
A BILL FOR AN ACT

RELATING TO HAWAIIAN HOME LANDS.

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

1 SECTION 1. The legislature finds that when Prince Jonah
2 Kuhio Kalaniana'ole spearheaded the passage of the Hawaiian Homes
3 Commission Act, the principle purpose of that Act included:

4 (1) Establishing a permanent land base for the benefit and
5 use of native Hawaiians in perpetuity;

6 (2) Providing native Hawaiians with the financial support
7 and natural resources necessary to ensure the
8 indefinite use of lands set aside for native Hawaiian
9 use; and

10 (3) Ensuring that the traditions, culture, and quality of
11 life of native Hawaiians be indefinitely self-
12 sustaining.

13 The legislature further finds that since the enactment of
14 the Hawaiian Homes Commission Act, lands allotted to native
15 Hawaiians have generally been specifically designated for
16 agriculture, pastoral, and residential uses. This allotment of
17 land does not accurately reflect the Hawaiian Homes Commission
18 mandate of the preservation of traditional values. The focus on



1 agricultural and pastoral lands leaves out a valuable source of
2 tradition and culture in its omission of aquaculture.
3 Aquaculture plays a large role in traditional custom and
4 practice and the importance of aquaculture within the Hawaiian
5 Homes Commission Act can be seen in widespread references to
6 water and ocean rights throughout sections 203, 204, 207, 208,
7 219, 220.5, and 221.

8 The legislature further finds that in 2010, President
9 Barack Obama issued Executive Order 13547, which mandated that
10 all coastal and island states in the United States initiate
11 coastal and marine spatial processes. The National Ocean
12 Council, under the direction of the Department of Commerce,
13 created the Interagency Ocean Policy Task Force. The purpose of
14 this Task Force was to facilitate the development of the
15 Strategic Action Plan on Coastal and Marine Spatial Planning.
16 This Strategic Action Plan would, in effect, create an ocean
17 zoning mechanism where different areas of ocean could be
18 designated for specific uses.

19 Among the many stakeholders to the strategic plan, groups
20 representing native peoples have had little voice in the
21 decision and policymaking process. If not for the foresight of
22 the Western Pacific Fishery Management Council, native Hawaiians



1 would likely never have been invited to take part in any
2 dialogue regarding these important issues, many of which may
3 have far-reaching effects on the rights of native Hawaiians.

4 At present, the Strategic Action Plan on Coastal and Marine
5 Spatial Planning does not include designated places for native
6 Hawaiians on Hawaiian Homestead Lands to practice aquaculture.
7 Inclusion of submerged lands contiguous with existing Hawaiian
8 Home Lands as "available lands" under the Hawaiian Homes
9 Commission Act will help to ensure the preservation of native
10 Hawaiian aquacultural practice by ensuring the availability of
11 adequate shoreline and ocean resources.

12 The purpose of this Act is, thus, to ensure the continued
13 recognition of the solemn trust between the United States and
14 the Kingdom of Hawaii created by the Hawaiian Homes Commission
15 Act. To ensure the preservation of traditional values relating
16 to aquaculture and the resources necessary to support such
17 values, the legislature finds it appropriate and necessary to
18 include as "available lands" under the Hawaiian Homes Commission
19 Act all submerged lands adjacent to or contiguous with existing
20 "available lands."

21 SECTION 2. Section 203, Hawaiian Homes Commission Act,
22 1920, as amended, is amended to read as follows:



1 **"§203. Certain public lands designated "available lands.**

2 All public lands of the description and acreage, as follows,
3 excluding (a) all lands within any forest reservation, (b) all
4 cultivated sugar-cane lands, and (c) all public lands held under
5 a certificate of occupation, homestead lease, right of purchase
6 lease, or special homestead agreement, are hereby designated,
7 and hereinafter referred to, as "available lands":

