

ALAN M. ARAKAWA  
Mayor



COUNTY OF MAUI  
**DEPARTMENT OF FINANCE**  
200 S. HIGH STREET  
WAILUKU, MAUI, HAWAII 96793

March 13, 2017

RECEIVED

2017 MAR 14 AM 7:40  
DANILO T. AGSALOG  
Director  
OFFICE OF THE MAYOR  
MARK R. WALKER  
Deputy Director

Honorable Alan M. Arakawa  
Mayor, County of Maui  
200 South High Street  
Wailuku, Hawaii 96793

APPROVED FOR TRANSMITTAL  
  
Mayor Date 3/15/17

For Transmittal to:

Honorable Elle Cochran  
Chair, Infrastructure and Environmental Management Committee  
Maui County Council  
200 South High Street  
Wailuku, Hawaii 96793

Dear Chair Cochran:

**SUBJECT: PAUWELA ROAD SUBDIVISION ROADWAY WIDENING  
LOT, LOT 5 (TMK (2) 2-7-008:047) (IEM – 18)**

Pursuant to your request dated March 8, 2017, the following are the Finance Department's responses.

1. *Provide an overview/summary identifying size, length, square footage/acreage of lot dedication. (This information may be on the attached map, but to prevent misinterpreting the data a summary would be helpful)*

The Finance Department is not in receipt of this information, however, it can be obtained from the Department of Public Works, Development Services Administration

2. *Identify the rationale, specific subdivision or County condition, if any, that is requiring acquisition of the road widening lot dedication.*

The Finance Department is not in receipt of this information, however, it can be obtained from the Department of Public Works, Engineering Division.

3. *Specify details of the subdivision or related development the dedication will serve.*

The Finance Department is not in receipt of this information, however, it can be obtained from the Department of Public Works, Engineering Division.

4. *If County revenue was utilized for the acquisition, please indicate the amount.*

No County revenue was utilized for this acquisition.

5. *Outline details of how the dedication will enhance road conditions and vehicle traffic in the area.*

The Finance Department is not in receipt of this information, however, it can be obtained from the Department of Public Works, Engineering Division.

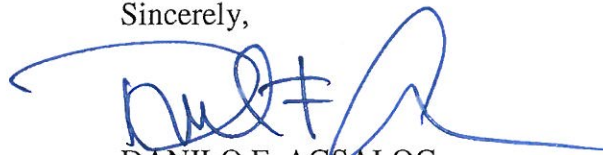
6. *Provide any easement documents that were executed for the road widening dedication.*

Unrecorded copy of the Warranty Deed is attached. Original document was rejected by the Bureau of Conveyances due to Grantor signature error. Error was corrected and document resubmitted for recordation.

The Finance Departments suggests to help improve efficiency in the future, that the originating department is contacted directly for further information. We will include the originating department in all future transmittals.

Should you have any questions, please do not hesitate to contact my office at x7844.

Sincerely,



DANILO F. AGSALOG  
Director of Finance

Xc: David Goode, Public Works Director

L-11D COURT		!	REGULAR SYSTEM
AFTER RECORDATION, RETURN BY:		MAIL (XX)	PICKUP ( )
COUNTY OF MAUI			
Department of Finance			
200 South High Street			
Wailuku, Hawaii 96793			

TRK No. (2) 2-7-008:047 Total No. of Pages: 11  
Subdivision File No. 2.3088

KNOW ALL MEN BY THESE PRESENTS:

Haiku, Hawaii 96708, (hereinafter the "Grantor"), pursuant to Section 3.44.015 F.4 of the Maui County Code, does hereby convey to the COUNTY OF MAUI, a political subdivision of the State of Hawaii, whose principal office and mailing address is 200 South High Street, Wailuku, Hawaii 96793, (hereinafter "Grantee"), that certain property situate at Pauwela, Makawao, Maui, Hawaii, more particularly

described and shown in Exhibit "A", attached hereto and incorporated herein by reference, unto the Grantee, as Tenant in Severalty, its legal successors and assigns, forever, including the reversions, remainders, rents, issues and profits thereof and all of the estate, right, title and interests of Grantor, both at law and in equity, therein and thereto.

