

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 #3; CERTIFICATE OF  
 Standards, Na Wai Eha Surface Water ) SERVICE  
 Management Areas of Waihee, Waiehu, Iao )  
 and Waikapu Streams, Maui )  
 \_\_\_\_\_ )

Minute Order #3

Pre-Hearing and Hearing Deadlines

The following schedule was established at the November 5, 2015 Pre-Hearing

Conference:

| Deadline Date    | Documents Due  |
|------------------|--|
| February 5, 2016 | Opening Brief<br>Witness List<br>Direct Written Witness Statements<br>Exhibit List<br>Exhibits   |
| March 18, 2016   | Responsive Brief<br>Responsive Witness List<br>Responsive Written Witness Statements<br>Responsive Exhibit List<br>Responsive Exhibits |
| April 8, 2016    | Reply Brief<br>Reply Witness List<br>Reply Written Witness Statements<br>Responsive Exhibit List<br>Responsive Exhibits                |
| June 6, 2016     | Start of contested case hearing  |

Filings due no later than the close of business of the dates set forth above.

Documents may be filed by either mailing or hand delivering the original and five (5) copies of the documents to the Commission on Water Resource Management (CWRM) at:

**Commission on Water Resource Management  
1151 Punchbowl Street, Room 227  
Honolulu, Hawaii 96813**

The documents may initially be filed by submitting the documents electronically via email to: **kathy.s.yoda@hawaii.gov**. The original and five (5) copies must be hand delivered or mailed to the above address within five (5) business days of the documents having been filed electronically. **The original shall be two-hole punched and the five (5) copies shall be three-hole punched and placed in separate three-ring binders.**

**Double sided copying is encouraged.**

Witnesses' written testimonies shall be admitted into evidence at the hearing on the understanding that such witnesses shall briefly summarize their written testimonies and be readily available for cross-examination. Written direct testimony of experts shall also include a brief statement of their qualifications.

Witness lists and exhibit lists shall be submitted using the formats shown in the included attachment. All exhibits must be marked and indexed. For the purpose of identification of exhibits, the parties shall use the exhibit numbering shown in the included attachment. The parties shall submit the original and one copy of demonstrable exhibits that are not reproducible in reduced size.

All filed documents must be served on all other parties, either via U.S. mail or electronically, as indicated in the attached certificate of service. All filed documents

shall have attached a certificate of service in accordance with the certificate of service attached to this order.

If you would like to receive filed documents by electronic service (email) you can send an email to [kathy.s.yoda@hawaii.gov](mailto:kathy.s.yoda@hawaii.gov) to tell her you would like to receive documents by electronic service. Include the name of the applicant, your name, and your email address. You must notify us by **February 1, 2016**. We will post the names of all parties who have agreed to electronic service on the CWRM website at:

<http://dlnr.hawaii.gov/cwrn/newsevents/cch/cch-ma15-01/> no later than Wednesday, February 3, 2016. Agreeing to electronic service will allow all other parties to provide you documents through email instead of having to mail paper copies of documents.

Documents and materials on file with CWRM, including the entire record in this case, are incorporated in this proceeding by reference. Parties may make reference to such evidence.

All documents filed with CWRM will be posted on the CWRM website at:  
<http://dlnr.hawaii.gov/cwrn/newsevents/cch/cch-ma15-01/>

There will be another pre-hearing conference held in **mid to late April** to determine the order of witnesses and organizational approach to holding the contested case hearing. It will be very important for all parties to attend this pre-hearing conference.

DATED: Honolulu, Hawaii, January 15, 2016.



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

John Doe  
2331 Doe Way  
Kahului, Hawaii 97844  
Tel. (808) 555-5555

COMMISSION ON WATER RESOURCE MANAGEMENT  
STATE OF HAWAII

Surface Water Use Permit Applications, ) Case No. CCH-MA 15-01  
Integration of Appurtenant Rights and )  
Amendments to the Interim Instream Flow ) WITNESS LIST  
Standards, Na Wai Eha Surface Water )  
Management Areas of Waihee, Waiehu, Iao )  
and Waikapu Streams, Maui )  
\_\_\_\_\_)

WITNESS LIST

PARTY: JOHN DOE

| NAME/ORGANIZATION/<br>POSITION      | SUBJECT<br>MATTER                 | EXHIBIT(S)<br>TO BE<br>INTRODUCED BY<br>WITNESS |
|-------------------------------------|-----------------------------------|---|
| Harold Waterman, Water<br>Institute | Water needs for dragonfruit crops | Ex 2551-Doe-2                                   |
| Ethyl Creek                         | Historical use of land            | Ex 2551-Doe-5                                   |
|                                     |                                   |   |
|                                     |                                   |   |
|                                     |                                   |   |
|                                     |                                   |   |
|                                     |                                   |   |

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COMMISSION ON WATER RESOURCE MANAGEMENT  
 STATE OF HAWAII

Surface Water Use Permit Applications, )  
 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 )  
 \_\_\_\_\_ )

EXHIBIT LIST

PARTY: JOHN DOE

| EX. NO.    | DESCRIPTION  | REFERENCES   | REC'D INTO EVIDENCE |
|------------|--|--|---------------------|
| 2551-Doe-2 | Harold Waterman, <i>Dragonfruit and Its Water Needs</i> , 5 <i>Dragonfruit Journal</i> 58 (2013) | Direct Testimony of Harold Waterman at page # _____. |                     |
| 2551-Doe-5 | Photo of MK 3.5.555-555  | Direct Testimony of Ethyl Creek                      |                     |
|            |  |  |                     |
|            |  |  |                     |
|            |  |  |                     |
|            |  |  |                     |

