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HYDRAULIC DESIGN SECTION, ROOM 636
TECHNICAL DESIGN SERVICE, ROOM 688

RIGHT-OF-WAY BRANCH, ROOM 691

TRAFFIC BRANCH, ROOM 602

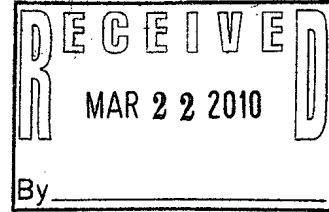
MOTOR VEHICLE SAFETY OFFICE, ROOM 511

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
HIGHWAYS DIVISION AT KAPOLEI
601 KAMOKILA BOULEVARD, ROOM 691
KAPOLEI, HAWAII 96707

IN REPLY REFER TO:

HWY-RM
3.87594

March 18, 2010



Mr. Lloyd P.C.W. Lee, Sr., P.E.
Senior Project Manager
AECOM Pacific, Inc.
100 Pauahi Street, Suite 207
Hilo, Hawaii 96720

Dear Mr. Lee:

SUBJECT: HALEAKALA ROAD AND PAIA SPUR
HAWAII PROJECT NO. DA-NC 8(1)
KAHULUI TOWN TO KAUNOA SCHOOL
TMK: (2) 3-7-11: 028
REQUEST FOR VEHICLE ACCESS RIGHTS:
MAUI MEDICAL PLAZA AT KANAHA

We have conceptually approved your request and shall continue to process your request subject to the following conditions:

1. Kanaha Professional Plaza, LLC (KPP) shall comply with all applicable statutes, ordinances, rules and regulations of the Federal, State and County governments.
2. All improvements (driveways/sidewalks, etc.) must comply with current Americans with Disabilities Act (ADA) requirements. The driveway layout must conform to Department of Transportation standards for residential driveways.
3. KPP must execute a "Grant of Limited Vehicle Access Rights" document whereby you are granted access for your proposed use and all other rights of vehicle access are restricted along the remainder of the property's Hana Highway frontage.
4. KPP must submit an updated title search for their property, TMK: (2) 3-7-11: 028 to show status of title.
5. KPP shall be responsible for all costs associated with the stipulated highway improvements for the access location.
6. Please provide proof of H.R.S. Chapter 343-5 compliance (E.A. or E.I.S. documentation) when submitting your application for Permit to Perform Work upon State Highways.



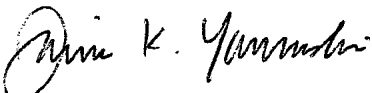
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compliance
mine

7. The requested access shall be granted for the proposed use. Any future increase in density of the lot by an owner, via CPR or the subdivision of the existing/proposed lots, shall require the owner to obtain the use of additional access rights to Hana Highway.
8. KPP must submit two (2) copies of metes and bounds description of the subject area along with a parcel map, which will be used as Exhibits to the document.
9. KPP must submit four (4) sets of construction plans to our Maui Permit Engineer, at our Maui District Office, 650 Palapala Drive, Kahului, Hawaii 96732, for review and approval.
10. KPP shall defend, hold harmless and indemnify the State, from and against all claims or demands for bodily injury, property damage and/or death.
11. KPP shall be responsible for all documentation and recording fees incurred for the requested access.
12. The Highways Division reserves the right to add or impose additional conditions as necessary to mitigate adverse impacts to the State.

If KPP is agreeable to the foregoing conditions, please sign the acceptance portion of this letter and return it to our office. If we do not receive the signed acceptance portion within thirty (30) days from the date of this letter, we will assume you are no longer interested in pursuing the matter.

If you have any questions, please call me at 692-7338.

Very truly yours,



JAIME K. YAMASHIRO
Right-of-Way Agent
Property Management Section

Mr. Lloyd P.C.W. Lee, Sr., P.E.
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HWY-RM
3.87594

ACCEPTANCE:

Kanaha Professional Plaza, LLC accepts all terms and conditions as set forth in the Department of Transportation letter (ref. HWY-RM 3.87594) dated March 18, 2010.

Date: _____

Print Name: _____

Its: _____