

RECORDATION REQUESTED BY:

Tom C. Leuteneker

85-138356

STATE OF HAWAII  
REGISTRAR'S OFFICE

AFTER RECORDATION, RETURN TO:

CARLSMITH, WICHMAN, CASE, MUKAI AND ICHIKI  
P. O. Box 1006  
Wailuku, Maui, Hawaii 96793

85 DEC 6 AM: 33

19128 565

RETURN BY: MAIL ( ) PICKUP (✓)

REGISTRAR

SPACE ABOVE THIS LINE FOR REGISTRAR'S USE

CARLSMITH, WICHMAN,  
CASE, MUKAI AND ICHIKI  
(Tom C. Leuteneker) 721-0  
(Gary R. Phillips) 2770-0  
121 Waiianuenu Avenue  
Hilo, Hawaii 96720

Telephone No. 935-6644

Attorneys for Plaintiff

CLERK

85 DEC 6 AM: 32

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT  
STATE OF HAWAII

MAGOON ESTATE, LIMITED,

Plaintiff,

vs.

YEE VAH, HEIRS AND ASSIGNS OF )  
YEE VAH, NAKIHAPAI (W), HEIRS )  
AND ASSIGNS OF NAKIHAPAI (W), )  
MOHA (K), HEIRS AND ASSIGNS OF )  
KAIAPA MOHA, KAPULANI KAMAKA, )  
HEIRS AND ASSIGNS OF KAPULANI )  
KAMAKA, KANAKAKAU, HEIRS AND )  
ASSIGNS OF KANAKAKAU, ANNA )  
POHINA MAERTENS, MARAEA )  
KAIOLANI KAUPIKO, EUGENE K. )  
KAUPIKO, HEIRS AND ASSIGNS OF )

) CIVIL NO. 5473

) JUDGMENT and DECREE;  
) EXHIBITS A - I

I hereby certify that this is a full, true and  
correct copy of the original on file in this office.

*Allen Vahley*  
Clerk, Third Circuit Court, State of Hawaii

OLIVER KIRKIE POHINA, ESTHER )  
 ERUY POHINA, OLIVER POHINA, W. )  
 PPOKALANI, HEIRS AND ASSIGNS )  
 OF W. PPOKALANI, J. W. )  
 KUREMOKO, HEIRS AND ASSIGNS )  
 OF J. H. KUATMOKO, AKIAO AWA, )  
 HEIRS AND ASSIGNS OF AKIAO )  
 AWA, SOLOMONA NAHUPU KAMAKA, )  
 HEIRS AND ASSIGNS OF SOLOMONA )  
 NAHUPU KAMAKA, S. L. KEAO )  
 LEVI, HEIRS AND ASSIGNS OF S. )  
 L. KEAO LEVI, SAMUEL L. KEAO )  
 LEVI ESTATE, S. N. KAMAKA, )  
 HEIRS AND ASSIGNS OF S. N. )  
 KAMAKA, PHILOMENA Y. )  
 KAAKIMAKA, HEIRS AND ASSIGNS )  
 OF PHILOMENA Y. KAAKIMAKA, )  
 SARAH KALAHIKI, HEIRS AND )  
 ASSIGNS OF SARAH KALAHIKI, )  
 J. S. W. KAMAKA, HEIRS AND )  
 ASSIGNS OF J. S. W. KAMAKA, )  
 KEEO (AKIO) AWA, HEIRS AND )  
 ASSIGNS OF KEEO (AKIO) AWA, )  
 ISAIAH K. KAAKIMAKA, MARILYN )  
 M. SABEV, EMONELL K. )  
 KAAKIMAKA, OLIVER POHINA )  
 ESTATE, HARRY AN LEONG )  
 WENPUA ESTATE, ANNA )  
 MEERTENS, JAMES DE AGUIAR, )  
 RICHARD DE AGUIAR, STATE OF )  
 HAWAII, FIDELIUS AKIU, )  
 SOLOMON THOMPSON, SOLOMON )  
 NAHUPU KAMAKA ESTATE, WILLIAM )  
 K. KAAKIMAKA, HELENE H. HALE, )  
 STAR SCHOOL LOT, HEIRS AND )  
 ASSIGNS OF BENIAMINA, R. H. )  
 KELII IMAKAKOLOA KIOUA, HEIRS )  
 AND ASSIGNS OF R. H. KELII )  
 IMAKAKOLOA KEOUA, LILIA )  
 LAANIWA, HEIRS AND ASSIGNS OF )  
 LILIA LAANIWA, ISAIAH K. )  
 KAAKIMAKA, HEIRS AND ASSIGNS )  
 OF ISAIAH K. KAAKIMAKA, )  
 SOLOMONA N. KAMAKA, HEIRS AND )  
 ASSIGNS OF SOLOMONA N. )  
 KAMAKA, KEAWEAMAHI, HEIRS AND )  
 ASSIGNS OF KEAWEAMAHI, SAMUEL )  
 KAKAIA, HEIRS AND ASSIGNS OF )

