

COMMISSION ON WATER RESOURCE MANAGEMENT
 NOTICE OF A CONTESTED CASE HEARING
 ON A WATER USE PERMIT APPLICATIONS FOR
 MAUI DEPARTMENT OF WATER SUPPLY AND
 KEHALANI MAUKA, LLC
 IAO GROUND WATER MANAGEMENT AREA, MAUI

The Commission on Water Resource Management (Commission), State of Hawaii, will conduct a contested case hearing on the following applications for existing ground water use permits:

<u>Name</u>	<u>Well No.</u>	<u>Applicant</u>	<u>WUPA No.</u>	<u>TMK</u>	<u>Amount (mgd)</u>
Mokuhau Well 1	5330-09	MDWS	700	3-3-2:24	1.994
Mokuhau Well 3	5330-11	MDWS	701	3-3-2:24	2.221
Waiehu Heights Well 1	5430-01	MDWS	697	3-3-2:28	0.165
Waiehu Heights Well 2	5430-02	MDWS	698	3-3-2:28	1.415
Waihee Well 1	5431-02	MDWS	695	3-3-17:31	1.480
Waihee Well 2	5431-03	MDWS	696	3-3-17:31	2.439
Waihee Well 3	5431-04	MDWS	703	3-3-17:31	1.513
Wailuku Shaft 33	5330-05	Kehalani	707	3-5-1:1	0.221*

*not to be double-counted against new use requests for:

Wailuku Shaft 33	5330-05	MDWS	702	3-5-1:1	5.771
Wailuku Shaft 33	5330-05	Kehalani	707	3-5-1:1	5.550

from the IAO Ground Water Management Area, Maui, pursuant to Chapters 91 and 174C, Hawaii Revised Statutes, and Sections 13-167-51 through 54, Hawaii Administrative Rules (HAR). The contested case hearing will be held on Maui at a date, time, and place to be announced.

Any person wishing to participate in the hearing as an intervening party must file a written application in conformance with Section 13-167-54(e), HAR, explaining briefly how he or she has a specific legal interest different from the general public and how their interest could be affected by the proposed action. The Commission will then grant or deny the application to intervene. At the hearing, only persons admitted as parties to the proceedings may actually participate.

Any party may retain counsel if desired. An individual may appear on his or her own behalf, or a member of a partnership may represent the partnership, or an officer or authorized employee of a corporation or trust or association may represent the corporation, trust or association. All parties shall be afforded the opportunity to present and cross-examine evidence and witnesses and make arguments on issues before the Commission.

Written applications to be a party in the contested case hearing must be received no later than 12:00 noon, Friday, October 21, 2005, at the Commission Office, 1151 Punchbowl Street, Room 227, Honolulu, HI 96813. Application forms are available at the Commission Office, will be mailed upon request, or can be downloaded from the Commission website at www.hawaii.gov/dlnr/cwrm/forms/CCHP.pdf. Please call (808) 587-0225 or toll free 1-800-984-2400, extension 70225, for application forms or for further information.

COMMISSION ON WATER RESOURCE MANAGEMENT

DEAN A. NAKANO, Acting Deputy Director for
 PETER T. YOUNG, Chairperson

Dated: October 5, 2005

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