

STATE OF HAWAII
BUREAU OF CONVEYANCES
RECORDED

February 23, 2026 1:58 PM
Doc No(s) A - 9550000684

Doc 1 of 1
Pkg 12680061 JNM

/s/ MIKE H. IMANAKA
REGISTRAR

LAND COURT SYSTEM

REGULAR SYSTEM

Return by Mail Pickup To:
Castle & Cooke Waikoloa, LLC
680 Iwilei Road, Suite 510
Honolulu, HI 96817
C. Kurasaki (548-2909)

This document contains 4 pages.

Tax Map Key No.: (3) 6-8-037-059 CPR 001 to 0092, inclusive

THIRD AMENDMENT TO DECLARATION OF
CONDOMINIUM PROPERTY REGIME OF
MAKANA KAI AT WEHILANI - PHASE I

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, by Declaration of Condominium Property Regime of Makana Kai at Wehilani – Phase I dated July 6, 2006, recorded in the Bureau of Conveyances of the State of Hawaii as Document No. 2006-127950, as amended by First Amendment to Declaration of Condominium Property Regime of Makana Kai at Wehilani – Phase I dated September 19, 2012, recorded as Document No. A-46471182, and Second Amendment to Declaration of Condominium Property Regime of Makana Kai at Wehilani – Phase I dated October 30, 2012, recorded as Document No. A-46880927 (as so amended, the "Declaration"), CASTLE & COOKE WAIKOLOA, LLC, a Hawaii limited liability company, whose principal place of business is 680 Iwilei Road, Suite 510, Honolulu, Hawaii 96817, and whose post office address is 680 Iwilei Road, Box 510, Honolulu, Hawaii 96817 (the "Developer"), did submit certain real property to a condominium property regime known as "Makana Kai at Wehilani – Phase I" (the "Project"), pursuant to Chapter 514A of the Hawaii Revised Statutes, as amended and any successor statute, as amended (the "Act"); and

WHEREAS, the By-Laws of the Association of Unit Owners of Makana Kai at Wehilani – Phase I dated July 6, 2006, were recorded as Document No. 2006-127951 and the condominium map for the Project was filed as Condominium File Plan No. 4294; and

WHEREAS, pursuant to Section T, Paragraph 2 of the Declaration, until the recordation in said Bureau of Conveyances of unit conveyances or agreements of sale with respect to all of the units in the Project, in favor of parties not a signatory to the Declaration, the Developer has reserved the right to amend the Declaration without the approval, consent or joinder of any purchaser of a unit or any of the persons then owning or leasing any unit, as may be required by any institutional lender lending funds on the security of the Project or any of the units, by any purchaser, insurer or guarantor of loans, including the Federal National Mortgage Association, to enable it to purchase, insure or guarantee a loan made on the security of the Project or any of the units, or by any governmental agency; and

WHEREAS, unit conveyances or agreements of sale for some, but not all of the units in the Project in favor of parties not a signatory to the Declaration have been recorded in the Bureau of Conveyances as of the date of this Amendment; and

WHEREAS, the Developer intends to exercise its right to amend the Declaration to comply with the requirements of the Federal National Mortgage Association, a purchaser, insurer or guarantor of loans, in the manner hereinafter set forth;

NOW, THEREFORE, the Developer does hereby amend the Declaration as follows:

1. The Declaration is hereby amended by adding a new paragraph at the end of Section C. DESCRIPTION OF BUILDINGS as follows:

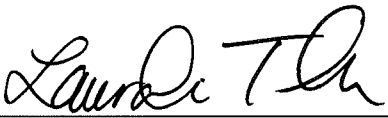
The buildings will be constructed in eight construction phases, as follows: Phase 1 consists of Buildings 29, 30, 31, 34, 35, 36, 37, and 38; Phase 2 consists of Buildings 25, 26, 27, 28, 32, and 33; Phase 3A consists of Building 1; Phase 3B consists of Building 2; Phase 3C consists of Building 3; Phase 3D consists of Building 4; Phase 3E consists of Building 5; and Phase 3F consists of Building 6.


Except as amended hereby, the Declaration is hereby ratified and confirmed and shall continue in full force and effect.

This instrument shall become effective as of the date that it is recorded in the Bureau of Conveyances of the State of Hawaii.

IN WITNESS WHEREOF, the undersigned have caused these presents to be executed as of the 23rd day of February, 2026.

CASTLE & COOKE WAIKOLOA, LLC
By Castle & Cooke Homes Hawaii, Inc.
Its Member

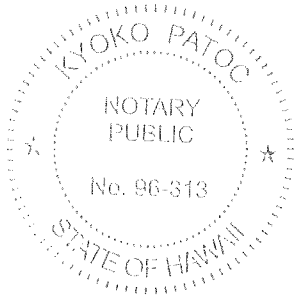
By 
LAURALEI TANAKA
Vice President, Controller and
Assistant Treasurer

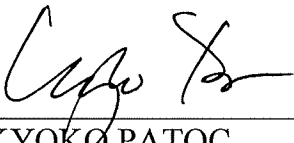
By 
TROY T. FUKUHARA
Vice President and Assistant Secretary

Developer

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

On this 23rd day of February, 2026, before me personally appeared LAURALEI TANAKA and TROY T. FUKUHARA, to me personally known, who, being by me duly sworn or affirmed, did say that such persons executed this 4-page Third Amendment to Declaration of Condominium Property Regime of Makana Kai at Wehilani – Phase I dated FEB 23 2026, in the First Circuit of the State of Hawaii, as the free act and deed of such persons, and if applicable in the capacities shown, having been duly authorized to execute such instrument in such capacities.





KYOKO PATOC
Notary Public, State of Hawaii

My commission expires: June 14, 2028