March 24, 2022

Suzanne D. Case, Chairperson
c/o Board of Land and Natural Resources
1151 Punchbowl Street, Room 130
Honolulu, Hawaii 96813

Dear Chair Case and Board Members:

Subject: Request for Acquisition of Lands and Restrictions of Access to the Department of Transportation, Highways Division, for Highway Purposes, Relating to Keaau-Pahoa Road, FASP No. RS-0130(15), Paradise Park Section at Puna, Island of Hawaii, Hawaii

Tax Map Key Nos. (3) 1-6-005: Portions of 165, (3) 1-5-015: Portions of 188, (3) 1-6-010: Portion of 133, (3) 1-5-033: Portions of 251, (3) 1-5-033: Portions of 250, (3) 1-6-010: Portions of 137, (3) 1-6-009: Portions of 388, (3) 1-5-016: Portions of 161, (3) 1-5-015: Portions of 180, (3) 1-6-009: Portions of 245, (3) 1-6-009: Portion of 246, and (3) 1-6-009: Portions of 388

APPLICANT:
State of Hawaii, Department of Transportation, Highways Division.

LEGAL REFERENCE:
Sections 107-10, 171-30, and Chapter 264, Hawaii Revised Statutes, as amended.

LOCATION:
Portion of lands relating to Keaau-Pahoa Road, FASP No. RS-0130(15), Paradise Park Section at Puna, Island of Hawaii, State of Hawaii, as shown and described on the enclosed maps labeled as Exhibit A.
### AREA:

<table>
<thead>
<tr>
<th>Parcels:</th>
<th>Tax Map Key Nos.:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parcel 222 = 12,900 square feet (.296 acre)</td>
<td>(3) 1-6-005-165</td>
</tr>
<tr>
<td>Parcel 223 = 12,000 square feet (.275 acre)</td>
<td>(3) 1-5-015-188</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Construction Parcels:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>CP1 = 21,780 square feet (.500 acre)</td>
<td>(3) 1-6-010-133</td>
</tr>
<tr>
<td>CP2 = 1,852 square feet (.043 acre)</td>
<td>(3) 1-5-033-251</td>
</tr>
<tr>
<td>CP3 = 1,349 square feet (.031 acre)</td>
<td>(3) 1-5-033-250</td>
</tr>
<tr>
<td>CP4 = 2,349 square feet (.054 acre)</td>
<td>(3) 1-6-010-137</td>
</tr>
<tr>
<td>CP5 = 3,186 square feet (.073 acre)</td>
<td>(3) 1-6-009-388</td>
</tr>
<tr>
<td>CP6 = 900 square feet (.021 acre)</td>
<td>(3) 1-6-005-165</td>
</tr>
<tr>
<td>CP7 = 3,206 square feet (.074 acre)</td>
<td>(3) 1-5-016-161</td>
</tr>
<tr>
<td>CP8 = 2,927 square feet (.067 acre)</td>
<td>(3) 1-5-015-180</td>
</tr>
<tr>
<td>CP9 = 21,692 square feet (.498 acre)</td>
<td>(3) 1-6-009-245</td>
</tr>
<tr>
<td>CP10 = 581 square feet (.013 acre)</td>
<td>(3) 1-6-009-246</td>
</tr>
<tr>
<td>CP11 = 2,700 square feet (.062 acre)</td>
<td>(3) 1-5-015-188</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Easements</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Easement 1 = 662 square feet (.015 acre) (For slope purposes)</td>
<td>(3) 1-5-033-251</td>
</tr>
<tr>
<td>Easement 2 = 338 square feet (.008 acre) (For slope purposes)</td>
<td>(3) 1-5-033-250</td>
</tr>
<tr>
<td>Easement 3 = 1,122 square feet (.026 acre) (For slope purposes)</td>
<td>(3) 1-6-010-137</td>
</tr>
<tr>
<td>Easement 4 = 1,136 square feet (.026 acre) (For slope purposes)</td>
<td>(3) 1-6-009-245</td>
</tr>
<tr>
<td>Easement 5 = 3,938 square feet (.090 acre) (For slope purposes)</td>
<td>(3) 1-5-016-161</td>
</tr>
<tr>
<td>Easement 6 = 2,183 square feet (.050 acre) (For slope purposes)</td>
<td>(3) 1-5-015-180</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Boundary</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Boundary C (Rev. 1) = 69.6 feet</td>
<td>(3) 1-6-009-388</td>
</tr>
</tbody>
</table>

