

COMMISSION ON WATER RESOURCE MANAGEMENT

STATE OF HAWAII

Surface Water Use Permit Applications, ) Case No.. CCH-MA15-01  
Integration of Appurtenant Rights and )  
Amendments to the Interim Instream Flow ) MINUTE ORDER #10  
Standards, Na Wai Eha Surface Water )  
Management Areas of Waihee, Waiehu, Iao )  
and Waikapu Streams, Maui )  
)  
)  
)  

---

**Minute Order #10:**

At the request of OHA and the community groups, and with the agreement of all other parties, the deadline for the filing of Proposed FOF, COL, and D&O for all parties is extended from February 3, 2017, to COB, Friday, February 10, 2017.

DATED: Honolulu, Hawaii, January 31, 2017.



---

LAWRENCE H. MIIKE, Hearings Officer  
Commission on Water Resource Management

COMMISSION ON WATER RESOURCE MANAGEMENT

STATE OF HAWAII

Surface Water Use Permit Applications, ) Case No.. CCH-MA15-01  
Integration of Appurtenant Rights and )  
Amendments to the Interim Instream Flow )  
Standards, Na Wai Eha Surface Water )  
Management Areas of Waihee, Waiehu, Iao and )  
Waikapu Streams, Maui )  
\_\_\_\_\_ )

CERTIFICATE OF SERVICE

On January 31, 2017, a copy of the foregoing document was posted on the Commission on Water Resource Management's website and served on the parties that have opted for electronic service.

Joseph Alueta  
P.O. Box 785  
Wailuku, HI 96793

David & Anne Brown  
2525 Kahekili Hwy.  
Wailuku, HI 93793-9233

Pauline Kanegai Curry  
P.O. Box 3172  
Wailuku, HI 96793

Michael Bailie  
PO Box 1433  
Wailuku, HI 96793

Regino Cabacungan  
2192 Mokuhanu Road  
Wailuku, HI 96793

Charles Dando, Sr. & Jr.  
85 E. Kanamele Loop  
Wailuku, HI 96793

Vernon Bal  
230 Koeli Street  
Wailuku, HI 96793

Thomas Cerizo  
1740 Kamamalu Place  
Wailuku, HI 96793

Alfred & Patricia DeMello  
El Ranchitos DeMello  
P.O. Box 1394  
Lockeford, CA 95237

Dorothy Bell  
1419 Nuna Place  
Waikapu, HI 96793

Cordell Chang  
2315 Kahekili Hwy.  
Wailuku, HI 96793

Michael Doherty  
41 Waihee Valley Road  
Wailuku, HI 96793

Alan Birnie  
175 W. Waiko Road  
Wailuku, HI 96793

Joshua Chavez  
P.O. Box 6240  
Kahului, HI 96733

Richard Emoto  
2032 B Ulei Lane  
Wailuku, HI 96793

Gary & Evelyn Brito  
2160A Puuohala Road  
Wailuku, HI 96793

Winifred and Gordon Cockett  
1159 Piihana Road  
Wailuku, HI 96793

Patricia Federcell  
88 S Papa Avenue, Apt. 404  
Kahului, HI 96732-3307

Rudy & Perlita Fernandez  
P.O. Box 330808  
Kahului, HI 96733

Roderick Fong  
Fong Construction Company  
Inc.  
495 Hukilike Street, Bay 4  
Kahului, HI 96732

Dave Gomes  
Hawaiian Cement - Maui  
Concrete and Aggregate  
Division  
P.O. Box 488  
Kahului, HI 96732

Russel Gushi  
185 West Waiko Road  
Wailuku, HI 96793

Valentine Haleakala  
2160 Puuohala Road  
Wailuku, HI 96793

Steve Haller  
1060 East Kuiaha Road  
Haiku, HI 96708

Robert Hanusa  
895 Malaihi Road  
Wailuku, HI 96793

Darrell Higa  
918 Kanakea Loop  
Lahaina, HI 96761

George & Yoneko Higa  
592 S. Papa Avenue  
Kahului, HI 96732

Paul and Jennifer Higashino  
P.O. Box 239  
Wailuku, HI 96793

Hiolani Ranch LLC  
P.O. Box 34167  
San Diego, CA 92163

Brian Ige  
RCFC Kehalani, LLC  
2005 Main Street  
Wailuku, HI 96793

Ronald Jacintho  
Pohakulepo Recycling, LLC  
150 Pakana Street  
Wailuku, HI 96790

