LAND COURT SYSTEM) REGULAR SYSTEM

Return by Mail ( ) Pickup ( ) To:

Total Number of Pages:

Tax Map Key No. (1)2-5-019:013

FROM: STATE OF HAWAII
BOARD OF LAND AND NATURAL RESOURCES

TO: STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Division of Forestry and Wildlife
1151 Punchbowl Street, Room 325
Honolulu, Hawaii 96813

EXECUTIVE ORDER NO. 4507

SETTING ASIDE LAND FOR PUBLIC PURPOSES

BY THIS EXECUTIVE ORDER, I, the undersigned, Governor of the State of Hawaii, by virtue of the authority in me vested by Section 183-11, Hawaii Revised Statutes, as amended, and every other authority me hereunto enabling, do hereby order that the public land hereinafter described be, and the same is, hereby set aside for the following public purposes:

FOR HONOLULU WATERSHED FOREST RESERVE, to be under the control and management of the State of Hawaii, Department of Land and Natural Resources, Division of Forestry and Wildlife, being that parcel of land situate at Kalawahine and Opu, Honolulu,

649154_1.DOC

PRELIM. APPR'D.
Department of the
Attorney General

Oahu, Hawaii, Parts 1 to 6, inclusive, and identified as "Addition to Honolulu Watershed Forest Reserve," consisting of:

Part 1, being Site A of Puu Ohia Radio Station, containing a gross area of 59,153 square feet and a net area of 56,653 square feet after excepting and excluding therefrom the Reservation for Government Survey Triangulation Station "TANTALUS", together with rights of ingress and egress to and from said Triangulation Station "TANTALUS"; and subject to certain sight clearance conditions from said station "TANTALUS"; also reserving to the State of Hawaii, a lot two feet square for the Rainfall Measurement Station,

Part 2, being Site B of Puu Ohia Radio Station, containing an area of 46,446 square feet,

Part 3, being Parcel C of Right-of-Way for Road and Utility Purposes of Puu Ohia Radio Station, containing an area of 1.754 acres, SUBJECT, HOWEVER, to:

1. Portion of Easement B for Electric Transmission Line (10.00 ft. wide),
2. Portion of Non-Exclusive Electric and Telephone Transmission Line Easement (10.00 ft. wide),
3. Road and Utility Easement 1, and
4. Portion of Perpetual Non-Exclusive Utility Easement.

Part 4, being Parcel D of Right-of-Way for Road and Utility Purposes of Puu Ohia Radio Station, containing an area of 3856 square feet, SUBJECT, HOWEVER, to Road and Utility Easement 2, and Portion of Perpetual Non-Exclusive Utility Easement,

Part 5, being Parcel E of Right-of-Way for Utility Purposes of Puu Ohia Radio Station, containing an area of 0.059 acre, and

Parcel 6, being Parcel F of Right-of-Way for Utility Purposes of Puu Ohia Radio Station, containing an area of 0.061 acre,

all more particularly described in Exhibit "A" and delineated on Exhibit "B," both of which are attached hereto and made parts hereof, said exhibits being respectively, a survey description and survey map prepared by the Survey Division, Department of Accounting and General Services, State of Hawaii, both being designated C.S.F. No. 25,498 and dated March 31, 2016, subject to existing encumbrance.

PRELIM. APPR'D.
Department of the
Attorney General

SUBJECT, HOWEVER, to the condition that upon cancellation of this executive order or in the event of non-use or abandonment of the premises or any portion thereof for a continuous period of one (1) year, or for any reason whatsoever, the State of Hawaii, Department of Land and Natural Resources, Division of Forestry and Wildlife shall, within a reasonable time, restore the premises to a condition satisfactory and acceptable to the Department of Land and Natural Resources, State of Hawaii.

SUBJECT, FURTHER, to disapproval by the Legislature by two-thirds vote of either the Senate or the House of Representatives or by majority vote of both, in any regular or special session next following the date of this Executive Order.

SUBJECT, FURTHER, to Section 183-11, Hawaii Revised Statutes, as amended, providing that the forest reserve designation will not take effect until the expiration of unrecorded General Lease No. S-4588 dated June 6, 1973, leased to Hawaiian Telephone Company, for the premises identified as Puu Ohia Radio Station Sites A and B, and Parcels C, D, E, and F, situate at Kalawahine and Opu, Honolulu, Oahu, Hawaii, said general lease having been assigned to Insite Towers Development, LLC, a Delaware limited liability company, recorded in the State of Hawaii, Bureau of Conveyances as Document No. A55140572, consent thereto given by the State of Hawaii, Board of Land and Natural Resources by unrecorded instrument executed May 12, 2016, and amended by that certain unrecorded Amendment of General Lease No. S-4588 dated May 12, 2016.

