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FROM:

STATE OF HAWAII

BOARD OF LAND AND NATURAL RESOURCES

TO:

STATE OF HAWAII

DEPARTMENT OF LAND AND NATURAL RESOURCES

Division of Forestry and Wildlife

P.O. Box 621

Honolulu, Hawaii 96809

EXECUTIVE ORDER NO. 4672

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 and Section 183-11, 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 FOREST RESERVE PURPOSES, to be under the control and management of the State of Hawaii, Department of Land and Natural Resources, Division of Forestry and Wildlife, being those parcels of land situate at Humuula, North Kona, Island of Hawaii, Hawaii and identified as "Addition to Hilo Forest Reserve, Parcels C and D," consisting of:

 $\underline{\text{Parcel C}}$ containing a gross area of 37.98 acres, more or less and a net area of 35.08 acres, more or less, after exclusion.

Access into and from Hawaii Belt Road shall not be permitted over and across Courses 5 to 13, inclusive, 18, 19 and 21 to 24, inclusive, of the above-described Parcel C.

SUBJECT, HOWEVER, to:

- A. Perpetual Non-Exclusive Easement for Electrical Transmission Line Purposes, Easement 35, covered by Grant of Easement: State of Hawaii to Hawaii Electric Light Co., Inc., dated March 20, 1996 and recorded as Document Nos. 96-043782 and 96-043783 (Land Office Deed S-28144), and
- B. Perpetual Non-Exclusive Utility Easement, Easement B, covered by Grant of Easement: State of Hawaii to Verizon Hawaii, Inc., dated January 2, 2002 and recorded as Document Nos. 2002-003086 and 2002-003087 (Land Office Deed S-28504).

Reserving to the State of Hawaii, its successors and assigns, the free flowage of water, all riparian rights and other rights in and to Kaohaoha Gulch passing over the abovedescribed Parcel C.

 $\underline{\text{Parcel D}}$ containing an area of 5.01 acres, more or less.

Access into and from Hawaii Belt Road shall not be permitted over and across Courses 1 to 6, inclusive, of the above-described Parcel D.

Reserving to the State of Hawaii, its successors and assigns, the free flowage of water, all riparian rights and other rights in and into Kaawalii Stream passing over the above-

described Parcel D.

Parcel C and Parcel D are 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. 25,922 and dated February 4, 2022.

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 Land and Natural Resources, Division of Forestry and Wildlife 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 21st day of Tuly , 2022.

APPROVED AS TO FORM:

Governor of the State of Hawaii

COLIN J. LAU

Deputy Attorney General

STATE OF HAWAII

Office of the Lieutenant Governor

'-	THIS IS TO CE	RIIFY That	the within	is a true	copy of
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	C P	TESTIMONY W Governor of nereunto sub the Great Se	the State o	of Hawaii, s name and	has d caused
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	Ι	Cieutenant (Governor of	the State	of Hawaii
	10D	NE in Honolu	ılu, this _	22nd	day of
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STATE OF HAWAI'I LAND SURVEY DIVISION DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES HONOLULU

C.S.F. No. <u>25,922</u>

February 4, 2022

ADDITION TO HILO FOREST RESERVE

PARCELS C AND D

Humuula, North Hilo, Island of Hawaii, Hawaii

Being portions of the Government (Crown) Land of Humuula.

PARCEL C

Beginning at the southwest corner of this parcel of land, on the north side of Hawaii Belt Road, Seismic Wave Damage Rehabilitation Project No. SDR 3(18), and on the southeast boundary of the Government Land of Ookala at the middle of Kaohaoha Gulch, the coordinates of said point of beginning referred to Government Survey Triangulation Station "HUMUULA" being 3542.12 feet North and 2694.77 feet East, thence running by azimuths measured clockwise from True South:-

- 1. Along the middle of Kaohaoha Gulch along the boundary between the Government Land of Ookala and the Government (Crown) Land of Humuula to seashore, the direct azimuth and distance being: 232° 52' 36" 1114.56 feet;
- Thence along seashore, the direct azimuth and distance between points along said 2. seashore being:

313° 12' 13"

2107.32 feet;

3.	19°	59'	417.33	feet	along Grant 7565 to Waip Agricultural Co., Ltd.;	unalei
4.	72°	07'	218.65	feet	along Grant 7800 to Waip Agricultural Co., Ltd.;	unalei
5.	Thenc	ce along the east side o	of Hawaii	Belt	Road, Seismic Wave Dam Rehabilitation Project No. a curve to the left with a rafeet, the chord azimuth an being: 183° 36' 36"	SDR 3(18) on adius of 595.87
6.	Thenc	ee along the east side o	of Hawaii	Belt	Road, Seismic Wave Dam Rehabilitation Project No. a curve to the left with a ra- feet, the chord azimuth an being: 149° 40' 30"	SDR 3(18) on adius of 711.62
7.	207°	22'	49.14	feet	along a jog on the north sid Belt Road, Seismic Wave Rehabilitation Project No.	Damage
8.	107°	10'	146.98	feet	along the north side of Har Seismic Wave Damage Re Project No. SDR 3(18);	
9.	18°	41' 10"	59.09	feet	along a jog on the north sid Belt Road, Seismic Wave Rehabilitation Project No.	Damage
10.	Thenc	ce along the north side	of Hawa	ii Be	elt Road, Seismic Wave Da Rehabilitation Project No. a curve to the left with a ra- feet, the chord azimuth an being: 106° 16' 35"	SDR 3(18) on adius of 899.37
11.	103°	52'	458.55	feet	along the north side of Har Seismic Wave Damage Ro Project No. SDR 3(18);	•

12.	193°	52'	25.00	feet along a jog on the north side of Hawaii Belt Road along Parcel 9 of Hawaii Belt Road, Truck Climbing Lanes Project No. 19GH-02-71, Governor's Executive Order 3888;
13.	103°	52'	88.07	feet along the north side of Hawaii Belt Road along Parcel 9 of Hawaii Belt Road, Truck Climbing Lanes Project No. 19GH-02-71, Governor's Executive Order 3888;
14.	206°	10'	67.58	feet along Grant 7305 to Kaiwiki Sugar Co., Ltd.;
15.	107°	10'	367.29	feet along Grant 7305 to Kaiwiki Sugar Co., Ltd.;
16.	99°	38'	204.52	feet along Grant 7305 to Kaiwiki Sugar Co., Ltd.;
17.	34°	31'	77.03	feet along Grant 7305 to Kaiwiki Sugar Co., Ltd.;
18.	34°	31'	26.72	feet along Boundary A of Hawaii Belt Road, Truck Climbing Lanes Project No. 19GH-02-71, Governor's Executive Order 3888;
19.	103°	52'	104.70	feet along the north side of Hawaii Belt Road, Seismic Wave Damage Rehabilitation Project No. SDR 3(18);
20.	103°	52'	30.00	feet along the north side of Hawaii Belt Road, Seismic Wave Damage Rehabilitation Project No. SDR 3(18);
21.	103°	52'	31.68	feet along the north side of Hawaii Belt Road, Seismic Wave Damage Rehabilitation Project No. SDR 3(18);
22.	Then	ce along the north side	e of Hawa	Rehabilitation Project No. SDR 3(18) on a curve to the right with a radius of 925.40 feet, the chord azimuth and distance being: 133° 51' 33" 20.00 feet;

23. 118° 59' 20"

172.08 feet along the north side of Hawaii Belt Road along Parcels 7 and 6 of Hawaii Belt Road, Truck Climbing Lanes Project No. 19GH-02-71, Governor's Executive Order 3888;

24. Thence along the north side of Hawaii Belt Road, Seismic Wave Damage

Rehabilitation Project No. SDR 3(18) on a curve to the right with a radius of 985.40 feet, the chord azimuth and distance being: 146° 49' 30" 91.41 feet; to the point of beginning and containing a GROSS AREA OF 37.98 ACRES, MORE OR LESS and a NET AREA OF 35.08 ACRES, MORE OR LESS, after excluding therefrom Portion of Old Government Main Road (2.90 Acres, More or Less) as shown on plan attached hereto and made a part hereof.

