LINDA LINGLE
GOVERNOR

BARRY FUKUNAGA
INTERIM DIRECTOR

Deputy Directors
FRANCIS PAUL KEENO
BRENNON T. MORIOKA
BRIAN H. SEKIGUCHI

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

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

Conveyance of Remnant 3, Hawaii Belt Road, NRH 14-C & 14-D, North Hilo, Hawaii, abutting parcel Tax Map Key: (3) 3-2-3:2

REQUEST:

Authorization to convey subject property, designated as Remnant 3, Hawaii Belt Road, NRH 14-C & 14-D, North Hilo, Hawaii, Tax Map Key: (3) 3-2-3:2 Road as shown on Exhibit A to respective abutting owners by quitclaim deed.

LEGAL REFERENCE:

Section 171-52 and other applicable sections of Chapter 171, Hawaii Revised Statutes, as amended.

LOCATION:

The Property is a remnant of Hawaii Belt Road, NRH-14-C & 14-D, portion of Government Road running through Land patent 4708, situated at Haiku, District of North Hilo, Island and County of Hawaii. The subject remnant runs through the abutting parcel Tax Map Key: (3) 3-2-3:2.

AREA:

Approximately 42,860 square feet, more or less, as correctly delineated in the Department of Transportation, Highways Division, Right-of-Way Map as shown on Exhibit B (subject to confirmation by the Department of Transportation, Design Branch, Cadastral Section).

ZONING:

CN-7.5

LAND TITLE STATUS:

Non-ceded, DHHL 30% entitlement lands pursuant to the Hawaii State Constitution:

YES ____ NO _X_

CURRENT USE STATUS:

Highway and maintenance purposes

COMMENCEMENT DATE:

Execution date of quitclaim deed.

COMPENSATION

Fair market value based on appraisal, to be determined by independent appraiser.

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

Not applicable. Subject lands are to be conveyed to abutting landowner(s) and will become privately owned land at that point. Chapter 343, HRS, would not apply to any future development on the Property, as no State lands would be involved.

REMARKS:

The Department of Transportation (DOT) has deemed the Property surplus to the needs of the Highways Division. The DOT has complied with all applicable statutory requirements and shall offer the Property to the respective abutting owners.

RECOMMENDATION:

That the Board authorizes the conveyance of the Property to the respective abutting owners for their private use, subject to the following:

1. The standard terms and conditions of the most current deed form;

2. Review and approval by the Department of the Attorney General;

3. Such other terms and conditions as may be prescribed by the DOT Director to best serve the interests of the State;

4. The Property shall be conveyed in an "as is" condition and the State make no warranty or representation about its condition or the presence of hazardous materials on, under or about the same; and

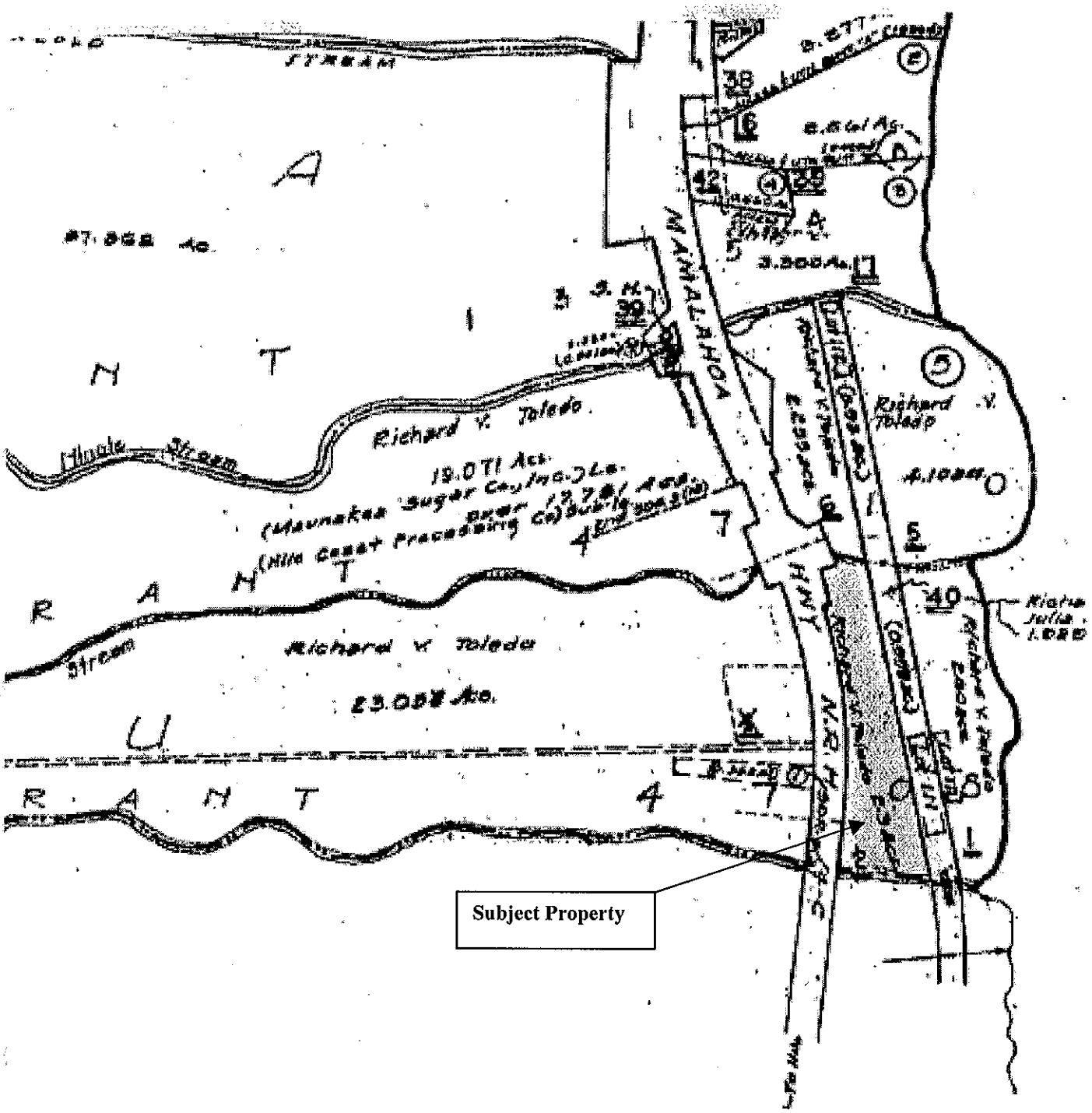
5. Consolidation requirement with the purchaser's abutting property.

