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Return by Mail ( ) Pickup ( ) ) To: REGULAR SYSTEM

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Total Number of Pages:  
Tax Map Key No. (3) 3-1-004:002

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FROM: STATE OF HAWAII  
BOARD OF LAND AND NATURAL RESOURCES

TO: STATE OF HAWAII  
DEPARTMENT OF AGRICULTURE  
instrumentality and agency of the State of Hawaii  
235 South Beretania Street, Room 205  
Honolulu, Hawaii 96813

EXECUTIVE ORDER NO. 4481

SETTING ASIDE LAND FOR PUBLIC PURPOSES

BY THIS EXECUTIVE ORDER, I, the undersigned, Governor of the State of Hawaii, by virtue of the authority in me vested by Section 171-11, Hawaii Revised Statutes, as amended, and every other authority me hereunto enabling, do hereby order that the public land hereinafter described be, and the same is, hereby set aside for the following public purposes:

FOR AGRICULTURE PURPOSES, to be under the control and management of the State of Hawaii, Department of Agriculture, being that parcel of land situate at Kamaee-Wailua, North Hilo, Island of Hawaii, Hawaii, and identified as "Portion of Kamaee-





Wailua Government Tract, Parcel A," containing an area of 56.46 acres, more or less, RESERVING to the State of Hawaii, its successors and assigns, portion of Kamaee Trail (12 ft. wide), more particularly described in Exhibit "A" and delineated on Exhibit "B," both of which are attached hereto and made parts hereof, said exhibits being respectively, a survey description and survey map prepared by the Survey Division, Department of Accounting and General Services, State of Hawaii, both being designated C.S.F. No. 25,117 and dated September 11, 2011.

SUBJECT, HOWEVER, to the condition that upon cancellation of this executive order or in the event of non-use or abandonment of the premises or any portion thereof for a continuous period of one (1) year, or for any reason whatsoever, the State of Hawaii, Department of Agriculture shall, within a reasonable time, restore the premises to a condition satisfactory and acceptable to the Department of Land and Natural Resources, State of Hawaii.


SUBJECT, FURTHER, to disapproval by the Legislature by two-thirds vote of either the Senate or the House of Representatives or by majority vote of both, in any regular or special session next following the date of this Executive Order.

This executive order does not authorize the recipient of the set aside to sell or exchange or otherwise relinquish the State of Hawaii's title to the subject public land.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Hawaii to be affixed.  
Done at the Capitol at Honolulu this 24 day of March, 2015.

  
\_\_\_\_\_  
DAVID Y. IGE  
Governor of the State of Hawaii

APPROVED AS TO FORM:

  
\_\_\_\_\_  
JULIE H. CHINA  
Deputy Attorney General

Dated: January 29, 2015





STATE OF HAWAII

Office of the Lieutenant Governor

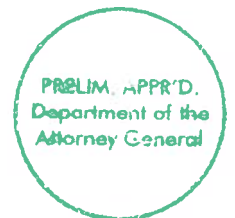
THIS IS TO CERTIFY That the within is a true copy of Executive Order No. \_\_\_\_\_ setting aside land for public purposes, the original of which is on file in this office.

IN TESTIMONY WHEREOF, the Lieutenant Governor of the State of Hawaii, has hereunto subscribed his name and caused the Great Seal of the State to be affixed.



\_\_\_\_\_  
SHAN S. TSUTSUI  
Lieutenant Governor of the State of Hawaii

DONE in Honolulu, this 7<sup>th</sup> day of  
April, A.D. 2015



1 2 3 4 5



STATE OF HAWAII  
SURVEY DIVISION  
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES  
HONOLULU

C.S.F. No. 25,117

September 15, 2011

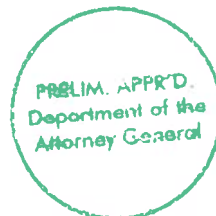
PORTION OF  
KAMAE-E-WAILUA GOVERNMENT TRACT  
PARCEL A

Kamaee-Wailua, North Hilo, Island of Hawaii, Hawaii

Being a portion of the Government Land of Kamaee-Wailua.

Beginning at the southwest corner of this parcel of land, on the east boundary of Grant 5026 to Andrew Kekahiko and on the north side of Mauka Kamaee Road (20 ft. wide), the coordinates of said point of beginning referred to Government Survey Triangulation Station "LAIMI NEW" being 10,302.96 feet North and 18,981.38 feet West, thence running by azimuths measured clockwise from True South:-

1. 145° 18' 68.60 feet along Grant 5026 to Andrew Kekahiko;
2. 148° 04' 219.20 feet along Grant 5026 to Andrew Kekahiko to the north bank of the south branch of Haunapueo Gulch;
3. Thence along Grant 8974 to Hakalau Plantation Company along the north bank of the south branch of Haunapueo Gulch and down the bank to its junction with the north branch at the middle of Haunapueo Gulch, the direct azimuth and distance being:  
231° 33' 972.50 feet;







- 4. Thence along the middle of Haunapueo Gulch along Grant 2367 to Kauaii and Kalepo and along Grant 2130 to Kamahiai and Lani, the direct azimuth and distance being:  
256° 36' 3012.50 feet;
- 5. 328° 15' 130.40 feet up the slope of Haunapueo Gulch along Grant 1057 to Manuhoa, et al.;
- 6. 328° 15' 3.00 feet along Grant 1057 to Manuhoa, et al. to the north side of Mauka Kamaee Road (20 ft. wide);
- 7. Thence along the north side of Mauka Kamaee Road (20 ft. wide), the direct azimuth and distance being:  
68° 21' 3881.09 feet  
to the point of beginning and containing an  
AREA OF 56.46 ACRES, MORE OR LESS.

RESERVING to the State of Hawaii, its successors and assigns, portion of Kamaee Trail (12 ft. wide) as shown on plan attached hereto and made a part hereof.

SURVEY DIVISION  
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES  
STATE OF HAWAII

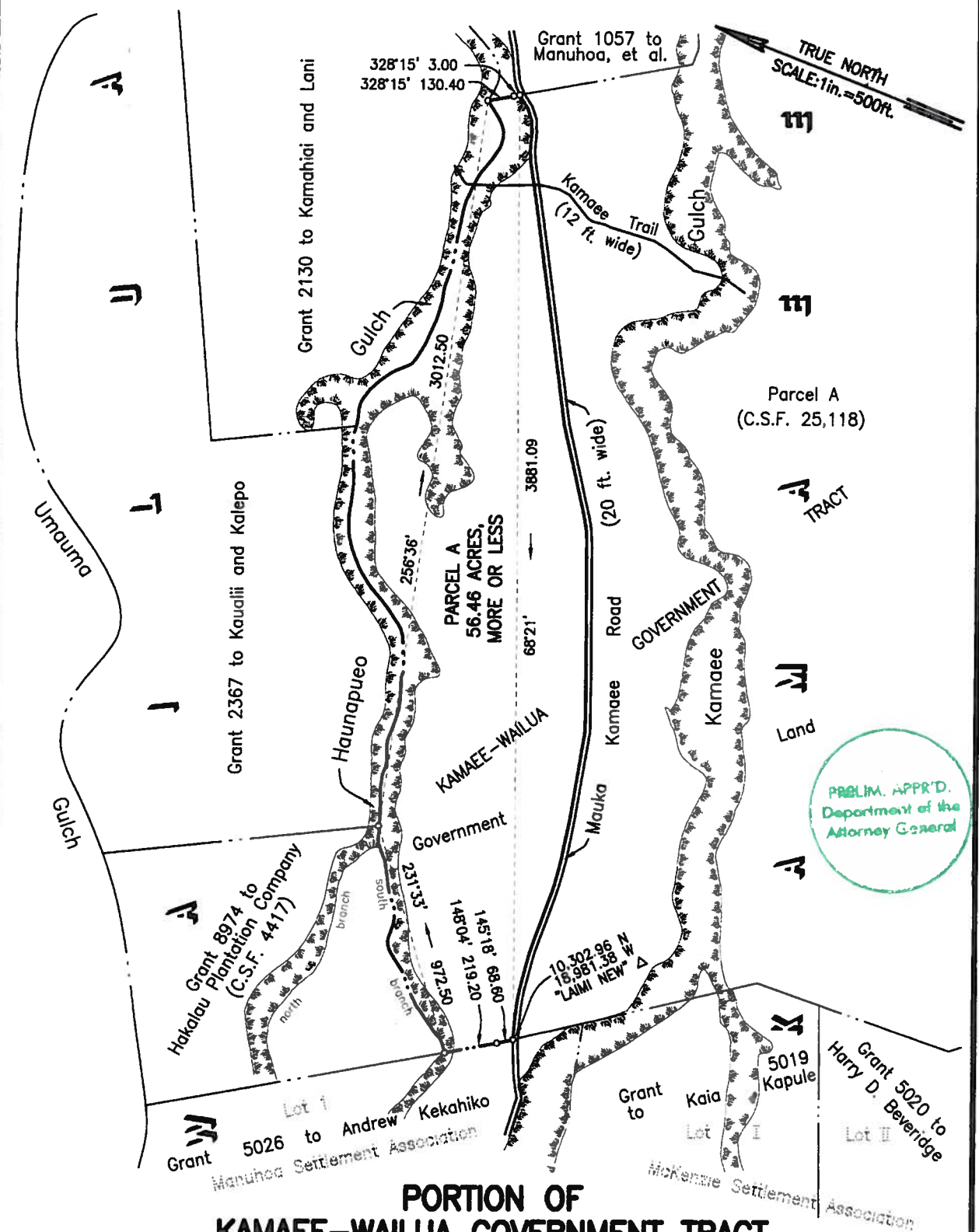
By: Glenn J. Kodani  
Glenn J. Kodani  
Land Surveyor ry

Compiled from CSF 23327 and other Govt. Survey Records.





REDUCED NOT TO SCALE



PRELIM. APPR'D.  
Department of the  
Attorney General

**PORTION OF  
KAMAEE-WAILUA GOVERNMENT TRACT  
PARCEL A**

Kamaee-Wailua, North Hilo, Island of Hawaii, Hawaii

Job H-191(11)  
C. Bk.

Scale: 1 inch = 500 feet

**EXHIBIT "B"**

TAX MAP: 3-1-04:02

SURVEY DIVISION  
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES

C.S.F. NO. 25,117

**STATE OF HAWAII**

GJK September 15, 2011



D-1

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

AMENDED

July 22, 2011

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

PSF No.:11HD-073

HAWAII

Set Aside to Department of Agriculture for Agricultural Purposes, Puna, South Hilo, North Hilo, Hamakua, North Kohala, South Kohala and Kau, Hawaii, Tax Map Keys: (3) 1-2-6:5 and 77; 1-4-34:27; 1-8-6:103; 1-9-1:18; 2-4-49:29; 3-1-4:1 and 2; 3-9-1:1 and 2; 3-9-2:7 and 8; 4-1-1:6; 4-1-5:1; 4-4-11:33; 4-6-4:1, 2, 3, 5 and 6; 4-9-11:2; 5-5-3:12, 18, 4, 5 and 6; 5-5-4:51; 5-5-6:2, 3, 4 and 15; 5-5-7:11; 8-8-4:10; 9-5-15:3; 9-6-2:55; 5-5-5:1

APPLICANT:

Department of Agriculture

LEGAL REFERENCE:

Section 171-11, Hawaii Revised Statutes (HRS), as amended.  
Act 90, Sessions Laws of Hawaii 2003.

LOCATION AND AREA:

1-2-6:5	Puna	363.098 acres, more or less
1-2-6:77	Puna	12.637 acres, more or less
1-4-34:27	Puna	2.0 acres, more or less
1-8-6:103	Puna	49.082 acres, more or less
1-9-1:18	Puna	29.88 acres, more or less
2-4-49:29	South Hilo	10.103 acres, more or less
3-1-4:1	North Hilo	505 acres, more or less
3-1-4:2	North Hilo	56.46 acres, more or less
3-9-1:1	North Hilo	186.908 acres, more or less
3-9-1:2	North Hilo	125.187 acres, more or less
3-9-2:7	North Hilo	933.136 acres, more or less
3-9-2:8	North Hilo	602.200 acres, more or less
4-1-1:6	North Hilo	86.380 acres, more or less
4-1-5:1	North Hilo	447.240 acres, more or less

*as amended*  
APPROVED BY THE BOARD OF  
LAND AND NATURAL RESOURCES  
AT ITS MEETING HELD ON *July 22, 2011*

4-4-11:33	Hamakua	5.424 acres, more or less
4-6-4:1	Hamakua	279.458 acres, more or less
4-6-4:2	Hamakua	223.505 acres, more or less
4-6-4:3	Hamakua	.960 acres, more or less
4-6-4:5	Hamakua	4.320 acres, more or less
4-6-4:6	Hamakua	15.640 acres, more or less
4-9-11:2	Hamakua	11.60 acres, more or less
5-5-3:12	North Kohala	14.370 acres, more or less
5-5-3:18	North Kohala	37.585 acres, more or less
5-5-3:4	North Kohala	138.450 acres, more or less
5-5-3:5	North Kohala	31.780 acres, more or less
5-5-3:6	North Kohala	39.100 acres, more or less
5-5-4:51	North Kohala	4.934 acres, more or less
5-5-6:2	North Kohala	44.50 acres, more or less
5-5-6:3	North Kohala	404.120 acres, more or less
5-5-6:4	North Kohala	146 acres, more or less
5-5-6:15	North Kohala	16.06 acres, more or less
5-5-7:11	North Kohala	77.40 acres, more or less
8-8-4:10	South Kona	7.85 acres, more or less
9-5-15:3	Kau	2,197.290 acres, more or less
9-6-2:55	Kau	12 acres, more or less
5-5-5:1	North Kohala	74.323 acres, more or less
TOTALS:		6,792.740 acres, more or less

ZONING AND TRUST LAND STATUS:

	State Land Use:	County CZO:	Section 5(b) lands of the Hawaii Admission Act	DHHL 30% entitlement – Yes	DHHL 30% entitlement – No
1-2-6:5	Agriculture	Agriculture	X		X
1-2-6:77	Agriculture	Agriculture	X		X
1-4-34:27	Agriculture	A-3a & A-20a	X		X
1-8-6:103	Agriculture	A-5a	X		X
1-9-1:18	Agriculture	A-20a	X		X
2-4-49:29	Agriculture		X		X
3-1-4:1	Agriculture	A-20a	X	X	
3-1-4:2	Agriculture	A-20a	X	X	
3-9-1:1	Agriculture	A-20a	X	X	
3-9-1:2	Agriculture	A-20a	X	X	
3-9-2:7	Agriculture	A-20a	X	X	

3-9-2:8	Agriculture	A-20a	X	X	
4-1-1:6	Agriculture		X		
4-1-5:1	Agriculture		X		
4-4-11:33	Agriculture	A-5a	X		X
4-6-4:1	Agriculture		X		X
4-6-4:2	Agriculture		X	X	
4-6-4:3	Agriculture		X		X
4-6-4:5	Agriculture		X	X	
4-6-4:6	Agriculture		X	X	
4-9-11:2	Agriculture	A-40a	X		X
5-5-3:12	Agriculture	A-20a	X		X
5-5-3:18	Agriculture	A-20a	X		X
5-5-3:4	Agriculture	A-20a	X		X
5-5-3:5	Agriculture	A-20a	X		X
5-5-3:6	Agriculture	A-20a	X		X
5-5-4:51	Agriculture	A-20a	X		X
5-5-6:2	Agriculture	A-20a	X		X
5-5-6:3	Agriculture	A-20a	X		X
5-5-6:4	Agriculture	A-20a	X		X
5-5-6:15	Agriculture	A-20a	X		X
5-5-7:11	Agriculture	A-20a	X		x
8-8-4:10	Agriculture	A-5a	X		X
9-5-15:3	Agriculture	A-20a	X	X	
9-6-2:55	Agriculture		X		X
5-5-5:1	Agriculture		X		x

CURRENT USE STATUS:

GL 5535	Edward Lee & Lucia Lee	Pasture	Lease to expire on December 16, 2027	\$4,300/year
GL 5537	Gilbert Uyeda & Mariko Uyeda	Intensive agriculture	Lease to expire on July 1, 2032	\$1,250/year
GL 4642	Maluhia Farms, LLC	General agriculture	Lease to expire on May 7, 2035	\$4,400/year
Vacant				
GL 5905	Green Point Nurseries, Inc.	Intensive agriculture	Lease to expire on January 31, 2037	\$1,730/year
RP 7362	Norman Medeiros, Sr.	Pasture		\$996/year
GL 5811	Jackson Thong	Intensive	Lease to expire	\$5,500/year

18,176

	& Mandy Thong	agriculture	on September 30, 2035	
GL 5586	Island Dairy, Inc.	Dairying	Lease to expire on June 4, 2033	\$19,780/year
RP 7416	David Pellani	Intensive agriculture		\$2,160/year
GL 5550	Triple D Ranch, Inc.	General agriculture	Lease to expire on June 29, 2033	\$6,840/year
RP 7535	Margaret Loo	Diversified agriculture		\$1,716/year
GL 5356	Alvin Kawamoto	General agriculture	Lease to expire on December 31, 2028	\$2,155/year
GL 5573	Island Harvest Inc.	Intensive agriculture	Lease to Expire on December 31, 2028	\$2,820/year
GI 5572	Boteilho Hawaii Enterprises, Inc.	Pasture	Lease to expire on February 7, 2019	\$7,178/year
GL 5539	William Wong	Intensive agriculture	Lease to expire on August 30, 2032	\$890/year
GL 4950	Boteilho Hawaii Enterprises, Inc.	Dairying	Lease to expire on March 31, 2020	\$21,400/year
RP 7312	George Freitas Dairy, Inc.	Pasture		\$756/year
GL 4790	Fred Soriano	Diversified agriculture	Lease to expire on March 22, 2017	\$3,200/year
RP 7269	Kuahiwi contractors, Inc.	Pasture		\$5,580/year
RP 7424	ML Macadamia Orchards, L.P.	Macadamia orchard		\$552/year
GL 5574	Boteilho Hawaii Enterprises, Inc.	Pasture	Lease to expire on February 7, 2019	\$1,237.92/year
<b>TOTALS:</b>				<b>\$94,441/year</b>



PURPOSE:

Agriculture purposes.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

This action before the Board is merely a transfer of management jurisdiction and does not constitute a use of State lands or funds, and therefore, the provisions of Chapter 343, HRS, relating to environmental impact statements do not apply. Inasmuch as the Chapter 343 environmental requirements apply to Applicant's use of the lands, the Applicant shall be responsible for compliance with Chapter 343, HRS, as amended.

Furthermore, even if Chapter 343 were applicable, the action would be exempt from the preparation of an environmental assessment pursuant to Hawaii Administrative Rules, Section 11-200-8(a), Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Class No. 4, that states "Minor alteration in the conditions of land, water, or vegetation."

APPLICANT REQUIREMENTS:

None

BACKGROUND:

The Legislature in 2003 found that certain public lands classified for agricultural use by the Department of Land and Natural Resources (DLNR) could be transferred and perhaps better managed by the Department of Agriculture (DOA) for the promotion and farms on as widespread a basis as possible which is established by Article XI, Section 10 of the State Constitution. This resulted in the passing and signing of Act 90, Session Laws of Hawaii 2003. (Exhibit B.) Later, Act 235, Session Laws of Hawaii 2005 passed establishing a non-agricultural park lands special fund at DOA for the collection of lease rents, fees, penalties, and any other revenue or funds collected from non-agricultural park lands that are transferred, or in the process of being transferred from DLNR to DOA. Act 90 specifically stated that the transfer of the lands was subject to the mutual agreement and approval of both the BOA and the BLNR. BOA approved this request.

There are some requirements as to the DLNR properties that can be transferred, e.g. the lessees on the properties shall not be in arrears of taxes, rents; in compliance with the terms and conditions.

The Land Board at its December 9, 2005 meeting, under agenda item D-1, approved staff's recommendation subject to the Board of Agriculture approval, recommend to the Governor

the issuance of a set aside to Department of Agriculture for agricultural purposes various properties managed by Land Division. The transfer listing involved approximately 4,689.066 acres (1,223.610 acres on Oahu + 1,042.530 acres on Maui + 286.180 acres on /Molokai + 1,953.490 acres on Hawaii + 183.256 acres on Kauai). As of March 1, 2011, 3,019.563 acres has been transferred to DOA via various Executive Orders. Those properties still pending cover problem tenants, DOA doesn't want lands/tenant, and lands that are to be transferred to another government agency.

The Board of Agriculture at its meeting held on May 25, 2010, approved the transfer of 23 general leases, 13 revocable permits and 1 vacant property. (Exhibit C.)

**STAFF ANALYSIS:**

Staff separated DOA's request by island to give staff and government agencies sufficient time to review the properties. This submittal will only cover the Island of Hawaii.

The highest and best for these parcels will be for agriculture purposes. The existing use of agriculture will not change.

DOA is charged with maintaining agricultural land and water resources for Hawaii's agricultural industry. DOA understands the issues confronting the farmers and provides other services that affect their overall business such as pesticide, water, etc.. A one-stop shop for small farmers. The intent of Act 90 was to ensure long-term productive use of public lands leased or available for agricultural purposes. While private landowners are readily developing their agricultural lands into upscale residential subdivisions, the proposed transfer to DOA will mandate these public lands be kept in agriculture use.

At this time, Tax map keys: (3) 9-6-2:5, 10, 13; 9-8-1:9, 10, 11, 12 and 13; 9-6-11:2. The Division of Forestry & Wildlife is considering these State properties as possible candidates for resource protection and addition to the forest reserve.

Tax map key: (3) 1-2-6:19 consists of 816 acres of which DOA only wants the tenant that is occupying 600 acres. The management of the balance will remain with Land Division as vacant, unencumbered. Per DOA staff, changing the zoning or subdivision, if necessary should be done by DLNR or DLNRs' tenant not DOA. Staff notes, DLNR never incurs additional costs when transferring lands to another State agency. Those costs are normally paid by the requesting State agency. Therefore, this property was not included in this submittal.

Recently, the Land Board at its meeting of June 23, 2011 (D-7) authorized the issuance of a new lease to Boteilho Hawaii Enterprises, Inc. for dairy purposes covering State lands currently encumbered by General Lease Nos. S-4950, S-5572 and S-5574. The new lease will consists of approximately 879.549 acres. Staff notes that DOA's request did not include 1 lease (General Lease No. S-5574). Therefore, since all of the State properties will be

consolidated into 1 lease, it is appropriate that we include tax map key: (3) 5-5-5:1.

Comments were solicited from:

DHHL	See remarks below.
Division of Aquatic Resources	No response
Historic Preservation	No response
Division of Forestry & Wildlife	No objections, but require access to adjacent DOFAW program areas be preserved.
Division of State Parks	No objections
Commission on Water Resource Management	No response
County of Hawaii, Planning Department	No objections
OHA	No response

The Division of Forestry and Wildlife is requesting that provisions be placed in the executive order document ensuring access to adjacent DOFAW program areas be preserved. They involve:

- |                                   |  |
|-----------------------------------|--|
| Tax map keys: 3-1-4:1 and 2       | Keep the public road between the parcels open. This is the access to the Hilo Forest Reserve.              |
| Tax map keys: 3-9-2:7 and 8       | Keep the public road open. This is the access to the Humuula Trail.  |
| Tax map keys: 4-6-4:1, 2, 3, 5, 6 | Allow DOFAW management access to the Hamakua Forest Reserve.   |
| Tax map key: 9-5-15:3             | Public access to the Kau Forest Reserve must be preserved pursuant to Governor's Executive Order No. 4126. |

Late comment was submitted by DHHL requesting this submittal be held in abeyance until DLNR, DOA & ADC meet to discuss improving DHHL homestead agricultural and ranch program. A meeting has not been scheduled, but DLNR has indicated a willingness to meet. These properties have been approved by the Board of Agriculture. There are no other pertinent issues or concerns.

**RECOMMENDATION:** That the Board:

1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.

2. Approve of and recommend to the Governor the issuance of an executive order setting aside the subject lands to Department of Agriculture under the terms and conditions cited above, which are by this reference incorporated herein and subject further to the following:
- A. The standard terms and conditions of the most current executive order form, as may be amended from time to time;
  - B. Disapproval by the Legislature by two-thirds vote of either the House of Representatives or the Senate or by a majority vote by both in any regular or special session next following the date of the setting aside;
  - C. Review and approval by the Department of the Attorney General; and
  - D. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.
  - E. Include Division of Forestry and Wildlife requirements for various tax map keys to ensure that access to adjacent DOFAW program areas is preserved.
3. Authorize the transfer of General Lease No. S-5535, General Lease No. S-5537, General Lease No. S-4642, General Lease No. S-5905, Revocable Permit No. S-7362, General Lease No. S-5811, General Lease No. S-5586, Revocable Permit No. S-7416, General Lease No. S-5550, Revocable Permit No. S-7535, General Lease No. S-5356, General Lease No. S-5573, General Lease No. S-5572, General Lease No. S-5539, General Lease No. S-4950, Revocable Permit No. S-7312, General Lease No. S-4790, Revocable Permit No. S-7269, General Lease No. S-5574 to the Department of Agriculture.

Respectfully Submitted,



Charlene Unoki  
Assistant Administrator

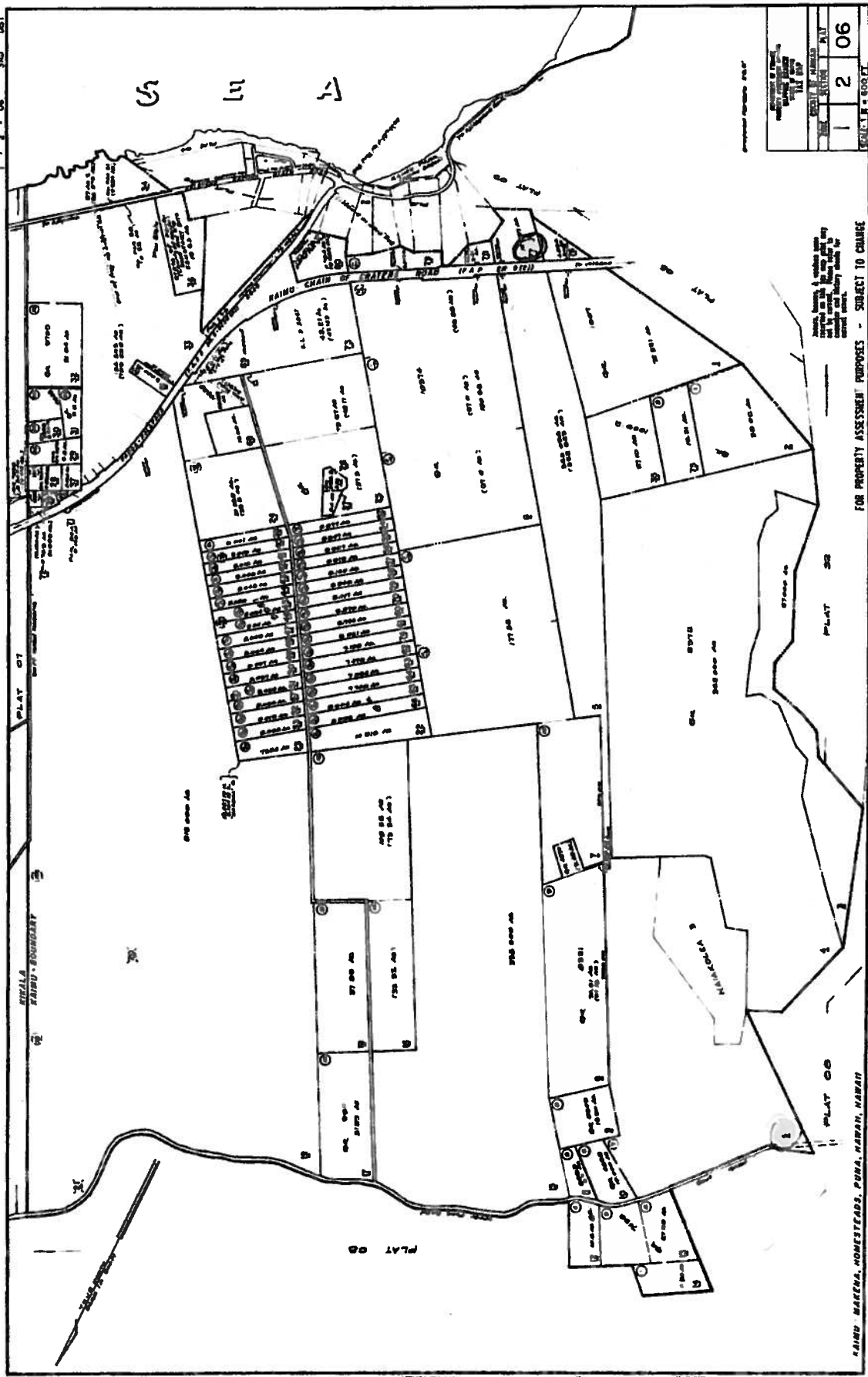
APPROVED FOR SUBMITTAL:

  
\_\_\_\_\_  
William J. Aila, Jr., Chairperson

**ITEM D-1, JULY 22, 2011**  
**APPROVED AND AMENDED:**

After further consultation with DOFAW, staff is recommending the deletion of TMK: (3) 1-4-34:27 from list of properties covered by the submittal. DOFAW advises that this parcel is in the Nanawale Forest Reserve and certain statutory procedures will need to be followed to withdraw the land from the forest reserve before it can be set aside to DOA. DOFAW staff will bring a separate submittal to the Board regarding this parcel in the future. Accordingly, the submittal should be amended to delete all references TMK: (3) 1-4-34:27, General Lease No. S-5537 that encumbers the parcel, and all other descriptive information in the submittal relating to the parcel. The total transfer area of 6,792.740 acres shown in the table on page 2 of the submittal should be reduced to 6,790.940 acres to reflect the exclusion of the two-acre parcel from the transfer. Similarly, the total annual rental income figure of \$94,441 shown in the table on page 4 of the submittal should be reduced by \$1,250 to \$93,191 to reflect the exclusion of the parcel from the transfer. All other terms and conditions of the submittal to remain the same.

1 2 06

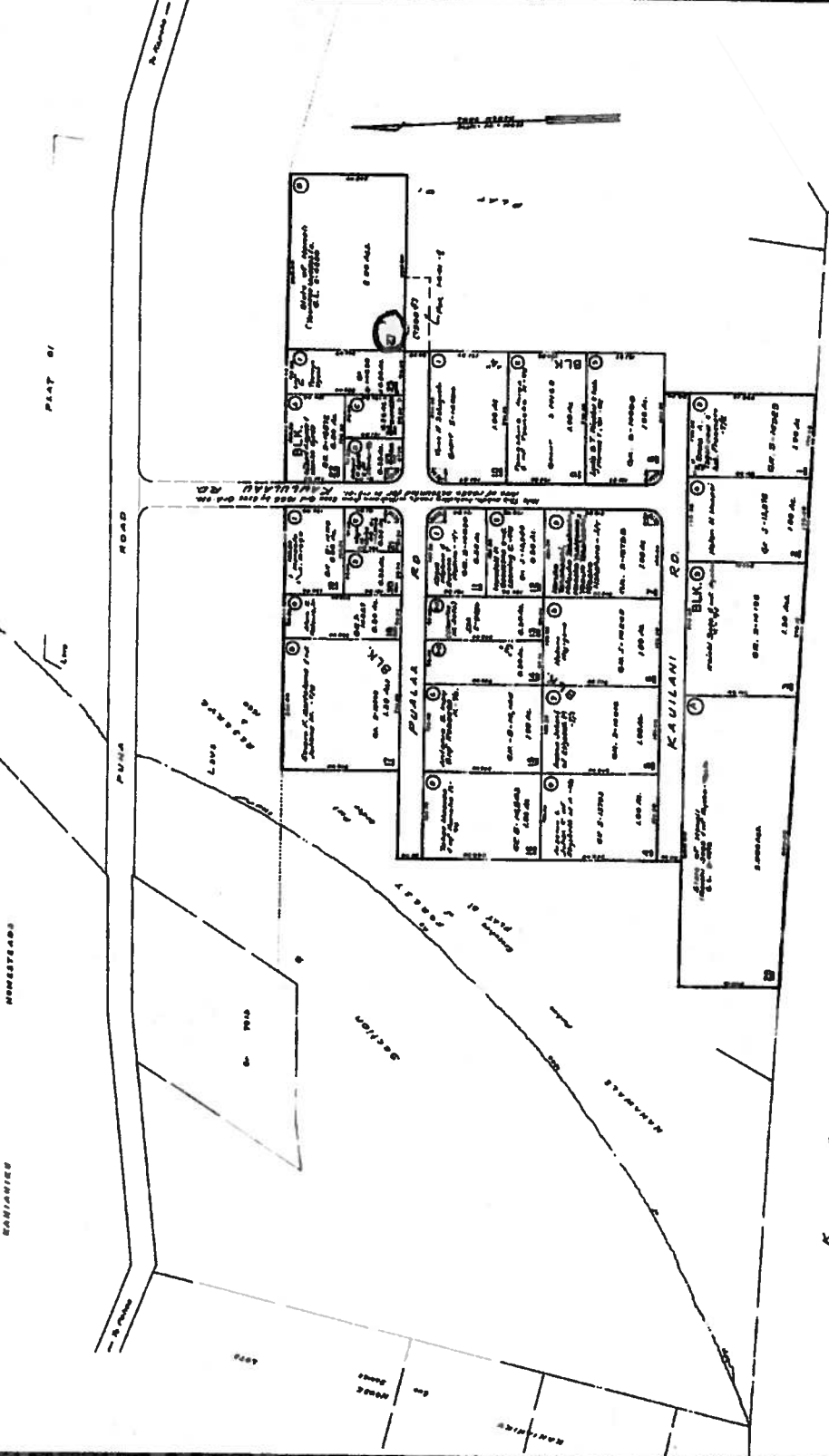


NO.	1	2	06
DATE			
BY			
FOR			

FOR PROPERTY ASSESSMENT PURPOSES - SUBJECT TO CHANGE

RAINU, KAWAHOE, HOMESTEADS, PUNA, HAWAII, HAWAII

# EXHIBIT "A"



DEPARTMENT OF TAXATION	
VALUATION MAPS DIVISION	
TAX MAP	
1	4 34
KAPAE MAHU VILLAGE SITE	

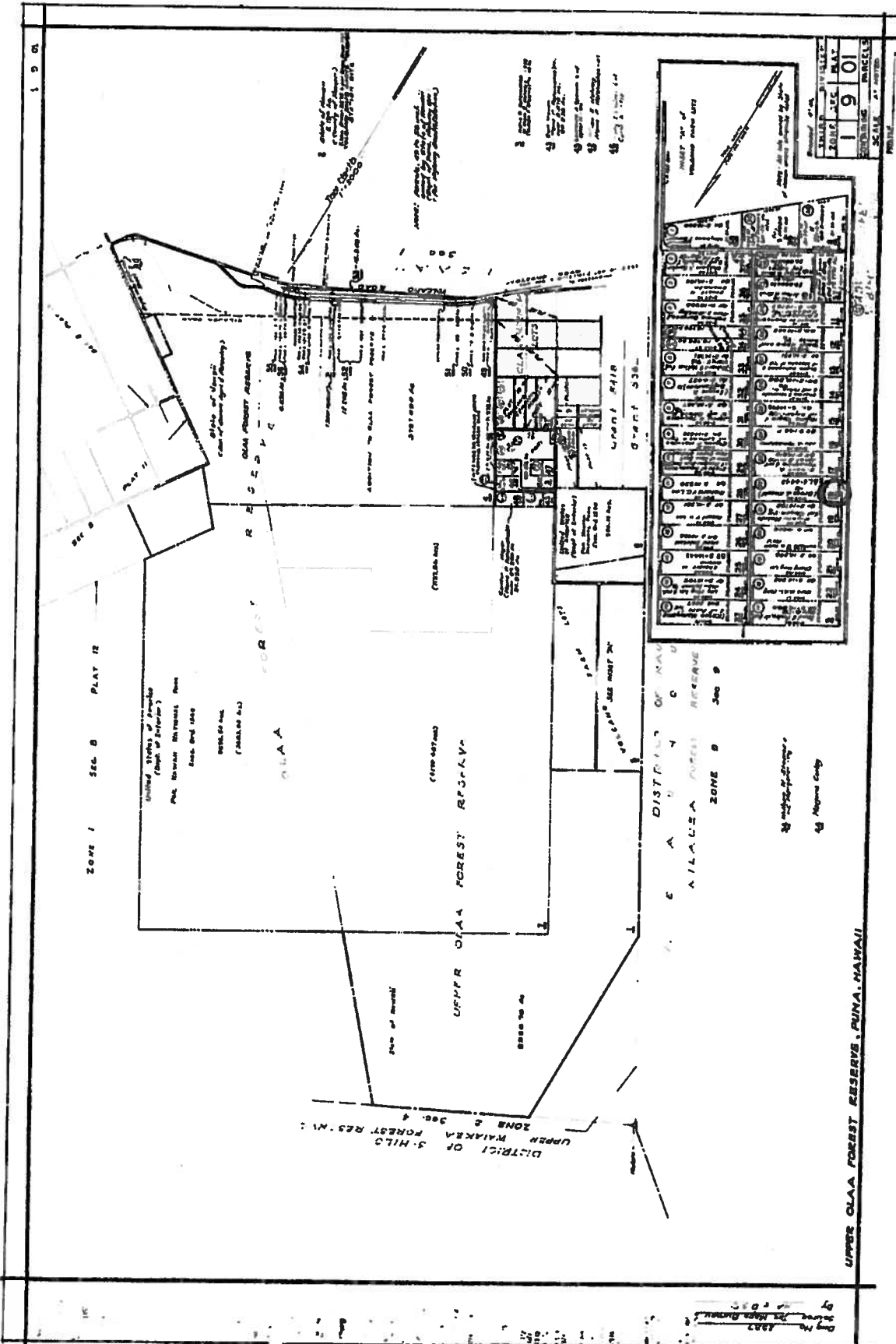
FOR REAL PROPERTY TAXATION PURPOSES  
SUBJECT TO CHANGE

KAPAE MAHU VILLAGE SITE, KAPAE MAHU, PUNA, HAWAII (Continued from p. 4-33)

PLAT NO. 5344  
REV. 9/11/82  
BY: L.A.L./D.L.







1901

TITLE BLOCK  
 1901  
 SCALE AS SHOWN  
 SHEETS

ZONE 1 SEC 8 PLAT 12

United States of America  
 (Dept. of Interior)  
 Public Domain  
 Section 8  
 Plat 12

O'AHU FOREST RESERVE

UPPER O'AHU FOREST RESERVE

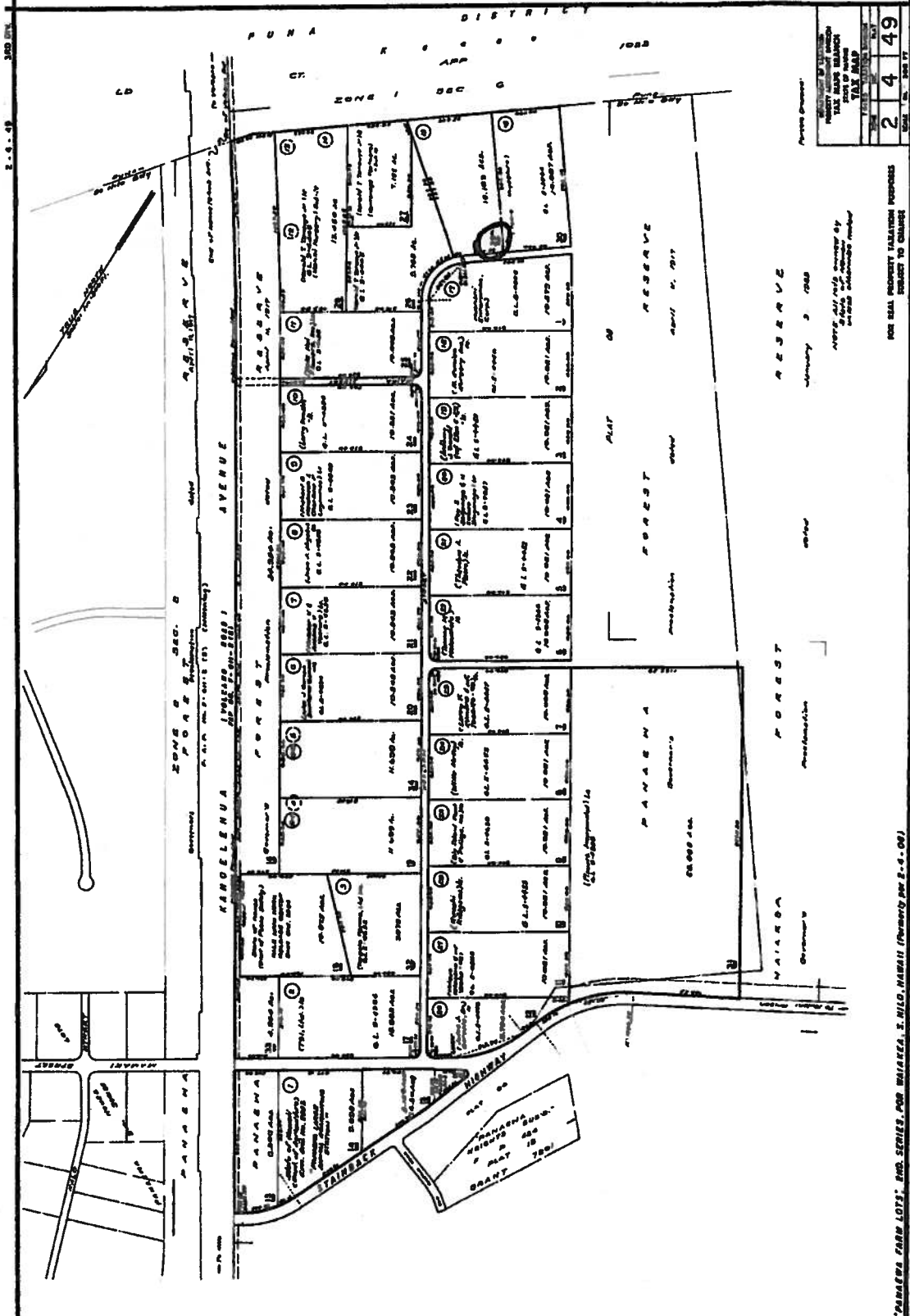
DISTRICT OF HAWAII  
 AILAUHA FOREST RESERVE  
 ZONE 8 SEC 9

UPPER O'AHU FOREST RESERVE, PUNA, HAWAII

DISTRICT OF HAWAII  
 UPPER WAIKAE FOREST RESERVE  
 ZONE 2 SEC 4

Date No. 1901  
 Surveyed by [Name]

2-4-49



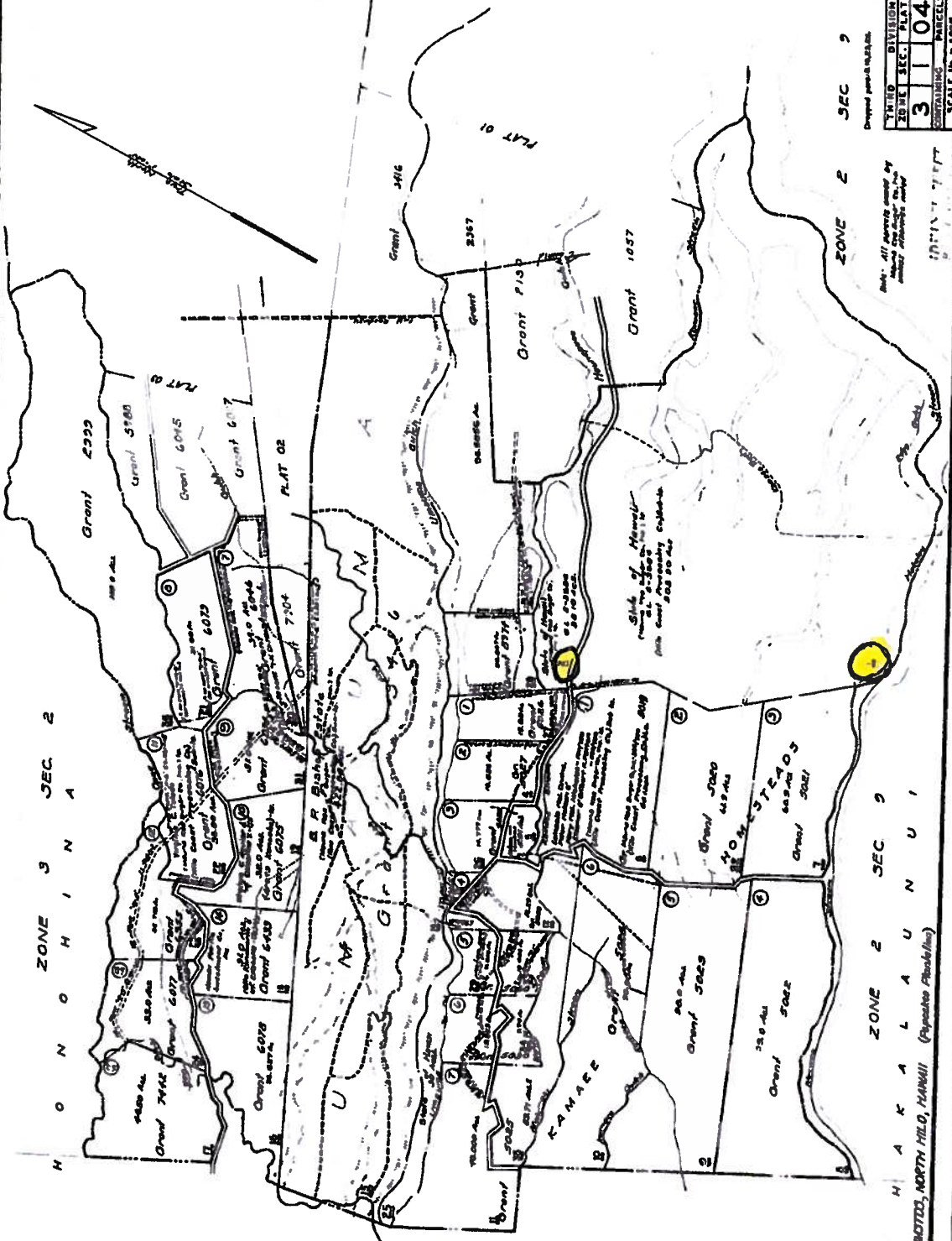
PLAT NO.	2449
DATE	NOV 17 1948
SCALE	AS SHOWN
TAX MAP	
RECORD NO.	10000

FOR REAL PROPERTY TAXATION PURPOSES  
 SUBJECT TO CHANGE

PASAREWA FARM LOTS, END SERIES, FOR WAIAKEA, I. HIG. HARRIS (PLAT NO. 2-4-49)

PLAT NO. 2449  
 DATE NOV 17 1948  
 SCALE AS SHOWN  
 TAX MAP

3 1 04



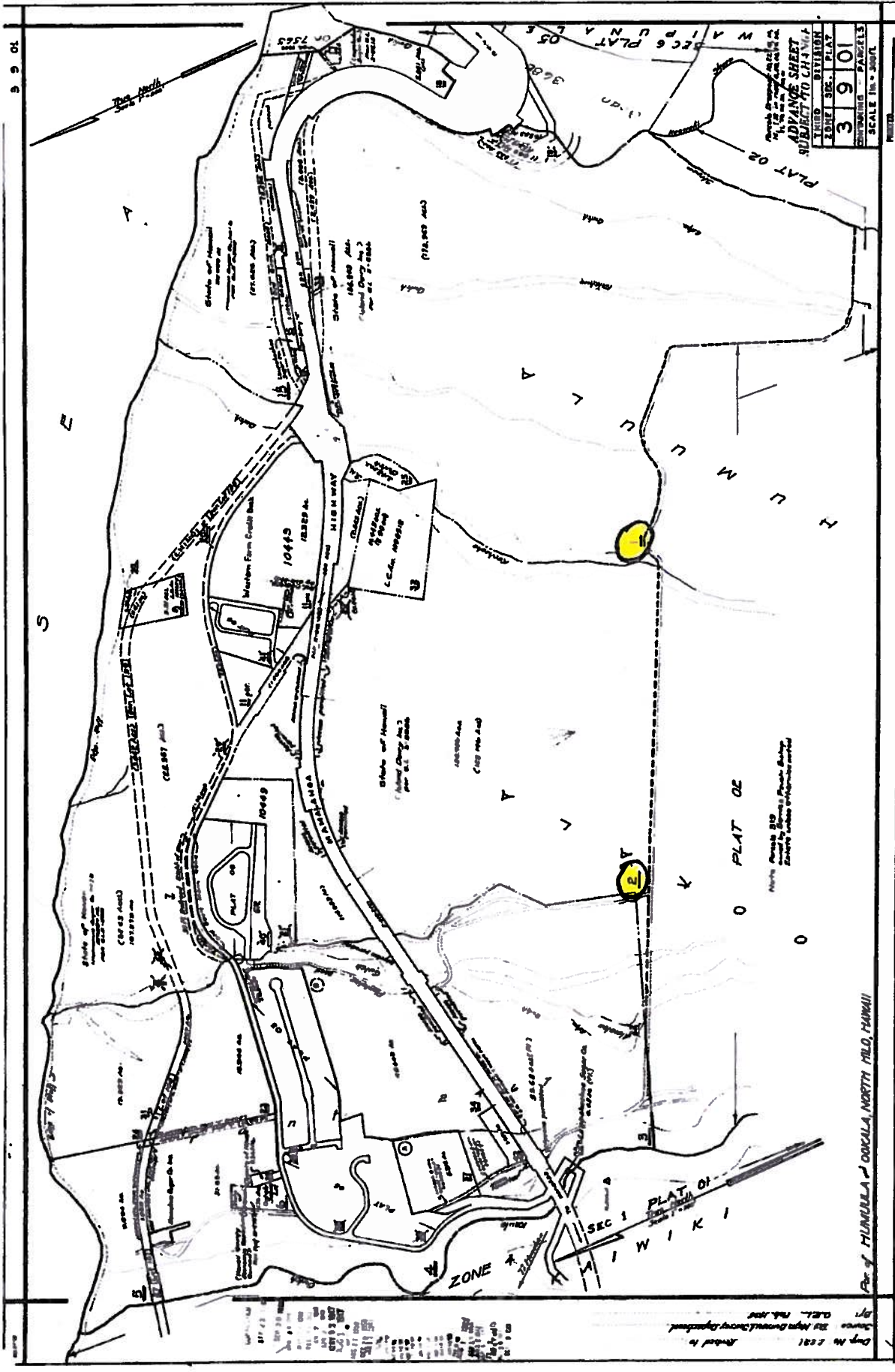
FILED	DIVISION
3	SEC. 1 PLAT
04	CONTAINING
PARCELS	SCALE 1/4" = 100'

NOTE: All parties named by name in this map are deemed to have notice of the contents of this map.

107-11-7 7177

Dep No 4229  
 Date Jan 1938  
 Office of the Surveyor General  
 Honolulu, Hawaii

9 9 01



ADVANCE SHEET  
SUBJECT TO CHANGING

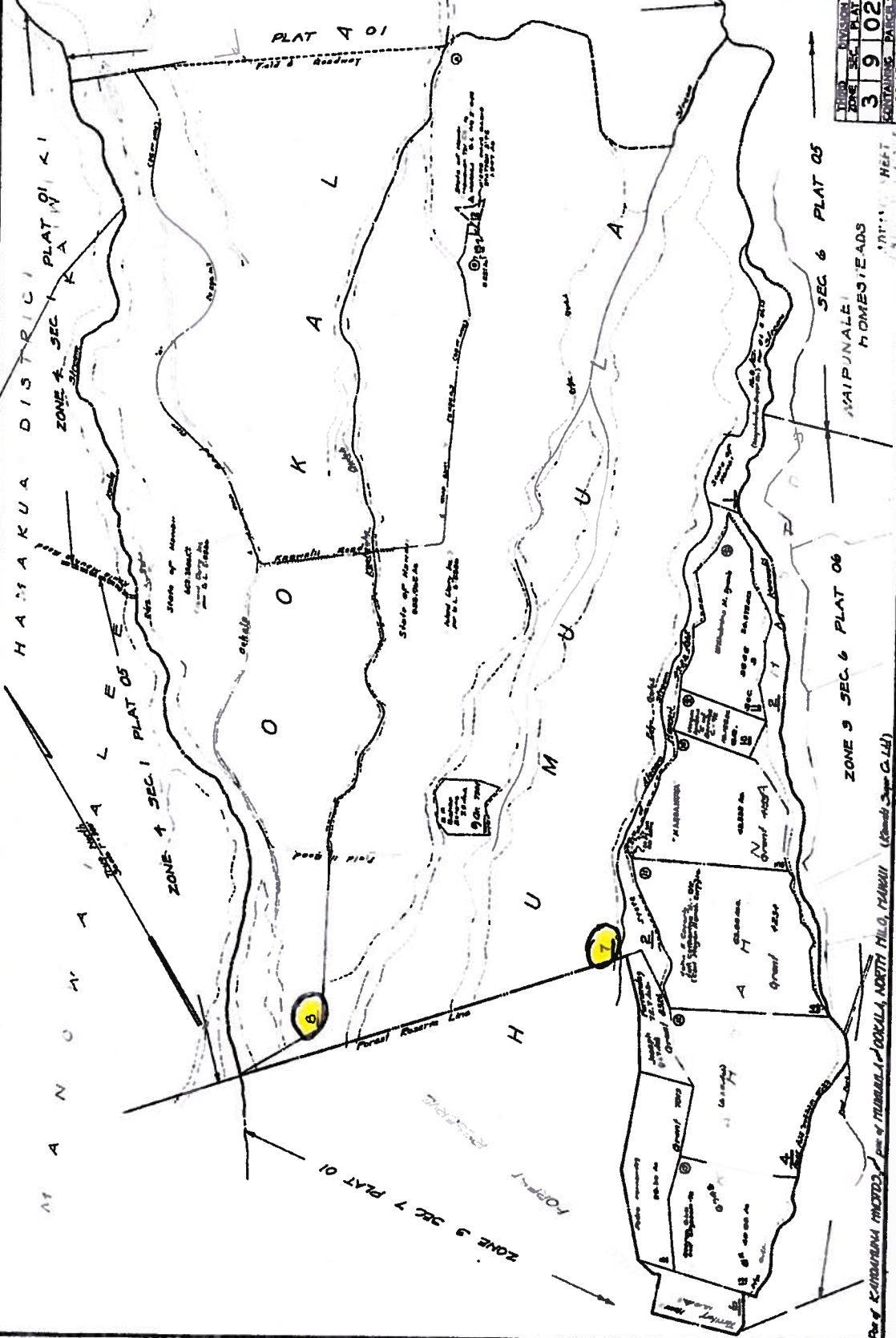
THIRD DIVISION	3901
ZONE 300 - PLAT	101
CONTAINING PARCELS	
SCALE 1" = 200'	

Part of MUNIULA of OOKILA, NORTH HILD, HAWAII

Drawn by: [illegible]  
Checked by: [illegible]  
Date: [illegible]



3 9 02



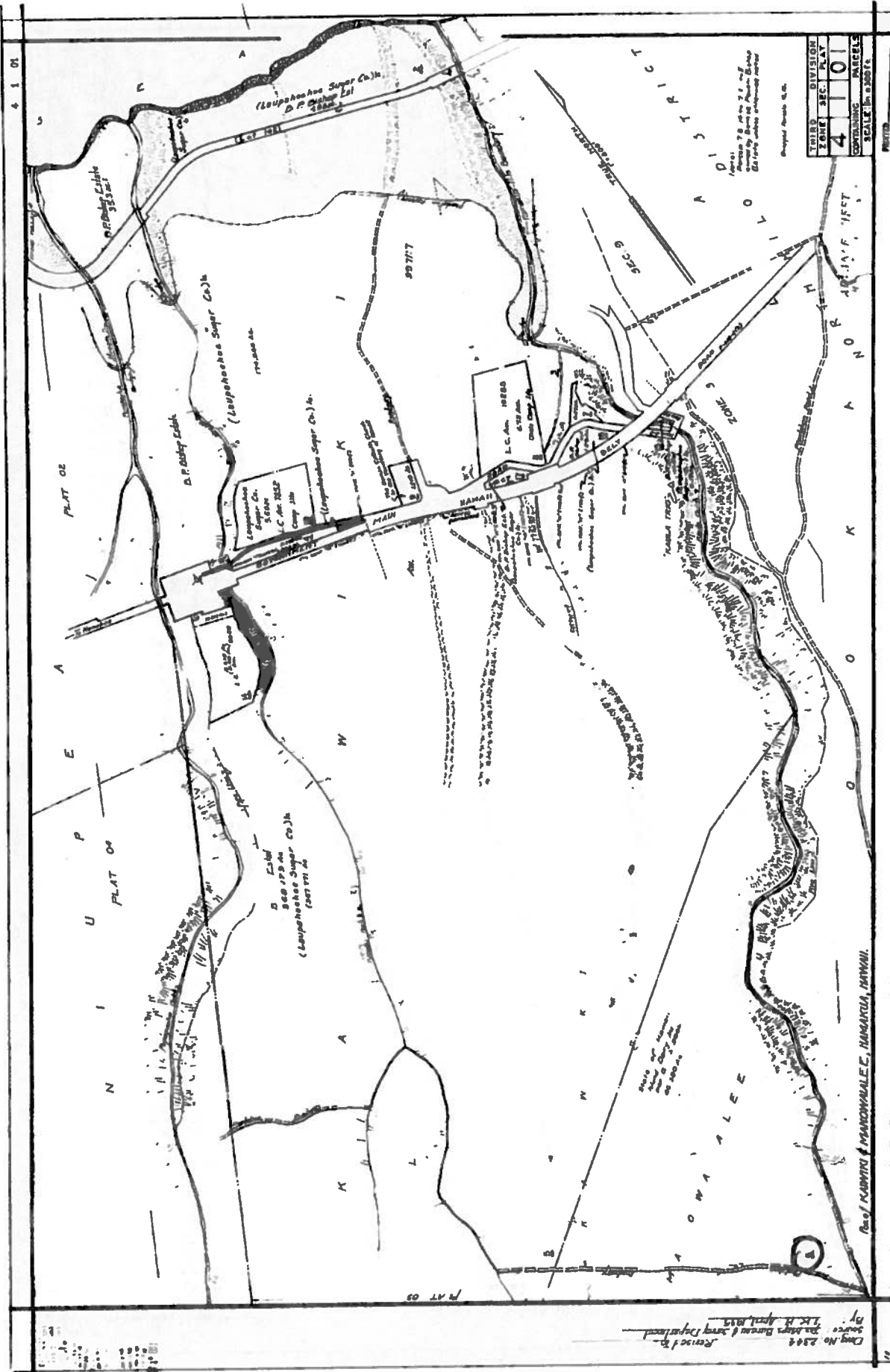
TOWN	DIVISION
ZONE	SEC. PLAT
3	9 02
CONTAINING PARCELS	
SCALE: 1" = 300'	

SEC 6 PLAT 05  
 MAIPUNALEI  
 HOMESTEADS

ZONE 3 SEC 6 PLAT 06

ZONE 3 SEC 6 PLAT 05  
 MAIPUNALEI  
 HOMESTEADS  
 (Bound. Supp. C. 111)

By me 1902  
 Some Reservations, Survey Department  
 of Hawaii, H. O. O.



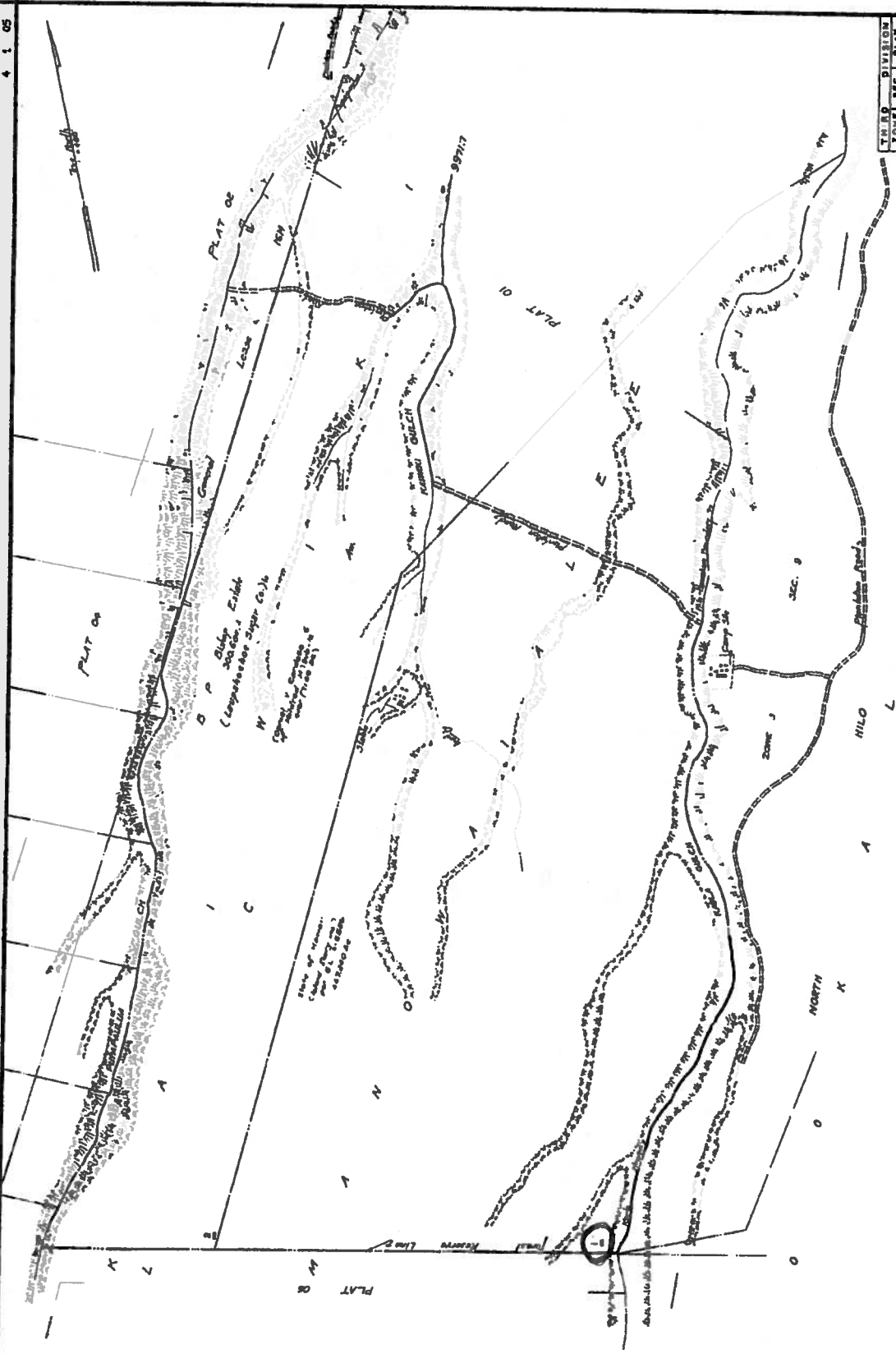
4 1 01

TOPO	DIVISION
ZONE	SEC. PLAT
4	101
CONTAINING PARCELS	
SCALE 1" = 400 FT.	

Original Plans 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

City No. 2544  
 Revised by  
 L.R. & A. April 1955  
 Source: Sanborn Bureau of Survey Department

Part of KANIHALE, NIIHAU, HAWAII.



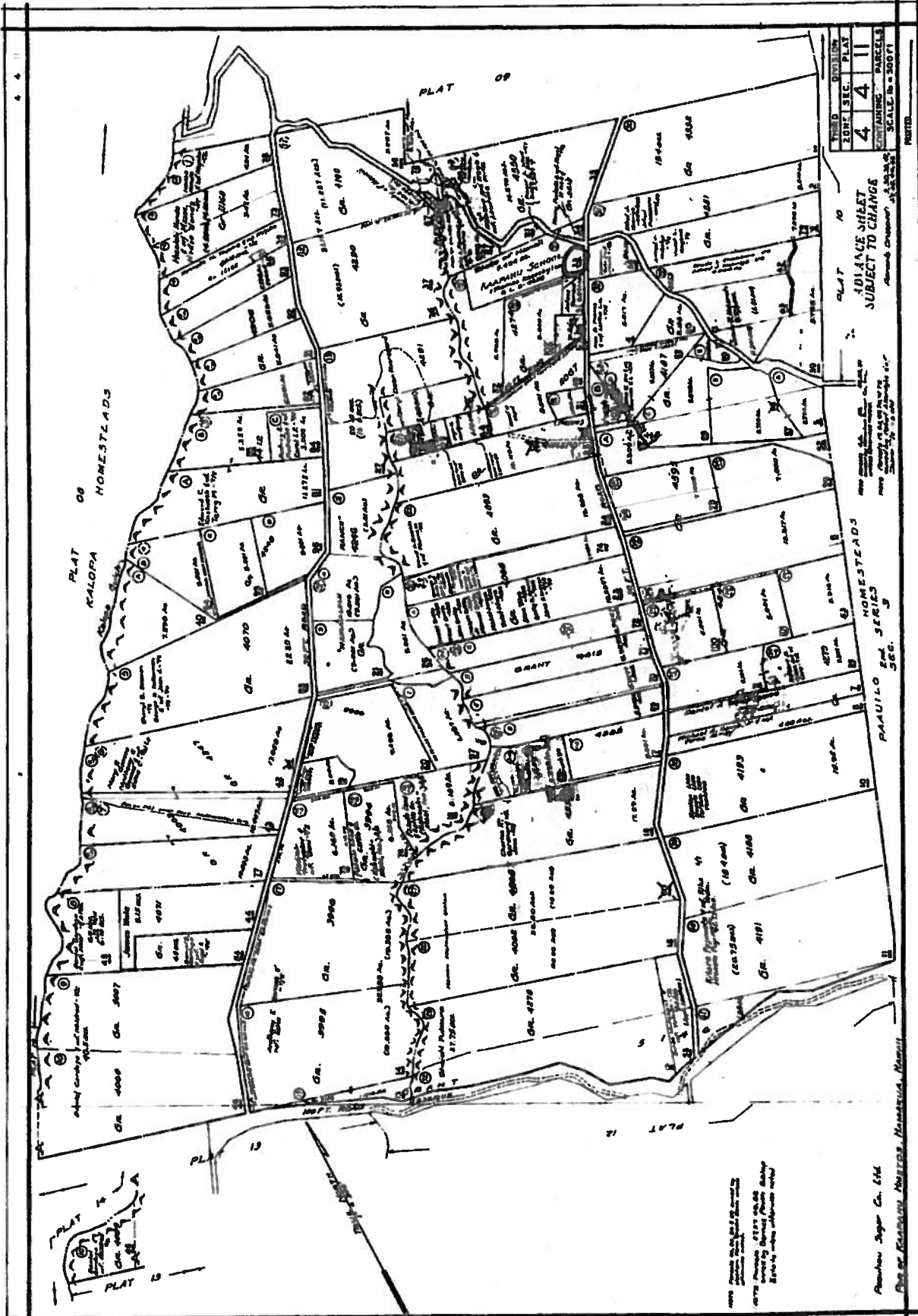
THIRD DIVISION	4
ZONE SEC. PLAT	1 05
CONTAINING 2 PARCELS	
SCALE 1/2" = 400 FT.	