8 (1) On the island of Hawaii: Kamaoa-Puueo (eleven
9 thousand acres, more or less), in the district of Kau; Puukapu
10 (twelve thousand acres, more or less), Kawaihae 1 (ten thousand
11 acres, more or less), and Pauahi (seven hundred and fifty acres,
12 more or less), in the district of South Kohala; Kamoku-Kapulena
13 (five thousand acres, more or less), Waimanu (two hundred acres,
14 more or less), Nienie (seven thousand three hundred and fifty
15 acres, more or less), in the district of Hamakua; fifty-three
16 thousand acres to be selected by the department from the lands
17 of Humuula Mauka, in the district of North Hilo; Panaewa,
18 Waiakea (two thousand acres, more or less), Waiakea-kai, or
19 Keaukaha (two thousand acres, more or less), and two thousand
20 acres of agricultural lands to be selected by the department
21 from the lands of Piihonua, in the district of South Hilo; and
22 two thousand acres to be selected by the department from the



1 lands of Kaohe-Makuu, in the district of Puna; land at Keaukaha,
2 Hawaii, more particularly described as follows:

3 **PARCEL I**

4 Now set aside as Keaukaha Beach Park by Executive Order
5 Numbered 421, and being a portion of the Government land at
6 Waiakea, South Hilo, Hawaii.

7 Beginning at the southeast corner of this parcel of land,
8 on the north side of Kalaniana'ole Road, the coordinates of said
9 point of beginning referred to Government survey triangulation
10 station "Halai" being five thousand six hundred and eighty-one
11 and twelve one-hundredths feet north and seventeen thousand nine
12 hundred and thirty-three and fifteen one-hundredths feet east,
13 as shown on Government Survey Registered Map Numbered 2704, and
14 running by true azimuths.

15 1. Sixty-one degrees fifty-eight minutes one thousand
16 three hundred and fifty-one and seventy-three one-hundredths
17 feet along the north side of Kalaniana'ole Road (fifty feet
18 wide);

19 2. One hundred and fifty-one degrees fifty-eight minutes
20 eight hundred and forty feet along United States military
21 reservation for river and harbor improvements (Executive Order
22 Numbered 176);



1 Thence along the seashore at high-water mark, the direct
2 azimuths and distances between points at seashore being:

3 3. Two hundred and eighty-two degrees no minutes four
4 hundred and sixty-eight and fifty one-hundredths feet;

5 4. Three hundred and thirteen degrees twenty minutes four
6 hundred and forty-one feet;

7 5. Two hundred and sixty degrees twenty minutes one
8 hundred and forty feet;

9 6. Two hundred and forty-two degrees twenty minutes two
10 hundred and fifty feet;

11 7. One hundred and eighty-eight degrees forty minutes
12 sixty feet;

13 8. Two hundred and seventy-two degrees twenty minutes one
14 hundred and seventy feet;

15 9. Two hundred and five degrees no minutes sixty feet;

16 10. One hundred and ten degrees twenty minutes two hundred
17 and twenty feet;

18 11. Ninety degrees fifty minutes eighty feet;

19 12. One hundred and sixty-two degrees no minutes one
20 hundred and seventy feet;

21 13. Two hundred and fifty degrees thirty minutes four
22 hundred and thirty feet;



1 14. Three hundred and thirty-one degrees fifty-eight
2 minutes three hundred and eighty feet along parcel II of
3 Government land to the point of beginning and containing an area
4 of eleven and twenty one-hundredths acres, more or less.

5 **PARCEL II**

6 Being a portion of the Government land of Waiakea, South
7 Hilo, Hawaii, and located on the north side of Kalaniana'ole Road
8 and adjoining parcel I, hereinbefore described.

9 Beginning at the south corner of this parcel of land, on
10 the north side of Kalaniana'ole Road, the coordinates of said
11 point of beginning referred to Government survey triangulation
12 station "Halai," being five thousand six hundred and eighty-one
13 and twelve one-hundredths feet north and seven thousand nine
14 hundred and thirty-three and fifteen one-hundredths feet east
15 and running by true azimuths:

16 1. One hundred and fifty-one degrees fifty-six minutes
17 three hundred and eighty feet along the east boundary of parcel
18 I;

19 2. Two hundred and twenty-nine degrees forty-five minutes
20 thirty seconds one hundred and ninety-one and one one-hundredths
21 feet;



1 3. One hundred and ninety-eight degrees no minutes two
2 hundred and thirty feet to a one-and-one-half inch pipe set in
3 concrete;

4 4. Three hundred and seven degrees thirty-eight minutes
5 five hundred and sixty-two and twenty-one one-hundredths feet to
6 a one-and-one-half inch pipe set in concrete;

7 5. Twenty-eight degrees no minutes one hundred and twenty-
8 one and thirty-seven one-hundredths feet to the north side of
9 Kalanianaole Road;

10 6. Sixty-one degrees fifty-eight minutes four hundred and
11 eighty-three and twenty-two one-hundredths feet along the north
12 side of Kalanianaole Road to the point of beginning and
13 containing an area of five and twenty-six one-hundredths acres,
14 more or less.

