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

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 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 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,

E. Mahoe Collins
Staff Abstractor

APPROVED FOR SUBMITTAL:

Carty S. Chang, Interim Chairperson