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R-892 STATE OF HAWAII
BUREAU OF CONVEYANCES
RECORDED
MAR 05, 2007 08:02 AM
Doc No(s) 2007-039992



/s/ CARL T. WATANABE
REGISTRAR OF CONVEYANCES

26 4/6 Z9

LAND COURT SYSTEM

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:
: *Klu*

REGULAR SYSTEM

RS
4

Return by Mail (x) Pickup () To:

Makila Land Co. LLC
33 Lono Avenue, Suite 450
Kahului, HI 96732

Master file # 183275
Escrow # 20305463 DW



99953.2 tdw

Total No. of Pages: 26

TMK: (2) 4-7-1:25

- Easement 3: Affecting Lot 9
- Easement 9: Affecting Lots 3 and 4
- Easement 9-A: Affecting Lots 1, 3, 4, 5 and 10
- Easement 10: Affecting Lots 6 and 7
- Easement 10-A: Affecting Lot 7
- Easement A-1: Affecting Lot 6
- Easement 12: Affecting Lots 8 and 9
- Easement 13: Affecting Lot 9

MAKILA NUI
DECLARATION OF EASEMENTS
Hiking Trails

This Declaration of Easements is dated this 8th day of
February, 2007 and is executed by Makila Land Co., LLC, a Hawaii limited

99953.3 tdw

liability company, of 33 Lono Avenue, Suite 450, Kahului, Hawaii, 96732 ("Declarant"), in favor of Makila Nui Homeowners Association, Inc., a Hawaii non-profit corporation, of 33 Lono Avenue, Suite 450, Kahului, Hawaii, 96732 (the "Association").

RECITALS

Declarant is the owner of all of the Lots in Makila Nui (Mahanalua Nui Subdivision Phase V) situated in Lahaina, Maui, Hawaii, described as Lots 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 on Exhibits "1" through "10" respectively, attached hereto and made a part hereof (each such Lot being called an "Encumbered Land", according to the specific easements affecting it as set forth herein). The Association is the Homeowners Association for Makila Nui (Mahanalua Nui Subdivision Phase V), established by the Makila Nui Declaration of Covenants, Conditions and Restrictions, dated Feb. 8, 2007, and to be recorded in the State of Hawaii, Bureau of Conveyances concurrently herewith (the "CC&Rs"). The owners of all lots in Makila Nui are members of the Association. The CC&Rs established the Association's power and authority to govern, manage and control the Common Areas of Makila Nui.

Declarant has designated Easements 3, 9, 9-A, 10, 10-A, 12, 13 and A-1, as described in Exhibits "A" through "H", respectively (each respectively called, an "Easement Area" and also referred to by individual easement number). Each easement encumbers one or more individual lots, as set forth below.

<u>Easement No.</u>	<u>Encumbered Land</u>
Easement 3	Lot 9
Easement 9	Lots 3 and 4
Easement 9-A	Lots 1, 3, 4, 5 and Lot 10
Easement 10	Lots 6 and 7
Easement 10-A	Lot 7
Easement A-1	Lot 6
Easement 12	Lots 8 and 9
Easement 13	Lot 9

The purpose of this Declaration is to establish easement rights and

99953.3 tdw

obligations of all persons with respect to the Easement Areas.

DECLARATION OF EASEMENTS. Declarant hereby declares and establishes Easements 3, 9, 9-A, 10, 10-A, 12, 13 and A-1, over and across their respective Encumbered Lands as set forth in the recitals hereto, as perpetual non-exclusive easements for the use of certain persons and classes of persons, under the governance and management of the Association, for the following purposes and subject to the following terms and conditions:

1. **Hiking.** All of the easements are hereby established for the purpose of recreational hiking. Except as otherwise expressly provided herein, access by mountain bikes, motorized vehicles, or other motorized or human powered machinery is hereby prohibited, except for maintenance vehicles operated by agents and employees of the Association.

Access shall be permitted by members of the public subject to limitations on hours of access and other rules and regulations adopted by the Board of Directors of the Association from time to time for the purpose of regulating and insuring the reasonable and safe use of the Easement Areas and protecting the Encumbered Land.

Actual use of the Easement Areas shall be orderly, respectful and quiet, with due respect for interests of the property owner.

2. **Additional Uses Permitted in Easements 3, 13 and A-1.** In addition to the hiking use described above, Easements 3, 13 and A-1 may also be used by mountain bikes and horseback riding, all subject to such rules and restrictions as the Board of Directors of the Association may adopt from time to time. The term "mountain bikes" means human powered bicycles and does not include motorcycles, so-called all-terrain vehicles, or other recreational motorized vehicles.

Also, Declarant may establish and grant other easement uses and rights within Easements 3 and A-1, including but not limited to, roadway and driveway uses for vehicular access, and for the installation, maintenance, repair and replacement of utilities, as may be separately granted or declared by Declarant from time to time by document(s) executed and recorded in the State of Hawaii Bureau of Conveyances.

3. **Description of Easement Areas and Relocation Rights.** Easements 9-A, 10-A, 12, 13 and A-1 are shown on Exhibits "D", "E", "F", "G", and "H", respectively, as 20 to 40 foot wide easements shown in their approximate locations on maps of the Easement Area. Declarant shall have the right, without

limiting the scope of Declarant's reserved rights in the following Section 4, to survey the Easement Areas and to amend Exhibits "E" through "H" to substitute surveyed legal descriptions of said Easement Areas, which will supercede the pictorial descriptions on the attached maps.

Also hereby reserves the right, without limiting the scope of Declarant's reserved rights in the following Section 4, to adjust and relocate the location and dimensions of any Easement Area from time to time, by amendment to this Declaration, for the purpose of resolving disputes and uncertainties which may arise, to protect or enhance conservation and other reasonable land management objectives, to protect the interest of the owners of, or the value or use of, the Encumbered Land, and other reasonable land use goals. For each such amendment shall be executed and filed as set forth in the following Section 4.

