

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

April 27, 2012

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

Ref. No.: 12OD-030

Oahu

Consent to Assign General Lease No. S-4902, Bonnie-Lee H. Echiberi, Assignor, to Bonnie-Lee H. Echiberi and Auralee Shea, Assignee, Maunalaha Homesites, Makiki, Honolulu, Oahu, Tax Map Key: (1) 2-5-024:024.

APPLICANT:

Bonnie-Lee H. Echiberi, as Assignor, to Bonnie-Lee H. Echiberi and Auralee Shea, Joint Tenant, as Assignee.

LEGAL REFERENCE:

Section 171-36(a)(5), Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands situated on Lot 19, Maunalaha Homesites, Makiki, Honolulu, Oahu, Tax Map Key: (1) 2-5-024:024, as shown on the map attached as Exhibit 1.

AREA:

0.52 acre, more or less.

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: No

CHARACTER OF USE:

Residential purposes.

TERM OF LEASE:

65 years, commencing on December 1, 1983 and expiring on November 30, 2048. Last rental reopening occurred on November 30, 2008; next rental reopening is scheduled for November 30, 2028.

ANNUAL RENTAL:

\$120.00, due semi-annually.

RECOMMENDED PREMIUM:

Not applicable as the lease does not allow for a premium.

DCCA VERIFICATION:

ASSIGNOR:

Individual, not applicable

ASSIGNEE:

Individual, not applicable

REMARKS:

GL-4902 is a direct lease issued to Bonnie-Lee H. Echiberi, pursuant to Act 225, SLH 1981 which authorized the Board to negotiate and enter into long term residential leases with persons who meet the following criteria, as approved by the Board on August 12, 1983, item F-14:

1. At the time of enactment of the act reside on a parcel or parcels of land on tax map key (1) 2-5-019 and 2-5-020, or have permits allowing them to reside on such land, or are descendants of persons who lawfully resided on such land before 1920;
2. Have built homes on such land for use as their own residence prior to 1940 pursuant to government authority; and
3. Can prove that the various governments of Hawaii have expressed an intent to grant them long-term tenure.

The Lessee remarried in February 1990 to Mr. Raymondo Echiberi, Jr. and changed her name to Bonnie-Lee H. Echiberi. A copy of the birth certificate for Auralee Shea has been filed in this office, confirming that she is the daughter of the current Lessee, from her first marriage.

The rent payment for GL-4902 is current.

The Assignee has not had a lease, permit, easement or other disposition of State lands terminated within the last five years due to non-compliance with such terms and conditions.

Pursuant to condition 14, "Assignment" of the lease, "the proposed assignee shall agree in writing, as a condition precedent, to abide by and to be bound by the terms, conditions and covenants of the herein Lease agreement." According to the assignment of lease

provided by the applicants, the Assignee has agreed to comply with the terms and conditions of the Lease.

Staff is considering the subject request to be a housekeeping matter. At the present time, there are no pertinent issues or concerns related to the subject request. Therefore, staff does not have any objections to the subject request.

RECOMMENDATION: That the Board

Consent to the assignment of General Lease No. S-4902 from Bonnie-Lee H. Echiberi, as Assignor, to Bonnie-Lee H. Echiberi and Auralee Shea, as Assignee, subject to the following:

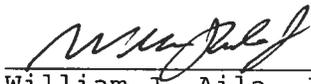
1. The standard terms and conditions of the most current consent to assignment form, as may be amended from time to time;
2. Review and approval by the Department of the Attorney General; and
3. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



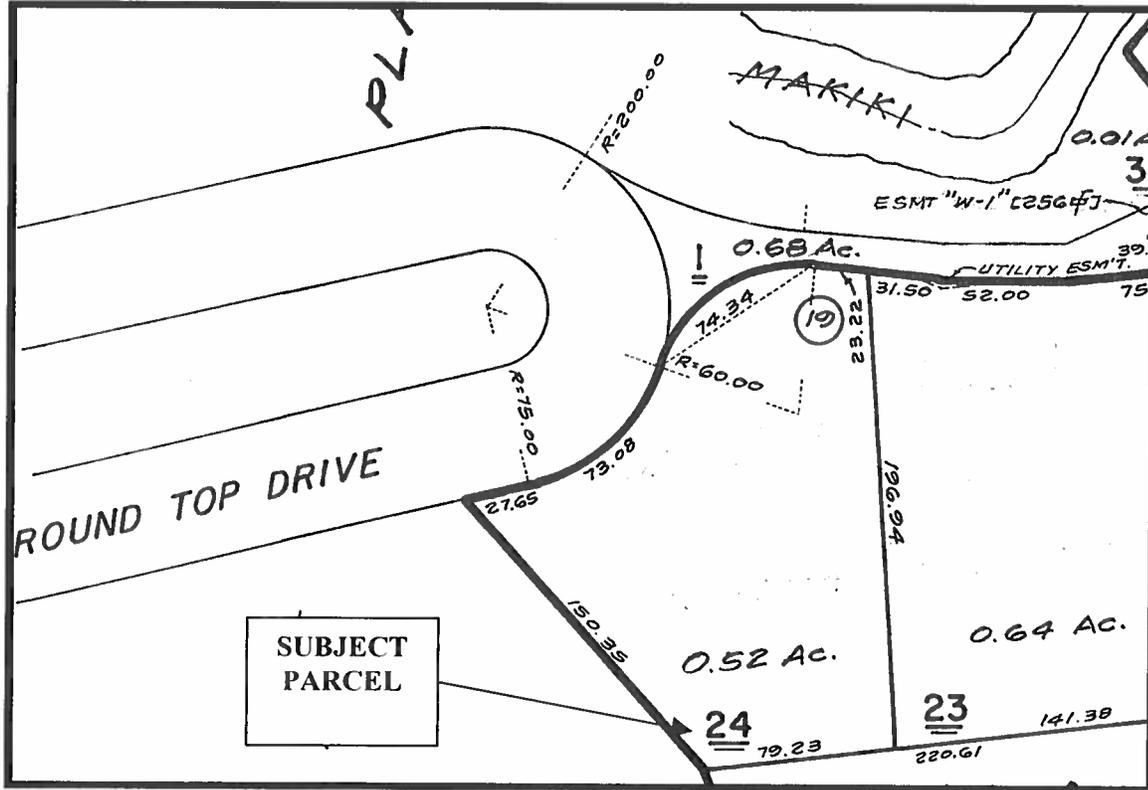
Timmy Chee
Land Agent

APPROVED FOR SUBMITTAL:



William J. Aila, Jr., Chairperson





TAX MAP KEY: (1) 2-5-024:024

EXHIBIT 1