

RECORDATION REQUESTED BY:

AFTER RECORDATION, RETURN TO:

LIBER 10166

PAGE 568

RETURN BY: MAIL ( ) PICKUP ( )

SPACE ABOVE THIS LINE FOR REGISTRAR'S USE

LEASE AMENDMENT

This Lease Amendment is made this 27<sup>th</sup> day of September, 1974, by and between SAMUEL WOOLSEY LEE, husband of Lucy Silva Lee, of Wailuku, County of Maui, State of Hawaii, hereinafter called the "Lessor", and THE KIHEI BEACH JOINT VENTURE, a registered Hawaii Joint Venture, whose principal place of business is 700 Bishop Street, Honolulu, Hawaii 96813, and whose post office address is P. O. Box 2448, Honolulu, Hawaii, hereinafter called the "Lessee".

Whereas, Lessor and Lessee entered into that certain Lease (the "Lease"), dated May 1, 1974, and recorded in the Bureau of Conveyances of the State of Hawaii in Liber 9988, Page 93.

Whereas, the Joint Venturers of THE KIHEI BEACH JOINT VENTURE are AMFAC FINANCIAL CORP. and REALTY CONSULTANTS OF MAUI, INC., both Hawaii corporations; and

Whereas, the Lease erroneously refers to REALTY CONSULTANTS OF MAUI, INC. as "REAL ESTATE CONSULTANTS OF MAUI, INC."; and

Whereas, Lessor and Lessee desire to correct the Lease by amending it to reflect the proper name "REALTY CONSULTANTS OF MAUI, INC.";

*T. W. Lee* 77?

NOW, THEREFORE, in consideration of the foregoing and the Lessor's and Lessee's mutual desire to amend and correct the Lease, the Lease is hereby amended by deleting the name "REAL ESTATE CONSULTANTS OF MAUI, INC.", wherever it appears in the Lease and replacing it with the name "REALTY CONSULTANTS OF MAUI, INC."

IN WITNESS WHEREOF, Lessor and Lessee have executed these presents on the day first written above.

Samuel Woolsey Lee  
SAMUEL WOOLSEY LEE

Lessor

THE KIHEI BEACH JOINT VENTURE

By Amfac Financial Corp.

By [Signature]  
Its Vice President

By [Signature]  
Its Assistant Vice-President

By Realty Consultants of Maui, Inc.

By [Signature]  
Its President

Lessee

All of that certain parcel of land (being a portion of Royal Patent Grant 3152 to Henry Cornwell) situate at Waikapu, Wailuku, Island and County of Maui, State of Hawaii, being Lot Number One (1) of the "Kihei Beach Lots Subdivision", as shown on the map entitled "Kihei Beach Lots" and dated July 5, 1950, and on file in the office of The East Maui Irrigation Company, Ltd. at Paia, Island and County of Maui, State of Hawaii, and thus bounded and described as follows:

Beginning at a 3/4 inch pipe at the northeasterly corner of this lot, on the southwesterly boundary of the Maalaea-Kihei Gov't Road, the coordinates of which point of beginning being 20,157.00 feet North, 27,780.88 feet West referred to U.S.C. & G.S. Trig. Station "Puu o Kali" and running by azimuths measured clockwise from true South:

1. 34° 02' 255.19 feet along Lot 2 of the Kihei Beach Lots Subdivision to a 3/4 inch pipe at the highwater mark on the seashore;
2. 145° 30' 161.18 feet to a 3/4 inch pipe;
3. 214° 02' 196.20 feet along the remaining portion of Grant 3152, along land owned by Hawaiian Commercial & Sugar Co., Ltd. to a 3/4 inch pipe on the southwesterly boundary of the Maalaea-Kihei Gov't Road;
4. 304° 02' 150.00 feet along the southwesterly boundary of said Maalaea-Kihei Gov't Road to the point of beginning and containing an area of 33,854 square feet;

Being all of the land conveyed to Samuel Woolsey Lee, husband of Lucy Silva Lee, as Grantee from Kahului Development Company, Limited, a Hawaii Corporation, as Grantor, by a deed dated June 5, 1951 and recorded in the Office of the Registrar of the Bureau of Conveyances of the State of Hawaii in Liber 2491, Page 471;

SUBJECT, HOWEVER, to the following encumbrances:

1. The reservation in favor of the State of Hawaii of all mineral and metallic mines.
2. The location of the seaward boundary in accordance with the law of the State of Hawaii.



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

On this 27<sup>th</sup> day of September, 1974, before me personally appeared SAMUEL WOOLSEY LEE, to me known to be the person described in and who executed the foregoing instrument and acknowledged to me that he executed the same as his free act and deed.

James M. Jorgensen  
Notary Public, ~~First~~ Second Circuit  
State of Hawaii H.P.

My commission expires: 5-7-75

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

On this 1st day of October, 1974, before me appeared WALTER P. YIM and TENNY K. TAKAHASHI, to me personally known, who, being by me duly sworn, did say that they are the Vice President and Assistant Vice-President respectively, of AMPAC FINANCIAL CORP., the corporation named in the foregoing instrument as one of the Joint Venturers of The Kihei Beach Joint Venture, a Hawaii joint venture, and that the seal affixed to said instrument is the corporation seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and said WALTER P. YIM and TENNY K. TAKAHASHI, severally acknowledged said instrument to be the free act and deed of said corporation as said Joint Venturer.

Norman K. Franklin  
Notary Public, First Circuit  
State of Hawaii

My commission expires:  
September 24, 1977