

July 25, 2011

Notification of Third Amended Petition Filing

This is to advise you that a Third Amended Petition to amend the State Land Use District Boundaries with the following general information has been submitted to the State Land Use Commission (“Commission”):

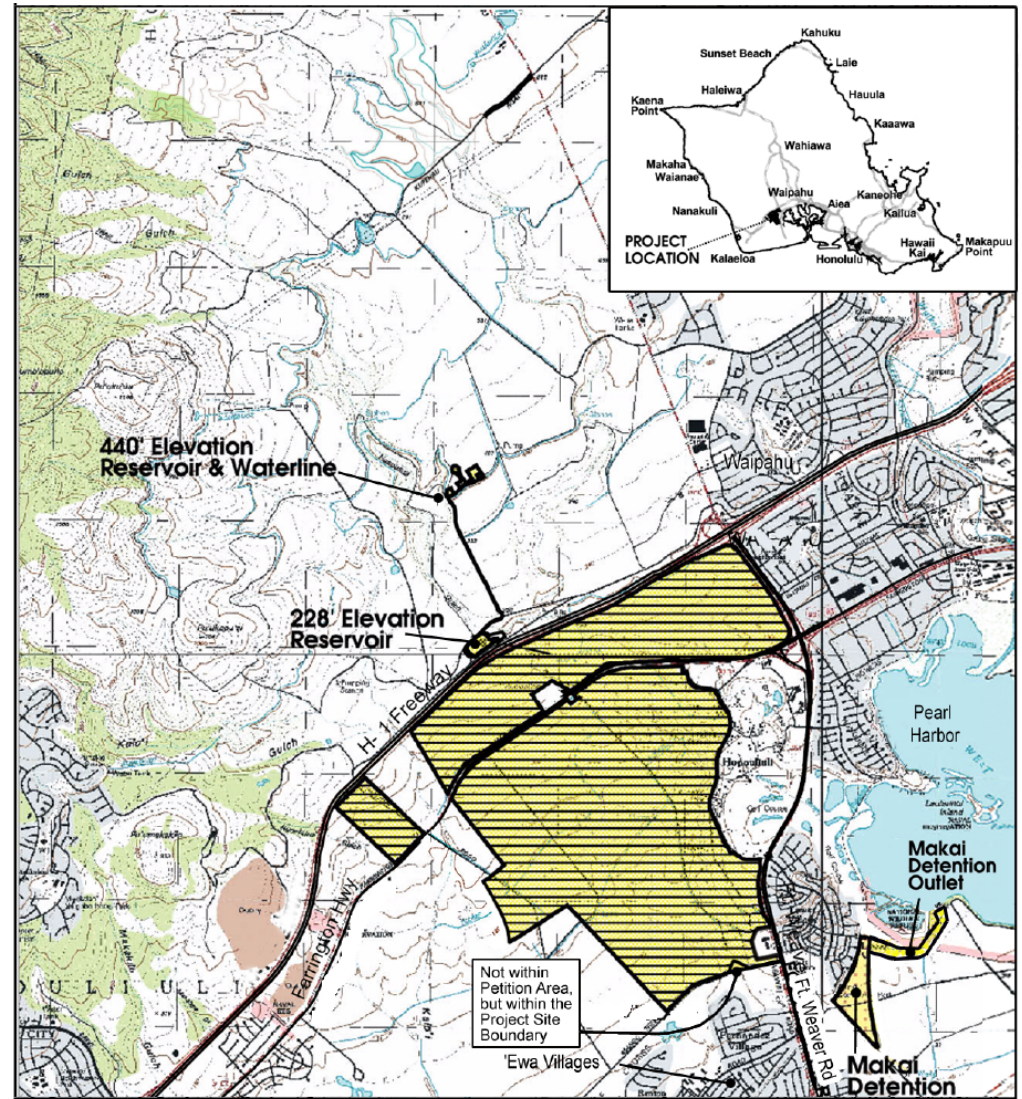
Docket No.: A06-771
Petitioner/Address: D.R. Horton – Schuler Homes, LLC, a Delaware limited liability company, d.b.a. D.R. Horton–Schuler Division
650 Iwilei Road, Suite 209
Honolulu, Hawaii 96817
Landowner: D.R. Horton – Schuler Homes, LLC, a Delaware limited liability company, d.b.a. D.R. Horton–Schuler Division
Tax Map Key Numbers: (1) 9-1-017:004 (por.), 059 and 072
(1) 9-1-018:001 and 004
Location: Honouliuli, Ewa District, Oahu, Hawaii
Requested Reclassification: Agricultural to Urban
Acreage: Approximately 1,525.516 acres
Proposed Uses: A mixed-use, transit-ready community including residential, business, and commercial areas; and transit stations, schools, parks, farms, open space and roads