4. Declarant's Reserved Rights. Declarant hereby reserves the right to enter and cross the Easement Areas for any purpose, to grant to others, in Declarant's sole discretion, such access and other easement rights such as the Declarant shall deem appropriate from time to time, and to amend this Easement from time to time, acting unilaterally, without requiring the consent or joinder of the owners of the Encumbered Land or the management, board or members of the Association, as the Declarant may in its sole discretion deem appropriate, for any purpose. Each such amendment shall be set forth in a formal amendment document, executed by Declarant or Declarant's designee or assignee, recorded in the State of Hawaii, Bureau of Conveyances and transmitted to the Board of Directors of the Association.

5. Acceptance of Risks, Non-Liability and Notice. The use of the Easement Area by any person for recreational or other purposes shall be entirely at the risk of said person. Said use shall be without charge to the user. Each such person shall be deemed to be a permittee for recreational purposes as a "recreational user" as defined in Hawaii Revised Statutes, Chapter 520. The owner of the Encumbered Land and the Association, and the agents of each shall be entitled to the full protection against liability claims afforded by Hawaii Revised Statutes, Section 520-4, as it may be amended or any successor statute or common law.

The Association shall carry and maintain a policy of general liability insurance, with commercially reasonable coverages, to the extent that coverage is reasonably available at a reasonable cost, assuring against risks of claims for personal injury and property damage by users of the Easement Areas pursuant to this Declaration and said insurance shall name the owners and occupants of the Encumbered Land as additional insureds or loss payees. The cost of said insurance shall be a common expense of the Association.

The Association may in its discretion post signs warning the users of each Easement Area of hazards and risks and of the non-liability of the landowners and association for damages which may occur in or in connection with the use of the Easement Area. However, the preceding sentence is advisory only and shall not create a duty of care or be a basis of liability of the owners or occupants of the Encumbered Land, the Declarant, the Association, or the officers, directors, or agents of either, if signs are not posted or maintained.

6. Status and Enforcement. The Easement Areas are hereby designated as Common Areas under the governance and control of the Association as provided in the CC&Rs. The Association, acting by its Board of Directors, shall have the authority to enforce all of the above restrictions and shall have the authority to adopt such rules and regulations as may be reasonable or appropriate to implement the purpose and intent of this Declaration of Easements.

7. Compliance with Laws and Regulations. Each person entitled to the use of the Easement Areas by this document shall observe and perform all laws, ordinances, rules and regulations now or hereafter imposed by any governmental authority which are applicable to the easement area, and shall comply with all rules and regulations established by the Association from time to time governing the Association's members generally and their guests, tenants and licensees, governing the reasonable, safe and appropriate use of the Easement Areas.

8. Binding Effect. This easement shall inure to the benefit and be binding upon Declarant and the owners and occupants of the Encumbered Lands and their respective successors in interest and shall run with the land.

9. Governing Law. This easement shall be governed by and construed under the laws of the State of Hawaii.

10. "As Is". The Association accepts this easement and the easement area in "as is" condition, without any representations or warranties expressed or implied by the Grantor or the Association as to the physical condition thereof or the suitability of the easement for the purposes of the easement or as to any improvements now or hereafter constructed within an easement area.

Executed the day and year first above written.

MAKILA LAND CO., LLC

By: 

Peter K. Martin

Its: Managing Member

MAKILA NUI HOMEOWNERS' ASSOCIATION

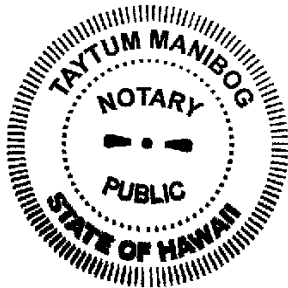
By: 

Peter K. Martin

Its: President

STATE OF HAWAII)
) SS.
COUNTY OF MAUI)

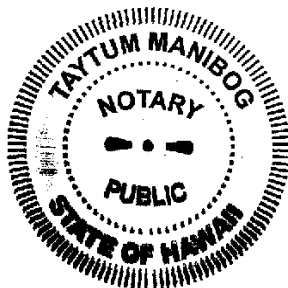
On this 24th day of February, 2007, before me personally appeared Peter K. Martin, to me personally known, who, being by me duly sworn or affirmed, did say that such person(s) executed the foregoing instrument as the free act and deed of such person(s), and if applicable, in the capacities shown, having been duly authorized to execute such instrument in such capacities.



Taytum Manibog
Notary Public, State of Hawaii
Printed Name: Taytum Manibog
My Commission Expires: 2.29.2008

STATE OF HAWAII)
) SS.
COUNTY OF MAUI)

On this 24th day of February, 2007, before me personally appeared Peter K. Martin, to me personally known, who, being by me duly sworn or affirmed, did say that such person(s) executed the foregoing instrument as the free act and deed of such person(s), and if applicable, in the capacities shown, having been duly authorized to execute such instrument in such capacities.