SAMUEL KAIKAINA, MOEMOE, )  
 HEIRS AND ASSIGNS OF MOEMOE, )  
 HOLAU, HEIRS AND ASSIGNS OF )  
 HOLAU, KAOO, HEIRS AND )  
 ASSIGNS OF KAOO, KAHIAMOE, )  
 HEIRS AND ASSIGNS OF )  
 KAHIAMOE, MAKAELE, HEIRS AND )  
 ASSIGNS OF MAKAELE, KAIAPA )  
 MOHA, VIRGINIA KANAGUSUKU, )  
 WILLIAM K. THOMPSON, JUNE L. )  
 HASHIMOTO, LANI KUAIMOKU, )  
 LEIMOMI HASHIMOTO, FRANK )  
 MEDEIROS, VICKY MEDEIROS )  
 JOHN DOES 1 TO 100 AND ALL )  
 OTHER PERSONS UNKNOWN )  
 CLAIMING ANY RIGHT, TITLE )  
 ESTATE, LIEN, ENCUMBRANCE OR )  
 INTEREST IN THE REAL PROPERTY )  
 DESCRIBED IN PLAINTIFF'S )  
 COMPLAINT, ADVERSE TO )  
 PLAINTIFF'S OWNERSHIP, AND TO )  
 ALL WHOM IT MAY CONCERN, )

Defendants. )

JUDGMENT AND DECREE

This matter having come on for hearing before this  
 Court on January 12, 1983, and Findings of Fact and Conclusions  
 of Law having been entered herein on August 23, 1983, and  
 Supplemental Findings of Fact and Conclusions of Law having been  
 entered herein on November 14, 1985..

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND  
 DECREED AS FOLLOWS:

19128 568

1. Plaintiff, Magoon Estate, Limited, has fee simple absolute title, free and clear of all encumbrances, to the following property, except for: all rights of native tenants; the reservation of mineral and metallic mines in the State of Hawaii; the road remnant located near the current Hawaii Belt Highway as shown on Tax Map Page 8-7-5 and the makai trail, passing through Royal Patent 2036, which are both owned or reserved by the State of Hawaii; and as otherwise provided in the descriptions:

- A. Lot 1, being a portion of Grant 2036 to Beniamina, description attached hereto as Exhibit A.
- B. Lot 2, consisting of two parcels being a portion of Grant 2036 to Beniamina, description attached hereto as Exhibit B.
- C. R. P. 5939, L. C. Aw. 8158, Apana 2 to Holau, description attached hereto as Exhibit C.
- D. L. C. Aw. 8673, Apana 2 to Kaoo, description attached hereto as Exhibit D.
- E. R. P. 8005, L. C. Aw. 8776, Apana 2 to Keaweamahi, description attached hereto as Exhibit E.
- F. R. P. 8014, L. C. Aw. 9699-D to Kahiamoe, description attached hereto as Exhibit F.
- G. R. P. 8015, L. C. Aw. 10302, Apana 2 to Makaele, description attached hereto as Exhibit G.

19128 569

H. R. P. 8016, L. C. Aw. 10818, Apana 2 to Beniamina, description attached hereto as Exhibit H.

I. L. C. Aw. 7055-C to Moemoe.

J. R. P. 8015, L. C. Aw. 10302, Apana 1 to Makaele.

K. R. P. 8016, L. C. Aw. 10818, Apana 1 to Beniamina.

2. The Defendant Iwalani Arakaki, has fee simple absolute title to two parcels, located within Grant 2036, mauka of the government road, Lot A, 5.015 acres, description attached hereto as Exhibit A to Exhibit I, and Lot B, 5.269 acres, description attached hereto as Exhibit A to Exhibit I; together also with a license providing access to the sea, free and clear of all encumbrances, except for all rights of native tenants and except for the reservation of mineral and metallic rights to the State of Hawaii, copy of license attached as Exhibit I.

3. The Court hereby directs the entry of a final judgment upon the express determination that there is no just reason for delay.

