

BFED Committee

From: John Blumer Buell <johnblumerbuell@gmail.com>
Sent: Monday, April 27, 2026 12:41 PM
To: BFED Committee
Cc: Mayors Office; council.services@mauicounty.us; water.supply@mauicounty.gov (Water Supply); John Blumer Buell
Subject: URGENT Fiscal Year 2027 Budget Request. Please Confirm Receipt. Mahalo!
Attachments: Budget Request April 27, 2026.pdf; #7. Public Works Blumer-Buell Road Easement..pdf; #8. Water Service Request NMOM. County Letter dated December 28,2015.pdf; #9. April 27, 2023 to NOAA from Blumer-Buell..pdf; #10. September 13, 2023 Maui Department of Water Supply..pdf

You don't often get email from johnblumerbuell@gmail.com. [Learn why this is important](#)

Aloha!

Enclosed are the Budget request letter dated April 27, 2026 and enclosures 7-10.

Please confirm receipt.

Mahalo!

John Blumer-Buell

johnblumerbuell@gmail.com

Post Office Box 787, Hana, Hawai'i 96713

25 year community elected member of the Hana Community Association Board of Directors, founding member appointed by Mayor Hannibal Tavares with three terms of service on the Hana Advisory Committee to the Maui Planning Commission, Hana member of the 25 member General Plan Advisory Committee (GPAC). Founding Board Member of the following organizations; the Hana Community Arts Council, the East-Maui Taro Festival, the Kipahulu 'Ohana, Na Mamo O Mu'olea, the Hana Community Dialysis Center and Ke Ao Hali'i.

April. 27, 2026

Maui County Council Budget, Finance Committee and Economic Development Committee, Yuki Lei Sugimura, Chair.

Sent Via Email to bfed.committee@mauicounty.us

Cc: Mayor Bissen mayors.Office@co.maui.hi.us , Maui Council Services council.services@mauicounty.us , Department of Water Supply Director Stufflebean water.supply@mauicounty.gov ,

Also sent via USPS Certified Mail with Return Receipt to Maui County Council Budget, Finance Committee and Economic Development Committee, Yuki Lei Sugimura, Chair. % Office of Council Services
200 South High Street, 7th Floor Wailuku, Hawai'i 96793

Subject: URGENT Fiscal Year 2027 Budget Request to fund the legally required Hawaii Revised Statute Chapter 343 Environmental Impact Statement process for the ongoing impacts resulting from the illegal segmentation of the ongoing upgrades to the County of Maui waterline system from Hamoa through Koali.

Aloha Council Budget, Finance, and Economic Development Committee (BFED) Chair Sugimura and Committee Members,

This urgent request was initially made by the Hana Community Association Board of Directors on behalf of the Hana Community in the enclosed letters dated June 25, **2005** and August 29, **2005**.

The County of Maui has repeatedly and illegally refused to enable and fund the legally required Hawaii Revised Chapter 343 Environmental Impact Statement process from 2005 until the present date in spite of the 1994 Hana Community Plan Ordinance No. 2347, effective on July 1, 1994 and the Maui County General Plan 2030 Countywide Policy Plan documented at <https://www.mauicounty.gov/420/Countywide-Policy-Plan> Please read “SECTION IV: GOALS, OBJECTIVES, POLICIES, AND ACTIONS”,. “K. **Strive for Good Governance**” on page 78.

Ordinance No. 2347 was approved in part to: (1) “Ensure community participation, including resident Hawaiian, in all long- term infrastructure planning”; (2) “Identify water service area expansion needs in the Hana region”; and (3) “Prepare a domestic water system master plan and a wastewater system master plan for he Hana region”; and (4) “Acknowledge and respect family ancestral ties to cultural resources”; and (5) “Require development projects to identify all cultural resources within or adjacent to the project area as part of the County development review process. Further require that all proposed development include appropriate mitigation measures including site avoidance, adequate buffer areas and interpretation”; and (6) “Explore alternative land use and overlay zoning designations that recognize and preserve the unique natural and cultural characteristics of each community within the Hana region”. The County of Maui has failed to implement these critical objectives.

To date, the County of Maui has failed and refused to follow the applicable laws and respect the due process rights of entitled Kanaka Maoli lineal descendants, the larger Hana Community and Federal, State and County taxpayers.

URGENT is not too strong a word in describing the need to address the **ongoing** impacts and violations.

The most obvious benefit of following the law and respecting due process rights would be to enable the *hundreds* of impacted lineal descendants to clarify their rights of ownership and other constitutionally protected interests. Recognition of these rights would lead to actual affordable, cultural living and housing.

Enclosed are several documents, of many, further supporting and documenting the need for immediate funding of the legally required Hawaii Revised Statute Chapter 343 Environmental Impact Statement process for the ongoing and illegally segmented County of Maui Hamoa through Koali water pipeline system upgrades.

Regrettably, the current mayor, several past mayors, a criminally convicted former Hawai'i State Senator and several current and past members of the Maui County Council have been involved in misleading, covering up and "stone walling" the corrupt and documented situation.

If that statement sounds outrageous, untrue and libelous, please investigate the terms of Federal Assistance Award #NA03NOS4190118 to the County of Maui and closely related matters. Federal Assistance Award #NA03NOS4190118 was granted by the United States Department of Commerce National Oceanic and Atmospheric Administration (NOAA) toward the 3+ million dollar "Fraudulently Misrepresented" purchase of Mu'olea Point.

The requested budget proposal will be constructive in resolving the issues and will finally acknowledge the 1994 Hana Community Plan Ordinance language of *Aloha* and *Peace* stating, "Encourage community-based dialogue regarding proposed land use changes in order to avoid *unwarranted conflict*".

I have sincerely tried to avoid *unwarranted conflict* in addressing these issues for decades. *'Onipa'a!*

Please carefully consider the enclosures and include the budget request in your proposed budget. I am available to answer questions you may have.....*Mahalo Nui!*

Malama Pono!

John Blumer-Buell, Mu'olea

Enclosures:

- 1) County Hana Water Meeting February 9, 2005.
- 2). HCA letter Hamoa to Koali Waterline. June, 25, 2005.
- 3). HCA letter #2 Re: Hamoa to Koali waterline. August 29, 2005.
- 4). COUNTY OF MAUI Office of the Mayor Fiscal Year 2026 Community Budget Request.
- 5). Council Budget Committee May 22, 2023, Meeting.
- 6) 2nd Amended Complaint Certified 2.pdf
- 7) Public Works Blumer-Buell Road Easement
- 8) Water Service Request NMOM. County Letter dated December 28, 2015.
- 9) April 27, 2023 NOAA LETTER.
- 10) September 13, 2023 Maui Department of Water Supply.

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Traci N. T. Fujita, Esq.

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David M. Raatz, Jr., Esq.

COUNTY COUNCIL

COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.MauiCounty.us

October 7, 2022

Mr. Jordan Molina, Director
Department of Public Works
County of Maui
Wailuku, Hawai'i 96793

Dear Mr. Molina:

**SUBJECT: REQUEST FOR RESPONSE TO QUESTIONS FROM
CHRISTEL AND JOHN BLUMER-BUELL (PAF 22-249)**

May I please request a written response to the following questions from Christel and John Blumer-Buell about a parcel identified as Tax Map Key (2) 1-5-006:007 in Mu'olea, Hana, Maui, Hawai'i ("Buell property"):

1. Is the Buell property within the Hanahuli Subdivision? If not, what subdivision contains the Buell property?
2. For the Hanahuli Subdivision, or whichever subdivision contains the Buell property, what was the date of final subdivision approval? Please also indicate:
 - (a) Any current conditions or requirements relating to right-of-way and pavement width standards for the subdivision.
 - (b) The minimum right-of-way and pavement width standards in place at the time of final subdivision approval.
3. What are the current minimum right-of-way and pavement width standards applicable to the Buell property? In particular, the owner indicates the area in question is classified as "Deadend Street not serving not more than eight lots and 400-feet long, Rural."
4. If an ordinance establishes or changes a design standard, such as minimum right-of-way or pavement width, what impact, if any, does that have on subdivisions approved prior to its enactment?

Mr. Jordan Molina
October 7, 2022
Page 2

5. Are there any circumstances under which the Buell property would not be subject to the minimum right-of-way or pavement widths provided in Section 18.16.050, Maui County Code?

May I further request that you transmit a copy of your response to county.council@mauicounty.us and alison.stewart@maicounty.us by **October 24, 2022**. To ensure efficient processing, please include the relevant PAF number in the subject line of your response.

Should you have any questions, please contact me or Legislative Analyst Alison Stewart at ext. 7661.

Sincerely,



SHANE M. SINENCI
Councilmember

paf:ans:22-249a

cc: Mayor Michael P. Victorino

ALAN M. ARAKAWA
Mayor



DAVID TAYLOR, P.E.
Director

PAUL J. MEYER
Deputy Director

**DEPARTMENT OF WATER SUPPLY
COUNTY OF MAUI**

200 SOUTH HIGH STREET
WAILUKU, MAUI, HAWAII 96793-2155
www.mauiwater.org

December 28, 2015

Mr. John Blumer-Buell
Na Mamo O Mu'olea
P.O. Box 824
Hana, Hawaii 96713

Dear Mr. Blumer-Buell:

Subject: Water Service Request
TMK: (2) 1-5-007:001 and 012, Hana, Maui, Hawaii

The Hamoa well pumps groundwater into the Hamoa Tank. A 12-inch waterline from Hamoa Tank to Hana Highway, which transitions to an 8-inch waterline along Hana Highway provides water to the Hana area. Near Kapia Stream, the 8-inch waterline decreases to a 4-inch waterline as it continues on Hana Highway, serving customers along the way. The 4-inch waterline eventually feeds the 8,000-gallon Koali booster pump station tank near Papahawahawa Stream. The booster pumps fill the 12,000-gallon Koali Tank near Alaalaula Stream via a 4-inch waterline. In order to serve the customers from the point of adequacy (8-inch to 4-inch waterline transition) near Kapia Stream to the Koali booster pump station, a pressure sustaining valve was set at approximately 50 psi to maintain pressure in the 4-inch waterline. From about May 22, 1997 to May 27, 1997, a pressure recorder at the end of the 4-inch waterline near Koali booster pump station was installed. The data showed that the pressure dropped below 50 psi (the setting of the pressure sustaining valve,) indicating that the 4-inch waterline does not have sufficient capacity to maintain pressure and therefore cannot support additional demands. Due to the waterline pressure falling below the 50 psi setpoint of the pressure sustaining valve, the valve was adjusted to a lower setpoint of 40 psi. A map depicting the Department's water system is attached for your reference.

The 4-inch waterline fronting the subject property is served by the 12,000-gallon Koali Tank, which feeds 27 water meters. The average consumption of these meters from about October 2013 to October 2015 was approximately 10,000 gallons per day, which is a maximum consumption of 15,000 gallons per day. It should be noted that there are a few meters that did not use water. These meters can be used at any time, thereby increasing demand on the system. According to Department standards, tanks should be able to support the maximum day consumption. Therefore, the tank is inadequate and cannot support additional demands. Please keep in mind that fire flow requirements is another aspect when sizing tanks, which in this case would be approximately 60,000 gallons. This is an even greater deficit than discussed above.

"By Water All Things Find Life"

Mr. John Blumer-Buell
Subject: Water Service Request
December 28, 2015
Page 2

Unfortunately, your October 2015 water service request via email on behalf of Na Mamo O Mu'olea for the subject TMKs cannot be approved due to the water system in the area being inadequate.

If you should have any questions, please contact Tammy Yeh at 270-7835.

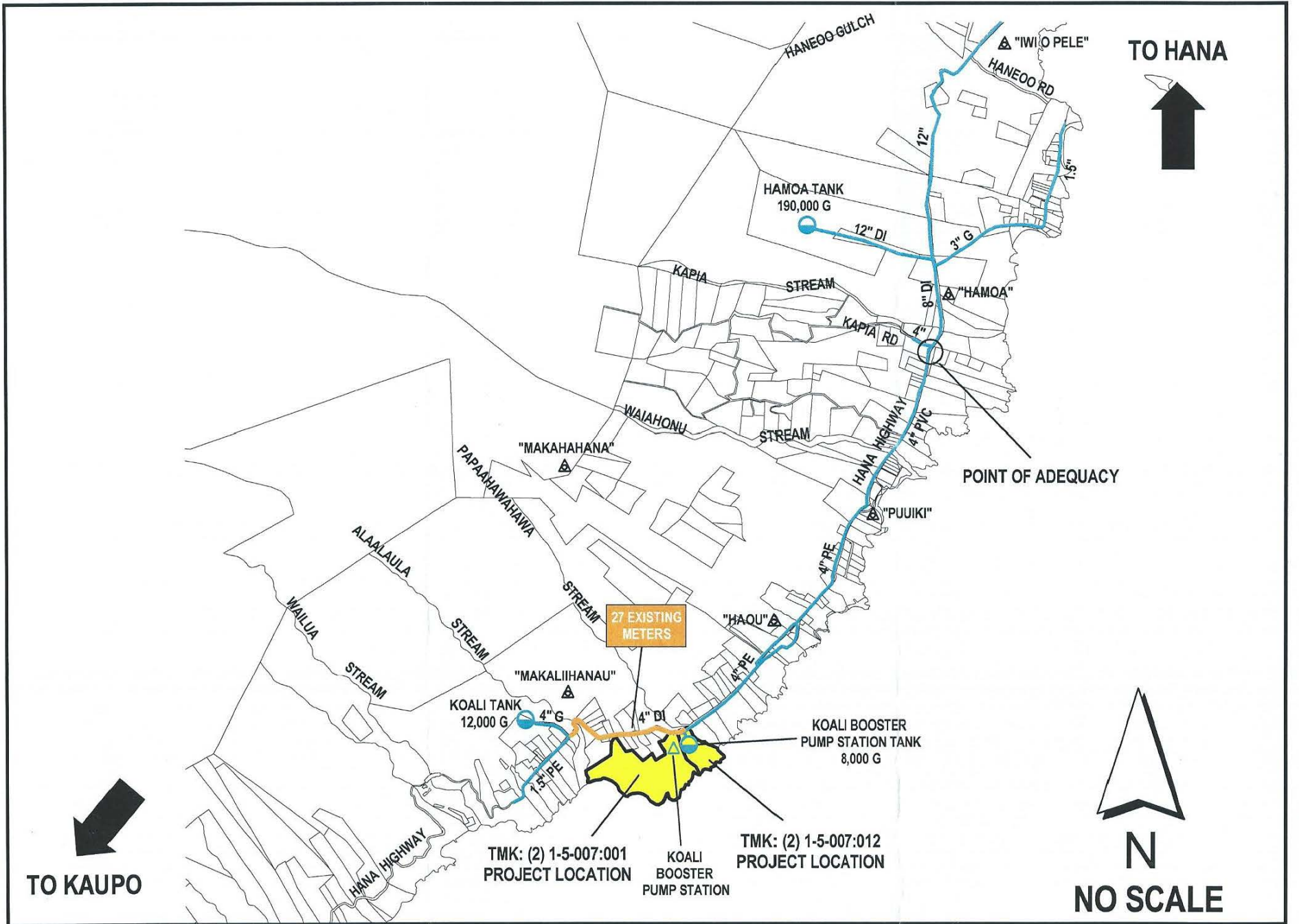
Sincerely,

A handwritten signature in cursive script, appearing to read "Herbert Chang", written in black ink.

HERBERT W.L. CHANG
Engineering Program Manager

Enclosure: map

TY:jm



NA MAMO O MU'OLEA (NMOM) - VICINITY MAP

John and Christel Blumer-Buell

Entitled Users and Managers with Vested Interests in the Historic State of
Hawai'i Registered Mu'olea Spring and Distribution System.
P.O.Box 787, Hana, Hawai'i 96713 jblumerbuell@gmail.com Telephone 808-248-8972

April 27, 2023

United States Department of Commerce
National Oceanic and Atmospheric Administration (NOAA) Administrator Richard
(Rick) W. Spinrad, Ph.D. rick.spinrad@noaa.gov
1401 Constitution Avenue NW, Room 5128, Washington, D.C., 20230-0002
Cc: Elaine Vaudreuil NOAA Office for Coastal Management, Coastal and
Estuarine Land Conservation (CELCP) elaine.vaudreuil@noaa.gov
Cc: Liz Mountz, Operations Manager, NOAA Office for Coastal Management,
Coastal and Estuarine Land Conservation (CELCO) elizabeth.mountz@noaa.gov
Cc: United States Attorney General Merrick Garland.
Cc: U.S. Attorney's Office, District of Hawaii, Clare E. Connors
Cc: United States Internal Revenue Service (IRS)
Cc. County of Maui Mayor Richard Bissen and Maui County Council
Cc: The Office of Hawaiian Affairs and Native Hawaiian Legal Corporation.
Cc: The Trust for Public Land.

Subject: NOAA Federal Assistance Award #NA03NOS4190118. Respectful request for NOAA to officially investigate, audit, enforce and reconsider its lawful oversight responsibilities for Mu'olea Point and related entitlements located in the Ahupua'a of Mu'olea, County of Maui, State of Hawai'i.

Aloha Dr. Spinrad,

I am writing as a long time Mu'olea resident and land owner with vested interests in the historic State of Hawai'i registered Mu'olea spring and distribution system serving Mu'olea Point in the Ahupua'a of Mu'olea.

Also, as a long time neighborhood and community advocate for East-Maui, a founding Board Member of Na Mamo O Mu'olea and a County of Maui, State of Hawai'i and United States of America taxpayer. As advocates and taxpayers, our family has actively contributed toward the purchase and protection of Mu'olea Point since 1974. That was the year we first discovered the disturbing proposed 1946 Hanahuli Subdivision map of Mu'olea Point.

I am respectfully and sadly communicating to inform the National Oceanic and Atmospheric Administration of urgent and deteriorating problems related to Mu'olea Point and the Ahupua'a of Mu'olea. The urgent problems need immediate attention and corrective legal actions by NOAA. **NOAA has the primary and superior legal authority and obligation to take the corrective actions.**

The legally binding oversight obligations of the NOAA Federal Assistance Award #NA03NOS4190118 are not being met by the County of Maui. The County of Maui is the NOAA designated entity for initial legal oversight obligations. The legal oversight obligations have been intentionally and politically “overlooked” and violated by the County of Maui and Lessee Na Mamo O Mu'olea for years. These allegations are documented within this letter and available as evidence for essential protective actions and several possible prosecutions.

Possible prosecutions? Yes. A former Hawai'i State Senate Majority Leader from Hana with **close involvement and influence in these matters** is now serving a forty month federal prison term for taking bribes to influence important environmental legislation while in office. Related investigations are ongoing and include possible “Elder Abuse”, “Fraud”, and “Theft of Real Property” in Case No. 2CPC-22-0000240, State of Hawai'i v Curtis Ryan Bekkum.

It is time for long overdue *public* disclosure, *public* transparency, *public* accountability, *public* hearings and *public* reconsideration of the NOAA designated oversight entity and lessee as part of the resolution of the documented violations.

NOAA needs to take active control and the lead in the *public* process, not the County of Maui. The County of Maui and Na Mamo O Mu'olea have documented violations of their lawful TRUST, LEASE and ORGANIZATIONAL obligations. They have both demonstrated conflicts of interest and act as if they are **“above the law”**.

Mu'olea Point is the geological location and beneficiary of the NOAA Federal Assistance Award #NA03NOS4190118. Mu'olea Point has vested cultural, historic and recorded rights in the State registered Mu'olea spring and distribution system that “run with the land”. The rights “run with the land”. They are not a private commodity to be bought and sold or politically **“disposed of”**.

I specifically bring up **“disposed of”** because there are three recently discovered and documented private agreements to “dispose of” the registered

Mu'olea spring water and spring access rights. In addition, there are at least two private agreements to **“dispose of”** access rights to the historic “5th Avenue” mauka (mountain) access routes which are recognized in the 1946 and 1959 Proposed Hanahuli Association Limited Subdivisions. The historic access is also recognized in the March, **1891 survey and map by M.D. Monsarrat**. For further clarification, the historic and traditional mauka access route splits off of the contiguous “5th Avenue” near the old ranch cattle corral a few hundred feet mauka of the Hana Highway. * The 1891 map is available in pdf.

The referenced **“disposed of”** entitlements are documented in the previously secret to me and others “PURCHASE AND SALE AGREEMENT” by and between between the Hanahuli Association Limited, a Hawaii Corporation (“Seller”) and Cat Land LLC, a Hawaii limited liability company (“Buyer”) dated 2/1/2000”. The document was signed by Sellers Dr. Paul H. Liljestrand, Chairman of the Hanahuli Associated Limited and Judith Kliban-Bixby, Member/Manager of Cat Land LLC. The document is available.

Important and Legally Significant for NOAA: The legally binding letter dated October 14, 2014, from the “UNITED STATES DEPARTMENT OF COMMERCE National Oceanic and Atmospheric Administration OFFICE OF ACQUISITION AND GRANTS” to the “County of Maui Department of Finance, Ref: NOAA award #NA03NOS4190118”, states in part under “ paragraphs 17”, **“the County shall not dispose of or encumber its title of other interests in this property without the approval of NOAA or its successor agencies”**. * The document is enclosed in pdf.

Elected and appointed County of Maui officials, several Na Mamo O Mu'olea Board members including President Legario Eharis, Secretary Scott Crawford, Treasurer Jan Elliott, Claudia Kalaola and others have been “cooperating” with Cat Land LLC and the County of Maui on behalf of owner Judy Kliban to **“dispose of”** the legally entitled historic spring water use and access. These actions violate the Spirit, Trust and Law entered into by the Trust for Public Lands and NOAA on behalf of the public good and the citizen taxpayers in the purchase of Mu'olea Point and related entitlements.

In addition, the same parties have been cooperating with Cat Land LLC on behalf of owner Judy Kliban to **“dispose of”** the legally entitled historic mauka road access rights. These include entitled Kanaka Maoli Rights. Kanaka Maoli Rights are entitled Native Hawaiian Rights.

This behavior violates the NMOM Articles of Incorporation, By-Laws, the Revised 2021 Mū'olea Strategic Plan titled "Protecting our source of life and inspiration", the 50 year lease agreement with the County of Maui and numerous other "legal guidelines".

Recently, at least one other party has been victimized by undisclosed "**disposals**" of related spring water rights and "5th Avenue" subdivision road rights during a real estate transaction and sale in Mu'olea.

Why and for what purposes do the "disposals" serve?

Hard historical evidence, credible circumstantial evidence and "local knowledge" from concerned neighbors and community residents suggest the "**disposals**" are essentially to create a "zone of privacy" around and on behalf of Cat Land LLC owner Judy Kliban.

There is also the "curious and illogical" hope by some the "**disposals**" will result in the County of Maui Department of Water Supply issuing water meters for Mu'olea Point and other parcels that were part of the proposed and "**Defaulted**" Hanahuli Association Limited 1959 Water Bond and subdivision agreement.

To date, **traditional and entitled Kanaka Maoli Rights** within and through Cat Land LLC Tax Map Keys have been violated, "ignored" and "**disposed of**" without legitimate legal Kanaka Maoli and wider community input.

Therefore, I hereby protest any attempt to "**dispose of**" the water and access rights to the historic Hawai'i State registered Mu'olea spring and distribution system by the County of Maui, the National Oceanic and Atmospheric Administration (NOAA) or "its successor agencies" or any public agency or any non profit organization or any private party. To be perfectly clear, the protected rights include Kanaka Maoli Rights.

Therefore, I also hereby protest any attempt to "**dispose of**" any historic mauka (mountain) access rights beginning at "5th Avenue" and the Hana Highway by the County of Maui, NOAA or "its successor agencies" or any public agency or any non profit organization or any private party. To be perfectly clear, the protected rights include Kanaka Maoli Rights.

I have previously raised and documented these and related concerns with the County of Maui, Na Mamo O Mu'olea, the State of Hawai'i

Department of Land and Natural Resources (DLNR) Commission on Water Resource Management (CWRM) and others over the years in hopes of peacefully resolving the issues.

Please carefully read our letter dated **November 16, 2020**, to the Maui County Council, Alice Lee, Chair with Cc: to Maui Mayor Mike Victorino, Maui Corporation Council Moana Lutey, Bill Kauakea Medeiros, Mayor's East-Maui Community Liaison, John Baird (Hanks Family), Robert H. Bunzel Esq. and Steven S. C. Lim (Representatives of Cat Land, LLC. and Judy Kliban). * The document is enclosed in pdf. The letter states in part,

*“**Subjects:** Urgent need for Trustee County of Maui to protect the historic Mu'olea spring, the State of Hawai'i registered water rights and the unrecorded survey and access rights in favor of the County of Maui deed for Mu'olea Point, Tax Map Key 1-5-07-01, Ahupua'a of Mu'olea”.*

And, “...we have the impression these important matters are being politically "negotiated in the back room" and "swept under the rug" without the legally required public due process to protect County of Maui and additional historical and cultural interests and rights. Government due process includes ethical behavior, transparency, public disclosure, public discussion and public decision making”.

To put the November 16, 2020, letter in a more current and accurate context, enclosed are: **“Three Complaints for Resolution” filed on December 9, 2022, with the State of Hawai'i Department of Land and Natural Resources and the State of Hawai'i Commission on Water Resource Management.**

The entire contents of the “Three Complaints for Resolution” with 16 Exhibits contains critical evidence supporting the complaints against Cat Land LLC and owner Judy Kliban, the County of Maui and the Hanks Legacy Trust. The entire contents will be sent to NOAA at a later pre arranged date.

The December 9, 2022, complaint naming the County of Maui states in part, **“Cat Land LLC and owner Judy Klibans' close associate and friend, former Hawai'i State Senator J. Kalani English, cannot and should not be ignored in considering the “political influences” affecting these matters. J. Kalani English tried to influence the future sale, control and management of Mu'olea Point as documented in a Honolulu Star Bulletin article dated Monday, August 23, 2004**

*(Exhibit 13). The article states in part, “The 70 acres of rocky shoreline at Mu’olea Point had once been used as a summer home by King David Kalākaua. The site adjoins a parcel of 430 acres held by the **Ho'onipa'a No Hana Foundation**, a Hana-based land trust that wants to establish a cultural preserve on the lands”.*

*“Judy Kliban of Cat Land LLC and then Hawai’i State Senator J. Kalani English had formed and served the Ho'onipa'a No Hana Foundation (Exhibits 13, 14 and 16). **They were lobbying to control and manage Mu’olea Point even before the sale.** J. Kalani English mis represented both the zoning and monetary value of the property in the article. It is obvious whose financial and organizational interests were intended to benefit. Today, it is certainly relevant to note that J. Kalani English is now a convicted criminal serving forty months in a federal prison. He was found guilty of taking bribes to influence important environmental legislation while “serving” in the Hawai’i State Senate (Exhibit 15)”.*

*“**The Ho'onipa'a No Hana Foundation has failed to meet the three primary purposes of the organization as represented to the United States Internal Revenue Service.** The entire December 20, 1999, Ho'onipa'a No Hana Foundation Articles of Incorporation are attached (Exhibit 16). Please read them. **They are a fraudulent misrepresentation.** Number one states in part, “The preservation and enhancement of native Hawaiian culture and history....” The actions of Cat Land LLC owner and founder of the Ho'onipa'a No Hana Foundation, Judith Kliban, are, in fact, contrary to “The preservation and enhancement of native Hawaiian culture and history....”.*

*“Number two of the Articles of Incorporation states in part, “The protection, preservation and restoration of native habitat, including indigenous flora and fauna, **both ground and surface water resources and the natural terrain...**”. **In fact, Cat Land LLC and the Ho'onipa'a No Hana Foundation have actively destroyed both ground and surface water resources directly connected to the subject Mu’olea spring and watershed.** We respectfully request the CWRM to consider these allegations of fact in these complaints”.*

* . * . *

Next, I will present a “Brief History of Relevant Facts Regarding the Proposed 1959 Mu’olea and Mu’olea Point Subdivision”. **This includes the SHOCKING revelation and proof the legally required 1959 Water Bond**

Agreement between the Hanahuli Association Ltd. and the County of Maui to subdivide Mu'olea Point was never met.