Taytum Manibog
Notary Public, State of Hawaii
Printed Name: Taytum Manibog
My Commission Expires: 2.29.2008

EXHIBIT 'A'

Description of Easement 3

MAHANALUA NUI SUBDIVISION PHASE V

**EASEMENT 3
(FOR ACCESS AND UTILITY PURPOSES)**

Being a portion of Lot 9
of Mahanalua Nui Subdivision, Phase V,
being also a portion of Royal Patent 1358,
Land Commission Award 82 to Thomas Phillip

Situate at Launiupoko, Lahaina, Maui, Hawaii

Beginning at the Southeast corner of this easement, the direct azimuth and distance from the North corner of Lot 8 of Mahanalua Nui Subdivision, Phase V, being 161° 52' 53" 691.86 feet, the coordinates of said point of beginning referred to Government Survey Triangulation Station "LAUNIUPOKO" being 4,414.23 feet North and 2,245.87 feet East and running by azimuths measured clockwise from true South:

- | | | | |
|-----|--------------|-------------|---|
| 1. | 82° 24' | 34.00 feet | along the remainder of Lot 9 of Mahanalua Nui Subdivision, Phase V; |
| 2. | 57° 13' | 99.40 feet | along same; |
| 3. | 38° 52' | 50.98 feet | along same; |
| 4. | 45° 12' | 66.84 feet | along same; |
| 5. | 56° 16' | 58.67 feet | along same; |
| 6. | 65° 35' | 166.05 feet | along same; |
| 7. | 77° 41' | 91.77 feet | along same; |
| 8. | 131° 30' | 52.13 feet | along same; |
| 9. | 161° 36' 30" | 117.20 feet | along same; |
| 10. | 71° 52' 22" | 28.17 feet | along same; |
| 11. | 59° 24' | 59.53 feet | along same; |
| 12. | 32° 48' | 122.80 feet | along same; |
| 13. | 70° 32' | 221.90 feet | along same; |



AUSTIN, TSUTSUMI & ASSOCIATES, INC.

CIVIL ENGINEERS • SURVEYORS

501 SUMNER STREET, SUITE 521
HONOLULU, HAWAII 96817-5031

1871 WILI PA LOOP, SUITE A
WAILUKU, MAUI, HAWAII 96793

14.	89°	18'	349.24 feet	along same;
15.	212°	59' 40"	120.19 feet	along Lots 32 and 30 of Mahanalua Nui Subdivision, Phase III;
16.	269°	18'	266.05 feet	along the remainder of Lot 9 of Mahanalua Nui Subdivision, Phase V;
17.	250°	32'	171.19 feet	along same;
18.	212°	48'	112.27 feet	along same;
19.	239°	24'	105.31 feet	along same;
20.	284°	54' 50"	42.05 feet	along same;
21.	316°	54'	77.83 feet	along same;
22.	341°	36' 30"	115.20 feet	along same;
23.	311°	30'	21.07 feet	along same;
24.	257°	41'	67.23 feet	along same;
25.	245°	35'	158.55 feet	along same;
26.	236°	16'	51.53 feet	along same;
27.	225°	12'	60.76 feet	along same;
28.	218°	52'	55.22 feet	along same;
29.	237°	13'	114.80 feet	along same;
30.	262°	24'	35.51 feet	along same;

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HONOLULU, HAWAII 96817-5031

1871 WILI PA LOOP, SUITE A
WAILUKU, MAUI, HAWAII 96753

31. 341° 52' 53" 40.68 feet along Lot B-1-D of Launiupoko (Large-Lot) Subdivision, being also along the West Maui Forest Reserve, to the point of beginning and containing an area of 2.370 Acres.



AUSTIN, TSUTSUMI & ASSOCIATES, INC.

Description Prepared By:

Erik S. Kaneshiro exp 2/02

ERIK S. KANESHIRO
Licensed Professional Land Surveyor
Certificate No. 9826

Honolulu, Hawaii
February 16, 2007

TMK: (2) 4-7-001: 025 (Por.)

-3-



AUSTIN, TSUTSUMI & ASSOCIATES, INC.

CIVIL ENGINEERS • SURVEYORS

501 SUMNER STREET, SUITE 521
HONOLULU, HAWAII 96817-5031

1871 WILI PA LOOP, SUITE A
WAILUKU, MAUI, HAWAII 96793

EXHIBIT 'A'

Map of Easement 3

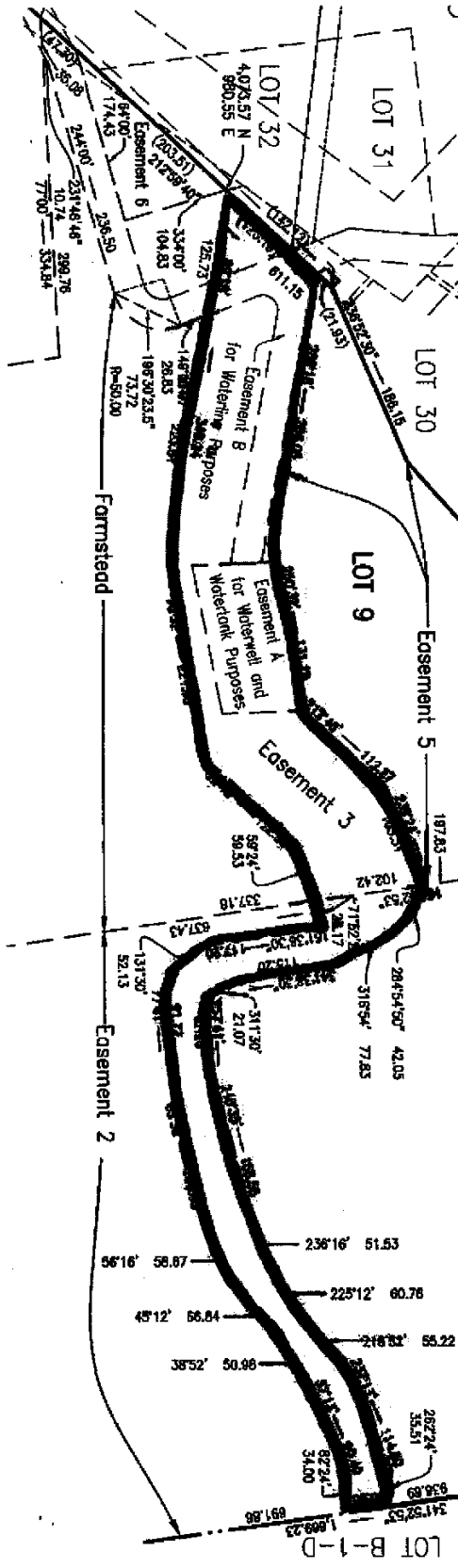


EXHIBIT 'B'

