

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 #11 – ORDER
Standards, Na Wai Eha Surface Water) GRANTING OFFICE OF HAWAIIAN
Management Areas of Waihee, Waiehu, Iao) AFFAIRS, HUI O NĀ WAI ‘EHĀ and MAUI
and Waikapu Streams, Maui) TOMORROW FOUNDATION, INC.’S
) MOTION FOR LEAVE TO SUPPLEMENT
) THE RECORD; CERTIFICATE OF
) SERVICE
)
_____)

Minute Order #11:

ORDER GRANTING OFFICE OF HAWAIIAN
AFFAIRS, HUI O NĀ WAI ‘EHĀ and MAUI TOMORROW
FOUNDATION, INC.’S MOTION FOR LEAVE TO SUPPLEMENT THE RECORD

On February 7, 2017 the Office of Hawaiian Affairs (OHA), Hui O Nā Wai ‘Ehā and Maui Tomorrow Foundation, Inc. (collectively Movants) filed a joint motion for leave to supplement the record (Joint Motion) in which the movants asked that a summary of water deliveries from Wailuku Water Company to certain users be admitted into evidence as exhibit OHA-49. On February 9, 2017, MMK Maui, LP and Waikapu Properties, LLC each filed statements related to the Joint Motion. Wailuku Water Company, LLC filed a statement of no position.

Based on the records and files in this case and the pleadings submitted, this Hearings Officer hereby grants the Joint Motion. Movants, through OHA, shall file an amended exhibit list to include the document that has been offered as OHA-49. Although the Joint Motion has been granted and the offered exhibit will be allowed in as evidence, the Hearings Officer notes

the responses to the Joint Motion made by the various parties and those responses will be considered when the Hearings Officer makes his final decision.

All parties will have until close of business on Friday, February 17, 2017, to file their proposed findings of fact, conclusions of law, and decision and order.

DATED: Honolulu, Hawaii, February 10, 2017.

A handwritten signature in black ink, reading "Lawrence Miike". The signature is written in a cursive style with a large initial "L".

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

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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)
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CERTIFICATE OF SERVICE

On February 10, 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.

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