Mr. Jack Rhineshart

Dear Mr. Rhineshart:

Well Drilling Permit Application

We are writing in response to your August 19, 1992 letter, objecting to our revocation of a well drilling permit issued to you in 1984 for Well No. 4200-03 at Tax Map Key: 1-4-11:29, Maui.

The 1987 State Water Code (HRS Chapter 174C) does not provide for the "grandfathering" of old unexercised permits. Consequentially, the permit issued to you in 1984 is no longer valid and has been revoked. A new permit will be required from the Commission on Water Resource Management for you to construct a well on your property in the future. The revocation of your original well drilling permit does not prejudice your ability to apply for a new permit.

For your convenience, we have enclosed an application form for a well construction permit. A filing fee of $25.00 is required to be submitted with the completed application. Please contact our Regulation Branch in Honolulu at (808) 587-0225 if you have any questions. You may reach this number toll-free through the State Government switchboard at 1-800-468-4644.

Sincerely,

[Signature]

RAE M. LOUI
Deputy Director

BR:ko
Enc.
August 19, 1992

Jack Rhineshart
P.O. Box 700
Hilo, HI 96713

State of Hawaii
DLNR
Commission On Water Resource Management
P.O. Box 621
Honolulu, HI 96809

SUBJECT: WELL DRILLING PERMIT NO. 4200-03

REFERENCE: Your letter dated Jul 31, 1992 (copy attached)

The well permit for Well No. 4200-03 was issued without an expiration date. Additionally, it was made clear to me at the time of issuance that there was no expiration date.

My position is that the Permit is "Grandfathered" in having no expiration date.

I have every intention of constructing a well on the property in the future.

Bringing the property under control from trash forest growth and ready for full agricultural use has taken longer than anticipated and is currently in progress.

Historically, this specific locale is unmatched in agricultural production and potential.

The subject Permit should continue as issued - without an expiration date.

Sincerely,

Jack Rhineshart
REVOCAITON OF WELL DRILLING PERMIT
Previously issued on October 1, 1984, for
Well No. 4200-03
Tax Map Key 1-4-11:29, Waiohonu, Maui, Hawaii

On October 1, 1984, the Board of Land and Natural Resources, Department of Land and Natural Resources, issued you a permit to drill Well No. 4200-03 at Tax Map Key 1-4-11:29, Maui. Subsequently, under the 1987 State Water Code, the Commission on Water Resource Management became responsible for the issuance of well construction and pump installation permits. In accordance with the Administrative Rules of the State Water Code, these permits can only be issued for a period not to exceed two years.

As of this date, no well completion report or other evidence has been received by the Department which indicates that the subject well was ever constructed. Accordingly, we conclude that the well was not constructed within the allowable period, which has now expired, and that the permit should be revoked.

You are hereby notified in accordance with H.A.R. §13-168-12(k) that the permit to drill the above-mentioned well shall be revoked within 60 days of the date of this letter unless you can show good cause that it should not be revoked. If the well has already been constructed, you must notify us of this before the permit is revoked, provide the information specified by the well drilling permit conditions, and declare your existing use of water from the well. Please contact our Regulation Branch at (808) 587-0225 if you have any questions.

Sincerely,

RAE M. LOUI
Deputy Director

BR:ky
Certified Mail

TO: Mr. Jack Rhineshart

REVOCATION OF WELL DRILLING PERMIT
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Sincerely,

RAE M. LOUI
Deputy Director

BR:ky
WELL DRILLING PERMIT

for

State Well No. 4200-03
Waiohonu, Maui, Hawaii

TO: Mr. Jack Rhineshart

In accordance with Chapter 166 of Title 13, "Rules for the Control of Ground Water Use in the State of Hawaii," your application to drill State Well No. 4200-03 is approved subject to the following conditions:

1. A Driller's Well Completion Report (enclosed) shall be submitted to the Division of Water and Land Development within 60 days after completion of the well.

2. Pumping test data shall be submitted to the Division of Water and Land Development within 60 days after testing of the well.

