

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

November 12, 2010

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

File No.: 10422(M)

MAUI

Issuance of Land Patent in Confirmation of Parcel 1 of Land Commission Award No. 3702, Apana 2 to Davida Malo, situate at Kiholaa, Lahaina, Maui, Tax Map Key: (2) 4-6-17:12 (portion of).

APPLICANT:

Hans F. Michel and Emily Ann Michel, Trustees of the Hans F. Michel and Emily Ann Michel Trust, by their Attorney Meyer M. Ueoka.

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 subject private property awarded under Land Commission Award 3702, Apana 2 to D. Malo, situated at Kiholaa, Lahaina, Maui, contains an area of "1 Eka, 2 Ruda, 35 Roda", or 1.717 acres, more or less, and is identified as being a portion of Tax Map Key: (2) 4-6-17:12, as shown on the map attached as Exhibit A.

DCCA VERIFICATION:

The applicant is the sole proprietor of the subject property and, as such, is not required to register with the Department of Commerce and Consumer Affairs.

REMARKS:

Pursuant to the Act of August 6, 1850, Apana 2 of Land Commission Award No. 3702, dated September 14, 1852, awarded a fee simple title, free of commutation unto Davida Malo in and to the three parcels of land claimed.

The abstractor has confirmed that patents have been issued in confirmation of Parcels 2 and 3 of said award, and that no patent has been issued in confirmation of the subject Parcel 1 of Land Commission Award 3702, Apana 2, to evidence that the government's interest of commutation therein is relinquished.

RECOMMENDATION:

Staff recommends that the Board consent to the issuance of a Land Patent in Confirmation of the subject Parcel 1 of Land Commission Award No. 3702, Apana 2 to Davida Malo, 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,



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E. Mahoe Collins  
State Abstractor