**ADVANCE SHEET  
SUBJECT TO CHANGE**

DISTRICT 4

Co. of MANORVILLE & KAIRRE, MANAKUA, MAHOLI

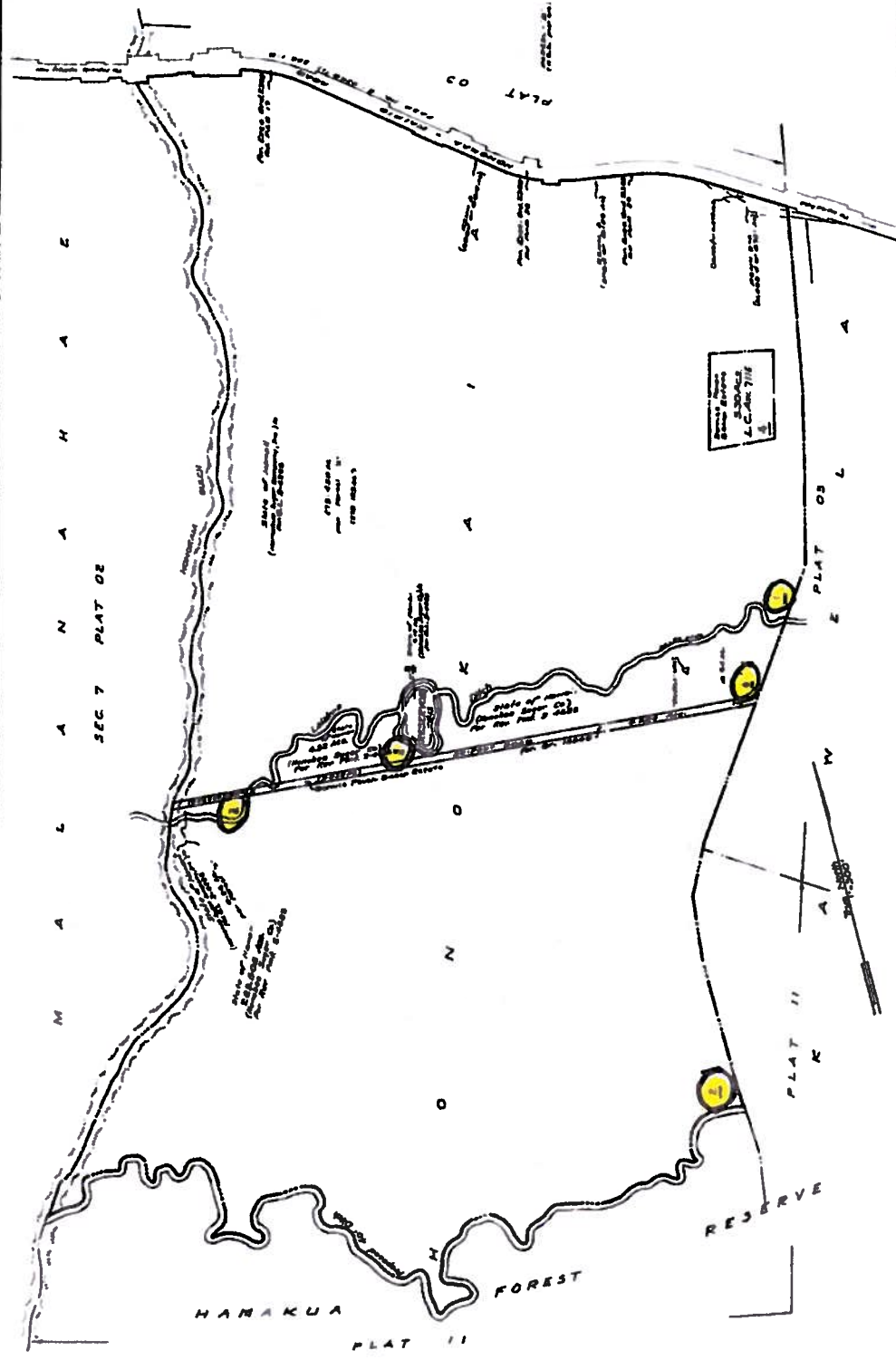
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 Checked by: [illegible]  
 Date: [illegible]



DRAWN BY H.H. JONES  
 DATE 1925  
 SCALE IN - 300 FT  
 ADVANCE SHEET SUBJECT TO CHANGE  
 PLAT NO. 44  
 ZONING PARCELS  
 SCALE IN - 300 FT  
 PLAT NO. 44  
 ZONING PARCELS  
 SCALE IN - 300 FT  
 DRAWN BY H.H. JONES  
 DATE 1925



4 6 04



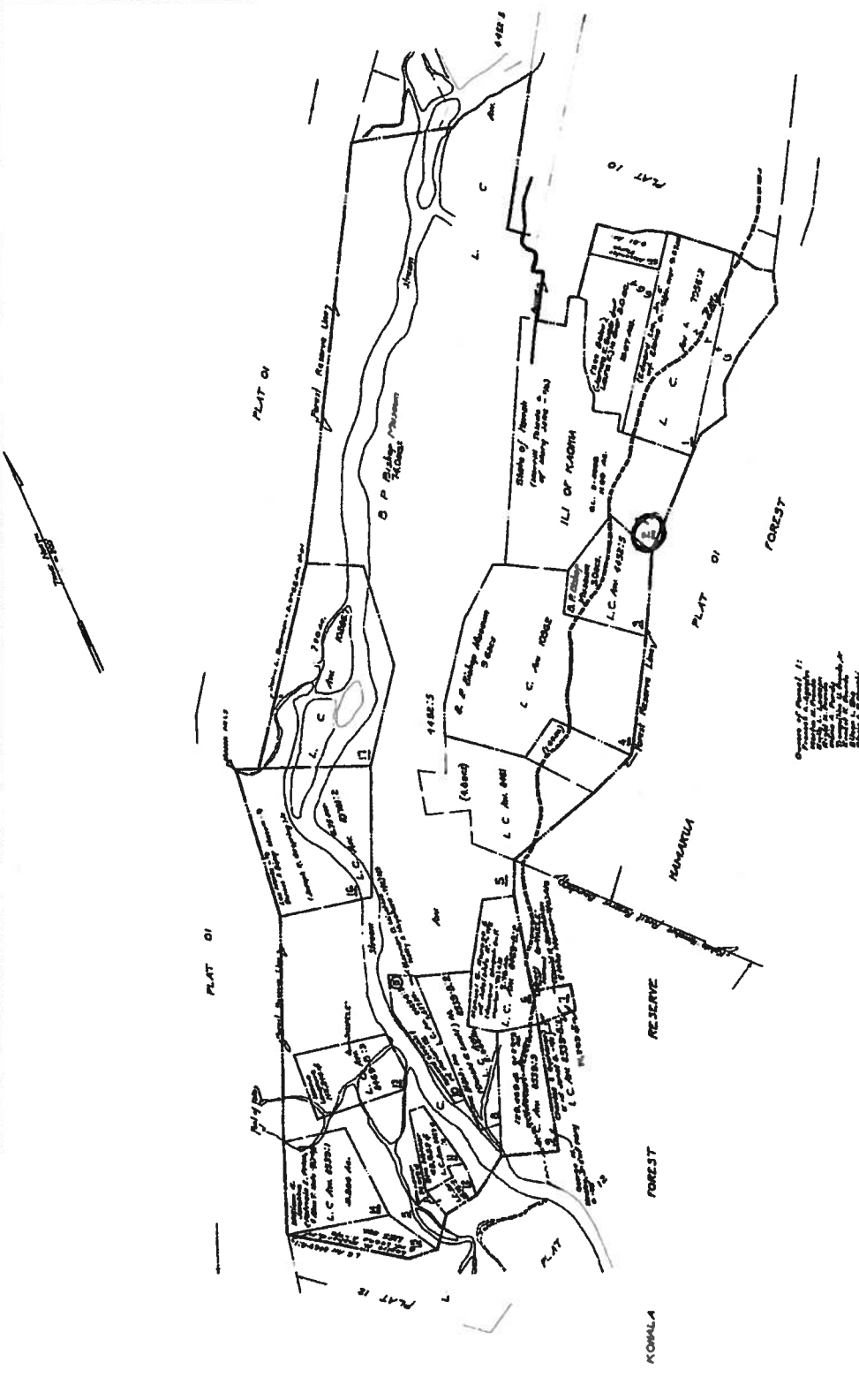
TRIM	4
DIVISION	6
SECTION	04
PLAT	
SCALE	1" = 200' R

ADJ. 4-1-11. LEFT  
SUBJECT TO CHANGE.

State of Hawaii  
Hawaii Sugar Co.  
4-1-11-111

FOR HONOLULU, HAWAII, HAWAII - (Honolulu Sugar Co.)

Map No. 6531  
Source: Topographic Bureau & Survey Dept.  
of P. H. I. R. L. June 1923



YEAR	DIVISION
1941	313
4	9
11	
SCALE IN METERS	

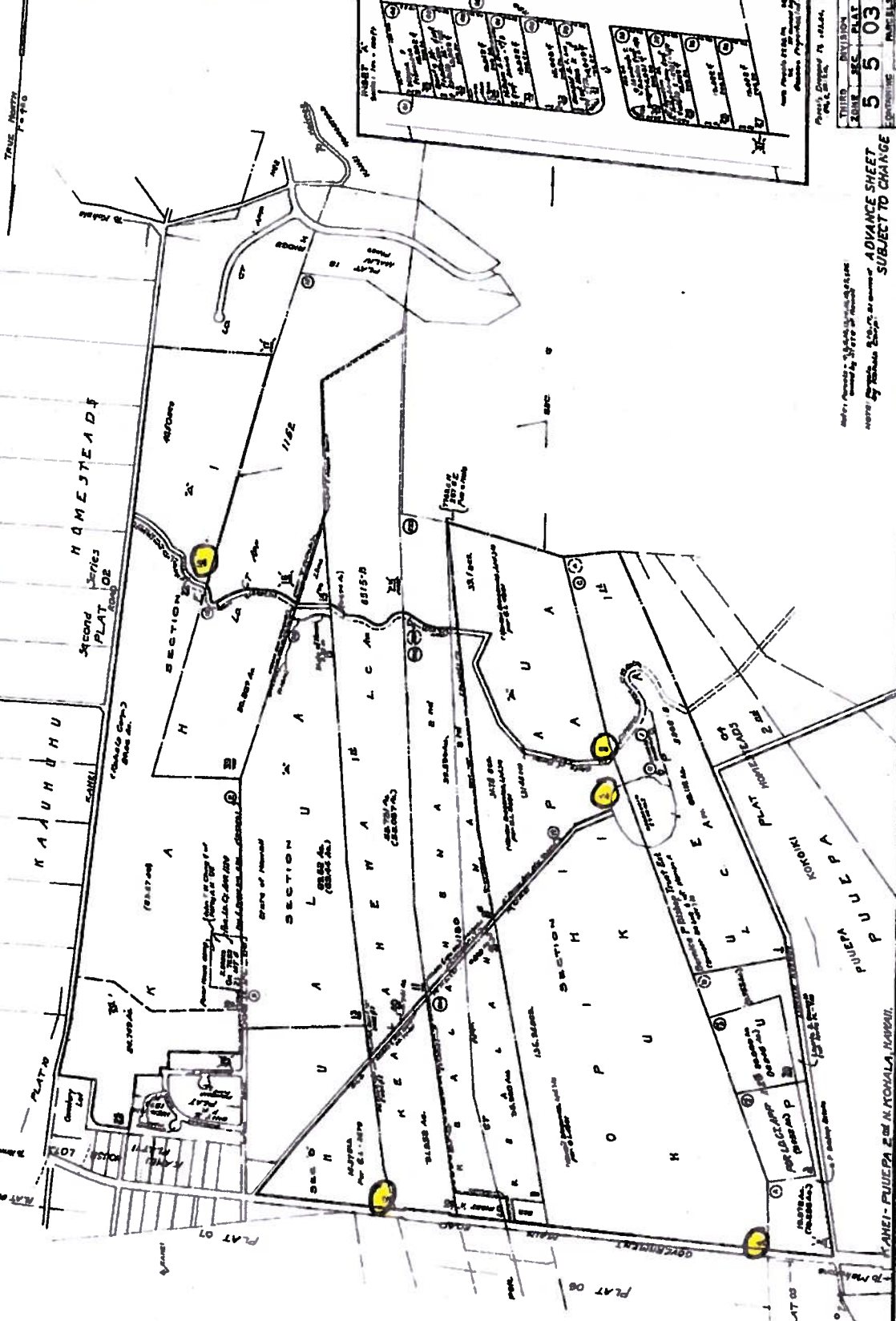
RESERVE  
 ADMINISTRATION  
 SURVEY DEPARTMENT

- 1. All areas shown on this map are reserved for the use of the Government.
- 2. All areas shown on this map are reserved for the use of the Government.
- 3. All areas shown on this map are reserved for the use of the Government.
- 4. All areas shown on this map are reserved for the use of the Government.
- 5. All areas shown on this map are reserved for the use of the Government.
- 6. All areas shown on this map are reserved for the use of the Government.
- 7. All areas shown on this map are reserved for the use of the Government.
- 8. All areas shown on this map are reserved for the use of the Government.
- 9. All areas shown on this map are reserved for the use of the Government.
- 10. All areas shown on this map are reserved for the use of the Government.

Orig. No. 2451  
 Series: The Departmental Survey Department  
 By: L.K.N. - 1900, 1905

No. of sheets: 11

5 5 03



1	2	3	4	5	6	7	8	9	10
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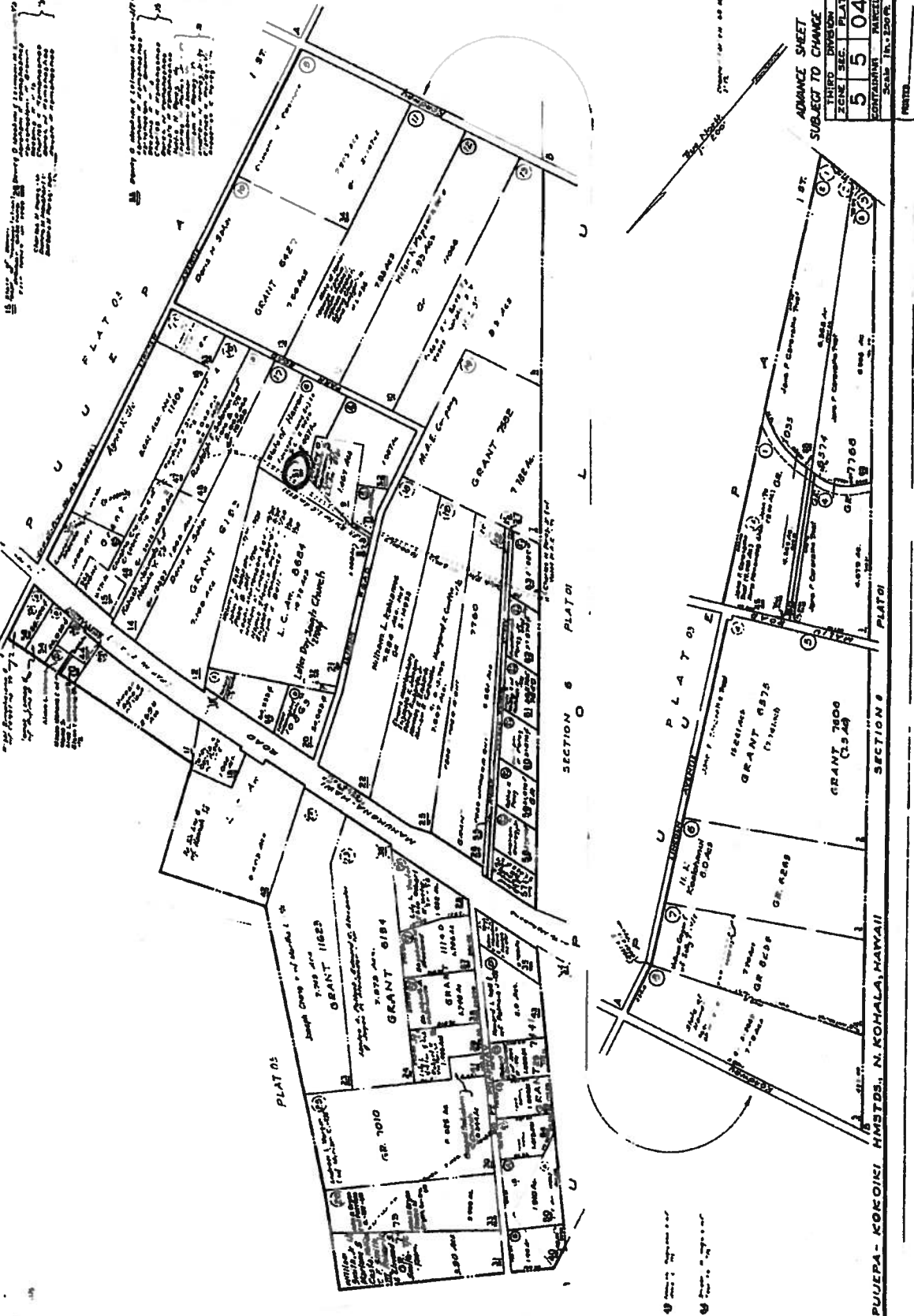
TITLE DIVISION  
 5 5 03  
 SCALE 1" = 400 FT.  
 DATE 11/11/11

ADVANCE SHEET  
 SUBJECT TO CHANGE

Dwg. No. P-114  
 Source: [illegible]  
 By: [illegible]

KANEI-PUUEPA 2 OF N. KOHALA, KAUAI.

