I. ORDER OF BUSINESS

A. Roll Call
B. Approval of Agenda
C. Approval of Minutes for May 16 & 17, 2022
D. Public Testimony on Agendized Items – see information below

Public testimony on any item relevant to this agenda shall be taken at this time. Pursuant to section 92-3, Hawaii Revised Statutes (HRS), and section 10-2-11(c), Hawaii Administrative Rules (HAR), the Chair of the Commission has the authority to impose reasonable conditions to ensure an orderly and efficient meeting.

II. ITEMS FOR DECISION MAKING

A. CONSENT AGENDA

Homestead Services Division

D-2 Approval of Consent to Mortgage (see exhibit)
D-3 Ratification of Loan Approvals (see exhibit)
D-4 Approval of Streamline Refinance of Loans (see exhibit)
D-5 Approval of Homestead Application Transfers / Cancellations (see exhibit)
D-6 Commission Designation of Successors to Application Rights – Public Notice 2007 (see exhibit)
D-7 Approval to Certify Applications of Qualified Applicants for the Month of May 2022 (see exhibit)
D-9 Approval of Designation of Successors to Leasehold Interest and Designation of Persons to Receive the Net Proceeds (see exhibit)
D-10 Approval of Assignment of Leasehold Interest (see exhibit)
D-11 Approval of Amendment of Leasehold Interest (see exhibit)
D-12 Approval to Issue Non-Exclusive Licenses for Rooftop Photovoltaic Systems for Certain Lessees (see exhibit)

B. REGULAR AGENDA

Office of the Chairman

C-1 Adoption of Resolution No. 306 Honoring David B. Kaapu for His Service to the Hawaiian Homes Commission.

Homestead Services Division

D-8 Approval to Cancel Applications of Non-Qualified Applicants (see exhibit)
III. EXECUTIVE SESSION

The Commission anticipates convening an executive meeting pursuant to Section 92-5(a)(4), HRS, to consult with its attorney on questions and issues pertaining to the Commission’s powers, duties, privileges, immunities, and liabilities on the following matters:

2. Discussion on Duncan v. DHHL, Civ. No. 19-1-0037 JKW, before the Fifth Circuit Court of the State of Hawaii

IV. ITEMS FOR INFORMATION/DISCUSSION

A. REGULAR ITEMS

Homestead Services Division

D-1 HSD Status Reports
   A.-Homestead Lease and Application Totals and Monthly Activity Reports
   B.-Delinquency Reports
   C. DHHL Guarantees for FHA Construction Loans
B. WORKSHOPS

Office of the Chairman

C-2 Status Report of the Waitlist Reduction Act Permitted Interaction Group

Planning Office

G-2 For Information Only – Quarterly DHHL Grants Program Update
G-3 For Information Only – Water Policy Plan Implementation Program Report for FY 2022 and Draft Water Policy Implementation Plan for FY 2023
STATE OF HAWAI‘I  
DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP AGENDA  
91-5420 Kapolei Parkway, Kapolei, O‘ahu, Hawai‘i, Interactive Conference Technology (ICT)  
Tuesday, June 21, 2022, at 9:30 a.m.  
Livestream available at www.dhhl.hawaii.gov/live

I. ORDER OF BUSINESS

A. Roll Call
B. Public Testimony on Agendized Items - see information below

Public testimony on any item relevant to this agenda shall be taken at this time. Pursuant to section 92-3, Hawaii Revised Statutes, and section 10-2-11(c), Hawaii Administrative Rules, the Chair of the Commission has the authority to impose reasonable conditions to ensure an orderly and efficient meeting.

II. ITEMS FOR INFORMATION/DISCUSSION

A. GENERAL AGENDA

Requests to Address the Commission

J-1 Kaleo Cullen – Kahikinui Parcel  
J-2 AI Hee - Telecommunications  
J-3 Alfred Spinney - Application Waitlist  
J-4 Malia Greaney – Moloka‘i Water System Improvements  
J-5 Bo Kahui – La‘i’opua  
J-6 Dayne Kahau – Papakōlea Lease  
J-7 Allen Cardines – Nānākuli Neighborhood Security Watch Update  
J-8 Ainaaloha Ioane & Kelii Ioane – Kings Landing  
J-9 Blossom Feiteira – Various  
J-10 Homelani Schaedel – Malu'ōhai  
J-11 Lilian Kaeha – the original PHHLCA  
J-12 Kauilani Almeida - PHHLCA  
J-13 Ke'ali'i Kahaaapea – Project Kamoleao  
J-14 Emmitt Freitas – Kahikinui  
J-15 Kekoa Enomoto – Maui/Lana’i Mokupuni Council  
J-16 Robin Kealiinohomoku – Cancelation of Hawaiian Homes Application  
J-17 Annette Kailihou -Lease

III. EXECUTIVE SESSION

The Commission anticipates convening an executive meeting pursuant to Section 92-5(a)(4), HRS, to consult with its attorney on questions and issues pertaining to the Commission’s powers, duties, privileges, immunities, and liabilities on the following matters:

1. Update on issues related to telecommunications and broadband services on Hawaiian home lands.

IV. ANNOUNCEMENTS AND ADJOURNMENT

A. Next HHC Meeting – July 18 & 19, 2022, Monday & Tuesday, Kapolei, Oahu
B. No Community Meeting
C. Adjournment

[Signature]
William J. Aila Jr., Chairman
Hawaiian Homes Commission

COMMISSION MEMBERS

Randy K. Awo, Maui
Patricia A. Teruya, Oʻahu
Pauline N. Namuʻo, Oʻahu
Michael L. Kaleikini, East Hawaiʻi

Zachary Z. Helm, Molokaʻi
David B. Kaʻapu, West Hawaiʻi
Dennis L. Neves, Kauaʻi
Russell K. Kaʻupu, Oʻahu

If you need an auxiliary aid/service or other accommodation due to a disability, contact Michael Lowe at 620-9512, or michael.l.lowe@hawaii.gov, as soon as possible, preferably by June 16, 2022. If a response is received after then, we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled. Upon request, this notice is available in alternate formats.

Public Testimony on Agendized Items can be provided either as: (1) in person at the meeting location, by filling out a form at the reception table, (2) written testimony mailed to Commission Testimony, P.O. Box 1879, Honolulu, HI, 96815, or emailed to DHHL.icro@hawaii.gov by June 16, 2022, or (3) live, oral testimony online by submitting a form at least 24 hours prior, at https://dhhl.hawaii.gov/hhc/testimony/, with your name, phone number, email address, and the agenda item on which you would like to testify. Once your request has been received, you will receive an email with the Zoom link via which to testify. You will need a computer with internet access, video camera and microphone to participate. If you require access by phone only, please indicate that in your request. Testimony will be limited to a maximum of three (3) minutes per person.
### ITEM D-2 EXHIBIT
APPROVAL OF CONSENT TO MORTGAGE

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<tr>
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<tr>
<td>AIONA, Rita K. P.</td>
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<td>Kanehili, Oahu</td>
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<td>CHUNG, Cameron A. K.</td>
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<td>CISLER, James K.</td>
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<td>ELI, Clyde K. M., Jr.</td>
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<td>GOMES HOOHULI, Samson L. K.</td>
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<td>KAN HAI, Tanya K.</td>
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<td>KANG, Gordon Y. W.</td>
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<td>KEA, Nanette K.</td>
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<td>KEOLANUI, Jacob K. M.</td>
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<td>KEPA, Raynette L.</td>
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<td>KWAN, Kristopher K.</td>
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<td>LAFAELE, Esther M. P.</td>
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<td>WRIGHT, Dezra K. H.</td>
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### ITEM D-3 EXHIBIT
RATIFICATION OF LOAN APPROVALS

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<td>GREGORY, Valerie</td>
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### ITEM D-4 EXHIBIT
APPROVAL OF STREAMLINE REFINANCE OF LOANS

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<td>LANI-MONTIRA, Melissa L. P.</td>
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## ITEM D-5 EXHIBIT
APPROVAL OF HOMESTEAD APPLICATION TRANSFERS / CANCELLATIONS

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<thead>
<tr>
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<tr>
<td>AKANA, Matthew K.</td>
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<td>ALQUIZA, Oddetta K.</td>
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<td>GASPER, Guy L.</td>
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<td>KANAHELE, Wilson N. Jr.</td>
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<td>KARRATTI, James W.</td>
<td>Waimanalo Area / Oahu IW Res</td>
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<td>KAUPU, Jason T.H.</td>
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<td>KAUPU, Joseph U., Jr.</td>
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<td>KEALIINOHOMOKU, Thomas S.</td>
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<td>KEALOHA, Zilinda P.</td>
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<td>KUMUHONE, Uilani</td>
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<td>MAIELUA, David Jacob K.</td>
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<td>MERSBERG, Patricia</td>
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<td>SILVA, Valerie P.</td>
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* IW = Islandwide

## ITEM D-6 EXHIBIT
COMMISSION DESIGNATION OF SUCCESSORS TO APPLICATION RIGHTS – PUBLIC NOTICE 2007

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<tr>
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<td>KANOHO, Elias A.</td>
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*IW = Islandwide

