

William P. Kenoi
Mayor



Duane Kanuha
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PLANNING DEPARTMENT

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January 10, 2014

Jeffrey Mermel, Trustee (via e-mail Jeffrey@hilofire.com)
Estate of Ray M. Fuhrmann
PO Box 342
Volcano, HI 96785

Dear Mr. Mermel:

Determination of Lot of Record
Hale Ohia Tract, Kea'au, Puna, Hawai'i
TMK: 1-1-005:035

We have received your e-mail of January 7, 2014, requesting verification that the subject Tax Map Key (TMK) is a pre-existing lot of record.

We have reviewed the documents submitted, our department records and those of the Department of Finance-Real Property Tax Division (RPT) in accordance with Article 11 (Pre-existing Lots) of the Subdivision Code (Sections 23-117 through 23-120). Our review of the records has found the following:

1. The subject Lot 8 (Parcel 35) and adjacent lots were first platted as a portion of the Hale Ohia Tract, Portion of Land Commission Award 8559-B, Apana 16 (L.C. Aw. 8559-B:16) dated December, 1927.
2. We do not have any record of this lot being consolidated with any other lot adjoining it.

Section 23-118. Criteria to determine a pre-existing lot, states in relevant part:

The director shall certify that a lot is pre-existing if the lot meets one of the following criteria:

(a) **The lot was created and recorded prior to November 22, 1944** or the lot was created through court order (e.g. partition) prior to July 1, 1973, **and the lot had never been legally consolidated...**

In view of the above, we confirm that Parcel 35 is indeed a separate legal pre-existing lot of record:

- 1) Lot 8 of the Hale Ohia Tract, Kea'au, consisting of 17,150 square feet.

Jeffrey Mermel, Trustee
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Should you have any questions, please feel free to contact Jonathan Holmes of this department.

Sincerely,



DUANE KANUHA
Planning Director

JRH:Inm

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xc: Tax Maps and Records Supervisor
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