15 (2) On the island of Maui: Kahikinui (twenty-five
16 thousand acres, more or less) in the district of Kahikinui, and
17 the public lands (six thousand acres, more or less) in the
18 district of Kula;

19 (3) On the island of Molokai: Palaau (eleven thousand
20 four hundred acres, more or less), Kapaakea (two thousand acres,
21 more or less), Kalamaula (six thousand acres, more or less),
22 Hoolehua (three thousand five hundred acres, more or less),



1 Kamiloloa I and II (three thousand six hundred acres, more or
2 less), and Makakupaia (two thousand two hundred acres, more or
3 less) and Kalaupapa (five thousand acres, more or less);

4 (4) On the island of Oahu: Nanakuli (three thousand
5 acres, more or less), and Lualualei (two thousand acres, more or
6 less), in the District of Waianae; and Waimanalo (four thousand
7 acres, more or less), in the District of Koolaupoko, excepting
8 therefrom the military reservation and the beach lands; and
9 those certain portions of the lands of Auwaiolimu, Kewalo, and
10 Kalawahine described by metes and bounds as follows, to-wit:

11 (I) Portion of the Government land at Auwaiolimu,
12 Punchbowl Hill, Honolulu, Oahu, described as follows:

13 Beginning at a pipe at the southeast corner of this tract
14 of land, on the boundary between the lands of Kewalo and
15 Auwaiolimu, the coordinates of said point of beginning referred
16 to Government Survey triangulation station "Punchbowl," being
17 one thousand one hundred and thirty-five and nine-tenths feet
18 north and two thousand five hundred and fifty-seven and eight-
19 tenths feet east as shown on Government Survey Registered Map
20 Numbered 2692, and running by true azimuths:



- 1 1. One hundred and sixty-three degrees thirty-one minutes
2 two hundred and thirty-eight and eight-tenths feet along the
3 east side of Punchbowl-Makiki Road;
- 4 2. Ninety-four degrees eight minutes one hundred and
5 twenty-four and nine-tenths feet across Tantalus Drive and along
6 the east side of Puowaina Drive;
- 7 3. One hundred and thirty-one degrees thirteen minutes two
8 hundred and thirty-two and five-tenths feet along a twenty-five
9 foot roadway;
- 10 4. One hundred and thirty-nine degrees fifty-five minutes
11 twenty and five-tenths feet along same;
- 12 5. One hundred and sixty-eight degrees seventeen minutes
13 two hundred and fifty-seven and eight-tenths feet along
14 Government land (old quarry lot);
- 15 6. One hundred and fifty-six degrees thirty minutes three
16 hundred and thirty-three feet along same to a pipe;
- 17 7. Thence following the old Auwaiolimu stone wall along
18 L.C. Award Numbered 3145, to Laenui, grant 5147 (lot 8 to C.W.
19 Booth), L.C. Award Numbered 1375, to Kapule, and L.C. Award
20 Numbered 1355, to Kekuanoni, the direct azimuth and distance
21 being two hundred and forty-nine degrees forty-one minutes one
22 thousand three hundred and three and five-tenths feet;



1 8. Three hundred and twenty-one degrees, twelve minutes,
2 six hundred and ninety-three feet along the remainder of the
3 land of Auwaiolimu;

4 9. Fifty-one degrees, twelve minutes, one thousand and
5 four hundred feet along the land of Kewalo to the point of
6 beginning, containing an area of twenty-seven acres, excepting
7 and reserving therefrom Tantalus Drive and Auwaiolimu Street
8 crossing this land.