CAPT. COOK

DEC 3 1985

DATE: \_\_\_\_\_ Hawaii, \_\_\_\_\_

PAUL M. de SILVA (Seal)  
\_\_\_\_\_  
JUDGE OF THE ABOVE-ENTITLED COURT

19128 570

LOT 1

Land situated on the Westerly side of the South Kona Belt Road at Alae 1st and 2nd, South Kona, Island and County of Hawaii, State of Hawaii.

Being the whole of:

Royal Patent 8005, Land Commission Award 8776, Apana 2 to Keaweamahi; and

Being a portion of:

Grant 2036 to Beniamina.

Beginning at a spike in ahu (as called for on HTS Plat 203) at the Northwesterly corner of this parcel of land, being also the Southwesterly corner of Lot 1 of the Haukalua Homesteads (HTS Plat 203) and at the shoreline, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PAHOEHOE" being 3,239.5 feet South and 1,875.3 feet West and running by azimuths measured clockwise from True South:

Thence, for the next six (6) courses following along Government Land known as the Haukalua Homesteads (HTS Plat 203):

- 1. 280° 57' 1,040.00 feet along Lot 1 to an iron pin in ahu;
- 2. 271° 20' 145.50 feet along Lot 2 and 30-ft. Road Reserve to an iron pin in ahu;
- 3. 264° 34' 225.00 feet along Lot 2 and 30-ft. Road Reserve to an iron pin in ahu;
- 4. 270° 00' 597.30 feet along Lots 2 and 3 and 30-ft. Road Reserve to an iron pin in ahu and passing over a pipe in ahu at 283.5 feet;
- 5. 269° 20' 770.50 feet along Lots 3 and 4 and 30-ft. Road Reserve to a pipe in ahu and passing over a pipe in ahu at 267.9 feet;
- 6. 261° 40' 1,512.60 feet along Lots 4, 5 and 6 (Alae School Lot-Executive Order Number 266) and 30-ft. Road Reserve to a pipe, passing over a spike in rock and ahu at 116.2 feet and an iron pin in ahu at 697.3 feet;

Thence, for the next five (5) courses following along the Westerly side of the South Kona Belt Road:



19128 571

- |     |              |   |
|-----|--------------|---|
| 7.  | 347° 30' 50" | 347.44 feet to a point;   |
| 8.  | 358° 06' 35" | 310.36 feet to a point;   |
| 9.  | 355° 58' 35" | 267.99 feet to a point;   |
| 10. | 86° 04' 20"  | 15.00 feet to a point;  |
| 11. | 356° 04' 20" | 42.29 feet to a pipe in concrete;                                     |
| 12. | 84° 22' 20"  | 2,723.26 feet along Grant 2025 to Pumealani to a point;               |
| 13. | 82° 52' 20"  | 2,576.51 feet along Grant 2025 to Pumealani to a point;               |
| 14. | 113° 12' 20" | 416.64 feet along Grant 2025 to Pumealani to a nail at the shoreline; |

Thence, following along the manderings of the seaward boundary, the direct azimuth and distance being:

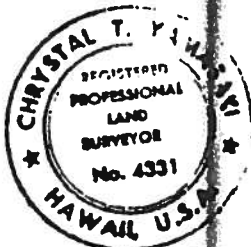
- |     |              |  |
|-----|--------------|--|
| 15. | 224° 19' 10" | 1,864.54 feet to the point of beginning and containing an area of 122.959 Acres, more or less. |
|-----|--------------|--|

NOTE: This description is based on a compilation of HTS Plat 203, and a map prepared by Henslee F. Towill, R.L.S., dated April 25, 1978, which indicates pipes at all corners, unless noted otherwise. Said map was based on "WAIKAKUU 4" triangulation station, therefore, a conversion of 10" was subtracted from the azimuths to correspond with those shown on HTS Plat 203. The monuments called for have not been verified in the field by this firm.

WES THOMAS & ASSOCIATES, INC.