Ronald Jacintho  
ROJAC Trucking, Inc.  
150 Pakana Street  
Wailuku, HI 96793

Amanda Jones  
Spencer Homes Inc.  
P.O. Box 97  
Kihei, HI 96753

Kaanapali Kai, Inc.  
P.O. Box 910  
Wailuku, HI 96793

Kaui Kahalekai  
202 Waihee Valley Road  
Wailuku, HI 96793

Kenneth Kahalekai  
240 Waihee Valley Road  
Wailuku, HI 96793

Alfred Kailiehu Sr.  
Alfred Kailiehu, Jr.  
3660 Kahekili Hwy.  
Wailuku, HI 96793

Leinaala Kihm  
1415 Honua Place  
Wailuku, HI 96793

Sterling Kim  
Hale Mua Properties, LLC  
250 Alamaha Street, Suite  
N18  
Kahului, HI 96732

Clifford & Cristal Koki  
P.O. Box 442  
Wailuku, HI 96793

Lawrence Koki  
2585 Kahekili Highway  
Wailuku, HI 96793

Mary Jane Kramer  
Na Mala o Waihee Private  
Water Co. Inc.  
c/o Commercial Properties of  
Maui Management, Inc.  
1962-B Wells Street  
Wailuku, HI 96793

Donald Kuemmel  
RCFC Kehalani, LLC  
555 California Street, Suite  
3450  
San Francisco, CA 94104

Living Waters Land  
Foundation, LLC  
P.O. Box 7  
Santa Barbara, CA 93102

Jane Laimana  
45-520 Alokahi Street  
Kaneohe, HI 96744

Cindy Lee, Managing Agent  
Waiolani Mauka Community  
Association, Inc.  
c/o Scott Nunokawa  
P.O. Box 946  
Wailuku, HI 96793

David & Katherine Lengkeek  
128 River Road  
Wailuku, HI 96793

Nadao Makimoto  
1480 Honoapiilani Highway  
Wailuku, HI 96793-5930

Glenn McLean  
350 West Waiko Road  
Wailuku, HI 96793

Kenneth Mendoza  
2160 B Puuohala Road  
Wailuku, HI 96793-0463

Lawrence Miyahira  
Jason Miyahira  
P.O. Box 762  
Wailuku, HI 96793

Jerri Jane K. Young  
1455 Miloiki Street  
Honolulu, HI 96825-3229

Jinsei Miyashiro Trust  
P.O. Box 235  
Wailuku, HI 96793

Lester Nakama  
Aloha Poi Factory, Inc.  
800 Lower Main Street  
Wailuku, HI 96793

David Niehaus  
1630 Piihola Road  
Makawao, HI 96768

David Nobriga  
Nobriga's Ranch Inc.  
P.O. Box 1170  
Wailuku, HI 96793

Francis Ornellas  
340 Iao Valley Road  
Wailuku, HI 96793

Kalani & Tera Paleka  
P.O. Box 342  
Wailuku, HI 96793

Robert Pinto  
c/o Claire Pinto  
130 Pilikana Place  
Wailuku, HI 96793

Milla Richardson  
94 Laukahi Street  
Kihei, HI 96753

Isabelle Rivera  
c/o Regino Cabacungan  
2192 Mokuhaui Road  
Wailuku, HI 96793

Katherine Riyu  
P.O. Box 696  
Wailuku, HI 96793

Peter Fritz  
107 Waihee Valley Rd.  
Wailuku, HI 96793

Alfred Santiago & Colin  
Kailiponi  
2445C Vineyard St.  
Wailuku, HI 96793

Ione Shimizu  
219-K West Waiko Road  
Wailuku, HI 96793

Donnalee & David Singer  
P.O. Box 3017  
Wailuku, HI 96793

Kurt & Betsy Sloan  
P.O. Box 310  
Kihei, HI 96753

Warren Soong  
245A West Waiko Road  
Wailuku, HI 96793

Yoshie Suehiro & Natalie  
Hashimoto  
915 Malaihi Road  
Wailuku, HI 96793

Noel & Katherine Texeira  
P.O. Box 2846  
Wailuku, HI 96793-7846

Thomas & Patricia Texeira &  
Denise Texeira  
205 Waihee Valley Road  
Wailuku, HI 96793