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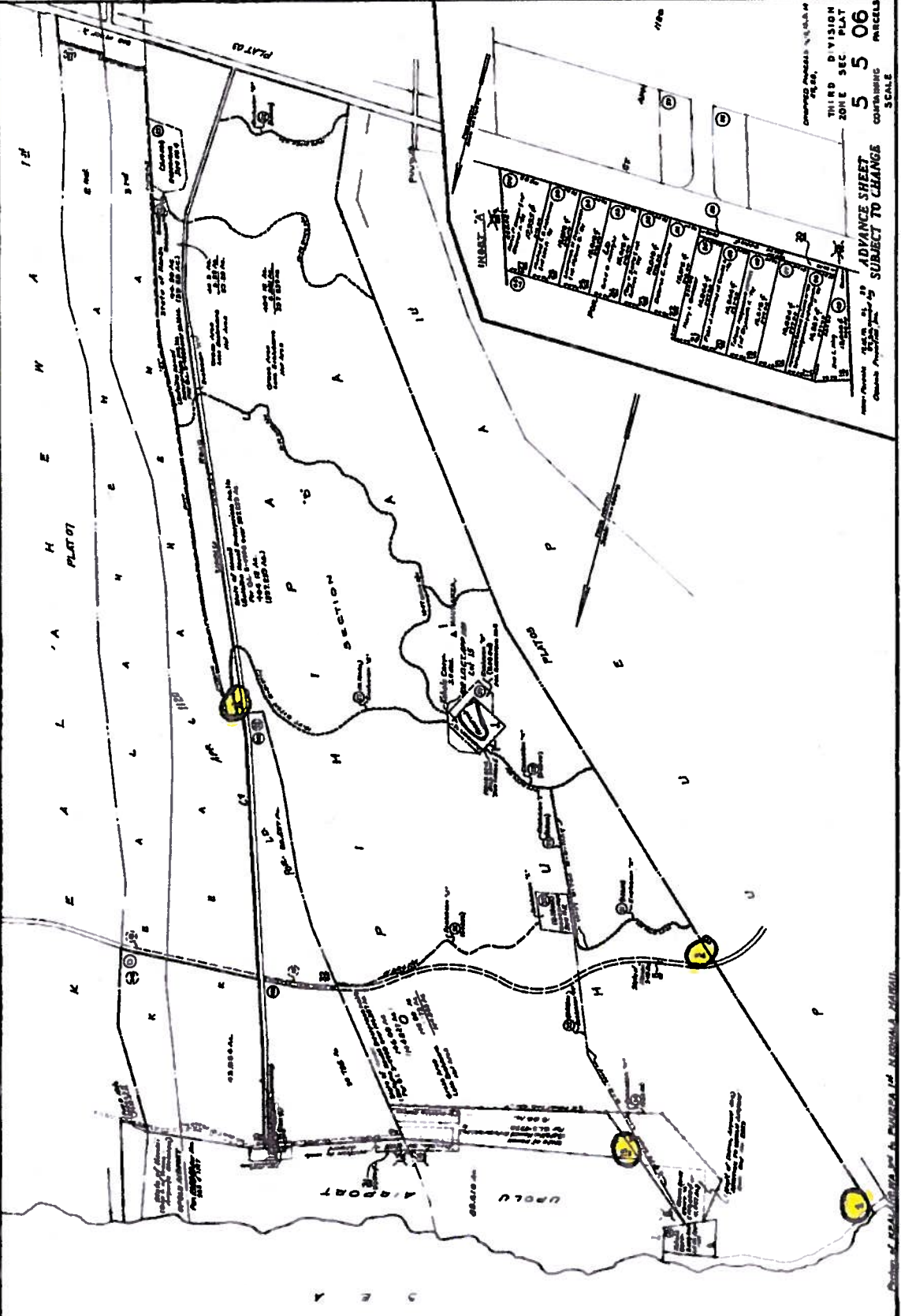
ADVANCE SHEET  
SUBJECT TO CHANGE

SECTION	DIVISION	PLAT
5	5	04
CONTAINING PARCELS		
SCALE 1 IN. = 20 FT.		

PUUPEA - KOKOIKI HMSTDS., N. KOHALA, HAWAII

5 5 04

5 5 06



1. 1/2" = 100' (Horizontal)  
 2. 1/4" = 100' (Vertical)  
 3. 1/8" = 100' (Diagonal)  
 4. 1/16" = 100' (Curved)  
 5. 1/32" = 100' (Detail)  
 6. 1/64" = 100' (Detail)  
 7. 1/128" = 100' (Detail)  
 8. 1/256" = 100' (Detail)  
 9. 1/512" = 100' (Detail)  
 10. 1/1024" = 100' (Detail)

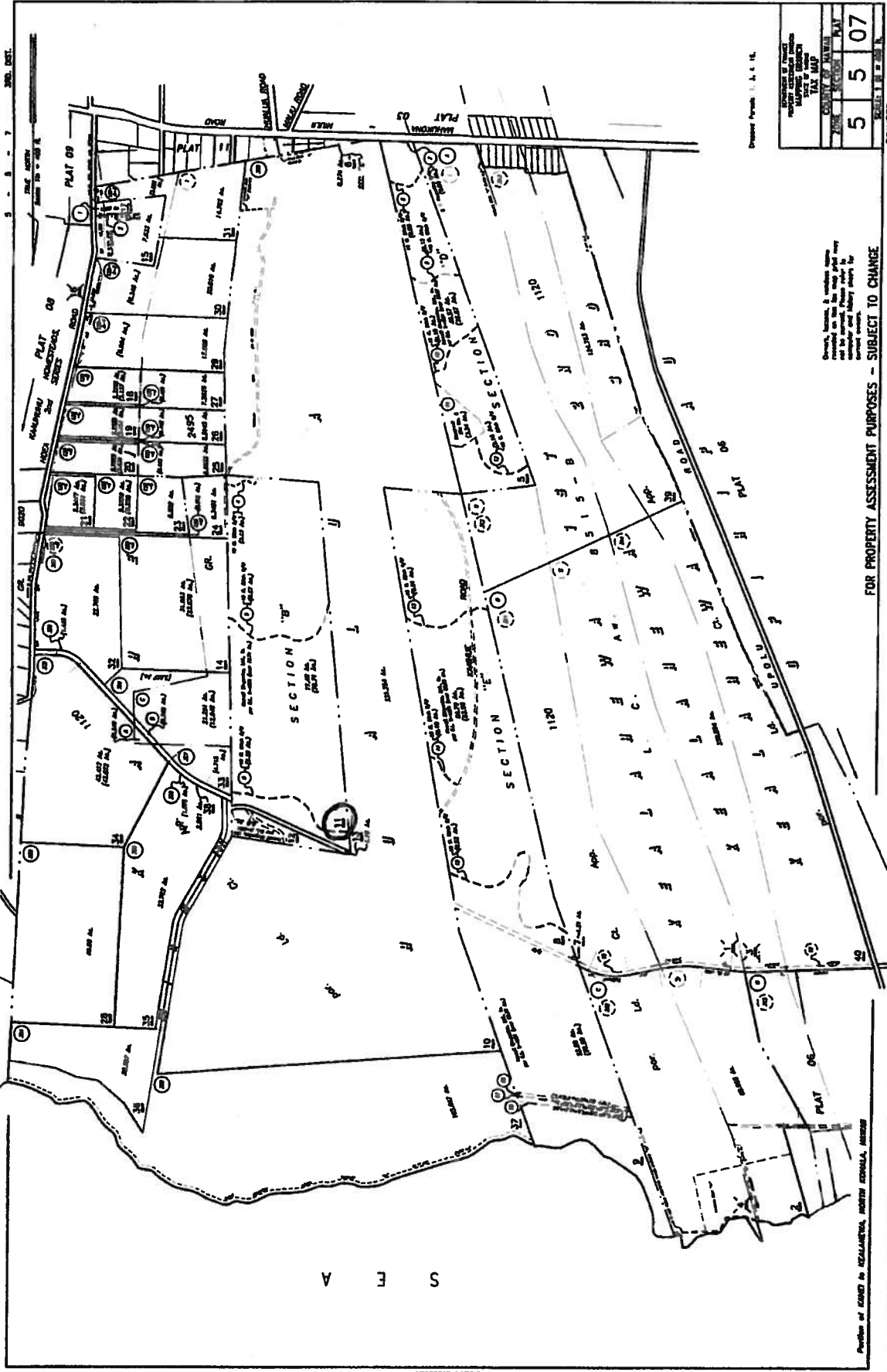
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 The Maps Bureau  
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ADVANCE SHEET  
 SUBJECT TO CHANGE  
 SCALE  
 5 5 06  
 DIVISION  
 THIRD SEC  
 ZONE  
 PLAT  
 5 5 06  
 COMPASSING  
 SHEETS  
 5 5 06  
 PROTECT

Division of Real Estate and Planning and Research, AIRPORT



3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100



Division of LANDS IN REGISTRATION, QUEENSLAND, AUSTRALIA

EXPLANATION OF SYMBOLS	
○	PROPERTY BOUNDARIES
○	STREET BOUNDARIES
○	TAX MAP
COUNTY OF TOWN	
SECTION	PLAT
5	5 07
SCALE: 1:1000	

PRINTED:

FOR PROPERTY ASSESSMENT PURPOSES - SUBJECT TO CHANGE

5/1/74

595 00 596 00 597 00 598 00 599 00 600 00 601 00 602 00 603 00 604 00 605 00 606 00 607 00 608 00 609 00 610 00 611 00 612 00 613 00 614 00 615 00 616 00 617 00 618 00 619 00 620 00 621 00 622 00 623 00 624 00 625 00 626 00 627 00 628 00 629 00 630 00 631 00 632 00 633 00 634 00 635 00 636 00 637 00 638 00 639 00 640 00 641 00 642 00 643 00 644 00 645 00 646 00 647 00 648 00 649 00 650 00 651 00 652 00 653 00 654 00 655 00 656 00 657 00 658 00 659 00 660 00 661 00 662 00 663 00 664 00 665 00 666 00 667 00 668 00 669 00 670 00 671 00 672 00 673 00 674 00 675 00 676 00 677 00 678 00 679 00 680 00 681 00 682 00 683 00 684 00 685 00 686 00 687 00 688 00 689 00 690 00 691 00 692 00 693 00 694 00 695 00 696 00 697 00 698 00 699 00 700 00 701 00 702 00 703 00 704 00 705 00 706 00 707 00 708 00 709 00 710 00 711 00 712 00 713 00 714 00 715 00 716 00 717 00 718 00 719 00 720 00 721 00 722 00 723 00 724 00 725 00 726 00 727 00 728 00 729 00 730 00 731 00 732 00 733 00 734 00 735 00 736 00 737 00 738 00 739 00 740 00 741 00 742 00 743 00 744 00 745 00 746 00 747 00 748 00 749 00 750 00 751 00 752 00 753 00 754 00 755 00 756 00 757 00 758 00 759 00 760 00 761 00 762 00 763 00 764 00 765 00 766 00 767 00 768 00 769 00 770 00 771 00 772 00 773 00 774 00 775 00 776 00 777 00 778 00 779 00 780 00 781 00 782 00 783 00 784 00 785 00 786 00 787 00 788 00 789 00 790 00 791 00 792 00 793 00 794 00 795 00 796 00 797 00 798 00 799 00 800 00 801 00 802 00 803 00 804 00 805 00 806 00 807 00 808 00 809 00 810 00 811 00 812 00 813 00 814 00 815 00 816 00 817 00 818 00 819 00 820 00 821 00 822 00 823 00 824 00 825 00 826 00 827 00 828 00 829 00 830 00 831 00 832 00 833 00 834 00 835 00 836 00 837 00 838 00 839 00 840 00 841 00 842 00 843 00 844 00 845 00 846 00 847 00 848 00 849 00 850 00 851 00 852 00 853 00 854 00 855 00 856 00 857 00 858 00 859 00 860 00 861 00 862 00 863 00 864 00 865 00 866 00 867 00 868 00 869 00 870 00 871 00 872 00 873 00 874 00 875 00 876 00 877 00 878 00 879 00 880 00 881 00 882 00 883 00 884 00 885 00 886 00 887 00 888 00 889 00 890 00 891 00 892 00 893 00 894 00 895 00 896 00 897 00 898 00 899 00 900 00 901 00 902 00 903 00 904 00 905 00 906 00 907 00 908 00 909 00 910 00 911 00 912 00 913 00 914 00 915 00 916 00 917 00 918 00 919 00 920 00 921 00 922 00 923 00 924 00 925 00 926 00 927 00 928 00 929 00 930 00 931 00 932 00 933 00 934 00 935 00 936 00 937 00 938 00 939 00 940 00 941 00 942 00 943 00 944 00 945 00 946 00 947 00 948 00 949 00 950 00 951 00 952 00 953 00 954 00 955 00 956 00 957 00 958 00 959 00 960 00 961 00 962 00 963 00 964 00 965 00 966 00 967 00 968 00 969 00 970 00 971 00 972 00 973 00 974 00 975 00 976 00 977 00 978 00 979 00 980 00 981 00 982 00 983 00 984 00 985 00 986 00 987 00 988 00 989 00 990 00 991 00 992 00 993 00 994 00 995 00 996 00 997 00 998 00 999 00 1000 00

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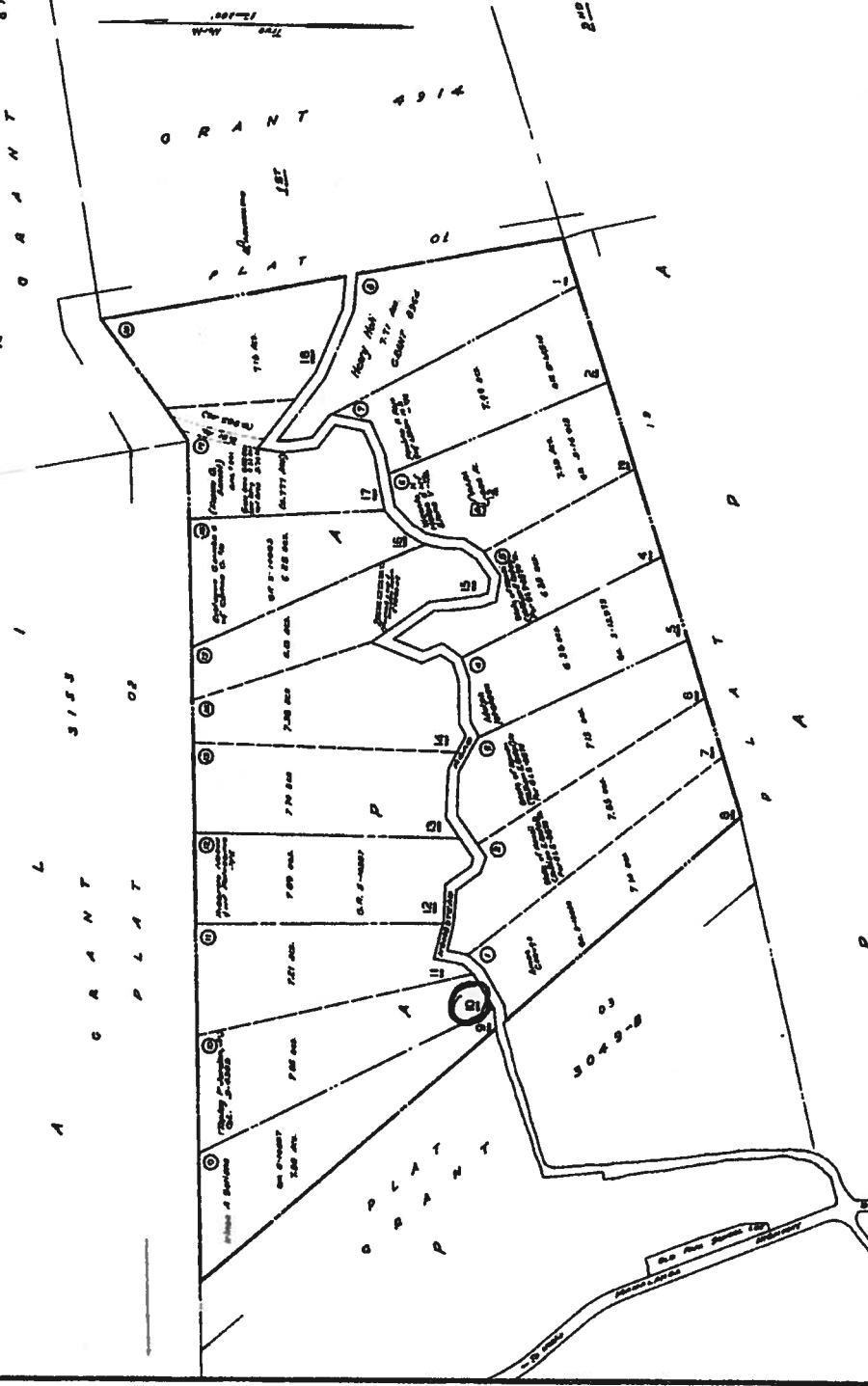
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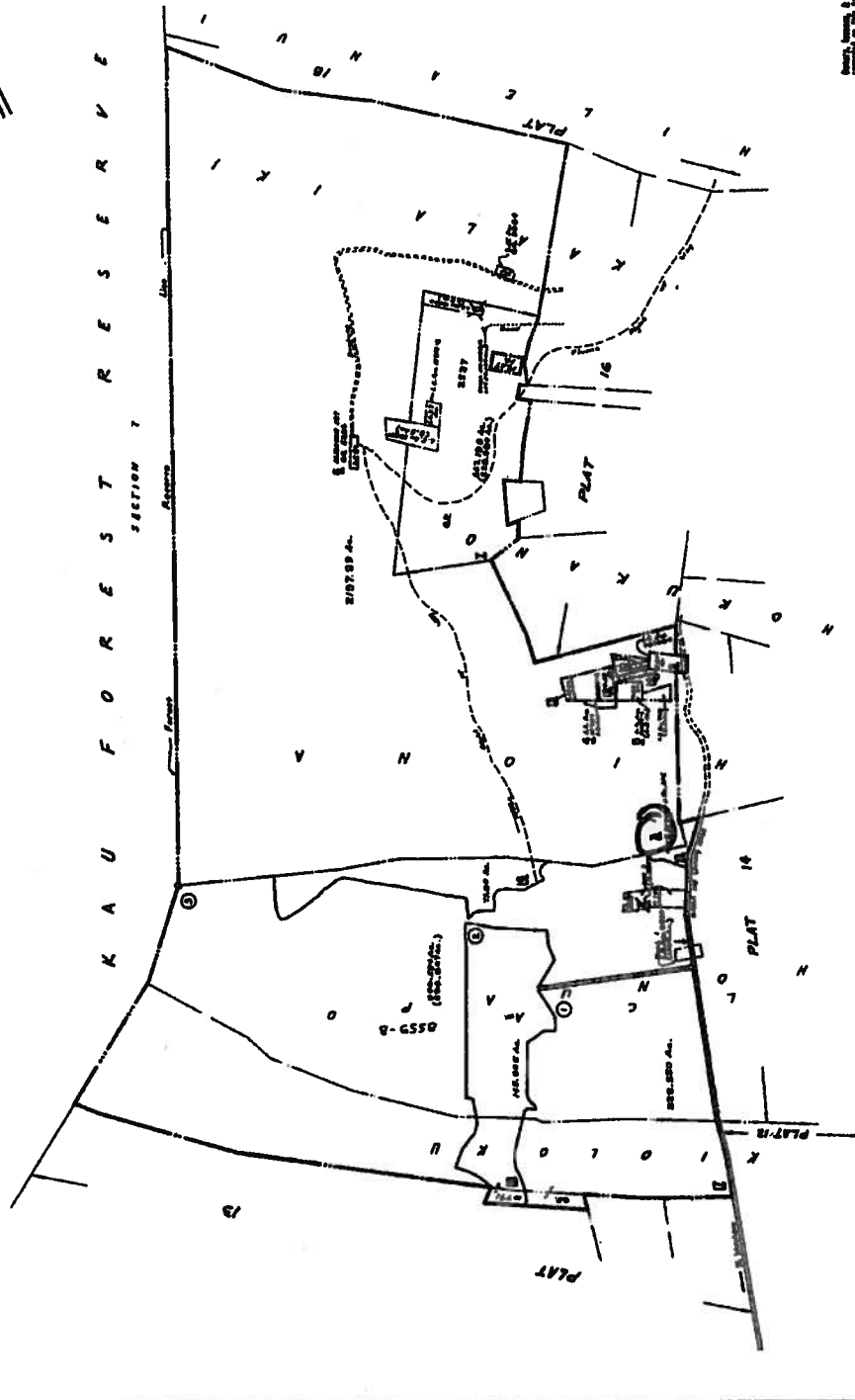
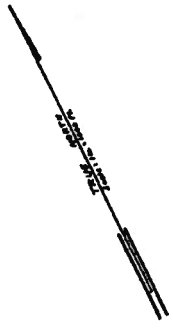
WARD	DIVISION
8	8
SEC.	BLK.
8	04
CONTAINING PARCELS	
SHOWN IN THIS PLAT	