The evidence shows the Hanahuli Association Limited **DEFAULTED** on the legally required County of Maui water system improvements required to approve the entire 18 lot subdivision. From the evidence, it appears the Mu'olea Point lot and the other 17 lots were NEVER legally subdivided by the County of Maui. As a result, there could possibly be millions of dollars of liability damages against the Hanahuli Association Limited, the County of Maui, the Hawai'i State Land Court, Title Guarantee of Hawai'i, other title research and title guarantee insurance companies and other parties for misrepresentations and fraud.

What did the Trust for Public Land, NOAA, County of Maui taxpayers, State of Hawai'i taxpayers, U.S. taxpayers, the Office of Hawaiian Affairs and many others actually acquire and pay nearly three million dollars for?

Please fully investigate. A forensic audit is needed to document the facts.
Mahalo! (Thank you)

A BRIEF HISTORY of RELEVANT FACTS REGARDING THE PROPOSED 1959 MU'OLEA and MU'OLEA POINT SUBDIVISION

** Indicates document is available in pdf.*

1. On July 23, 1946, the Hanahuli Association Ltd. proposed an 88 lot subdivision between Wailua and Puuiki, Hana, Maui. On March 6, 1947, the number of proposed lots was increased to 99. The revealing subdivision map was created by R. M. Towill, Engineer and Surveyor. *
2. On September 4, 1959, the Maui Board of Supervisors granted **preliminary approval of the proposed** Hanahuli Association Ltd. 18 lot subdivision in the Ahupua'a of Mu'olea.*
3. On September 21, 1959, the Hanahuli Association Ltd. made Land Court Application 1692 for Mu'olea, Hana, Maui. The Hanahuli Association Limited Owners's Certificate of Title is 65,632. Authorized and Approved by Order of the Judge of the Land Court Dated October 16, 1959. The 2 maps and document were created by R. M. Towill. *
4. "In the Land Court the ~~Territory~~ State of Hawai'i", October 19, 1959, Land Court Application 1692, Petition and Order of Subdivision, Recorder's Memo:

Legibility of Writing, Typing or Printing UNSATISFACTORY in this document when received. Note on Page 6 of the document: APPROVAL: This subdivision was approved by the Board of Supervisors of the County of Maui on September 4th, 1959.*

5. December, 1959. The Hanahuli Association, Ltd. filed with the County of Maui a legally binding Water Bond agreement in which they agreed to construct a water system for the subdivision of Land Court Application No. 1692 which contains 18 lots. *

THE COUNTY OF MAUI BOARD OF SUPERVISORS SEPTEMBER 4TH, 1959, APPROVAL WAS PRELIMINARY and CONDITIONAL. FINAL APPROVAL WAS SUBJECT TO COMPLETION OF THE DECEMBER, 1959, COUNTY OF MAUI and HANAHULI ASSOCIATION LTD. WATER BOND AGREEMENT.

THE HANAHULI ASSOCIATION LTD. DEFAULTED ON THE REQUIRED WATER BOND. FINAL APPROVAL OF THE CONDITIONALLY APPROVED SUBDIVISION WAS NEVER GRANTED BY THE COUNTY OF MAUI.

Proof of these facts is documented in a “March 18, 1971, letter from Carl Kaima, Director, Department of Water Supply to Dr. P. H. Liljestrang, President, Hanahuli Association, Ltd., Subject: Installation of subdivision water system, LCA No.1692”. * The letter states in part,

“In December 1959, Hanahuli Association, Ltd. filed with the County of Maui an agreement in which they agreed to construct a water system for the subdivision of Land Court Application No. 1692 which contains 18 lots. A bond was posted with the County of Maui in August 1959 to insure this water system improvement. However, this water system has not been constructed to date and consequently, a recent request by one of the lot owners had to be denied”.

“The above matter was referred to our attorney who has opined that Hanahuli Association, Ltd. defaulted on the agreement by selling parcels within this subdivision without first completing the water-line improvements”.

Additional proof of these facts are documented in a May 5, 1971, letter signed by Maui Planning Director Howard K. Nakamura. It is officially stamped “RECEIVED”, 1971, July 16, PM 4:15 BY THE DEPT. OF WATER SUPPLY, COUNTY OF MAUI”. The letter was addressed to Mr. Robert N. Ota, NORMAN SAITO ENGINEERING

CONSULTANTS, INC. regarding “Land Court Application 1692...”. * The letter states in part,

“This is to inform you that the above subdivision cannot be granted preliminary approval at this time because of an unsatisfactory performance of an agreement between the County Board of Water Supply and the Hanahuli Association”. And, “Until such time that the water system improvements are completed and approved, or under construction and completion is reasonably assured to the Department of Water Supply, the approval of the above subdivision cannot be considered”.

Again, FINAL APPROVAL OF THE PROPOSED 18 LOT SUBDIVISION WAS NEVER APPROVED BY THE COUNTY OF MAUI BECAUSE THE HANAHULI ASSOCIATION LTD. DEFAULTED ON THE REQUIRED WATER BOND IMPROVEMENTS.

The curiously “hurried and before the fact” approval by the Hawai’i Land Court was premature, uninformed and legally questionable. There is possible political influence and fraud involved in the decision. The Hawai’i Land Court decision needs to be fully documented, investigated and reported for the public good in a legal “Finding of Facts and Conclusions of Law”.

* * *

A BRIEF HISTORY of MUTUAL ENTITLEMENTS and RESPONSIBILITIES of NOAA and OTHERS RELATED TO THE HISTORIC MU’OLEA SPRING and WATER DISTRIBUTION SYSTEM

On May 26, 1989, John Blumer-Buell filed the “Registration of Stream Diversion Works and Declaration of Water Use” for the historic Mu’olea spring and distribution system with the State of Hawai’i Commission on Water Resource Management (CWRM). * The records are further documented in two other 1999 CWRM publications. *

John worked personally with the CWRM Staff in making the filing because at the time he and Parley Kanaka’ole were representing the Hana Community Association and Nahiku Community in the historically, culturally, geologically and legally important “Kuhiwa Well Contested Case Hearing” before the CWRM.

The 1989 CWRM filing, publicly referred to as the “Water Mahele” further protected the historic rights of spring water users and access to the spring source that “run with the land”. Historic water rights were fundamentally protected by Konohiki Rights and Kingdom of Hawai’i Law. Today, the State of Hawai’i Constitution and Law also protect *wai* (water) rights as a “Public Trust”.