*Chrystal Thomas Yamasaki*

Chrystal Thomas Yamasaki  
Registered Professional Land Surveyor  
State of Hawaii Certificate No. LS4331



75-5722 Kalawa Street  
Kailua-Kona, Hawaii 96740  
January 11, 1983

TMK: 8-7-05: 1, 2, 10, 11, 12, 13 and 14 (3rd Division)

67.76 ACRE PARCEL  
 (TMK: 8-7-4:1, 15, 16 AND POR. 3)  
 LAND SITUATED ON THE EASTERLY  
 SIDE OF HAWAII BELT ROAD (FAP8-A)  
 BEING THE EASTERLY PORTION OF  
 GRANT 2036 TO BENIAMINA  
 AT ALAE 1ST. AND 2ND., SOUTH KONA, HAWAII, HAWAII

Beginning at a set pipe in concrete at centerline of stonewall on the Easterly (mauka) side of Hawaii Belt Road (Project ER2(1) Section 2), being the Southwest corner of this parcel of land and the Northwest corner of TMK: 8-7-6:1, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PAHOEHOE" being 4328.83 feet South and 2554.81 feet East and running by azimuths measured clockwise from True South:

- |     |      |     |     |              |   |
|-----|------|-----|-----|--------------|---|
| 1.  | 176° | 00' | 00" | 227.78 feet  | along the East side of Hawaii Belt Road (Project ER2(1) Section 2) to a fence-line angle, to a found pipe in concrete;  |
| 2.  | 86°  | 00' | 00" | 15.00 feet   | along a jog on the East side of Hawaii Belt Road between projects ER2(1) Section 2 and FAP 8-A to the beginning centerline of stonewall and fence-line to a found pipe in concrete; |
| 3.  | 177° | 09' | 10" | 216.99 feet  | along the East (mauka) side of Hawaii Belt Road (FAP8-A), along stonewall to the centerline of a "T" wall (running mauka), to a found nail in concrete at makai edge of stonewall;  |
|     |      |     |     |              | thence along TMK: 8-7-04:2, along the remainder of Grant 2036 to Beniamina for the next three (3) courses;  |
| 4.  | 268° | 00' | 00" | 3292.40 feet | to a found pipe in concrete in Ahu;   |
| 5.  | 178° | 00' | 00" | 318.00 feet  | to a found pipe in concrete in Ahu;   |
| 6.  | 88°  | 05' | 30" | 2218.83 feet | to a pipe in concrete;  |
|     |      |     |     |              | thence, along TMK: 8-7-04:3, along a stonewall partially broken, along the remainder of Grant 2036 to Beniamina for the next seven (7) courses;                                     |
| 7.  | 258° | 20' | 00" | 123.06 feet  | to a pipe in concrete;  |
| 8.  | 237° | 06' | 30" | 44.59 feet   | to a pipe in concrete;  |
| 9.  | 257° | 12' | 30" | 71.92 feet   | to a nail in concrete ring;   |
| 10. | 233° | 22' | 00" | 59.40 feet   | to a pipe in concrete;  |
| 11. | 245° | 56' | 00" | 349.07 feet  | to a pipe in concrete;  |

**EXHIBIT B**



12.	175 <sup>0</sup>	13'	30"	38.92 feet	to a pipe in concrete;
13.	188 <sup>0</sup>	40'	30"	149.93 feet	to a found pipe in concrete;
14.	257 <sup>0</sup>	59'	50"	2210.36 feet	along Haukalua Homestead Lots 10, 11, 12 and 13, along Haukalua 2nd., along a fenceline to a found pipe in concrete;
15.	275 <sup>0</sup>	06'		592.30 feet	along Haukalua Homestead Lot 13, along Haukalua 2nd., along a fenceline to a set pipe in concrete;
16.	357 <sup>0</sup>	12'	00"	224.40 feet	along State of Hawaii lands, TMK: 8-7-01:14, along the Government land of Alae 1st. and 2nd. to a set pipe in concrete;
17.	350 <sup>0</sup>	38'		537.94 feet	along State lands, TMK: 8-7-01:14, along the Government land of Alae 1st. and 2nd. to a found cut square with drill hole in stone in Ahu;  thence, along the Government land of PAHOEHOE 1st., along the centerline of an old stonewall for the next two (2) courses;
18.	62 <sup>0</sup>	45'	30"	375.71 feet	to a found spike in concrete;
19.	71 <sup>0</sup>	05'	40"	360.06 feet	to a found cut ("+") cross in stone in an Ahu;  thence, along Grant 2025 to Pumealani, along PAHOEHOE 1st., along the centerline of an old stonewall (partially broken and missing for the next fifteen (15) courses;
20.	66 <sup>0</sup>	36'		180.58 feet	to a set pipe in concrete;
21.	82 <sup>0</sup>	25'	20"	178.97 feet	to a set pipe in concrete;
22.	86 <sup>0</sup>	16'	25"	274.14 feet	to a set pipe in concrete;
23.	82 <sup>0</sup>	39'		183.24 feet	to a set pipe in concrete;
24.	83 <sup>0</sup>	32'	10"	221.53 feet	to a set pipe in concrete;
25.	83 <sup>0</sup>	30'	50"	144.23 feet	to a set pipe in concrete;
26.	68 <sup>0</sup>	14'	00"	115.36 feet	to a set pipe in concrete;
27.	93 <sup>0</sup>	43'		243.05 feet	to a set pipe in concrete;
28.	101 <sup>0</sup>	42'		37.22 feet	to a set pipe in concrete;
29.	90 <sup>0</sup>	54'	40"	140.18 feet	to a set pipe in concrete;
30.	71 <sup>0</sup>	47'		156.89 feet	to a set pipe in concrete;