## ITEM D-7 EXHIBIT
APPROVAL TO CERTIFY APPLICATIONS OF QUALIFIED APPLICANTS FOR THE MONTH OF MAY 2022

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<tr>
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<td>ANGUAY, Genesis O.I.</td>
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<td>ASING, Destiny K.</td>
<td>Hawaii IW Agr</td>
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</table>
ASING, Destiny K.  Oahu IW Res
BAISA, Judie L.K.  Maui IW Res
CARTER, Daeleen K.M.  Maui IW Res
CARTER, Daeleen K.M.  Maui IW Agr
DUODOIT, Dustin K.  Molokai IW Agr
GOO, Tanya S.K.  Oahu IW Agr
GOO, Tanya S.K.  Oahu IW Res
HERMOGILA, Faith L.N.  Oahu IW Agr
HERMOGILA, Faith L.N.  Oahu IW Res
HIGASHI, Olinda N.  Kauai IW Agr
IAEA, Jason K.  Oahu IW Res
IAEA, Nolan K.  Oahu IW Res
JENSEN, John Jr.  Maui IW Res
JERVES, Rymen K.  Kauai IW Agr
JERVES, Rymen K.  Kauai IW Res
JOHNASEN, Austin K.K.H.  Hawaii IW Agr
JOHNASEN, Austin K.K.H.  Hawaii IW Res
JOHNASEN, Benjamin K.G.  Kauai IW Agr
JOHNASEN, Benjamin K.G.  Kauai IW Res
JOHNASEN, Danielle K.K.O.  Oahu IW Agr
JOHNASEN, Danielle K.K.O.  Oahu IW Res
JOHNSON, Haweookalani T.  Maui IW Agr
JOHNSON, Haweookalani T.  Maui IW Res
KAHUWAI, Charles K.  Oahu IW Res
KAHAHANE, Jarnelle K.  Maui IW Res
KAHAHANE, Jarnelle K.  Maui IW Agr
KAHALEHOE, Bernadine K.  Maui IW Agr
KAHALEHOE, Bernadine K.  Maui IW Res
KAILI, Matthew K.  Hawaii IW Res
KALALAU, Sanoe U.T.M.  Maui IW Res
KALALAU, Sanoe U.T.M.  Maui IW Agr
KAONOHI, Anja-Lee K.  Oahu IW Agr
KAONOHI, Anja-Lee K.  Oahu IW Res
KEALA, Darnelle U.  Maui IW Res
KEALA, Darnelle U.  Maui IW Agr
KEKUMA, Kass M.  Oahu IW Res
KILAKALUA, Daniel K.  Oahu IW Res
KILAKALUA, Daniel K.  Oahu IW Agr
KRUEGER, Kekoa J.K.  Oahu IW Res
LEWI, Isaac P., Jr.  Hawaii IW Agr
LEWI, Isaac P., Jr.  Hawaii IW Res
LIANA, Judah P.  Oahu IW Res
LUTA, Kapualehua M.K.  Hoolehua Area / Molokai IW Agr
MAKEKAU, Flora P.  Hawaii IW Res
MANGAUIL, Lawrence L.
NAKIHEI, Christina                  Hawaii IW Agr
NAKIHEI, Christina                  Kauai IW Res
PA, Shelby U.                       Oahu IW Res
PA, Shelby U.                       Molokai IW Agr
PARKER, Kamuela P.V.O.              Oahu IW Res
PUAOI-GLANCY, Raina A.K.            Molokai IW Agr
PUAOI-GLANCY, Raina A.K.            Molokai IW Res
RAMOS, Ursula M.                    Kauai IW Res
REEF, Andrea K.K.                   Hawaii IW Res
SANTOS, Rose K.                     Kauai IW Agr
SANTOS, Rose K.                     Kauai IW Res
SPENCER, Tatelyn K.Y.               Hawaii IW Agr
SPENCER, Tatelyn K.Y.               Hawaii IW Res
SPENCER, Theo M.                    Oahu IW Res
STANLEY, Nalani H.                  Kauai IW Agr
STANLEY, Nalani H.                  Oahu IW Res
TEHIWA, Theresa K.                  Oahu IW Agr
TEHIWA, Theresa K.                  Oahu IW Res
WAIWAIOLE, Sheila M.L.              Oahu IW Agr
WAIWAIOLE, Sheila M.L.              Oahu IW Res

* IW = Islandwide

ITEM D-8 EXHIBIT
APPROVAL TO CANCEL APPLICATIONS OF NON-QUALIFIED APPLICANTS

APPLICANT                AREA
KANAHUNA, Joseph K.       Maui IW Agr
KANAHUNA, Joseph K.       Maui IW Res
KUKAHIKO, Twyla L.        Maui IW Res

* IW = Islandwide

ITEM D-9 EXHIBIT
APPROVAL OF DESIGNATION OF SUCCESSORS TO LEASEHOLD INTEREST AND
DESIGNATION OF PERSONS TO RECEIVE THE NET PROCEEDS

LESSEE              LEASE NO.        AREA
AIONA, Israel         9105            Waiakea, Hawaii
AUNA, Harvey L.       12616           Kanehili, Oahu
HANSON, John P.       5734            Anahola, Kauai
HENRY, Lurline G. M.  6998            Makuu, Hawaii
KAHELE, Sarah K.      5393            Waiakea, Hawaii
KAIHANA, Louise M. K. 4740            Waianae, Oahu
KALIMA, Harry M.      9106            Waiakea, Hawaii
KAWELO, David         6674            Waianae, Oahu

* IW = Islandwide
### ITEM D-10 EXHIBIT

**APPROVAL OF ASSIGNMENT OF LEASEHOLD INTEREST**

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<td>AHUNA, Randolph K., Jr.</td>
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<td>NAPOLEON, Diana Lee K.</td>
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### ITEM D-11 EXHIBIT

**APPROVAL OF AMENDMENT OF LEASEHOLD INTEREST**

<table>
<thead>
<tr>
<th>LESSEE</th>
<th>LEASE NO.</th>
<th>AREA</th>
</tr>
</thead>
<tbody>
<tr>
<td>ALAPAI, James, Jr.</td>
<td>953-A</td>
<td>Panaewa, Hawaii</td>
</tr>
<tr>
<td>AHUNA, Randolph K., Jr.</td>
<td>3897</td>
<td>Panaewa, Hawaii</td>
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<tr>
<td>CASTARDO, Ona Mae K.</td>
<td>5886</td>
<td>Kalamaula, Molokai</td>
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<tr>
<td>JOY, George M.</td>
<td>727</td>
<td>Waimanalo, Oahu</td>
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<tr>
<td>KANG, Gordon Y.W.</td>
<td>267</td>
<td>Nanakuli, Oahu</td>
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<tr>
<td>KELSON, Ashferd A.</td>
<td>1089-A</td>
<td>Keaukaha, Hawaii</td>
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<tr>
<td>PEA, Eldred K.</td>
<td>1048</td>
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ITEM D-12 EXHIBIT
APPROVAL TO ISSUE A NON-EXCLUSIVE LICENSE FOR ROOFTOP PHOTOVOLTAIC
SYSTEMS FOR CERTAIN LESSEES

<table>
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<tr>
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<td>KALIMA, Jeremy</td>
<td>9106</td>
<td>Waiakea, Hawaii</td>
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<tr>
<td>KAOPUIKI, Ruth L.</td>
<td>11907</td>
<td>Kaupea, Oahu</td>
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<tr>
<td>KEAMOAI, Elaine K.K.G.</td>
<td>11317</td>
<td>Kekaha, Kauai</td>
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<td>MENDEZ, Benjamin, III</td>
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<td>Waiehu Kou, Maui</td>
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<td>SOLOMON, Clarence K.</td>
<td>8151</td>
<td>Paukukalo, Maui</td>
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<td>TABON, Sasha I.</td>
<td>9491</td>
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ITEM F-3 EXHIBIT
RIGHT OF ENTRY PERMITS – OAHU ISLAND

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<th>ACRE</th>
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<td>590</td>
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<td>XianXing Huang &amp; Hong Fang Gan</td>
<td>(1) 8-5-029:002(P)</td>
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<td>600</td>
<td>6.400</td>
<td>Agriculture</td>
<td>Kenneth Hicks</td>
<td>(1) 8-6-003:002 &amp; 032(P)</td>
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<td>586</td>
<td>0.115</td>
<td>Caretaker</td>
<td>Charlene L. Ching</td>
<td>(1) 8-9-007:002(P)</td>
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<tr>
<td>608</td>
<td>0.267</td>
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<td>Luella K. Kanoa</td>
<td>(1) 4-1-030:053(P)</td>
<td>2/18/1999</td>
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<tr>
<td>609</td>
<td>0.070</td>
<td>Caretaker</td>
<td>Howard Doctorello</td>
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<tr>
<td>638</td>
<td>0.017</td>
<td>Commercial</td>
<td>American Hauling, Inc.</td>
<td>(1) 9-1-013:024(P)</td>
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<td>591</td>
<td>78.640</td>
<td>Comm/Ag</td>
<td>Aloun Farm, Inc.</td>
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<td>585</td>
<td>0.712</td>
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<td>Waianae Coast Comprehensive Health Center</td>
<td>(1) 8-9-005:014(P)</td>
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<td>2.000</td>
<td>Community</td>
<td>Waianae Coast Comprehensive Health &amp; Hospital Board, Inc.</td>
<td>(1) 8-6-001:012 &amp; 024(P)</td>
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<td>514</td>
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<td>Bears Trucking, Inc., 3411 Aliamanu Street</td>
<td>(1) 9-7-024:050(P)</td>
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<td>515</td>
<td>0.115</td>
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<td>La’au Structures</td>
<td>(1) 1-1-064:010 (P)</td>
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<td>517</td>
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<td>(1) 1-1-064:010 (P)</td>
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<tr>
<td>529</td>
<td>2.000</td>
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<td>(1) 8-6-003:003(P)</td>
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<td>592</td>
<td>1.000</td>
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<td>595</td>
<td>0.706</td>
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<td>R &amp; KA Equipment, 94-1167 Mopua Loop</td>
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<td>604</td>
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<td>Aiwohi Bros., Inc.</td>
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<td>Miller’s Paving, LLC.</td>
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<td>Xtreme Trucking, Inc.</td>
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<td>634</td>
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<td>F.P.S. Building Contractors</td>
<td>(1) 9-1-013:038 (p)</td>
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<td>(1) 9-1-013:009</td>
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<td>Road &amp; Highway Builders</td>
<td>(1) 9-1-013:061 (p)</td>
<td>7/1/2013</td>
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<td>Hawaii Explosives and Pyrotechnics, Inc.</td>
<td>(1) 9-1-013:040(P)</td>
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<td>Aloha Trucking LLC</td>
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<td>12/1/2009</td>
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<td>0.459</td>
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<td>JJS Construction</td>
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<td>12/1/2003</td>
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<td>Hawaiian Dredging Construction, Inc.</td>
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<td>7/1/2013</td>
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<td>The Pasha Group</td>
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<td>1/10/2004</td>
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<td>1126.000</td>
<td>Pastoral</td>
<td>Robert D. Lyman</td>
<td>(1) 9-1-008:003</td>
<td>6/16/1991</td>
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<td>527</td>
<td>438.100</td>
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<td>Waianae Valley Farm, Ltd.</td>
<td>(1) 9-1-007:002(P)</td>
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<td>(1) 8-6-003:003(P)</td>
<td>5/16/1994</td>
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<td>Allan Silva</td>
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<td>Duroy Rosecrans</td>
<td>(1) 4-1-009:271 &amp; 284</td>
<td>8/1/1993</td>
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<td>Roy &amp; June K. Pires</td>
<td>(1) 4-1-008:094</td>
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<td>Mary Ann Higashi</td>
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<td>12/1/1994</td>
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<td>Leiala Cook</td>
<td>(1) 4-1-008:093</td>
<td>8/1/1991</td>
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</tbody>
</table>
TO: Chairman and Members, Hawaiian Homes Commission
FROM: Jobie Masagatani, Executive Assistant
SUBJECT: Item C-2 – Interim Report PIGs