TO HAVE AND TO HOLD the same, together with all buildings, improvements, tenements, rights, easements, hereditaments, privileges and appurtenances thereto belonging or appertaining, or held and enjoyed in connection therewith unto the Grantee according to the tenancy hereinabove set forth, absolutely and in fee simple, forever.

AND the Grantor hereby covenants with the Grantee that the Grantor is lawfully seized in fee simple of the described real and personal property and that the Grantor has good right to convey the same as aforesaid; that the property is free and clear of all encumbrances, except as may be described in Exhibit "A"; and the Grantor will WARRANT AND DEFEND the same unto Grantee, forever, against the lawful claims and demands of all persons.

It is understood and agreed that the term "property" shall be deemed to mean and include the property specifically described in Exhibit "A", all buildings and improvements thereon (including any personal property described in Exhibit "A") and all rights, easements, privileges and appurtenances in connection therewith, that the terms "Grantor" and "Grantee", as and when used herein, or any pronouns used in place thereof, shall mean and

include the masculine and/or feminine, the singular or plural number, individuals, firms or corporations, that the rights and obligations of the Grantor and Grantee shall be binding upon and inure to the benefit of their respective estates, heirs, personal representatives, successors in trust and assigns and that where there is more than one Grantor or Grantee, any covenants of the respective party shall be and for all purposes deemed to be joint and several.

IN WITNESS WHEREOF, the undersigned have executed this instrument on this 2nd day of February, 2017.

GRANTOR: PAUWELA FARMS, INC.

By Lawrence B. Linville 03/16/2015  
name: Lawrence B. Linville  
Its member

By Christian Linville 3/16/15  
name: Christian Linville  
Its member

By Hirokazu Nakajima 3/20/2015  
name: Hirokazu Nakajima  
Its member

By Julia Linville  
name: Julia Linville  
Its member

APPROVED AS TO FORM  
AND LEGALITY:

MICHAEL J. HOPPER  
Deputy Corporation Counsel  
County of Maui

REVIEWED AND APPROVED:

By

DAVID C. GOODE

Director of Public Works

ACCEPTED:

By

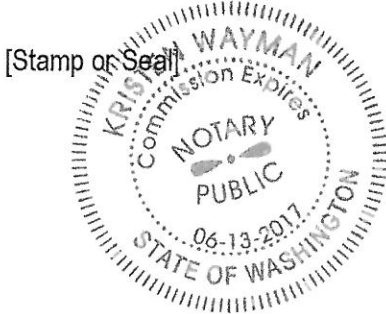
DANILO F. AGSALOG

Director of Finance

STATE OF ~~HAWAII~~ Washington )  
 ) SS.  
COUNTY OF King )

On this 16<sup>th</sup> day of March, 2015, before me personally appeared Lawrence B. Linville, to me personally known, who, being by me duly sworn or affirmed, did say that such person(s) executed the foregoing instrument as the free act and deed of such person(s), and if applicable in the capacities shown, having been duly authorized to execute such instrument in such capacities.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.



Kristen Wayman  
NOTARY PUBLIC, State of ~~Hawaii~~ WA  
Print Name Kristen Wayman  
My commission expires: 06/13/2017

NOTARY PUBLIC CERTIFICATION		
Doc. Date:	<u>16.MAR. 2015</u>	# Pages: <u>7</u>
Notary Name:	<u>Kristen Wayman</u>	Judicial Circuit: <u>2nd</u>
Doc. Description:	<u>Warranty Deed</u>	
Notary Signature:	<u>Kristen Wayman</u>	
Date:	<u>03/16/2015</u>	

A circular notary seal for Kristen Wayman, Notary Public, State of Washington. The seal includes the text "KRISTEN WAYMAN", "Commission Expires", "NOTARY PUBLIC", "06-13-2017", and "STATE OF WASHINGTON".