This executive order does not authorize the recipient of the set aside to sell or exchange or otherwise relinquish the State of Hawaii's title to the subject public land.

PRELIM. APPR'D.
Department of the
Attorney General

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Hawaii to be affixed. Done at the Capitol at Honolulu this 30th day of August, 2016.

David Y. Ige

By DAVID Y. IGE
Governor of the State of Hawaii

APPROVED AS TO FORM:

DANIEL A. MORRIS
Deputy Attorney General

Dated: AUG 5 2016

PRELIM. APPR'D.
Department of the
Attorney General

STATE OF HAWAII

Office of the Lieutenant Governor

THIS IS TO CERTIFY That the within is a true copy of Executive Order No. 4507 setting aside land for public purposes, the original of which is on file in this office.

IN TESTIMONY WHEREOF, the Lieutenant Governor of the State of Hawaii, has hereunto subscribed his name and caused the Great Seal of the State to be affixed.

SHAN S. TSUTSUI
Lieutenant Governor of the State of Hawaii

DONE in Honolulu, this 30th day of August, A.D. 2016

PRELIM. APPR'D.
Department of the
Attorney General

STATE OF HAWAI'I
SURVEY DIVISION
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
HONOLULU

C.S.F. No. 25,498

March 31, 2016

ADDITION TO
HONOLULU WATERSHED FOREST RESERVE

PARTS 1 TO 6, INCLUSIVE

Kalawahine and Opu, Honolulu, Oahu, Hawaii

Being portions of Royal Patent 8186, Land Commission Award 11215, Apana 2 to Kealiiahonui conveyed to the Territory of Hawaii by W. M. Giffard by deed dated February 1, 1907 and recorded in Liber 291, Page 1 (Land Office Deed 1645).

PART 1: Being Site A of Puu Ohia Radio Station, comprised also of a portion of the Government Land of Opu.

Beginning at the southeast corner of this parcel of land, the true azimuth and distance to Government Survey Triangulation Station "TANTALUS" being: 140° 11' 57.90 feet, thence running by azimuths measured clockwise from True South:-

1. 64° 28' 133.70 feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926;

PRELIM. APPR'D.
Department of the
Attorney General

EXHIBIT "A"

2.	77°	32'	171.04	feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926;
3.	161°	20'	102.77	feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926;
4.	232°	00'	300.00	feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926;
5.	257°	20'	110.00	feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926 and Part 4;
6.	6°	15'	212.90	feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926 to the point of beginning and containing a GROSS AREA OF 59,153 SQUARE FEET and a NET AREA OF 56,653 SQUARE FEET after excepting and excluding therefrom the Reservation for Government Survey Triangulation Station "TANTALUS", together with rights of ingress and egress to and from said Triangulation Station "TANTALUS"; and subject to certain sight clearance conditions from said station "TANTALUS"; said Reservation and sight clearance conditions being described as follows:

PRELIM. APPR'D.
Department of the
Attorney General

C.S.F. No. 25,498 March 31, 2016

Reservation for Government Survey Triangulation Station Tantalus 1977

Beginning at the north corner of this Reservation, the true azimuth and distance from said point of beginning to Government Survey Triangulation Station "TANTALUS" being: 23° 00' 28.30 feet, thence running by azimuths measured clockwise from True South:-

1.	338° 00'	50.00	feet;
2.	68° 00'	50.00	feet;
3.	158° 00'	50.00	feet;
4.	248° 00'	50.00	feet to the point of beginning and containing an AREA OF 2500 SQUARE FEET.

Sight Clearance Conditions

So long as Government Survey Triangulation Station "TANTALUS" remains in use for a Triangulation Station, there shall not be erected, maintained or allowed to grow on the land of the above-described Part 1, any structure or object of natural growth exceeding in height to obstruct or to block the lines of sight observed with an engineer's instrument from said Station "TANTALUS" to Government Survey Triangulation Stations "DIAMOND HEAD", "PUNCHBOWL", "PAUOA", "ROUND TOP", "KAIMUKI", and "PUU PIA", the directions of these lines of sight are delineated as shown on plan attached hereto and made a part hereof.