This submittal will be sent under separate cover.
TO: Chairman and Members, Hawaiian Homes Commission
FROM: Jobie Masagatani, Executive Assistant
SUBJECT: Item C-1 Approval of Resolution Kaapu

This submittal will be sent under separate cover.
HAWAIIAN HOMES COMMISSION
JUNE 20 & 21, 2022
FACE-TO-FACE &
INTERACTIVE CONFERENCE
TECHNOLOGY

D – ITEMS
HOMESTEAD SERVICES DIVISION
June 20, 2022

SUBJECT: Homestead Lease and Application Totals and Monthly Activity Reports

LEASE ACTIVITY REPORT

Month through May 31, 2022

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<td><strong>3</strong></td>
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The cumulative number of Converted Undivided Interest Lessees represents an increase of 539 families moving into homes. Their Undivided Interest lease was converted to a regular homestead lease.

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<th>As of 4/30/22</th>
<th>Rescinded/ Surrendered/ Cancelled</th>
<th>As of 5/31/22</th>
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<tbody>
<tr>
<td>Undivided</td>
<td>775</td>
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Balance as of 5/31/2022

<p>| | |</p>
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<td>Surrendered</td>
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<td>Converted</td>
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<td>Balance to Convert</td>
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<td>Last Month</td>
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-2- ITEM NO. D-1 EXHIBIT-A
### AREA WAITING LIST

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### ISLANDWIDE WAITING LISTS

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### AREA AND ISLANDWIDE LISTS

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## DELINQUENCY REPORT - STATEWIDE
### June 20, 2022
($Thousands)

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<th>(000s)</th>
<th>Total Outstanding</th>
<th>Total Delinquency</th>
<th>30 Days (low)</th>
<th>60 Days (Medium)</th>
<th>90 Days (High)</th>
<th>180 Days (Severe)</th>
<th>% of Totals 5/31/2022</th>
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</thead>
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### Advances (including RPT)

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### LOAN GUARANTEES as of June 30, 2021

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<td>HUD REASSIGNED for Recovery</td>
<td>133</td>
<td>15,808</td>
<td>111</td>
<td>14,074</td>
<td>1</td>
<td>16</td>
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<tr>
<td>FHA Insured Loans</td>
<td>2,916</td>
<td>515,341</td>
<td>219</td>
<td>32,689</td>
<td>0</td>
<td>0</td>
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<td>0</td>
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<td>TOTAL INS. LOANS</td>
<td>3,179</td>
<td>549,320</td>
<td>334</td>
<td>47,534</td>
<td>2</td>
<td>208</td>
<td>2</td>
<td>284</td>
<td>222</td>
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### OVERALL TOTALS (EXC Adv/RP)

<table>
<thead>
<tr>
<th></th>
<th>No.</th>
<th>Amt.</th>
<th>Total Outstanding</th>
<th>Total Delinquency</th>
<th>30 Days (low)</th>
<th>60 Days (Medium)</th>
<th>90 Days (High)</th>
<th>180 Days (Severe)</th>
<th>% of Totals 5/31/2022</th>
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<tr>
<td>OVERALL TOTALS</td>
<td>4,478</td>
<td>669,993</td>
<td>682</td>
<td>76,817</td>
<td>53</td>
<td>3,733</td>
<td>22</td>
<td>1,622</td>
<td>350</td>
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<td>ADJUSTED TOTALS</td>
<td>4,733</td>
<td>676,342</td>
<td>937</td>
<td>83,166</td>
<td>53</td>
<td>3,733</td>
<td>22</td>
<td>1,622</td>
<td>605</td>
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</table>

Note: HUD 184A Loan program has 597 loans, with a total outstanding principal balance of $112,122,650 as of June 30, 2021. 27 Loans, totaling $8,600,376 are delinquent.

The deferred interest for 503 loans comes out to $2,311,889.49 as of 5/31/2022.
WEST HAWAII
Direct Loans
Delinquency Ratio Report

Fiscal Year '21 - '22

- Overall  → West Hawaii
June 20, 2022

SUBJECT: DHHL Guarantees for FHA Construction Loans

DISCUSSION: The Department issues guarantees to FHA lenders during the construction period of a home, as FHA does not insure the loan until the home is completed. The loan term for these loans do not exceed fifteen (15) months from the date of loan signing. The following FHA Interim Construction loans were issued guarantees:

*Note: FHA loans are insured by the U.S. Department of Housing and Urban Development (HUD) and do not impact the State’s guaranty ceiling.

<table>
<thead>
<tr>
<th>LEASE NO.</th>
<th>AREA</th>
<th>LESSEE</th>
<th>Loan Amount</th>
<th>Date Approved</th>
</tr>
</thead>
<tbody>
<tr>
<td>12969</td>
<td>Kauluokahai</td>
<td>Manners, Moses H. &amp; Bee-Manners, Darlene</td>
<td>$251,650</td>
<td>5/18/22</td>
</tr>
</tbody>
</table>

| FY Ending 6/30/21 | 7 | $1,917,178 |
| Previous Months   | 4 | $1,270,731 |
| This Month         | 1 | $251,650   |
| FY '21-'22 to date | 5 | $1,522,381 |

ITEM NO. D-1
EXHIBIT C
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator
           Homestead Services Division

FROM: Dean Oshiro, Loan Services Manager

SUBJECT: Approval of Consent to Mortgage

RECOMMENDED MOTION/ACTION

To approve the following consents to mortgages for Federal Housing Administration (FHA) insured loans, Department of Veterans Affairs (VA) loans, United States Department of Agriculture, Rural Development (USDA, RD) guaranteed loans, United States Housing and Urban Development (HUD 184A) guaranteed loans and Conventional (CON) loans insured by private mortgage insurers.

DISCUSSION

<table>
<thead>
<tr>
<th>PROPERTY</th>
<th>LESSEE</th>
<th>LENDER</th>
<th>LOAN AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>OAHU</td>
<td></td>
<td></td>
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<tr>
<td>Lualualei Lease No. 6790</td>
<td>NATANIELA, Marie (Purchase) FHA</td>
<td>loanDepot.com, LLC</td>
<td>$170,250</td>
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<td>TMK: 1-8-6-023:105</td>
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</table>

| Nanakuli | ELLI, Clyde K. M., Jr. (203k Rehab) FHA | HomeStreet Bank | $595,631 |
| Lease No. 3299 |        |        |             |
| TMK: 1-8-9-005:093 |        |        |             |

| Nanakuli | MARFIL, Sanoe K. (Cash Out Refi) FHA | Mid America Mortgage Inc. | $381,000 |
| Lease No. 423 |        |        |             |
| TMK: 1-8-9-004:056 |        |        |             |

ITEM NO. D-2
<table>
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<th>Location</th>
<th>Lease No.</th>
<th>TMK:</th>
<th>Name</th>
<th>Loan Type</th>
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<th>Lender</th>
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<td>WRIGHT, Dezra K. H. (Purchase) FHA</td>
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<td>$ 215,359</td>
<td>HomeBridge Financial Services, Inc.</td>
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<td>LAFAELE, Esther M. P. (Cash Out Refi) FHA</td>
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<td>$ 560,000</td>
<td>V.I.P. Mortgage Inc.</td>
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<td>5791</td>
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<td>MERSBERG, Bruce P. &amp; MERSBERG-GOHIER, Briyayla J. L. A. (Purchase) FHA</td>
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<td>$ 318,000</td>
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<td>AKEN, Lei M. K. &amp; DELA CRUZ, Regina K. (Purchase) FHA</td>
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<td>SecurityNational Mortgage Co.</td>
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<td>GOMES HOOHULI, Samson L. K. (Cash Out Refi) FHA</td>
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<td>11933</td>
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<td>Kanehili</td>
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<td>AKIU, Renee H. (Cash Out Refi) HUD 184A</td>
<td>HomeStreet Bank</td>
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<td>Lease No. 4724</td>
<td>AIPOALANI, Kevin K. K. (Cash Out Refi) FHA</td>
<td>HighTechLending Inc.</td>
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<td>RUSSELL, Alfred A. (Cash Out Refi) FHA</td>
<td>Celebrity Home Loans</td>
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<td>Bank of Hawaii</td>
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<td>Waiehu 3</td>
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<td>KAN HAI, Tanya K. (Rate Term Refi) FHA</td>
<td>HomeBridge Financial Services, Inc.</td>
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<td>Location</td>
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<td>Name, (Cash Out/Refi) FHA</td>
<td>Lender, Mortgage Services</td>
<td>Amount</td>
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<tr>
<td>-----------</td>
<td>-----------</td>
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<td>Anahola</td>
<td>6537</td>
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<td>WATSON, Harold M.</td>
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<td>FERNANDEZ, Rawlin K.</td>
<td>Mid America Mortgage Inc.</td>
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<td>CISLER, James K.</td>
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<td>Kawaihae</td>
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<td>LEHANO, Eugene K.</td>
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<td>Kaumana</td>
<td>12164</td>
<td>3-2-5-005:149</td>
<td>AIONA, Rita K. P.</td>
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<td>$ 271,927</td>
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<td>Puupulehu</td>
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<td>KEOLANUI, Jacob K. M.</td>
<td>HomeStreet Bank</td>
<td>$ 230,673</td>
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**ITEM NO. D-2**
<table>
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<tr>
<th>RECAP</th>
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<th>FHA AMOUNT</th>
<th>NO.</th>
<th>VA AMOUNT</th>
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<tr>
<td>This Month</td>
<td>24</td>
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<td>HUD 184A AMOUNT</td>
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<tr>
<td>FY Ending 6/30/22</td>
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<td>Prior Months</td>
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<td>This Month</td>
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<td>$872,260</td>
<td>0</td>
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</table>
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator

Homestead Services Division

FROM: Dean Oshiro, Loan Services Branch Manager

SUBJECT: Ratification of Loan Approvals

RECOMMENDED MOTION/ACTION

To ratify the approval of the following loan previously approved by the Chairman, pursuant to section 10-2-17, Ratification of Chairman's action, of the Department of Hawaiian Home Lands Administrative Rules.

<table>
<thead>
<tr>
<th>LESSEE</th>
<th>LEASE NO. &amp; AREA</th>
<th>LOAN TERMS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gregory, Valerie Y.</td>
<td>10085, WK-III</td>
<td>NTE $344,589 @ 4% interest per annum, NTE $1,116 monthly, repayable over 30 years. Interest deferred until maturity.</td>
</tr>
</tbody>
</table>

Loan Purpose: Refinance existing HUD buyback Loan No. 19634 and to execute Decision and Order as issued by the Hawaiian Homes Commission. Original loan amount of $236,186 @ 5% per annum, $1,267 monthly, repayable over 30 years. A contested case hearing was held on February 2, 2022 for this account.

ITEM NO. D-3
<table>
<thead>
<tr>
<th>Category</th>
<th>NO.</th>
<th>Loan Amount</th>
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<td>Total FY '21-'22</td>
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<td>$1,275,214</td>
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<td>Prior Months</td>
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<tr>
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<td>$0</td>
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<td>Total FY '21-'22</td>
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<td>Prior Months</td>
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<td>Total FY '21-'22</td>
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<td>Total FY '21-'22</td>
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STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator
Homestead Services Division

FROM: Dean Oshiro, Loan Services Branch Manager

SUBJECT: Approval of Streamline Refinance of Loans

RECOMMENDED MOTION/ACTION

To approve the refinancing of loans from the Hawaiian Home General Loan Fund.

DISCUSSION

The following lessees have met the "Streamline/Interest rate reduction loan" criteria, which was approved by the Hawaiian Homes Commission at its August 19, 2013 meeting. This criteria includes twelve (12) consecutive monthly payments, borrower’s current interest rate is higher than the current DHHL interest rate, current with their Homeowners Insurance, Real Property Tax, Lease Rent, county sewer/refuse fees, and does not have any advances made by DHHL on the borrowers behalf.

HSD's recommendation for approval is based on actual payment history, over the past twelve (12) months and the review of the above-mentioned criteria. Streamline/Interest Rate Loan refinancing will provide lessees a chance to simply reduce their interest rate and payments without DHHL having to credit and/or income qualify the borrower.

The following lessee(s) has met the aforementioned criteria and is recommended for Streamline/Interest rate reduction loan refinance program:

ITEM NO. D-4
Kahalioumi, Keenan K.  

**LESSEES**

**LEASE NO. & AREA**  
4263, Keaukaha

**REFINANCING LOAN TERMS**  
NTE $205,750 @4% interest per annum, NTE $983 monthly, repayable over 30 years.

**Loan Purpose:** Refinance existing HUD buyback Loan No. 18769. Original loan amount of $211,025 at 6% per annum, $1,266 monthly, repayable over 30 years. A Contested Case Hearing was not held for this account.

---

Lani-Montira, Melissa L.P.  

**LEASE NO. & AREA**  
9849, WK-III

**REFINANCING LOAN TERMS**  
NTE $191,500 @4% interest per annum, NTE $915 monthly, repayable over 30 years.

**Loan Purpose:** Refinance existing ASB buyback Loan No. 19427. Original loan amount of $187,290 at 5.95% per annum, $1,187 monthly, repayable over 30 years. A Contested Case Hearing was held on September 26, 2017 for this account.

---

Akaka, Raymond K. & Akaka-Odom, Kehaunani H.  

**LEASE NO. & AREA**  
1632, Nanakuli

**REFINANCING LOAN TERMS**  
NTE $154,000 @4% interest per annum, NTE $736 monthly, repayable over 30 years.

**Loan Purpose:** Refinance existing HUD buyback Loan No. 19512. Original loan amount of $156,877 at 5% per annum, $1,036 monthly, repayable over 20 years. A Contested Case Hearing was held on March 22, 2022 for this account.
STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator

FROM: Nicole F. Bell, Specialist V
Application Branch, Homestead Services Division

SUBJECT: Approval of Homestead Application Transfers/Cancellations

RECOMMENDED MOTION/ACTION

To approve the transfers and cancellations of applications from the Application Waiting Lists for reasons described below:

DISCUSSION

1. Requests of Applicants to Transfer

NONE FOR SUBMITTAL

2. Deceased Applicants

WAIMANALO AREA / OAHU ISLANDWIDE RESIDENTIAL LEASE LIST


KEALIINOHOMOKU, Thomas S. Applicant's date of death occurred while the 05/08/1982 amendment of the HAR section 10-3-8 was in effect. This version of the rule precedes the current 10/26/1998 amendment, which allows for qualified successors to participate in the Public Notice process. Remove application dated 01/23/1958.

ITEM NO. D-5
### 3. Awards of Leases

**OAHU ISLANDWIDE RESIDENTIAL LEASE LIST**

<table>
<thead>
<tr>
<th>Name</th>
<th>Assigned Residential Lease</th>
</tr>
</thead>
<tbody>
<tr>
<td>KUMUHONE, Uilani</td>
<td>#11897, Lot 26 in Nanakuli, Oahu dated 01/14/2022. Remove application dated 07/12/2019.</td>
</tr>
</tbody>
</table>
MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

MAIELUA, David Jacob K.  
Assigned Residential Lease 
#9925, Lot 60 in Waiehu Kou 3, 
Maui dated 11/26/2019. Remove 
application dated 08/24/2006.

HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

KAUPU, Jason T.H.  
Assigned Residential Lease 
#4385, Lot 81 in Nanakuli, Oahu 
dated 12/27/2021. Remove 
application dated 07/03/1989.

KAUPU, Joseph U., Jr.  
Assigned Residential Lease 
#4385, Lot 81 in Nanakuli, Oahu 
dated 12/27/2021. Remove 
application dated 09/05/1986.

KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

ALQUIZA, Oddetta K.  
Assigned Residential Lease 
#6508, Lot G & G1 6 in Anahola, 
Kauai dated 01/20/2021. Remove 

4. Native Hawaiian Qualification

NONE FOR SUBMITTAL

5. Voluntary Cancellation

KAUAI ISLANDWIDE AGRICULTURAL LEASE LIST

KAPUAALA, Mickey K.N.  
Cancel application dated 
11/02/1987 at the request of 
applicant received on 
05/11/2022.
KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

KAPUAALA, Mickey K.N. Cancel application dated 11/02/1987 at the request of applicant received on 05/11/2022.

6. Successorship

KAUAI ISLANDWIDE AGRICULTURAL LEASE LIST

SCHAEDEL, Raynette K.H.T. Cancel application dated 06/14/1984 at the request of applicant received on 05/17/2022.

KAUAI ISLANDWIDE AGRICULTURAL LEASE LIST


KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST


7. Additional Acreage

NONE FOR SUBMITTAL

8. HHC Adjustments

NONE FOR SUBMITTAL

-4- ITEM NO. D-5
| Last Month's Transaction Total | 12 |
| Last Month's Cumulative FY 2021-2022 Transaction Total | 273 |
| Transfers from Island to Island | 0 |
| Deceased | 2 |
| Cancellations: | |
| Awards of Leases | 13 |
| NHQ | 0 |
| Voluntary Cancellations | 3 |
| Successorship | 2 |
| Additional Acreage | 0 |
| HHC Adjustments | 0 |
| This Month's Transaction Total | 20 |
| This Month's Cumulative FY 2021-2022 Transaction Total | 293 |
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator

FROM: Nicole F. Bell, Specialist V
Application Branch, Homestead Services Division

SUBJECT: Commission Designation of Successors to Application Rights - Public Notice 2007

RECOMMENDED MOTION/ACTION

1. To designate the following individuals as successors to the application rights of deceased applicants who did not name a qualified successor.

