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

September 25, 2015  

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

File No. 10518(M)  

MAUI  

Issuance of Land Patent in Confirmation of Land Commission Award No. 3960 to NAPAHOA, situate at Paleileihaa, Waihee, District of Wailuku, Maui, portions of which are included in the areas of Tax Map Keys: (2) 3-2-8:65,66,23,36,37,38,39, and 40.  

APPLICANT:  

Steven Michael Rymsha and Tracy Nicole Rymsha, husband and wife, as Joint Tenants with full rights of survivorship.  

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. 3960 to NAPAHOA, situate at Paleileihaa, Waihee, District of Wailuku, Island of Maui, contains an area of 1.10 acres, more or less, portions of which are included in the area of Tax Map Keys: (2) 3-2-08:65,66,23,36,37,38,39 and 40 as shown on the attached map labeled Exhibit A.  

DCCA VERIFICATION:  

Not applicable. The Applicants, as individual owners of the subject property, are not required to register with the Department of Commerce and Consumer Affairs.  

REMARKS:  

Adjudicated in accordance with the Kuleana Act of August 6, 1850, the Land Commissioners awarded an absolute fee simple title, free and clear of commutation, unto the claimant, NAPAHOA, under Land Commission Award No. 3960, dated July 12, 1852, attached hereto as Exhibit B.  

Although the Government's right to commutation therein was relinquished, no patent has been issued in confirmation of the subject award. The applicant owns a portion of the award and has requested that a patent be issued on the entire award.
RECOMMENDATION:

Staff recommends that the Board consent to the issuance of a Land Patent in Confirmation of Land Commission Award No. 3960 to NAPAHOA, 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
State Abstractor

APPROVED FOR SUBMITTAL:

Suzanne D. Case, Chairperson