

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Division of State Parks  
Honolulu, Hawaii 96813

December 9, 2016

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawai'i

Kaua'i

Consent to Assign General Lease No. SP-0134, Bank of Hawaii, a Hawaii corporation, as Successor Trustee under that certain unrecorded John H.R. Plews Trust dated March 2, 2015, hereafter called Assignor, to Wendy Jeanne Wichman, unmarried, hereafter called Assignee, situate Lots 35 and 36, Kokee Campsite Lots, Waimea (Kona), Kaua'i, Hawai'i, Tax Map Key: (4) 1-4-004:016.

APPLICANT:

Wendy Jeanne Wichman, unmarried, whose mailing address is P.O. Box 1167, Lihue, HI 96766, as Assignee.

LEGAL REFERENCE:

Section 171-36(a)(5), Hawaii Revised Statutes, as amended.

LOCATION:

Lots 35 and 36, Pu'u Ka Pele, Waimea (Kona), Kaua'i, Tax Map Key: (4)1-4-004:016, as shown on the attached legal description and survey map labeled Exhibit A.

AREA:

1.46 acres, more or less.

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: YES \_ NO X

CHARACTER OF USE:

Recreation - residence.

ITEM E-1

TERM OF LEASE:

Twenty (20) years, commencing January 1, 2009, and expiring on December 31, 2028.  
There is one rental reopening scheduled after ten years.

ANNUAL RENTAL:

\$8,000.00.

CONSIDERATION:

\$1.00.

RECOMMENDED PREMIUM:

\$0.00.

DCCA VERIFICATION:

Not required. Applicant is not required to register with DCCA.

APPLICANT REQUIREMENTS:

Applicant/Assignee shall prepare and submit fully executed assignment of lease and meet other requirements as described herein.

REMARKS:

Mr. John Plews acquired his interest for General Lease No. SP0134 effective January 6, 2009 as a result of direct negotiations with the Department of Land and Natural Resources (DLNR) pursuant to Act 223 SLH 2008. Mr. Plews held the previous lease covering the property under a revocable permit. By way of a letter dated July 20, 2015, Mr. Plews through his attorney, assigned his interest as a Trustee under that certain unrecorded John H.R. Plews Trust dated March 2, 2015.

At its meeting of November 13, 2015, under agenda item E-1, the Land Board approved the Consent to the Assignment of General Lease No. SP-0134 to John H.R. Plews Trust and amended the termination date to read December 31, 2028.

On October 5, 2016, the Division of State Parks received a request from John H.R. Plews Trust along with a copy of the Assignment of Lease for Jon H. R. Plews Trust requesting that the Board approve the Consent to Assignment of Lease No. SP-0134, from Bank of Hawaii, a Hawaii corporation, as Successor Trustee under that certain unrecorded John H.R. Plews Trust dated March 2, 2015, hereafter called Assignor, to Wendy Jeanne Wichman, unmarried, hereafter called Assignee.

Lessee is in current in their rental payments and is in compliance with the lease terms and conditions of the lease.

Assignee has not had a lease, permit, easement or other disposition of State lands terminated within the last five years due to non-compliance with such terms and conditions.

Rent re-opening is not scheduled until after the first ten years of the lease. There are no outstanding rental reopening issues.

No comments have been solicited or received from any agency or the community.

Staff has no objections to this request.

RECOMMENDATION:

That the Board consent to the Assignment of General Lease No. SP-0134, Bank of Hawaii, a Hawaii corporation, as Successor Trustee under that certain unrecorded John H.R. Plews Trust dated March 2, 2015, hereafter called Assignor, to Wendy Jeanne Wichman, unmarried, hereafter called Assignee, subject to the terms above which are hereby incorporated by reference and further subject to the following:

- a. The standard terms and conditions of the most current consent and/or amendment to lease forms, as may be amended from time to time;
- b. Review and approval by the Department of the Attorney General; and,
- c. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