19128 574

- |     |     |     |     |              |  |
|-----|-----|-----|-----|--------------|--|
| 31. | 75° | 51' | 30" | 274.44 feet  | to a set pipe in concrete;   |
| 32. | 81° | 43' |     | 160.76 feet  | to a set pipe in concrete;   |
| 33. | 80° | 26' | 25" | 1269.58 feet | along centerline of stonewall for about<br>125+ feet;<br>thence to a set pipe at the end of a<br>25-foot plus or minus section of found<br>wall (area has been bulldozed); |
| 34. | 80° | 25' | 10" | 299.62 feet  | to the East side of Hawaii Belt Road<br>and the point of beginning and containing<br>an area of 67.760 acres.  |



KONA SURVEYORS

*Donald C. McIntosh*  
Donald C. McIntosh  
Registered Professional Land Surveyor

Kailua-Kona, Hawaii  
February 29, 1984

REVISED August 30, 1984

50185 RV-3

19128 575

2.05 ACRE PARCEL  
LAND SITUATED ON EASTERLY SIDE  
OF HAWAII BELT ROAD (FAP8-A)  
BEING A PORTION OF GRANT - 2036  
TO BENIAMINA  
AT ALAE 1ST. AND 2ND.  
SOUTH KONA, HAWAII, HAWAII

Beginning at a found pipe in concrete at the West (makai) edge of a  
stonewall, on the East (mauka) side of Hawaii Belt Road, being the Northwest corner  
of TMK: 8-7-04:2, being the Southwest corner of this parcel of land the coordinates  
of said point of beginning referred to Government Survey Triangulation Station  
"PAHOEHOE" being 3567.83 feet South and 2510.58 feet East and running by azimuths  
measured clockwise from True South:

- |    |      |     |     |             |   |
|----|------|-----|-----|-------------|---|
| 1. | 174° | 21' | 50" | 114.90 feet | along the East side of Hawaii Belt Road<br>along a stonewall on the West (makai)<br>edge to a found pipe in concrete;                                   |
|    |      |     |     |             | thence, along TMK: 8-7-04:3, along a<br>stonewall partially broken, along the<br>remainder of Grant 2036 to Beniamina<br>for the next five (5) courses; |
| 2. | 263° | 07' | 45" | 136.93 feet | to a pipe in concrete;  |
| 3. | 266° | 10' | 30" | 212.60 feet | to a pipe in concrete;  |
| 4. | 270° | 02' | 30" | 179.29 feet | to a pipe in concrete;  |
| 5. | 285° | 19' | 00" | 192.37 feet | to a pipe in concrete;  |
| 6. | 287° | 17' | 30" | 195.09 feet | to a pipe in concrete;  |
| 7. | 87°  | 40' | 50" | 888.62 feet | along TMK: 8-7-4:2, along the remainder<br>of Grant 2036 to Beniamina to the point<br>of beginning and containing an area of<br>2.054 acres.            |



KONA SURVEYORS

*Donald C. McIntosh*  
Donald C. McIntosh  
Registered Professional Land Surveyor

Kailua-Kona, Hawaii  
February 29, 1984

REVISED August 30, 1984

19128 575

DESCRIPTION

N.E. 1/4, S.C. 10, 3156, Square 2 to 101 in  
Subdiv. of Alas 1 and 2, South Kona, Hawaii

From the northeast corner of this parcel of land, the coordinates  
of the monument being referred to Government Survey Triangulation  
Station "MARKER 4" being 5914.84 feet North and 4470.66 feet West and  
bearing of course measured clockwise from True South:

- 1. 13° 30' 38" 38.63 feet along Grant 2036 to beginning;
- 2. 100° 02' 00" 75.50 feet along Grant 2036 to beginning;
- 3. 118° 00' 00" 48.57 feet along Grant 2036 to beginning;
- 4. 101° 00' 00" 54.50 feet along Grant 2036 to beginning to the  
point of beginning, net area 10,000 sq. ft.  
of 4,261 Square Feet or 0.4261 Acre.