Waldo Ullerich  
Emmanuel Lutheran Church  
& School  
P.O. Box 331194  
Kahului, HI 96733

Melvin Riyu & Judith  
Yamanoue  
PO Box 696  
Wailuku, HI 96793

#### ELECTRONIC SERVICE

Noelani & Alan Almeida  
Gordon Almeida  
P.O. Box 1005  
Wailuku, HI 96793

[alana89@juno.com](mailto:alana89@juno.com)

Douglas Bell  
1420 Honua Place  
Waikapu, HI 96793

[puna.papabell@gmail.com](mailto:puna.papabell@gmail.com)

Doyle Betsill  
c/o Betsill Brothers  
P.O. Box 1451  
Wailuku, HI 96793

[teresa@bbcmaui.com](mailto:teresa@bbcmaui.com)

Francisco Cerizo  
PO Box 492  
Wailuku, HI 96793

[cerizof@gmail.com](mailto:cerizof@gmail.com)

Heinz Jung and Cecilia Chang  
P.O. Box 1211  
Wailuku, HI 96793

[cici.chang@hawaiiantel.net](mailto:cici.chang@hawaiiantel.net)

Jordanella (Jorrie) Ciotti  
484 Kalua Road  
Wailuku, HI 96793

gorrieciotti@gmail.com

Fred Coffey  
1271 Malaihi Road  
Wailuku, HI 96793

hawaii50peleke@yahoo.com

James Dodd  
P.O. Box 351  
Wailuku, HI 96793

jimdodd47@gmail.com

Kathy De Hart  
P.O. Box 1574  
Wailuku, HI 96793

kdehart17@gmail.com

John V. & Rose Marie H. Duey  
Hoolulahu LLC  
575 A Iao Valley Rd.  
Wailuku, HI 96793  
cc: Nani Santos

jduey@maui.net

nanisantos808@gmail.com

Stanley Faustino  
c/o Kanealoha Lovato-Rodrigues  
384 Waihee Valley Road  
Wailuku, HI 96793

kanealoha808@gmail.com

William Freitas  
c/o Kapuna Farms LLC  
2644 Kahekili Highway  
Wailuku, HI 96793

kapunafarms@gmail.com

Diannah Goo  
c/o April Goo  
2120 C Kahekili Hwy.  
Wailuku, HI 96793

ag2517@aol.com

Nicholas Harders on behalf of:

[waikapu@me.com](mailto:waikapu@me.com)

Karl & Lee Ann Harders  
1422 Nuna Pl.  
Wailuku, HI 96793

Theodore & Zelig Harders  
T&Z Harders FAM LTD PTNSHP  
Theodore and Zelig Harders Family Ltd. Partnership  
1415 Kilohi St.  
Wailuku, HI 96793

Greg Ibara  
227 Kawaipuna Street  
Wailuku, HI 96793

[gregibara56@gmail.com](mailto:gregibara56@gmail.com)

Evelyn Kamasaki  
Cynthia Ann McCarthy  
Claire S. Kamasaki  
1550 Nukuna Place  
Wailuku, HI 96793

[cmcmaui@live.com](mailto:cmcmaui@live.com)

Charlene E. and Jacob H. Kana, Sr.  
PO Box 292  
Wailuku, HI 96793

[char1151@hawaii.rr.com](mailto:char1151@hawaii.rr.com)

Kimberly Lozano  
P.O. Box 2082  
Wailuku, HI 96793

[pauahi808@aol.com](mailto:pauahi808@aol.com)

