

RECORDATION REQUESTED BY:

Buichi Kaetsu

AFTER RECORDATION, RETURN TO:

PLANNING DEPT  
25 AUPUNI ST  
HILO HI 96720

73- 78735

STATE OF HAWAII  
BUREAU OF CONVEYANCES  
RECEIVED FOR RECORD  
FILED 9533 PAGE 82  
1973 OCT -4 PM 3:59

RETURN BY: Mail ( ) Pickup ( )

  
INDEXED REGISTRAR

AGREEMENT

WHEREAS, Buichi Kaetsu

whose residence address is Hakalau, Hawaii

\_\_\_\_\_, desires to enter into an  
agreement with the Planning Department of the County of Hawaii,

NOW, THEREFORE, IT IS HEREBY AGREED that the undersigned  
may construct an additional single-family farm dwelling unit  
located on property legally described as follows:

TMK: 2-9-04:38, Lot 21 of Grant No. 7085 of  
Hakalau Hmstd., South Hilo, Hawaii

and zoned A-10a

by the County of Hawaii and classified Agriculture by the  
State Land Use Commission.

IT IS HEREBY ACKNOWLEDGED that the undersigned is the  
owner of the property above described.

IT IS HEREBY FURTHER AGREED that this approval is given  
subject to the following conditions:

1. Said dwelling shall be used to provide shelter to only person(s) conducting substantial agricultural activity on the subject land. An agricultural activity is considered substantial only if it provides a major source of income to the person(s) occupying the dwelling.

2. Said and existing dwellings shall not be rented, leased, and/or sold to any person(s) not engaging in substantial agricultural activity on the subject land.

3. The Planning Department, County of Hawaii, shall reserve the right to periodically inspect the subject area and dwelling to assure compliance with this agreement.

4. All of the provisions of these conditions shall be recorded with the State of Hawaii Bureau of Conveyances. A copy of the recordation shall be forwarded to the Planning Department, County of Hawaii, no later than six (6) months from the date of approval of the building permit for the said dwelling.

5. This agreement shall run with the land and apply to all persons who may now or in the future use or occupy the dwelling above described.

IT IS HEREBY FURTHER AGREED that if this agreement is with a lessee, the legal owner shall be a party to this agreement.

IT IS HEREBY FURTHER AGREED that should the pertinent provisions of the State and County laws and rules and

regulations change to authorize said dwelling, upon request of the undersigned, this agreement may be reconsidered for possible amendment and/or severance.

IN CONSIDERATION OF THE AFORESAID, the Planning Department, County of Hawaii, hereby approves this agreement as being in conformity with Section 2.14 of the State Land Use District Regulations and Chapter 205, Hawaii Revised Statutes, as amended, relative to permitted uses within the Agricultural District.

IN WITNESS WHEREOF, the said Buichi Kaetsu  
 \_\_\_\_\_ has/have caused this instrument  
 to be executed on the 4th day of September, 1973.

Buichi Kaetsu  
 \_\_\_\_\_

STATE OF HAWAII     )  
                               ) SS:  
 COUNTY OF HAWAII    )

On this 4th day of September, 1973, before me  
 personally appeared Buichi Kaetsu  
 to me known to be the person described in and who executed the  
 foregoing instrument, and acknowledged that he executed the  
 same, by signing, and delivering the same, as his free act  
 and deed.

James A. Tinsley  
 Notary Public, Third Judicial  
 Circuit, State of Hawaii

My commission expires: Dec. 17, 1974.

ACCEPTED:  
Raymond C. [Signature]  
 Planning Director  
 County of Hawaii  
 Date: OCT 2 1973

APPROVED AS TO FORM  
 AND LEGALITY:  
Deputy [Signature]  
 Corporation Counsel  
 County of Hawaii  
 Date: 9/28/73