

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

April 10, 2015

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

File No.:10474 (H)

HAWAII

Issuance of Land Patent in Confirmation of Land Commission Award No. 7825 to **Kaaukai** situate at Paalaea 3rd, District of Hamakua, Hawaii, Tax Map Key: (3) 4-5-002:021 and 084, (portion of).

APPLICANT:

Alan M. Okamoto, Esquire, for **RABO AGRIFINANCE, Inc.**, a foreign corporation, incorporated under the laws of Delaware, and duly registered with the Department of Commerce and Consumer Affairs, State of Hawaii, whose agents' business and mailing address is 1136 Union Mall, Suite 301, Honolulu, Hawaii 96813.

LEGAL REFERENCE:

Section 171-23, Hawaii Revised Statutes, as amended,
Sections 172-11 and 12, Hawaii Revised Statutes, as amended,
Section 182-2, Hawaii Revised Statutes, as amended and
Section 664-5, Hawaii Revised Statutes, as amended.

LOCATION:

The private property awarded under Land Commission Award No. 7825 to **Kaaukai**, situate at Paalaea 3rd, District of Hamakua, Island of Hawaii, contains an area of 8.6 acres, more or less, and identified as being portions of Tax Map Keys: (3)4-5-002:021 and 084, as shown on the attached map labeled Exhibit A.

DCCA VERIFICATION:

Place of business registration confirmed:	YES <u> X </u>	NO <u> </u>
Registered business name confirmed:	YES <u> X </u>	NO <u> </u>
Applicant in good standing confirmed:	YES <u> X </u>	NO <u> </u>

APPLICANT REQUIREMENTS:

The Applicant has provided a copy of Land Commission Award 7825 with the original survey map and description of the subject property attached thereto. (See Exhibit B)

REMARKS:

In accordance with the Act of August 6, 1850, Land Commission Award 7825, as adjudicated on November 29, 1851, awarded a fee simple title to Kaaukai, free and clear of commutation.

The staff abstractor has confirmed that no patent has been issued in confirmation of this award to Kaaukai.

Although no commutation is due, the patent issued in confirmation of Land Commission Award 7825 will evidence that the government's right to commutation therein is satisfied and released

The Office of Hawaiian Affairs (OHA) provided no comments.

RECOMMENDATION:

Staff recommends that the Board consent to the issuance of a Land Patent in Confirmation of Land Commission Award No. 7825 to Kaaukai, subject to the following:

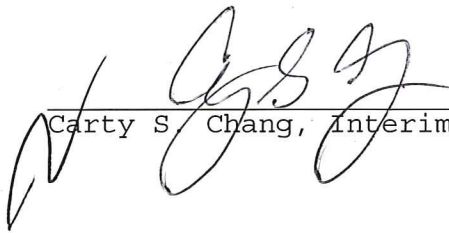
1. The terms and conditions as prescribed by law upon the issuance of Land Patents in confirmation of Land Commission Awards, as may be amended from time to time;
2. Review and approval by the Department of the Attorney General; and
3. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State of Hawaii.