Respectfully Submitted,

BARRY FUKUNAGA
Interim Director

APPROVED FOR SUBMITTAL:

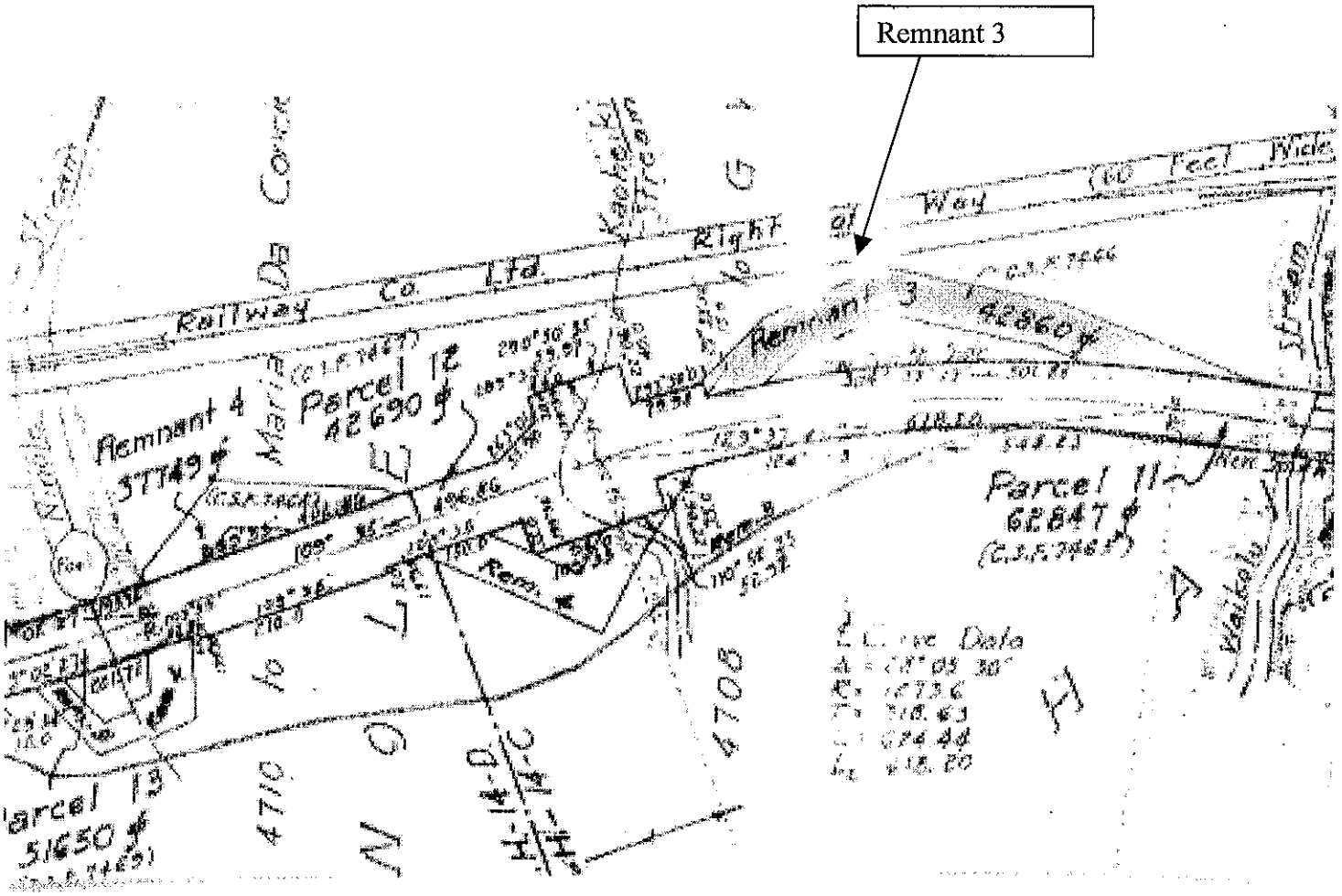
PETER T. YOUNG, Chairperson



Abutting Parcel TMK (3) 3-2-3:2

EXHIBIT A

EXHIBIT B



HAWAII BELT ROAD (Normal Width 70 feet.)
N.R.H. 14-C & 14-D
KAPENA TO POHAKUPUKA BRIDGE
NORTH HILO, HAWAII
Scale 1 in. = 200 ft.