**In re Surface Water Use Permit Applications, 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  
Case No. CCH-MA 15-01**

| SWUPA*<br>No.   | Applicant   | Hydro<br>Unit | Tax Map Key | Exhibit ID      |
|-----------------|---|---------------|-------------|-----------------|
| 3623N           | Almeida, Gordon   | Iao           | 3-3-001:022 | 3623-Almeida    |
|                 |   |               | 3-3-001:023 |                 |
| 2362N           | Alueta, Joseph  | Waihee        | 3-2-003:001 | 2362-Alueta     |
| 2320/<br>2321N  | Anakalea, Ramsay and Lester Nakama (Aloha Poi<br>Factory, Inc.) | Waihee        | 3-2-005:020 | 2320-Anakalea   |
| 2316 /<br>2317N | Apo, Gordon and Lester Nakama (Aloha Poi<br>Factory, Inc.)      | Waihee        | 3-2-006:010 | 2316-Apo        |
|                 |   |               | 3-2-006:010 |                 |
|                 |   |               | 3-2-006:011 |                 |
| 2309 /<br>2310N | Ayers, Alfred and William Freitas                               | Waihee        | 3-2-003:010 | 2309-Ayers      |
|                 |   |               | 3-2-003:011 |                 |
| 2348            | Bailie, Michael   | Waihee        | 3-2-16:004  | 2348-Bailie     |
| 2209 /<br>2210N | Bal, Vernon   | Waihee        | 3-4-007:042 | 2209-Bal        |
| 2322 /<br>2323N | Barrett, Robert and Lester Nakama (Aloha Poi<br>Factory, Inc.)  | Waihee        | 3-2-003:023 | 2322-Barrett    |
|                 |   |               | 3-2-003:024 |                 |
| 2211            | Bell, Dorothy   | Waikapu       | 3-5-012:011 | 2211-Bell       |
| 2212            | Bell, Douglas   | Waikapu       | 3-5-012:008 | 2212-Bell       |
| 2213 /<br>2214N | Birnie, Alan  | Waikapu       | 3-5-012:010 | 2213-Birnie     |
| 2215 /<br>2216N | Brito, Gary and Evelyn  | Iao           | 3-3-002:029 | 2215-Brito      |
| 2406N           | Brown, David and Anne   | Waihee        | 3-2-005:028 | 2406-Brown      |
| 2305 /<br>2306N | Buttaro, Alex and Douglas Myers (Owner)                         | Waiehu        | 3-2-018:005 | 2305-Buttaro    |
| 2219 /<br>2220N | Cabacungan, Regino  | Waiehu        | 3-2-017:023 | 2219-Cabacungan |
| 2307 /<br>2308N | Cerizo, Francisco   | Waiehu        | 3-3-002:012 | 2307-Cerizo     |
| 2343N           | Cerizo, Thomas  | Waiehu        | 3-3-002:014 | 2343-Cerizo     |
| 2221 /<br>2222N | Chang, Cordell  | Waihee        | 3-2-006:004 | 2221-Chang      |
| 3617N           | Chavez, Joshua  | Waihee        | 3-2-004:001 | 3617-Chavez     |

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| SWUPA* No.   | Applicant   | Hydro Unit | Tax Map Key   | Exhibit ID     |
|--------------|---|------------|---------------|----------------|
| 3617N        | Chavez, Joshua  | Waihee     | 3-2-004:021   |                |
| 2326 / 2327N | Ciacci, Mary and Lester Nakama (Aloha Poi Factory, Inc.)          | Waiehu     | 3-2-018:021   | 2326-Ciacci    |
|              |   |            | 3-2-018:044   |                |
| 2247 / 2248N | Ciotti, Jordanella [Vanessa J. Ince & WS Kinzer]                  | Waihee     | 3-4-004:019   | 2247-Ciotti    |
| 2223         | Cockett, Winifred and Gordon                                      | Waihee     | 3-4-031:008   | 2223-Cockett   |
| 2355         | Coffey, Fred  | Waiehu     | 3-2-018:003   | 2355-Coffey    |
| 2178/ 2179N  | County of Maui, Department of Water Supply                        | lao        | Various       | 2178-County    |
| 3465N        | Curry, Pauline, Maile Gomes and Jane Laimana                      | Waiehu     | 3-3-002:007   | 3465-Curry     |
| 2191         | Dando, Sr., Charles and Dando, Jr., Charles                       | lao        | 3-5-030:116   | 2191-Dando     |
| 2192         | Dando, Sr., Charles and Dando, Jr., Charles                       | Waihee     | 3-4-033:014   | 2192-Dando     |
| 2361N        | De Hart, Kathleen   | Waihee     | 3-2-011:004   | 2361-De Hart   |
| 2304         | Department of Land and Natural Resources, Division of State Parks | lao        | 3-3-003:012   | 2304-DLNR      |
| 2224         | Dodd, James   | Waikapu    | 3-5-012:005   | 2224-Dodd      |
| 2225 / 2226N | Doherty, Michael  | Waihee     | 3-2-005:006   | 2225-Doherty   |
|              |   |            | 3-2-005:007   |                |
|              |   |            | 3-2-005:008   |                |
| 2200N        | Emmanuel Lutheran   | lao        | 3-5-002:011   | 2200-Emmanuel  |
| 3470N        | Emmanuel Lutheran Church  | Waihee     | 3-2-004:005   | 3470-Emmanuel  |
| 2227         | Emoto, Richard  | Waihee     | 3-2-004:011   | 2227-Emoto     |
| 2349 / 2495N | Endurance Investors, LLC, Association of Ii Wai Hui, LP           | lao        | 3-5-002:002   | 2349-Endurance |
| 2228 / 2229N | Faustino, Stanley   | Waihee     | 3-2-004:013   | 2228-Faustino  |
| 2230         | Federcell, Patricia   | Waikapu    | 3-5-012:001   | 2230-Federcell |
| 2340         | Fernandez, Rudy and Perlita                                       | Waiehu     | 3-2-018:006   | 2340-Fernandez |
| 2354         | Fong Construction Company Inc.                                    | Waikapu    | Not specified | 2354-Fong      |
| 2364N        | Freitas, William  | Waihee     | 3-2-002:037   | 2364-Freitas   |

