

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

April 26, 2013

Ref. No.: GLS-3158

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

HAWAII

Consent to Assignment of General Lease No. S-3158, I.C. Haunani Henry, to I. C. Haunani Henry and Leonard K. Bolinger, aka: Leonard Kent Bolinger, Assignee, Waiakea, South Hilo, Hawaii, Tax Map Key: 3rd/ 2-1-07:24.

APPLICANT:

I.C. Haunani Henry, as Assignor, to I.C. Haunani Henry, and Leonard K. Bolinger, aka: Leonard Kent Bolinger, Joint Tenants, as Assignee.

LEGAL REFERENCE:

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

LOCATION:

Portion of Government lands of Lot 25, Ocean View Lease Lots, 2nd Series, situated at Waiakea, South Hilo, Hawaii, identified by Tax Map Key: 3rd/ 2-1-07:24, as shown on the attached map labeled Exhibit A.

AREA:

0.169 acres, or 7,363 square feet, 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:

YES NO

CHARACTER OF USE:

Residential purposes.

TERM OF LEASE:

68 years, commencing on 11/18/46 and expiring on 3/14/2015. Last rental reopening occurred on 5/25/03.

ANNUAL RENTAL:

\$1,520.00.

CONSIDERATION:

Gratis.

RECOMMENDED PREMIUM:

Not applicable as the lease does not include a provision for any premium in connection with an assignment of lease.

DCCA VERIFICATION:

ASSIGNOR:

Not applicable. Assignor as an individual is not required to register with DCCA.

ASSIGNEE:

Not applicable. Assignee as an individual is not required to register with DCCA.

REMARKS:

This lease was sold at public auction and originally issued to Alexander T. Nelson and Kate Nelson, husband and wife, as Lessee, for a term of 21 years, commencing November 18, 1946 and expiring November 17, 1967. By unrecorded instrument dated May 25, 1962, General Lease No. S-3158 was amended and extended for a term ending March 14, 2015, which said lease by mesne assignment having been assigned to the Penniman Title Company, Inc.

At its meeting of April 27, 2001, agenda item D-12, the Board approved a consent to assignment of General Lease No. S-3158, Penniman Title Company, as Assignor, to the

Richard E. Alderson, Trustee of the Richard E. Alderson 1987 Intervivos Trust.

At its meeting of April 26, 2002, D-2, the Board of Land and Natural Resources approved a consent to assignment of General Lease No. S-3158, Richard E. Alderson 1987 Intervivos Trust, Assignor, to I.C. Haunani Henry, Assignee.

By letter dated February 25, 2013, I.C. Haunani Henry requested to add her son, Leonard K. Bolinger to the lease for a joint tenancy. Ms. Henry currently resides in California and at present, Mr. Bolinger resides in the Hilo house, therefore, he will maintain the lease rent, taxes, and insurance. An executed Assignment of Lease document was received on February 25, 2013.

The Lessee has never been cited for any other illegal or unlawful activity on the State property.

Staff reviewed the file and can report that for the past two (2) years, Lessee had no notices of default. Liability and fire insurance is not required. The Lessee has never been cited for any illegal or unlawful activity on the State property. No performance bond was required.

Leonard K. Bolinger and I.C. Haunani Henry have 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.

The last rental reopening occurred on May 25, 2003. There is no outstanding rental reopening issues.

No agency comments were solicited as there will be no new disposition or change in land use.