9 (II) Portion of the land of Kewalo, Punchbowl Hill,
10 Honolulu, Oahu, being part of the lands set aside for the use of
11 the Hawaii Experiment Station of the United States Department of
12 Agriculture by proclamation of the Acting Governor of Hawaii,
13 dated June 10, 1901, and described as follows:

14 Beginning at the northeast corner of this lot, at a place
15 called "Puu Ea" on the boundary between the lands of Kewalo and
16 Auwaiolimu, the coordinates of said point of beginning referred
17 to Government survey triangulation station "Punchbowl," being
18 three thousand two hundred and fifty-five and six-tenths feet
19 north and five thousand two hundred and forty-four and seven-
20 tenths feet east, as shown on Government Survey Registered Map
21 Numbered 2692 of the State of Hawaii, and running by true
22 azimuths:



1 1. Three hundred and fifty-four degrees thirty minutes
2 nine hundred and thirty feet along the remainder of the land of
3 Kewalo, to the middle of the stream which divides the lands of
4 Kewalo and Kalawahine;

5 2. Thence down the middle of said stream along the land of
6 Kalawahine, the direct azimuth and distance being forty-nine
7 degrees sixteen minutes one thousand five hundred and twelve and
8 five-tenths feet;

9 3. One hundred and forty-one degrees twelve minutes eight
10 hundred and sixty feet along the remainder of the land of
11 Kewalo;

12 4. Two hundred and thirty-one degrees twelve minutes five
13 hundred and fifty-two and six-tenths feet along the land of
14 Auwaiolimu to "PUU IOLE";

15 5. Thence still along the said land of Auwaiolimu
16 following the top of the ridge to the point of beginning, the
17 direct azimuth and distance being two hundred and thirty-two
18 degrees twenty-six minutes one thousand four hundred and seventy
19 feet and containing an area of thirty acres; excepting and
20 reserving therefrom Tantalus Drive crossing this land;

21 (III) Portion of the land of Kalawahine makai of Tantalus
22 Drive consisting of twelve acres, more or less, said parcel



1 described more specifically in tax map key 2-4-34-8, which
2 includes certain parcels adjoining the Ewa portion of Kalawahine
3 Place currently occupied by short-term land dispositions if the
4 persons residing on those parcels meet the qualifications
5 established by the Legislature of the State of Hawaii and elect
6 to have the land under their homes transferred to the
7 department, and certain portions of the Ewa portion of the
8 parcel, but excluding the hillside side portions of the
9 southeast parcel, with metes and bounds designated by the
10 department and approved by the department of land and natural
11 resources; provided that persons now residing on portion of the
12 land described, be given first opportunity to lease the lands on
13 which they now reside, for a term of 99 years, whether or not
14 they be native Hawaiians as defined in the Hawaiian Homes
15 Commission Act of 1920, as amended.

16 (IV) Portion of the Hawaii Experiment Station under the
17 control of the United States Department of Agriculture, situated
18 on the northeast side of Auwaiolimu Street.

19 **KEWALO-UKA, HONOLULU, OAHU**

20 Being a portion of the land of Kewalo-uka conveyed by the
21 Territory of Hawaii to the United States of America by
22 proclamations of the Acting Governor of Hawaii, Henry E. Cooper,



1 dated June 10, 1901, and August 16, 1901, and a portion of the
2 United States Navy Hospital reservation described in
3 Presidential Executive Order Numbered 1181, dated March 25,
4 1910.

5 Beginning at the west corner of this parcel of land, on the
6 Auwaiolimu-Kewalo-uka boundary and on the northeast side of
7 Auwaiolimu Street, the coordinates of said point of beginning
8 referred to Government survey triangulation station "Punchbowl,"
9 being one thousand two hundred and thirty and fifty-eight one-
10 hundredths feet north and two thousand six hundred and seventy-
11 five and six one-hundredths feet east as shown on Government
12 Survey Registered Map Numbered 2985 and running by azimuths
13 measured clockwise from true south:

14 1. Two hundred and thirty-one degrees twelve minutes one
15 thousand two hundred and forty-eight and twenty-six one-
16 hundredths feet along the land of Auwaiolimu;

17 2. Three hundred and twenty-one degrees twelve minutes
18 eight hundred and sixty feet along Hawaiian home land as
19 described in Presidential Executive Order Numbered 5561;

20 3. Thence down along the middle of stream in all its turns
21 and windings along the land of Kalawahine to the north corner of
22 Roosevelt High School lot, the direct azimuth and distance being



1 thirty-three degrees forty-eight minutes forty seconds one
2 thousand one hundred and twelve and twenty one-hundredths feet;

3 Thence still down along the middle of stream for the next
4 seven courses along the Roosevelt High School premises, the
5 direct azimuth and distances between points in middle of said
6 stream being:

7 4. Twenty-three degrees forty minutes twenty-eight and
8 ninety one-hundredths feet;

9 5. Eight degrees no minutes one hundred and fifteen feet;

10 6. Three hundred and thirty-seven degrees fifty minutes
11 forty-eight feet;

12 7. Two degrees thirty minutes sixty feet;

13 8. Forty-nine degrees forty minutes fifty-two feet;

14 9. Forty-six degrees six minutes ninety and seventy one-
15 hundredths feet;

16 10. Ninety-two degrees forty-three minutes ninety-five and
17 sixty one-hundredths feet; thence

18 11. Eighty-three degrees thirty-eight minutes seventy-one
19 and sixty-three one-hundredths feet along state land to the
20 northeast side of Auwaiolimu Street;

21 12. Thence on a curve to the left with a radius of one
22 thousand one hundred and seventy-six and twenty-eight one-



1 hundredths feet along the northeast side of Auwaiolimu Street
2 along land described in Presidential Executive Order Numbered
3 1181, dated March 25, 1910, the direct azimuth and distance
4 being one hundred and seventy-two degrees twenty-nine minutes
5 thirty-five seconds one hundred and sixty-four and thirty-nine
6 one-hundredths feet;

7 13. Thence continuing on a curve to the left with a radius
8 of one thousand one hundred and seventy-six and twenty-eight
9 one-hundredths feet along the northeast side of Auwaiolimu
10 Street, the direct azimuth and distance being one hundred and
11 sixty degrees fifty minutes forty-eight seconds three hundred
12 and twelve and seventy-five one-hundredths feet;

13 14. Two hundred and twenty-four degrees fifty-three minutes
14 six hundred and seventy and sixty-five one-hundredths feet along
15 the Quarry Reservation (State of Hawaii, owner);

16 15. One hundred and ten degrees six minutes two hundred and
17 thirty-nine and twenty one-hundredths feet along same;

18 16. Ninety-two degrees five minutes two hundred and two and
19 twenty one-hundredths feet along same;

20 17. Fifty-three degrees twenty minutes three hundred and
21 forty and thirty-four one-hundredths feet along same;



1 18. One hundred and forty-two degrees thirty minutes four
 2 hundred and twenty-four and sixty-eight one-hundredths feet
 3 along the northeast side of Auwaiolimu Street to the point of
 4 beginning and containing an area of twenty-seven and ninety one-
 5 hundredths acres; excepting and reserving therefrom that certain
 6 area included in Tantalus Drive, crossing this land.

7 (V) Portion of Kewalo-uka Quarry Reservation. Situate on
 8 the northeast side of Auwaiolimu Street.

9 **KEWALO-UKA, HONOLULU, OAHU**

10 Being land reserved by the State of Hawaii within the
 11 Hawaii Experiment Station under the control of the United States
 12 Department of Agriculture, as described in proclamations of the
 13 Acting Governor of Hawaii, Henry E. Cooper, dated June 10, 1901.

14 Beginning at the northwest corner of this parcel of land
 15 and on the northeast side of Auwaiolimu Street, the coordinates
 16 of said point of beginning referred to Government survey
 17 triangulation station "Punchbowl," being eight hundred and
 18 ninety-three and sixty-six one-hundredths feet north and two
 19 thousand nine hundred and thirty-three and fifty-nine one-
 20 hundredths feet east as shown on Government Survey Registered
 21 Map Numbered 2985 and running by azimuths measured clockwise
 22 from true south:



1 1. Two hundred and thirty-three degrees twenty minutes
2 three hundred and forty and thirty-four one-hundredths feet
3 along the Hawaii Experiment Station under the control of the
4 United States Department of Agriculture;

5 2. Two hundred and seventy-two degrees five minutes two
6 hundred and two and twenty one-hundredths feet along same;

7 3. Two hundred and ninety degrees six minutes two hundred
8 and thirty-nine and twenty one-hundredths feet along same;

9 4. Forty-four degrees fifty-three minutes six hundred and
10 seventy and sixty-five one-hundredths feet along same to the
11 northeast side of Auwaiolimu Street;