PRELIM. APPR'D.
Department of the
Attorney General

Also reserving to the State of Hawaii, a lot two feet square for the Rainfall Measurement Station as now constructed and within said Part 1, located about 44 feet northwesterly from the southwest corner of the lot reserved for the Government Survey Triangulation Station "TANTALUS", the true azimuth and distance from Government Survey Triangulation Station "TANTALUS" to center of said Rainfall Measurement Station being: 133° 55' 70.10 feet, together with rights of ingress and egress to and from said Rainfall Measurement Station for the purpose of readings, maintenance, repairs and reconstruction.

PART 2: Being Site B of Puu Ohia Radio Station.

Beginning at the southwest corner of this parcel of land, the coordinates of said point of beginning referred to Government Survey Triangulation Station "TANTALUS" being 1196.00 feet North and 579.60 feet East, thence running by azimuths measured clockwise from True South:-

1.	226° 36'	224.00	feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926;
2.	307° 14'	286.50	feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926;
3.	38° 45'	93.30	feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926;

PRELIM. APPR'D.
Department of the
Attorney General

4. 105° 30' 345.00 feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926 and Part 3 to the point of beginning and containing an AREA OF 46,446 SQUARE FEET.

PART 3: Being Parcel C of Right-of-Way for Road and Utility Purposes of Puu Ohia Radio Station.

Being a strip of land twenty (20.00) feet wide and extending ten (10.00) feet on each side of the following described centerline.

Beginning at the northeast end of this centerline and on the south boundary of the above-described Part 2, the true azimuth and distance from the southwest corner of said Part 2 being: 285° 30' 42.20 feet, the coordinates of said southwest corner of Part 2 referred to Government Survey Triangulation Station "TANTALUS" being 1196.00 feet North and 579.60 feet East, thence running by azimuths measured clockwise from True South:-

1. 53° 48' 107.05 feet;
2. 42° 43' 30" 95.10 feet;
3. 46° 20' 89.72 feet;
4. 49° 02' 146.37 feet;
5. Thence on a curve to the left with a radius of 100.00 feet, the chord azimuth and distance being:
   39° 12' 34.16 feet;

PRELIM. APPR'D.
Department of the
Attorney General

6. 29° 22' 115.83 feet;

7. 14° 47' 161.38 feet;

8. 3° 41' 143.74 feet;

9. Thence on a curve to the left with a radius of 100.00 feet, the chord azimuth and distance being:
350° 30' 45.61 feet;

10. Thence on a curve to the right with a radius of 53.58 feet, the chord azimuth and distance being:
13° 09' 62.73 feet;

11. 48° 59' 46.98 feet;

12. 70° 10' 210.87 feet;

13. Thence on a curve to the right with a radius of 67.93 feet, the chord azimuth and distance being:
86° 52' 30" 39.06 feet;

14. Thence on a curve to the left with a radius of 75.00 feet, the chord azimuth and distance being:
75° 14' 15" 71.22 feet;

15. 46° 53' 30" 12.22 feet;

16. Thence on a curve to the right with a radius of 100.00 feet, the chord azimuth and distance being:
68° 01' 45" 72.12 feet;

17. 89° 10' 28.50 feet;

18. Thence on a curve to the left with a radius of 150.00 feet, the chord azimuth and distance being:
62° 00' 30" 136.94 feet;

19. 34° 51' 71.02 feet;

20. Thence on a curve to the right with a radius of 150.00 feet, the chord azimuth and distance being:
51° 27' 30" 85.75 feet;

PRELIM. APPR'D.
Department of the
Attorney General

21. 68° 04' 199.40 feet;

22. Thence on a curve to the right with a radius of 150.00 feet, the chord azimuth and distance being:
83° 12' 30" 78.36 feet;

23. 98° 21' 183.51 feet;

24. Thence on a curve to the left with a radius of 100.00 feet, the chord azimuth and distance being:
69° 12' 97.42 feet;

25. 40° 03' 12.26 feet;

26. Thence on a curve to the right with a radius of 64.83 feet, the chord azimuth and distance being:
93° 30' 45" 104.18 feet;

27. Thence on a curve to the left with a radius of 90.00 feet, the chord azimuth and distance being:
103° 20' 15" 124.22 feet;

