

A person wearing a white t-shirt and shorts stands in a lush green field. In the background, a stream flows through a dense forest. The scene is bright and sunny, with sunlight filtering through the trees.

DHHL Beneficiary Consultation Meeting re: the Wai'oli Kalo Farmers' Board of Land and Natural Resources Water License Request under HRS 171-58, Halele'a, Kaua'i

Item G-3

**Hawaiian Homes Commission (HHC)
Meeting (online)**

**Andrew Choy, Acting Planning Program Manager
Jonathan Likeke Scheuer, Ph.D., Consultant
October 19, 2020**

Beneficiary Consultation Meeting re: the Wai'oli Kalo Farmers' License

- I. Relevant HCC WPP Policies and Goals**
- II. DHHL and Beneficiaries' interests in State Water Licenses;**
- III. Wai'oli Kalo Farmers' need for a License (student presentation)**
- IV. DHHL's intention to hold beneficiary consultation on this matter**

I. Relevant HHC WPP Policies and Goals

Policy 3. Develop, manage, and steward water in a manner that balances cost, efficiency measures, and Public Trust uses in the short and long term.

Goal 2. Aggressively, proactively, consistently and comprehensively advocate for the kuleana of the beneficiaries, the DHHL, and the HHC to water before all relevant agencies and entities.

I. Relevant HHC WPP Policies and Goals

Goal III. 6. Secure adequate and enforceable reservations of water for current and foreseeable future needs for all of its lands across the islands.

Goal III 11. Ensure that all legal provisions for the licensing of state water are followed.

II. DHHL and Beneficiaries' interests in State Water Licenses

- 1. "Reservations" of water under HRS 171-58(g)**
- 2. Any traditional and customary practices our beneficiaries may exercise**
- 3. 30% of water license revenue for the NHRF**

Testimony of Mr. AGM Robertson, attorney of Honolulu, Representing Parker Ranch, at a December 14, 1920 hearing on HR 13500

“The bill also provides that this Hawaiian homes commission may also acquire water rights, either by purchase or condemnation, for the purpose of bringing water upon such of these lands as are now unwatered. For that purpose the local legislature is authorized to make appropriations of money out of the revenues of the government....

Senator Nugent (of Idaho): Do you object to these things?

Mr. Robertson: We certainly do, Senator: absolutely. These moneys, mind you, come out of the pockets of the white taxpayers of the Territory and are handed over to or are used for the benefit of the Hawaiian population—as we find it stated in the bill here – of one thirty-second Polynesian blood.

December 14, 1920 hearing on HR 13500

Mr. Kalanianaʻole. Mr. Chairman, may I say just a few words right there?

