

**Request for Trust Lands from the Hawaiian Home Land Trust
Department of Hawaiian Home Lands**

This application is completed by an interested party in requesting lands designated as Hawaiian home lands under the Hawaiian Homes Commission Act (HHCA). HHCA lands are to be used for homesteading purposes for beneficiary native Hawaiians (residential, agricultural or pastoral), and where necessary, in the best interest of the trust and its beneficiaries, for public purpose, commercial and multipurpose use.

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LAND MANAGEMENT
DIVISION

Section I: Name of Applicant Requesting Trust Lands : E. G. K. Aimoku Pali, President

Name of Requesting Organization: Ka Ohana O Kahikinui

Address of Organization:

Officers and/or Principal Representatives: E.G. K. Aimoku Pali, President; Earl "MO" Moler, Vice President, Gerald Hokoana, Secretary/Treasurer

Mission of Organization:

Section II: Type of Organization

Requesting Organization – Non-Profit Type of Non-Profit: Private Nonprofit

Member Nonprofit – governed by voting members

*Homestead Organization – governed by HHCA beneficiary members *Non-profit is Democratically Elected by and for HHCA Beneficiaries Subsidiary

Capacity Assessed by DHHL Kulia Ika Nuu Program: Yes No

Current Capacity and Service to HHCA Beneficiary Community: Ka Ohana O Kahikinui was established in 1992 as a 501(c)3 organization whose purpose is to develop and maintain the ahupuaa of Kahikinui, Maui for purposes of resettlement for beneficiaries of the Hawaiian Homes Commission Act. It is the intent of the Ohana to utilize the land for the development of economic opportunities that will provide revenue to the Ohana to continue resettlement efforts.

Requesting Organization – Individual or Business Individual Sole Proprietorship Partnership Corporation Limited Liability Corporation Other

Is an Individual HHCA Beneficiary/is Owned by an HHCA Beneficiary Yes No

Requesting Organization – Government Agency Federal State County

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Section III: Land Request Instrument, Terms & Purpose Applicant requests the following land transaction instrument:

Right of Entry Revocable Permit Easement License General Lease Other:

Land Description: Ka Ohana O Kahikinui request 1,000+ acres of land (to be determined) for the purposes of developing an economic opportunity involving renewable energy development.

Term: 3 Year/65 Year Payment Amount: Undetermined Market value land rents Gratis/or Less than Market value

land rents \$ _____

*If Gratis or Less than Market – Explain Why the Trust Should Not be Compensated: It is the intent of the Ohana to use the land at gratis for the three years for development purposes. Upon which, when the Ohana has succeeded in identifying appropriate land use and identified our renewable energy partner, The Ohana intends to return to the Hawaiian Homes Commission to negotiate a land use payment keeping in line with revenue generated through our partnership with a respective developer.

Land Use or Purpose: See above description – See above land use description

Land Use Benefit to the Trust and/or its Beneficiaries: The proposed project is dedicated entirely to serving beneficiaries of the HHCA, who are currently lessees of the area known as Kahikinui, and members of the Ohana.

If Applicant is Not a Homestead Beneficiary Organization or a Subsidiary Thereof, Describe How the Applicant is Partnered with Such Organizations:

Section IV. Relevant HHCA Sections to Non-Homesteading Trust Land Disposition The HHCA addresses non-homesteading public purpose licenses, such as community facilities, commercial or multi-purpose functions, when such purpose supports the overall mission and well-being of the trust and its HHCA beneficiaries.

Section 207(c) – This application relates to which of the following four categories under Section 207(c) of the Hawaiian Homes Commission Act wherein a License may be issued: Section 207(c)(1) – Railroads, Telephone Lines, Electric/Utility Lines, Gas Mains, etc; OR Section 207(c)(1)(A) – Churches, hospitals, public schools, post offices and other improvements for public purposes; OR Section 207(c)(1)(B) – Theatres, garages, service stations, markets, stores and other mercantile establishments (all of which shall be owned by native Hawaiians or by organizations formed and controlled by native Hawaiians); OR Section 207(c)(2) – Reservations, roads and other right of way, water storage and distribution facilities and practice target ranges of the United States; None of the Above Section 204(a)(1) – Lands not required for leasing under 207(a) (homesteading). DHHH may issue a general lease for public, commercial or multipurpose use in accordance to Chapter 171, HRS, as amended. This application is for a commercial or multipurpose use:

Land use or improvements will generate commercial profit to the applicant

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Land use or improvements will not generate commercial profit to the applicant.

Section 204(a)(2)/220.5— Lands not required for leasing under 207(a) (homesteading), DHHL, is expressly authorized to negotiate, prior to negotiations with the general public, the disposition of Hawaiian home lands or any improvements thereon to a native Hawaiian, or organization or association owned or controlled by native Hawaiians, for commercial, industrial or other business purposes in accordance to section 171HRS.

This Land Request IS made by an *HHCA Homestead Beneficiary Organization.

This Land Request IS NOT made by an *HHCA Homestead Beneficiary Organization or individual or business owned and controlled by HHCA Beneficiaries.

Section V. Beneficiary Consultation, Applicant Capacity and Land Use Benefit Analysis Trust Lands represent a finite amount of land, with thousands of HHCA eligible beneficiaries awaiting an award under the Residential, Agricultural or Pastoral Homesteading program, as well as dozens of Homestead Associations controlled by HHCA Beneficiaries working on homestead based development projects.

As a result, the applicant acknowledges that part of the process of considering applications for trust lands should include the following:

1. Beneficiary Consultation. a. A Notice of All Land Requests to License/Lease Hawaiian Home Lands for non-homesteading purposes should be sent to all Homestead Associations with an opportunity for beneficiaries of the trust to comment and provide input. b. All input received should be provided to the Hawaiian Homes Commission.
2. Applicant Capacity a. If a Nonprofit Organization – should be assessed by DHHL, Kulia i ka Nuu capacity program to determine financial, programmatic, governance and leadership capacity and determine legal structure. Additional information may be required to be submitted to DHHL. b. If an Individual/Business – should be assessed by DHHL to determine financial and leadership capacity and legal structure. Additional information may be required to be submitted to DHHL.
3. Land Use Benefit Analysis a. The land requested should have a direct or significant indirect benefit to the trust or to the beneficiaries of the trust. Additional information may be required to be submitted to DHHL. b. The land requested should comply with the spirit and intent of Section 207(c) and Section 204(a)(2)/220.5 of the Hawaiian Homes Commission Act, as amended, by engaging beneficiary organizations. Additional information may be required to be submitted to DHHL, to determine how Beneficiary Organizations are directly connected to the land request use.

The following authorized representative, submits this request for Hawaiian home lands

Print Individual or Organization Name : Ka Ohana O Kahikinui Date: January 28, 2013

Authorized Representative Name & Title E. G. K. Aimoku Pali, President

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Signature: E. H. Rimoku Pahi