Description of Easement 9

MAHANALUA NUI SUBDIVISION PHASE V

**EASEMENT 9
(FOR TRAIL PURPOSES)**

Being portions of Lots 3 and 4
of Mahanalua Nui Subdivision, Phase V,
being also a portion of Royal Patent 1358,
Land Commission Award 82 to Thomas Phillips

Situate at Launiupoko, Lahaina, Maui, Hawaii

Being a strip of land twenty (20) feet wide and extending
for ten (10) feet on each side of the centerline described as
follows:

Beginning at the Northeast end of said centerline and on the
Northwest side of Roadway Lot 11 (Wailau Place), the direct
azimuth and distance from the Northeast corner of Lot 4 of
Mahanalua Nui Subdivision, Phase V, being 244°54'35" 10.06 feet,
the coordinates of said point of beginning referred to Government
Survey Triangulation Station "LAUNIUPOKO" being 122.59 feet North
and 782.10 feet East and running by azimuths measured clockwise
from true South:

- | | | | |
|-----|----------|-------------|--|
| 1. | 148° 25' | 192.87 feet | along the remainder of Lot 3
of Mahanalua Nui Subdivision,
Phase V; |
| 2. | 69° 42' | 300.25 feet | along same; |
| 3. | 125° 07' | 99.17 feet | along same; |
| 4. | 96° 30' | 49.23 feet | along same; |
| 5. | 111° 16' | 68.53 feet | along same; |
| 6. | 93° 05' | 61.42 feet | along same; |
| 7. | 82° 44' | 63.84 feet | along same; |
| 8. | 2° 54' | 111.42 feet | along same; |
| 9. | 35° 15' | 59.47 feet | along same; |
| 10. | 20° 17' | 107.01 feet | along the remainder of Lots 3
and 4 of Mahanalua Nui
Subdivision, Phase V; |



AUSTIN, TSUTSUMI & ASSOCIATES, INC.

CIVIL ENGINEERS • SURVEYORS

501 SUMNER STREET, SUITE 521
HONOLULU, HAWAII 96817-5031

1871 WILI PA LOOP, SUITE A
WAILUKU, MAUI, HAWAII 96793

- | | | |
|--------------|------------|---|
| 11. 248° 15' | 98.48 feet | along the remainder of Lot 4 of Mahanalua Nui Subdivision, Phase V; |
| 12. 259° 34' | 97.68 feet | along same; |
| 13. 280° 07' | 74.17 feet | along same; |
| 14. 261° 00' | 25.53 feet | along same; |
| 15. 180° 52' | 66.70 feet | along same; |
| 16. 222° 00' | 27.69 feet | along the remainder of Lots 4 and 3 of Mahanalua Nui Subdivision, Phase V; |
| 17. 171° 03' | 93.24 feet | along the remainder of Lot 3 of Mahanalua Nui Subdivision, Phase V, and containing an area of 0.733 of an Acre, more or less. |



AUSTIN, TSUTSUMI & ASSOCIATES, INC.

Description Prepared By:

Erik S. Kaneshiro exp 01/08

ERIK S. KANESHIRO
 Licensed Professional Land Surveyor
 Certificate No. 9826

Honolulu, Hawaii
 February 16, 2007

TMK: (2) 4-7-001: 025 (Por.)

-2-



AUSTIN, TSUTSUMI & ASSOCIATES, INC.

CIVIL ENGINEERS • SURVEYORS

501 SUMNER STREET, SUITE 521
 HONOLULU, HAWAII 96817-5031

1871 WILI PA LOOP, SUITE A
 WAILUKU, MAUI, HAWAII 96793

EXHIBIT 'D'

Description of Easement 10

MAHANALUA NUI SUBDIVISION PHASE V

**EASEMENT 10
(FOR TRAIL PURPOSES)**

Being a portion of Lots 6 and 7
of Mahanalua Nui Subdivision, Phase V,
being also a portion of Royal Patent 1358,
Land Commission Award 82 to Thomas Phillips

Situate at Launiupoko, Lahaina, Maui, Hawaii

Being a strip of land twenty (20) feet wide and extending
for ten (10) feet on each side of the centerline described as
follows:

Beginning at the West end of said centerline and on the East
side of Roadway Lot 11 (Wailau Place), the coordinates of said
point of beginning referred to Government Survey Triangulation
Station "LAUNIUPOKO" being 453.42 feet North and 1,341.77 feet
East and running by azimuths measured clockwise from true South:

- | | | | |
|-----|----------|-------------|---|
| 1. | 312° 24' | 59.25 feet | along the remainder of Lot 6
of Mahanalua Nui Subdivision,
Phase V; |
| 2. | 251° 49' | 129.52 feet | along same; |
| 3. | 210° 13' | 109.30 feet | along same; |
| 4. | 258° 38' | 25.90 feet | along same; |
| 5. | 294° 59' | 96.16 feet | along same; |
| 6. | 282° 25' | 63.85 feet | along same; |
| 7. | 326° 37' | 36.48 feet | along same; |
| 8. | 303° 43' | 120.42 feet | along same; |
| 9. | 255° 32' | 63.42 feet | along same; |
| 10. | 275° 11' | 32.06 feet | along same; |
| 11. | 306° 58' | 56.16 feet | along same; |
| 12. | 292° 46' | 76.44 feet | along same; |
| 13. | 254° 49' | 75.48 feet | along the remainders of Lots 6
and 7 of Mahanalua Nui |



AUSTIN, TSUTSUMI & ASSOCIATES, INC.

