

COUNTY OF KAUAI  
Planning Department

NCU # 1045-1049  
Operation Name: Hale Makai Cottages

TRANSIENT VACATION RENTAL AFFIDAVIT OF

WALTON D. Y. HONG, ATTORNEY FOR  
KLAUS H. BURMEISTER AND BURMEISTER FAMILY TRUST

COUNTY OF KAUAI  
09 MAR 31 P2:26

STATE OF HAWAII            )  
  ) ss:  
COUNTY OF KAUAI        )

PLANNING DEPT.

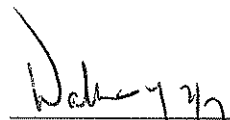
WALTON D. Y. HONG, being first duly sworn upon oath, deposes and says:

1. Affiant is an attorney, licensed to practice in the State of Hawaii;
2. Affiant represents Klaus H. Burmeister and the Burmeister Family Trust, and is authorized to make this affidavit on behalf of the same;
3. Affiant makes this affidavit based upon Affiant's personal knowledge and belief;
4. The Burmeister Family Trust, dated January 21, 1994, and whose trustees are Klaus H. Burmeister and Ulrike H. Burmeister, herein called the "Owner", is the owner of the property identified as Kauai Tax Map Keys: 5-8-008, parcels 34 and 39, with a mailing address of 4400 One One Road, Haena, Hanalei, Hawaii;
5. The Owner has operated transient vacation rentals on the properties since 2002 under the business name of Hale Makai Cottages;
6. The Owner's State of Hawaii General Excise Tax license number is W3015667801, and the Owner has paid General Excise and Transient Accommodation Taxes in accordance with State Law during the period the Transient Vacation Rentals were in operation;

7. Building permit numbers 06-780, 06-781-06-782, 05-788 and 06-779 were approved on various dates for all structures on the property and there were no expansions, alterations, improvements, or uses contrary to State and County land use and planning laws;

8. There were not any legal expansions or improvements made on the property after March 7, 2008. Existing improvements and expansions took place under the permits listed in the preceding paragraph.

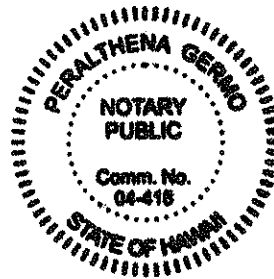
Further, Affiant sayeth naught.

  
\_\_\_\_\_  
Walton D. Y. Hong

Subscribed and sworn to before me this  
31<sup>st</sup> day of March 2009.



Name: PERALTHENA GERMO  
Commission No. 04-418  
Notary Public, Fifth Judicial Circuit,  
State of Hawaii



My Commission expires: JUL 25 2012

Doc. Date: March 31<sup>st</sup>, 2009, # Pages: 2  
Doc. Description: Transient Vacation Rental Affidavit