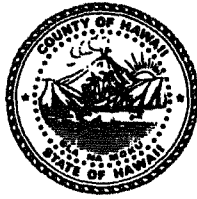


Harry Kim
Mayor



Christopher J. Yuen
Director

Brad Kurokawa, ASLA
LEED® AP
Deputy Director

County of Hawaii
PLANNING DEPARTMENT

101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720-4224
(808) 961-8288 • FAX (808) 961-8742

August 12, 2008

State of Hawaii
Bureau of Conveyances
P.O. Box 2867
Honolulu, HI 96803

To Whom It May Concern:

SUBJECT: Cancellation of Additional Farm Dwelling Agreement
Tax Map Key: (3) 8-1-025:018

Enclosed are the original and one (1) copy of a Cancellation of Additional Farm Dwelling Agreement for the subject parcel, check #4962 from the First Party in the amount of \$25.00 for the recordation fee, and two (2) self-addressed stamped envelopes, which are submitted for recordation.

Should you have questions, please contact Deanne Bugado of our West Hawaii office at 327-3510.

Sincerely,


CHRISTOPHER J. YUEN
Planning Director

DEB:cs
P:\AFDA\Kona AFDA\Cancellation\AFDAcanboc-8-1-25-18Nakano.doc

Enclosures: Original AFDA Cancellation document
Copy of AFDA Cancellation document
Check #4962
Two (2) Self-addressed return envelopes

AUG 14 2008

AFTER RECORDATION, RETURN BY MAIL TO:

County of Hawaii Planning Department
101 Pauahi Street, Suite 3
Hilo, Hawaii 96720

TITLE OF DOCUMENT:

CANCELLATION OF ADDITIONAL FARM DWELLING AGREEMENTS

PARTIES TO DOCUMENT:

FIRST PARTY: DENNIS M. NAKANO and MOLLY H. NAKANO

SECOND PARTY: COUNTY OF HAWAII

PROPERTY DESCRIPTION:

TMK: (3) 8-1-025:018

CANCELLATION OF AGREEMENT

THIS AGREEMENT made and executed this 12th day of June, 2008, by and between **DENNIS M. NAKANO and MOLLY H. NAKANO**, herein called the "First Party," whose mailing address is P.O. Box 1144, Kealahou, Hawaii 96750 and the **COUNTY OF HAWAII**, herein called the "Second Party,"

WITNESSETH

WHEREAS, on September 23, 1981 an agreement was entered into by and between the Owner of the property described as Tax Map Key 8-1-001:024 and the County whereby the Owner was authorized to construct a farm dwelling (being a second dwelling) on the property; and

WHEREAS, the agreement to construct said improvements was duly recorded with the State of Hawaii Bureau of Conveyances as liber book page 16111.183; and

WHEREAS, on December 14, 1994 an agreement was entered into by and between the Owner of the property described as Tax Map Key 8-1-001:024 and the County whereby the Owner was authorized to construct a farm dwelling (being a second dwelling) on the property; and

WHEREAS, the agreement to construct said improvements was duly recorded with the State of Hawaii Bureau of Conveyances as Document Number 1995-005922; and

WHEREAS, the subject area was zoned Agricultural (A-5a) by the County of Hawaii and classified Agricultural by the State Land Use Commission; and

WHEREAS, the property described as Tax Map Key (3) 8-1-001:024 has since been subdivided into three parcels (new TMK's (3) 8-1-025:018, 019 and 020) by subdivision number 6746 with final approval granted on June 13, 1996; and

NOW, THEREFORE, in consideration of the above recitals and the conditions and covenants contained therein, the parties agree as follows:

The County agrees that the agreement dated September 23, 1981, recorded at the State of Hawaii Bureau of Conveyances liber book page 16111.183, between the Owner and the County is no longer applicable and that the agreement is hereby declared null and void.