### ZONING:

- Tax Map Key No. (3) 1-5-015-188 Agriculture
- Tax Map Key No. (3) 1-6-009-246 Agriculture
- Tax Map Key No. (3) 1-5-033-251 Agriculture
- Tax Map Key No. (3) 1-5-033-250 Agriculture
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Tax Map Key No. (3) 1-6-010-137  Agriculture
Tax Map Key No. (3) 1-5-016-161  Agriculture
Tax Map Key No. (3) 1-5-015-180  Agriculture
Tax Map Key No. (3) 1-6-010-133  Agriculture
Tax Map Key No. (3) 1-6-005-165  Agriculture
Tax Map Key No. (3) 1-6-009-388  Agriculture
Tax Map Key No. (3) 1-6-009-245  Agriculture

CURRENT USE STATUS:

Tax Map Key No. (3) 9-1-015-079  Vacant and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 9-1-015-078  Vacant and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 1-5-015-188  Roadway and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 1-6-009-246  Vacant and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 1-5-033-251  Occupied and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 1-5-033-250  Occupied and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 1-6-010-137  Vacant and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 1-5-016-161  Vacant and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 1-5-015-180  Vacant and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 1-6-010-133  Vacant and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 1-6-005-165  Roadway and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 1-6-009-388  Occupied and encumbered by encumbrances that will not be affected by the project.
Tax Map Key No. (3) 1-6-009-245  Vacant and encumbered by encumbrances that will not be encumbered by the project.

Current ownership is as follows:

Parcels:  Tax Map Key Nos.:
Parcel 222  (3) 1-6-005-165
Fee owner = Hilo Development Inc. (Association)
Parcel 223  (3) 1-5-015-188
Fee owner = Paradise Hui Hanalike (Association)
Construction Parcels:
CP1
Fee owner = Durkan, Luzviminda B
CP2
Fee owner = Arellano, Michael & Hesileen
CP3
Fee owner = Mukai, Puanani TR
CP4
Fee owner = Waikahe Orchards LLC
CP5
Fee owner = Church of Jesus Christ LDS
CP6
Fee owner = Hilo Development Inc. (Association)
CP7
Fee owner = Fagenstrom, Joice A
CP8
Fee owner = Dean’s Inc.
CP9
See owner = Sumida, Kent I
CP10
Fee owner = Felipe, Andres J & Etal
CP11
Fee owner = Paradise Hui Hanalike (Association)

Easements:
Easement 1
Fee owner = Arellano, Michael & Hesileen
Easement 2
Fee owner = Mukai, Puanani TR
Easement 3
Fee owner = Toribio, Florentino Jr. & Etal
Easement 4
Fee owner = Sumida, Kent I

Easement 5
Fee owner = Fagenstrom, Joice A
Easement 6
Fee owner = Dean’s Inc.

Boundary
Boundary C (Rev. 1)
Fee owner = Corporation of the Presiding Bishop of the Church Of Jesus Christ of Latter-Day Saints
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COMPENSATION:

The value of all real property that is the subject of this submittal shall be appraised at fair market value as determined by an independent appraiser (contracted for by the State of Hawaii). Compensation to the landowners may exceed the appraisal to the extent allowed by §171-30, Hawaii Revised Statutes.

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

A Chapter 343, Hawaii Revised Statutes Final Environmental Assessment and Finding of No Significant Impact for the proposed action was published by the State of Hawaii, Office of Environmental Quality Control on May 23, 2011.

REMARKS:

The proposed project shall install safety improvements between the Keaau Bypass and Pahoa-Kapoho Road which intersections have been among the highest crash rates in the state.

RECOMMENDATION:

That the Board:

A. Authorize the acquisition of the subject lands and restrictions of access subject to an appropriate conveyance document, as reviewed and approved by the Department of the Attorney General and by the Department of Transportation.

B. Authorize the acquisition even in the event of a change in the ownership of those parcels described herein and on the enclosed map labeled Exhibit A, under the terms and conditions cited above which are by this reference incorporated herein.

Sincerely,

JADE T. BUTAY
Director of Transportation

APPROVED FOR SUBMITTAL:

SUZANNE D. CASE, Chairperson

Enclosures