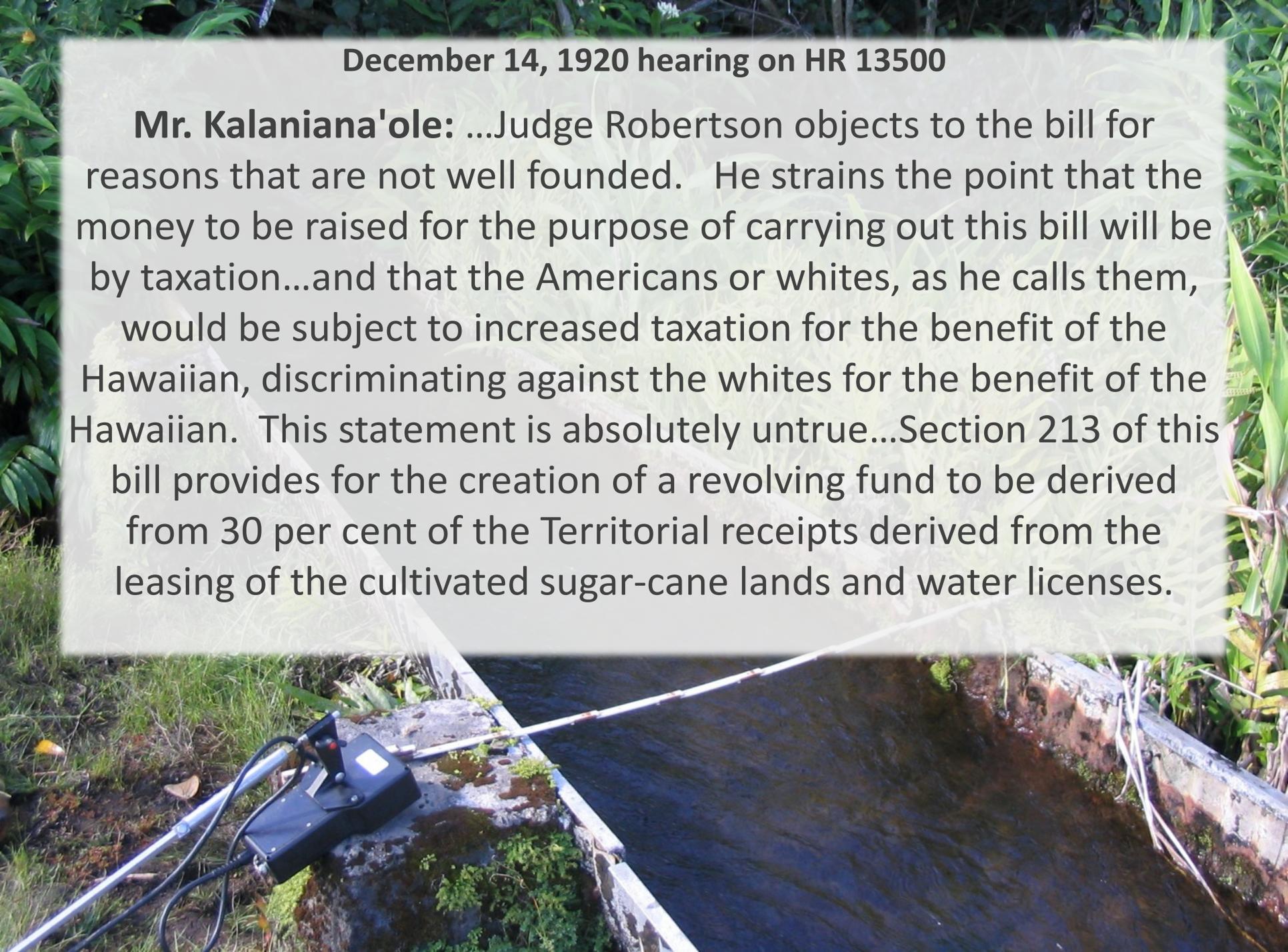
The Chairman. Yes.

Mr. Kalanianaʻole. Mr. Robertson says that these moneys are to come out of the white taxpayers' pockets of the Territory. That is not correct. They are to come out of leases of the cane lands – that is, if the land board sees fit to lease them...

Mr. Robertson. I was coming to that point further in my argument. It does not make any difference where this \$1,000,000 ...comes from....it is money that comes out of the pockets of the white taxpayers of the Territory.

December 14, 1920 hearing on HR 13500

Mr. Kalaniana'ole: ...Judge Robertson objects to the bill for reasons that are not well founded. He strains the point that the money to be raised for the purpose of carrying out this bill will be by taxation...and that the Americans or whites, as he calls them, would be subject to increased taxation for the benefit of the Hawaiian, discriminating against the whites for the benefit of the Hawaiian. This statement is absolutely untrue...Section 213 of this bill provides for the creation of a revolving fund to be derived from 30 per cent of the Territorial receipts derived from the leasing of the cultivated sugar-cane lands and water licenses.



III. Wai'oli Kalo Farmers' need for a License (student presentation)



IV. DHHL's intention to hold beneficiary consultation on this matter

- **November 10, 2020 from 6:00 – 7:30 pm.**
- **Anticipated staff recommendations**
- **No reservation**
- **No licensing fee**
- **In lieu of licensing fee, beneficiary educational opportunities**