

STAND. COM. REP. NO.

3323

Honolulu, Hawaii

APR - 5 2006

RE: S.C.R. No. 148

Honorable Robert Bunda  
President of the Senate  
Twenty-Third State Legislature  
Regular Session of 2006  
State of Hawaii

Sir:

Your Committees on Water, Land, and Agriculture and Judiciary and Hawaiian Affairs, to which was referred S.C.R. No. 148 entitled:

"SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH THE SAMUEL MILLS DAMON ESTATE TRUSTEES, MOANALUA GARDENS FOUNDATION, THE TRUST FOR PUBLIC LANDS, THE NATURE CONSERVANCY, AND OFFICE OF HAWAIIAN AFFAIRS TO PURCHASE THE MOANALUA GARDENS,"

beg leave to report as follows:

The purpose of this measure is to urge the Department of Land and Natural Resources to work with the Samuel Mills Damon Estate trustees, the Office of Hawaiian Affairs, and other organizations to purchase the Moanalua Gardens.

Testimony in support of this measure was submitted by the Moanalua Gardens Community Association; the Moanalua Gardens Foundation; Moanalua Valley Community Association, Inc.; and two individuals. Testimony in opposition to this measure was submitted by the Department of Land and Natural Resources. Comments were also submitted by the Nature Conservancy of Hawaii.

Samuel Mills Damon's trust included many real estate holdings such as the popular 23-acre community park and tourist attraction known as Moanalua Gardens and the pristine 3,700-acre Kamananui Valley on the island of Oahu. During his life and after his death, Samuel Mills Damon and his trust permitted Moanalua Gardens to be open to the public for over 100 years. Following his death,

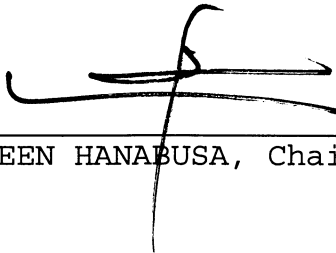


Kamananui Valley was opened to the public for recreational and educational purposes.

Under the terms of his will, Damon's trust is set to terminate, and all of the assets of the trust are to be liquidated, including Moanalua Gardens and Kamananui Valley. Your Committees find that Moanalua Gardens and Kamananui Valley should be protected and preserved, as these areas are one of Hawaii's most treasured cultural and historical areas. This measure urges the Department of Land and Natural Resources to work with the Samuel Mills Damon Estate trustees, Moanalua Gardens Foundation, the Trust for Public Lands, the Nature Conservancy, and the Office of Hawaiian Affairs to purchase Moanalua Gardens.

As affirmed by the records of votes of the members of your Committees on Water, Land, and Agriculture and Judiciary and Hawaiian Affairs that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 148 and recommend that it be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Water, Land, and  
Agriculture and Judiciary and  
Hawaiian Affairs,



COLLEEN HANABUSA, Chair

  
RUSSELL S. KOKUBUN, Chair

The Senate  
 Twenty-Third Legislature  
 State of Hawaii

Record of Votes of the  
 Committee on Water, Land and Agriculture  
 (Bills and Resolutions)

|   |  |                         |      |          |
|---|--|-------------------------|------|----------|
| Measure:*<br><i>SCR 148</i>   | Committee Referral:<br><i>WCA/JHW, WAM</i> | Date:<br><i>3/29/06</i> |      |          |
| <input type="checkbox"/> The committee is reconsidering its previous decision on this measure.<br>If so, then the previous decision was to: _____   |  |                         |      |          |
| The Recommendation is to:<br><input checked="" type="checkbox"/> Pass, unamended (2312) <input type="checkbox"/> Pass, with amendments (2311) <input type="checkbox"/> Hold (2310) <input type="checkbox"/> Recommit (2313) |  |                         |      |          |
| Members   | Ayes                                       | Ayes(WR)                | Nays | Excused  |
| KOKUBUN, Russell S. (C)   | /  |                         |      |          |
| HOOSER, Gary L. (VC)  |  |                         |      | /        |
| ENGLISH, J. Kalani  | /  |                         |      |          |
| FUKUNAGA, Carol   | /  |                         |      | /        |
| HEMMINGS, Fred  | /  |                         |      |          |
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| TOTAL   | <i>3</i>                                   |                         |      | <i>2</i> |
| Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted  |  |                         |      |          |
| Chair's or Designee's Signature: <i>Russell S. Kohl</i>   |  |                         |      |          |
| Distribution:              Original      Yellow      Pink      Goldenrod<br>File with Committee Report      Clerk's Office      Drafting Agency      Committee File Copy  |  |                         |      |          |

\*Do not list more than one measure per Record of Votes.

