

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

October 7, 2019



RECEIVED
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OFFICE OF THE
COUNTY CLERK

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

For Transmittal to:

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

APPROVED FOR TRANSMITTAL

Scott Teruya 10/8/19
Mayor Date

Dear Chair King and Maui County Council Members:

**SUBJECT: HOKUULA AGRICULTURAL SUBDIVISION
ROAD WIDENING LOT, LOT 1-B
TMK: (2) 2-5-003-027 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:** \$3,500.00 from the Countywide Safety Improvement – Haliimaile Road Fund
- 2) **Purpose:** Haliimaile Road, Road Widening Lot

COUNTY COMMUNICATION NO. 19-412

Road Widening Lot, Lot 1-B
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- 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

**HOKUULA AGRICULTURAL SUBDIVISION
LOT 1-B**

Being portions of Royal Patent 7512, Land Commission Award 11216, Apana 27 to M. Kekauonohi and Grant 2044 to John Pierson, situated at Pukalani, Haliimaile, Makawao, Island and County of Maui, State of Hawaii.

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

6,188.47 feet North

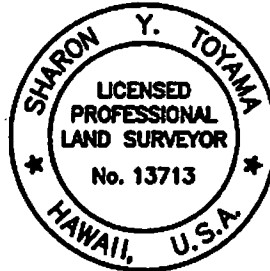
3,995.08 feet West

and running by azimuths measured clockwise from True South:

1. 253° 43' 04" 561.30 feet along the Southeasterly side of Haliimaile Road, being also the remainders of Grant 2044 to John Pierson and Royal Patent 7512, Land Commission Award 11216, Apana 27 to M. Kekauonohi;
2. Thence along the Southeasterly side of Haliimaile Road, being also the remainder of Royal Patent 7512, Land Commission Award 11216, Apana 27 to M. Kekauonohi on a curve to the left with a radius of 1,153.71 feet, the radial azimuth from the radius point to the beginning of the curve being: 343° 43' 04"; the radial azimuth from the radius point to the end of the curve being: 331° 50' 18"; and the chord azimuth and distance being: 247° 46' 41" 238.78 feet;
3. 305° 01' 33" 16.78 feet along Royal Patent 7512, Land Commission Award 11216, Apana 27 to M. Kekauonohi;

4. Thence along Lot 1-A, being also the remainder of Royal Patent 7512, Land Commission Award 11216, Apana 27 to M. Kekauonohi on a curve to the right with a radius of 1,168.71 feet, the radial azimuth from the radius point to the beginning of the curve being: 331° 28' 02"; the radial azimuth from the radius point to the end of the curve being: 343° 43' 04"; and the chord azimuth and distance being: 67° 35' 33" 249.41 feet;
5. 73° 43' 04" 564.20 feet along the remainder of Lot 1-A, being also the remainders of Royal Patent 7512, Land Commission Award 11216, Apana 27 to M. Kekauonohi and Grant 2044 to John Pierson;
4. 174° 40' 00" 15.28 feet along Lot 2, being also the remainder of Grant 2044 to John Pierson to the point of beginning and containing an area of 12,110 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-69340051

SUBJECT, HOWEVER, to the following:

- 1. Mineral and water rights of any nature.**
- 2. New Hamakua Ditch and Tunnel Easement as shown on Tax map.**
- 3. Any and all existing roadways, trails, easements, rights of way, flumes and irrigation ditches.**
- 4. 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.**

5. LEASE

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

DATED : August 5, 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

6. The terms and provisions contained in the following:

INSTRUMENT: SUBDIVISION AGREEMENT (AGRICULTURAL USE)

DATED : December 21, 2007

RECORDED : Document No. 2008-004225

PARTIES : ALEXANDER & BALDWIN, INC., "Owner", and the COUNTY OF MAUI

7. The terms and provisions contained in the following:

INSTRUMENT: **AGREEMENT FOR ALLOCATION OF FUTURE
SUBDIVISION POTENTIAL**

DATED : **September 17, 2008**
RECORDED : **Document No. 2008-149508**
PARTIES : **ALEXANDER & BALDWIN, INC., "Subdivider", and COUNTY
OF MAUI**

8. RESTRICTION OF VEHICULAR ACCESS RIGHTS

ALONG : **Haleakala Highway**
SHOWN : **on Subdivision map dated March 3, 2006, as revised, approved by
the County of Maui on June 8, 2009, Subdivision File Number
2.2969**

9. DRAINAGE RESERVE as shown on Subdivision map dated March 3, 2006, as revised, approved by the County of Maui on June 8, 2009, Subdivision File Number 2.2969.

10. GRANT OF EASEMENT

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**

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

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

END OF EXHIBIT "A"

