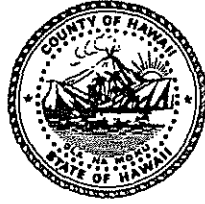


William P. Kenoi
Mayor



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

May 26, 2011

Steve Shropshire
Aloha Green
P.O. Box 1146
Hilo, HI 96720

Dear Mr. Shropshire:

**DETERMINATION OF LEGAL LOTS OF RECORD
Waikaumalo, North Hilo, Island of Hawai'i, Hawai'i
TMK: 3-2-002:031, 075 & 109**

This is in response to your letter dated April 13, 2011.

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 research of the records has found the following legal lots of record:

1. Parcel 031 on the seaward side of abandoned railroad right-of-way (ROW);
2. Parcel 109, Lot 9 of SUB 7758, abandoned railroad ROW, Lots 107-1, 107-2 & 107-3; and
3. Parcel 075, portion of Parcel 032, severed by Hawai'i Belt Road alignment through project SDR 3 (14).

If the landowner(s) are considering a consolidation and resubdivision of the lots, they should be aware that, per Section 23-120 of the Subdivision Code, the ROW cannot be utilized to create a third buildable lot but only for the creation of another ROW lot or simply extinguished.

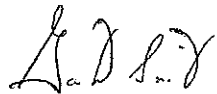
If consolidation and resubdivision is not the intent, a modern survey should be done to establish the current metes and bounds and areas of the lots.

Steve Shropshire
Aloha Green
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Legal access from the Hawai'i Belt Road to these parcels should be verified/determined/established.

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

Sincerely,



BJ LEITHEAD TODD
Planning Director

JRH:Inm

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