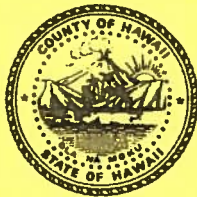


Harry Kim  
Mayor



Christopher J. Yuen  
Director

Brad Kurokawa, ASLA  
LEED® AP  
Deputy Director

County of Hawaii  
PLANNING DEPARTMENT

101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720-3043  
(808) 961-8288 • FAX (808) 961-8742

March 22, 2007

Mr. Samuel J. Lemmo, Administrator  
DLNR, Office of Conservation and Coastal Lands  
P. O. Box 621  
Honolulu, HI 96809

Dear Mr. Lemmo:

**Request for Comments: CDUA HA-3403**  
**Consolidation and Resubdivision**  
**TMK: 8-8-2:14, 17 & 22, Aliko, South Kona, Hawaii**

This is in response to the request for comments on the consolidation and resubdivision of five (5) lots into five (5) lots.

Our department and the Real Property Tax Office have no documentation that TMK: 8-8-2:14 consists of three legal lots of record. The applicant has been requested to submit proof of prior existence of these lots and to document that no further action (consolidation/resubdivision) has occurred to alter their pre-existing configuration.

In view of the foregoing, a determination on the Special Management Area Use Permit Assessment Application (SAA 07-000228) for the consolidation and resubdivision of five (5) lots into five (5) lots will be held in abeyance pending receipt of the request information.

MAR 23 2007

Mr. Samuel J. Lemmo, Administrator  
DLNR, Office of Conservation and Coastal Lands  
Page 2  
March 22, 2007

Other than the foregoing, we have no further comments to offer at this time. However, should you have questions, please feel free to contact Esther Imamura of our office at (808) 961-8288, extension 257.

Sincerely,



CHRISTOPHER J. YUEN  
Planning Director

ETI:cd

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Enclosure

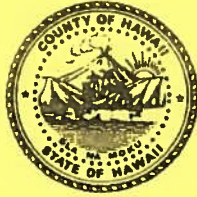
xc: Ms. Esther Imamura, Long Range Planning  
Mr. Gregory Mooers  
Planning Department, Kona

TRANSMISSION VERIFICATION REPORT

TIME : 03/23/2007 09:15  
NAME : PLANNING  
FAX : 9618742  
TEL : 9618288  
SER.# : BROE4J601474

DATE, TIME	03/23 09:15
FAX NO./NAME	918085870322
DURATION	00:00:29
PAGE(S)	02
RESULT	OK
MODE	STANDARD ECM

Harry Kim  
Mayor



Christopher J. Yuen  
Director

Brad Kurokawa, ASLA  
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Deputy Director

County of Hawaii  
PLANNING DEPARTMENT

101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720-3043  
(808) 961-8288 • FAX (808) 961-8742

March 22, 2007

Mr. Gregory R. Mooers  
Mooers Enterprises, LLC  
P. O. Box 1101  
Kamuela HI 96743

Dear Mr. Mooers:

**Subject: Special Management Area Use Permit Assessment Application (SAA 07-000228)**  
**Applicant: Dick Chun**  
**Land Owner: Yee Hop Ltd.**  
**Request: Consolidation & Resubdivision of Five (5) Lots into Five (5) Lots**  
**TMK: 8-8-2:14, 17 & 22, Alika, South Kona, Hawaii**

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After further review of your submittals and our files, we have not been able to find evidence that Parcel 14 consists of three legal lots of record.

The Real Property Tax Office and our department have no record that TMK: 8-8-2:14 consists of three legal lots of record. Therefore, proof of prior existence of these lots must be established and also documentation that no further action (consolidation/resubdivision) has occurred to alter their pre-existing configuration.

The submitted partition deed which was recorded in Liber 362, Pages 261-263 does not provide the proof that we are requesting.

We recommend the following supporting evidence, if available, be submitted for pre-existing lots determination in accordance with Article 11 of the Subdivision Code:

1. Registered survey of the metes and bounds of the lots.
2. Warranty deeds with multi-part parcel description
3. Maps
4. Leases
5. Mortgages
6. Affidavit(s)
7. Other supporting documents.

Mr. Gregory R. Mooers  
Mooers Enterprises, LLC  
Page 2  
March 22, 2007

In view of the foregoing, we will hold your application in abeyance pending receipt of the requested documentation.

If you have questions, please feel free to contact Esther Imamura of this department at 961-8288, extension 257.

Sincerely,



CHRISTOPHER J. YUEN  
Planning Director

ETI:cd

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xc: Ms. Esther Imamura, Long Range Planning  
Mr. Daryn Arai, Ministerial Division  
Planning Department, Kona  
Department of Public Works, Engineering – Kona