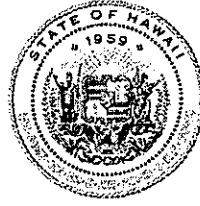
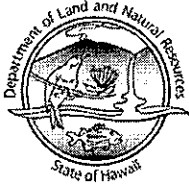


TESTIMONY
SCR228

LINDA LINGLE
GOVERNOR OF HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

**Testimony of
LAURA H. THIELEN
Chairperson**

**Before the Senate Committee on
WATER, LAND, AGRICULTURE AND HAWAIIAN AFFAIRS**

**Monday, March 22, 2010
3:15 PM
State Capitol, Conference Room 229**

**In consideration of
SENATE CONCURRENT RESOLUTION 228 –
SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW
OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A
LAND EXCHANGE.**

Senate Concurrent Resolution (SCR) 228 requests authorization to correct an inadvertent oversight in previously recorded conveyance documents for the land exchange authorized by Act 27, Session Laws of Hawaii 2003. The Department of Land and Natural Resources strongly supports SCR 228, and will continue to work with Aloha Council Boy Scouts of America to resolve this outstanding issue.

LAURA H. THIELEN
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

RUSSELL Y. TSUJI
FIRST DEPUTY

KEN C. KAWAHARA
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

Subject Line: Testimony in Support of SCR 228 before Committee on Water, Land, Agriculture, & Hawaiian Affairs

Testimony of **Steven Matthew Hill**

Before the Senate Committee on
WATER, LAND, AGRICULTURE, & HAWAIIAN AFFAIRS
Monday, March 22, 2010 @ 3:15 P.M.
State Capitol, Conference Room 229

In consideration of SCR 228 – SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE

Senate Concurrent Resolution (SCR) 228 affirms support by the Senate of the Twenty-fifth Legislature of the State of Hawaii for the proposed correction of the land exchange between the State and the Aloha Council of the Boy Scouts of America made pursuant to Act 27, Session Laws of Hawaii 2003.

SCR 228 seeks to correct a simple error in draftsmanship – the multi-parcel exchange deed to conclude the land exchange approved by Act 27 failed to deed over one of the parcels (Parcel 77 in Pupukea) because the attorneys involved did not include the property description for that parcel in the multi-parcel deed. Parcel 77 is part of Camp Pupukea, an important Boy Scouts camp on Oahu.

Thank you for the opportunity to submit testimony in support of this resolution. As you may know, another resolution, SCR 84 has also been introduced to correct this same error. SCR 228 is the preferred vehicle because it specifically identifies (1) the location and area of the parcels of land involved in the exchange, (2) the value of the lands involved in the exchange, (3) the names of the appraisers, (4) the date of the appraisals, and (5) the purpose for the exchange. These details are required by Section 171-50(c), Hawaii Revised Statutes, to be included in the resolution. In addition, SCR 228 was duly served upon the Office of Hawaiian Affairs and its trustees concurrently with its submission to the Legislature as further required by Section 171-50(c), Hawaii Revised Statutes.

I respectfully urge the committee to pass SCR 228. Thank you in advance for your support.

JAMES W. Y. WONG

HONOLULU OFFICE
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Honolulu Hawaii 96822
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March 19, 2010

VIA EMAIL WTLTestimony@Capitol.hawaii.gov
VIA FACSIMILE 586-6659

Honorable Senator Clayton Hee, Chair
Honorable Senator Jill N. Tokuda, Vice-Chair
Members of the Senate Committee on Water, Land, Agriculture, and Hawaiian Affairs

RE: Testimony in Support of SCR 228 before the Senate Committee on Water, Land, Agriculture, & Hawaiian Affairs - Monday, March 22, 2010 @ 3:15 P.M.
State Capitol, Conference Room 229

Dear Honorable Chair Clayton Hee, Vice-Chair Jill Tokuda, and Members of the Senate Committee on Water, Land, Agriculture, and Hawaiian Affairs:

In consideration of SCR 228 – SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE

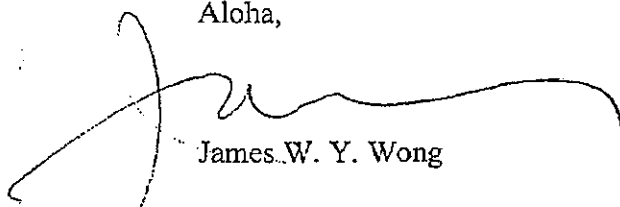
Senate Concurrent Resolution (SCR) 228 affirms support by the Senate of the Twenty-fifth Legislature of the State of Hawaii for the proposed correction of the land exchange between the State and the Aloha Council of the Boy Scouts of America made pursuant to Act 27, Session Laws of Hawaii 2003.