Access into and from Hawaii Belt Road shall not be permitted over and across Courses 5 to 13, inclusive, 18, 19 and 21 to 24, inclusive, of the above-described Parcel C.

SUBJECT, HOWEVER, to the following:

- A. Perpetual Non-Exclusive Easement for Electrical Transmission Line Purposes, Easement 35, covered by Grant of Easement: State of Hawaii to Hawaii Electric Light Co., Inc., dated March 20, 1996 and recorded as Document Nos. 96-043782 and 96-043783 (Land Office Deed S-28144).
- B. Perpetual Non-Exclusive Utility Easement, Easement B, covered by Grant of Easement: State of Hawaii to Verizon Hawaii, Inc., dated January 2, 2002 and recorded as Document Nos. 2002-003086 and 2002-003087 (Land Office Deed S-28504).

Reserving to the State of Hawaii, its successors and assigns, the free flowage of water, all riparian rights and other rights in and to Kaohaoha Gulch passing over the above-described Parcel C.

PARCEL D

Beginning at the southwest corner of this parcel of land, at the middle of Kaawalii Stream on the northwesterly boundary of Grant 5528 to Anehila Holokahi, and on the east side of Hawaii Belt Road, Seismic Wave Damage Rehabilitation Project No. SDR 3(18), the coordinates of said point of beginning referred to Government Survey Triangulation Station "HUMUULA" being 1554.49 feet North and 4501.05 feet East, thence running by azimuths measured clockwise from True South:-

1.	153°	59'	89.00	feet along the east side of Hawaii Belt Road, Seismic Wave Damage Rehabilitation Project No. SDR 3(18);
2.	63°	59'	117.00	feet along a jog on the east side of Hawaii Belt Road, Seismic Wave Damage Rehabilitation Project No. SDR 3(18);
3.	144°	28'	144.40	feet along the east side of Hawaii Belt Road, Seismic Wave Damage Rehabilitation Project No. SDR 3(18);
4.	234°	28'	274.83	feet along the southeast side of Hawaii Belt Road, Seismic Wave Damage Rehabilitation Project No. SDR 3(18);

- 5. Thence along the southeast side of Hawaii Belt Road, Seismic Wave Damage
 Rehabilitation Project No. SDR 3(18), on a
 curve to the left with a radius of 769.78
 feet, the chord azimuth and distance being:
 228° 58' 147.56 feet;
- 6. Thence along the southeast side of Hawaii Belt Road, Seismic Wave Damage
 Rehabilitation Project No. SDR 3(18), on a
 curve to the left with a radius of 595.87
 feet, the chord azimuth and distance being:
 205° 24' 20" 369.48 feet;

7. 252° 07' 218.67 feet along Grant 7800 to Waipunalei Agricultural Co., Ltd.;
8. 349° 59' 292.91 feet along Grant 7565 to Waipunalei Agricultural Co., Ltd. to the middle of Kaawalii Stream;

9. Thence along the middle of Kaawalii Stream along Grant 5528 to Anehila

Holokahi, the direct azimuth and distance

being:

45° 30' 25"

735.17 feet

to the point of beginning and containing an AREA OF 5.01 ACRES, MORE OR LESS.

Access into and from Hawaii Belt Road shall not be permitted over and across Courses 1 to 6, inclusive, of the above-described Parcel D.

Reserving to the State of Hawaii, its successors and assigns, the free flowage of water, all riparian rights and other rights in and into Kaawalii Stream passing over the above-described Parcel D.

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

Meyer A. Cummins

Land Surveyor

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Compiled from CSF 23,231 and other Govt. Survey Records.