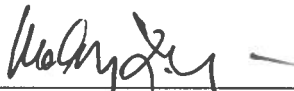
RECOMMENDATION:

That the Board consent to the assignment of General Lease No. S-3158 from I.C. Haunani Henry, as Assignor, to I.C. Haunani Henry and Leonard K. Bolinger, aka: Leonard Kent Bolinger, 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,



Wesley T. Matsunaga
Land Agent

APPROVED FOR SUBMITTAL:



William J. Aila, Jr., Chairperson



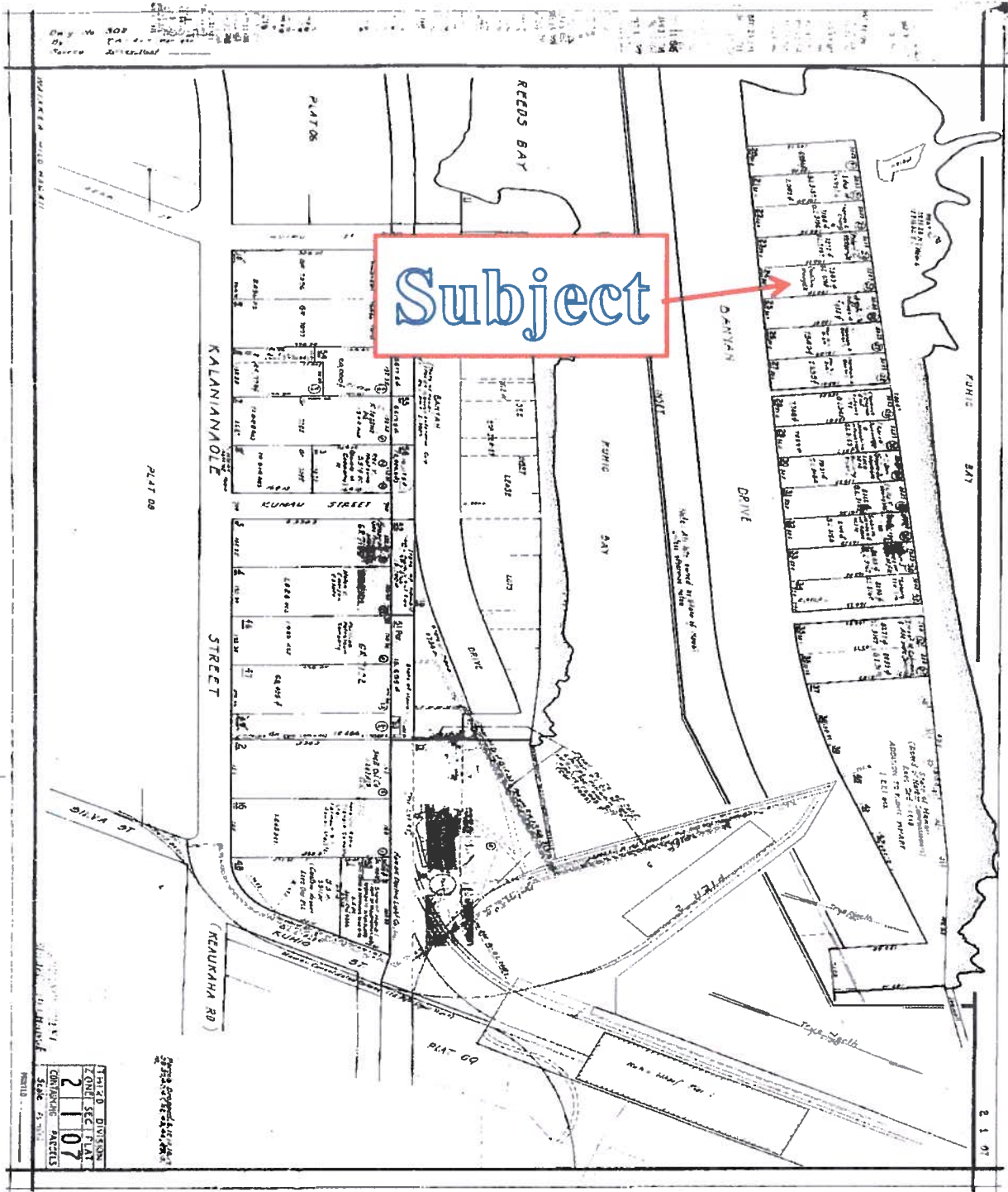


EXHIBIT A