

ORIGINAL

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LAND USE COMMISSION  
STATE OF HAWAII  
AUG 25 2 35 PM '95

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Petition	)	
	)	
of	)	Docket A89-636
	)	
GROVE FARM PROPERTIES, INC.	)	
	)	
to Amend the Land Use District Boundary	)	
of Property Situated at Lihue, Island and	)	
County of Kauai, State of Hawaii.	)	
Tax Map Key No. (4) 3-3-01 (portion)	)	
	)	

**FIRST AMENDMENT TO AMENDED AND RESTATED MOTION  
TO APPROVE INCREMENTAL REDISTRICTING OF THE BALANCE  
OF INCREMENT II LANDS  
FROM AGRICULTURAL TO URBAN CLASSIFICATION**

Petitioner Grove Farm Properties, Inc., a Hawaii corporation, respectfully submit this First Amendment to its Amended and Restated Motion to Approve Incremental Redistricting of the Balance of Increment II Lands from Agricultural to Urban Classification ("Motion"), filed herein

(CERTIFICATE OF SERVICE ATTACHED)

on July 31, 1995. This Amendment shall supplement and amend the Motion in the following manner:

1. Addition of Exhibit "E"

The Schedule of Exhibits to the Motion is hereby amended to add a reference to Exhibit E, a map entitled "Land Use Map Portion of Grove Farm's Lihue/Puhi Project District Being Portions of Land Court Application 1087 at Lihue, Puna, Kauai, Hawaii", which is stamped and certified by a Licensed Professional Land Surveyor. Copies of the revised Schedule of Exhibits and Exhibit E are hereto attached.

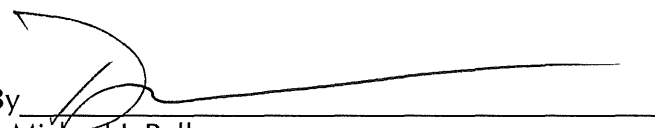
WHEREFORE, Petitioner, by and through its authorized representative, respectfully requests that the Petition be so amended.

Dated: Honolulu, Hawaii, August 25, 1995.

GROVE FARM PROPERTIES, INC.

CASE MYRDAL BIGELOW & LOMBARDI  
BELLES GRAHAM PROUDFOOT & WILSON

By

  
Michael J. Belles  
Dennis M. Lombardi

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Petition	)	
	)	
of	)	Docket A89-636
	)	
GROVE FARM PROPERTIES, INC.	)	
	)	
to Amend the Land Use District Boundary	)	
of Property Situated at Lihue, Island and	)	
County of Kauai, State of Hawaii.	)	
Tax Map Key No. (4) 3-3-3-01 (portion)	)	
_____	)	

**SCHEDULE OF EXHIBITS**

Exhibit A	Affidavit of Greg Kamm
Exhibit B	Land Use Concept Plan Map
Exhibit C	Proposed Land Use Change Map (shows areas to be urbanized)
Exhibit D	Letter dated June 1, 1995 (filed as Annual Report to the Commission)
Exhibit E	Map entitled "Land Use Map Portion of Grove Farm's Lihue/Puhi Project District Being Portions of Land Court Application 1087 at Lihue, Puna, Kauai, Hawaii"



EXHIBIT "E"

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Petition	)	
	)	
of	)	Docket A89-636
	)	
GROVE FARM PROPERTIES, INC.	)	
	)	
to Amend the Land Use District	)	
Boundary of Property Situated at	)	
Lihue, Island and County of	)	
Kauai, State of Hawaii.	)	
Tax Map Key No. (4) 3-3-01 (portion)	)	
_____	)	

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on the date set forth below, true and correct copies of the First Amendment to Petitioner's Amended and Restated Motion to Approve Incremental Redistricting of the Balance of Increment II Lands from Agricultural to Urban Classification were duly served upon those noted below by depositing copies of same in the United States Mail, postage prepaid, and addressed as follows:

Mr. Gregory Pai, Director  
Office of State Planning  
P. O. Box 3540  
Honolulu, Hawaii 96811-3540

Mr. Abe Mitsuda, Administrator  
Land Use Division  
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Kauai County Planning Commission  
c/o Planning Director  
4444 Rice Street  
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Mr. Robert B. Heiserman  
President  
Agricultural Operations, KLOP  
The Lihue Plantation Company, Ltd.  
2970 Kele Street  
Lihue, Kauai, HI 96766-1803

Mr. Steve Oliver, County Engineer  
Department of Public Works  
County of Kauai  
3021 Umi Street  
Lihue, Kauai, HI 96766


Ms. Angela Morehead, Vice President  
Grove Farm Land Corp.  
3-2600 Kaumualii Highway  
Kukui Grove Center, Suite 3001  
Lihue, Kauai, HI 96766

Mr. Murl Nielsen, Manager and Chief Engineer  
Department of Water  
County of Kauai  
4398 Pua Loke  
Lihue, Kauai, HI 96766

Mr. Kazu Hayashida, Director  
State of Hawaii  
Department of Transportation  
869 Punchbowl Street  
Honolulu, HI 96813

United States of America  
Secretary of Interior  
U.S. Fish & Wildlife Service  
300 Ala Moana Boulevard  
Room 5302  
Honolulu, HI 96813

DATED: Honolulu, Hawaii, August 25, 1995

A handwritten signature in black ink, appearing to read "Michael J. Belles", written over a horizontal line.

MICHAEL J. BELLES  
DENNIS M. LOMBARDI  
Attorneys for Petitioner