12 5. Thence on a curve to the left with a radius of one
13 thousand one hundred and seventy-six and twenty-eight one-
14 hundredths feet along the northeast side of Auwaiolimu Street,
15 the direct azimuth and distance being one hundred and forty-
16 seven degrees fifty-one minutes thirteen seconds two hundred and
17 nineteen and fifty one-hundredths feet;

18 6. One hundred and forty-two degrees thirty minutes one
19 hundred and thirty-four and fifty-five one-hundredths feet along
20 the northeast side of Auwaiolimu Street;

21 7. Two hundred and thirty-two degrees thirty minutes
22 twenty feet along same;



1 8. One hundred and forty-two degrees thirty minutes
2 seventy-one and fifty-seven one-hundredths feet along same to
3 the point of beginning and containing an area of four and six
4 hundred and forty-six one-thousandths acres.

5 (VI) Being a portion of government land of Auwaiolimu,
6 situated on the northeast side of Hawaiian home land of
7 Auwaiolimu and adjacent to the land of Kewalo-uka at Pauoa
8 Valley, Honolulu, Oahu, State of Hawaii. Beginning at a pipe in
9 concrete at the south corner of this parcel of land, being also
10 the east corner of Hawaiian home land, the coordinates of said
11 point of beginning referred to Government Survey Triangulation
12 Station "Punchbowl," being two thousand twelve and seventy-five
13 one-hundredths feet south and three thousand six hundred forty-
14 seven and eighty-seven one-hundredths feet east, and thence
15 running by azimuths measured clockwise from true south:

16 1. One hundred and forty-one degrees twelve minutes six
17 hundred and ninety-three feet along Hawaiian home land;

18 2. Thence along middle of stone wall along L.C.Aw. 1356 to
19 Kekuanoni, Grant 5147, Apana 1 to C.W.Booth, L.C.Aw. 1351 to
20 Kamakainau, L.C.Aw. 1602 to Kahawai, Grant 4197 to Keauloa,
21 L.C.Aw. 5235 to Kaapuiki and Grant 2587 to Haalelelea;



1 3. Two hundred and ninety-five degrees thirty minutes
2 three hundred and twenty feet along the remainder of government
3 land of Auwaiolimu;

4 4. Twenty-four degrees sixteen minutes thirty seconds one
5 thousand five hundred seventy-nine and thirty-six one-hundredths
6 feet along the remainder of government land of Auwaiolimu;

7 5. Thence along middle of ridge along the land of Kewalo-
8 uka to a point called "Puu Iole" (pipe in concrete monument),
9 the direct azimuth and distance being fifty-six degrees no
10 minutes eight hundred and thirty feet;

11 6. Fifty-two degrees twelve minutes five hundred fifty-two
12 and sixty one-hundredths feet along the land of Kewalo-uka to
13 the point of beginning and containing an area of thirty-three
14 and eighty-eight one-hundredths acres, more or less.

15 (VII) Being portions of government lands of Kewalo-uka and
16 Kalawahine situated on the east side of Tantalus Drive at Pauoa
17 Valley, Honolulu, Oahu, State of Hawaii. Beginning at the west
18 corner of this parcel of land, the true azimuth and distance to
19 a point called "Puu Ea" (pipe in concrete monument) being one
20 hundred and seventy-four degrees thirty minutes four hundred one
21 and ninety-nine one-hundredths feet, the coordinates of said
22 point of beginning referred to Government Survey Triangulation



1 Station "Punchbowl" being two thousand eight hundred fifty-five
2 and ten one-hundredths feet north and five thousand two hundred
3 eighty-two and twenty-five one-hundredths feet east and thence
4 running by azimuths measured clockwise from true south:

5 1. Two hundred and forty-eight degrees nineteen minutes
6 forty seconds eight hundred fifty and fifty-four one-hundredths
7 feet along the land of Kewalo-uka;

8 2. Sixteen degrees thirty minutes five hundred feet along
9 the land of Kewalo-uka, along the land of Kalawahine;

10 3. Twenty-five degrees no minutes five hundred feet along
11 the land of Kalawahine;

12 4. Thirty-five degrees no minutes three hundred and twenty
13 feet along the land of Kalawahine;

14 5. Fifty degrees forty-six minutes ninety-six and seventy
15 one-hundredths feet along Makiki Forest Ridge lots;

16 6. Seventy-three degrees twenty minutes two hundred fifty-
17 five and ninety one-hundredths feet along Makiki Forest Ridge
18 lots;

