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VIA HAND DELIVERY

E-MAIL [DLNR.CWRM@HAWAII.GOV]

Dawn N.S. Chang
M. Kaleo Manuel, Deputy Director
Members of the Commission on
Water Resource Management
P.O. Box 621
Honolulu, Hawaii 96809

Re: Commission on Water Resource Management--Ground Water Use Permit for
Existing Users in the Honolua Aquifer System, West Maui, Water Management
Area

Dear Chairperson Chang, Deputy Manuel and Members of the Commission
on Water Resource Management:

We are the attorneys for TY Management Corporation, a Hawaii corporation ("TY"), which is the owner of the Kapalua Plantation Golf Course, the Kapalua Bay Golf Course, the Kapalua Golf Academy and other facilities at Kapalua, Maui. Hawaii Water Service Company, Inc. ("HWS") is providing potable water to TY from the Kapalua 1 and Kapalua 2 Wells owned by Maui Land & Pineapple Company, Inc. ("MLP") pursuant to "will serve" letters originally issued to TY by the Kapalua Water Company, Ltd., the predecessor to HWS.

We understand that MLP and HWS will be filing a Form GWUPA ("GWUPA ") for the existing potable uses being made of ground water by TY and other users at Kapalua. While we expect that MLP and HWS will accurately describe TY's existing uses that should be included in the ground water use permit to be issued by the Commission on Water Resource Management ("CWRM"), we are submitting the following information on behalf of TY which may, in part, be in addition to the information provided in the GWUPA filed by MLP and HWS. The information set out in this letter is tied to the various sections of the GWUPA for which information is requested.

4. Aquifer System Area—We understand that the Kapalua 1 and Kapalua 2 Wells located in the Honolua Aquifer System Area.

4A. Sustainable Yield (MGD)—We understand that the sustainable yield of the Honolulu Aquifer System Area is 8.0 million gallons per day.

5. Source Information--Enclosed with this letter is a schedule showing the tax map key parcels receiving potable ground water from HWS.

6. Total Quantity of Water Requested—The amount of potable water requested by TY is set out in Box M in Item 11 of the enclosed Table 1.

8. Location of Water Use--Tax maps for the TY parcels receiving potable water from HWS are enclosed.

11. Land Use Consistency—Please see the enclosed Table 1 for the six TY tax map key parcels receiving potable water. Also enclosed are copies of the "will serve" letter for the Kapalua Plantation Golf Course dated March 27, 2009 issued by the Kapalua Water Company, Ltd. and the "will serve" letter for the Kapalua Bay Golf Course dated September 30, 2010 issued by the Kapalua Water Company, Ltd.

12. Agricultural Irrigation Information—Enclosed is Table 2 which states that information on agricultural irrigation is not applicable to the TY tax map key parcels because ground water is not used for agricultural irrigation on any of these parcels.

13. Alternatives Analysis—Also enclosed is Table 3 discussing the alternatives available to provide potable water to the TY parcels as follows:

- Municipal sources—No municipal source available at Kapalua
- Wastewater reuse—None available at Kapalua
- Ditch system—None available at Kapalua
- Surface water—None available at Kapalua
- Desalinization—TY is unaware of any desalinization initiatives at Kapalua
- Other—None

14. Public Interest—Enclosed is a discussion of the various benefits of TY's Kapalua golf and other operations.

19. Public Water System Information—We believe that HWS is a PUC-Regulated Private System.

21. 12-Month Average Use Prior to Designation—Enclosed is Table 4 that provides the requested information for TY's potable water use required in Table 4. All use is metered.

Thank you for your consideration of these submissions.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert Strand", written in a cursive style.

Robert E. Strand
Onaona P. Thoene

Enclosures:

1. TY's Source Information for Section 5 of the Form GWUPA.
2. Tax Maps/Pictures of parcels receiving potable water.
3. TY's information for Table 1.
4. "Will Serve" letter for the Kapalua Plantation Golf Course dated March 27, 2009.
5. "Will Serve" letter for the Kapalua Bay Golf Course dated September 30, 2010.
6. TY's information for Table 2.
7. TY's information for Table 3
8. Report on benefits of TY's golf course and other operations at Kapalua.
9. TY's information for Table 4.

cc: TY Management Corporation (w/enc.)
Maui Land & Pineapple Company, Inc. (w/enc.)
Hawaii Water Service Company, Inc. (w/enc.)