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October 21, 2020

Phyllis Aguiar
P.O. Box 111
Nīnole, Hawai'i 96773

Dear Ms. Aguiar,

**DETERMINATION OF PRE-EXISTING LOTS OF RECORD
Being Lots 16 & 19 of Kihalani Homesteads, and
Lots 23 & 33 of Pāpa'aloa Homesteads ,
Kihalani, Kapehui, & Pāpa'aloa, North Hilo, Island of Hawai'i, Hawai'i
Tax Map Keys: (3) 3-5-001:028, 3-5-002:022, 3-5-003:006, & 3-5-004:015**

This responds to your correspondence of October 1, 2020, requesting a determination of pre-existing lot of record for the above tax keys.

We have reviewed 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. TMK 3-5-001:028 (Lot 16) was created by Registered Map 2496 (Kihalani Homesteads), dated 1910;
2. TMK 3-5-002:022 (Lot 23) was created by Registered Map 2582 (Pāpa'aloa Homesteads), dated 1916;
3. TMK 3-5-003:006 (Lot 33) was created by Registered Map 2582 (Pāpa'aloa Homesteads), dated 1916;
4. TMK 3-5-004:015 (Lot 19) was created by Registered Map 2496 (Kihalani Homesteads), dated 1910; and
5. We have no record of any portions having been legally consolidated with any other adjacent lands.

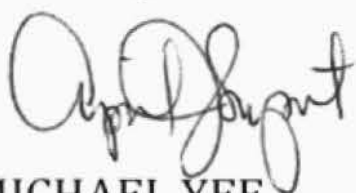
Given the above, and pursuant to Section 23-118. Criteria to determine a pre-existing lot, criteria (a) which states:

(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, provided that no pre-existing lot shall be recognized based upon a lease except for a lease which complied with all other applicable laws when made, including Territorial statutes regulating the sale or lease of property by lot number or block number, and on September 25, 2002, the proposed lot contains a legal dwelling, or has been continuously leased since January 8, 1948, as a separate unit.

We find that all of the TMKs listed above are pre-existing lots of record.

Should you have any questions, please feel free to contact Hans Santiago at hans.santiago@hawaiicounty.gov or Jonathan Holmes jonathan.holmes@hawaiicounty.gov of this department.

Sincerely,


MICHAEL YEE
Planning Director

HS:tb

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xc: Tax Maps and Records Supervisor
Real Property Tax Division-Kona
Manager-Chief Engineer, DWS
G. Bailado, GIS Analyst (via e-mail)