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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 )
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Case No. CCH-MA15-01

MAKANI OLU PARTNERS LLC
EXCEPTIONS TO HEARINGS OFFICER'S
PROPOSED FINDINGS OF
FACT, CONCLUSIONS OF
LAW, AND DECISION & ORDER

MAKANI OLU PARTNERS LLC'S EXCEPTIONS TO HEARINGS OFFICER'S
PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DECISION & ORDER

Makani Olu Partners LLC (MOP), pursuant to Minute Order 12, submits its
written exceptions to the Hearings Officer's Proposed Findings of Fact, Conclusions of
Law, and Decision & Order filed on November 1, 2017 (the "Proposed Order").

Makani Olu Partners accepts the Hearing Officer's Recommendation as it
relates only to Conclusions of Law (COL) #300 located on pages 436 to 444, and
denies to file any exceptions thereto. At this time MOP will operate within the
parameters recommended by the Hearing Officer on COL #300, if there are future
additional needs under the recognized appurtenant rights of MOP within this
proposed Findings of Fact, Conclusions of Law and Decision and Order, MOP will
seek to amend its water use permit's. Unless and until such occurs, MOP is willing to
accept the permit allocation and conditions recommended by the Hearing Officer.
Although MOP is not filing exceptions to the Recommendation, MOP reserves the right to respond, either in writing, orally, or both, to any other party's exceptions or comments that may impact MOP's interests.


Avery B. Chumbley, Manager
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 )
Standards, Na Wai Eha Surface Water ) CERTIFICATE OF SERVICE
Management Areas of Waihee, Waiehi, )
Iao and Waikapu Streams, Maui )

CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on this date, a true and correct copy of the Makani Olu Partners Response to Hearing Officer's Proposed Findings of Fact, Conclusions of Law, and Decision and Order was duly served on the following parties by electronic service, as indicated below:

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