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| SWUPA* No.   | Applicant                              | Hydro Unit | Tax Map Key | Exhibit ID     |
|--------------|--|------------|-------------|----------------|
| 2231         | Goo, Diannah                           | Waihee     | 3-2-011:006 | 2231-Goo       |
|              |  |            | 3-2-011:007 |                |
|              |  |            | 3-2-011:019 |                |
|              |  |            | 3-2-011:065 |                |
|              |  |            | 3-2-011:067 |                |
| 2232N        | Goo, Diannah                           | Waihee     | 3-2-011:078 | 2232-Goo       |
|              |  |            | 3-2-011:079 |                |
| 2233 / 2234N | Goo, Diannah                           | Waihee     | 3-2-004:007 | 2233-Goo       |
| 2365N        | Goo, Diannah                           | Waihee     | 3-2-004:008 | 2365-Goo       |
|              |  |            | 3-2-004:010 |                |
| 2235         | Gushi, Russell                         | Waikapu    | 3-5-012:015 | 2235-Gushi     |
| 2142N        | Hale Mua Properties, LLC               | Various    | 3-3-002:031 | 2142-Hale Mua  |
| 2236         | Haleakala, Valentine                   | lao        | 3-3-002:003 | 2236-Haleakala |
| 2287         | Haller, Steve                          | Waihee     | 3-4-031:001 | 2287-Haller    |
| 2153         | Hanusa, Robert                         | Waihee     | 3-2-16:025  | 2153-Hanusa    |
| 2237         | Harders, Karl and Lee Ann              | Waikapu    | 3-5-012:013 | 2237-Harders   |
| 2239         | Harders, Theodore and Zelig            | Waikapu    | 3-5-012:016 | 2239-Harders   |
| 2311         | Harders, Theodore and Zelig            | Waikapu    | 3-5-012:039 | 2311-Harders   |
| 2180         | Hawaiian Cement                        | Various    | 3-8-007:101 | 2180-Hawaiian  |
| 2205         | Hawaiian Commercial & Sugar Co. (HC&S) | Various    | 3-2-014:001 | 2205-HC&S      |
|              |  |            | 3-3-003:003 |                |
|              |  |            | 3-5-011:049 |                |
|              |  |            | 3-6-003:001 |                |
| 2206         | Hawaiian Commercial & Sugar Co. (HC&S) | Various    | 3-2-014:001 | 2206-HC&S      |
|              |  |            | 3-2-017:018 |                |



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| SWUPA* No.   | Applicant  | Hydro Unit | Tax Map Key | Exhibit ID      |
|--------------|--|------------|-------------|-----------------|
|              |  |            | 3-3-003:003 |                 |
|              |  |            | 3-4-017:139 |                 |
| 2706N        | Hawaiian Islands Land Trust (HILT)                                   | Waihee     | 3-2-010:001 | 2706-HILT       |
| 2241 / 2242N | Higa, Darrell  | Waihee     | 3-4-004:016 | 2241-Higa       |
|              |  |            | 3-4-004:017 |                 |
| 2366N        | Higa, George and Yoneko  | Waikapu    | 3-6-006:003 | 2366-Higa       |
|              |  |            | 3-6-006:004 |                 |
|              |  |            | 3-6-006:005 |                 |
|              |  |            | 3-6-006:016 |                 |
| 2342         | Higashino, Paul and Jennifer   | Waiehu     | 3-2-016:017 | 2342-Higashino  |
| 2353         | Hiolani Ranch, LLC, Peter Winn                                       | Waihee     | 3-2-007:001 | 2353-Hiolani    |
|              |  |            | 3-2-007:005 |                 |
| 2243 / 2244N | Hooululahu/Duey  | lao        | 3-5-003:018 | 2243-Hooululahu |
| 2245 / 2246N | Ibara, Greg  | Waihee     | 3-4-004:020 | 2245-Ibara      |
| 2318 / 2319N | Ideoka, Nolan and Merle, and Lester Nakama (Aloha Poi Factory, Inc.) | Waihee     | 3-2-007:018 | 2318-Ideoka     |
| 2260 / 2261N | Jinsei Miyashiro Trust, Lisa Battad                                  | Waikapu    | 3-6-006:027 | 2260-Miyashiro  |
| 2217 / 2218N | John Minamina Brown Trust, Crystal Alboro                            | Waikapu    | 3-6-006:025 | 2217-Brown      |
| 2182         | Jung, Heinz and Cecilia  | Waihee     | 3-2-16:001  | 2182-Jung       |
| 2181         | Kaanapali Kai  | Waihee     | 3-4-014:060 | 2181-Kaanapali  |
| 2312         | Kahalekai, Kaula   | Waihee     | 3-2-005:022 | 2312-Kahalekai  |
|              |  |            | 3-2-005:023 |                 |
| 2249         | Kahalekai, Kenneth   | Waihee     | 3-2-004:002 | 2249-Kahalekai  |
|              |  |            | 3-2-004:003 |                 |
|              |  |            | 3-2-004:019 |                 |