2. To approve the certification of applications to successorship rights of qualified successors. The Department has verified the native Hawaiian blood quantum requirement of each prospective successor according to section 10-3-2 of the Hawaii Administrative Rules.

DISCUSSION

The following qualified applicants passed away on or after October 26, 1998, without naming qualified successors. Pursuant to 10-3-8(c) of the Hawaii Administrative Rules, a public notice listing the names of deceased applicants and calling for possible successors to their application rights was published in the Honolulu Star-Advertiser, The Maui News, Hawaii Tribune Herald, West Hawaii Today, and The Garden Island on the last two consecutive Sundays of November for the year the Department received notification. Requests to succeed to the decedents' application rights were submitted within the required 180 days following the last date of publication. Prospective successors were the sole respondents and are deemed by the Department to have met the requirements of successorship according to section 10-3-8(b) of the Hawaii Administrative Rules. HSD recommends approval of the following designees:
1a. Deceased Applicant:
   Date of death: February 12, 2006
   Successor to app rights: Elias A. Kanoho
   Relationship to decedent: Grandchild
   Island: Hawaii
   Type: Islandwide Agricultural
   Date of Application: October 26, 1990
   Date of Public Notice: November, 2007

1b. Island:
   Type: Islandwide Residential
   Date of Application: May 27, 1999

| Previous Cumulative Total for Current FY | 75 |
| Current Month's Total                  | 2  |
| **Fiscal Year Total: July 2021-June 2022** | **77** |
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator

FROM: Nicole F. Bell, Specialist V
Application Branch, Homestead Services Division

SUBJECT: Approval to Certify Applications of Qualified Applicants for the month of May 2022

RECOMMENDED MOTION/ACTION

To approve the certification of applications of qualified applicants for the month of May 2022. The Department has verified the native Hawaiian blood quantum requirement of each applicant according to section 10-3-2 of the Hawaii Administrative Rules.

DISCUSSION

At its October 2020 regular meeting, the Hawaii Homes Commission adopted the recommendation of the HHC Investigative Committee on the Native Hawaiian Qualification Process to recall to the HHC, pursuant to Hawaii Administrative Rules § 10-2-15(a), the authority to accept the Native Hawaiian Quantum (NHQ) determination for an individuals as a function requiring the exercise of judgement or discretion. The recommendation included a process to implement the Commission’s review and acceptance of NHQ determinations. These applicants have been deemed by the Department to have met the native Hawaiian blood quantum requirement through the kumu 'ohana process.

OAHU ISLANDWIDE AGRICULTURAL LEASE LIST

Goo, Tanya S.K. 2/14/2022

Tehiwa, Theresa K. 3/10/2022

Waiwaiole, Sheila M.L. 3/28/2022

Johnasen, Danielle K.K.O. 3/29/2022
KILAKALUA, Daniel K.  3/29/2022
KAONOHI, Anja-Lee K.  4/19/2022
HERMOGILA, Faith L.N.  4/19/2022

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

GOO, Tanya S.K.  2/14/2022
LIANA, Judah P.  2/14/2022
KEKUMA, Kass M.  2/15/2022
KAAUWAI, Charles K.  2/17/2022
IAEA, Nolan K.  3/4/2022
ASING, Destiny K.  3/9/2022
STANLEY, Nalani H.  3/10/2022
TEHIWA, Theresa K.  3/10/2022
KRUEGER, Kekoa J.K.  3/10/2022
PA, Shelby U.  3/10/2022
WAIWAIOLE, Sheila M.L.  3/28/2022
JOHNASEN, Danielle K.K.O.  3/29/2022
KILAKALUA, Daniel K.  3/29/2022
SPENCER, Theo M.  3/29/2022
LUTA, Kapualehua M.K.  4/18/2022
PARKER, Kamuela P.V.O.  4/18/2022
KAONOHI, Anja-Lee K.  4/19/2022
HERMOGILA, Faith L.N.  4/19/2022
IAEA, Jason K.  4/20/2022
MAUI ISLANDWIDE AGRICULTURAL LEASE LIST

<table>
<thead>
<tr>
<th>Name</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>KEALA, Darnelle U.</td>
<td>3/4/2022</td>
</tr>
<tr>
<td>JOHNSON, Haweookalani T.</td>
<td>3/8/2022</td>
</tr>
<tr>
<td>CARTER, Daeleen K.M.</td>
<td>3/9/2022</td>
</tr>
<tr>
<td>KAHAHANE, Jarnelle K.</td>
<td>3/9/2022</td>
</tr>
<tr>
<td>KALALAU, Sanoe U.T.M.</td>
<td>3/30/2022</td>
</tr>
<tr>
<td>KAHALEHOE, Bernadine K.</td>
<td>4/21/2022</td>
</tr>
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</table>

MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

<table>
<thead>
<tr>
<th>Name</th>
<th>Date</th>
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</thead>
<tbody>
<tr>
<td>JESEN, John Jr.</td>
<td>8/20/1986</td>
</tr>
<tr>
<td>KEALA, Darnelle U.</td>
<td>3/4/2022</td>
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<tr>
<td>JOHNSON, Haweookalani T.</td>
<td>3/8/2022</td>
</tr>
<tr>
<td>CARTER, Daeleen K.M.</td>
<td>3/9/2022</td>
</tr>
<tr>
<td>KAHAHANE, Jarnelle K.</td>
<td>3/9/2022</td>
</tr>
<tr>
<td>BAISA, Judie L.K.</td>
<td>3/10/2022</td>
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<tr>
<td>KALALAU, Sanoe U.T.M.</td>
<td>3/30/2022</td>
</tr>
<tr>
<td>KAHALEHOE, Bernadine K.</td>
<td>4/21/2022</td>
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HAWAII ISLANDWIDE AGRICULTURAL LEASE LIST

<table>
<thead>
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<th>Name</th>
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<tbody>
<tr>
<td>NAHIHEI, Christina</td>
<td>3/1/2022</td>
</tr>
<tr>
<td>LEWI, Isacc P., Jr.</td>
<td>2/18/2022</td>
</tr>
<tr>
<td>SPENCER, Tatelyn K.Y.</td>
<td>3/4/2022</td>
</tr>
<tr>
<td>ASING, Destiny K.</td>
<td>3/9/2022</td>
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<tr>
<td>ANGUAY, Genesis O.I.</td>
<td>3/28/2022</td>
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<tr>
<td>JOHNASEN, Austin K.K.H.</td>
<td>3/29/2022</td>
</tr>
<tr>
<td>Name</td>
<td>Date</td>
</tr>
<tr>
<td>-----------------------</td>
<td>------------</td>
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<tr>
<td>LEWI, Isaac P. Jr.</td>
<td>2/18/2022</td>
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<tr>
<td>MANGAUIL, Lawrence L.</td>
<td>3/3/2022</td>
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<tr>
<td>SPENCER, Tatelyn K.Y.</td>
<td>3/4/2022</td>
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<tr>
<td>REEF, Andrea K.K.</td>
<td>3/16/2022</td>
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<tr>
<td>ANGUAY, Genesis O.I.</td>
<td>3/28/2022</td>
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<tr>
<td>JOHNASEN, Austin K.K.H.</td>
<td>3/29/2022</td>
</tr>
<tr>
<td>KAILI, Matthew K.</td>
<td>4/21/2022</td>
</tr>
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<table>
<thead>
<tr>
<th>Name</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>JERVES, Rymen K.</td>
<td>2/18/2022</td>
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<tr>
<td>HIGASHI, Olinda N.</td>
<td>3/1/2022</td>
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<tr>
<td>SANTOS, Rose K.</td>
<td>3/2/2022</td>
</tr>
<tr>
<td>STANLEY, Nalani H.</td>
<td>3/10/2022</td>
</tr>
<tr>
<td>JOHNASEN, Benjamin K.G.</td>
<td>3/29/2022</td>
</tr>
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</table>

<table>
<thead>
<tr>
<th>Name</th>
<th>Date</th>
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<tbody>
<tr>
<td>RAMOS, Ursula M.</td>
<td>11/16/2016</td>
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<tr>
<td>NAKIHEI, Christina</td>
<td>3/1/2022</td>
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<td>JERVES, Rymen K.</td>
<td>2/18/2022</td>
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<tr>
<td>SANTOS, Rose K.</td>
<td>3/2/2022</td>
</tr>
<tr>
<td>JOHNASEN, Benjamin K.G.</td>
<td>3/29/2022</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Name</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>MAKEKAU, Flora P.</td>
<td>7/16/1963</td>
</tr>
</tbody>
</table>
MOLOKAI ISLANDWIDE AGRICULTURAL LEASE LIST

DUODOIT, Dustin K. 7/17/1985
PUAOI-GLANCY, Raina A.K. 3/8/2022
PA, Shelby U. 3/10/2022

MOLOKAI ISLANDWIDE RESIDENTIAL LEASE LIST

PUAOI-GLANCY, Raina A.K. 3/8/2022

| Previous Cumulative Total for Current FY | 45,263 |
| Current Month's Total                   | 68     |
| **Fiscal Year Total: July 2021-June 2022** | **45,331** |
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator

FROM: Nicole F. Bell, Specialist V Application Branch, Homestead Services Division

SUBJECT: Approval to Cancel Applications of Non-Qualified Applicants

RECOMMENDED MOTION/ACTION

To approve the cancellations of applications from the Application Waiting Lists due to Native Hawaiian Qualification. The Department has been unable to verify the following applicant’s Native Hawaiian blood quantum requirement per the Hawaiian Homes Commission Act, 1920, as amended.

