
A BILL FOR AN ACT

MAKING AN APPROPRIATION FOR THE PURCHASE OF 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 George Galbraith Trust and an affiliate of
4 Castle and Cooke Hawaii. The sole trustee of the Galbraith
5 Trust has confirmed that, in accordance with law, the trust is
6 to terminate in April 2007, liquidate all its assets in Hawaii,
7 and distribute the liquid assets to the beneficiaries of the
8 trust. Accordingly, the trustee intends to sell the land that
9 the trust owns under Lake Wilson. However, Lake Wilson remains
10 an agricultural irrigation asset of the other half owner of the
11 lands under the lake, Castle and Cooke.

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



1 injuries, and property damage to downstream areas throughout the
2 communities of Waialua and Haleiwa.

3 However, the Wahiawa dam and the resulting Lake Wilson
4 symbolize not only a potential hazard, but also a potentially
5 valuable outdoor park and water recreational opportunity, each
6 of which would be a matter of statewide significance.

7 Recent discussions between the Galbraith Trust and Castle
8 and Cooke Hawaii and state officials have explored the
9 possibility of "gifting" the land beneath Lake Wilson to the
10 State.

11 The purpose of this Act is to appropriate moneys to:

- 12 (1) Acquire the real property beneath Lake Wilson and
- 13 appurtenant lands;
- 14 (2) Undertake measures to ensure that the earthen Wahiawa
- 15 dam is properly maintained; and
- 16 (3) Explore the possible future recreational uses of Lake
- 17 Wilson.

18 SECTION 2. There is appropriated out of the general
19 revenues of the State of Hawaii the sum of \$, or so much
20 thereof as may be necessary for fiscal year 2007-2008, and the
21 same sum, or so much thereof as may be necessary for fiscal year
22 2008-2009, to:



- 1 (1) Acquire the lands underlying Lake Wilson and
- 2 appurtenant contiguous lands through purchase or
- 3 donation;
- 4 (2) Undertake measures to ensure that Wahiawa dam is
- 5 properly maintained; and
- 6 (3) Plan for the use of Lake Wilson for recreational
- 7 purposes.

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

10 SECTION 3. This Act shall take effect on July 1, 2007.

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Report Title:

Lake Wilson; Appropriation

Description:

Makes an appropriation for the purchase of land in Wahiawa, Oahu, underlying Lake Wilson or in the event of grant of the land by the landowners, an appropriation to maintain the Wahiawa dam.