28. 59° 42' 156.78 feet;

29. 62° 26' 277.99 feet;

30. Thence on a curve to the left with a radius of 200.00 feet, the chord azimuth and distance being:
54° 38' 54.29 feet;

31. 46° 50' 241.27 feet;

32. 52° 05' 30" 222.81 feet;

33. Thence on a curve to the left with a radius of 200.00 feet, the chord azimuth and distance being:
46° 21' 45" 39.93 feet;

34. 40° 38' 60.34 feet;

35. Thence on a curve to the right with a radius of 200.00 feet, the chord azimuth and distance being:
49° 34' 15" 62.14 feet;

PRELIM. APPR'D.
Department of the
Attorney General

36. 58° 30' 30" 48.69 feet;

37. Thence on a curve to the left with a radius of 30.00 feet, the chord azimuth and distance being:
31° 22' 45" 27.36 feet
to the north side of Tantalus Drive and containing an AREA OF 1.754 ACRES.

The above-described Part 3 is SUBJECT, HOWEVER to the following easements as shown on plan attached hereto and made a part hereof:

1. Portion of Easement B for Electric Transmission Line (10.00 ft. wide).

2. Portion of Non-Exclusive Electric and Telephone Transmission Line Easement (10.00 ft. wide).

3. Road and Utility Easement 1.

4. Portion of Perpetual Non-Exclusive Utility Easement.

PART 4: Being Parcel D of Right-of-Way for Road and Utility Purposes of Puu Ohia Radio Station.

Beginning at the southeast corner of this parcel of land and on the northeast boundary of the above-described Part 1, the true azimuth and distance from the northeast corner of said Part 1 being: 77° 20' 24.38 feet, the coordinates of said point of beginning referred to Government Survey Triangulation Station "TANTALUS" being 161.81 feet North and 36.47 feet East, thence running by azimuths measured clockwise from True South:-

PRELIM. APPR'D.
Department of the
Attorney General

1. 77° 20' 23.44 feet along Part 1;

2. 198° 46' 110.06 feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926 and Hawaii Public Radio Transmission Site;

3. 221° 17' 23.01 feet along Hawaii Public Radio Transmission Site;

4. Thence along Hawaii Public Radio Transmission Site on a curve to the left with a radius of 10.00 feet, the chord azimuth and distance being:
145° 43' 30" 19.37 feet;

5. 250° 10' 79.53 feet along the south boundary Part 3;

6. 228° 59' 2.54 feet along the south boundary Part 3;

7. 41° 17' 96.01 feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926;

8. 18° 46' 93.86 feet along Honolulu Watershed Forest Reserve, Governor's Proclamation dated October 13, 1913 and modified on December 24, 1926 to the point of beginning and containing an AREA OF 3856 SQUARE FEET.

The above-described Part 4 is SUBJECT, HOWEVER, to the following easements as shown on plan attached hereto and made a part hereof:

1. Road and Utility Easement 2.

2. Portion of Perpetual Non-Exclusive Utility Easement.

PRELIM. APPR'D.
Department of the
Attorney General

PART 5: Being Parcel E of Right-of-Way for Utility Purposes of Puu Ohia Radio Station.

Being a strip of land ten (10.00) feet wide and extending five (5.00) feet on each side of the following described centerline.

Beginning on the east end of this centerline and on the north boundary of the above-described Part 3, the true azimuth and distance from the center line Point of Curve at the end of Course 23 of said Parcel C being: 188° 21' 10.00 feet, the coordinates of said point of beginning referred to Government Survey Triangulation Station "TANTALUS" being 20.83 feet South and 959.05 feet West, thence running by azimuths measured clockwise from True South:-

1. 90° 10' 30" 256.78 feet to the north boundary of Part 3 and containing an AREA OF 0.059 ACRE.

PART 6: Being Parcel F of Right-of-Way for Utility Purposes of Puu Ohia Radio Station.

Being a strip of land ten (10.00) feet wide and extending five (5.00) feet on each side of the following described centerline.

Beginning at the east end of this centerline and on the northwest boundary of the above-described Part 1, the true azimuth and distance from the west corner of said Part 1 being: 232° 00' 96.47 feet, the coordinates of said point referred to Government Survey Triangulation Station "TANTALUS" being 41.66 feet

PRELIM. APPR'D.
Department of the
Attorney General

C.S.F. No. 25,498

March 31, 2016

South and 283.46 feet West, thence running by azimuths measured clockwise from True South:-

1. 94° 53' 266.02 feet to the south boundary of Part 3 for Road and Utility Purposes and containing an AREA OF 0.061 ACRE.