The County agrees that the agreement dated December 14, 1994, recorded at the State of Hawaii Bureau of Conveyances Document Number 1995-005922, between the Owner and the County is no longer applicable and that the agreement is hereby declared null and void.

The Second Party agrees that the agreement dated September 23, 1981 no longer constitutes a covenant or encumbrance running with the land as it relates to Tax Map Key (3) 8-1-025:018.

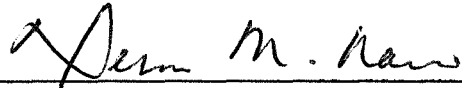
The Second Party agrees that the agreement dated December 14, 1994 no longer constitutes a covenant or encumbrance running with the land as it relates to Tax Map Key (3) 8-1-025:018.

The First Party agrees to pay for all of the necessary costs and expenditures to record this Cancellation of Agreement.

IT IS MUTUALLY AGREED BY AND BETWEEN the parties that if any additional documents are necessary that they will execute same in order that the agreements dated September 23, 1981 and December 14, 1994 no longer constitutes an encumbrance on Tax Map Key (3) 8-1-025:018.

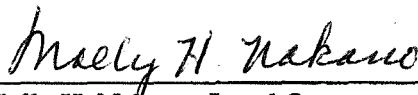
[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the parties have executed this agreement on the day and year
first above written.



Dennis M. Nakano, Legal Owner

FIRST PARTY



Molly H. Nakano, Legal Owner

FIRST PARTY

COUNTY OF HAWAII

By 

Christopher J. Yuen
Its Planning Director

SECOND PARTY

**CERTIFICATE OF ACKNOWLEDGMENT
California All-Purpose Acknowledgment**

**State of California
County of Contra Costa**

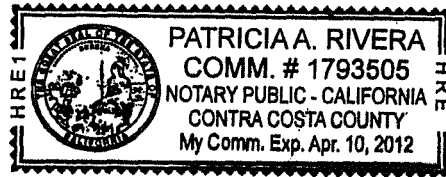
On June 17, 2008 before me, Patricia A. Rivera, Notary Public personally appeared
Date Name and Title of the Officer

Dennis M. Nakano and Molly H. Nakano
Name of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/het/their authorized capacity(ies), and that by his/het/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Patricia A. Rivera
Signature of Notary Public

Place Notary Seal Above

Description of Attached Document

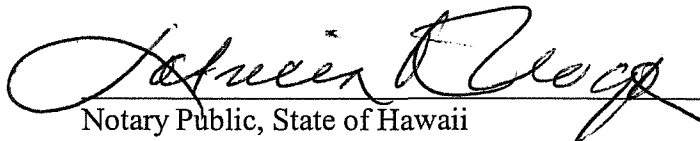
Title or Type of Document: Cancellation of Additional Farm Dwelling Agreement
Document Date: _____ Number of Pages: 6
Signers(s) other than named above: _____

STATE OF HAWAII)

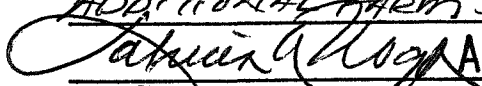
) SS
COUNTY OF HAWAII)

On this 12th day of August, 2008 before me personally appeared Christopher J. Yuen, to me personally known, who, being by me duly sworn, did say that he is the Planning Director of the County of Hawaii; and that the Planning Department of the County of Hawaii has no corporate seal; and that the instrument was signed on behalf of the Planning Department of the County of Hawaii, a government agency, and said Christopher J. Yuen acknowledged the instrument to be the free act and deed of said Planning Department, County of Hawaii.

Patricia A. Koga


Notary Public, State of Hawaii

My commission expires: 07/17/10

Doc. Date: AUG 12 2008 # Pages: 6
Patricia A. Koga Third Circuit
Doc. Description: CANCELLATION OF
ADDITIONAL FARM DWELLING AGREEMENT
 AUG 12 2008
Notary Signature Date
My commission expires 2010
NOTARY CERTIFICATION