Renee Molina  
P.O. Box 1746  
Wailuku, HI 96793

[myoheo@yahoo.com](mailto:myoheo@yahoo.com)

Douglas Myers  
1299 Malaihi Road  
Wailuku, HI 96793

[upperwaiehu@yahoo.com](mailto:upperwaiehu@yahoo.com)

Nelson Okamura  
Kihei Gardens & Landscaping Co. LLP  
P.O. Box 1058  
Puunene, HI 96784

[nokamura@kiheigardens](mailto:nokamura@kiheigardens)

Lorrin Pang  
166 River Road  
Wailuku, HI 96793

pangk005@hawaii.rr.com

Victor and Walette Pellegrino  
c/o Hokuao Pellegrino  
213 West Waiko Road  
Waikapu, HI 96793

hokuao.pellegrino@gmail.com

L. Ishikawa  
Piko Ao, LLC  
2839 Kalialani Circle  
Pukalani, HI 96768

lorilei@hawaii.edu

Michael Rodrigues  
2518 W. Main Street  
Wailuku, HI 96793

mikerodmaui@yahoo.com

Waldemar & Darlene Rogers  
1421 Nuna Place  
Wailuku, HI 96793

rogersw001@hawaii.rr.com

Burt Sakata  
107 Waihee Valley Rd.  
Wailuku, HI 96793

waihee89@yahoo.com

Bryan Sarasin, Sr.  
c/o Bryan Sarasin, Jr.  
P.O. Box 218  
Wailuku, HI 96793

mauifishfarm@hawaiiantel.net

Duke & Jean Sevilla & Christina Smith  
702 Kaae Road  
Wailuku, HI 96793

sevillad001@hawaii.rr.com

Jeff and Ramona Lei Smith  
P.O. Box 592  
Wailuku, HI 96793

ohianui.ohana@gmail.com

Murray and Carol Smith  
P.O. Box 11255  
Lahaina, HI 96761

murray@jps.net



Crystal Smythe  
John Minamina Brown Trust  
727 Wainee Street, Suite 104  
Lahaina, HI 96761

cytl@maui.net

Clayton Suzuki  
Linda Kadosaki  
Reed Suzuki  
Scott Suzuki  
P.O. Box 2577  
Wailuku, HI 96793

csuzuki@wailukuwater.com

John Varel  
191 Waihee Valley Road  
Wailuku, HI 96793

jvarel@fusionstorm.com

Michele and Leslie Vida, Jr.  
135 Pilikana Place  
Wailuku, HI 96793

mikievida@hotmail.com

Leslie Vida, Sr.  
c/o Donna Vida  
125 Pilikana Street  
Wailuku, HI 96793

dmlavida@yahoo.com

Roger Yamaoka  
Kevin Yamaoka  
1295 Old Waikapu Road  
Wailuku, HI 96793

rryamaoka@aol.com  
kty@hawaii.rr.com

Caleb Rowe, Esq.  
Kristin Tarnstrom, Esq.  
County of Maui  
Department of the Corporation Counsel  
200 South High Street  
Wailuku, HI 96793  
(County of Maui, Department of Water Supply)

caleb.rowe@co.maui.hi.us  
kristin.tarnstrom@co.maui.hi.us  
susan.pacheco@co.maui.hi.us

Colin J. Lau, Esq.  
465 S. King Street, Room 300  
Honolulu, Hawaii 96813

colin.j.lau@hawaii.gov

cc: Russell Kumabe  
Holly McEldowney  
(Department of Land and Natural Resources, Division of State Parks)

russell.p.kumabe@hawaii.gov  
holly.mcelandowney@hawaii.gov

Yvonne Izu, Esq. [yizu@moriharagroup.com](mailto:yizu@moriharagroup.com)  
Wayne E. Costa, Jr., Esq. [wcosta@moriharagroup.com](mailto:wcosta@moriharagroup.com)  
Kris N. Nakagawa, Esq. [knakagawa@moriharagroup.com](mailto:knakagawa@moriharagroup.com)  
Moriwaka Lau & Fong LLP  
400 Davies Pacific Center  
841 Bishop Street  
Honolulu, HI 96813  
cc: Garret Hew [ghew@hcsugar.com](mailto:ghew@hcsugar.com)  
(Hawaiian Commercial & Sugar Co. (HC&S))