Case No. CCH-MA 15-01

| SWUPA* No.   | Applicant   | Hydro Unit | Tax Map Key | Exhibit ID    |
|--------------|---|------------|-------------|---------------|
|              |   |            | 3-2-005:027 |               |
|              |   |            | 3-2-005:029 |               |
| 2250 / 2251N | Kailiehu, Jr., Alfred   | Waihee     | 3-2-007:017 | 2250-Kailiehu |
| 2368         | Kamasaki, Teruo and Evelyn, Cynthia Ann McCarthy, Claire Kamasaki                   | Waikapu    | 3-6-007:010 | 2368-Kamasaki |
| 2313 / 2314N | Kana, Charlene  | Waihee     | 3-2-006:001 | 2313-Kana     |
|              |   |            | 3-2-006:018 |               |
| 2183         | Kihei Gardens & Landscaping Co. LLP   | Iao        | 3-5-002:017 | 2183-Kihei    |
| 2315         | Kihm, Leinaala  | Waikapu    | 3-5-012:003 | 2315-Kihm     |
| 2252 / 2253N | Koki, Clifford and Cristal  | Waihee     | 3-2-003:004 | 2252-Koki     |
|              |   |            | 3-2-003:032 |               |
|              |   |            | 3-2-003:037 |               |
| 2367N        | Koki, Lawrence  | Waihee     | 3-2-003:030 | 2367-Koki     |
| 2593N        | Koolau Cattle Company, LLC  | Waihee     | 3-2-009:001 | 2593-Koolau   |
|              |   |            | 3-2-013:013 |               |
|              |   |            | 3-2-013:035 |               |
|              |   |            | 3-2-013:036 |               |
|              |   |            | 3-2-013:037 |               |
|              |   |            | 3-2-013:038 |               |
|              |   |            | 3-2-013:039 |               |
|              |   |            | 3-2-013:040 |               |
|              |   |            | 3-2-013:041 |               |
|              |   |            | 3-2-013:042 |               |
|              |   |            | 3-2-013:043 |               |
| 2324 / 2325N | Laa, William, Emmett and Renette Rodrigues, Lester Nakama (Aloha Poi Factory, Inc.) | Waihee     | 3-2-003:002 | 2324-Laa      |

**Case No. CCH-MA 15-01**

| <b>SWUPA* No.</b> | <b>Applicant</b>                                       | <b>Hydro Unit</b> | <b>Tax Map Key</b> | <b>Exhibit ID</b> |
|-------------------|--|-------------------|--------------------|-------------------|
| 2330 / 2331N      | Lee, Peter and Lester Nakama (Aloha Poi Factory, Inc.) | Waiehu            | 3-2-018:040        | 2330-Lee          |
| 2254 / 2255N      | Lengkeek, David and Katherine                          | Waihee            | 3-2-003:019        | 2254-Lengkeek     |
| 2144              | Living Waters Land Foundation                          | Waihee            | 3-2-13:015         | 2144-Living       |
| 2371N             | Lozano, Kimberly                                       | lao               | 3-4-036:001        | 2371-Lozano       |
|                   |  |                   | 3-4-036:010        |                   |
| 2207 / 2208N      | Makani Olu Partners, LLC, Avery and Mary Chumbley      | lao               | 3-5-004:014        | 2207-Makani Olu   |
| 2156              | Makimoto, Nadao  | Waikapu           | 3-6-006:021        | 2156-Makimoto     |
| 2360N             | Manoukian, Anthony                                     | lao               | 3-5-001:019        | 2360-Manoukian    |
| 2204              | McLean, Glenn  | lao               | 3-5-004:057        | 2204-McLean       |
| 2256 / 2257N      | Mendoza, Kenneth                                       | lao               | 3-3-002:025        | 2256-Mendoza      |
| 2258              | Miyahira, Lawrence                                     | Waiehu            | 3-3-002:009        | 2258-Miyahira     |
|                   |  |                   | 3-3-002:010        |                   |
|                   |  |                   | 3-3-002:021        |                   |
| 2259              | Miyamoto, Elsie  | Waikapu           | 3-5-012:009        | 2259-Miyamoto     |
| 2186              | MMK Maui, LP, The King Kamehameha Golf Club            | Various           | 3-6-004:010        | 2186-MMK          |
|                   |  |                   | 3-6-004:011        |                   |
|                   |  |                   | 3-6-004:012        |                   |
|                   |  |                   | 3-6-004:014        |                   |
| 2171              | Molina, Renee  | Waiehu            | 3-3-002:009        | 2171-Molina       |
| 2203              | MTP Operating Company, LLC (Maui Tropical Plantation)  | Various           | 3-6-005:007        | 2203-MTP          |
| 2185N             | Na Mala O Waihee                                       | Various           | 3-2-008:013        | 2185-Na Mala      |
|                   |  |                   | 3-2-008:062        |                   |
|                   |  |                   | 3-2-008:063        |                   |
|                   |  |                   | 3-2-008:064        |                   |