Christel and John Blumer-Buell have managed, cared for, maintained, used and loved the miraculous spring since 1974. The filing protected the historic use the spring water source and distribution system to **Mu’olea Point** and other named and unnamed locations.

In 1999 my wife Christel and I filed a protective and proactive lawsuit against the Hanahuli Association Limited to protect: 1. **Our and others (including Mu’olea Point)** State of Hawaii Registered Water and access rights to the historic and miraculous Mu’olea Spring and distribution system. 2. **Our and others (including Mu’olea Point)** road access rights to the historic “5th Avenue” mauka access road. 3. **Our and others** utility easement rights running from the Hana Highway and through Hanahuli Association Ltd. property and across 5th Avenue to our home which was built in 1938. The case was Civil Case Blumer-Buell v Hanahuli Association Limited, Civil Case No. 99-0546(1).

The case did not need to go to trial. The Hanahuli Association Ltd. agreed with our legitimate claims and required the future owner, Cat Land LLC and Judy Kliban, to reach a “settlement” agreement. In good faith with the court we did so. We paid all our expenses including those of cooperating neighbors and entitled spring water users Marion and Maxine Hanks. Hanks family member John Baird agreed the Hanks would pay for the survey and documentation of the spring and distribution system for recordation as their contribution to the settlement. They have met their promise, but have unethically withheld giving us a copy of the survey because of interference by Cat Land LLC and Judy Kliban.

Now, Cat Land LCC and Judy Kliban are delaying the recordation for no legitimate reason. We have been told by John Baird that Cat Land LLC and Judy Kliban have been discussing a possible deal with them for a “future” Maui Department of Water Supply water meter. As the Plaintiff in Civil Case Blumer-Buell v Hanahuli Association Limited, Civil Case No. 99-0546(1), we have not even been consulted by Cat Land LLC and Judy Kliban regarding this “deal”. **This is more than twenty years AFTER the “court settled” good faith agreement.**

It appears this is another part of a long term strategy by Cat Land LLC and Judy Kliban to “**dispose of**” others **legal entitlements** to any use or access “nearby”. Cat Land LLC and Judy Kliban have not disclosed how they plan to “**dispose of**” Kanaka Maoli Rights (Native Hawaiian). Sadly and destructively, it appears they have already been working on that through the County of Maui, the Ho'onipa'a No Hana Foundation, Na Mamo O Mu'olea and others.

URGENT QUESTION: Has the County of Maui, Cat Land LLC, or their attorneys contacted “NOAA or its successor agencies” regarding “disposal of” any Mu'olea Point or any Ahupua'a of Mu'olea entitlements?

If so, please immediately notify them of the important and legally binding letter dated October 14, 2014, from the “UNITED STATES DEPARTMENT OF COMMERCE National Oceanic and Atmospheric Administration OFFICE OF ACQUISITION AND GRANTS” to the “County of Maui Department of Finance, Ref: NOAA award #NA03NOS4190118”, states in part under “* paragraphs 17”, “the County shall not dispose of or. encumber its title of other interests in this property without the approval of NOAA or its successor agencies”. **And, please advise us immediately.**

* * *

THE RECENT ILLEGAL ACTIONS BY SEVERAL NA MAMO O MU'OLEA BOARD MEMBERS TO REMOVE ME FROM THE BOARD WHILE IGNORING THE NMOM BY-LAWS and MY CONSTITUTIONALLY PROTECTED RIGHTS.

Recently, on February 8 and 23, 2023, several members of the Na Mamo O Mu'plea Board of Directors conspired to and illegally attempted to remove me from the board. My responses are contained in letters dated February 20 and, March 11, 2023, **Subject: Na Mamo O Mu'olea (NMOM) Board Disputes Resolution.** The letters are attached in pdf. The initial paragraphs of the 26 page letters stated,

“Aloha Kākou Na Mamo O Mu'olea Board Members and Alternates,

I am writing to inform you and put you on legal notice because the NMOM Annual meetings on February 8 and February 15, 2023, were not Pono, legally noticed, or conducted according to our State of Hawai'i registered By-Laws (attached), our State of Hawai'i Articles of Incorporation, Chapter 414 of the Hawai'i, Nonprofit Corporations Act (<https://hawaiicondolaw.com/wp-content/uploads/2012/03/414D-2014.pdf>), the 2020 NMOM Strategic Plan (Revised), the

Lease Agreement with County of Maui, the 1994 Hana Community Plan Ordinance and the United States of America right of “Legal Due Process”.

“As a result of the hostile, unethical and illegal efforts by NMOM Board Members Claudia Kalaola, Treasurer Jan Elliott, President Hank Eharis and Kenneth Davis to remove me from the NMOM Board of Directors, LEGAL DISPUTES NOW EXIST”.

“As a result of the hostile, unethical and illegal efforts by those named NMOM Board Members to remove me from the NMOM Board of Directors, the rest of the NMOM Board Members are obligated to timely address and resolve the existing disputes and numerous “festering” organizational issues the named board members created or helped to create. When is the right time to address the Disputes? NOW, without delay”.

“The intended meaning of now is before conducting any further NMOM business. The credibility and future legal standing of NMOM are at stake”.

The NMOM Board and Secretary did not respond to **ANY** of the important points. The NMOM Board and Secretary did not respond to **ANY** of the important questions I asked to be able to communicate with our insurance company(s) and all our board members and alternates to resolve the disputes according to NMOM By-Laws, the United States of America Constitution and Bill of Rights.

Unfortunately, the NMOM Board has refused to even follow NMOM By-Law 13. **“Dispute Resolution. In the event that a dispute arises within the Board of Directors that cannot be settled through normal procedures, the Board shall utilize an objective third party to mediate the dispute, with preference given to ho’oponopono as a traditional Hawaiian family based process”.** * The NMOM By-Laws are enclosed in pdf.

Instead of constructively addressing the issues and questions as a board, a letter was sent to the County of Maui Director of Finance Scott Teruya stating in part, “Mr. John Blumer-Buell has served on the nonprofit corporation’s Board of Directors for many years, and we are very appreciative of his years of service. We are aware, however, that he may have communicated some highly inaccurate and misleading information regarding recent governance procedures of the organization”. The statement signed by Legario Eharis is an intentional and misleading lie. It is likely Secretary Scott Crawford wrote the misleading letter as a preemptive attempt to create a false narrative and cover up or the truth.

For your information, Director Teruya is a person directly connected to questionable oversight issues regarding the Na Mamo O Mu'olea County of Maui lease agreement. The county oversees the lease on behalf of NOAA.

Director Teruya is not currently accused of any illegal behavior. However, there are very serious questions regarding unapproved actions and "interpretations" of the lease by NMOM Treasurer Scott Crawford and other NMOM Officers without the informed consent and vote of the entire board. NMOM does not have an "Executive Committee" or a "NMOM Board Officers Executive Committee" empowered to make any decisions.

I have been contacted by several dissenting NMOM Board Members who do not agree with the assumed illegal and unethical removal of me from the NMOM Board. They are waiting to hear of any positive developments toward resolution. This letter to NOAA is one of them.