10/10/70

ISLAND SURVEY, INC.

*Nathan Hunt*  
Nathan Hunt  
Registered Land Surveyor # 1064-S

19128 577

DESCRIPTION

L.C. Av. 8673, Apana 2 to Kaoo

Situated at Alae 1 and 2, South Kona, Hawaii

Beginning at the northwest corner of this parcel of land, the northeast corner of R.P. 8015, L.C. Av. 10302, Apana 2 to Makaele, the coordinates of said point of beginning referred to Government Survey Triangulation Station "MAIKAKU 4" being 6012.94 feet North and 4505.10 feet West and running by azimuths measured clockwise from True South:

- 1. 266° 59' 30" 57.37 feet along Grant 2036 to Beniamina to the west side of R.P. 8016, L.C. Av. 10818, Apana 2 to Beniamina;
- 2. 3° 29' 30" 94.88 feet along R.P. 8016, L.C. Av. 10818, Apana 2 to Beniamina and along Grant 2036 to Beniamina;
- 3. 92° 17' 30" 77.65 feet along Grant 2036 to Beniamina;
- 4. 196° 24' 92.34 feet along R.P. 8015, L.C. Av. 10302, Apana 2 to Makaele to the point of beginning and containing an area of 6,181 Square Feet or 0.142 Acre.

October 2, 1979  
Hilo, Hawaii

ISLAND SURVEY, INC.

DMK: 8-7-05

*Nobuchika Santo*  
Nobuchika Santo  
Registered Land Surveyor #1360-S

*Pahale o Kaoo  
E noonehe ma ke kahi hik. a e holo  
Apan 9°30' kono. 1. 41 kh ma ke alanii + Beniamina  
Hema 73° " 0.87 kh " " Kai  
" 3° " 1.36 " " " pahale o Makaele  
Apan 78°45' hikina 1.16 " " " alanii  
Hr 13/100 Eka*

EXHIBIT D

19128 578

DESCRIPTION

M.P. 8005, L.C. Aw. 8776, Apana 2 to Keaweamahi.

Situated at Alae 1 and 2, South Kona, Hawaii

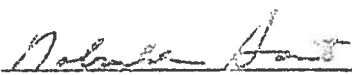
Beginning at the northeast corner of this parcel of land, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIKALU 4" being 5809.80 feet North and 4513.40 feet West and running by angles measured clockwise from True South:

- |                 |   |
|-----------------|---|
| 1. 127° 50'     | 127.65 feet along Grant 2036 to Beniamina;  |
| 2. 103° 15' 30" | 110.84 feet along Grant 2036 to Beniamina;  |
| 3. 106° 30'     | 150.17 feet along Grant 2036 to Beniamina;  |
| 4. 291° 30'     | 157.95 feet along Grant 2036 to Beniamina to the point of beginning and containing an area of 18,307 Square Feet or 0.420 Acre. |

October 2, 1979  
Hilo, Hawaii

ISLAND SURVEY, INC.

CR: 2-7-95

  
Nobuchika Santo  
Registered Land Surveyor #1360-S

NOV 11 1979



19128 579

DESCRIPTION

R.P. 3014, L.C. Aw. 9699-D to Kahiamoo

Situated at Alae 1 and 2, South Kona, Hawaii


Beginning at the northeast corner of this parcel of land, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIKAKU 4" being 5848.30 feet North and 4717.26 feet West and running by azimuths measured clockwise from True South:

1. 4° 06' 64.27 feet along Grant 2036 to Beniamina;
2. 105° 45' 30" 99.29 feet along Grant 2036 to Beniamina;
3. 185° 14' 30" 44.22 feet along Grant 2036 to Beniamina;
4. 274° 06' 96.36 feet along Grant 2036 to Beniamina to the point of beginning and containing an area of 5,255 Square Feet or 0.121 Acre.

October 2, 1979  
Hilo, Hawaii

ISLAND SURVEY, INC.