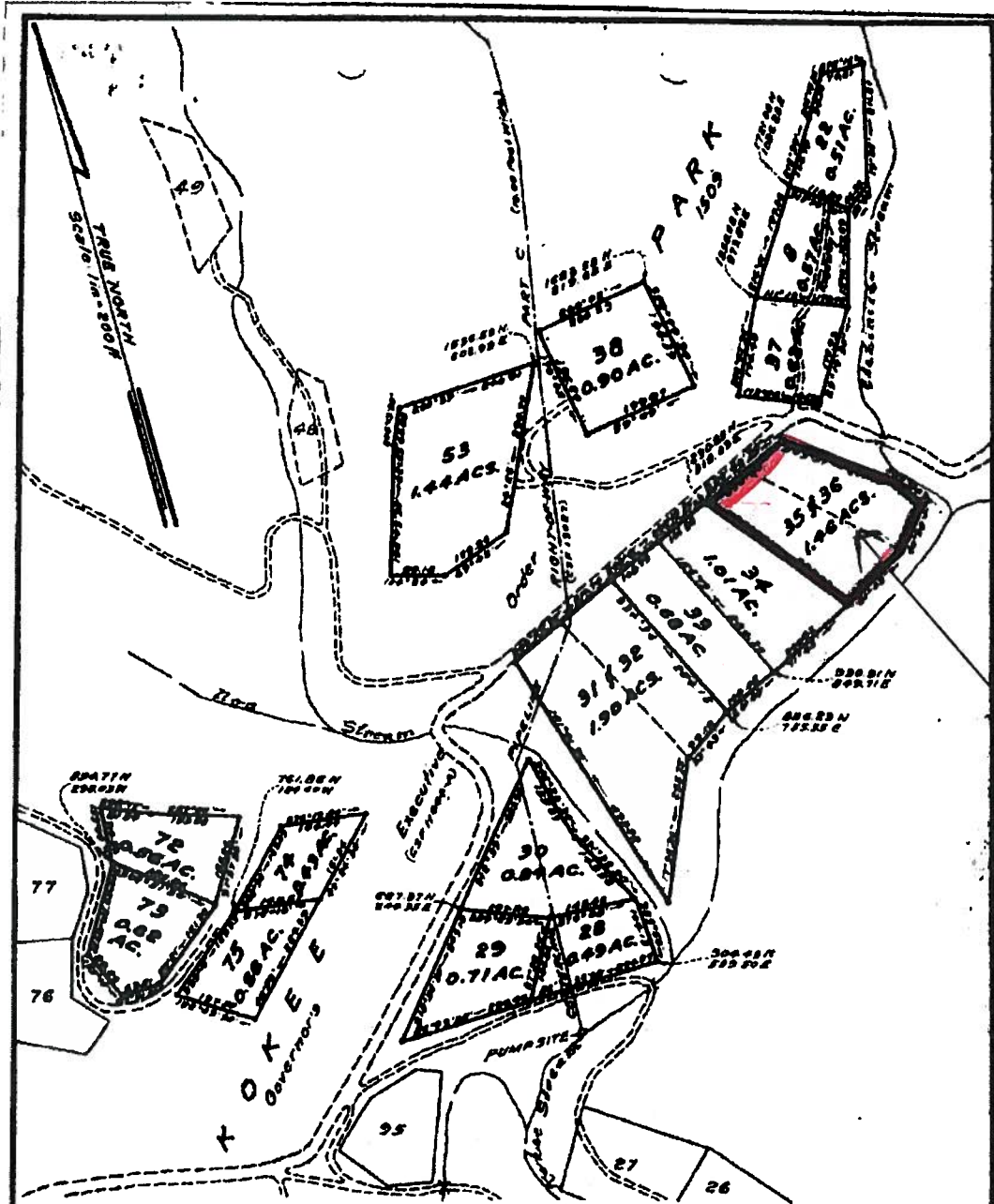
Respectfully submitted,



CURT A. COTTRELL  
State Parks Administrator

APPROVED FOR SUBMITTAL:

  
SUZANNE D. CASE, Chairperson



SUBJECT

**KOKEE CAMP SITE LOTS**  
**LOTS 8, 22, 28, 29, 30, 31, 32, 33, 34, 35 & 36,**  
**37, 38, 53, 72, 73, 74 AND 75**

Waimea, (Kona) Kauai, Hawaii

**EXHIBIT**

Scale: 1 inch = 200 feet

Lots 8 and 37 (Combined) See map  
 and description dated May 18, 1965  
 All corners marked with pipes  
 Coordinates referred to KOKEE

JOB K-3828  
 C. BK

TAX MAP 1-4-66  
 KAUAI FILE  
 FOLDER 3

SURVEY DIVISION  
 DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES  
 STATE OF HAWAII

A.T. Nov. 2, 1966

Sheet 4 of 7 Sheets