CIVIL ENGINEERS • SURVEYORS

501 SUMNER STREET, SUITE 521
HONOLULU, HAWAII 96817-5031

1871 WILI PA LOOP, SUITE A
WAILUKU, MAUI, HAWAII 96793

Subdivision, Phase V;

14.	165° 00'	59.38 feet	along the remainder of Lot 7 of Mahanalua Nui Subdivision, Phase V;
15.	204° 07'	95.66 feet	along same;
16.	224° 08'	60.21 feet	along same;
17.	195° 19'	72.56 feet	along same;
18.	182° 59'	63.64 feet	along same;
19.	239° 25'	24.61 feet	along same;
20.	284° 51'	52.31 feet	along same;
21.	236° 11'	54.91 feet	along same;
22.	171° 29'	90.41 feet	along same;
23.	128° 00'	78.11 feet	along same;
24.	192° 24'	63.26 feet	along same;
25.	124° 05'	110.07 feet	along same;
26.	203° 40'	23.93 feet	along same;
27.	266° 04'	102.11 feet	along same;
28.	222° 33'	64.26 feet	along same;
29.	259° 55'	60.65 feet	along same;
30.	310° 43'	48.97 feet	along same;
31.	220° 48'	85.93 feet	along same;
32.	264° 00'	29.21 feet	along same;
33.	324° 49'	138.83 feet	along same;
34.	261° 18'	80.48 feet	along same;
35.	217° 22'	182.25 feet	along same;

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AUSTIN, TSUTSUMI & ASSOCIATES, INC.

CIVIL ENGINEERS • SURVEYORS

501 SUMNER STREET, SUITE 521
HONOLULU, HAWAII 96817-5031

1871 WILI PA LOOP, SUITE A
WAILUKU, MAUI, HAWAII 96793

36.	265°	34'	43.74 feet	along same;
37.	319°	10'	44.03 feet	along same;
38.	7°	53'	92.59 feet	along same;
39.	20°	48'	39.86 feet	along same;
40.	57°	36'	67.49 feet	along same;
41.	335°	10'	73.48 feet	along same;
42.	1°	54'	70.17 feet	along same;
43.	11°	15'	185.88 feet	along same;
44.	14°	22'	146.24 feet	along same;
45.	44°	33'	97.93 feet	along same;
46.	54°	31'	92.45 feet	along same;
47.	33°	37'	34.44 feet	along same;
48.	69°	10'	138.56 feet	along same;
49.	82°	16'	108.36 feet	along same;
50.	116°	31'	51.22 feet	along same;
51.	87°	59'	70.09 feet	along same;
52.	104°	46'	140.59 feet	along the remainders of Lots 7 and 6 of Mahanalua Nui Subdivision, Phase V;

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AUSTIN, TSUTSUMI & ASSOCIATES, INC.

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53. 126° 12' 30" 29.83 feet along the remainder of Lot 6 of Mahanalua Nui Subdivision, Phase V, and containing an area of 1.883 Acres.



AUSTIN, TSUTSUMI & ASSOCIATES, INC.

Description Prepared By:

Erik S. Kaneshiro 02/16/07

ERIK S. KANESHIRO
Licensed Professional Land Surveyor
Certificate No. 9826

Honolulu, Hawaii
February 16, 2007

TMK: (2) 4-7-001: 025 (Por.)

-4-



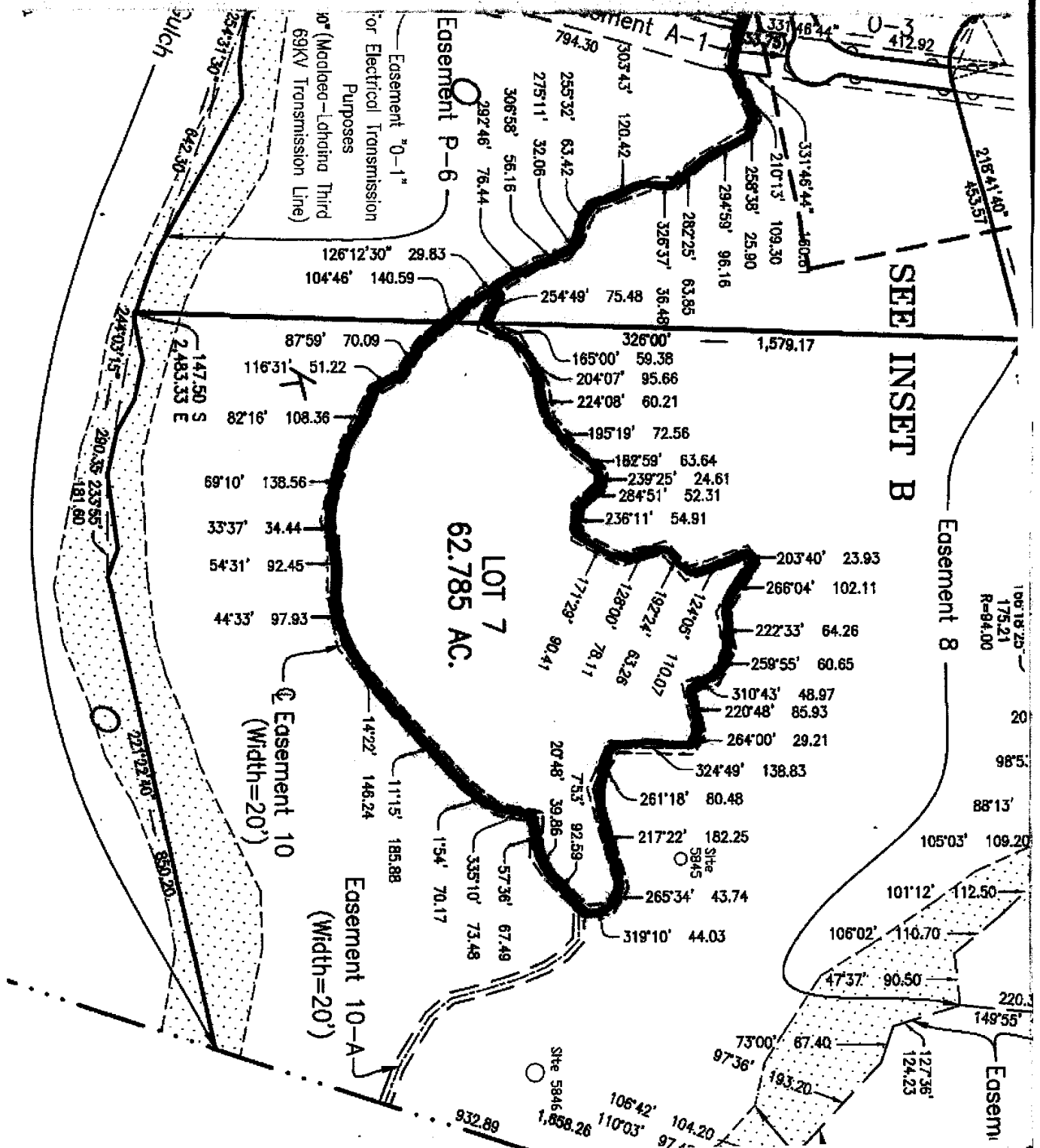
AUSTIN, TSUTSUMI & ASSOCIATES, INC.