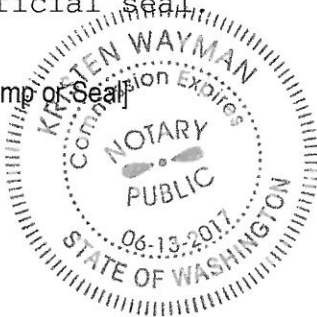


STATE OF Washington )  
COUNTY OF King ) SS.

On this 16<sup>th</sup> day of March, 2015, before me personally appeared Christian J. Linville, to me personally known, who, being by me duly sworn or affirmed, did say that such person(s) executed the foregoing instrument as the free act and deed of such person(s), and if applicable in the capacities shown, having been duly authorized to execute such instrument in such capacities.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

[Stamp or Seal]



Kristen Wayman  
NOTARY PUBLIC, State of ~~Hawaii~~ WA  
Print Name Kristen Wayman  
My commission expires: \_\_\_\_\_

#### NOTARY PUBLIC CERTIFICATION

Doc. Date: 16. MAR. 2015

# Pages: 7

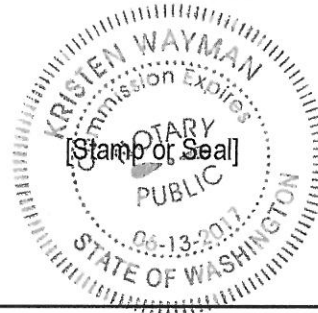
Notary Name: Kristen Wayman

Judicial Circuit: 2<sup>nd</sup>

Doc. Description: Warranty Deed

Notary Signature: Kristen Wayman

Date: 03/16/2015





STATE OF HAWAII )  
COUNTY OF Maui ) SS.

On this 20th day of March, 2015, before me personally appeared HIROKAZU NAKAJIMA, to me personally known, who, being by me duly sworn or affirmed, did say that such person(s) executed the foregoing instrument as the free act and deed of such person(s), and if applicable in the capacities shown, having been duly authorized to execute such instrument in such capacities.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

[Stamp or Seal]

Cristiane J Balmitero  
NOTARY PUBLIC, State of Hawaii  
Print Name Cristiane J Balmitero  
My commission expires: 11/16/18

LS

NOTARY PUBLIC CERTIFICATION			
Doc. Date:	<u>03/20/2015</u>	# Pages:	<u>7</u>
Notary Name:	<u>Cristiane J Balmitero</u>	Judicial Circuit:	<u>2nd</u>
Doc. Description:	<u>Warranty Deed</u>		
Notary Signature:	<u>Cristiane J Balmitero</u>		
Date:	<u>03/20/15</u>		

[Stamp or Seal]

LS

STATE OF HAWAII )  
COUNTY OF Maui ) SS.

On this 27<sup>th</sup> day of March, 2015, before me personally appeared Julia Linville, to me personally known, who, being by me duly sworn or affirmed, did say that such person(s) executed the foregoing instrument as the free act and deed of such person(s), and if applicable in the capacities shown, having been duly authorized to execute such instrument in such capacities.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

[Stamp or Seal]

L.S.



NOTARY PUBLIC, State of Hawaii

Print Name Serena L. Freitas

My commission expires: 9-28-2015

#### NOTARY PUBLIC CERTIFICATION

Doc. Date: 3/27/15

# Pages: 7

Notary Name: Serena L. Freitas

Judicial Circuit: 2nd

Doc. Description: Warranty Deed

Notary Signature: 

Date: 3/27/15

[Stamp or Seal]

L.S.