19 7. Eighty-six degrees thirty-two minutes one hundred
20 sixty-three and forty one-hundredths feet along Makiki Forest
21 Ridge lots;



1 8. Thence along the south side of Tantalus Drive on a
2 curve to the right with a radius of two hundred and seventy
3 feet, the direct azimuth and distance being two hundred and
4 twenty-one degrees twelve minutes nineteen seconds ninety-eight
5 and thirty-six one-hundredths feet;

6 9. Two hundred and thirty-one degrees forty-two minutes
7 one hundred ninety-three and thirty-five one-hundredths feet
8 along the south side of Tantalus Drive;

9 10. Still along Tantalus Drive on a curve to the left with
10 a radius of one hundred eighty and seventy-eight one-hundredths
11 feet, the direct azimuth and distance being one hundred and
12 eighty-one degrees forty-five minutes fifty-five seconds two
13 hundred seventy-six and seventy-two one-hundredths feet;

14 11. Two hundred and forty-two degrees fifteen minutes
15 sixty-two and thirty-two one-hundredths feet along the land of
16 Kewalo-uka;

17 12. One hundred and seventy-four degrees thirty minutes
18 five hundred twenty-eight and one one-hundredths feet along the
19 land of Kewalo-uka to the point of beginning and containing an
20 area of five hundred and seventy-four thousand seven hundred and
21 thirty square feet or thirteen and one hundred ninety-four one-
22 thousandths acres.



1 (5) On the island of Kauai: Upper land of Waimea, above
2 the cultivated sugar cane lands, in the district of Waimea
3 (fifteen thousand acres, more or less); and Moloaa (two thousand
4 five hundred acres, more or less), and Anahola and Kamalomalo
5 (five thousand acres, more or less).

6 Wailuku, Maui: That parcel of government land, situate in
7 the District of Wailuku, Island and County of Maui, comprising
8 twelve and four hundred and fifty-five one-thousandths acres of
9 the ILI OF KOU and being a portion of the land covered by
10 General Lease Numbered 2286 to Wailuku Sugar Company, Limited,
11 notwithstanding the fact that said parcel is cultivated sugar
12 cane land, subject, however, to the terms of said lease.

13 Cultivated Sugar Cane Lands: That parcel of Anahola,
14 Island of Kauai, comprising four hundred and one and four
15 hundred and twenty-three one-thousandths acres, hereinafter
16 described and being portion of the land covered by general lease
17 numbered 2724 to the Lihue Plantation Company, Limited,
18 notwithstanding the fact that said parcel is cultivated sugar
19 cane land, subject however, to the terms of said lease, said
20 parcel being more particularly described as follows:

21 Being a portion of land described in general lease numbered
22 2724 to the Lihue Plantation Company situate in the district of



1 Anahola, Kauai, State of Hawaii, beginning at the northwest
2 corner of this parcel of land, the coordinates of which referred
3 to government triangulation station south base are three
4 thousand and forty-nine and sixty-two one-hundredths feet south,
5 one thousand nine hundred and thirty-two and twenty-five one-
6 hundredths feet west, and running thence by azimuths measured
7 clockwise from true south two hundred and eighty-four degrees
8 thirty minutes two hundred and fifty feet, thence on the arc of
9 circular curve to the left, with a radius of eight hundred and
10 ninety feet and a central angle of thirty-five degrees fifteen
11 minutes, the direct azimuth and distance being two hundred and
12 sixty-six degrees fifty-two minutes thirty seconds five hundred
13 and thirty-eight and ninety-six one-hundredths feet, thence two
14 hundred and forty-nine degrees fifteen minutes one thousand
15 eight hundred and nine and twenty-five one-hundredths feet,
16 thence two hundred and twenty-four degrees fifteen minutes three
17 thousand fifty-six feet, thence one hundred and thirty-four
18 degrees fifteen minutes two hundred and seven feet, to the
19 seashore at Anahola Bay, thence along the seashore around Kahala
20 Point, the direct azimuth and distance being two hundred and
21 thirty-seven degrees six minutes seven seconds one thousand and
22 sixty and fourteen one-hundredths feet, thence along the