Case No. CCH-MA 15-01

| SWUPA* No.   | Applicant                                | Hydro Unit | Tax Map Key | Exhibit ID      |
|--------------|--|------------|-------------|-----------------|
|              |  |            | 3-2-008:065 |                 |
|              |  |            | 3-2-008:066 |                 |
|              |  |            | 3-2-008:067 |                 |
| 2328 / 2329N | Nakama, Lester (Aloha Poi Factory, Inc.) | Waiehu     | 3-2-018:015 | 2328-Nakama     |
| 2163         | Niehaus, David                           | Waikapu    | 3-5-002:007 | 2163-Niehaus    |
| 2272         | Nobriga's Ranch                          | Various    | 3-6-001:018 | 2272-Nobriga    |
| 2370N        | Ornellas, Francis                        | lao        | 3-5-001:002 | 2370-Ornellas   |
|              |  |            | 3-5-001:003 |                 |
|              |  |            | 3-5-001:004 |                 |
|              |  |            | 3-5-001:005 |                 |
| 3665N        | Ota, Ken and Saedene                     | lao        | 3-5-004:018 | 3665-Ota        |
| 2262 / 2263N | Paleka, Kalani and Tera                  | Waihee     | 3-2-005:035 | 2262-Paleka     |
|              |  |            | 3-2-005:041 |                 |
| 2283         | Pang, Lorin                              | Waihee     | 3-2-003:016 | 2283-Pang       |
| 2332 / 2333N | Pellegrino, Victor and Walette           | Waikapu    | 3-5-012:020 | 2332-Pellegrino |
|              |  |            | 3-5-012:023 |                 |
| 2264 / 2265N | Piko Ao, LLC, Lei Ishikawa               | Waihee     | 3-2-006:008 | 2264-Piko Ao    |
| 2265N        | Piko Ao, LLC, Lei Ishikawa               | Waihee     | 3-2-006:008 | 2265-Piko Ao    |
|              |  |            | 3-2-006:019 |                 |
| 2303         | Pinto, Robert                            | lao        | 3-5-004:041 | 2303-Pinto      |
|              |  |            | 3-5-004:051 |                 |
| 2151         | Pohakulepo Recycling                     | Various    | 3-6-004:007 | 2151-Pohakulepo |
| 2187         | Puliatch, Milla                          | Waihee     | 3-2-006:010 | 2187-Puliatch   |
| 2266 / 2267N | Rivera, Isabelle                         | Waiehu     | 3-2-017:012 | 2266-Rivera     |
| 2268         | Riyu, Katherine                          | Waikapu    | 3-5-012:028 | 2268-Riyu       |

**Case No. CCH-MA 15-01**

| <b>SWUPA*<br/>No.</b> | <b>Applicant</b>                                 | <b>Hydro<br/>Unit</b> | <b>Tax Map Key</b> | <b>Exhibit ID</b> |
|-----------------------|--|-----------------------|--------------------|-------------------|
| 2338                  | Riyu, Melvin and Judith Yamanoue                 | Waikapu               | 3-5-012:041        | 2338-Riyu         |
| 2269 /<br>2270N       | Rodrigues, Michael and William Freitas           | Waihee                | 3-2-004:015        | 2269-Rodrigues    |
|                       |  |                       | 3-2-004:016        |                   |
|                       |  |                       | 3-2-004:017        |                   |
| 2271                  | Rogers, Waldemar and Darlene                     | Waikapu               | 3-5-012:012        | 2271-Rogers       |
| 2154                  | ROJAC Trucking, Inc.                             | Iao                   | 3-5-027:017        | 2154-ROJAC        |
|                       |  |                       | 3-5-027:018        |                   |
|                       |  |                       | 3-5-027:019        |                   |
| 2334 /<br>2335N       | Sakata, Burt and Peter Fritz                     | Waihee                | 3-2-005:011        | 2334-Sakata       |
|                       |  |                       | 3-2-005:013        |                   |
|                       |  |                       | 3-2-005:015        |                   |
|                       |  |                       | 3-2-005:017        |                   |
|                       |  |                       | 3-2-005:019        |                   |
|                       |  |                       | 3-2-005:039        |                   |
| 2273 /<br>2274 N      | Santiago, Alfred / El Ranchitos De Mello (Owner) | Waihee                | 3-4-24:022         | 2273-Santiago     |
|                       |  |                       | 3-4-24:027         |                   |
|                       | 2043 - De Mello (Owner)                          |                       |                    |                   |
| 2336 /<br>2337N       | Santiago, Alfred and Colin Kailiponi (Owner)     | Waikapu               | 3-6-005:019        | 2336-Santiago     |
|                       |  |                       | 3-6-006:024        |                   |
| 2294                  | Sarasin, Sr., Bryan                              | Waihee                | 3-2-007:016        | 2294-Sarasin      |
| 2275                  | Sevilla, Duke and Jean and Christina Smith       | Iao                   | 3-3-001:001        | 2275-Sevilla      |
|                       |  |                       | 3-3-001:041        |                   |
|                       |  |                       | 3-3-001:054        |                   |
| 2276                  | Shimizu, Ione                                    | Waikapu               | 3-5-012:031        | 2276-Shimizu      |
| 2288 /<br>2289N       | Singer, David and DonnaLee                       | Waiehu                | 3-2-018:009        | 2288-Singer       |

Case No. CCH-MA 15-01

| SWUPA* No.      | Applicant   | Hydro Unit | Tax Map Key                       | Exhibit ID    |
|-----------------|---|------------|-----------------------------------|---------------|
|                 |   |            | 3-2-018:014                       |               |
|                 |   |            | 3-2-018:015                       |               |
|                 |   |            | 3-2-018:017                       |               |
|                 |   |            | 3-2-018:034                       |               |
| 3671N           | Sloan, Kurt and Betsy   | lao        | 3-5-004:111                       | 3671-Sloan    |
| 2290N/<br>3905N | Smith , Murray and Carol  | Waiehu     | 3-2-017:041<br>(por. 3-2-017:018) | 2290-Smith    |
| 2369N           | Smith, Jeff and Ramona Lei  | Waiehu     | 3-2-017:033                       | 2369-Smith    |
| 2277            | Soong, Warren   | Waikapu    | 3-5-012:026                       | 2277-Soong    |
| 2440N           | Spencer Homes Inc., Waikapu Gardens Subdivision                                   | lao        | 3-5-002:016                       | 2440-Spencer  |
|                 |   |            | 3-5-028:062                       |               |
|                 |   |            | 3-5-029:098                       |               |
|                 |   |            | 3-5-031:121                       |               |
| 2345            | Stanford Carr Development   | lao        | 3-5-001:067                       | 2345-Stanford |
| 2363N           | Suehiro, Yoshie and Natalie Hashimoto   | Waiehu     | 3-2-016:021                       | 2363-Suehiro  |
| 2155            | Suzuki, Clayton and Linda Kadosaki, Reed Suzuki, Scott Suzuki                     | Waikapu    | 3-6-006:009                       | 2155-Suzuki   |
|                 |   |            | 3-6-006:013                       |               |
|                 |   |            | 3-6-006:022                       |               |
| 2240            | T&Z Harders   | Waikapu    | 3-5-004:028                       | 2240-T&Z      |
| 2278 /<br>2279N | Texeira, Noel and Katherine   | Waihee     | 3-2-007:010                       | 2278-Teixeira |
| 2280 /<br>2281N | Texeira, Thomas and Patricia, and Denise Texeira                                  | Waihee     | 3-2-005:031                       | 2280-Teixeira |
|                 |   |            | 3-2-005:032                       |               |
| 3467N           | Theodore and Zelig Harders Family Ltd. Partnership                                | Waikapu    | 3-5-004:028                       | 3467-Harders  |
| 2238            | Theodore and Zelig Harders Family Ltd. Partnership, Edmund Rogers, Waldemar Frank | Waikapu    | 3-5-012:006                       | 2238-Harders  |

