



JUL 23 1987

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WILLIAM W. PATY, CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES

LIBERT K. LANDGRAF
DEPUTY

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
P. O. BOX 621
HONOLULU, HAWAII 96809

AQUACULTURE DEVELOPMENT
PROGRAM
AQUATIC RESOURCES
CONSERVATION AND
ENVIRONMENTAL AFFAIRS
CONSERVATION AND
RESOURCES ENFORCEMENT
CONVEYANCES
FORESTRY AND WILDLIFE
LAND MANAGEMENT
STATE PARKS
WATER AND LAND DEVELOPMENT

FILE NO.: MO-2/19/87-1999
180-Day Exp. Date: 8/15/87
DOCUMENT NO.: 0749E

JUL 22 1987

Mr. Kelvin Taketa
The Nature Conservancy of Hawaii
1116 Smith Street, Suite 201
Honolulu, Hawaii 96817

Dear: Mr. Taketa

We are pleased to inform you that your Conservation District Use Application for consolidation and resubdivision of TMKs: 5-1-02: 35 (Lot 119) and 5-1-02: 1 (Lot 120) to establish the Moomomi Nature Preserve was approved on July 10, 1987 subject to the following conditions:

1. The applicant shall comply with all applicable statutes, ordinances, rules and regulations of the Federal, State and County governments, and applicable parts of Section 13-2-21, Administrative Rules, as amended;
2. The applicant, its successors and assigns, shall indemnify and hold the State of Hawaii harmless from and against any loss, liability, claim or demand for property damage, personal injury and death arising out of any act or omission of the applicant, its successors, assigns, officers, employees, contractors and agents under this permit or relating to or connected with the granting of this permit;
3. If any unanticipated sites or remains of historic or prehistoric interest (such as shell, bone or charcoal deposits, human burials, rock or coral alignments, paving, or walls) are encountered, the applicant shall contact the Historic Preservation Office at 548-7460 or 548-6408 immediately;
4. The applicant shall comply with all applicable Public Health Regulations;

5. The applicant shall provide documentation (i.e. book and page number) that this approval has been placed in recordable form as a part of the deed instrument, prior to submission for approval of subsequent subdivision plans;
6. The subdivision shall be initiated within one (1) year of the approval of such use, and must be completed within three (3) years of the approval of such use. Failure to comply with this condition shall render this application null and void;
7. The applicant shall submit four copies of the final subdivision map, and prior to any construction shall submit, a certified shoreline and the Conservation District boundary, to the Chairperson, or his authorized representative, for approval of which three (3) copies will be returned;
8. The applicant shall maintain public access to the shoreline for fishing, opihi picking, limu picking, and other non-destructive, traditional recreational activities;
9. The applicant shall submit to the Department a Management Plan for Moomomi Nature Preserve for review and comment;
10. Should the applicant be unable to complete their acquisition of the parcel for the Moomomi Nature Preserve, the permit for the subdivision will become null and void;
11. That failure to comply with any of these conditions shall make this Conservation District Use Application null and void;
12. Other terms and conditions as prescribed by the Chairperson.

Please acknowledge receipt of this permit, with the above noted conditions, in the space provided below. Please sign two copies. Retain one and return the other.

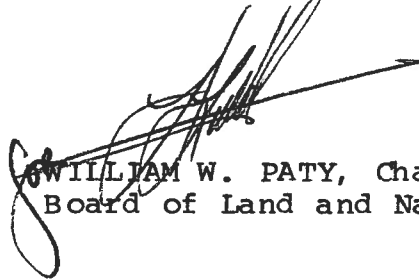
Mr. Kelvin Taketa

- 3 -

MO-1999

Should you have any questions on any of these conditions, please feel free to contact our Office of Conservation and Environmental Affairs staff at 548-7837.

Very truly yours,



WILLIAM W. PATY, Chairperson
Board of Land and Natural Resources

Receipt acknowledged



Applicant's Signature

cc: Maui Board Member
Maui Land Agent
County Planning Department
DOH/OEQC/EC/OHA/DPED