SCR 228 seeks to correct a simple error in draftsmanship – the multi-parcel exchange deed to conclude the land exchange approved by Act 27 failed to deed over one of the parcels (Parcel 77 in Pupukea) because the attorneys involved did not include the property description for that parcel in the multi-parcel deed. Parcel 77 is part of Camp Pupukea, an important Boy Scouts camp on Oahu.

Thank you for the opportunity to submit testimony in support of this resolution. As you may know, another resolution, SCR 84 has also been introduced to correct this same error. SCR 228 is the preferred vehicle because it specifically identifies (1) the location and area of the parcels of land involved in the exchange, (2) the value of the lands involved in the exchange, (3) the names of the appraisers, (4) the date of the appraisals, and (5) the purpose for the exchange. These details are required by Section 171-50(c), Hawaii Revised Statutes, to be included in the resolution. In addition, SCR 228 was duly served upon the Office of Hawaiian Affairs and its trustees concurrently with its submission to the Legislature as further required by Section 171-50(c), Hawaii Revised Statutes.

I respectfully urge the committee to pass SCR 228. Thank you in advance for your support.

Aloha,



James W. Y. Wong



Testimony of Ross R. Murakami

Before the Senate Committee on
WATER, LAND, AGRICULTURE, & HAWAIIAN AFFAIRS
Monday, March 22, 2010 @ 3:15 P.M.
State Capitol, Conference Room 229

In consideration of SCR 228 – SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE

Senate Concurrent Resolution (SCR) 228 affirms support by the Senate of the Twenty-fifth Legislature of the State of Hawaii for the proposed correction of the land exchange between the State and the Aloha Council of the Boy Scouts of America made pursuant to Act 27, Session Laws of Hawaii 2003.

SCR 228 seeks to correct a simple error in draftsmanship – the multi-parcel exchange deed to conclude the land exchange approved by Act 27 failed to deed over one of the parcels (Parcel 77 in Pupukea) because the attorneys involved did not include the property description for that parcel in the multi-parcel deed. Parcel 77 is part of Camp Pupukea, an important Boy Scouts camp on Oahu.

Thank you for the opportunity to submit testimony in support of this resolution. As you may know, another resolution, SCR 84 has also been introduced to correct this same error. SCR 228 is the preferred vehicle because it specifically identifies (1) the location and area of the parcels of land involved in the exchange, (2) the value of the lands involved in the exchange, (3) the names of the appraisers, (4) the date of the appraisals, and (5) the purpose for the exchange. These details are required by Section 171-50(c), Hawaii Revised Statutes, to be included in the resolution. In addition, SCR 228 was duly served upon the Office of Hawaiian Affairs and its trustees concurrently with its submission to the Legislature as further required by Section 171-50(c), Hawaii Revised Statutes.

I respectfully urge the committee to pass SCR 228. Thank you in advance for your support.

Very Truly Yours,

Ross R. Murakami

Testimony in Support of SCR 228 before Committee on Water, Land, Agriculture, & Hawaiian Affairs

Testimony of **Barry Sullivan**
Legal counsel to Aloha Council, Boy Scouts of America

Before the Senate Committee on
WATER, LAND, AGRICULTURE, & HAWAIIAN AFFAIRS
Monday, March 22, 2010 @ 3:15 P.M.
State Capitol, Conference Room 229

In consideration of SCR 228 – SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE

SCR 228 seeks to correct a simple error in draftsmanship – the multi-parcel exchange deed to conclude the land exchange approved by Act 27 (2003) failed to deed over one of the parcels (Parcel 77 in Pupukea) because the attorneys involved did not include the property description for that parcel in the multi-parcel deed.

Thank you for the opportunity to submit testimony in support of this resolution. As you may know, another resolution, SCR 84 has also been introduced to correct this same error. SCR 228 is the preferred vehicle because it specifically identifies (1) the location and area of the parcels of land involved in the exchange, (2) the value of the lands involved in the exchange, (3) the names of the appraisers, (4) the date of the appraisals, and (5) the purpose for the exchange. These details are required by Section 171-50(c), Hawaii Revised Statutes, to be included in the resolution. In addition, SCR 228 was duly served upon the Office of Hawaiian Affairs and its trustees concurrently with its submission to the Legislature as further required by Section 171-50(c), Hawaii Revised Statutes.

I respectfully urge the committee to **pass** SCR 228. Thank you in advance for your support.

TESTIMONY
SCR228
(END)