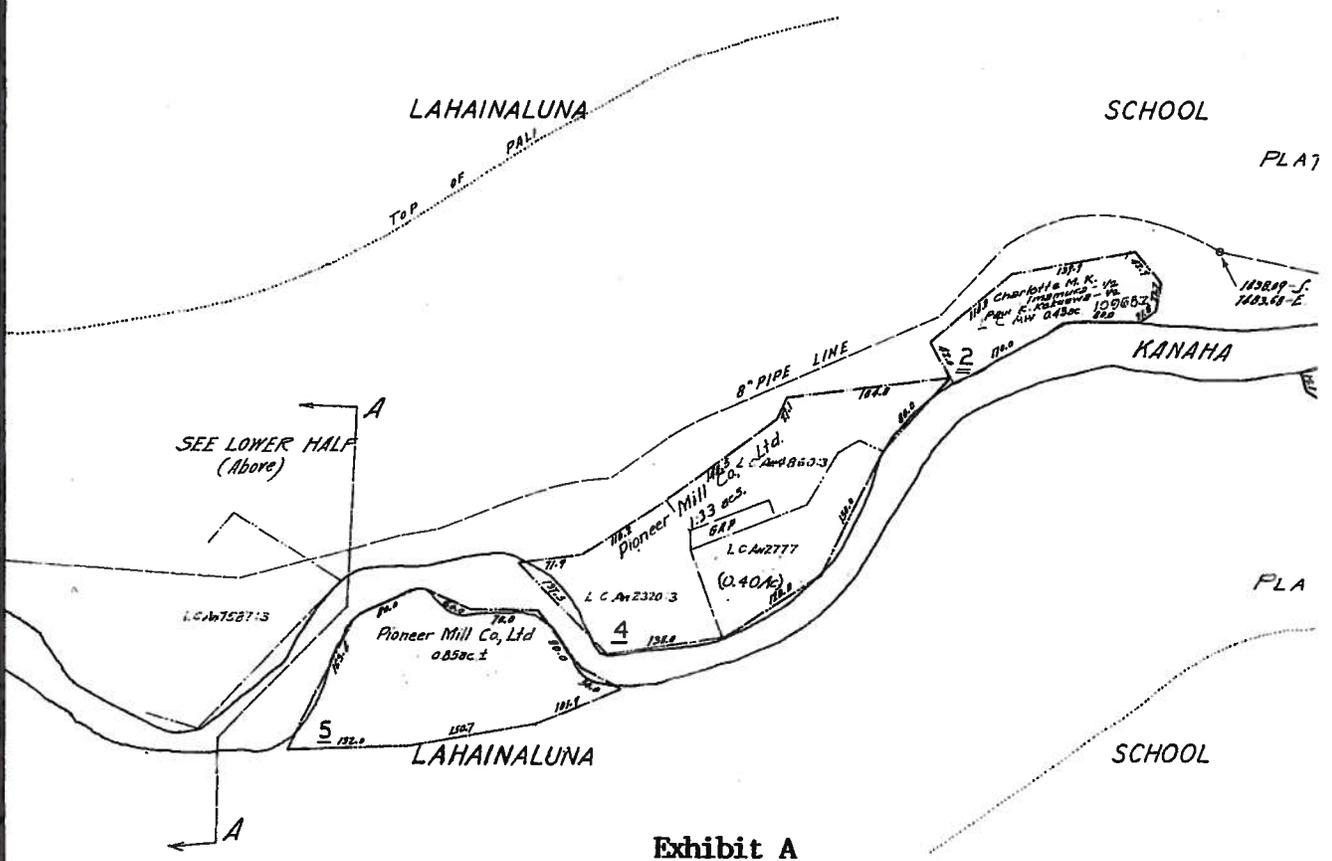
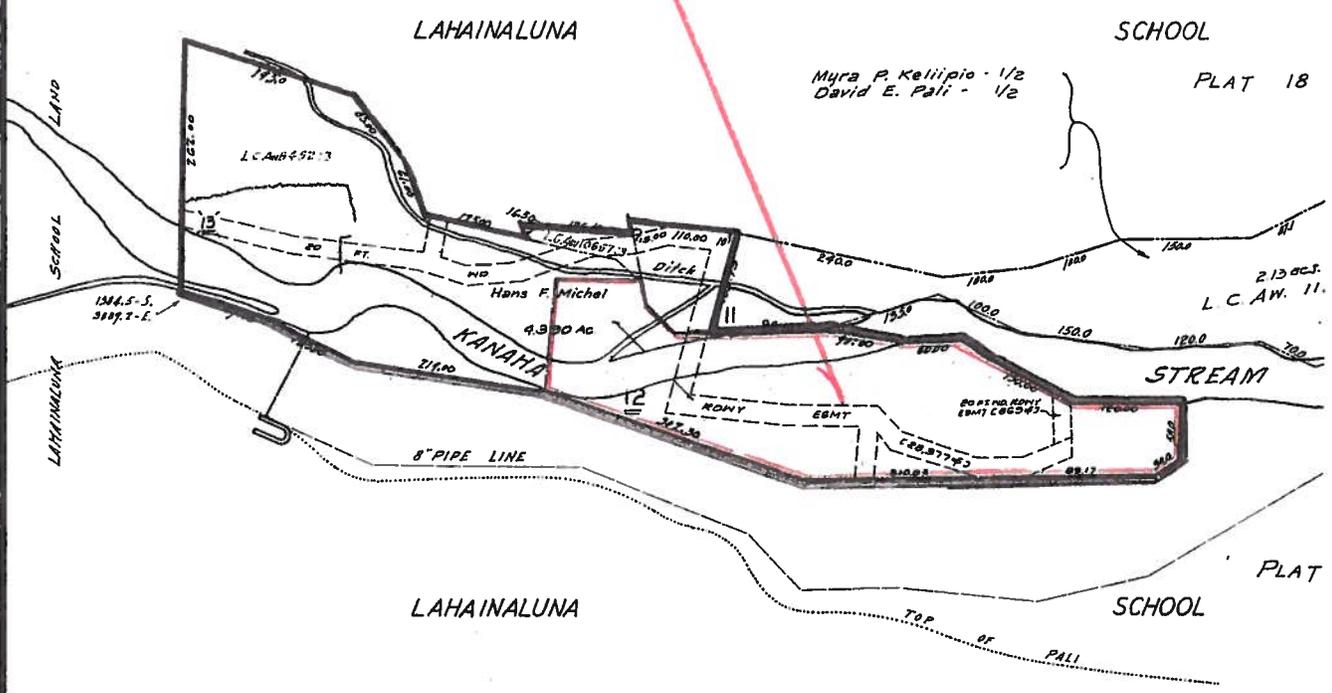
APPROVED FOR SUBMITTAL:



\_\_\_\_\_  
Laura H. Thiefen, Chairperson

SEP 9 1934  
 FEB 1 1940  
 JUN 2 1940  
 JUN 7 1944  
 JUN 26 1944  
 JUN 28 1973  
 JUN 7 1974  
 JUN 26 1974  
 JUN 28 1974  
 SEP 22 1950  
 APR 23 1951  
 JUN 12 1951  
 JUN 13 1951  
 JUN 23 1951  
 JUN 24 1951  
 JUN 25 1951  
 MAR 1 1952  
 JUN 2 1974  
 JUN 28 1973  
 JUN 7 1974  
 JUN 26 1974  
 JUN 28 1974

Subject property being Parcel 1 of Land Commission Award 3702, Apana 2  
 to Davida Malo and being also a portion of TMK: (2) 4-6-17: 12



Appr. by: \_\_\_\_\_  
 Revised by: \_\_\_\_\_  
 Appr. by: \_\_\_\_\_  
 Dwg. No. 31A  
 By: C.C.H. March 1932  
 Source: SURVEY OFFICE

Exhibit A

LAHAINA, MAUI.

10422(M)