



WES THOMAS ASSOCIATES

#03162.2

May 27, 2009

Ms. Bobby Jean Leithead Todd, Director
Planning Department
County of Hawaii
101 Pauahi Street, Ste 3
Hilo, Hawaii 96720-3043

RE: FINAL PLAT MAP - REQUEST FOR FINAL APPROVAL
Subdivider: FOTI ALAE PROPERTIES, LLC, et.al.
Proposed Consolidation of Portions of Grant 2036
The Whole of R.P. 5939, L.C. Aw. 8158, Ap. 2
R.P. 8005, L.C. Aw. 8776, Ap. 2
R.P. 8014, L.C. Aw. 9699-D
R.P. 8015, L.C. Aw. 10302, Ap. 2
R.P. 8016, L.C. Aw. 10818, Ap. 2
L.P. S-8674, L.C. Aw. 8673, Ap. 2, and Grant S-15664
And Resubdivision into Lots 1 thru 12, Inclusive
at Alae 1st and 2nd, South Kona, Hawaii
TMK: 8-7-005: 001, 002, 010 thru 019 (3rd Division) (SUB-06-000435)

Dear Ms. Leithead Todd:

Pursuant to the tentative approval letter, dated May 28, 2008, regarding the subject subdivision, we are enclosing for your review and approval, the Real Property Tax Clearance and ten (10) prints of the final plat map.

Also, I, the undersigned, do hereby certify that we have placed the property corner markers in the ground in accordance with the final plat map.

Per your request, we are enclosing a disk with a dwg file. Please read the enclosed CD transmittal form for information regarding the use and dissemination of data contained on the CD.

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We believe that the owner has fulfilled the conditions of approval as per the re-cap below:

Item 1 Access and Roadway Improvements

- a) Lots 7 and 11 have a common access easement onto Mamalahoa Highway over the existing gravel road.
- b) Each of the lots have been provided access easements over the existing roads.
- c) The no-vehicular access planting screen easement have been shown along the frontages of Lots 7 and 11 except where the common access easement is shown.
- d to i) The owner's representative has worked in conjunction with the State DOT and other agencies to comply with these requirements. We will request that they send you further documentation under separate cover.

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Item 2 Comply with conditions of CDUP - This item was taken care of by the owners' representative. We will request that they send you further documentation under separate cover.

Item 3 Comply with conditions of approved SMA Minor Permit No. 07-000051.
Based on the clarification letter dated October 16, 2008, we have shown the mauka makai pedestrian access and "King's Trail" which were per the instructions of Na Ala Hele.

Item 4) Easements. All easements shown have been labeled appropriately.

Item 5) Property Tax Certification. We have enclosed a current tax clearance.

Item 6) Surveyor's Certification. Please be advised that I, the undersigned, do hereby certify that we have placed the boundary corner monuments in accordance with the final plat map.

Item 7) Final Plat Map. With this letter we have submitted the final plat map and included a disk with a dwg file.

Pursuant to Section 23-70 we offer the following supplemental information:

1. A title report will be provided if required by the Director.
2. At this time the owner does not propose any deed restrictions. If at a later date the owner wishes to impose such deed restrictions they will provide a copy of same for your files.
3. A copy of the current tax clearance as proof that all taxes and assessments on the tract are paid to date.
4. This is not a resort subdivision and as such this section does not apply to this subdivision application.

If you have any questions, please feel free to contact the undersigned at 329-2353.

Very truly yours,

WES THOMAS ASSOCIATES



Chrystal Thomas Yamasaki, L.P.L.S.

CTY:cyky

cc: Phil Foti et. al., w/1 print
Dan McKinley, w/1 print
encl: 10 prints
1 Real Property Tax Clearance
CD