Tina Aiu, Esq. [christina@hilt.org](mailto:christina@hilt.org)  
Oahu Island Director  
Hawaiian Islands Land Trust, HILT  
P.O. Box 965  
Wailuku, HI 96793  
cc: Scott Fisher [scott@hilt.org](mailto:scott@hilt.org)  
Penny Levin [pennysfh@hawaii.rr.com](mailto:pennysfh@hawaii.rr.com)

Isaac Moriwake, Esq. [imoriwake@earthjustice.org](mailto:imoriwake@earthjustice.org)  
Summer Kupau-Odo [skupau@earthjustice.org](mailto:skupau@earthjustice.org)  
Earthjustice [jbrown@earthjustice.org](mailto:jbrown@earthjustice.org)  
850 Richards Street [jparks@earthjustice.org](mailto:jparks@earthjustice.org)  
Suite 400  
Honolulu, HI 96813  
(Hui O Na Wai Eha and Maui Tomorrow Foundation)

Avery & Mary Chumbley [abc@aloha.net](mailto:abc@aloha.net)  
363 West Waiko Road  
Wailuku, HI 96793  
(Makani Olu Partners LLC)

Jodi Yamamoto, Esq. [jyamamoto@ychawaii.com](mailto:jyamamoto@ychawaii.com)  
Wil Yamamoto, Esq. [wyamamoto@ychawaii.com](mailto:wyamamoto@ychawaii.com)  
Yamamoto Caliboso  
1099 Alakea Street  
Suite 2100  
Honolulu, HI 96813  
(MMK Maui, LP, The King Kamehameha Golf Club, Kahili Golf Course)

Pamela Bunn, Esq. [pbunn@ahfi.com](mailto:pbunn@ahfi.com)  
Alston, Hunt, Floyd & Ing  
1001 Bishop Street, Suite 1800  
Honolulu, HI 96813  
(Office of Hawaiian Affairs)

Craig Nakamura, Esq.  
Catherine L.M. Hall, Esq.  
Carlsmith Ball LLP  
2200 Main Street, Suite 400  
Wailuku, HI 96793  
(Wahi Hoomalu Limited Partnership)

cnakamura@carlsmith.com  
chall@carlsmith.com

Peter A. Horovitz, Esq.  
Kristine Tsukiyama, Esq.  
Merchant Horovitz LLLC  
2145 Wells Street, Suite 303  
Wailuku, HI 96793  
(Waikapu Properties, LLC and MTP (Maui Tropical Plantation) Operating Company, LLC)  
cc: Albert Boyce

[pah@mhmaui.com](mailto:pah@mhmaui.com)  
[kkt@mhmaui.com](mailto:kkt@mhmaui.com)

albertboyce@gmail.com

Brian Kang, Esq.  
Emi L.M. Kaimuloa  
Watanabe Ing, LLP  
First Hawaiian Center  
999 Bishop Street, 23rd Floor  
Honolulu, HI 96813  
(Wailuku Country Estates Irrigation Company (WCEIC))

bkang@wik.com  
ekaimuloa@wik.com

Paul R. Mancini, Esq.  
James W. Geiger, Esq.  
Paul Mancini, Esq.  
Mancini, Welch, & Geiger LLP  
RSK Building  
305 Wakea Avenue, Suite 200  
Kahului, HI 96732  
cc: Avery Chumbley  
(Wailuku Water Company, LLC)

pmancini@mrwlaw.com  
jgeiger@mrwlaw.com

Tim Mayer, Ph.D.  
Supervisory Hydrologist  
Water Resources Branch  
US Fish and Wildlife Service  
911 NE 11<sup>th</sup> Avenue  
Portland, OR 97232-4181  
cc: Frank Wilson

tim\_mayer@fws.gov

[frank.wilson@sol.doi.gov](mailto:frank.wilson@sol.doi.gov)