You may review detailed information regarding the petition at the Commission office or the City and County of Honolulu, Department of Planning and Permitting (“DPP”).

The Commission office is located at 235 S. Beretania Street, Room 406, Honolulu, Hawaii. Office hours are from 7:45 a.m. to 4:30 p.m., Monday through Fridays. The DPP office is located at 650 South King Street, Honolulu, Hawaii. Office hours are from 7:45 a.m. to 4:30 p.m., Mondays through Fridays.

A hearing on this petition will be scheduled at a future date. If you are interested in participating in the hearing as a public witness, please write or call the Commission office at P.O. Box 2359, Honolulu, Hawaii 96804-2359; telephone (808) 587-3822.

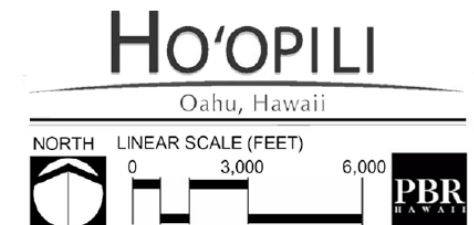
If you intend to participate in the hearing as an intervenor pursuant to § 15-15-52, Hawaii Administrative Rules, you should file a Notice of Intent to Intervene with the Commission within 30 days of the date of this notice. Please contact the Commission office for further information.



LEGEND

-  Project Site Boundary
-  Petition Area

Source: US Geological Survey
Disclaimer: This graphic has been prepared for general planning purposes only.



597071

Of Counsel:

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NAOMI U. KUWAYE 6648-0

YUKO FUNAKI 9005-0

745 Fort Street, 17th Floor

Honolulu, Hawaii 96813

Telephone: (808) 521-9500

Attorneys for PETITIONER

D.R. HORTON – SCHULER HOMES, LLC,

a Delaware limited liability company,

d.b.a. D.R. HORTON-SCHULER DIVISION

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Petition of

D.R. HORTON – SCHULER HOMES, LLC,
a Delaware limited liability company, d.b.a.
D.R. HORTON-SCHULER DIVISION

To Amend the Agricultural Land Use
District Boundaries into the Urban Land Use
District for Approximately 1,525.516 Acres
in Ewa District, Island of Oahu, Tax Map
Key Nos. (1) 9-1-017:004 (por.), 059 and
072; (1) 9-1-018:001 and 004

DOCKET NO. A06-771

AFFIDAVIT OF YUKO FUNAKI
ATTESTING TO SENDING OF
NOTIFICATION OF THIRD AMENDED
PETITION FILING; ATTACHMENTS
“A” - “C”

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of

DOCKET NO. A06-771

D.R. HORTON – SCHULER HOMES, LLC,
a Delaware limited liability company, d.b.a.
D.R. HORTON-SCHULER DIVISION

To Amend the Agricultural Land Use
District Boundaries into the Urban Land Use
District for Approximately 1,525.516 Acres
in Ewa District, Island of Oahu, Tax Map
Key Nos. (1) 9-1-017:004 (por.), 059 and
072; (1) 9-1-018:001 and 004

