

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

September 14, 2018

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

File No. 10555(H)

Hawaii

Issuance of Land Patent in Confirmation of All of Land  
Commission Award No. 4096 to S. Kaaloa, situate at  
Kukuihaele, District of Hamakua, Island of Hawaii Tax Map  
Key: (3) 4-8-008:018.

APPLICANT:

Jerel I. Yamamoto, Esq., for Stanley M. Takamoto, Trustee; Ronald  
K. & Patricia M. Takamoto, Trustees; Ernest K. & Aileen T.  
Takamoto, and Amy T. Helm, owners of the subject property.

LEGAL REFERENCE:

Section 171-23, Hawaii Revised Statutes, as amended,  
Sections 172-11 and 12, Hawaii Revised Statutes, as amended,  
Section 182-2, Hawaii Revised Statutes, as amended and  
Section 664-5, Hawaii Revised Statutes, as amended.

LOCATION:

The applicants' property is comprised of a portion of Land  
Commission Award No. 4096 to S. Kaaloa, situate at Kukuihaele,  
District of Hamakua, Island of Hawaii, containing an area of  
20,336 square feet, more or less, as shown on the map attached  
hereto as Exhibit A.

DCCA VERIFICATION:

Not Applicable. The applicant owners of TMK: (3) 4-8-008:018 are  
not businesses, and thus they are not required to register with  
the Department of Commerce and Consumer Affairs.

APPLICANT REQUIREMENTS:

The Applicant has provided a copy of Land Commission Award 4096  
dated August 18, 1850, with the original survey map and  
description attached thereto. (See Exhibit B)

REMARKS:

In accordance with the Act of August 6, 1850, Land Commission Award 4096 adjudicated a fee simple title, free and clear of commutation to S. Kaaloa, in and to his kuleana claim at Kukuihaele.

Staff abstractor has confirmed that no commutation is due and that no patent has been issued in confirmation of Land Commission Award 4096.

Although no commutation is due, the patent issued in confirmation of the whole of Land Commission Award 4096 to S. Kaaloa will evidence that the government's right to commutation therein is relinquished.

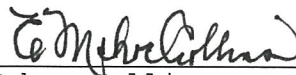
Comments were requested from the Office of Hawaiian Affairs (OHA), however OHA provided no comment by the suspense date.

RECOMMENDATION:

Staff recommends that the Board consent to the issuance of a Land Patent in Confirmation of the subject Land Commission Award No. 4096 to S. Kaaloa subject to the following:

1. The terms and conditions as prescribed by law upon the issuance of Land Patents in confirmation of Land Commission Awards, as may be amended from time to time;
2. Review and approval by the Department of the Attorney General; and
3. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State of Hawaii.

Respectfully Submitted,



E. Mahoe Collins  
State Abstractor

APPROVED FOR SUBMITTAL:

  
Suzanne D. Case, Chairperson

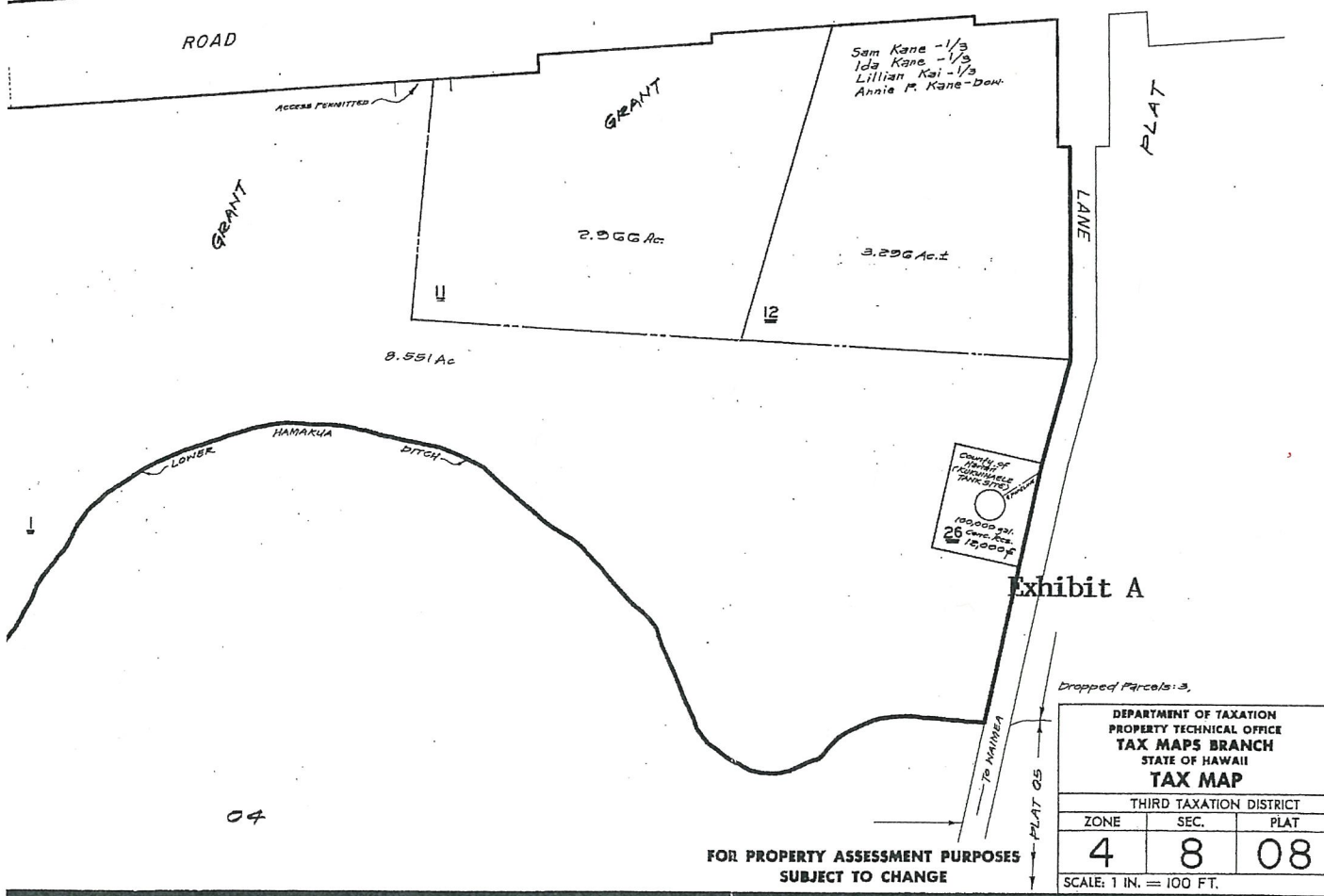
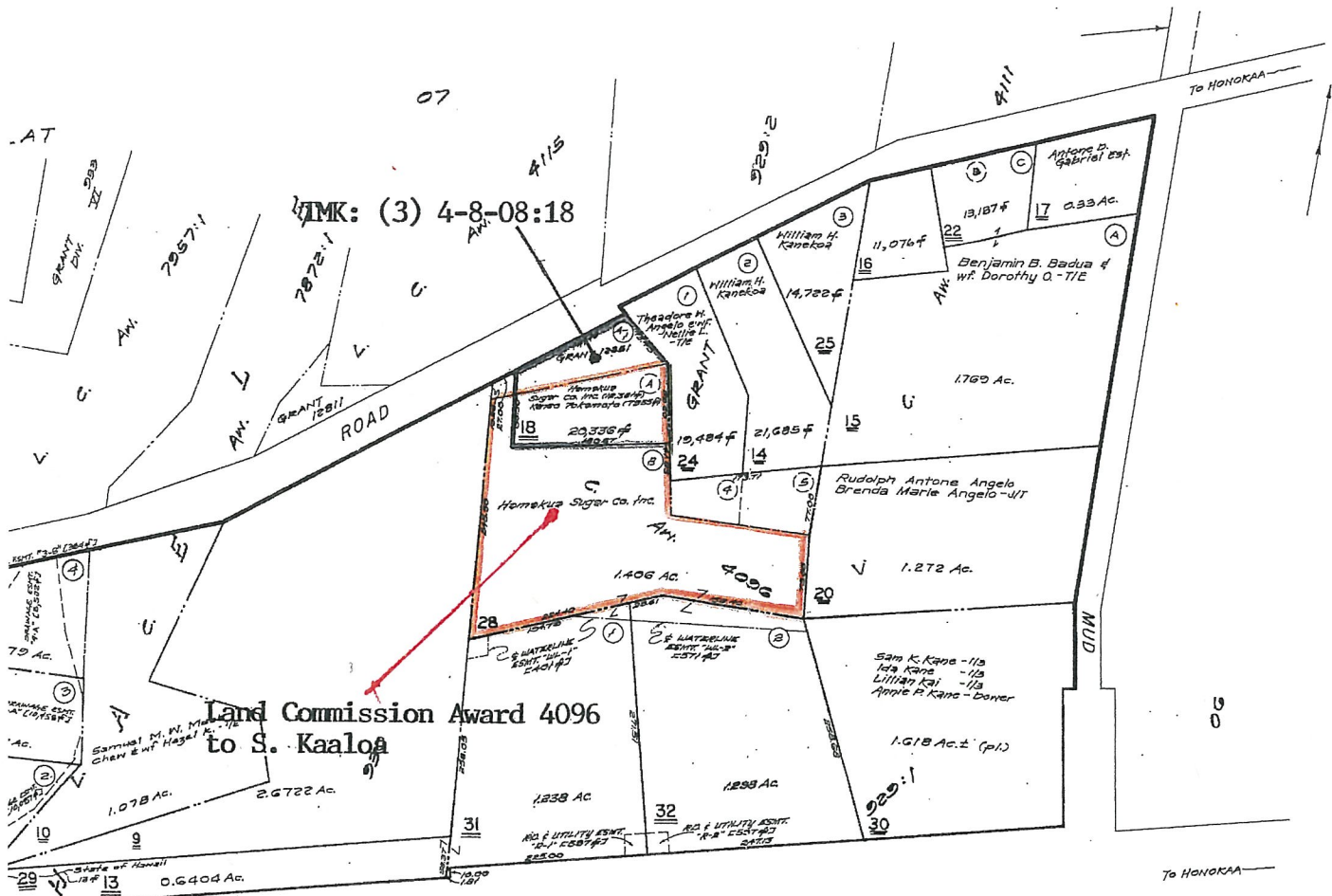


