

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. 10473(H)

HAWAII

Issuance of Land Patent in Confirmation of Land Commission Award No. 7816 to Kukalepa, situate at Paalaea 3, District of Hamakua, Hawaii, Tax Map Key: (3) 4-5-002:084 (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. 7816 to Kukalepa, situate at Paalaea 3, District of Hamakua, Island of Hawaii, contains an area of 11.5 acres, more or less, and identified as being a portion of Tax Map Key: (3) 4-5-002:084, as shown on the attached map labeled Exhibit A.

DCCA VERIFICATION:

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

APPLICANT REQUIREMENTS:

The Applicant has provided a copy of Land Commission Award 7816 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 7816, as adjudicated on November 29, 1851, awarded a fee simple title to Kukalepa, free and clear of commutation.

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

Although no commutation is due, the patent issued in confirmation of Land Commission Award 7816 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. 7816 to Kukalepa, 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.

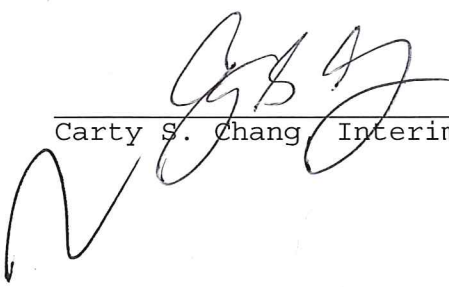
Respectfully Submitted,



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E. Mahoe Collins  
Staff Abstractor

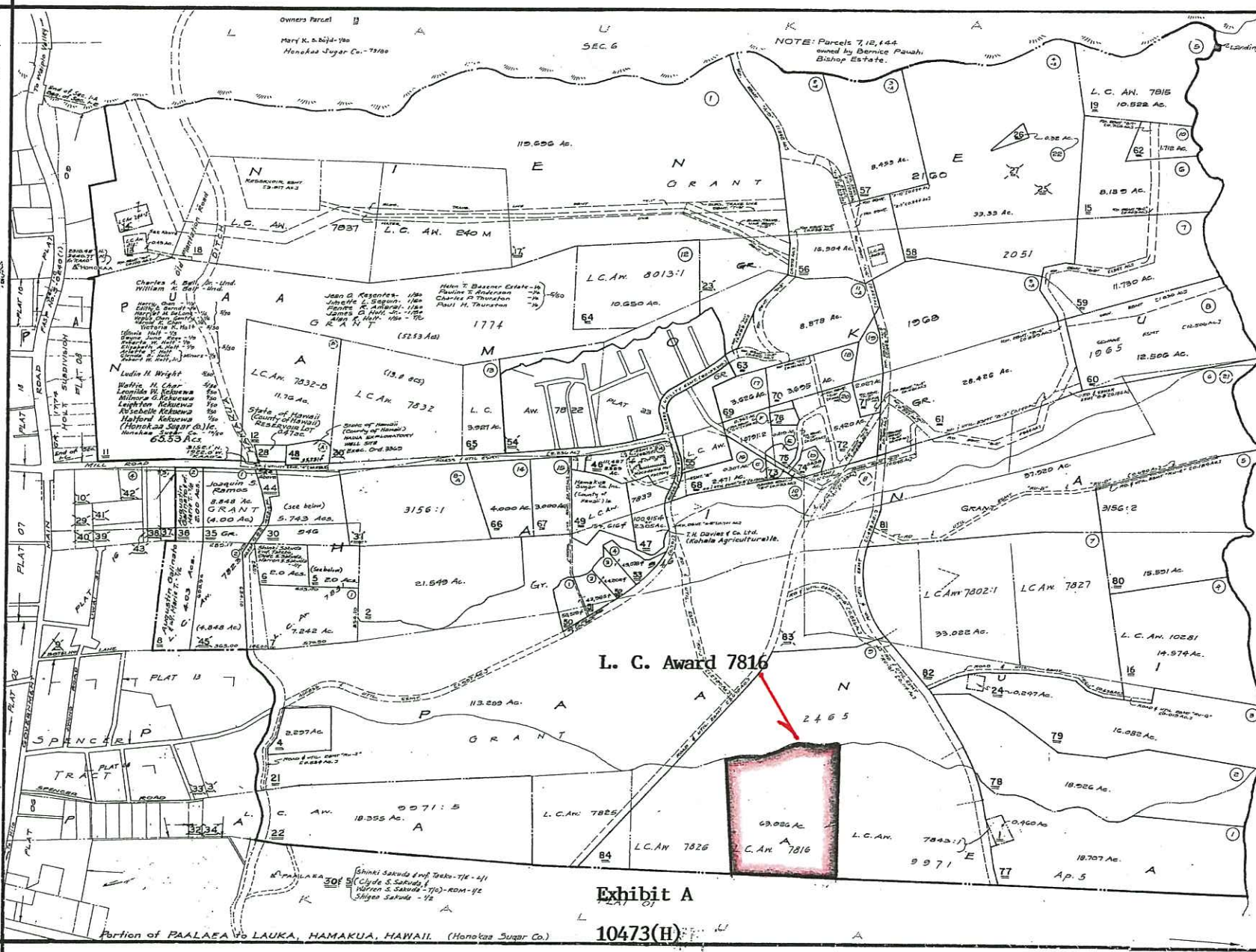
APPROVED FOR SUBMITTAL:



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Carty S. Chang Interim Chairperson

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ADVANCE SHEET  
 SUBJECT TO CHANGE  
 Third Division  
 Zone Sec. Plat  
 4 5 02  
 CONTAINING PARCELS  
 SCALE: 1 in. = 300 ft.  
 PRINTED

Exhibit A  
 10473(H)

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



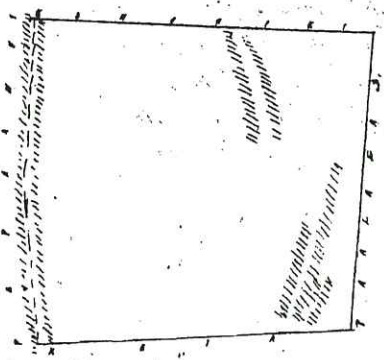
Alu 7846 Hukalapa

Wamaku Hawaii

Hulana ma Paalaa i Wamaku Hawaii. I hoomaka 2.10 ma ka hiki akau ma ka kama kuhui ma halawai a o holo ana kama 55 to ki 1.53 kaul. ahiki i ka palaa o kela Paalaa. alaila ma ia palaa kama 9 kama kaul. ahiki i ka haka akau ma ka haka Ah. 55 kama 10.53 kaul. ahiki i halawai alaila holo ana i haka ma ka auuwa ahiki i haki o hoomaka ma haka Apana 11.53

November 11. 1857

C. J. Lyons  
Luna ana ana.



1 kaul. = 1 mi.

Waihou Lan

B.P.M.

J. H. Lee  
Lounali  
G. M. Robertson  
C. H. Hapapakas  
J. H. Smith

Alu 7843 P. Koolana

Waihou Lan  
Wamaku Hawaii

Apana 1 Paalaa. I hoomaka ana ma ka hiki Ah. o ka pu a o holo ana 71 kama 176 kaul. alaila kama 115 to 111 kaul. alaila Ah. 74 kama 111 kaul. alaila Ah. 8 kama 115 kaul. ahiki i haki o hoomaka ma haka Apana 11.53  
Apana 2. I hoomaka ana ma haki i haki ma halawai auuwa ana. ka ula kuhui a o holo ana Ah. 85 to 6.53 kaul. 9 kama 34 to 3 kaul. ahiki i ka kaula alaila ma ka kaula Ah. 9 kama 11 kaul. alaila Ah. 8 kama 13.31 kaul. alaila Ah. 55 kama 4 kaul. ahiki i halawai alaila ma halawai ma haka Apana 11.53  
i haki ahiki i haki o hoomaka ma haka Apana 11.53

November 11. 1857

C. J. Lyons Sr.



1 kaul. = 1 mi.