

From: Dominic Yagong
Sent: Saturday, April 29, 2023 11:58 AM
To: Dominic Yagong
Cc: Benjamin Willoughby
Subject: No Trespassing Sign at the bottom of Laninui Drive



Hi Owners of Kohala by the Sea,

I hope you are having a wonderful weekend.

As many of you know several months ago a no trespassing sign was posted near the exit gate at the bottom of Laninui drive. Many KBTS residents walking on this roadway have been confronted by the owner of the property saying it is private property and not a public pedestrian walkway. The board received documents recorded in land court regarding the easement through the gate. After reviewing the documents, the board have determined that the easement is for a water line and does not allow KBTS residents access to walk over it. The board determined that paragraph 5 of the easement document (exhibit B) explicitly says that the Grantee (KBTS) shall maintain a fence on each end of the easement for the purpose of "limiting access within the easement area to only those persons involved in the maintenance, operation, repair, or removal of the water line and water transmission system within the Easement Area."

The board directed me to send a notice to KBTS residents stating that we do not have the right to access this easement as pedestrians, and the property owner is within his rights to ask anyone walking across his property to leave. So sorry to KBTS residents that have enjoyed this roadway as a walking path, however, we should respect the rights of the owner that purchased this property. Thank you so much for your cooperation. Have a great weekend.

Much Aloha - Dom

Dominic Yagong
Senior Community Association Manager

 **Associa**
Hawaii – To bring positive impact and meaningful value to every community with Aloha.

Kona Professional Building
75-169 Hualalai Rd
Ph: (808) 443-5961
Fax: (808) 326-2486

Visit us online: www.AssociaOnline.com

Three ways to connect:

[Subscribe to the blog](#) • [Like us on Facebook](#) • [Tell us about your experience!](#) • [Follow us on Instagram & Twitter - AssociaHawaii](#)

Notice: This e-mail message is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message. Please virus check all attachments to prevent widespread contamination and corruption of files and operating systems. The unauthorized access, use, disclosure, or distribution of this email may constitute a violation of the Federal Electronic Communications Privacy Act of 1986 and similar state laws.