EXHIBIT "A"

LOT 5

(ROADWAY WIDENING LOT)

PAUWELA ROAD SUBDIVISION

SITUATED ON THE EASTERLY SIDE OF PAUWELA ROAD

AT PAUWELA, MAKAWAO, MAUI, HAWAII

Beginning at the Northwest corner of this Lot, along Pauwela Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAPUAI" being 8,800.06 feet North and 15,650.63 feet West and running by azimuths measured clockwise from True South:

1. 291° 16' 3.24 feet along the remainder of Grant 137 to Nahinu;
2. 359° 19' 347.83 feet along Lots 3, 4 and 2, Pauwela Road Subdivision;
3. Thence, along Lots 2 and 1, Pauwela Road Subdivision on a curve to the right with a radius of 392.00 feet, the radial azimuth to the point of curve being 269° 19' and the radial azimuth to the point of tangent being 279° 20', the chord azimuth and distance being:  
4° 19' 30" 68.44 feet;
4. 9° 20' 117.89 feet along Lot 1, Pauwela Road Subdivision;
5. 74° 46' 3.30 feet along the remainder of Grant 137 to Nahinu;
6. 189° 20' 92.74 feet along Pauwela Road;
7. 185° 43' 94.58 feet along Pauwela Road;

8. 179° 19' 348.83 feet along Pauwela Road to the point of beginning and containing an area of 1,753 Square Feet.



871 Kolu Street, Suite 201  
Wailuku, Hawaii 96793

March 11, 2015

This Description is subject  
to Final Subdivision Approval  
by the County of Maui  
(Subdivision File No. 2.3088)

R. T. TANAKA ENGINEERS, INC.

A handwritten signature in cursive script, appearing to read "Kirk T. Tanaka".

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Kirk T. Tanaka  
Licensed Professional Surveyor  
Certificate No. 7223-LS  
License Expires: April 30, 2016

Tax Map Key: (2) 2-7-08: 47  
 671 KULU STREET, SUITE 201  
 WAILUKU, MAUI, HAWAII 96793

# PAUWELA ROAD SUBDIVISION SUBDIVISION OF A PORTION OF GRANT 137 TO NAHINU INTO LOTS 1 TO 5, INCLUSIVE AT PAUWELA, MAKAWAO, MAUI, HAWAII

GRAPHIC SCALE IN FEET  
 50 25 0 50 100

R. T. TANAKA ENGINEERS, INC.  
 Licensed Professional Land Surveyor  
 License No. 7223  
 License Expires April 30, 2018

Revised: NOVEMBER 12, 2014  
 Revised: AUGUST 03, 2012  
 Revised: MAY 24, 2012  
 Revised: FEBRUARY 20, 2011  
 Revised: JANUARY 06, 2009  
 Revised: DECEMBER 22, 2008

