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PRINCEVILLE AT HANAIEI COMMUNITY ASSOCIATION  
P. O. BOX 223277  
PRINCEVILLE, HI 96722-3277

**AGREEMENT PERTAINING TO HEDGE BETWEEN ADJOINING PROPERTIES**

THIS AGREEMENT, made and entered into as of the \_\_\_\_ day of \_\_\_\_\_  
20\_\_, by and among \_\_\_\_\_, whose residence and mailing  
address is \_\_\_\_\_,  
hereinafter called FIRST PARTY, and \_\_\_\_\_,  
whose residence and mailing address is \_\_\_\_\_,  
hereinafter called SECOND PARTY, and PRINCEVILLE AT HANAIEI COMMUNITY  
ASSOCIATION, a Hawaii non-profit corporation, whose principal place of business and  
mailing addresses are Princeville, Hanalei, Kauai, Hawaii and P. O. Box 223277, Princeville,  
Hawaii 96722, hereinafter called ASSOCIATION.

WITNESSETH

WHEREAS, FIRST PARTY are all of the owners of the date hereof of certain real property situate in Princeville, County of Kauai, State of Hawaii, more particularly designated as Kauai Tax Map Key No.: \_\_\_\_\_; and

WHEREAS, SECOND PARTY are all of the owners of the date hereof of certain real property situate in Princeville, County of Kauai, State of Hawaii, more particularly designated as Kauai Tax Map Key No.: \_\_\_\_\_; and

WHEREAS, the above described real property is adjoining; and

WHEREAS, both of the above described real properties are subject to and governed by those certain restrictions, covenants and conditions set forth in the Declaration of Restrictions, Covenants and Conditions (Declaration) dated March 1, 1971 and recorded in the Bureau of Conveyances of the State of Hawaii in Liber 7444 at Page 93; and

WHEREAS, FIRST PARTY and SECOND PARTY acknowledge that the restrictions, covenants and conditions of the said Declaration may be enforced by the ASSOCIATION.

NOW, THEREFORE, it is agreed by the parties hereto as follows:

1. Subject to the setback restrictions, height limits and other provisions established in the Declaration or the Rules of the Community Design Committee thereunder, a hedge along the common property lines between the real properties herein described shall be deemed allowed pursuant to the provisions of the Declaration.
2. The provisions herein contained shall run with the real properties herein described and shall be binding upon the undersigned and any successors or assigns of any of the undersigned for so long as the provisions of the Declaration shall remain in force and effect.

3. This agreement shall be recorded at the cost of the FIRST PARTY and SECOND PARTY with the Bureau of Conveyances of the State of Hawaii.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands as of the day and year first above written.

FIRST PARTY:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SECOND PARTY:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

PRINCEVILLE AT HANAIEI COMMUNITY ASSOCIATION:

BY \_\_\_\_\_  
Its President, Robert Doyle

STATE OF \_\_\_\_\_ )  
 : SS  
COUNTY OF \_\_\_\_\_ )

On this \_\_\_\_ day of \_\_\_\_\_, 200\_\_, before me personally  
appeared \_\_\_\_\_, to me known to be the person described in and  
who executed the foregoing instrument, and acknowledged that \_\_\_\_\_ executed the same as  
\_\_\_\_\_ free act and deed.

\_\_\_\_\_  
Notary Public, State of

\_\_\_\_\_  
My Commission Expires:

STATE OF \_\_\_\_\_ )  
 : SS  
COUNTY OF \_\_\_\_\_ )

On this \_\_\_\_ day of \_\_\_\_\_, 200\_\_, before me personally  
appeared \_\_\_\_\_, to me known to be the person described in and  
who executed the foregoing instrument, and acknowledged that \_\_\_\_\_ executed the same as  
\_\_\_\_\_ free act and deed.

\_\_\_\_\_  
Notary Public, State of

\_\_\_\_\_  
My Commission Expires:

STATE OF \_\_\_\_\_ )  
 : SS  
COUNTY OF \_\_\_\_\_ )

On this \_\_\_\_ day of \_\_\_\_\_, 200\_\_, before me personally  
appeared \_\_\_\_\_, to me known to be the person described in and  
who executed the foregoing instrument, and acknowledged that \_\_\_\_ executed the same as  
\_\_\_\_ free act and deed.

\_\_\_\_\_  
Notary Public, State of

\_\_\_\_\_  
My Commission Expires:

STATE OF \_\_\_\_\_ )  
 : SS  
COUNTY OF \_\_\_\_\_ )

On this \_\_\_\_ day of \_\_\_\_\_, 200\_\_, before me personally  
appeared \_\_\_\_\_, to me known to be the person described in and  
who executed the foregoing instrument, and acknowledged that \_\_\_\_\_ executed the same as  
\_\_\_\_ free act and deed.

\_\_\_\_\_  
Notary Public, State of

\_\_\_\_\_  
My Commission Expires:

