

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.10472 (H)

HAWAII

Issuance of Land Patent in Confirmation of Land Commission Award No. 7802 to Kaheana situate at Papaanui, District of Hamakua, Island of Hawaii, Tax Map Key: (3) 4-5-002: 024 and (3) 4-5-002:082 (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. 7802 to Kaheana, situate at Papaanui, District of Hamakua, Island of Hawaii, is comprised of 2 apana (parcels) containing an aggregate area of 11.04 acres, more or less, and identified as Tax Map Keys: (3) 4-5-002:082 (portion of) and (3) 4-5-002:024, as shown on the attached map labeled Exhibit A.

DCCA VERIFICATION:

Place of business registration confirmed: YES X NO _____
Registered business name confirmed: YES X NO _____
Applicant in good standing confirmed: YES X NO _____

APPLICANT REQUIREMENTS:

The Applicant has provided a copy of Land Commission Award 7802 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 7802, as adjudicated on November 29, 1851, awarded a fee simple title to Kaheana, free and clear of commutation.

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

Although no commutation is due, the patent issued in confirmation of Land Commission Award 7802 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 the subject Land Commission Award No. 7802 to Kaheana, 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,

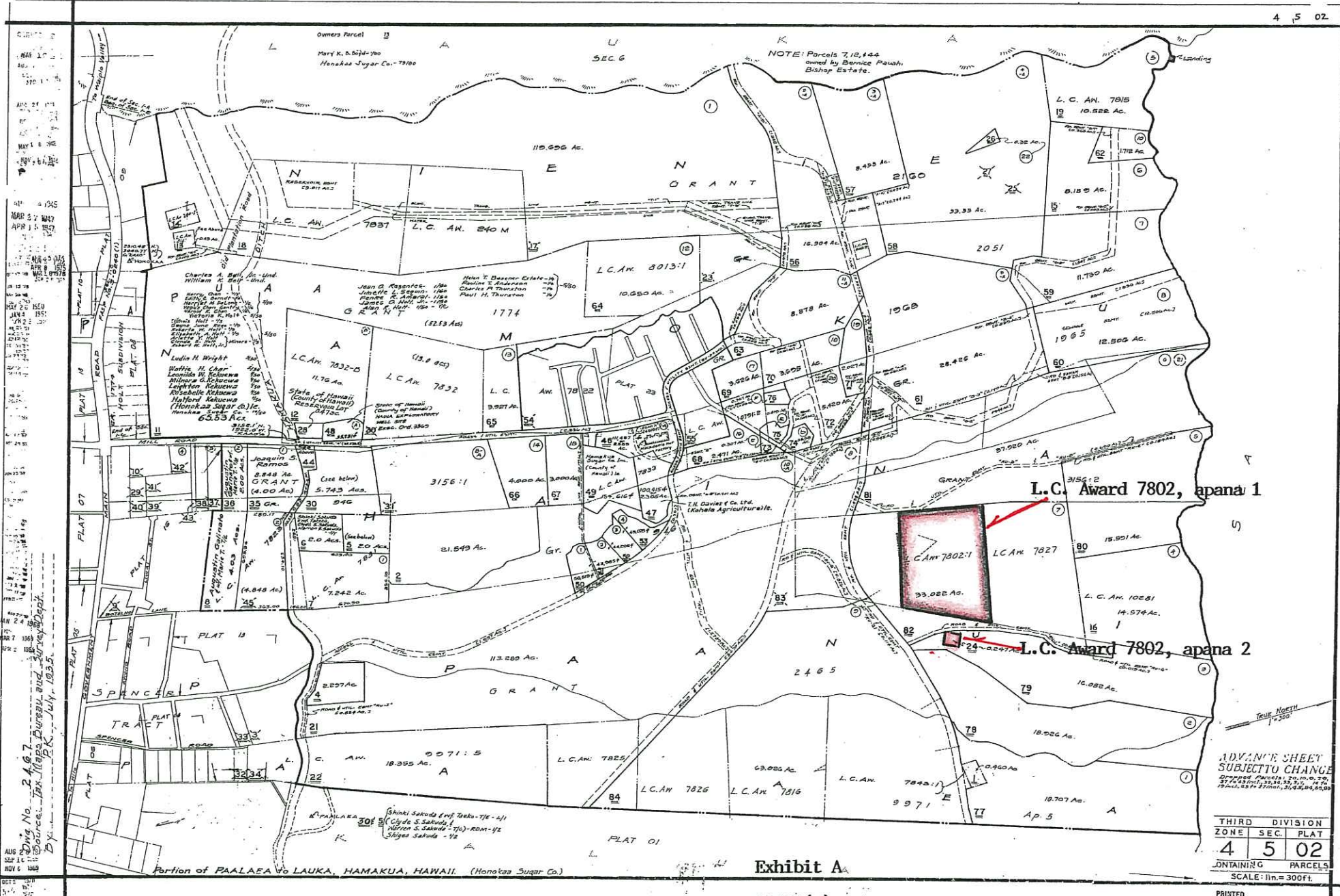


E. Mahoe Collins
Staff Abstractor

APPROVED FOR SUBMITTAL:



Carty S. Chang, Interim Chairperson



MAR 27 1947
 APR 15 1957
 MAY 18 1957
 JUN 20 1958
 JUL 22 1958
 AUG 24 1958
 SEP 26 1958
 OCT 28 1958
 NOV 30 1958
 DEC 31 1958
 JAN 1 1959
 FEB 2 1959
 MAR 3 1959
 APR 4 1959
 MAY 5 1959
 JUN 6 1959
 JUL 7 1959
 AUG 8 1959
 SEP 9 1959
 OCT 10 1959
 NOV 11 1959
 DEC 12 1959
 JAN 13 1960
 FEB 14 1960
 MAR 15 1960
 APR 16 1960
 MAY 17 1960
 JUN 18 1960
 JUL 19 1960
 AUG 20 1960
 SEP 21 1960
 OCT 22 1960
 NOV 23 1960
 DEC 24 1960
 JAN 25 1961
 FEB 26 1961
 MAR 27 1961
 APR 28 1961
 MAY 29 1961
 JUN 30 1961
 JUL 31 1961
 AUG 31 1961
 SEP 30 1961
 OCT 31 1961
 NOV 30 1961
 DEC 31 1961

ADVANCE SHEET
 SUBJECT TO CHANGE
 Dropped Parcels: 7, 12, 14, 20,
 21, 24, 25, 26, 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.		

Exhibit A

10472(H)

Portion of PAALAEA TO LAUKA, HAMAKUA, HAWAII. (Hawaii Sugar Co.)

PRINTED

Honolulu Novemba 29 1857

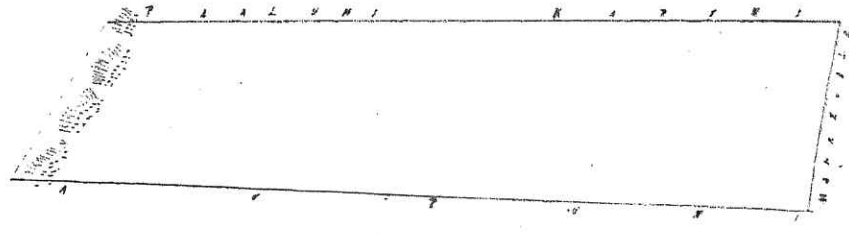
Uku 8301 Kiliuauiaiole

Hanaleia Hawaii

Keleka ma Hanaleia Hawaii o hoomaka ana ma ke kiliu auiaiole, keia i pili ana ma Hanaleia a ma ke Maunaloa a holo ana kem 222 dom 555 kaul. ma Hanaleia alaila sh. 75 dom 11 kaul. ma ke ke Auapuni aliki i kahi kuku ma kahawai alaila ma kahawai sh. 252 sh. 551 kaul alaila dom 166 sh. 777 kaul. aliki i ke Maunaloa alaila ma ke Maunaloa dom 772 sh. 1345 kaul. aliki i kahi o hoomaka'i Keleka o keia 114 Oia.

Novemba 19 1851

C. J. Lyons
Luna ana i...



1 kaul. = 1 mil.