**AFFIDAVIT OF YUKO FUNAKI ATTESTING TO
SENDING OF NOTIFICATION OF THIRD AMENDED PETITION FILING**

STATE OF HAWAII)
) SS:
CITY AND COUNTY OF HONOLULU)

YUKO FUNAKI, being first sworn on oath, deposes and says that:

1. Affiant is one of the attorneys for Petitioner, D.R. HORTON – SCHULER HOMES, LLC, a Delaware limited liability company, d.b.a. D.R. HORTON-SCHULER DIVISION (“**Petitioner**”), is licensed to practice law in the State of Hawaii, is duly authorized to make this affidavit, and does so upon personal knowledge and belief.

2. This affidavit is made to comply with section 15-15-50(c)(5)(C), Hawaii Administrative Rules (“**HAR**”) for the State of Hawaii, Land Use Commission (“**Commission**”).

3. On July 25, 2011, Petitioner filed with the Commission a third amendment to its petition for a boundary amendment (“**Third Amended Petition**”) in Docket No. A06-771.

4. On July 25, 2011, the same day that the Third Amended Petition was submitted to the Commission and pursuant to HAR § 15-15-50(d), Petitioner sent a Notification of Third Amended Petition Filing (attached hereto as Attachment "A") to persons included on the statewide and Oahu mailing lists provided to Petitioner by the Commission on or about July 20, 2011 (attached hereto as Attachments "B" and "C", respectively).

Further affiant sayeth naught.



YUKO FUNAKI

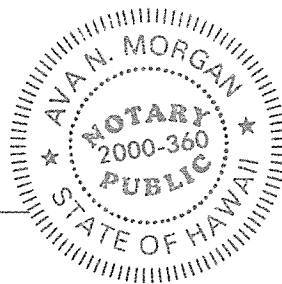
Subscribed and sworn to before me
this 25th day of July, 2011.



Notary Public, State of Hawaii

Ava N. Morgan

Printed Name



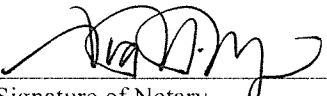
My commission expires: 7/23/2012

NOTARY CERTIFICATION STATEMENT

Document Identification or Description: AFFIDAVIT OF YUKO FUNAKI
ATTESTING TO SENDING OF NOTIFICATION OF THIRD
AMENDED PETITION FILING; ATTACHMENTS "A" - "C"

Document Date: 7/25/2011 or Undated at time of notarization.

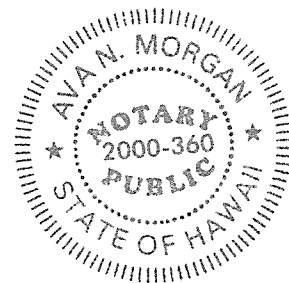
No. of Pages: 13 Jurisdiction: First Circuit
(in which notarial act is performed)



Signature of Notary
7/25/2011
Date of Notarization and
Certification Statement

Ava N. Morgan

Printed Name of Notary



(Official Stamp or Seal)