TMK: 8-7-05

  
Nobuchika Santo  
Registered Land Surveyor #1360-S

*Pahale o Kahiamoo  
E hoomaka ma ke kahi Hikiina a e holo  
Aka 5° Kom 0.93 Kh ma Kellanni  
Hem 85° Kom 1.46 Kh ma ke kai  
Hem 0°45 Hiki 0.67 Kh ma ke kai  
Hem 89° Hikiina 1.53 Kh ma ke Alanni  
He 12/100 Eka*

EXHIBIT F

19128 580

DESCRIPTION

R.P. 8015, L.C. Av. 10302, Apana 2 to Makaele

Situated at Alae 1 and 2, South Kona, Hawaii

Beginning at the northeast corner of this parcel of land, the northwest corner of L.C. Av. 8673, Apana 2 to Kaoo, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIKAKU 4" being 6012.94 feet North and 4505.10 feet West and running by azimuths measured clockwise from True South:

1. 16° 24' 92.34 feet along L.C. Av. 8673, Apana 2 to Kaoo;
2. 95° 52' 48.18 feet along Grant 2036 to Beniamina;
3. 196° 24' 81.18 feet along Grant 2036 to Beniamina;
4. 263° 32' 30" 51.40 feet along Grant 2036 to Beniamina to the point of beginning and containing an area of 4,110 Square Feet or 0.094 Acre.

October 2, 1979  
Hilo, Hawaii

ISLAND SURVEY, INC.

TMK: 8-7-05

Nobuchika Santo  
Nobuchika Santo  
Registered Land Surveyor #1360-S

Pahale. E hoomakama ke kahi Akanga holo  
Hem 30 Kom 1.36 kh ma ke aia Kaoo  
Hem 79° 30' Kom 0.73 kh ma ke alanui  
Ak 30 Hik. 1.23 kh ma ke Kai  
Ak 64° 30' Hik. 0.69 kh ma ke Kai  
He 1/10 Eka.

EXHIBIT G

19128 581

DESCRIPTION

R.P. 8016, L.C. Av. 10818, Apana 2 to Beniamina  
Situating at Alee 1 and 2, South Kona, Hawaii

Beginning at the northwest corner of this parcel of land, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIKAKIU 4" being 6052.32 feet North and 4445.59 feet West and running by azimuths measured clockwise from True South:

- 1. 279° 12' 109.51 feet along Grant 2036 to Beniamina;
- 2. 356° 14' 30" 71.81 feet along Grant 2036 to Beniamina;
- 3. 93° 13' 118.03 feet along Grant 2036 to Beniamina;
- 4. 183° 29' 30" 82.70 feet along L.C. Av. 8673, Apana 2 to Kao and along Grant 2036 to Beniamina to the point of beginning and containing an area of 8,712 Square Feet or 0.200 Acre.

October 2, 1979  
Hilo, Hawaii

ISLAND SURVEY, INC.

TK: 8-7-05

*Nobuchika Santo*

Nobuchika Santo  
Registered Land Surveyor #1360-S

Pahale. E noomaka make kiihi k a e h o l s  
 Ah 11° Kom 1.10 Kh ma ke aia Ronohiki  
 Ah 89° 30' Kom 1.68 Kh " " " "  
 Hem 6° 45' H i k i n e 1.25 Kh ma ke aia Kao  
 Ah 84° 30' H i k 1.74 Kh ma ke Alanui  
 He 2/10 Eka.

EXHIBIT H



19128 582

RECORDATION REQUESTED BY:

AFTER RECORDATION, RETURN TO:

RETURN BY: MAIL ( ) PICKUP ( )

SPACE ABOVE THIS LINE FOR REGISTRAR'S USE

LICENSE

MAGOON ESTATE, LIMITED, a Hawaii corporation, whose principal place of business is at 910 Alakea Street, Honolulu, Hawaii, and whose post office address is P. O. Box 258, Honolulu, Hawaii 96809, hereby grants a license to IWALANI ARAKAKI, YASUSHI ARAKAKI, SR., YASUSHI ARAKAKI, JR., CURTIS K. CORTEZ, and ANSON K. CORTEZ, all of whose residence and post office address is 220 Naone Street, Honolulu, Hawaii 96813; RAYNAE M. CORTEZ FONAIMOANA, whose residence and post office address is 85-136-B Ala Walua Street, Waianae, Hawaii 96792; CY T. CORTEZ, whose residence and post office address is 54-025-C Hauula Homestead Road, Hauula, Hawaii 96717; and ROXANN N. ARAKAKI MEDLEY, whose residence and post office address is 773 Huikahi Street, Pearl City, Hawaii 96782, for their lives or until none of them own any interest in the property described in Exhibit A attached, to cross Magoon Estate lands over the existing road going makai at its present location, or at such other location to which that roadway may be changed, for the purpose only of providing access to the sea for fishing and the gathering of ocean animals.