1 seashore, the direct azimuth and distance being three hundred
2 and thirty-two degrees no minutes one thousand eight hundred and
3 twenty-seven feet, thence along the seashore, the direct azimuth
4 and distance being three hundred and fifty-five degrees no
5 minutes one thousand eight hundred and twenty-seven feet, thence
6 eighty-seven degrees twenty minutes seven hundred and forty
7 feet, thence fifty-nine degrees no minutes two thousand seven
8 hundred and fifteen feet, thence sixty-nine degrees fifteen
9 minutes one thousand eight hundred and eighty-seven and thirty-
10 six one-hundredths feet, thence on the arc of a circular curve
11 to the right with a radius of three thousand and twelve feet,
12 and a central angle of thirty-five degrees fifteen minutes the
13 direct azimuth and distance being eighty-six degrees fifty-two
14 minutes thirty seconds one thousand eight hundred and twenty-
15 three and ninety-eight one-hundredths feet, thence one hundred
16 and four degrees thirty minutes two hundred and fifty feet,
17 thence one hundred and ninety-four degrees thirty minutes one
18 thousand and thirty-one feet, thence on the arc of a circular
19 curve to the left with a radius of six hundred and seven and
20 ninety-five one-hundredths feet and a central angle of fifty-
21 three degrees three minutes thirty seconds the direct azimuth
22 and distance being seventy-seven degrees fifty-eight minutes



1 fifteen seconds five hundred and forty-three and nine one-
2 hundredths feet to the government road, thence two hundred and
3 thirty-one degrees twenty-six minutes thirty seconds one hundred
4 and thirteen and sixty-one one-hundredths feet along the
5 government road, thence along the government road on the arc of
6 a circular curve to the left with a radius of four hundred and
7 seventy-seven feet and a central angle of forty-four degrees
8 twenty-six minutes thirty seconds, the direct azimuth and
9 distance being two hundred and nine degrees thirteen minutes
10 fifteen seconds three hundred and sixty and seventy-eight one-
11 hundredths feet, thence one hundred and eighty-seven degrees no
12 minutes one hundred and sixty-nine and fifty-four one-hundredths
13 feet along the government road, thence on the arc of a circular
14 curve to the left with a radius of three hundred and fifty-one
15 and eight one-hundredths feet and a central angle of eighty-two
16 degrees thirty minutes the direct azimuth and distance being
17 three hundred and twenty-five degrees forty-five minutes four
18 hundred and sixty-two and ninety-seven one-hundredths feet,
19 thence one hundred and ninety-four degrees thirty minutes five
20 hundred and seventy-nine feet, thence one hundred and four
21 degrees thirty minutes three hundred feet, thence one hundred
22 and ninety-four degrees thirty minutes two hundred feet, thence

1 two hundred eighty-four degrees thirty minutes three hundred
2 feet, thence one hundred and ninety-four degrees thirty minutes
3 two hundred and fifty-two feet to the point of beginning
4 containing an area of four hundred and one and four hundred and
5 twenty-three one-thousandths acres more or less.

6 SUBMERGED LANDS

7 All submerged lands contiguous to the available lands
8 described in this section shall be designated "available
9 lands"."

10 SECTION 3. Upon the effective date of this Act, the
11 Hawaiian Home Lands Commission, the department of land and
12 natural resources, and any other state agencies whose
13 jurisdiction extends to the submerged lands affected by this Act
14 shall jointly take any steps necessary to effectuate the intent
15 of this Act. This may include, but is not limited to:

- 16 (1) The transfer of title of affected lands to appropriate
17 parties;
- 18 (2) The transfer of any rights, powers, functions, or
19 duties as may be appropriate and necessary; and
- 20 (3) Any appropriate administrative action pursuant to
21 chapter 91.



1 SECTION 4. The provisions of this Act shall not affect any
2 deeds, leases, contracts, loans, agreements, permits, or other
3 documents related to the submerged lands affected by this Act;
4 provided that such document became operative before the
5 effective date of this Act.

6 SECTION 5. New statutory material is underscored.

7 SECTION 6. This Act shall take effect upon its approval
8 with the consent of the United States Congress.

9

INTRODUCED BY: *[Signature]*

JAN 24 2013



Report Title:

Hawaiian Homes Commission Act; Submerged Lands

Description:

Includes submerged lands contiguous to Hawaiian Home Lands as available lands as defined in section 203 of the Hawaiian Homes Commission Act.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

