25) feet in width, over, across, and under all lands owned by Hawaiian Commercial and Sugar Company, Limited, a Hawaii corporation, for a term of 35 years from the date hereof and thereafter from year to year until terminated

3. Drainage Reserve as shown on survey map dated October 27, 2005, last revised April 9, 2009, approved by the County of Maui, Department of Public Works, on May 4, 2009, Subdivision File No. 2.2958.

No building, building construction to occur in the Drainage Reserve area unless contours and the 100 year flood inundation limits are provided, as set forth on survey map dated October 27, 2005, last revised April 9, 2009, approved by the County of Maui, Department of Public Works, on May 4, 2009, Subdivision File No. 2.2958.

4. Restriction of rights of vehicle access into and from HALEAKALA HIGHWAY (F.A.P NO. F-097-1 (6), pursuant to the rights acquired by the STATE OF HAWAII, by Deed dated June 1, 1972, recorded in Liber 8382 at Page 426.

5. Restriction of rights of vehicle access into and from HALEAKALA HIGHWAY (HALEAKALA HIGHWAY WIDENING, Hana Highway to Pukalani ByPass, PROJECT NO. 37B-03-94), except where such access is permitted, pursuant to the rights of access acquired by the STATE OF HAWAII by Final Order of Condemnation dated June 13, 2007, filed on June 14, 2007, in the Circuit Court of the Second Circuit Court, State of Hawaii in Civil No. 05-1-0189 (1), recorded as Document No. 2007-108902.

6. The terms and provisions contained in the following:

INSTRUMENT: SUBDIVISION AGREEMENT (AGRICULTURAL USE)

DATED : April 9, 2008

RECORDED : Document No. 2008-061473

PARTIES : ALEXANDER & BALDWIN, INC., "Owner", and the COUNTY OF MAUI, through its Department of Planning, a body politic and corporate, and a political subdivision of the State of Hawaii

7. The terms and provisions contained in the following:

INSTRUMENT: AGREEMENT FOR ALLOCATION OF FUTURE SUBDIVISION POTENTIAL

DATED : September 25, 2008

RECORDED : Document No. 2008-155298

PARTIES : ALEXANDER & BALDWIN, INC., "Subdivider", and COUNTY OF MAUI, through its Department of Public Works, a political subdivision of the State of Hawaii, "County"

ABOVE AGREEMENT FOR ALLOCATION OF FUTURE SUBDIVISION POTENTIAL AMENDED BY INSTRUMENT

DATED : April 25, 2017

RECORDED : Document No. A-63440200

RE : changing the allocation of lots

8. **GRANT**

TO : ALEXANDER & BALDWIN, LLC, a Delaware limited liability company

DATED : December 20, 2018

RECORDED : Document No. A-69360346A thru A-69360346B

GRANTING : an agricultural preservation and conservation easement being more particularly described therein

9. Claims arising out of customary and traditional rights and practices, including without limitation those exercised for subsistence, cultural, religious, access or gathering purposes, as provided for in the Hawaii Constitution or the Hawaii Revised Statutes.

10. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other matters which a correct survey or archaeological study would disclose.

11. Any unrecorded leases and matters arising from or affecting the same.

END OF EXHIBIT "A"

**HALIMALE RESIDENTIAL
LARGE LOT SUBDIVISION**

**SUBDIVISION OF LOT 5
INTO LOT 5-A AND LOT 5-B**

BEING PORTIONS OF GRANT 2043 TO HENNER AND HENNER, GRANT
2026 TO WILLIAM FREDMAN, GRANT 2017 TO PETER GENET, AND
GRANT 2043 TO HALIMALE RANCH COMPANY

HONOLULU, KAUAI, MAKAHOUA, MAUI, HAWAII

DATE: 1-11-82 P.M.

FILE NO. 1982-0011

PREPARED FOR:
STATE OF HAWAII
DEPT. OF LAND AND NATURAL RESOURCES

PREPARED BY:
THE HONOLULU ENGINEERING & SURVEYING COMPANY
1000 KALANIANA'OHU BLVD., SUITE 1000
HONOLULU, HAWAII 96813

SCALE:

AS SHOWN ON THIS MAP
1" = 100' (VERTICAL)
1" = 200' (HORIZONTAL)



THE STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
OFFICE OF THE ATTORNEY GENERAL
HONOLULU, HAWAII

NOTES:

1. ALL DIMENSIONS AND BEARING MEASUREMENTS GIVEN IN THIS MAP SHALL BE IN DECIMAL DEGREES, MINUTES AND SECONDS.
2. BEARING OF ADJACENT PARCELS ARE FROM RECORDS OF THE STATE ARCHIVES.
3. ALL ADJACENT PARCELS ARE SHOWN AS BEING IN GRANT. LOT 5-A CORNER BEARING IS FROM THE STATE ARCHIVES.
4. BEARING OF ALL LINES ARE AS SHOWN ON THIS MAP. ADJACENT PARCELS ARE SHOWN AS BEING IN GRANT. BEARING OF ALL LINES ARE AS SHOWN ON THIS MAP. ADJACENT PARCELS ARE SHOWN AS BEING IN GRANT. BEARING OF ALL LINES ARE AS SHOWN ON THIS MAP.
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12. THE BEARING OF ALL LINES ARE AS SHOWN ON THIS MAP. ADJACENT PARCELS ARE SHOWN AS BEING IN GRANT. BEARING OF ALL LINES ARE AS SHOWN ON THIS MAP.

EXHIBIT 'B'