DISCUSSION

MAUI ISLANDWIDE AGRICULTURAL LEASE LIST

KANAHUNA, Joseph K. Applicant unable to substantiate Native Hawaiian ancestry, cancel application dated 6/19/2003.

MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

KANAHUNA, Joseph K. Applicant unable to substantiate Native Hawaiian ancestry, cancel application dated 12/16/1986.

KUKAHIKO, Twyla L. Applicant unable to substantiate Native Hawaiian ancestry, cancel application dated 11/13/2002.
<table>
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<tr>
<th>Description</th>
<th>Value</th>
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</thead>
<tbody>
<tr>
<td>Previous Cumulative Total for Current FY</td>
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<td>Current Month's Total</td>
<td>3</td>
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<tr>
<td>Fiscal Year Total: July 2021-June 2022</td>
<td>113</td>
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</table>
STATE OF HAWAI'I

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, Administrator
Homestead Services Division

FROM: Ross K. Kapeliela, Acting ODO Supervisor
Homestead Services Division

SUBJECT: Approval of Designation of Successors to Leasehold Interest and Designation of Persons to Receive the Net Proceeds

RECOMMENDED MOTION/ACTION

1. To approve the designation of successor to the leasehold interest and person to receive the net proceeds, pursuant to Section 209, Hawaiian Homes Commission Act, 1920, as amended.

2. To approve and accept that designated successors are of no less than the required 25% or 50% Hawaiian ancestry as appropriate pursuant to Section 209, Hawaiian Homes Commission Act, 1920 as amended.

*See attached list of Lessee.

Leasehold Interest:
Ratified for June 2022 13
Previous FY 2021 - 2022 80
FY 2021 - 2022 Total to Date 93

Ratified for FY '20 - '21 92

Net Proceeds
Ratified for June 2022 0
Previous FY 2021 - 2022 0
FY 2021 - 2022 Total to Date 0

Ratified for FY '20 - '21 0

ITEM NO. D-9
LIST OF LESSEES WHO DESIGNATED SUCCESSORS TO THEIR
LEASEHOLD INTEREST
FOR MONTH OF JUNE 2022

Deceased Lessee

1. Israel Aiona
   Lot No.: 45
   Area: Waiakea, Hawaii
   Res. Lease No. 9105

   Designated Successor
   PRIMARY: Joint Tenants
   Jacob K. Aiona, Son
   Hauoli O. Aiona, Daughter
   Lehua T. Remmers, Daughter

   ALTERNATE:
   N/A

   DESIGNEE TO RECEIVE NET
   PROCEEDS:
   N/A

2. Harvey L. Auna
   Lot No.: 18365
   Area: Kanehili, Oahu
   Res. Lease No. 12616

   PRIMARY:
   Valen A. Cox, Daughter

   ALTERNATE:
   N/A

   DESIGNEE TO RECEIVE NET
   PROCEEDS:
   N/A

3. John P. Hanson
   Lot No.: 69
   Area: Anahola, Kauai
   Res. Lease No. 5734

   PRIMARY:
   John K. Brown, Son

   ALTERNATE:
   N/A

   DESIGNEE TO RECEIVE NET
   PROCEEDS:
   N/A

ITEM NO. D-9
Exhibit A
4. Lurline G. M. Henry  
Lot No.: 54  
Area: Makuu, Hawaii  
Agr. Lease No. 6998  

PRIMARY:  
Gennifer H. Treat, Daughter  

ALTERNATE:  
N/A  

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A  

5. Sarah K. Kahele  
Lot No.: 28  
Area: Waiakea, Hawaii  
Res. Lease No. 5393  

PRIMARY:  
William K. Kahele, Son  

ALTERNATE:  
N/A  

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A  

6. Louise M. K. Kaihana  
Lot No.: 34  
Area: Waianae, Oahu  
Res. Lease No. 4740  

PRIMARY:  
Jesse K. Kaikana, Husband  

ALTERNATE: Tenants in Common  
Shanden-Joseph Kumuhone-Kaholo, Grandson*  
Shanceden Kumuhone-Kaholo, Grandson*  
*Omit due to lack of genealogy documents to determine eligibility to successorship  

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A
7. Harry M. Kalima  
Lot No.: 48  
Area: Waiakea, Hawaii  
Res. Lease No. 9106  

PRIMARY:  
Jeremy Kalima, Son  

ALTERNATE:  
Justin Kalima, Son  

DESIGNEE TO RECEIVE NET PROCEEDS:  
N/A  

8. David Kawelo  
Lot No.: 4A-1-10  
Area: Waianae, Oahu  
Agr. Lease No. 6674  

PRIMARY:  
Rochelle N. Kawelo, Wife  

ALTERNATE:  
N/A  

DESIGNEE TO RECEIVE NET PROCEEDS:  
N/A  

Lot No.: 115  
Area: Panaewa, Hawaii  
Agr. Lease No. 5379  

PRIMARY: Joint Tenants  
Mikihala K. Mahi, Daughter  
Samuel K. P. Mahi, Jr., Son  
Keola K. Mahi, Son  

ALTERNATE:  
Kaylee K. Mahi-Roberts, Granddaughter  

DESIGNEE TO RECEIVE NET PROCEEDS:  
N/A  

10. Eldred K. Pea  
Lot No.: 22-A  
Area: Keaukaha, Hawaii  
Res. Lease No. 1048  

PRIMARY:  
Tresa P. Pea, Niece  

ALTERNATE:  
N/A  

DESIGNEE TO RECEIVE NET PROCEEDS:  
N/A  

-3-  
ITEM NO. D-9  
Exhibit A
11. Eldred K. Pea  
Lot No.: 97  
Area: Panaewa, Hawaii  
Agr. Lease No. 1048-A  

PRIMARY:  
Puhala Pea, Niece

ALTERNATE:  
N/A

DESMINEE TO RECEIVE NET  
PROCEEDS:  
N/A

12. Laverne P. Schutte  
Lot No.: 106  
Area: Waianae, Oahu  
Res. Lease No. 5357  

PRIMARY: Tenants in Common  
David N. Schutte, Son  
William P. Schutte, Husband

ALTERNATE:  
N/A

DESMINEE TO RECEIVE NET  
PROCEEDS:  
N/A

13. Wah Fook B. Yung  
Lot No.: 155-B  
Area: Keaukaha, Hawaii  
Res. Lease No. 2942  

PRIMARY:  
Jason A. L. H. Yung,  
Grandson

ALTERNATE:  
N/A

DESMINEE TO RECEIVE NET  
PROCEEDS:  
N/A
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, Administrator
Homestead Services Division

FROM: Ross K. Kapeliela, Acting ODO Supervisor
Homestead Services Division

SUBJECT: Approval of Assignment of Leasehold Interest

RECOMMENDED MOTION/ACTION

1. To approve the assignment of the leasehold interest, pursuant to Section 208, Hawaiian Homes Commission Act, 1920, as amended, and subject to any applicable terms and conditions of the assignment, including but not limited to the approval of a loan.

2. To approve and accept that the transferees are of no less than the required 25% or 50% Hawaiian ancestry as appropriate pursuant to Section 208, Hawaiian Homes Commission Act, 1920, as amended.

DISCUSSION

Twenty-four (24) assignments of lease.

1. Lessee Name: Randolph K. Ahuna, Jr.
   Agr. Lease No. 953-A, Lot No. 149
   Lease Date: 12/28/1945
   Area: Panaewa, Hawaii
   Property Sold & Amount: No, N/A
   Improvements: Open Carport

   Transferee Name: Eloise Pung
   Relationship: Sister
   Loan Assumption: N/A
   Applicant: No

   Reason for Transfer: "Giving lease to relative."

ITEM NO. D-10
2. Lessee Name: Ellen K. A. Asuncion  
   Agr. Lease No. 6880, Lot No. 11  
   Lease Date: 10/1/1986  
   Area: Panaewa, Hawaii  
   Property Sold & Amount: No, N/A  
   Improvements: 1 bedroom, 1 bath dwelling  

   Transferee Name: Cyerra K. K. Aiona-Owings  
   Relationship: Daughter  
   Loan Assumption: N/A  
   Applicant: No  

   Reason for Transfer: "Giving lease to relative."

3. Lessee Name: Theodora P. Auwae  
   Lease Date: 5/12/1930  
   Area: Nanakuli, Oahu  
   Property Sold & Amount: No, N/A  
   Improvements: 4 bedroom, 2 bath dwelling  

   Transferee Name: Robin K. Auwae  
   Relationship: Mother  
   Loan Assumption: N/A  
   Applicant: No  

   Reason for Transfer: "Giving lease to relative."

4. Lessee Name: Destry Carvalho  
   Res. Lease No. 8840, Lot No. 53  
   Lease Date: 7/1/1998  
   Area: Anahola, Kauai  
   Property Sold & Amount: No, N/A  
   Improvements: 4 bedroom, 2 bath dwelling  

   Transferee Name: Destry Carvalho & Dawson K. Carvalho  
   Relationship: Lessee & Brother  
   Loan Assumption: N/A  
   Applicant: No  

   Reason for Transfer: "Moving off island, adding relative to lease and my brother Dawson Carvalho needs a place to live."
5. Lessee Name: Chanelcherie K. L. M. Demello  
Res. Lease No. 11259, Lot No. 15  
Lease Date: 7/10/2010  
Area: Kumuhau, Oahu  
Property Sold & Amount: Yes, $575,000.00  
Improvements: 3 bedroom, 2 bath dwelling  

Transferee Name: Abraham Kaihenui  
Relationship: None  
Loan Assumption: N/A  
 Applicant: Yes, Oahu IW Res., 3/12/2014  

Reason for Transfer: "Selling lease." Special Condition: Transferee to obtain funds to pay purchase price.