CIVIL ENGINEERS • SURVEYORS

501 SUMNER STREET, SUITE 521
HONOLULU, HAWAII 96817-5031

1871 WILI PA LOOP, SUITE A
WAILUKU, MAUI, HAWAII 96793

EXHIBIT 'D'
Map of Easement 10



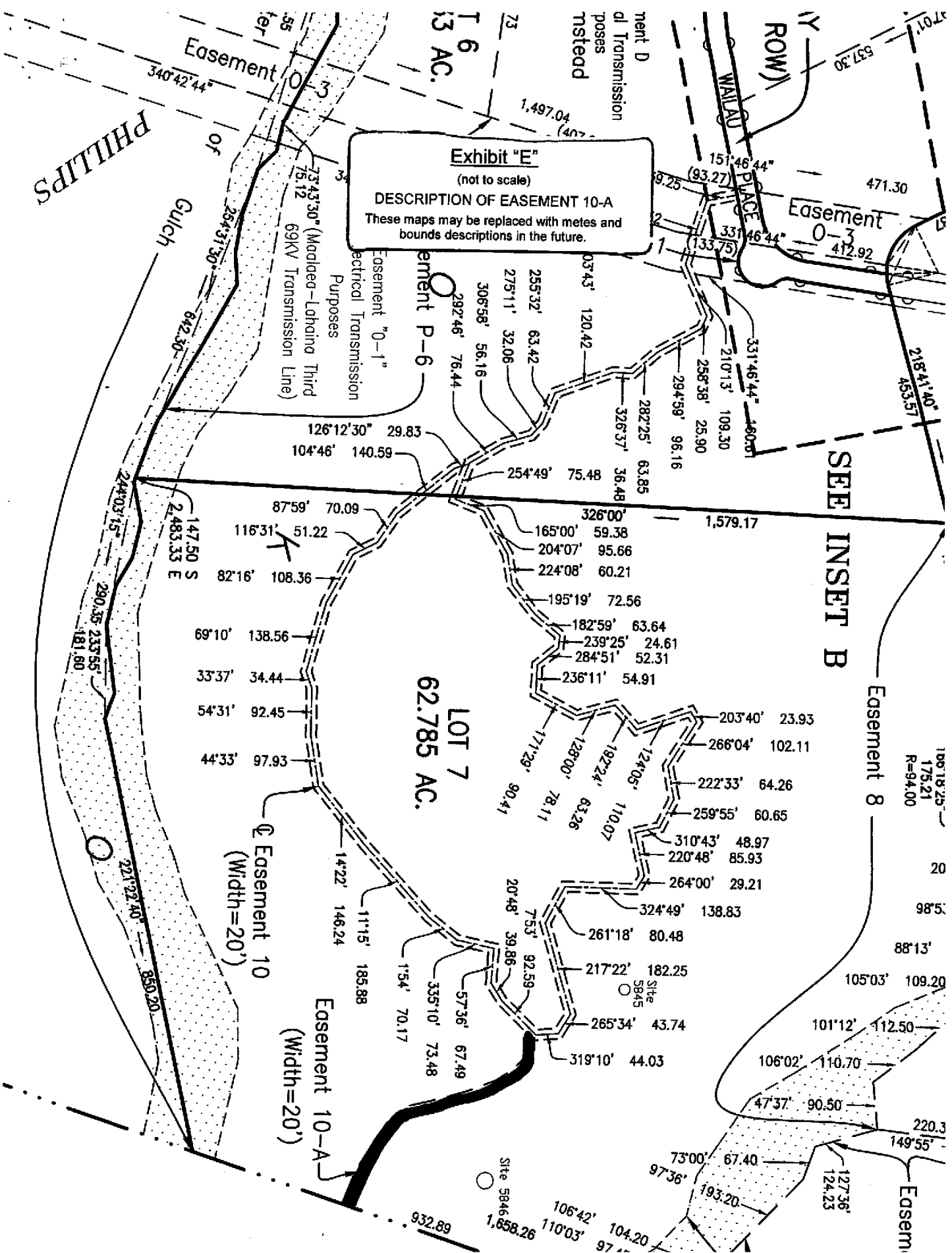


Exhibit "E"
 (not to scale)
DESCRIPTION OF EASEMENT 10-A
 These maps may be replaced with metes and bounds descriptions in the future.