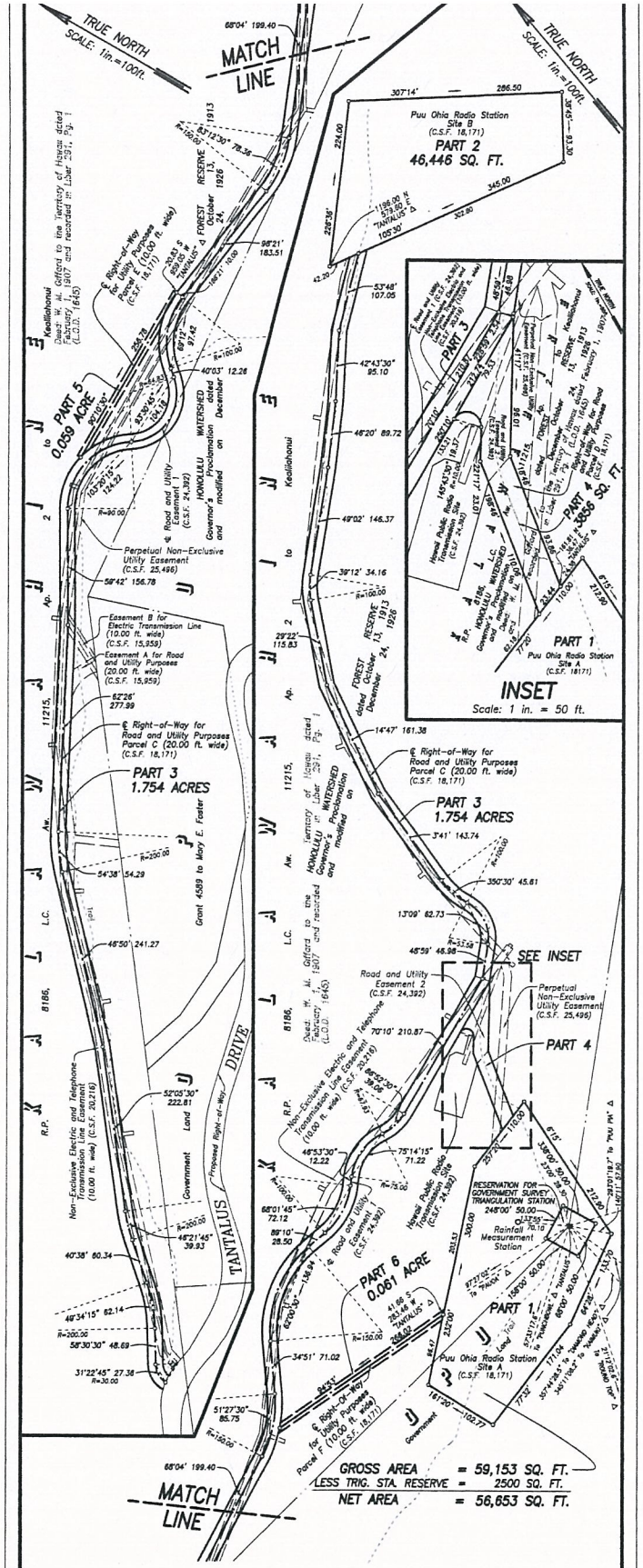
SURVEY DIVISION
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
STATE OF HAWAII

By: _____
Gerald Z. Yonashiro
Land Surveyor

rk

Compiled from CSF 18,171
and Govt. Survey Records.

PRELIM. APPR'D.
Department of the
Attorney General



REDUCED NOT TO SCALE

ADDITION TO
HONOLULU WATERSHED FOREST RESERVE
PARTS 1 TO 6, INCLUSIVE

Kalawahine and Opu, Honolulu, Oahu, Hawaii

Scale: 1 inch = 100 feet

JOB 0-193(15)
C. BK.

TAX MAP 2-5-19

C.S.F. NO. 25,496

SURVEY DIVISION
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
STATE OF HAWAII

RDM March 31, 2016

8.5" x 25" = 1.5 Sq. Ft.

PRELIM. APPR'D.
Department of the Attorney General

EXHIBIT "B"