

all of Lot A-16-B as shown on Map 41 of Land Court Application 1053, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii containing an area of 3.044 acres, covered by Transfer Certificate of Title No. 66421 issued to the Territory of Hawaii (Land Office Deed 14005), Together with the following:

1. Easement for all purposes across Plantation Road marked "J";
2. Easement for pipeline purposes across Lot 8 as shown on Map 1 of Land Court Application 1689; and
3. Easement for pipeline purposes across Lot A-16-A as shown on Map 41 of Land Court Application 1053;

SUBJECT, HOWEVER, to any and all encumbrances that may be noted on Transfer Certificate of Title No. 66421, 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 prepared by the Survey Division, Department of Accounting and General Services, State of Hawaii, being designated C.S.F. No. 25,836 and dated January 22, 2021, and a copy of Land Court Map 41.

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 County of Hawaii 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:

1. 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.


2. that the State of Hawaii, Department of Defense and the County of Hawaii have an agreement that allows the Starbase Program continued use of the improvements until another site can be found for the program.

3. that the County of Hawaii understands that no Phase 1 Environmental Site Assessment has been performed on the property and agrees to accept the property and improvements in

"as is, where is" condition with all faults and defects, whether latent or patent, and to be responsible for the repair and maintenance of the improvements, including areas utilized by the State of Hawaii, Department of Defense Starbase Program.

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 12th day of March, 2021.



DAVID Y. IGE
Governor of the State of Hawaii

APPROVED AS TO FORM:



COLIN J. LAU
Deputy Attorney General

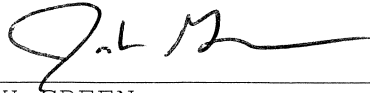
Dated: 2/9/21

STATE OF HAWAII

Office of the Lieutenant Governor

THIS IS TO CERTIFY That the within is a true copy of Executive Order No. 4049 setting aside land and improvements 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.



JOSH GREEN
Lieutenant Governor of the State of Hawaii

DONE in Honolulu, this 16th day of
March, A.D. 2021



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

C.S.F. No. 25,836

January 22, 2021

RECREATIONAL PROGRAMS AND
EXPANDED COMMUNITY USE SITE

Keaau, Puna, Island of Hawaii, Hawaii

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SUBJECT, HOWEVER, to any and all encumbrances that may be noted on Transfer Certificate of Title No. 66421.

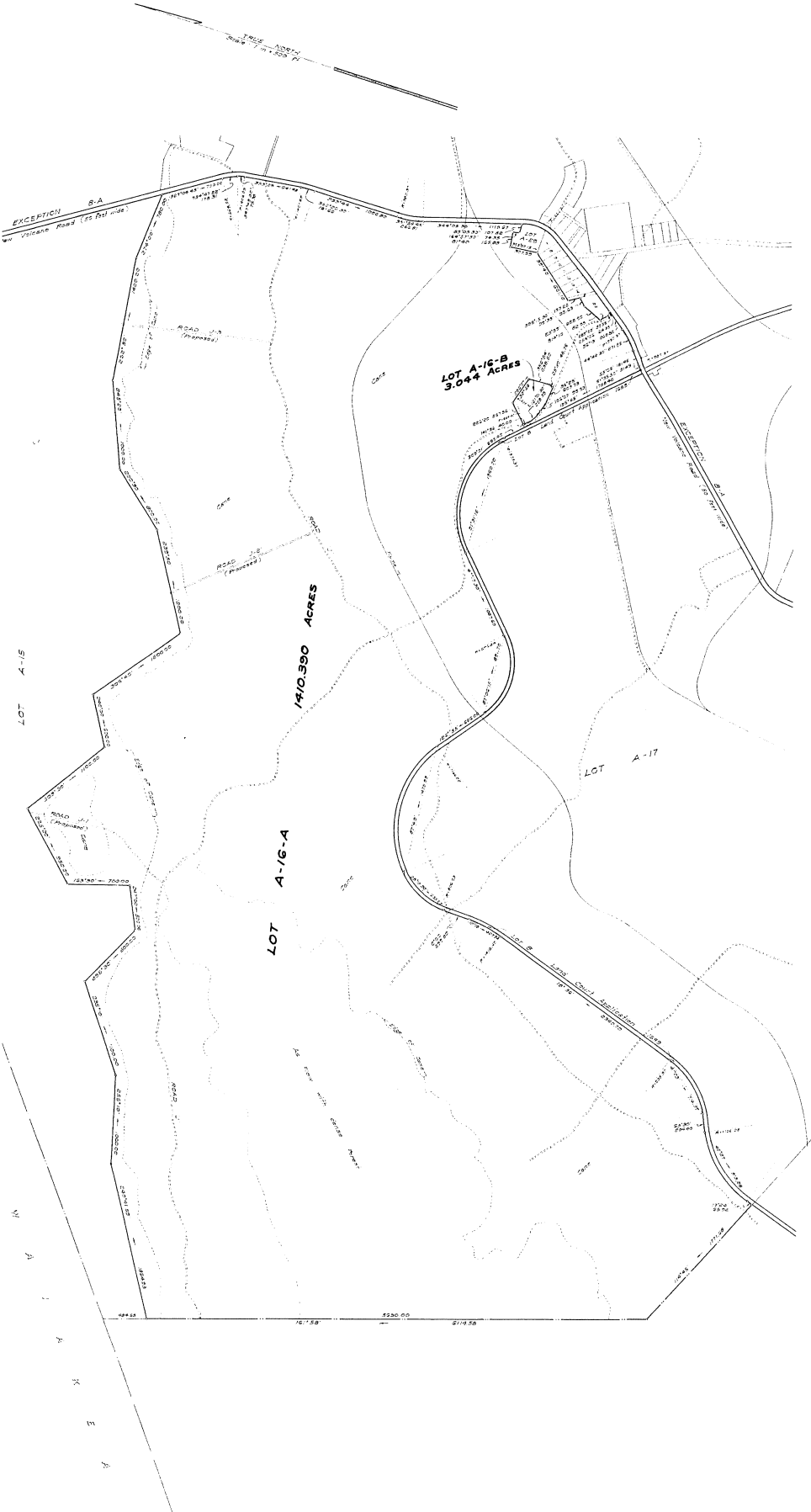
SURVEY DIVISION
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
STATE OF HAWAII

By: *Gerald Z. Yonashiro*
Gerald Z. Yonashiro
Land Surveyor

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Compiled from Land
Court Records.

EXHIBIT "A"



LAND COURT
TERRITORY OF HAWAII

LAND COURT APPLICATION 1053

SUBDIVISION OF LOT A-16
AS SHOWN ON MAP 5
INTO LOTS A-16-A AND A-16-B
AT KEAAU, PUNA, HAWAII, T.H.

HONOLULU, T.H.
August 29, 1955



TERRITORIAL SURVEY DEPARTMENT

By: *[Signature]*
Surveyor and Head of Plan
Registration Certificate 500

OWNER: V. H. SHIPMAN, LIMITED
OWNER'S CERTIFICATE OF TITLE: 15481

AUTHORIZED AND APPROVED BY ORDER OF THE JUDGE
OF THE LAND COURT DATED MARCH 1, 1955.
BY ORDER OF THE COURT

[Signature]
REGISTRAR OF THE LAND COURT

REDUCED NOT TO SCALE

EXHIBIT "B"

[Handwritten notes]
Filed Oct 20, 1956
Citation and statement
of the Registrar