EXHIBIT I

LOT A

LAND SITUATED ON EASTERLY SIDE OF HAWAII BELT ROAD, PROJECTS ER2(1) AND FAP 8-A

AT ALAE 1<sup>st</sup> AND 2<sup>nd</sup>, SOUTH KONA, HAWAII, HAWAII

BEING A PORTION OF GRANT 2036 TO BENIAMINA

Beginning at a set pipe on the Easterly (mauka) side of Hawaii Belt Road Project ER2(1) Section 2, being the Southwest corner of this parcel of land and the Northwest corner of TMK: 8-7-6:1, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PAHOEHOE" being 4290.70 feet South and 2552.15 feet East and running by azimuths measured clockwise from True South:

- |                 |             |  |
|-----------------|-------------|--|
| 1. 176° 00' 00" | 189.55 feet | along the East side of Hawaii Belt Road Project ER2(1) Section 2 to a fenceline angle, to a found pipe in concrete;  |
| 2. 86° 00' 00"  | 15.00 feet  | along a jog on the East side of Hawaii Belt Road between projects ER2(1) Section 2 and FAP 8-A to the beginning centerline of stonewall and fenceline to a found pipe in concrete; |
| 3. 177° 09' 10" | 216.99 feet | along the East (mauka) side of Hawaii Belt Road (FAP8-A), along stonewall to the centerline of a "T" wall (running mauka), to a found nail in concrete at makai edge of stonewall; |
|                 |             | Thence along the remainder of Grant 2036 to Beniamina for the next five (5) courses;   |
| 4. 268° 30' 00" | 568.00 feet | along TMK:8-7-04:2 to a point;   |
| 5. 356° 00' 00" | 350.48 feet | along Lot B to a point;  |
| 6. 80° 26' 25"  | 262.00 feet | along the "flag" of Lot B to a point;  |
| 7. 80° 25' 10"  | 279.52 feet | along the "flag" of Lot B to a point;  |
|                 |             | Thence along the "flag" of Lot B along a curve to the right having a radius of 20.00 feet, the chord azimuth and distance being;   |
| 8. 128° 12' 35" | 24.37 feet  | to the point of beginning and containing an area of 5.015 acres.   |



KONA SURVEYORS

*Donald C. McIntosh*

Donald C. McIntosh  
Registered Professional Land Surveyor

Kailua-Kona, Hawaii  
August 3, 1985

## LOT B

LAND SITUATED ON EASTERLY SIDE OF HAWAII BELT  
ROAD, PROJECTS ER2(1) AND FAP 8-A

AT ALAE 1<sup>st</sup> AND 2<sup>nd</sup>, SOUTH KONA, HAWAII, HAWAII

BEING A PORTION OF GRANT 2036 TO BENIAMINA

Beginning at a set pipe in concrete at centerline of stonewall on the Easterly (mauka) side of Hawaii Belt Road (Project ER2(1) Section 2), being the Southwest corner of this parcel of land and the Northwest corner of TMK: 8-7-6:1, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PAHOEHOE" being 4328.83 feet South and 2554.81 feet East and running by azimuths measured clockwise from True South:

- |    |              |             |   |
|----|--------------|-------------|---|
| 1. | 176° 00' 00" | 38.23 feet  | along the East side of Hawaii Belt Road (Project ER2(1) Section 2) to a fence-line angle, to a found pipe in concrete;          |
|    |              |             | Thence along the remainder of Grant 2036 to Beniamina for the next six (6) courses;   |
|    |              |             | Thence along Lot A, along a curve to the left having a radius of 20.00 feet, the chord azimuth and distance being;              |
| 2. | 308° 12' 35" | 24.37 feet  | to a point;   |
| 3. | 260° 25' 10" | 279.52 feet | along Lot A to a point;   |
| 4. | 260° 26' 25" | 262.00 feet | along Lot A to a point;   |
| 5. | 176° 00' 00" | 350.48 feet | along Lot A to a point;   |
| 6. | 268° 00' 00" | 669.25 feet | along TMK: 8-7-4:2 to a point;  |
| 7. | 356° 00' 00" | 282.11 feet | along Lot C to a point;   |
| 8. | 80° 26' 25"  | 932.05 feet | along Grant 2025 to Punesalani, along Pahoehoe 1 <sup>st</sup> to a set pipe in concrete;                                       |
| 9. | 80° 25' 10"  | 299.62 feet | along Grant 2025 to Punesalani, along Pahoehoe 1 <sup>st</sup> to the point of beginning and containing an area of 5.269 acres. |



KONA SURVEYORS

*Donald C. McIntosh*  
Donald C. McIntosh  
Registered Professional Land Surveyor

Kailua-Kona, Hawaii  
August 3, 1985