Respectfully Submitted,

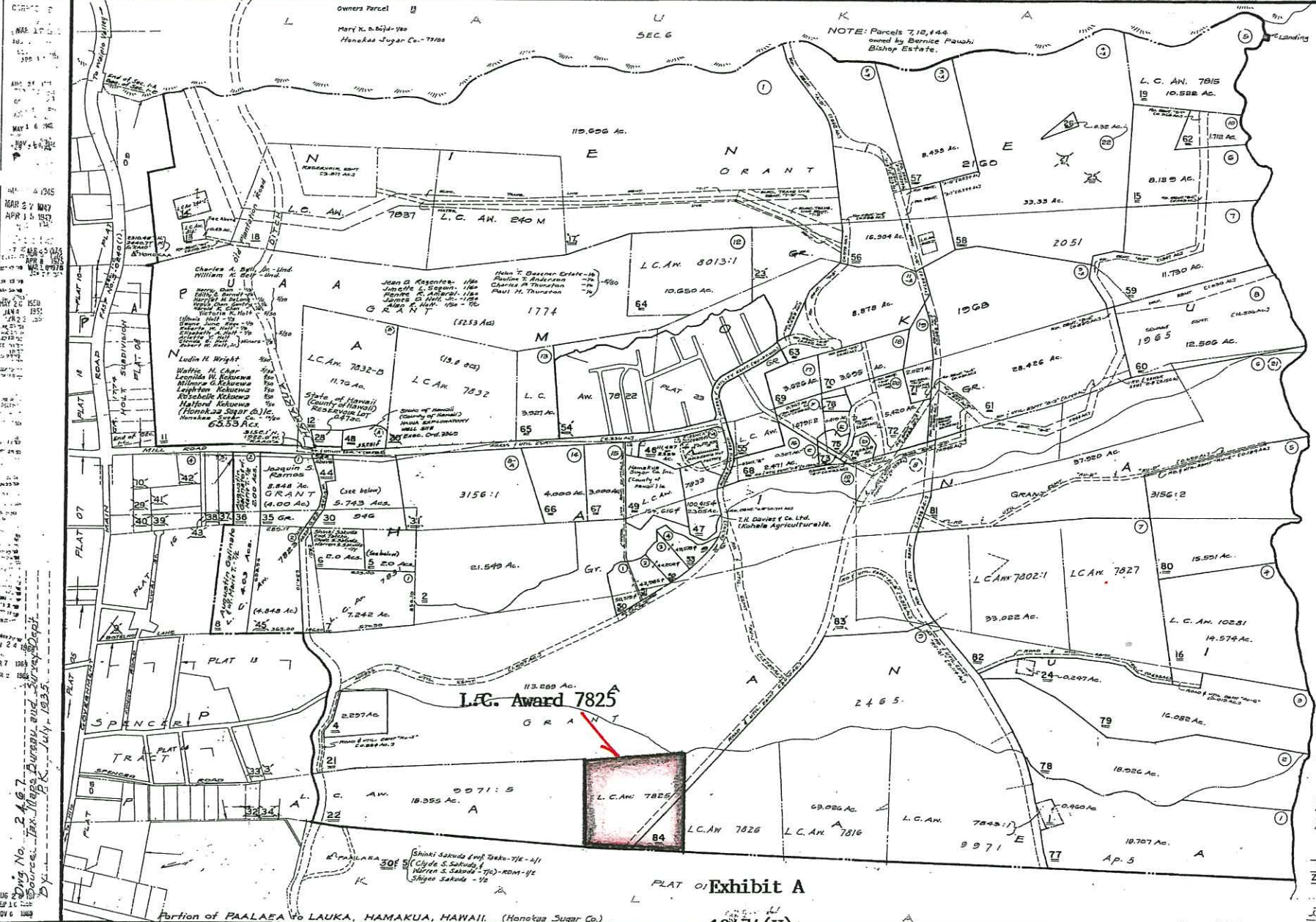


E. Mahoe Collins
Staff Abstractor

APPROVED FOR SUBMITTAL:



Carty S. Chang, Interim Chairperson



No. 2467
 Survey and Survey Plat
 July 1935
 D.C.

Portion of PAALAEA to LAUKA, HAMAKUA, HAWAII. (Honolulu Sugar Co.)

Exhibit A

10-74 (H)

ADVANCE SHEET
 SUBJECT TO CHANGE
 Proposed Parcels: 24, 25, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100

THIRD DIVISION	ZONE SEC. PLAT	
4	5	02
CONTAINING PARCELS		
SCALE: 1 in. = 300 ft.		

PRINTED

Ulu pua lani. H.M.