LOT 7
62.785 AC.

SEE INSET B

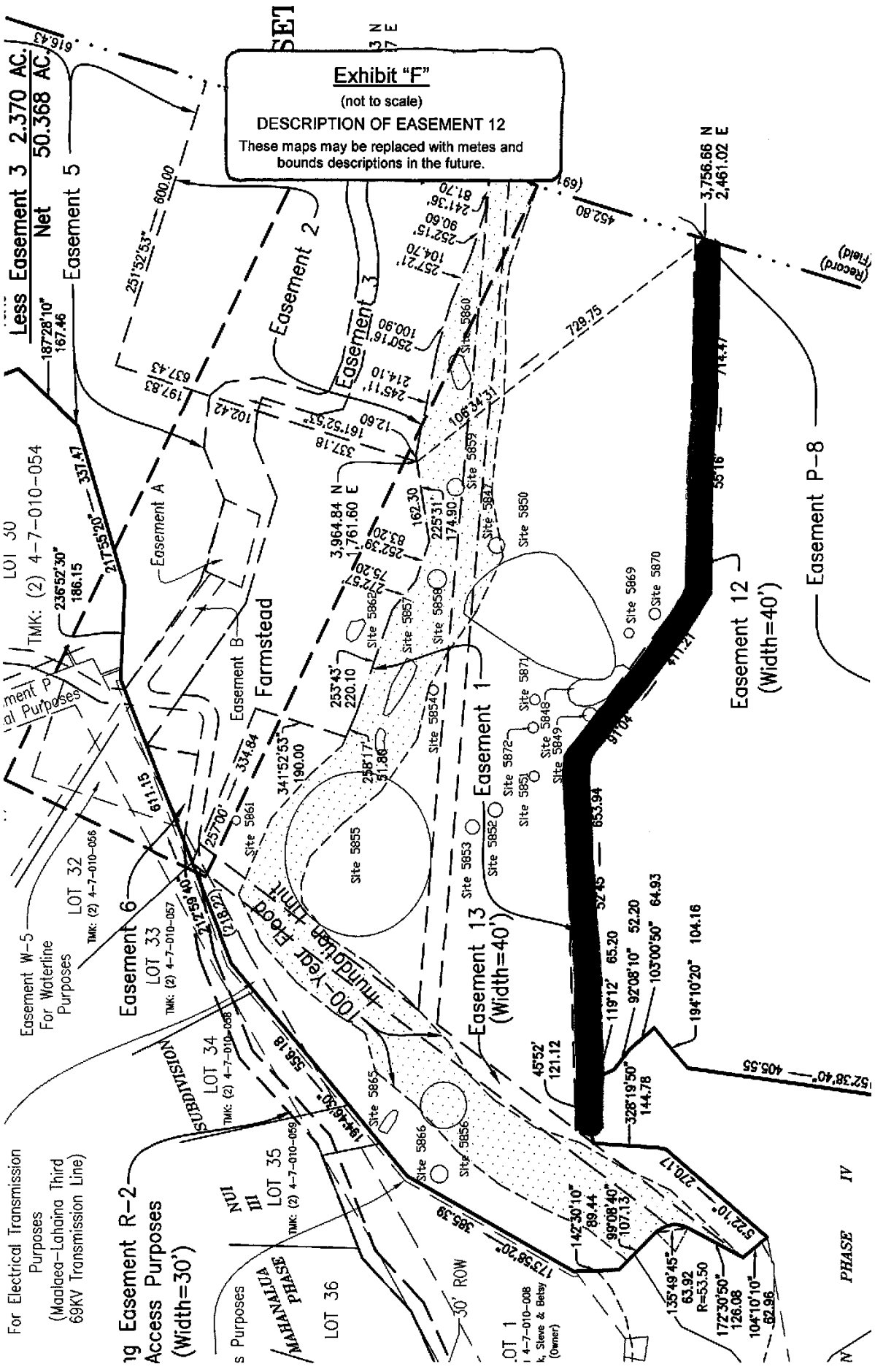


Exhibit "F"
 (not to scale)
DESCRIPTION OF EASEMENT 12
 These maps may be replaced with metes and bounds descriptions in the future.

Less Easement 3 2.370 AC.
 Net 50.368 AC.
 Easement 5

LOI 30
 TMK: (2) 4-7-010-054
 235°52'30"
 186.15
 217°55'20"
 331.47

Easement W-5
 For Waterline Purposes
 LOT 32
 TMK: (2) 4-7-010-056

For Electrical Transmission Purposes
 (Maalaea-Lahaina Third 69KV Transmission Line)
 Easement R-2
 Access Purposes
 (Width=30')

100-year Flood Hazard Area
 Easement 13
 (Width=40')

Easement 12
 (Width=40')

Easement P-8

PHASE IV

Exhibit "G"
(not to scale)
DESCRIPTION OF EASEMENT 13
These maps may be replaced with metes and bounds descriptions in the future.

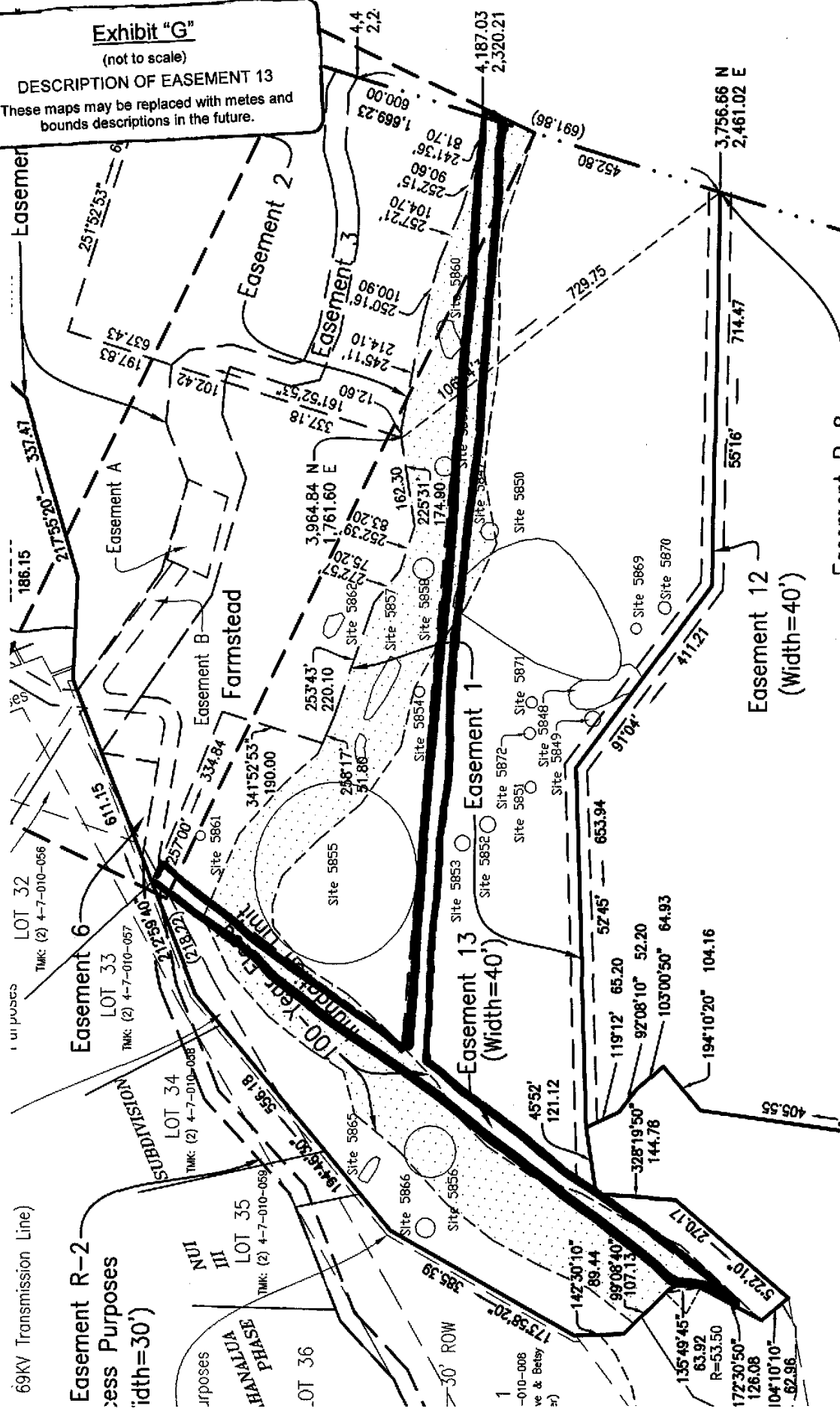


EXHIBIT 'H'

Description of Easement A-1

MAHANALUA NUI SUBDIVISION PHASE V

**EASEMENT A-1
(FOR TRAIL, ACCESS, AND UTILITY PURPOSES)**

Being a portion of Lot 6
of Mahanalua Nui Subdivision, Phase V,
being also a portion of Royal Patent 1358,
Land Commission Award 82 to Thomas Phillips.

Situate at Launiupoko, Lahaina, Maui, Hawaii

Beginning at the Northwest corner of this easement, along
the East side of Roadway Lot 11 (Wailau Place) of Mahanalua Nui
Subdivision, Phase V, the coordinates of said point of beginning
referred to Government Survey Triangulation Station "LAUNIUpOKO"
being 520.39 feet North and 1,406.13 feet East and running by
azimuths measured clockwise from true South:

Along the East side of Roadway
Lot 11 (Wailau Place) of
Mahanalua Nui Subdivision,
Phase V, on a curve to the
right, with a radius of 30.00
feet, the chord azimuth and
distance being:

1. 256° 05' 11.23 feet;

Thence along the East side of
Roadway Lot 11 (Wailau Place)
of Mahanalua Nui Subdivision,
Phase V, on a curve to the
left, with a radius of 48.00
feet, the chord azimuth and
distance being:

2. 221° 26' 45" 68.38 feet;

3. 331° 46' 44" 160.61 feet along the remainder of Lot 6
of Mahanalua Nui Subdivision,
Phase V;

4. 340° 42' 44" 794.29 feet along same;



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Thence along Lot 10 of Mahanalua Nui Subdivision Phase V, along center of gulch, the direct azimuth and distance between points on said center of gulch being:

- 5. 73° 43' 30" 75.10 feet;
- 6. 160° 42' 44" 784.50 feet along the remainder of Lot 6 of Mahanalua Nui Subdivision, Phase V;
- 7. 151° 46' 44" 133.75 feet along same to the point of beginning and containing an area of 1.596 Acres.



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Description Prepared By:

Erik S. Kaneshiro *exp 02/07*

ERIK S. KANESHIRO
Licensed Professional Land Surveyor
Certificate No. 9826

Honolulu, Hawaii
February 16, 2007

TMK: (2) 4-7-001: 025 (Por.)



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