**Case No. CCH-MA 15-01**

| <b>SWUPA*<br/>No.</b> | <b>Applicant</b>                                      | <b>Hydro<br/>Unit</b> | <b>Tax Map Key</b>          | <b>Exhibit ID</b> |
|-----------------------|---|-----------------------|-----------------------------|-------------------|
|                       | Rogers  |                       | 3-5-012:007                 |                   |
| 2350 /<br>2546N       | Towne Realty of Hawaii Inc.                           | lao                   | 3-5-002:003                 | 2350-Towne        |
| 2352                  | US Fish & Wildlife Service                            | Waikapu               | 3-8-005:002                 | 2352-USFWS        |
| 2298 /<br>2299N       | Varel, John   | Various               | 3-2-001:001                 | 2298-Varel        |
| 2188                  | Vida, Jr., Leslie                                     | lao                   | 3-5-004:091                 | 2188-Vida         |
| 2292                  | Vida, Sr., Leslie                                     | lao                   | 3-5-004:056                 | 2292-Vida         |
| 2293                  | Vida, Sr., Leslie                                     | lao                   | 3-5-004:045                 | 2293-Vida         |
| 2351N                 | Wahi Hoomalu Limited Partnership                      | lao                   | 3-3-002:001                 | 2351-Wahi         |
| 2356 /<br>2297N       | Waikapu Properties, LLC                               | Waihee                | 3-6-004:003                 | 2356-Waikapu      |
| 3471N                 | Waikapu Properties, LLC                               | Waikapu               | 3-6-004:006                 | 3471-Waikapu      |
| 3472N                 | Waikapu Properties, LLC                               | Waikapu               | 3-6-006:036                 | 3472-Waikapu      |
| 2189 /<br>2190N       | Wailuku Country Estates Irrigation Company<br>(WCEIC) | lao                   | 3-3-017:var.                | 2189-Wailuku      |
| 2157                  | Wailuku Water Company                                 | Various               | 3-2-014:001                 | 2157-Wailuku      |
| 2164                  | Waiolani Mauka Community Association                  | lao                   | 3-5-032:106<br>3-5-032:var. | 2164-Waiolani     |
| 2189 /<br>2190N       | WCEIC / Agdeppa/Trust-Eta, Rolando E.                 | lao                   | 3-3-017-054                 | 2189-WCEIC        |
| 2189 /<br>2190N       | WCEIC / Alfonso/Trust, Daniel & Laura                 | lao                   | 3-3-017-121                 |                   |
| 2189 /<br>2190N       | WCEIC / Bach, Peter T-Q & Lisa N.                     | lao                   | 3-3-017-176                 |                   |
| 2189 /<br>2190N       | WCEIC / Barroga Jr./Revoc. Trust-Etal, Felipe         | lao                   | 3-3-017-034                 |                   |
| 2189 /<br>2190N       | WCEIC / Blankenship Living Trust                      | lao                   | 3-3-017-180                 |                   |
| 2189 /<br>2190N       | WCEIC / BNM Holdings, Ltd.                            | lao                   | 3-3-017-108                 |                   |
| 2189 /<br>2190N       | WCEIC / Borge, Leona                                  | lao                   | 3-3-017-117                 |                   |
| 2189 /<br>2190N       | WCEIC / Bravo, Danilo B. & Teresita A.                | lao                   | 3-3-017-113                 |                   |
| 2189 /<br>2190N       | WCEIC / Brescan, Ovidiu & Simona                      | lao                   | 3-3-017-110                 |                   |
| 2189 /<br>2190N       | WCEIC / Buendia/Etal, Marylou J.                      | lao                   | 3-3-017-179                 |                   |