July 25, 2011

Notification of Third Amended Petition Filing

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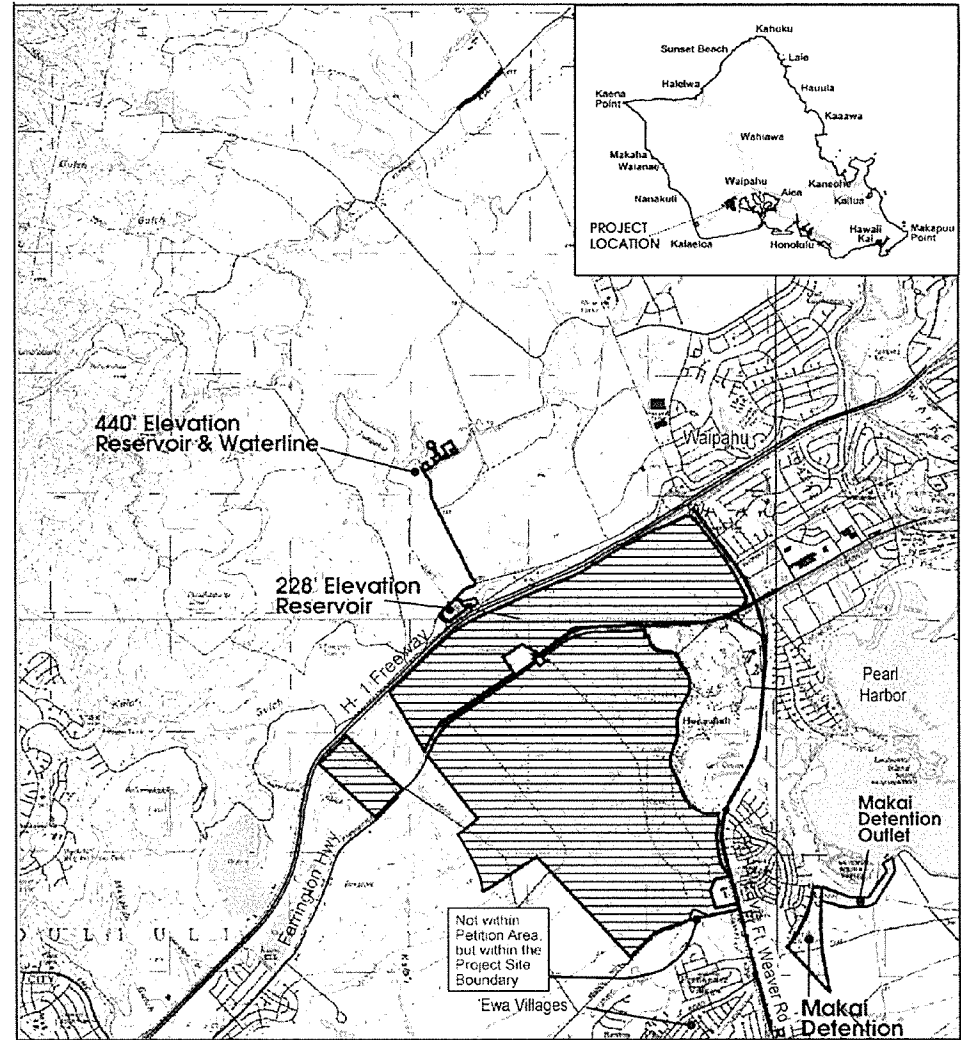
Docket No.: A06-771
Petitioner/Address: D.R. Horton – Schuler Homes, LLC, a Delaware limited liability company, d.b.a. D.R. Horton–Schuler Division
650 Iwilei Road, Suite 209
Honolulu, Hawaii 96817
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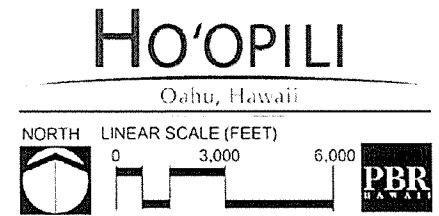
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LEGEND

- Project Site Boundary
- Petition Area

Source: US Geological Survey
Disclaimer: This graphic has been prepared for general planning purposes only.