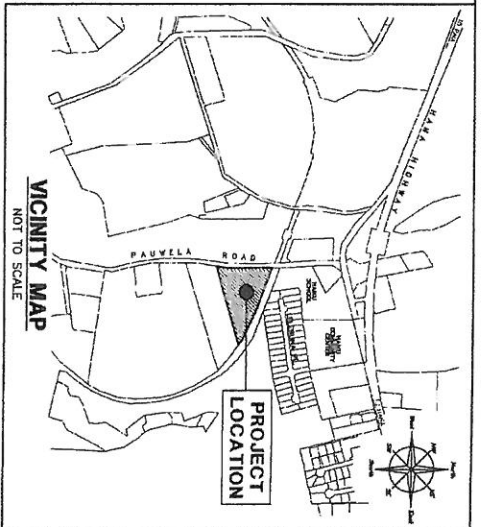
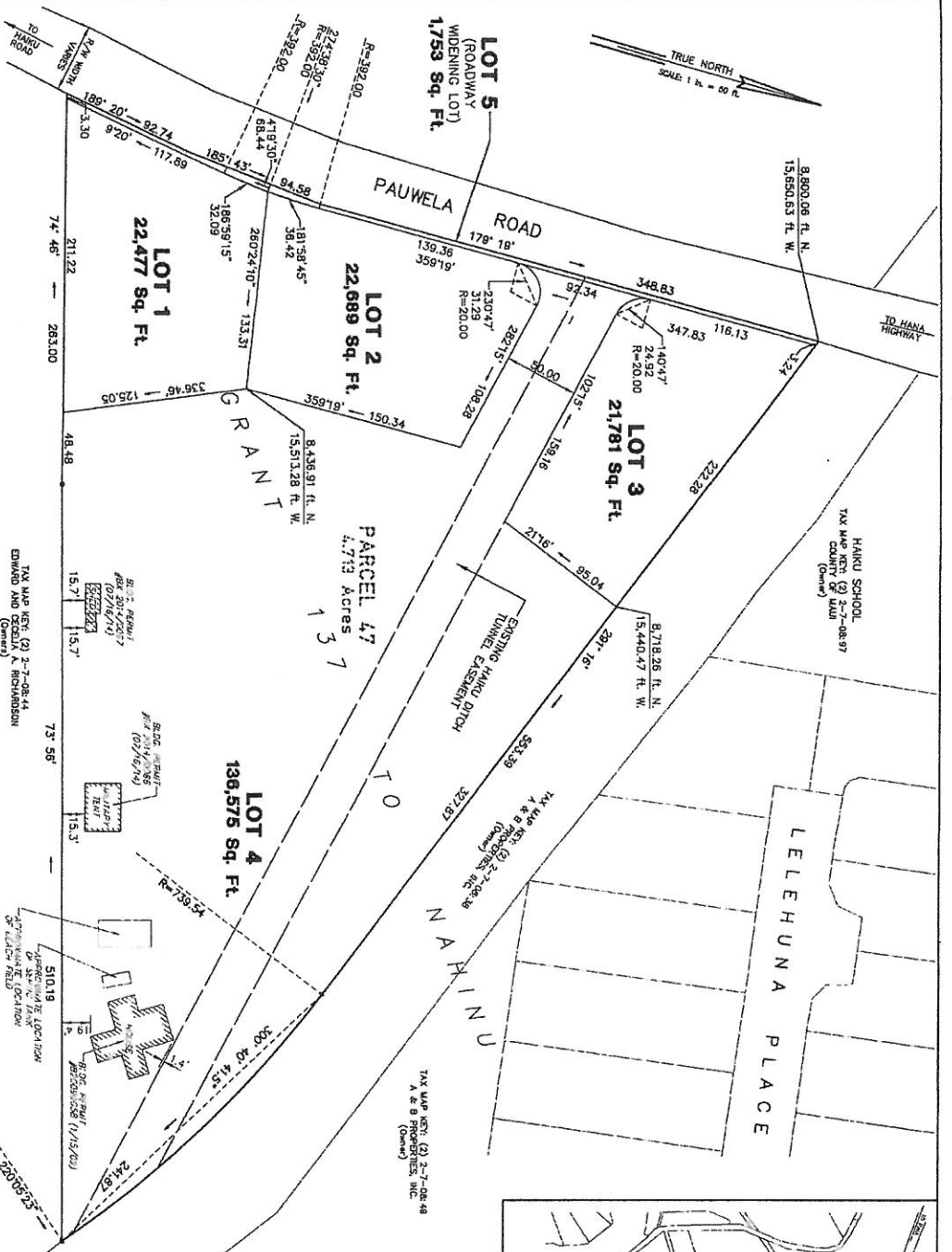
SUBDIVISION FILE NO. 2,3098  
 JOB NO. 08-075



KIRK T. TANAKA  
 11/13/14  
 DATE

THIS WORK WAS PREPARED BY ME OR UNDER MY SUPERVISION

- NOTES:**
1. EXISTING OWNERS AS SHOWN TAKEN FROM TAX MAP.
  2. ALL DISTANCES TO BE MEASURED TO THE CORNER OF THE LOT.
  3. ALL DISTANCES TO BE MEASURED TO THE CORNER OF THE LOT.
  4. ALL DISTANCES TO BE MEASURED TO THE CORNER OF THE LOT.
  5. ALL DISTANCES TO BE MEASURED TO THE CORNER OF THE LOT.
  6. ALL DISTANCES TO BE MEASURED TO THE CORNER OF THE LOT.
  7. ALL DISTANCES TO BE MEASURED TO THE CORNER OF THE LOT.
  8. ALL DISTANCES TO BE MEASURED TO THE CORNER OF THE LOT.



OWNERS: PAUWELA FARMS, LLC.  
 ADDRESS: P. O. BOX 1130  
 HAIKU, MAUI, HAWAII 96708