LAND COURT SYSTEM REGULAR SYSTEM

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STATE OF HAWAII FROM:

BOARD OF LAND AND NATURAL RESOURCES

TO: STATE OF HAWAII

> DEPARTMENT OF AGRICULTURE 1428 South King Street Honolulu, Hawaii 96814

> > EXECUTIVE ORDER NO. 4682

#### 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 AQUACULTURE, DIVERSIFIED AGRICULTURE, AND ANCILLARY USES PURPOSES, to be under the control and management of the State of Hawaii, Department of Agriculture, being those

certain parcels of land as follows:

"Aquaculture, Diversified Agriculture, and Ancillary Use Purposes Site, Parts 1 and 2," situate at Kaena, Waialua, Oahu, Hawaii, Part 1 being all of Lot 4 as shown on Map 3 of Land Court Application 588 filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii containing an area of 36.06 acres, covered by Transfer Certificate of Title No. 219,040 issued to the State of Hawaii (Land Office Deed S-26937), SUBJECT, HOWEVER, to any and all encumbrances that may be noted on Transfer Certificate of Title No. 219,040, and Part 2 being all of Lot 5 as shown on Map 3 of Land Court Application 588 filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii, containing an area of 29.74 acres covered by Transfer Certificate of Title No. 197,552 issued to the State of Hawaii (Land Office Deed S-26937), SUBJECT, HOWEVER, to any and all encumbrances that may be noted on Transfer Certificate of Title No. 197,552, 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 as C.S.F. No. 25,943 and dated July 8, 2022, and a copy of Land Court Map 3,

"Aquaculture, Diversified Agriculture, and Ancillary Use Purposes Site, Part 3," situate at Kaena, Waialua, Oahu, Hawaii, being a portion of Lot 1-A as shown on Map 4 of Land Court Application 588 filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii, containing an area of 5.801 acres, covered by Transfer Certificate of Title No. 114,447 issued to the State of Hawaii (Land Office Deed S-24521), SUBJECT, HOWEVER, to Area 7 of Clear Zone Easement, Dillingham Airfield, containing an area of 0.987 acre, more particularly described in Exhibit "C" and delineated on Exhibit "D," 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 as C.S.F. No. 25,944 and dated July 8, 2022, and

"Aquaculture, Diversified Agriculture, and Ancillary Use Purposes Site, Part 4," situate at Kaena, Waialua, Oahu, Hawaii, containing a gross area of 76.674 acres and a net area of 76.376 acres after excluding therefrom Parcel 2 of Dillingham

Air Force Base Facilities, Governor's Executive Order 1530 containing an area of 0.298 acre, SUBJECT, HOWEVER, to Perpetual Non-Exclusive Access Road Easement (16 ft. wide), Governor's Executive Order 1530 and Perpetual Non-Exclusive Pipeline Easement (10 ft. wide), Governor's Executive Order 1530, more particularly described in Exhibit "E" and delineated on Exhibit "F," 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 as C.S.F. No. 25,945 and dated July 8, 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 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.

Caused the Great Seal of the State of Hawaii to be affixed.  Done at the Capitol at Honolulu this day of	IN	WITNESS	WHEREOF,	. I have	e hereunto	set my	hand	and
	caused the Gr	ceat Seal	l of the	State o	of Hawaii	to be at	fixed	ł.
	Done at the (	Capitol a	at Honoli	ılu this	5 14th	day	of	
September, 2022.	_			_, 2022.		_		

APPROVED AS TO FORM:

Governor of the State of Hawaii

DANIEL A. MORRIS

Deputy Attorney General

Dated: <u>SEP - 6 2022</u>

### STATE OF HAWAII

### Office of the Lieutenant Governor

		Sep	otember		, A.D	. 2022
		DONE in Ho	nolulu, thi	is	7th	day of
		JOS¶ GREI Lieutena	EN nt Governo:	r of the S	State of	Hawaii
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		hereunto	NY WHEREOF, of the Sta subscribed t Seal of t	ate of Hav d his name	waii, has e and cau	ısed
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## STATE OF HAWAI'I LAND SURVEY DIVISION DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES HONOLULU

C.S.F. No. <u>25,943</u>

### AQUACULTURE, DIVERSIFIED AGRICULTURE, AND ANCILLARY USE PURPOSES SITE

PARTS 1 AND 2

Kaena, Waialua, Oahu, Hawaii

### PART 1

Being all of Lot 4 as shown on Map 3 of Land Court Application 588, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii, containing an AREA OF 36.06 ACRES and covered by Transfer Certificate of Title No. 219,040 issued to the State of Hawaii (Land Office Deed S-26937).

SUBJECT, HOWEVER, to any and all encumbrances that may be noted on Transfer Certificate of Title No. 219,040.