Attachment "A"

UH Director of Capital Improvements
1951 East West Road
Honolulu, Hawaii 96822

Anthony J.H. Ching
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Hawaii Community Development Authority
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Last Updated: 07/8/2011

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Lihue HI 96766

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Attachment "B"

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Department of Transportation
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Honolulu HI 96813

Director - OEQC
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Mr. Richard Lim, Director
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Updated: 3/4/11

Attachment "C"

597072

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a Delaware limited liability company,

d.b.a. D.R. HORTON-SCHULER DIVISION

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Petition of

D.R. HORTON – SCHULER HOMES, LLC,
a Delaware limited liability company, d.b.a.
D.R. HORTON-SCHULER DIVISION

To Amend the Agricultural Land Use
District Boundaries into the Urban Land
Use District for Approximately 1,525.516
Acres in Ewa District, Island of Oahu, Tax
Map Key Nos. (1) 9-1-017:004 (por.), 059
and 072; (1) 9-1-018:001 and 004

DOCKET NO. A06-771

AFFIDAVIT OF YUKO FUNAKI
ATTESTING TO SERVICE OF THIRD
AMENDED PETITION FOR LAND USE
DISTRICT BOUNDARY AMENDMENT

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Petition of

DOCKET NO. A06-771

D.R. HORTON – SCHULER HOMES, LLC,
a Delaware limited liability company, d.b.a.
D.R. HORTON-SCHULER DIVISION

To Amend the Agricultural Land Use
District Boundaries into the Urban Land
Use District for Approximately 1,525.516
Acres in Ewa District, Island of Oahu, Tax
Map Key Nos. (1) 9-1-017:004 (por.), 059
and 072; (1) 9-1-018:001 and 004

**AFFIDAVIT OF YUKO FUNAKI
ATTESTING TO SERVICE OF THIRD AMENDED PETITION
FOR LAND USE DISTRICT BOUNDARY AMENDMENT**

STATE OF HAWAII)
)
CITY AND COUNTY OF HONOLULU)

SS:

YUKO FUNAKI, being first sworn on oath, deposes and says that:

1. Affiant is one of the attorneys for Petitioner, D.R. HORTON – SCHULER HOMES, LLC, a Delaware limited liability company, d.b.a. D.R. HORTON-SCHULER DIVISION (“**Petitioner**”), is licensed to practice law in the State of Hawaii, is duly authorized to make this affidavit, and does so upon personal knowledge and belief.

2. This affidavit is made to comply with section 15-15-50(c)(5)(C), Hawaii Administrative Rules (“**HAR**”) for the State of Hawaii, Land Use Commission (“**Commission**”).

3. On July 25, 2011, Petitioner filed with the Commission a third amendment to its petition for a boundary amendment (“**Third Amended Petition**”) in Docket No. A06-771.

4. The foregoing Third Amended Petition, Verification, and Petition Exhibits “1B”, “2D”, “3B”, “5B”, “8A”, “12B”, “13B”, “14B”, “15B”, “17B”, “18B”, “19B”, “20A”, “21A”, “22A”, “23A”, and “25” - “30”, pursuant to HAR § 15-15-48(a), were duly served by certified mail or hand delivery to each of the following persons on July 25, 2011, addressed as follows:

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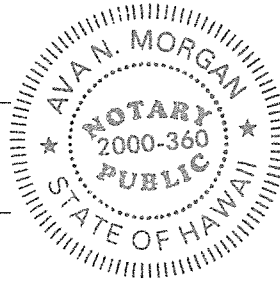
Further affiant sayeth naught.


YUKO FUNAKI

Subscribed and sworn to before me
this 25th day of July, 2011.


Notary Public, State of Hawaii

Ava N. Morgan
Printed Name



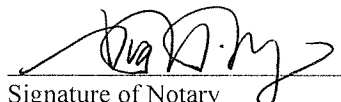
My commission expires: 7/23/2012

NOTARY CERTIFICATION STATEMENT

Document Identification or Description: AFFIDAVIT OF YUKO FUNAKI
ATTESTING TO SERVICE OF THIRD AMENDED PETITION FOR
LAND USE DISTRICT BOUNDARY AMENDMENT

Document Date: 7/25/2011 or Undated at time of notarization.

No. of Pages: 6 Jurisdiction: First Circuit
(in which notarial act is performed)


Signature of Notary 7/25/2011
Date of Notarization and
Certification Statement

Ava N. Morgan
(Official Stamp or Seal)
Printed Name of Notary

