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# A BILL FOR AN ACT

MAKING AN APPROPRIATION TO ACQUIRE REAL PROPERTY IN WAHIAWA,  
OAHU.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that the body of water in  
2           Wahiawa, commonly referred to as Lake Wilson, is on real  
3           property owned by the Galbraith Trust and an affiliate of Castle  
4           and Cooke Hawaii, Dole Food Company, Inc. The sole trustee of  
5           the Galbraith Trust has confirmed that, in accordance with law,  
6           the trust is to terminate in April of 2007, liquidate all its  
7           assets in Hawaii, and distribute the liquid assets to the  
8           beneficiaries of the trust. Accordingly, the trustee intends to  
9           sell the land that the trust owns under Lake Wilson. However,  
10          Lake Wilson remains an agricultural irrigation asset of the  
11          other half owner of the lands under the lake, Dole Food Company,  
12          Inc.

13                 According to the American Society of Civil Engineers, the  
14          earthen Wahiawa dam on Kaukonahua stream that creates Lake  
15          Wilson is classified "high hazard", not necessarily because of  
16          the danger of an imminent failure, but due to structural and  
17          functional deficiencies and because of its precarious location.



1 A failure of the Wahiawa dam could cause massive loss of life,  
2 injuries, and property damage to downstream areas throughout the  
3 communities of Waialua and Haleiwa.

4 However, although the Wahiawa dam and the resultant Lake  
5 Wilson represent a potential hazard, Lake Wilson also represents  
6 a potentially valuable outdoor park and water recreational  
7 opportunity.

8 The purpose of this Act is to appropriate funds to acquire  
9 the real property beneath Lake Wilson and appurtenant lands to  
10 ensure that the earthen Wahiawa dam is properly maintained and  
11 to explore the possible future recreational uses of Lake Wilson.

12 SECTION 2. There is appropriated out of the general  
13 revenues of the State of Hawaii the sum of \$ or so much  
14 thereof as may be necessary for fiscal year 2006-2007 to acquire  
15 real property underlying Lake Wilson and appurtenant lands, in  
16 Wahiawa, Oahu.

17 The sum appropriated shall be expended by the department of  
18 land and natural resources for the purposes of this Act.

19 SECTION 3. This Act shall take effect on July 1, 2050.



**Report Title:**

Appropriation; Lake Wilson

**Description:**

Making an appropriation to acquire real property in Wahiawa, Oahu, underlying Lake Wilson and appurtenant lands. (HB2132 HD1)