6. Lessee Name: George M. Joy  
Res. Lease No. 727, Lot No. 36-A  
Lease Date: 2/15/1940  
Area: Waimanalo, Oahu  
Property Sold & Amount: Yes, $695,000.00  
Improvements: 4 bedroom, 1-1/2 bath dwelling  

Transferee Name: David Char  
Relationship: None  
Loan Assumption: N/A  
 Applicant: Yes, Oahu IW Res., 4/27/1979  

Reason for Transfer: "Moving off island." Special Condition: Transferee to obtain funds to pay purchase price.

7. Lessee Name: John K. Kaai, Jr.  
Res. Lease No. 8526, Lot No. 236  
Lease Date: 10/1/1995  
Area: PKE, Oahu  
Property Sold & Amount: Yes, $500,000.00  
Improvements: 3 bedroom, 2-1/2 bath dwelling  

Transferee Name: Nicole N. K. Kiliona  
Relationship: None  
Loan Assumption: N/A  
 Applicant: Yes, Oahu IW Res., 8/24/2007  

Reason for Transfer: "Moving off island." Special Condition: Transferee to obtain funds to pay purchase price.
8. Lessee Name: Hank K. Keohuhu
   Res. Lease No. 7961, Lot No. 93
   Lease Date: 2/1/1989
   Area: Nanakuli, Oahu
   Property Sold & Amount: No, N/A
   Improvements: 3 bedroom, 2 bath dwelling

   Transferee Name: Hank K. Keohuhu, Jr.
   Relationship: Son
   Loan Assumption: N/A
   Applicant: No

   Reason for Transfer: "Giving lease to relative."

9. Lessee Name: Claude K. Mendiola
   Res. Lease No. 10116, Lot No. 17
   Lease Date: 3/14/2008
   Area: Kanichale, Hawaii
   Property Sold & Amount: Yes, $250,000.00
   Improvements: 3 bedroom, 2 bath dwelling

   Transferee Name: Clayton L. Mendiola
   Relationship: Son
   Loan Assumption: N/A
   Applicant: No

   Reason for Transfer: "Giving lease to relative." Special
   Condition: Transferee to obtain funds to pay purchase
   price.

10. Lessee Name: Denise P. Murphy
    Res. Lease No. 2699A, Lot No. 77
    Lease Date: 10/1/1952
    Area: Kuhio Village, Hawaii
    Property Sold & Amount: No, N/A
    Improvements: 3 bedroom, 2 bath dwelling

    Transferee Name: Kawehi L. L. Murphy
    Relationship: Daughter
    Loan Assumption: N/A
    Applicant: No

    Reason for Transfer: "Giving lease to relative."
11. Lessee Name: Zena K. S. Nasau  
   Res. Lease No. 5140, Lot No. 55  
   Lease Date: 8/2/1982  
   Area: Nanakuli, Oahu  
   Property Sold & Amount: No, N/A  
   Improvements: 4 bedroom, 2 bath dwelling  
   Transferee Name: Zena K. S. Nasau, Zyshanna K. S. Kauaula &  
   Charles L. A. Kauaula  
   Relationship: Lessee, Daughter & Son  
   Loan Assumption: N/A  
   Applicant: No  
   Reason for Transfer: "Adding relatives to lease."

12. Lessee Name: Lehua P. K. Paishon  
   Res. Lease No. 12552, Lot No. 18592  
   Lease Date: 12/1/2009  
   Area: Kanehili, Oahu  
   Property Sold & Amount: Yes, $702,500.00  
   Improvements: 4 bedroom, 3 dwelling  
   Transferee Name: Kenneth L. Hale, Jr  
   Relationship: None  
   Loan Assumption: N/A  
   Reason for Transfer: "Financial reasons." Special  
   Condition: Transferee to obtain funds to pay purchase  
   price.

13. Lessee Name: Michael E. Park  
   Res. Lease No. 3569, Lot No. 200-B  
   Lease Date: 3/25/1965  
   Area: Nanakuli, Oahu  
   Property Sold & Amount: No, N/A  
   Improvements: 2 bedroom, 2 bath dwelling  
   Transferee Name: Michael A. P. Mahuka  
   Relationship: Grandson  
   Loan Assumption: N/A  
   Applicant: No  
   Reason for Transfer: "Giving lease to relative."
14. Lessee Name: Inez L. Sajor
Res. Lease No. 4505, Lot No. 65
Lease Date: 5/8/1978
Area: Nanakuli, Oahu
Property Sold & Amount: No, N/A
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Valire J. Popa
Relationship: None
Loan Assumption: N/A
Applicant: Yes, Oahu IW Res., 7/30/2010

Reason for Transfer: "I wanted to transfer it into my son in law's name (Addison J. K. Popa) because my daughter didn't meet the requirements." See simultaneous transfer below.

15. Lessee Name: Valire J. Popa
Res. Lease No. 4505, Lot No. 65
Lease Date: 5/8/1978
Area: Nanakuli, Oahu
Property Sold & Amount: No, N/A
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Addison J. K. Popa
Relationship: Son
Loan Assumption: N/A
Applicant: No

Reason for Transfer: "Giving lease to relative."

16. Lessee Name: Makaea R. Salis, Keoni S. Salis & Shea K. Salis
Res. Lease No. 2205, Lot No. 21
Lease Date: 9/28/1949
Area: Kewalo, Oahu
Property Sold & Amount: Yes, $550,000.00
Improvements: 4 bedroom, 2 bath dwelling

Transferee Name: Pedro Velasco
Relationship: None
Loan Assumption: N/A
Applicant: Yes, Oahu IW Res., 9/29/2021

Reason for Transfer: "Moving off island." Special Condition: Transferee to obtain funds to pay purchase price.
17. Lessee Name: Brenda E. Simeona
   Res. Lease No. 1554, Lot No. 229-A
   Lease Date: 9/13/1941
   Area: Keaukahe, Hawaii
   Property Sold & Amount: No, N/A
   Improvements: 3 bedroom, 2 bath dwelling

   Transferee Name: Shanaya I. Simeona
   Relationship: Daughter
   Loan Assumption: N/A
   Applicant: No

   Reason for Transfer: "Giving lease to relative."

18. Lessee Name: Abel Van Meter
   Res. Lease No. 4025, Lot No. 93
   Lease Date: 9/13/1973
   Area: Waiakea, Hawaii
   Property Sold & Amount: No, N/A
   Improvements: 3 bedroom, 2 bath dwelling

   Transferee Name: Ronald Van Meter & Sandra Kama
   Relationship: Brother & Sister
   Loan Assumption: N/A
   Applicant: No

   Reason for Transfer: "Giving lease to relative."

   Agr. Lease No. 3897, Lot No. 150
   Lease Date: 2/26/1971
   Area: Panaewa, Hawaii
   Property Sold & Amount: No, N/A
   Improvements: None

   Transferee Name: Eloise Pung
   Relationship: Sister
   Loan Assumption: N/A
   Applicant: No

   Reason for Transfer: "Giving lease to relative."
20. Lessee Name: Ona Mae K. Castardo  
   Res. Lease No. 5886, Lot No. 102  
   Lease Date: 8/01/1985  
   Area: Kalamaula, Molokai  
   Property Sold & Amount: No, N/A  
   Improvements: None

   Transferee Name: Gerard N. Starkey  
   Relationship: Brother  
   Loan Assumption: N/A  
   Applicant: Yes, Molokai IW Res., 2/25/2010

   Reason for Transfer: "Giving lease to relative." Special Condition: Transferee to build and occupy within one year from execution of the lease.

21. Lessee Name: Nolan K. Hanohano  
   Res. Lease No. 6527, Lot No. 25  
   Lease Date: 7/1/1986  
   Area: Anahola, Kauai  
   Property Sold & Amount: No, N/A  
   Improvements: None

   Transferee Name: Ikaika K. Hanohano  
   Relationship: Son  
   Loan Assumption: N/A  
   Applicant: No

   Reason for Transfer: "Giving lease to relative."

22. Lessee Name: Choye J. K. Lino  
   Res. Lease No. 12980, Lot No. 1  
   Lease Date: To be determined  
   Area: Kauluokahai, Oahu  
   Property Sold & Amount: No, N/A  
   Improvements: None

   Transferee Name: Jo Ann A. K. Linkee  
   Relationship: Daughter  
   Loan Assumption: N/A  
   Applicant: No

   Reason for Transfer: "Giving lease to relative."
23. Lessee Name: Sonny N. Makekau
   Res. Lease No. 5861, Lot No. 29
   Lease Date: 4/10/2001
   Area: Kalamaula, Molokai
   Property Sold & Amount: No, N/A
   Improvements: None

   Transferee Name: Dennis K. Kamakana, Jr.
   Relationship: None
   Loan Assumption: N/A
   Applicant: Yes, Molokai IW Res., 9/20/1995

   Reason for Transfer: "Giving lease to relative."
   Special Condition: Transferee to build and occupy within one year
   from execution of the lease.