ADVANCE SHEET  
SUBJECT TO CHANGE

Note: All lots owned by State or former owners unless otherwise noted.

PART HOMESTEAD, PART II, SOUTH KONA, HAWAII.

City No. 1000  
Date: 1/1/1914  
By: [Signature]



CHANGED PARCELS 123

TRACT 1	TRACT 2	TRACT 3	TRACT 4	TRACT 5	TRACT 6	TRACT 7	TRACT 8	TRACT 9	TRACT 10	TRACT 11	TRACT 12	TRACT 13	TRACT 14	TRACT 15	TRACT 16	TRACT 17	TRACT 18	TRACT 19	TRACT 20
															9	5	15		

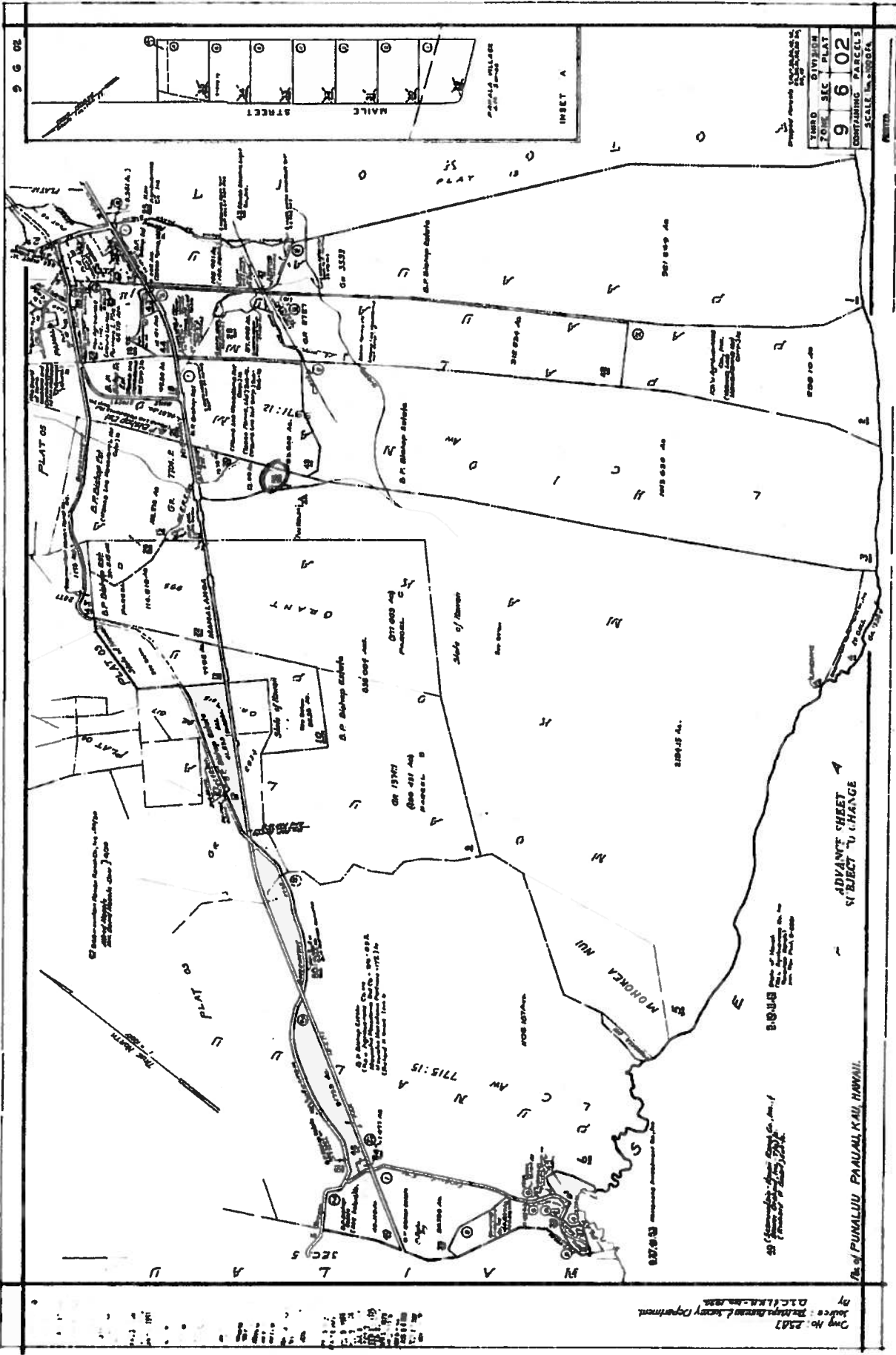
NOTED: Owner, Name and Address of the person who has filed this map for record.

NOTED: Name and Address of the person who has filed this map for record.

FOR PROPERTY ASSESSMENT PURPOSES - SUBJECT TO CHANGE

PLAT OF KAU FOREST RESERVE, SECTION 7, TOWNSHIP 12 N., RANGE 12 E., DISTRICT 123.





Eng No. 2547  
 Office: The Registrar & Survey Department  
 By: D. C. L. K. H. - 10. 1922

No. of PUNAHOA MAUI, HAWAII.

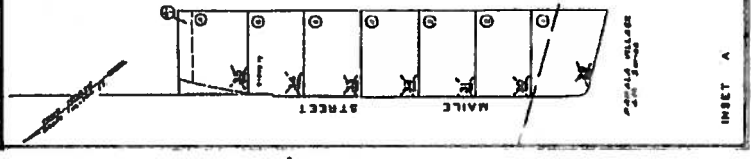
ADVANT SHEET  
 SUBJECT TO CHANGE

TOTAL DIVISION  
 TOTAL SEC PLAT  
 CONTAINING PARCELS  
 SCALE IN INCHES

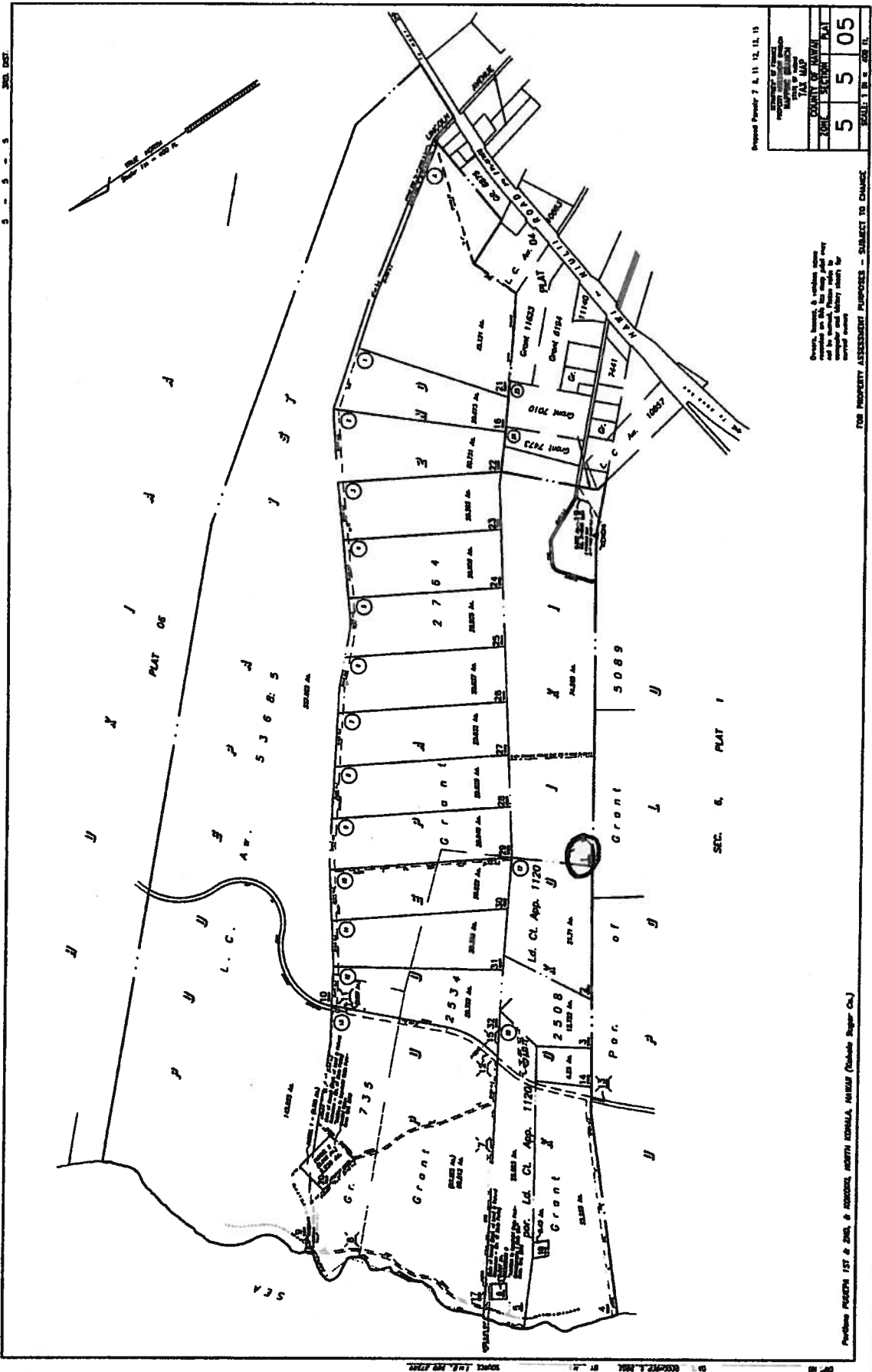
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15/10/19  
1/2/19  
2/1/19



Prepared Pursuant to 157 & 158, & 159, & 160, & 161, & 162, & 163, & 164, & 165, & 166, & 167, & 168, & 169, & 170, & 171, & 172, & 173, & 174, & 175, & 176, & 177, & 178, & 179, & 180, & 181, & 182, & 183, & 184, & 185, & 186, & 187, & 188, & 189, & 190, & 191, & 192, & 193, & 194, & 195, & 196, & 197, & 198, & 199, & 200, & 201, & 202, & 203, & 204, & 205, & 206, & 207, & 208, & 209, & 210, & 211, & 212, & 213, & 214, & 215, & 216, & 217, & 218, & 219, & 220, & 221, & 222, & 223, & 224, & 225, & 226, & 227, & 228, & 229, & 230, & 231, & 232, & 233, & 234, & 235, & 236, & 237, & 238, & 239, & 240, & 241, & 242, & 243, & 244, & 245, & 246, & 247, & 248, & 249, & 250, & 251, & 252, & 253, & 254, & 255, & 256, & 257, & 258, & 259, & 260, & 261, & 262, & 263, & 264, & 265, & 266, & 267, & 268, & 269, & 270, & 271, & 272, & 273, & 274, & 275, & 276, & 277, & 278, & 279, & 280, & 281, & 282, & 283, & 284, & 285, & 286, & 287, & 288, & 289, & 290, & 291, & 292, & 293, & 294, & 295, & 296, & 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Prepared Pursuant to 7 & 11, 12, 13, 14, 15

SECTION	6
TAX MAP	
COUNTY OF HAWAII	
ZONE	5
SECTION	5
PLAT	05

SCALE: 1 IN. = 200 FT.

Owner, lessee, & vendee shall file this map with the county clerk for recording and filing with the proper offices.

FOR PROPERTY ASSESSMENT PURPOSES - SUBJECT TO CHANGE

PRINTED:

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, 2 Haw. App. 140, 147,  
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29, April 18, 2002. The  
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in an appeal from a final

Judgment hereinafter within its ambit all interlocutory orders and rulings leading to that final judgment.

SECTION 4. Statutory material to be repealed is bracketed and stricken.<sup>1</sup> New statutory material is underscored.<sup>2</sup>

SECTION 5. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun, before its effective date.

SECTION 6. This Act shall take effect upon its approval.  
(Approved May 27, 2004.)

Notes

- 1. No bracketed material.
- 2. Edited pursuant to HRS §23C 16.5.

ACT 90

S.B. NO. 1034

A Bill for an Act Relating to Agricultural Lands.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The Hawaii Revised Statutes is amended by adding a new chapter to title 11, to be appropriately designated and to read as follows:

**"CHAPTER  
NON-AGRICULTURAL PARK LANDS**

§ -1 Legislative findings. The legislature finds that article XI, section 10, of the State Constitution establishes that "the public lands shall be used for the development of farm and homeownership on as widespread a basis as possible, in accordance with procedures and limitations prescribed by law."

Therefore, the legislature finds that certain public lands classified for agricultural use by the department of land and natural resources should be transferred to the department of agriculture, with the approval of the board of land and natural resources and the board of agriculture, for purposes and in a manner consistent with article XI, section 10, of the State Constitution.

The purpose of this chapter is to ensure the long-term productive use of public lands leased or available to be leased by the department of land and natural resources for agricultural purposes by allowing those lands to be transferred to and managed by the department of agriculture.

§ -2 Definitions. For the purposes of this chapter:

"Agricultural activities" means the care and production of livestock, livestock products, poultry, or poultry products, or apulry, horticultural, or floricultural products, or the planting, cultivating, and harvesting of crops or trees.

"Board" means the board of agriculture.

"Department" means the department of agriculture.

"Non-agricultural park lands" means lands that are not designated as agricultural parks pursuant to chapter 166.

§ 3 Transfer and management of non agricultural park lands and related facilities to the department of agriculture. (a) Upon mutual agreement and approval of the board and the board of land and natural resources

- (1) The department may accept the transfer of and manage certain qualified non agricultural park lands; and
- (2) Certain assets, including position counts, related to the management of existing encumbered and unencumbered non agricultural park lands and related facilities shall be transferred to the department

(b) The department shall administer a program to manage the transferred non agricultural park lands under rules adopted by the board pursuant to chapter 91. The program and its rules shall be separate and distinct from the agricultural park program and its rules. Non agricultural park lands are not the same as, and shall not be subject or managed as are lands under agricultural park leases. Notwithstanding any other law to the contrary, the program shall include the following conditions pertaining to encumbered non agricultural park lands:

- (1) The lessee or permittee shall perform in full compliance with the existing lease or permit;
  - (2) The lessee or permittee shall not be in arrears in the payment of taxes, rents, or other obligations owed to the State or any county; and
  - (3) The lessee's or permittee's agricultural operation shall be economically viable as specified by the board.
- (4) No encumbered or unencumbered non agricultural park lands with soils classified by the land study bureau's detailed land classification as overall (market) productivity rating class A or B shall be transferred for the use or development of golf courses, golf driving ranges, and country clubs.