I would prefer to resolve disputes lawfully and peacefully. My family hopes I do not need to hire attorneys to protect my civil rights, reputation and the rights of the citizens who paid for Mu'olea Point. I ask for the help of the United States Department of Commerce National Atmospheric Administration (NOAA) and United States Attorneys in doing so.

I will fully cooperate in providing assistance and evidence toward resolution and "Liberty and Justice for All". I offered numerous positive solutions in the DLNR and CWRM "Three Complaints for Resolution". Those complaints were made before my illegal removal from the NMOM Board.

It is now clear certain members of the NMOM Board should be removed from the board and a new model for the oversight of Mu'olea Point must be publicly discussed and resolved.

The historical evidence I have provided shows this case is far more complicated and serious than previously understood.

You or any person(s) assigned to investigate or oversee these matters is welcome to call to request information or to ask questions. For actual resolution, it is most important we communicate.

Mahalo for your careful consideration. *(Thank you!)*

Sincerely yours,

John Blumer-Buell, Mu'olea, Hana, Hawai'i

Addendum:

BIBLIOGRAPHY of 8 PDF ATTACHMENTS ENCLOSED with THIS LETTER

Please note: Every document referenced in this letter and additional documents are available to NOAA, the United States Attorneys, affiliated law enforcement officials and the public with the exception of Civil Case Blumer-Buell v Hanahuli Association Limited, Civil Case No. 99-0546(1). Certified hard copy case documents are available from the Second Circuit Court at a per page cost.

- 1) The legally binding letter dated **October 14, 2014**, from the “UNITED STATES DEPARTMENT OF COMMERCE National Oceanic and Atmospheric Administration OFFICE OF ACQUISITION AND GRANTS” to the “County of Maui Department of Finance, Ref: NOAA award #NA03NOS4190118”, states in part under “* paragraphs 17”, “**the County shall not dispose of or encumber its title of other interests in this property without the approval of NOAA or its successor agencies**”.
- 2) **Letter dated November 16, 2020**, to the Maui County Council, Alice Lee, Chair with Cc: to Maui Mayor Mike Victorino, Maui Corporation Council Moana Lutey, Bill Kauakea Medeiros, Mayor's East-Maui Community Liaison, John Baird (Hanks Family), Robert H. Bunzel Esq. and Steven S. C. Lim (Representatives of Cat Land, LLC. and Judy Kliban).
- 3,4.5) Three (3) introductory “Three Complaints for Resolution” filed on **December 9, 2022**, with the State of Hawai’i Department of Land and Natural Resources and the State of Hawai’i Commission on Water Resource Management. The complete, essential and lengthily documents and 16 Exhibits are available.
- 6,7) Letters (2) dated **February 20 and, March 11, 2023**, to the Na Mamo O Mu’olea Board of Directors. Subject: Na Mamo O Mu’olea (NMOM) Board Disputes Resolution.
- 8) United States Internal Revenue Service, Non Profit 501(c) (3) By-Laws for Na Mamo O Mu’olea.

* * *

John and Christel Blumer-Buell

Entitled Users and Managers with Vested Interests in the Historic State of Hawai'i Registered Mu'olea Spring and Distribution System. Mu'olea Residents, Property Owners and Taxpayers with Legal Interests in the March, 1891, Hana District Map and Survey by M.D. Monsarrat showing the historic Mu'olea Mauka Access and the Subsequent 1946 Proposed Hanahuli Association Limited Subdivisions.

John is a Founding Board Member of Na Mamo O Mu'olea.

Post Office Box 787, Hana, Hawai'i 96713

jblumerbuell@gmail.com cblumerbuell@gmail.com Telephone 808-248-8972

September 13, 2023

County of Maui Department of Water Supply Director John Stufflebean, P.E. and Deputy Director James 'Kimo' Landgraf Sent Via Email to:

water.supply@mauicounty.gov with request for confirmation of receipt. Sent Via USPS Certified Mail to:

200 S. High St.

Kalana O Maui Bldg, 5th Fl

Wailuku, HI 96793

Subject: Urgent Requests for Timely Information. Requests are respectfully made Under the Legal Authority of the Freedom of Information Request (FOI), the UIPA Office of Information Practices & Uniform Information Practices Act (UIPA), the United States Constitution and "Strive for Good Governance" as described in the 2010 Maui Countywide Policy Plan under Section IV. K. <https://www.mauicounty.gov/420/Countywide-Policy-Plan>.

Aloha Director Stufflebean and Deputy Director Landgraf,

Public records document the PROPOSED 1959 subdivision by the Hanahuli Association Limited was NOT granted final approval by the County of Maui Department of Water Supply or the County of Maui.

The evidence shows the Hanahuli Association Limited **DEFAULTED** on the legally required County of Maui Department of Water Supply water system improvements required to approve the entire 18 lot subdivision. From the evidence, the publicly purchased “**Public Trust**” **Mu’olea Point** lot and the other 17 lots were NEVER legally subdivided by the County of Maui.

As a result, there could still be millions of dollars of liability damages against the Hanahuli Association Limited, the County of Maui, the Hawai’i State Land Court, Title Guarantee of Hawai’i, other title research and title guarantee insurance companies and other parties for misrepresentations and fraud.

The non response to this issue from government officials has supported the appearance and possibility of illegal “Obstruction of Justice” and illegal “Fraudulent Concealment”.

What did the Trust for Public Land (TPL), the National Oceanic and Atmospheric Administration (NOAA), County of Maui taxpayers, State of Hawai’i taxpayers, U.S. taxpayers, the Office of Hawaiian Affairs and many others actually acquire and pay nearly three million dollars for at Mu’olea Point?

A BRIEF HISTORY of RELEVANT FACTS REGARDING THE PROPOSED 1959 MU’OLEA and MU’OLEA POINT SUBDIVISION *
Indicates document is available in pdf.

1. On July 23, 1946, the Hanahuli Association Ltd. proposed an 88 lot subdivision between Wailua and Puuiki, Hana, Maui. On March 6, 1947, the number of proposed lots was increased to 99. The revealing subdivision map was created by R. M. Towill, Engineer and Surveyor. * **Enclosed.**
2. On September 4, 1959, the Maui Board of Supervisors granted **preliminary approval of the proposed** Hanahuli Association Ltd. 18 lot subdivision in the Ahupua’a of Mu’olea.*
3. On September 21, 1959, the Hanahuli Association Ltd. made Land Court Application 1692 for Mu’olea, Hana, Maui. The Hanahuli Association Limited Owners’s Certificate of Title is 65,632. Authorized and Approved by Order of the

Judge of the Land Court Dated October 16, 1959. The 2 maps and document were created by R. M. Towill. *

4. "In the Land Court the Territory State of Hawai'i", October 19, 1959, Land Court Application 1692, Petition and Order of Subdivision, Recorder's Memo:

Legibility of Writing, Typing or Printing UNSATISFACTORY in this document when received. Note on Page 6 of the document: APPROVAL: This subdivision was approved by the Board of Supervisors of the County of Maui on September 4th, 1959.*

5. December, 1959. The Hanahuli Association, Ltd. filed with the County of Maui a legally binding Water Bond agreement in which they agreed to construct a water system for the subdivision of Land Court Application No. 1692 which contains 18 lots. *

THE COUNTY OF MAUI BOARD OF SUPERVISORS SEPTEMBER 4TH, 1959, APPROVAL WAS PRELIMINARY and CONDITIONAL. FINAL APPROVAL WAS SUBJECT TO COMPLETION OF THE DECEMBER, 1959, COUNTY OF MAUI and HANAHULI ASSOCIATION LTD. WATER BOND AGREEMENT.