W. H. King
G. M. Robertson
J. H. Kaula
J. H. Smith

Amelaku Noomaka 39. 1857

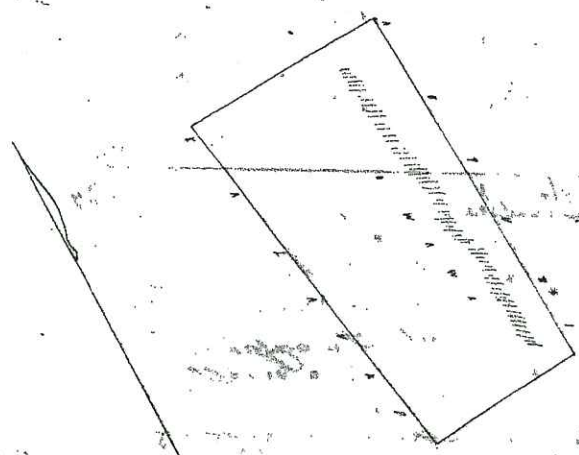
Ulu 7809 Heleba

Amelaku Hawaii

Kulana ana Naas 3 Heleba Hawaii. E hoomaka ana ana ke kiki M. o pili ana ana ke Kalauas u o holi ana ana 8' 5 1/2' kaul. 4' 1/2' ana 9' 1/2' kaul. alaka i ke Kalauas kiki maika. alaka Heleba 8' 5 1/2' kaul. alaka M. o ana 13 kaul. analuna ana o ke awawa ulu alaka ana 8' 5 1/2' kaul. ana ana ke awawa alaka i kiki o hoomaka i ana ana 8' 1/2' kaul.

Noomaka 11. 1857

C. J. Lyons Sur.



Ulu pua lani. H.M.

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Amelaku Noomaka 39. 1857

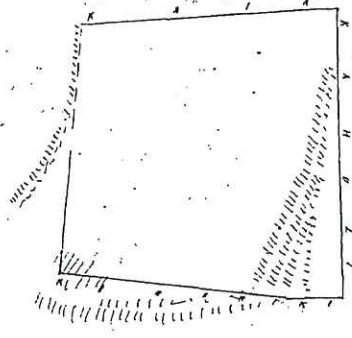
Ulu 7825 Heleba

Amelaku Hawaii

Kulana ana Naas 3 Heleba Hawaii. E hoomaka ana ana ke kiki ana ana ke Kalauas u o holi ana ana 12' 1/2' kaul. 4' 1/2' ana 13' kaul. alaka i ke Kalauas kiki maika. alaka Heleba 12' 1/2' kaul. alaka M. o ana 13 kaul. analuna ana o ke awawa ulu alaka ana 12' 1/2' kaul. ana ana ke awawa alaka i kiki o hoomaka i ana ana 12' 1/2' kaul.

Noomaka 11. 1857

C. J. Lyons Sur.



3 KARL. - 1 KARL.

Uku paou hou 8600
 W. Lee
 Louieki
 G. M. Robertson
 J. Kakaalaha
 J. H. Smith

Amululu November 29 1857
 Ulu 8330 Kakaalaha

Kakaalaha Hawaii

Kulawau ma Paalaa i Kakaalaha Hawaii. I koomaka ana ma ke kiki o Ah. Kom. o keia
 kumpua i kea uluuli, 331 kaul. maaha i ke kiki o ke Kaka. a i ke holo ana den. 9 Kom. 1770 kaul.
 ana ke Kaka. 4 ana ke Kakaalaha, ahiki i ke Kakaalaha, kiki maaha, alaila den. 672 ki 568 kaul.
 ahiki i ke Kakaalaha, alaila Ah. Kom. 1770 kaul. ana ke Kakaalaha alaila Ah. Kom. 630 kaul. ahiki
 i ke kiki o koomaka ana ma keia Ahana W. Lee.
 November 10 - 1857.

C. J. Lyons, Sur.



Uku paou hou 8600
 W. Lee
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