3. Monthly pumpage records shall be submitted after the well is put into production.

4. Upon completion of the well, submit an "as-built" drawing of the well and a map showing the exact location of the well.

5. The applicant comply with all applicable rules, ordinances, and law.

SUSUMU ONO
Chairperson of the Board

OCT 1 1984
Date of Issuance

Enc. Driller's Report Form
cc: USGS
Dept. of Health
Maui DWS
WELL DRILLING PERMIT

for

State Well No. 4200-03
Waiohonu, Maui, Hawaii

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Enc. Driller's Report Form

cc: USGS
Dept. of Health
Maui DWS

Chairperson of the Board

Date of Issuance

10/1/84
WELL DRILLING PERMIT

for

State Well No. 4200-03
Waiohonu, Maui, Hawaii

TO: Mr. Jack Rhineshart

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Enc. Driller's Report Form

cc: USGS
Dept. of Health
Maui DWS

Date of Issuance

10/1/87

Chairperson of the Board
State of Hawaii
DEPARTMENT OF LAND AND NATURAL RESOURCES

APPLICATION FOR (check one)
- WELL DRILLING PERMIT
- WELL MODIFICATION PERMIT

Instructions: Send completed application and attachments to Department of Land and Natural Resources, P.O. Box 373, Honolulu, Hawaii 96809.
Reference: Regulation 9, Dept. of Land & Natural Resources.

Is the well located in a Designated Ground Water Control Area? _Yes _No
If "yes", application must be accompanied by a Water Use and/or Water Supply Permit and a non-refundable filing fee of $100 payable to the Department of Land & Natural Resources. However, if application is for minor modification of well, filing fee may be waived. If "no", no filing fee is required. Filing fee is waived for federal, state, and county government agencies.

1. WELL LOCATION: Island _MAUI_ Tax Map Key 1-4-11-29. Attach a plot plan showing well location referenced to established property boundaries.

2. WATER USER _JACK RAINESCHAFT_ Telephone _______ 
   Address _______ Zip Code 96713

3. PROPOSED DRILLING COMPANY: _PR DRILLING_

4. PROPOSED WORK: 
   - Drill new well 
   - Deepen 
   - Redrill 
   - Alter 
   - Seal 
   - Abandon 
   - Install new pump 
   - Replace pump 
   - Modify pump

Fill in the diagram and briefly describe the proposed work (use back of form if necessary):

- DRILL APPROXIMATELY 200 FT., 4" HOLE, USE POLY
- CASING WITH 2" I.D., 5' FILTER SCREEN AT BOTTOM.
- USE JET PUMP. PACK WITH NO. SAND MUL MIN. 100 FT.

PROPOSED SECTION OF WELL

<table>
<thead>
<tr>
<th>Elevation at top of casing</th>
<th>Ground Elev. 335 ft., msl</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cement Grout 5 ft.</td>
<td>Solid casing: Poly</td>
</tr>
<tr>
<td>Hole Dia. 4 in.</td>
<td>Length 2½&quot;</td>
</tr>
<tr>
<td>Total Depth 200 ft.</td>
<td>Wall thickness 1½&quot;</td>
</tr>
<tr>
<td>Rock Packing 100 ft.</td>
<td>Casing: Perforated StScre</td>
</tr>
</tbody>
</table>

- Open Hole: Length 5 
- Diameter 4

Approximate elev. at filing. Final elev. (msl) by a surveyor licensed by the State must be submitted at start of construction.

5. PROPOSED USE: 
   - Municipal 
   - Military 
   - Agriculture 
   - Domestic 
   - Disposal 
   - Other (specify) ________ 

6. PROPOSED AMOUNT OF WITHDRAWAL: Check most appropriate box and fill in amount.
   - Daily 1000 gallons 
   - Monthly ________ gallons 
   - Yearly ________ gallons

7. PROPOSED PUMP OR FLOW CAPACITY: 20 gallons per min

Signature: 
   - Water User 
   - Landowner of Well Site 
   - For Official Use: 
     - State Well No. 4200-03 
     - DLNR Permit No. 
     - DLNR Application No. 

Date: Sept 24, 84