**Case No. CCH-MA 15-01**

| <b>SWUPA*<br/>No.</b> | <b>Applicant</b>                                 | <b>Hydro<br/>Unit</b> | <b>Tax Map Key</b> | <b>Exhibit ID</b> |
|-----------------------|--|-----------------------|--------------------|-------------------|
| 2189 /<br>2190N       | WCEIC / Cabalo, Adam E. & Jessica V.             | lao                   | 3-3-017-036        |                   |
| 2189 /<br>2190N       | WCEIC / Cahill/Trust-Etal, Peter T.              | lao                   | 3-3-017-147        |                   |
| 2189 /<br>2190N       | WCEIC / Calder/Etal, Margi L.                    | lao                   | 3-3-017-109        |                   |
| 2189 /<br>2190N       | WCEIC / Carlson, Kent R. & Fae K. I.             | lao                   | 3-3-017-106        |                   |
| 2189 /<br>2190N       | WCEIC / Casio, Robert R. & Imelda M.             | lao                   | 3-3-017-116        |                   |
| 2189 /<br>2190N       | WCEIC / CGM, LLC                                 | lao                   | 3-3-017-185        |                   |
| 2189 /<br>2190N       | WCEIC / CGM, LLC                                 | lao                   | 3-3-017-186        |                   |
| 2189 /<br>2190N       | WCEIC / CGM, LLC                                 | lao                   | 3-3-017-190        |                   |
| 2189 /<br>2190N       | WCEIC / CGM, LLC                                 | lao                   | 3-3-017-193        |                   |
| 2189 /<br>2190N       | WCEIC / CGM, LLC                                 | lao                   | 3-3-017-195        |                   |
| 2189 /<br>2190N       | WCEIC / CGM, LLC                                 | lao                   | 3-3-017-196        |                   |
| 2189 /<br>2190N       | WCEIC / CGM, LLC                                 | lao                   | 3-3-017-197        |                   |
| 2189 /<br>2190N       | WCEIC / CGM, LLC                                 | lao                   | 3-3-017-198        |                   |
| 2189 /<br>2190N       | WCEIC / CGM, LLC                                 | lao                   | 3-3-017-207        |                   |
| 2189 /<br>2190N       | WCEIC / Chan/Etal, Kenneth K.                    | lao                   | 3-3-017-055        |                   |
| 2189 /<br>2190N       | WCEIC / Chan/Trust-Etal, Henry H.                | lao                   | 3-3-017-065        |                   |
| 2189 /<br>2190N       | WCEIC / Chau, Jason S.                           | lao                   | 3-3-017-122        |                   |
| 2189 /<br>2190N       | WCEIC / Dela Cruz/Trust, Erminio C. & Gloria G.  | lao                   | 3-3-017-045        |                   |
| 2189 /<br>2190N       | WCEIC / Delgado, Jr., Carlos M.                  | lao                   | 3-3-017-061        |                   |
| 2189 /<br>2190N       | WCEIC / Dulay, Cesar H. & Tanya J.               | lao                   | 3-3-017-177        |                   |
| 2189 /<br>2190N       | WCEIC / Elkins Trust                             | lao                   | 3-3-017-123        |                   |
| 2189 /<br>2190N       | WCEIC / Endo, Randall & Murakami, Patti          | lao                   | 3-3-017-148        |                   |
| 2189 /<br>2190N       | WCEIC / Failano, German & Evangeline             | lao                   | 3-3-017-032        |                   |
| 2189 /<br>2190N       | WCEIC / Gajonera, Edison & Verona                | lao                   | 3-3-017-010        |                   |
| 2189 /<br>2190N       | WCEIC / Galam/Trust-Etal, Liberato L. & Polly R. | lao                   | 3-3-017-115        |                   |



**Case No. CCH-MA 15-01**

| <b>SWUPA*<br/>No.</b> | <b>Applicant</b>                               | <b>Hydro<br/>Unit</b> | <b>Tax Map Key</b> | <b>Exhibit ID</b> |
|-----------------------|--|-----------------------|--------------------|-------------------|
| 2189 /<br>2190N       | WCEIC / Gauthier/Etal, Paul A.                 | lao                   | 3-3-017-107        |                   |
| 2189 /<br>2190N       | WCEIC / Gomes/Etal, Vicklynn                   | lao                   | 3-3-017-042        |                   |
| 2189 /<br>2190N       | WCEIC / Hamai/Trust-Etal, Clyde M.             | lao                   | 3-3-017-043        |                   |
| 2189 /<br>2190N       | WCEIC / Kadohiro/Trust-Etal, Glenn Y.          | lao                   | 3-3-017-060        |                   |
| 2189 /<br>2190N       | WCEIC / Kato, Kevin K. & Bich H.               | lao                   | 3-3-017-120        |                   |
| 2189 /<br>2190N       | WCEIC / Kono/Trust, Clyde & Jean Y.            | lao                   | 3-3-017-111        |                   |
| 2189 /<br>2190N       | WCEIC / Lampitoc/Etal-Trust, Jose M.           | lao                   | 3-3-017-030        |                   |
| 2189 /<br>2190N       | WCEIC / Larson/Etal, Charles                   | lao                   | 3-3-017-184        |                   |
| 2189 /<br>2190N       | WCEIC / Leis, Timothy J.                       | lao                   | 3-3-017-112        |                   |
| 2189 /<br>2190N       | WCEIC / Loewen, Gregory W. & Germaine L.       | lao                   | 3-3-017-118        |                   |
| 2189 /<br>2190N       | WCEIC / Luiz D.-Ramos/Etal, Felipe B. & Pacita | lao                   | 3-3-017-104        |                   |
| 2189 /<br>2190N       | WCEIC / Mehdiabadi, Rustam J. Roshan           | lao                   | 3-3-017-153        |                   |
| 2189 /<br>2190N       | WCEIC / Mousavi/WF, Shahin R.                  | lao                   | 3-3-017-159        |                   |
| 2189 /<br>2190N       | WCEIC / Nguyen, Jennifer K.                    | lao                   | 3-3-017-174        |                   |
| 2189 /<br>2190N       | WCEIC / Nguyen/Etal, Lethu T.                  | lao                   | 3-3-017-024        |                   |
| 2189 /<br>2190N       | WCEIC / Nouchi/Etal, Rian E.                   | lao                   | 3-3-017-170        |                   |
| 2189 /<br>2190N       | WCEIC / Obana/Etal, Loida A.                   | lao                   | 3-3-017-046        |                   |
| 2189 /<br>2190N       | WCEIC / Orite, Howard T. & Sun C.              | lao                   | 3-3-017-047        |                   |
| 2189 /<br>2190N       | WCEIC / Ped, Richard C. & Isabelita B.         | lao                   | 3-3-017-050        |                   |
| 2189 /<br>2190N       | WCEIC / Pimentel, Moses Kauila & Jennifer Lea  | lao                   | 3-3-017-041        |                   |
| 2189 /<br>2190N       | WCEIC / Powell, Steven J. & Ligaya J.          | lao                   | 3-3-017-057        |                   |
| 2189 /<br>2190N       | WCEIC / Ralar Jr./Etal, Henry & Derrick        | lao                   | 3-3-017-181        |                   |
| 2189 /<br>2190N       | WCEIC / Rayray, Feliciano & Jovita N.          | lao                   | 3-3-017-125        |                   |
| 2189 /<br>2190N       | WCEIC / Reinhardt/Trust-Etal, Edward L.        | lao                   | 3-3-017-119        |                   |
| 2189 /<br>2190N       | WCEIC / Riglos, Junwill A. & Shauna            | lao                   | 3-3-017-056        |                   |

