LAND COURT SYSTEM) REGULAR SYSTEM

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TCT NO. 55,588

Tax Map Key Nos. (4) 2-8-022:006 and 011

FROM:

STATE OF HAWAII

BOARD OF LAND AND NATURAL RESOURCES

TO:

STATE OF HAWAII

DEPARTMENT OF AGRICULTURE 1428 South King Street Honolulu, Hawaii 96814

EXECUTIVE ORDER NO.

4528

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 AGRICULTURAL PURPOSES, to be under the control and management of the State of Hawaii, Department of Agriculture, being that parcel of land situate at Weliweli, Kona, Kauai, Hawaii, and identified as Lot B as shown on Map 1 of Land Court Application 1188, containing an area of 66.10 acres, covered by Transfer Certificate of Title No. 55,588 issued to the State of

PRELIM. APPR'D.
Department of the
Altomey General

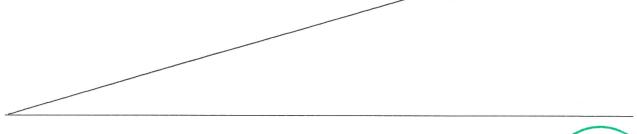
Hawaii, together with Easement 1 being a perpetual easement appurtenant to Lots A and B in favor of the Territory of Hawaii, its successors and assigns, to rights-of-way for all purposes, over, under and across the Koloa Sugar Company's Railroad right-of-way (Grant 10458, Parcel A to The Koloa Sugar Company), such rights-of-way to be designated by the Commissioner of Public Land or his successors in office, at such times and for such widths as he may deem proper and necessary, and as shown on a copy of Land Court Application No. 1188, Map 1, more particularly delineated on Exhibit "A" which is attached hereto and made a part hereof. Access to a public road is provided over Easement 1 as shown on Land Court Application 1188, Map 1, and over Lot A-100-B of Land Court Application 1188, Map 6. Lot B is subject to any other encumbrances that may be noted in Transfer Certificate of Title No. 55,588.

SUBJECT, HOWEVER, to any existing encumbrances and reservations, and 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, that the State of Hawaii, Department of Land and Natural Resources, Division of Forestry and Wildlife shall have the right of first refusal to Lot B when the current General Lease No. S-5381 expires or is terminated early, or prior to the State of Hawaii, Department of Agriculture offering the lessee any extension of the current General Lease No. S-5381.

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.





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DAVID Y IGE
Governor of the State of Hawaii

APPROVED AS TO FORM:

AMANDA J. WESTON

Deputy Attorney General

Dated:



STATE OF HAWAII

Office of the Lieutenant Governor

THIS IS TO CERTIFY That the within is a true copy of Executive Order No. 4528 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.

02-60

SHAN S. TSUTSUI Lieutenant Governor of the State of Hawaii

DONE in Honolulu, this _______ day of

February, A.D. 2017



LAND COURT

TERRITORY OF HAWAII

Map with Application 1188 Territory of Hawaii, Applicant.

Being portions of the ahupuaa of Weliweli. Being land set aside as Government Land. See Volume II, page 2173, of the Revised Laws of Hawaii, 1925.

> Weliweli, Kona, Kauai. Scale linch = 400 feet.

LOT A - Being land situate south of Koloa Sugar Company's Railroad Right - of Way and between Land Court Application 956 and Grant 1414 to Waliwali, Grant 1417 to Haumea, Grant 1419 to Kakeo, Grant 1415 to Kau, Grant 10458, Parcel B to The Koloa Sugar Company and Grant 14071/2 to Kenoi.

AREA 42.33 ACRES.

LOT B - Being land situate north of Koloa Sugar Company's Railroad Right-of- Way and between Land Court Application 956 and Grant 1407/2 to Kenoi, Grant 1409 to Naawa, Grant 1412 to Kaawamaikai, Grant 1410 to Kolua, Grant 1418 to Pahia and Grant 1420 to M. Charman.

AREA 66.10 ACRES.

Together with the following easement: -

EASEMENT I - Being a perpetual easement appurtenant to Lots A and B of this application to rights of way for all purposes, over, under and across the Koloa Sugar Company's Railroad right-of-way (Grant 10458, Parcel A to The Koloa Sugar Company), such rights of way to be designated by the Commissioner of Public Lands or his successors in office, at such times and for such widths as he may deem proper and necessary.

> This map is from an actual survey on the ground made under the direct supervision of the undersigned between the dates of April 23, 1936 and January 29, 1937 and may be checked with field book number 1343, calculation books numbers 21 and 22. and registered maps numbers 1694 and 2998 in the Territorial Survey Office.

TERRITORIAL SURVEY DEPARTMENT.

Honolulu, T.H. October 19, 1937

By: A.E. Newton Burveyor and Maker of Plan. Registered Certificate 70.

TERRITORY OF HAWAII, Applicant Dy: Land Authoria

PRELIM. APPR'D. Department of the **Morney General**

I hereby certify that Decree of Registration dated July 24,1953 and numbered 1730 has issued to The Territory of Hawaii covering the land described hereon and that Owner's Certificate of Title No. 55588 has been transcribed therefrom. Honoluly, T.H. O. H. Mullallan

Registrar of the Land Court.

REDUCED NOT TO SCALE

I hereby certify that the description of survey and map hereon have been examined and checked as to form and mathematical correctness, but not on the ground, and the same have been found to be in accord. Honolulu T.H.

Land Court Surveyor by special appointment.

EXHIBIT "A"

Wiled nov 26.1937 abulan M. ak assistant Registrar

The Kolow Sugar Co. | William K. Mahikan et al. | William K. Mahikan et al. | Own

4185.10

(1)

Grant 1420 to M.Charman

The Koloa Sugar Co. - Om

Grant 1418 to Pahia

The Kolos Sugar G - Owner

Grant 1410 to Kolua

The Koloa Sugar Co. - Owner

Grant 1412 to Roman Catholic Church Own in the Territory of Hawaii

Grant 1409 to Naewa Kolon Sugar Co. Yowners Mathew K.Ukaujen

Grant 1407/2

The Kolon Sugar G. - Owner

to Kenor

The Kolon Sugar G. - Owner

Grant 1415 to Kau

The Kolos Sugar Co. - Owner:

Grant 1419 to Kaken

The Koloa Sugar G. - Owner.

Grant 1417 to Haumea

The Kolon Sugar Co. - Owner

Grant 1414 to Waliwali

The Kolos Sugar Co. - Owner

Grant 1408 to Kauiahewa

Grant 1416 to Eke Opunui

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LOT A

42.33 ACRES.

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Note : 2 denotes number of course in description

Owners of adjoining lands as shown on the map are from records of The Taxation Maps Bureau.

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LOT B 66.10 ACRES

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EASEMENT I

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