Uku paau loa B 9.00

- G. L. Lee
- J. M. Robertson
- J. H. Smith

Honolulu Novemba 29 1857

Uku 7812 Keleka

Hanaleia Hawaii

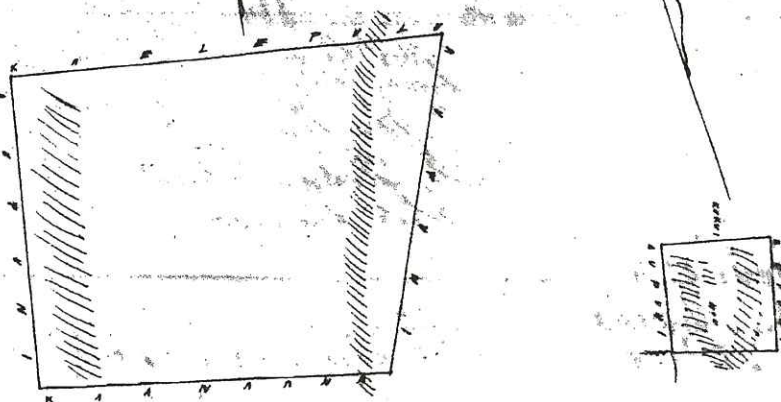
Keleka ma Hanaleia Hawaii o hoomaka ana ma ke kiliu auiaiole, keia i pili ana ma Hanaleia a ma ke Maunaloa a holo ana kem 166 dom 10 kaul. ma ke ke Auapuni aliki i ke Maunaloa alaila ma ke Maunaloa sh. 85 dom 125 kaul. aliki i ke Maunaloa alaila ma ke Maunaloa sh. 110 kaul. aliki i ke Maunaloa alaila ma ke Maunaloa sh. 110 kaul. aliki i kahi o hoomaka'i Keleka o keia 114 Oia.

Apana o Keleka ma Hanaleia Hawaii o hoomaka ana ma ke kiliu auiaiole, keia i pili ana ma Hanaleia a ma ke Maunaloa a holo ana kem 166 dom 10 kaul. ma ke ke Auapuni aliki i ke Maunaloa alaila ma ke Maunaloa sh. 85 dom 125 kaul. aliki i ke Maunaloa alaila ma ke Maunaloa sh. 110 kaul. aliki i ke Maunaloa alaila ma ke Maunaloa sh. 110 kaul. aliki i kahi o hoomaka'i Keleka o keia 114 Oia.

Novemba 10 1857

Uku paau loa B 9.00

C. J. Lyons
Luna ana i...



4 R. 200 = 1 in.

2 R. 200 = 1 in.

Uku paaw loa \$ 900

W. H. Her
 Lane
 G. M. Robertson
 J. K. Kaulahao
 J. H. Smith

Honolulu November 29 1857

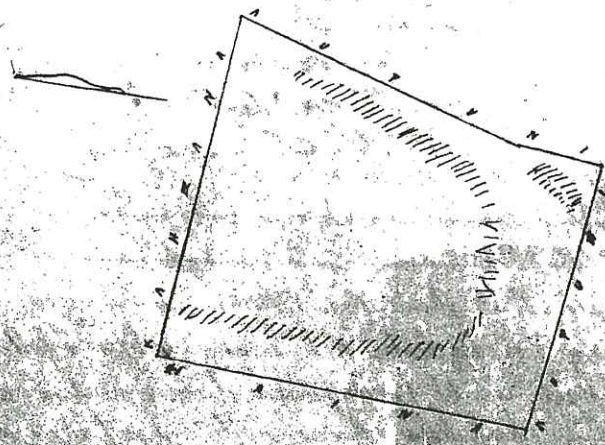
Hele 1801 Kamaoana

Hamaoana Hawaii

Kuleana ma Papahānuoʻi, Hamaoana Hawaii. E hoomaka ana ma ka
 kumu iwiwili ma ka kiki kom. ma ka palena i ka haina a e holo ana kom. 83 1/2
 kaul. alaia ak. 5 1/2 238 kaul. ahiki ilua i ka haina alaia ma ka ho aopuni
 ak. 16 1/2 1/2 kaul. ahiki i ka haina alaia ma ka haina alaia ak. 65 kom 1223 kaul.
 ahiki i ka palena i ka haina alaia ma ka palena kom 8 kom. 11 ahiki i ka
 hamaoana. Maalo, keia 10 Oka.

November 10 1857

C. J. Lyons, Sur.



4 R. 200 = 1 in.