THE HANAHULI ASSOCIATION LTD. DEFAULTED ON THE REQUIRED WATER BOND. FINAL APPROVAL OF THE CONDITIONALLY APPROVED SUBDIVISION WAS NEVER GRANTED BY THE COUNTY OF MAUI.

Proof of these facts is documented in a "March 18, 1971, letter from Carl Kaima, Director, Department of Water Supply to Dr. P. H. Liljestrand, President, Hanahuli Association, Ltd., Subject: Installation of subdivision water system, LCA No. 1692". * **Enclosed.** The letter states in part,

"In December 1959, Hanahuli Association, Ltd. filed with the County of Maui an agreement in which they agreed to construct a water system for the subdivision of Land Court Application No. 1692 which contains 18 lots. A bond was posted with the County of Maui in August 1959 to insure this water system improvement. However, this water system has not been constructed to date and consequently, a recent request by one of the lot owners had to be denied".

“The above matter was referred to our attorney who has opined that Hanahuli Association, Ltd. defaulted on the agreement by selling parcels within this subdivision without first completing the water-line improvements”.

Additional proof of these facts are documented in a May 5, 1971, letter signed by Maui Planning Director Howard K. Nakamura. It is officially stamped “RECEIVED”, 1971, July 16, PM 4:15 BY THE DEPT. OF WATER SUPPLY, COUNTY OF MAUI”. The letter was addressed to Mr. Robert N. Ota, NORMAN SAITO ENGINEERING

CONSULTANTS, INC. regarding “Land Court Application 1692...”. * **Enclosed.** The letter states in part,

“This is to inform you that the above subdivision cannot be granted preliminary approval at this time because of an unsatisfactory performance of an agreement between the County Board of Water Supply and the Hanahuli Association”. And, “Until such time that the water system improvements are completed and approved, or under construction and completion is reasonably assured to the Department of Water Supply, the approval of the above subdivision cannot be considered”.

Again, FINAL APPROVAL OF THE PROPOSED 18 LOT SUBDIVISION WAS NEVER APPROVED BY THE COUNTY OF MAUI BECAUSE THE HANAHULI ASSOCIATION LTD. DEFAULTED ON THE REQUIRED WATER BOND IMPROVEMENTS.

The curiously “hurried and before the fact” approval by the Hawai’i Land Court was premature, uninformed and legally questionable. There is possible political influence and fraud involved in the decision. The Hawai’i Land Court decision needs to be fully documented, investigated and reported for the public good in a legal “Finding of Facts and Conclusions of Law”.

* * *

The impacts from the failure of the Maui Department of Water Supply (DWS) and the County of Maui to constructively address these questions and directly related issues continue to fester and cause harm in the community to this day. Following are several examples, of many, for your urgent and timely consideration and responses:

We have constructive solutions toward peacefully resolving each of the issues.

First Example. Enclosed letter dated October 7, 2022, from County Council Member Sinenci to Jordon Molina, Director, Maui County Director of Public Works. **SUBJECT: REQUEST FOR RESPONSE TO QUESTIONS FROM CHRISTEL AND JOHN BLUMER-BUELL (PAF 22-249).**

This October 7, 2022, letter is directly related to the previously referenced and discussed proposed 1959 Hanahuli Association Limited Subdivision. Director Molina and the PAF Committee would not or could not even constructively address the issues. Since the letter, Council Member Sinenci, the Maui County Council and the Bissen Administration have “stone walled” the issue. Why? What are they refusing to honestly and legally disclose?

Second Example. I initially filed an inquiry and subsequently complaints with the DWS regarding the violation of “**Maui County Code 14.10.010 - Water service rates. E. The penalty for providing water service to lots other than the lot to which the service is assigned is removal of the meter**” by Na Mamo O Mu’olea (NMOM), NMOM President Hank Eharis, Mu’olea resident Charles Gray and NMOM Treasurer Jan Elliott. DWS Employees have arbitrarily delayed fully answering the complaints and violated the Freedom of Information Act. **The violations and issues are directly related to the previously referenced and discussed proposed 1959 Hanahuli Association Limited Subdivision.**

Enclosed for your information and to “somewhat” clarify the situation are five letters to and from the DWS dated: **June 21, 2022**, to DWS Director Kau, **October 4, 2022**, to DWS Director Kau, DWS Engineering Program Manager Taomoto and DWS Engineering Department Engineer Yeh, **October 25, 2022**, response from Wendy Taomoto, **January 9, 2023**, to Wendy Taomoto and **February 1, 2023**, to Tammy Yeh.

Please note: Na Mamo O Mu’olea is in blatant violation of its 50 year County of Maui lease. In addition, the County of Maui is in violation of its superior oversight agreement with the National Oceanic and Atmospheric Administration (NOAA) regarding Mu’olea Point and related legal responsibilities. The County of Maui has knowingly ignored these blatant lease violations.

Third Example. Enclosed is a letter from the Maui Department of Water Supply (DWS) dated December 28, 2015, regarding a water service request and the “Point of Adequacy”. This proves, again, the “defaulted” Hanahuli Association water bond obligations were never met. The letter also proves the DWS the Department has been requiring Maui Taxpayers to pay for the defaulted Hanahuli Association requirements **without public disclosure and the legally required Hawai’i Revised Statute 343 Environmental Impact Statement process.**

On June 25, 2005, the Hana Community Association made a formal **“Request for an Environmental Assessment (EA) for the Hamoa to Koali Waterline. Opposition to a negative declaration”**. The community was promised an EA process would be timely completed. A legal EA process has never been done. The DWS continues to install “segments” of the project illegally.

Urgent Questions: 1) What are the EXACT plans and dates to upgrade the remaining “segments” of the Hamoa to Koali water pipeline? 2) Is the current plan to upgrade the pump station in Mu’olea part of a plan to make water meters available in Mu’olea? **This is all relevant to the 1959 proposed, but defaulted, Hanahuli Association Limited Subdivision.**

We look forward to your prompt and timely responses as required by law **under the Legal Authority of the Freedom of Information Request (FOI), the UIPA Office of Information Practices & Uniform Information Practices Act (UIPA), the United States Constitution and “Strive for Good Governance” as described in the 2010 Maui Countywide Policy Plan under Section IV. K. <https://www.mauicounty.gov/420/Countywide-Policy-Plan>.**

Malama Pono!

Sincerely yours,

John and Christel Blumer- Buell, Mu’olea