The transfer of non agricultural park lands shall be done in a manner to be determined by the board of agriculture may include more than one parcel, provided that these parcels are geographically adjacent to one another.

(c) For any encumbered or unencumbered non agricultural park lands transferred to the department that are not being utilized or required for the public purposes stated, the rules setting aside the lands shall be withdrawn and the lands shall be returned to the department of land and natural resources

§ 4 Conversion of qualified and encumbered other agricultural lands. The department shall establish criteria and rules pursuant to chapter 91 and subject to approval by the board to convert qualified and encumbered non agricultural park lands to department leases or other forms of encumbrance.

§ 5 Extension of other agricultural lands encumbered by permit and transferred to and managed by the department. Notwithstanding chapter 171, the board shall establish criteria and rules to allow the cancellation, renegotiation, and extension of transferred encumbrances by the department. Notwithstanding any law to the contrary, leases of encumbered non agricultural park lands transferred to the department shall not have their respective length of term or rents reduced over the remaining fixed term of the leases.

§ 6 Rules. The board shall adopt rules pursuant to chapter 91 to effectuate the purposes of this chapter.

SECTION 2 The board of agriculture and the board of land and natural resources shall jointly report to the legislature, not later than twenty days prior to the convening of the 2001 regular session, on the efforts to effectuate the transfer authorized under this Act

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A Bill for an Act  
Be It Enacted by

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SECTION 3. This Act shall not be applied so as to impair any contract existing as of the effective date of this Act in a manner violative of either the Constitution of the State of Hawaii or Article I, Section 10, of the United States Constitution.

SECTION 4. This Act shall take effect upon its approval.  
(Approved May 28, 2014.)

A Bill for an Act Relating to the Agribusiness Development Corporation.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Act 176, Session Laws of Hawaii 1998, is amended by repealing section 5.

SECTION 5. Section 163D-3, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:  
(b) The board of directors of the corporation shall consist of the members of the board of agriculture."

SECTION 2. Act 176, Session Laws of Hawaii 1998, as amended by section 7 of Act 117, Session Laws of Hawaii 1999, and as amended by section 2 of Act 213, Session Laws of Hawaii 2001, is amended by amending section 19 to read as follows:

SECTION 19. This Act shall take effect on July 1, 1998; provided that section 5 shall take effect on July 1, 2005."

SECTION 3. Act 117, Session Laws of Hawaii 1999, as amended by section 3 of Act 213, Session Laws of Hawaii 2001, is amended by amending section 6 to read as follows:

SECTION 6. This Act shall take effect on June 30, 1999; provided that:  
(1) Section 1 shall be repealed on June 30, 2005; and  
(2) Section 4 shall take effect on July 1, 1999."

SECTION 4. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.  
(Approved May 28, 2014.)

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STATE OF HAWAII  
DEPARTMENT OF AGRICULTURE  
AGRICULTURAL RESOURCE MANAGEMENT DIVISION  
HONOLULU, HAWAII

May 25, 2010

Board of Agriculture  
Honolulu, Hawaii

**SUBJECT: REQUEST FOR APPROVAL FOR THE TRANSFER  
OF GENERAL LEASES FROM THE DEPARTMENT  
OF LAND AND NATURAL RESOURCES TO THE  
DEPARTMENT OF AGRICULTURE PURSUANT TO  
ACT 90, SLH 2003**

**BACKGROUND:**

Act 90, SLH 2003 established the Non-Agricultural Park Lands Program within the Department of Agriculture ("HDOA"), codified as Chapter 166E, Hawaii Revised Statutes ("HRS"). Under this program, the legislature found that certain public lands classified for agricultural use by the Department of Land and Natural Resources ("DLNR") should be transferred to the HDOA for purposes and in a manner consistent with article XI, section 10, of the State Constitution.

The purpose of this chapter is to ensure the long-term productive use of public lands leased or available to be leased by the DLNR for agricultural purposes by allowing these lands to be transferred to the HDOA for leasing and management.

HDOA staff have conducted site inspections and lease file reviews and have identified for transfer, one (1) general lease on the island of O'ahu, fifteen (15) general leases and ten (10) revocable permits on the island of Hawai'i, and seven (7) general leases, three (3) revocable permits and one (1) vacant parcel on the island of Kaua'i, totaling 38,666.439 acres. See Exhibit "A" attached hereto.

**EXHIBIT "A"**

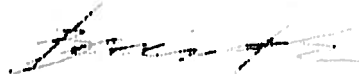
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1)

RECOMMENDATION:

That the Board approve the transfer of twenty three (23) general leases, thirteen (13) revocable permits and one (1) vacant parcel on the islands of O'ahu, Hawaii and Kauai as listed on the attached Exhibit "A", and direct staff to work with the staff of DE NR to accomplish the transfer through Governor's Executive Order, pursuant to section 171-11, HRS.

Respectfully submitted,



BRIAN KAU, P.E.  
Administrator and Chief Engineer  
Agricultural Resource Management  
Division

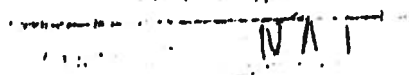
Attachment

APPROVED FOR SUBMISSION



SANDRA LEE KUNIMOTO  
Chairperson, Board of Agriculture

Approved by the Board of  
Agriculture on this 25th day of May  
2010



NON-AGRICULTURAL PARK LANDS

Request to Transfer Lands; BOA Submittal 5/25/2010

Doc. No.	Licensee Name	TMK	Character of Use	Acres
<b>Island of Oahu</b>				
gl5592	NALO FARMS, INCORPORATED	(1) 4-1-0:282,269	Diversified Ag	13.000

**Island of Hawaii**

rp6947	TROPICAL HAWAIIAN PRODUCTS	(3) 1-2-000:019	Agriculture	000.000
gl5535	LEE, EDWARD A.K. AND LUCIA R.	(3) 1-2-0:5, 77	Pasture	378.131
gl5537	UYEDA, GILBERT & MARIKO	(3) 1-4-34:27;1-4-1:4	Intensive Ag	2.000
gl4642	ALOHILANI FARMS, INC.	(3) 1-0-006:103	Ag & Pasture	49.082
gl4448	MATTICE, DAVID C. & AGNETA	(3) 1-9-001:018	Ag & Pasture	29.800
gl5905	GREEN POINT NURSERIES, INC.	(3) 2-4-049:029	Intensive Ag	10.103
rp7382	MEDEIROS, SR., NORMAN	(3) 3-1-004:001	Pasture	505.000
gl5811	THONG, JACKSON AND MANDY	(3) 3-1-004:002	Intensive Ag	58.460
gl5586	ISLAND DAIRY, INC.	(3) 3-0-1,2,4-1-1,5	Dairy	2,081.084
rp7416	PELLANI, DAVID	(3) 4-4-011:033	Intensive Ag	5.424
gl5550	TRIPLE D RANCH, INC.	(3) 4-6-4:1,2,3,5,8	Ag & Pasture	523.803
rp5938	LOO, JOHN N. & MARGARET L.	(3) 4-9-011:002	Diversified Ag	11.000
gl5358	KAWAMOTO, ALVIN H.	(3) 5-5-003:012	Ag & Pasture	14.370
gl5573	ISLAND HARVEST, INC.	(3) 5-5-003:018	Intensive Ag	37.585
rp7312	GEORGE FREITAS DAIRY, INC.	(3) 5-5-007:011	Pasture	77.400
gl5572	BOTEILHO HAWAII ENTER., INC.	(3) 5-5-3:4,5,8	Pasture	207.820
gl4050	BOTEILHO HAWAII ENTERPRISES	(3) 5-5-8:2,3,4,15	Dairy	587.408
gl4790	SORIANO, FRED	(3) 8-8-004:010	Diversified Ag	7.850
rp7269	KUAHIWI CONTRACTORS, INC.	(3) 9-5-015:003	Pasture	2,197.290
rp7424	ML MACADAMIA ORCHARDS, L.P.	(3) 9-8-002:055	Agriculture	12.000
gl5539	WONG, WILLIAM T.S.	(3) 5-5-4:51,52	Intensive Ag	4.434
rp7337	EGAMI, JERRY	(3) 9-8-2:5,10,13	Pasture	2,310.000
gl5374	KAPAPALA RANCH	(3) 9-8-001:09,10	Pasture	22,604.188
rp7271	KAPAPALA RANCH	(3) 9-8-001:013	Pasture	5,000.000
rp7419	KAPAPALA RANCH	(3) 9-8-011; 9-8-001	Pasture	942.000

**Island of Kauai**

rp5983	SYNGENTA SEEDS, INC.	(4) 1-2-002:040	Agriculture	43.600
gl5503	SANCHEZ, WILLIAM J.	(4) 4-3-4:1,14,17	Pasture	66.570
gl5519	SANCHEZ, WILLIAM J.	(4) 4-4-004:005	Pasture	49.701
gl5660	SANCHEZ, SR., WILLIAM J.	(4) 4-4-4:4, 51	Pasture	33.930
gl4393	SINGLETON, CHRISTOPHER BARRY	(4) 4-4-004:044	Ag-Residence	40.280
gl5318	MARTINS, JEANNETT VIRGINIA	(4) 4-6-003:001	Pasture	15.560
gl5484	MARTINS, TRUSTEE, JEANNETT	(4) 4-6-3:22,23,35	Ag & Pasture	18.110
gl5824	ALFILER, ANDY B. AND MARY G.	(4) 4-6-005:011	Intensive Ag	4.110
rp7307	RAPOZO, MERVIN L.	(4) 4-1-1:1, 3, 4	Pasture	7.030
rp ?	KAPAA POI FACTORY	(4) 4-4-004:043	Agriculture	3.000
Vacant	Vacant	(4) 4-3-4:9	Agriculture	25.710





**Department  
of Agriculture**

STATE OF HAWAII

**Minutes of the Board of Agriculture**

1 CALL TO ORDER – The meeting of the Board of Agriculture was called to order at 9:00 a.m. by  
2 Chairperson Sandra Leo Kunimoto, at the Plant Quarantine Conference Room, 1849 Auliki  
3 Street, Honolulu, Hawaii on May 25, 2010.  
4

5 **Members Present:**

6 Sandra Lee Kunimoto, Chairperson  
7 Alan Gotlib, Member-At-Large  
8 Clark Hashimoto, Member-At-Large  
9 Laurie Ho, Katia Member  
10 Richard Ha, Hawaii Member  
11 Derrick Nishimura, Member-At-Large  
12

13 **Members Absent:**

14 L. Douglas MacCluer, Maui Member  
15 Dr. Andrew Hashimoto, Ex-Officio, CTAI III-UII  
16 Ted Liu, Ex-Officio, DDEDT  
17 Laura Thelen, Ex-Officio, BLNR  
18

19 **Others Present:**

20 Haunani Burns, Deputy Attorney General  
21 Janelle Saneishi, DOA/Chair's Office  
22 Randy Teruya, DOA/ARM  
23 Carol Okada, DOA/PQ  
24 Glenn Sakamoto, DOA/PQ  
25 Neil Felmer, DOA/PPC  
26 Kevin Minami, DOA/PQ  
27

28 **II. APPROVAL OF MINUTES FROM 04/27/10 MEETING:**

29  
30 Motion for approval: Ho/C. Hashimoto

31 Vote: Unanimously approved, 6/0  
32

33 **III. COMMENTS FROM THE GENERAL PUBLIC ON AGENDA ITEMS (ORAL OR  
34 WRITTEN)**

35  
36 None.  
37

38 **IV. COMMUNICATIONS FROM DIVISIONS AND ADMINISTRATION**

39 **A. AGRICULTURAL RESOURCE MANAGEMENT DIVISION**

- 40  
41  
42 1. Request for Approval for the Transfer of General Leases from the  
43 Department of Land and Natural Resources to the Department of  
44 Agriculture Pursuant to Act 90, SLH 2003  
45

1 Presented by Randy Teruya, Agricultural Asset Manager, Agricultural Resource Management  
2 Division, as submitted. Staff recommends approval.

3  
4 Motion for approval: Gottleb/Ho  
5 Vote: Unanimously approved, 8/0.

6  
7  
8 V. UPDATE ON THE TRANSFER OF NON-AGRICULTURAL PARK LANDS, PURSUANT  
9 TO CHAPTER 166E, HRS, BY THE AGRICULTURAL RESOURCE MANAGEMENT  
10 DIVISION

11  
12 Update was presented by Randy Teruya, Agricultural Asset Manager, Agricultural Resource  
13 Management Division. A handout was also distributed on the transfers.

14  
15 VI. UPDATE ON THE STATUS OF BIOLOGICAL CONTROL OF FIREWEED (*Senecio*  
16 *madagascariensis*) BY THE PLANT INDUSTRY DIVISION, PLANT PEST CONTROL  
17 BRANCH

18  
19 Update was presented by Dr. Neil Felmer, Plant Pest Control Branch Manager, Plant Industry  
20 Division. Handouts regarding the fireweed and Biocontrol in Hawaii were also distributed.

21  
22  
23 VII. UPDATE ON THE "ELECTRONIC MANIFEST SYSTEM, DETERMINING RISK LEVELS  
24 ON IMPORTED AGRICULTURAL COMMODITIES, AND THE DIRECT RELEASE  
25 PROGRAM," BY THE PLANT INDUSTRY DIVISION, PLANT QUARANTINE BRANCH


26  
27 Update was presented by Carol Okada, Plant Quarantine Branch Manager, Plant Industry  
28 Division. A handout on the various commodities inspected was also distributed.

29  
30 VIII. NEW BUSINESS  
31 None.

32  
33 IX. ADJOURNMENT

34  
35 Meeting adjourned at 10:12 a.m.

36  
37 Respectfully submitted,

38  
39   
40  
41 Gayle M.U. Nakamura  
42 Board Secretary  
43

NEIL ABERCROMBIE  
GOVERNOR OF HAWAII



STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

June 15, 2011

WILLIAM J. AILA, JR.  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

GUY R. KAILUNKUKUI  
FIRST DEPUTY

WILLIAM M. TAM  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENDORSEMENT  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAOIOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

LD-KM

MEMORANDUM

TO: The Honorable Albert "Alapaki" Nahale-a, Chairman  
Hawaiian Homes Commission

FROM: William J. Aila, Jr., Chairperson *WJA*  
Board of Land and Natural Resources

SUBJECT: Department of Hawaiian Home Lands Agricultural and Ranching Homestead  
Program

Thank you for your memorandum of June 2, 2011 setting forth a number of proposals for improving the Department of Hawaiian Home Lands homestead agricultural and ranching program. We suggest a meeting between DHHL, the Department of Land and Natural Resources, the Department of Agriculture and the Agribusiness Development Corporation to discuss your proposals further. Please let me know your availability for such a meeting.

C: Land Board Member  
Russell S. Kokubun, Department of Agriculture  
Alfredo Lee, Agribusiness Development Corporation  
Central Files  
District Files

EXHIBIT "D"

NEIL ABERCROMBIE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

July 22, 2011

**EXEMPTION NOTIFICATION**

regarding the preparation of an environmental assessment pursuant to Chapter 343, HRS and Chapter 11-200, HAR

**Project Title:** Set Aside to Department of Agriculture for Agricultural Purposes

**Project / Reference No.:** PSF 11HD-073

**Project Location:** Puna, South Hilo, North Hilo, Hamakua, North Kohala, South Kohala and Kau, Hawaii, Tax Map Keys: (3) 1-2-6:5 and 77; 1-4-34:27; 1-8-6:103; 1-9-1:18; 2-4-49:29; 3-1-4:1 and 2; 3-9-1:1 and 2; 3-9-2:7 and 8; 4-1-1:6; 4-1-5:1; 4-4-11:33; 4-6-4:1, 2, 3, 5 and 6; 4-9-11:2; 5-5-3:12, 18, 4, 5 and 6; 5-5-4:51; 5-5-6:2, 3, 4 and 15; 5-5-7:11; 8-8-4:10; 9-5-15:3; 9-6-2:55; 5-5-5:1

**Project Description:** Set Aside to Department of Agriculture for Agricultural Purposes

**Chap. 343 Trigger(s):** Use of State Land

**Exemption Class No.:** In accordance with Hawaii Administrative Rule Sections 11-200-8(a)(1) & (4) and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated December 4, 1991, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Class No. 4, that states "Minor alteration in the conditions of land, water, or vegetation."

This action before the Board is merely a transfer of management jurisdiction and does not propose any new use of State lands or funds, and therefore, this action is exempt from the provisions of Chapter 343, HRS, relating to environmental impact statements. Inasmuch as the Chapter 343 environmental requirements apply to Department of Agriculture's use of the lands, the Department of Agriculture shall be responsible for compliance with Chapter 343, HRS, as amended.

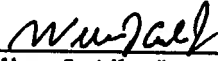
**EXHIBIT "E"**

Consulted Parties

Division of Forestry & Wildlife and Division of State Parks

Recommendation:

That the Board finds this project will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.



\_\_\_\_\_  
William J. Aila, Jr., Chairperson

7/5/11

\_\_\_\_\_  
Date

