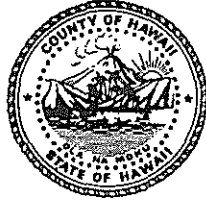


William P. Kenoi  
Mayor



Bobby Jean Leithead Todd  
Planning Director

Margaret K. Masunaga  
Deputy Planning Director

County of Hawaii

**PLANNING DEPARTMENT**

Aupuni Center • 101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720  
Phone (808) 961-8288 • Fax (808) 961-8742

January 8, 2010

Chris Yuen, Esq.  
P.O. Box 5  
Nānole, HI 96773

Dear Mr. Yuen

**DETERMINATION OF PRE-EXISTING LOTS**  
**TMK: 3-2-001:005**

This is in response to your letter dated December 8, 2009.

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 that the parcel, along with other parcels in the vicinity, is indeed bisected by an "old road" which is a government road. As such, Parcel 005 is actually two (2) non-contiguous lots separated by a 30-ft. wide roadway lot.

We have no record of the roadway lot having been officially abandoned or disposed of by the County or State governments nor having been consolidated with Parcel 005 or any adjacent lots. Therefore, please be aware that this remains a public road and the public has a right of access through this right-of-way.

You may want to have a modern metes and bounds survey be conducted for a more accurate and current land area determination and that a map reflecting this information may be submitted for certification.

A request for an additional TMK Parcel number should be by, or authorized by, the owner and be directed to our Tax Maps and Records Section.

Chris Yuen, Esq.  
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January 8, 2010

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

Sincerely,



BJ LEITHEAD TODD  
Planning Director

JRH

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xc: ✓ Tax Maps and Records Supervisor  
Real Property Tax Division-Hilo  
Manager-DWS  
Director-DPW