#### PART 2

Being all of Lot 5 as shown on Map 3 of Land Court Application 588, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii, containing an AREA OF 29.74 ACRES and covered by Transfer Certificate of Title No. 197,552 issued to the State of Hawaii (Land Office Deed S-26937).

July 8, 2022

lk

SUBJECT, HOWEVER, to any and all encumbrances that may be noted on Transfer Certificate of Title No. 197,552.

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

Meyer A. Cummins

A. Cummin

Land Surveyor

Compiled from Land Court Records.

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MAP

### EXHIBIT B



# STATE OF HAWAI'I LAND SURVEY DIVISION DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES HONOLULU

C.S.F. No. 25,944

July 8, 2022

## AQUACULTURE, DIVERSIFIED AGRICULTURE, AND ANCILLARY USE PURPOSES SITE

#### PART 3

Kaena, Waialua, Oahu, Hawaii

Being a portion of Lot 1-A as shown on Map 4 of Land Court Application 588 filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii covered by Transfer Certificate of Title No. 114,447 issued to the State of Hawaii (Land Office Deed S-24521).

Beginning at the northwest corner of this parcel of land, at the northeast corner of Lot 2-A as shown on Map 2 of Land Court Application 588 and on the south side of 20-ft. Reserve for Public Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "RICE" being 1072.41 feet South and 3265.45 feet West, thence running by azimuths measured clockwise from True South:-

1.	251°	50'	1052.84	feet along the south side of 20-ft. Reserve for Public Road;
2.	0°	34'	406.71	feet along Lots 1-B-2 and 1-B-3 as shown on Map 6 of Land Court Application 588;
3.	93°	22'	622.26	feet along Lot 4 as shown on Map 3 of Land Court Application 588;

C.S.F. No. <u>25,944</u>	July 8, 2022
4. 57° 10'	366.90 feet along Lot 4 as shown on Map 3 of Land Court Application 588;
5. 164° 29'	249.94 feet along Lot 4 as shown on Map 3 and Lot 2-A as shown on Map 2 of Land Court Application 588 to the point of beginning and containing an AREA OF 5.801 ACRES.

SUBJECT, HOWEVER, to Area 7 of Clear Zone Easement, Dillingham Airfield, State Project No. O-1290 and A.D.A.P. Project No. 5-15-0018-02, as shown on plan attached hereto and made a part hereof and more particularly described as follows:

### Area 7 of Clear Zone Easement

Beginning at the northeast corner of this easement and at the end of Course 1 of the above-described Part 3 of Aquaculture, Diversified Agriculture, and Ancillary Use Purposes Site, thence running by azimuths measured clockwise from True South:-

1.	0.	34'		238.57	feet along Lots 1-B-2 and 1-B-3 as shown on Map 6 of Land Court Application 588;
2.	84°	51'	54"	201.41	feet along the remainder of Lot 1-A as shown on Map 4 of Land Court Application 588;
3.	180°	34'	32"	190.62	feet along the remainder of Lot 1-A as shown on Map 4 of Land Court Application 588;
4.	251°	50'		211.60	feet along the south side of 20-ft. Reserve for Public Road to the point of beginning and containing an AREA OF 0.987 ACRE.

C.S.F. No. <u>25,944</u> July 8, 2022

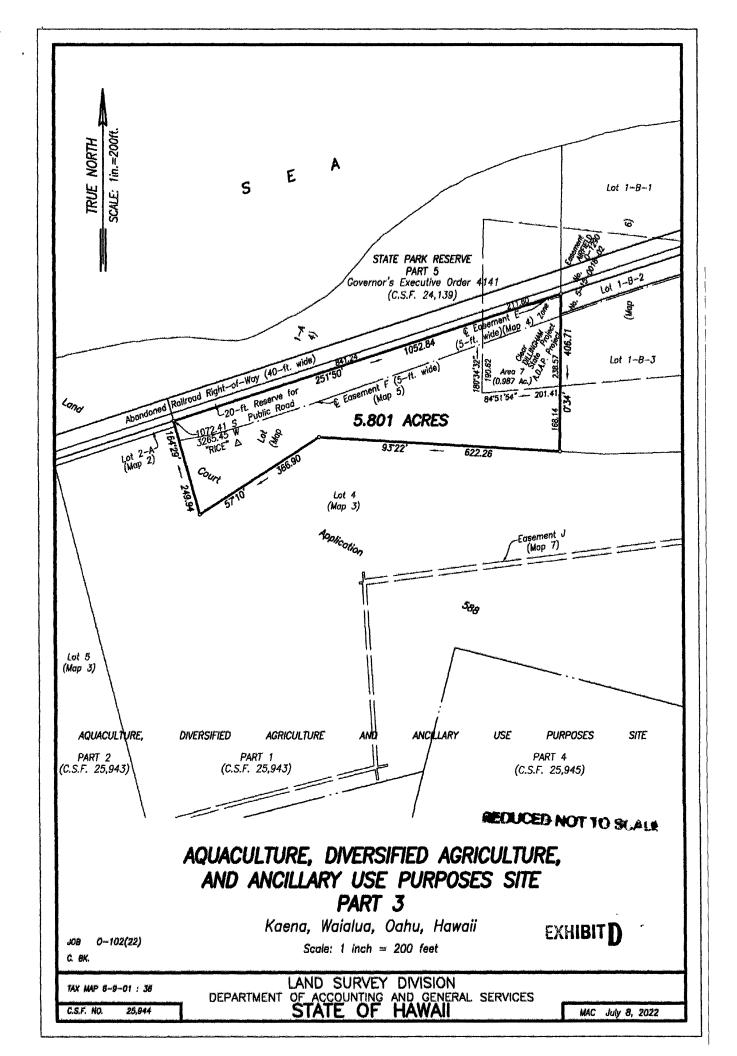
SUBJECT, ALSO, to any and all encumbrances that may be noted on Transfer Certificate of Title No. 114,447.