**Case No. CCH-MA 15-01**

| <b>SWUPA*<br/>No.</b> | <b>Applicant</b>                            | <b>Hydro<br/>Unit</b> | <b>Tax Map Key</b> | <b>Exhibit ID</b> |
|-----------------------|---|-----------------------|--------------------|-------------------|
| 2189 /<br>2190N       | WCEIC / Rumbaoa, Santos O. & Magdalena G.   | lao                   | 3-3-017-182        |                   |
| 2189 /<br>2190N       | WCEIC / Santiago/Trust, Jerry S. & Nancy D. | lao                   | 3-3-017-156        |                   |
| 2189 /<br>2190N       | WCEIC / Shammah Limited Partnership B       | lao                   | 3-3-017-044        |                   |
| 2189 /<br>2190N       | WCEIC / Shammah Limited Partnership B       | lao                   | 3-3-017-183        |                   |
| 2189 /<br>2190N       | WCEIC / Shibley, Talbot K. & Mary S.        | lao                   | 3-3-017-064        |                   |
| 2189 /<br>2190N       | WCEIC / Shimada, Robert M. & Penny C.       | lao                   | 3-3-017-058        |                   |
| 2189 /<br>2190N       | WCEIC / Shimada/Trust-Etal, George S.       | lao                   | 3-3-017-105        |                   |
| 2189 /<br>2190N       | WCEIC / Sisouvong, Sane & Lienne            | lao                   | 3-3-017-124        |                   |
| 2189 /<br>2190N       | WCEIC / Stahl, Peter & Yashiro, Candace     | lao                   | 3-3-017-114        |                   |
| 2189 /<br>2190N       | WCEIC / Taborado, Hilaria                   | lao                   | 3-3-017-068        |                   |
| 2189 /<br>2190N       | WCEIC / Taketa/Trust, Eric N. & Sherri L.   | lao                   | 3-3-017-037        |                   |
| 2189 /<br>2190N       | WCEIC / Taylor/ et al, David S.             | lao                   | 3-3-017-172        |                   |
| 2189 /<br>2190N       | WCEIC / Tom/et al, Jefferson N. & Oudlay    | lao                   | 3-3-017-059        |                   |
| 2189 /<br>2190N       | WCEIC / Wahi Hoomalu Limited Partnership    | lao                   | 3-3-017-187        |                   |
| 2189 /<br>2190N       | WCEIC / Warren, James W. & Henrietta L.J.   | lao                   | 3-3-017-162        |                   |
| 2189 /<br>2190N       | WCEIC / Watanabe/Trust-et al, Lloyd D.      | lao                   | 3-3-017-178        |                   |
| 2189 /<br>2190N       | WCEIC / Willis/et al, Mary L.               | lao                   | 3-3-017-011        |                   |
| 2189 /<br>2190N       | WCEIC / Wong/Trust, Malcolm S. & June S.M.  | lao                   | 3-3-017-175        |                   |
| 2189 /<br>2190N       | WCEIC / Wright, Daneford M. & Ellareen U.   | lao                   | 3-3-017-051        |                   |
| 2189 /<br>2190N       | WCEIC / Yakabe/Trust- et al, Michael W.     | lao                   | 3-3-017-049        |                   |
| 2189 /<br>2190N       | WCEIC / Yane/Trust, C & A                   | lao                   | 3-3-017-029        |                   |
| 2189 /<br>2190N       | WCEIC / Yanos, Romeo & Carmelita I.         | lao                   | 3-3-017-031        |                   |
| 2189 /<br>2190N       | WCEIC / Yanos, Romeo S. & Carmelita I.      | lao                   | 3-3-017-035        |                   |
| 2189 /<br>2190N       | WCEIC / Yoshikawa, Hisajiro & Lisa          | lao                   | 3-3-017-171        |                   |

**Case No. CCH-MA 15-01**

| SWUPA*<br>No. | Applicant                                   | Hydro<br>Unit | Tax Map Key | Exhibit ID   |
|---------------|---|---------------|-------------|--------------|
| 2339          | Yamaoka, Roger and Kevin                    | lao           | 3-5-004:038 | 2339-Yamaoka |
|               |   |               | 3-5-004:039 |              |
|               | Hui O Na Wai Eha & Maui Tomorrow Foundation |               |             | Na Wai       |
|               | Office of Hawaiian Affairs                  |               |             | OHA          |
|               |   |               |             |              |
|               |   |               |             |              |
|               |   |               |             |              |

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 15, 2016, a copy of the foregoing document was served on the following parties by U.S. mail, postage prepaid, or electronic service, as indicated below:

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Greg Ibara  
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Wailuku, HI 96793

Kenneth Kahalekai  
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Wailuku, HI 96793

Alfred Kailiehu Sr.  
Alfred Kailiehu, Jr.  
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Leinaala Kihm  
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Wailuku, HI 96793

Mary Jane Kramer  
Na Mala o Waihee Private  
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c/o Commercial Properties of  
Maui Management, Inc.  
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