RECORDATION REQUESTED BY:

Tsukasa Yamamoto and Sachiko Yamamoto

AFTER RECORDATION, RETURN TO:

on the subject land; and

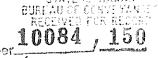
PLANNING DEPARTMENT, COUNTY OF HAWAII

25 Aupuni Street

Hilo, Hawaii 96720 RETURN BY: Mail (x) Pi

Pickup ()

71-56920



1974 AUG 12 AM 9:00

This may 17 ft 20 9 ?

## FARM DWELLING AGREEMENT

WHEREAS, Tsukasa Yamamoto and Sachiko Yamamoto
whose residence address is P. O. Box 83, Kamuela, Hawaii 96743
, 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 con-
struct an additional single-family farm dwelling unit located on property
legally described as follows:
TMK: 6-6-05:18 containing an area of 21.120 acres
and zoned Agricultural
by the County of Hawaii and classified Agriculture by the State Land Use
Commission.
IT IS HEREBY ACKNOWLEDGED that the undersigned is the
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; and
2. Said and existing dwellings shall not be rented, leased, and/or
sold to any person(s) not engaging in substantial agricultural activity

- 3. That the Owner shall grant to the Planning Department the right-of-entry at the Planning Department's convenience to periodically inspect the premises to assure compliance with provisions of this agreement; and
- 4. That this agreement shall run with the land and apply to all persons who may or in the future use or occupy the dwelling above described; and
- 5. 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; and

6.	Failure	of	Owner	to	abide	by	this	agreement	shall	result	in	the
immediate	e removal	Lof	the	said	fa	xm	dwelli	ng			<del></del>	······································

by the Owner at Owner's expense upon demand by County.

Upon Owner's failure to remove said second farm dwelling within one month after demand is made by the County, the parties agree that this agreement will be a nullity and the County may treat said second farm dwelling as a violation of the ordinances then in existence. The parties further agree that the enforcement provision of this agreement shall be binding on all heirs, devisees and assigns.

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
has/have caused this instrument
to be executed on the Jid day of the day of 19 74.
Tsukasa Yamamoto
Sachiko Yamamojo  State of Hawaii )
Sachiko Yamamoro STATE OF HAWAII )
) SS:
COUNTY OF HAWAII
On this day of, 19 74, before me
personally appeared Tsukasa Yamamoto and Sachiko Yamamoto
to me known to be the person described in and who executed the fore-
going instrument, and acknowledged that they executed the same, by signing, and delivering the same, as their free act and deed.
signing, and derivering the same, as free act and deed.
Marie J. Haken
Notary Public, Third Judicial
Circuit, State of Hawaii
My commission expires: $\frac{1}{2} \frac{1}{2} \frac{1}{$
ACCEPTED:
Luma Vielani
Planning Director
County of Hawaii
Date:ANG s 1974
APPROVED AS TO FORM AND LEGALITY:
Corporation Counsel
Corporation Counsel County of Hawaii
Date: 8/1/14