Exhibit A

Dropped Parcels: 3.

DEPARTMENT OF TAXATION  
PROPERTY TECHNICAL OFFICE  
TAX MAPS BRANCH  
STATE OF HAWAII  
TAX MAP

THIRD TAXATION DISTRICT

ZONE	SEC.	PLAT
4	8	08

SCALE: 1 IN. = 100 FT.

FOR PROPERTY ASSESSMENT PURPOSES  
SUBJECT TO CHANGE



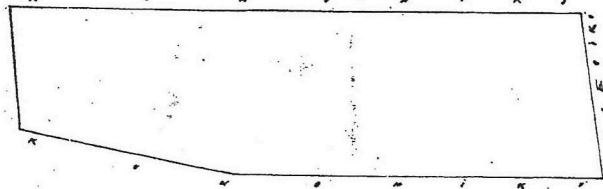
Hele 8385 Kamaikaka

Kamakea Hawaii

Kamakea Kamakea Hawaii

E komaka ana ma kahi paku ma ke kiki Maui a he kiki Komoheana a he Kaloiki a e hiki ana He. 7° No. 12. 00 Kaul. alaila He. 18 No. 8. 50 Kaul. alaila He. 86 1/2° No. 4. 25 Kaul. alaila He. 20 1/4° No. 7. 50 Kaul. alaila He. 8 1/2° No. 13. 24 Kaul. a hiki ma ka maui a Kaloiki alaila He. 89 1/2° No. 6. 00 Kaul. ma he Kaloiki a hiki ma kahi e komakahi Ma kahi Apana 11 1/2 Eka

June 26. 1858.



C. J. Lyons  
Luna ana ana

Uhu Pau Lea

8. 00

W. L. Lee

Loane Li

G. M. Robertson

J. H. Smith

J. H. Kaulahao

Kamakea August 16. 1858.

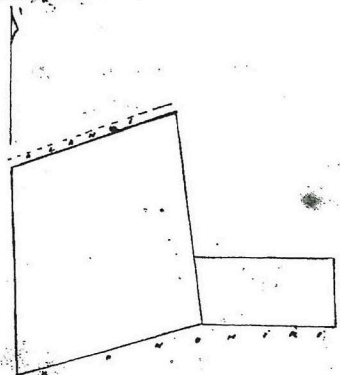
Hele 4096 S. Kaala

Kamakea Hawaii

Pahala 8 1/2 Loi ma Kukuhaale Kamakea Hawaii

E komaka ana ma kahi kumu kuku ma he kiki He. a e hiki ana He. 8 1/2° No. 3. 40 Kaul. a He. 89 1/2° No. 2. 40 Kaul. ma he Kaloiki alaila He. 83° No. 13. 00 Kaul. ma he Kaul. alaila He. 89° No. 2. 42 Kaul. a He. 8 1/2° No. 2. 55 Kaul. ma he Kaloiki alaila He. 70 1/2° No. 3. 10 Kaul. ma he alaila He. 2 1/2° No. 3. 72 Kaul. ma he Kaloiki a hiki ma kahi e komakahi Kaloiki a he kiki 9 1/2 Eka

June 12. 1858.



C. J. Lyons  
Luna ana ana

Uhu Pau Lea

8. 00

W. L. Lee

Loane Li

G. M. Robertson

J. H. Smith

J. H. Kaulahao

Kamakea August 16. 1858.

Hele 7874 Wailuahi

Kamakea Hawaii

Kamakea Kamakea Hawaii

Pahala E komaka ana ma he kiki Komoheana a e hiki ana He. 88 1/2° No. 4. 44 Kaul. ma he Pumatukalo alaila He. 1° No. 3. 66 Kaul. a He. 10° No. 4. 38 Kaul. ma he Komoheana alaila He. 43 1/2° No. 2. 34 Kaul. ma he kiki alaila He. 16 1/2° No. 6. 73 Kaul. a hiki ma kahi e komakahi Ma kahi Apana 2 1/2 Eka

June 13. 1858.

C. J. Lyons

Exhibit B  
10555(H)