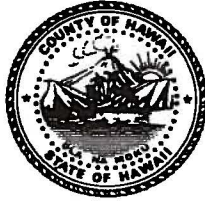


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July 24, 2017

Steven S.C. Lim, Esq.
Carlsmith Ball, LLP
P.O. Box 686
Hilo, HI 96721-0686

Dear Mr. Lim:

**Determination of Pre-existing Lots of Record
Portions of L.C. Aw. 8522-B, Apana2; Grant 3405; L.C. Aw. 7715, Apana 7;
Mahele to Keelikolani; Grant 1992; and the Whole of Grants 654, 666, 10129,
Grant Deed (Parcels "D" & "E"), and L.C. Aw.'s 8098, 8723, Apana 2, & 8729, Apana 1,
Kapa'anui, Kou, Kamano, Hihuu, Māhukona 1st & 2nd and Kaoma,
North Kohala, Island of Hawai'i, Hawai'i
TMK: 5-7-002:011 & 5-7-003:002; 003 & 010**

We have received your correspondences of June 14, 2017, regarding the above listed properties.

We have reviewed the information 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:

TMK: 5-7-002:011

- 1) A Portion of Land Commission Award 8522-B, Apana2 (1 lot); and
- 2) A Portion of Grant 3405 (1 lot).

TMK: 5-7-003:002

- 3) (1) A Portion of Mahele to Keelikolani (1 lot);
- 4) (2) A Portion of Grant 1992 (1 lot); and
- 5) (3) A Portion of Grant 654 (1 lot).

TMK: 5-7-003:003

- 6) (1) A Portion of Grant 3405 (1 lot);
- 7) (2) A Portion of Land Commission Award 7715, Apana 7 (1 lot);
- 8) (3) A Portion of Mahele to Keelikolani (1 lot);
- 9) (4) A Portion of Grant 10129 (1 lot);
- 10) (5) A Portion of Grant 1992 (1 lot);
- 11) (6) Grant 666 (1 lot);
- 12) (7) Land Commission Award 8729, Apana 1 (1 lot);
- 13) (8) Land Commission Award 8723, Apana 2 (1 lot);
- 14) (9 & 10) Two Portions of Grant Deed, Being Lot "D" & Lot "E" (C.S.F. 6250) (2 lots);
- 15) (10) A Portion of Grant Deed, Being Lot "E" (C.S.F. 6250) (1 lot);
- 16) (11) A Portion of Grant 654 (1 lot);
- 17) (12) A Portion of Grant 1992 (1 lot);
- 18) (13) Land Commission Award 8098, Apana 2 (1 lot); and
- 19) (14) A Portion of Grant 10129 (1 lot).

TMK: 5-7-003:010

- 20) (1) A Portion of Grant 3405 (1 lot);
- 21) (2, 3 & 4) Three Portions of Land Commission Award 7715, Apana 7 (3 lots, 1 being a road lot);
- 22) (5, 6 & 7) Three Portions of Mahele to Keelikolani (3 lots, 1 being a road lot);
and
- 23) (8) A Portion of Grant 1992 (1 lot).

We note that, for Parcel 5-7-002:003, the arrow for #10 should point to Parcel "E" which is adjacent to #13, Land Commission Award 8098, Apana 2.

Therefore, we determine that the subject parcels actually contain a total of twenty-eight (28) pre-existing lots of record, of which there are twenty-six (26) buildable lots and two (2) road lots.

The landowners are reminded that there are several land use entitlements and/or active applications associated with these lots and that prior to any further actions with the lots, the status of those entitlements will need to be clarified/rectified.

Steven S.C. Lim, Esq.
Carlsmith Ball, LLP
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July 24, 2017

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

Sincerely,



MICHAEL YEE
Planning Director

JRH/DSA:lnm

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xc: Tax Maps and Records Supervisor
Real Property Tax Division-Kona
Planning Department-Kona
Manager, DWS
G. Bailado, GIS Analyst (via e-mail)
SUB-88-000111; USE 111 (USE-91-000006);
SMA 95 (SMA-79-000006), 230 (SMA-84-000011), 341 (SMA-91-000012);
REZ 531 (REZ-84-000019, Ord. 86 082, 90 007), 747 (REZ-91-000015, Ord. 93 109);
SLU 853 (SLU-91-000003, Ord. 93 113)