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

Meyer A. Cummins

Land Surveyor

Compiled from CSF 25,401, Land Court, and other Govt. Survey Records.





# STATE OF HAWAI'I LAND SURVEY DIVISION DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES HONOLULU

C.S.F. No. <u>25,945</u> July 8, 2022

### AQUACULTURE, DIVERSIFIED AGRICULTURE, AND ANCILLARY USE PURPOSES SITE

### PART 4

Kaena, Waialua, Oahu, Hawaii

Being a portion of the Government Land of Kaena.

Beginning at the southeast corner of this parcel of land and at the common boundary of the lands of Kaena, Kealia and Kuaokala, the coordinates of said point of beginning referred to Government Survey Triangulation Station "RICE" being 3749.25 feet South and 975.40 feet West, thence running by azimuths measured clockwise from True South:-

1.	97°	10'	2059.60	feet along Public Shooting Ground and Game Reserve, Governor's Executive Order 1716;
2.	194°	35'	1895.70	feet along the remainder of the Government Land of Kaena and Lot 4 as shown on Map 3 of Land Court Application 588;
3.	284°	35'	1361.60	feet along Lot 4 as shown on Map 3 of Land Court Application 588;
4.	14°	35'	132.00	feet along Lot 4 as shown on Map 3 of Land Court Application 588;



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5.	284°	35'	20	1.88	feet along Lot 4 as shown on Map 3 of Land Court Application 588;
6.	347°	25'	37	73.15	feet along Parcel 1 of Dillingham Air Force Base Facilities, Governor's Executive Order 1530;
7.	317°	48'	16	53.70	feet along Parcel 1 of Dillingham Air Force Base Facilities, Governor's Executive Order 1530;
8.	13°	46'	30" 10	)6.35	feet along Parcel 1 of Dillingham Air Force Base Facilities, Governor's Executive Order 1530;
9.	284°	35'	17	0.10	feet along Parcel 1 of Dillingham Air Force Base Facilities, Governor's Executive Order 1530;
10.	14°	35'	96	9.80	feet along the Government Land of Kealia to the point of beginning and containing a GROSS AREA OF 76.674 ACRES and a NET AREA OF 76.376 ACRES after excluding therefrom Parcel 2 of Dillingham Air Force Base Facilities, Governor's Executive Order 1530 containing an area of 0.298 Acre as shown on plan attached hereto and made a part hereof and more particularly described as follows:

### Parcel 2 of Dillingham Air Force Base Facilities

Beginning at the southwest corner of this parcel of land, the coordinates of said point of beginning referred to Government Survey Triangulation Station "RICE" being 2662.66 feet South and 1365.04 feet West, thence running by azimuths measured clockwise from True South:-

feet;	66.05	17'	194°	1.
feet;	215.30	17'	284°	2.
feet:	35.00	17'	14°	3.

C.S.F. No. <u>25,945</u>

July 8, 2022

4. 81° 44'

77.50 feet;

5. 103° 45'

143.75 feet to the point of beginning and containing an AREA OF 0.298 ACRE.

The above-described Part 4 of Aquaculture, Diversified Agriculture, and Ancillary Use Purposes Site is SUBJECT, HOWEVER, to the following easements as set forth by Governor's Executive Order 1530:

- A. Perpetual Non-Exclusive Access Road Easement (16 ft. wide), Governor's Executive Order 1530.
- B. Perpetual Non-Exclusive Pipeline Easement (10 ft. wide), Governor's Executive Order 1530.

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

Meyer A. Cummins

Land Surveyor

Compiled from CSF 25,402 and other Govt. Survey Records.