24. Lessee Name: Diana Lee K. Napoleon
   Agr. Lease No. 7817, Lot No. 56
   Lease Date: 2/1/1987
   Area: Hoolehua, Molokai
   Property Sold & Amount: No, N/A
   Improvements: None

   Transferee Name: Eben Napoleon, Jr.
   Relationship: Son
   Loan Assumption: N/A
   Applicant: Yes, Molokai IW Ag., 9/30/2010

   Reason for Transfer: "Giving lease to relative."

Assignments for the Month of June '22
Previous FY '21 - '22 balance 196
FY '21 - '22 total to date 220

Assignments for FY '20 - '21 201
TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, Administrator
Homestead Services Division

FROM: Ross K. Kapeliela, Acting ODO Supervisor
Homestead Services Division

SUBJECT: Approval of Amendment of Leasehold Interest

RECOMMENDED MOTION/ACTION

To approve the amendment of the leasehold interest listed below.

DISCUSSION

Eleven (11) amendments of lease.

1. Lessee: James Alapai, Jr.
   Agr. Lease No.: 953-A
   Lot No., Area, Island: 149, Panaewa, Hawaii
   Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.

   Agr. Lease No.: 3897
   Lot No., Area, Island: 150, Panaewa, Hawaii
   Amendment: To amend the lease to incorporate the currently used terms, conditions, and covenants to the lease.

ITEM NO. D-11
3. Lessee: Ona Mae K. Castardo
   Res. Lease No.: 5886
   Lot No., Area, Island: 102, Kalauala, Molokai
   Amendment: To amend the property description and commencement date due to final subdivision.

4. Lessee: George M. Joy
   Res. Lease No.: 727
   Lot No., Area, Island: 36-A, Waimanalo, Oahu
   Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.

5. Lessee: Gordon Y. W. Kang
   Res. Lease No.: 267
   Lot No., Area, Island: 29-A, Nanakuli, Oahu
   Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.

   Res. Lease No.: 1089-A
   Lot No., Area, Island: 69-B, Keaukaha, Hawaii
   Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.
7. **Lessee:**
   Res. Lease No.: 1048
   Lot No., Area, Island: 22-A, Keaukaha, Hawaii
   Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.

8. **Lessee:**
   Agr. Lease No.: 1048-A
   Lot No., Area, Island: 97, Panaewa, Hawaii
   Amendment: To amend the lease to incorporate the currently used terms, conditions, and covenants to the lease.

9. **Lessee:**
   Res. Lease No.: 1554
   Lot No., Area, Island: 229-A, Keaukaha, Hawaii
   Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.

10. **Lessee:**
    Res. Lease No.: 4025
    Lot No., Area, Island: 93, Waiakea, Hawaii
    Amendment: To amend the lease to incorporate the currently used terms, conditions, and covenants to the lease.
11. Lessee: Wah Fook B. Yung
Res. Lease No.: 2942
Lot No., Area, Island: 155-B, Keaukaha, Hawaii
Amendment: To amend the lease title and lessor's name, to update the
property description, to incorporate the currently used
terms, conditions, and covenants to the lease, and to extend the lease
term to an aggregate term of 199 years.

Amendments for the Month of June '22 11
Previous FY '21 - '22 balance 122
FY '21 - '22 total to date 133

Amendments for FY '20 - '21 112

ITEM NO. D-11
STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, Administrator
Homestead Services Division

FROM: Ross K. Kapeliela, Acting ODO Supervisor
Homestead Services Division

SUBJECT: Approval to Issue a Non-Exclusive License for Rooftop
Photovoltaic Systems for Certain Lessees

RECOMMENDED MOTION/ACTION

To approve the issuance of a non-exclusive license to allow the Permittee to provide adequate services related to the installation, maintenance, and operation of a photovoltaic system on the premises leased by the respective Lessees.

The non-exclusive license is necessary as the Lessee cannot issue his/her own licenses.

DISCUSSION

Six (6) non-exclusive licenses.

1. Lessee: Jeremy Kalima
   Res. Lease No.: 9106
   Lot No., Area, Island: 48, Waiakea, Hawaii
   Permittee: Sunrun Installation Services, Inc.

2. Lessee: Ruth L. Kaopuiki
   Res. Lease No.: 11907
   Lot No., Area, Island: 17238, Kaupea, Oahu
   Permittee: Sunrun Installation Services, Inc.

ITEM NO. D-12
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<th>Lessee:</th>
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<tr>
<td>3.</td>
<td>Res. Lease No.:</td>
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<td>Lot No., Area, Island:</td>
<td>40, Kekaha, Kauai</td>
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<td>Permittee:</td>
<td>Sunrun Installation Services, Inc.</td>
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<td>4.</td>
<td>Lessee:</td>
<td>Benjamin Mendez, III</td>
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<td>Res. Lease No.:</td>
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<td>Lot No., Area, Island:</td>
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<td>Permittee:</td>
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<td>5.</td>
<td>Lessee:</td>
<td>Clarence K. Solomon</td>
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<td>Res. Lease No.:</td>
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<td>Lot No., Area, Island:</td>
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<td>Permittee:</td>
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<td>6.</td>
<td>Lessee:</td>
<td>Sasha I. Tabon</td>
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<td>Res. Lease No.:</td>
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<td>Lot No., Area, Island:</td>
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<td>Permittee:</td>
<td>Sunrun Installation Services, Inc.</td>
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<th>Non-Exclusive License for the Month of June '22</th>
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<td>Previous FY '21 - '22 balance</td>
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<td>FY '21 - '22 total to date</td>
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<td>54</td>
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|                           | Non-Exclusive License for FY '20 - '21        | 64 |

ITEM NO. D-12
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator
Homestead Services Division

FROM: Ross K. Kapeliela, Acting District Supervisor
Oahu District Office
Homestead Services Division

SUBJECT: Commission Designation of Successor -
ELAINE K. KONO, Residential Lease No. 9583,
Lot No. 88, KALAWAHINE, Oahu

RECOMMENDED MOTION/ACTION

1. To approve the designations of Keone Kaiponohealani Papaia (Keone) and Wendell Bryan Kalaniniuiokaupo Young (Wendell) as tenants-in-common successors to Residential Lease No. 9583, Lot No. 88, Kauluokahai, Oahu (Lease), for the remaining term of the Lease;

2. To approve and accept that Keone and Wendell are of no less than the required 50% Hawaiian ancestry and are therefore qualified successors pursuant to Section 209 of the Hawaiian Homes Commission Act, 1920, as amended;

3. To stipulate that Keone’s and Wendell’s successorship rights and interest in the Lease do not vest until Keone and Wendell have signed that: (i) Transfer Through Successorship of Lease; (ii) Lease Addendum; and such necessary and appropriate instruments; and that if Keone and Wendell do not sign all such documents on or before August 31, 2022 (the Deadline), that the Commission’s selection of Keone and Wendell as a tenants-in-common successors is automatically revoked;

4. To authorize the Department to extend the Deadline up to 60 days for good cause; and

5. To declare that if Keone’s and Wendell’s selection as tenants-in-common successors is revoked; then under

ITEM NO. D-13
Section 209(a) of the Hawaiian Homes Commission Act, 1920, as amended, "...the land subject to the lease shall resume its status as unleased Hawaiian home lands and the department is authorized to lease the land to a native Hawaiian as provided by the Act;"

**DISCUSSION**

Elaine K. Kono (Decedent) received the lease by way of Transfer Through Successorship dated April 24, 2002.

On January 30, 2006, the Decedent designated her brother, Donna K. Kualii as successor to her lease interest; however, he passed away on August 19, 2016.

On April 25, 2020, the Decedent passed away without naming another qualified successor and the Department subsequently received her death certificate on June 1, 2020.

Pursuant to Administrative Rule 10-3-63, the Department published legal notices in the Honolulu Star-Advertiser, the Hawaii Tribune Herald, the West Hawaii Today, The Maui News, and The Garden Island newspapers on December 6, 13, 20, and 27, 2021, to notify all interested, eligible and qualified heirs of the Decedent to submit their successorship claims to the Lease.

The Department received two successorship claims from the Decedent’s nephews, Keone and Wendell who have been determined to be of at least 50% Hawaiian ancestry and eligible for successorship to the Lease. Keone is the son of the Decedent’s sister and Wendell is the son of the Decedent’s deceased husband’s sister.

Pursuant to Section 209 of the Hawaiian Homes Commission Act of 1920, as amended (Act), when a lessee fails to designate a successor, the commission is authorized to terminate this lease or to continue the lease by designating a successor. Section 209 states in part that the department may select from only the following qualified relatives of the decedent:

1. Husband or wife; or

2. If there is no husband or wife, then the children; or

3. If there is no husband, wife, or child, then the grandchildren; or
4. If there is no husband, wife, child, or grandchild, then the brothers or sisters; or

5. If there is no husband, wife, child, grandchild, brother, or sister, then from the following relatives of the lessee who are native Hawaiian: father and mother, widows or widowers of the children, widows or widowers of the brothers and sisters, or nieces and nephews.

Improvements to the homestead lot consist of a 3-bedroom, 2-bath, single family dwelling, which was constructed in 2000.

There was an outstanding mortgage with American Savings Bank dated September 7, 2007, which was subsequently assigned to the Department of Hawaiian Home Lands (DHHL) on or about May 29, 2019. The outstanding loan balance is $189,532 and there is also a balance of $14,122 for deferred interest. Keone and Wendell have been apprised of the outstanding DHHL debts.

The lease rent account reports a credit balance of $76 and the real property taxes are in arrears approximating $329.

The Department requests approval of its recommendation.
HAWAIIAN HOMES COMMISSION
JUNE 20 & 21, 2022
FACE-TO-FACE &
INTERACTIVE CONFERENCE
TECHNOLOGY

F – ITEMS
LAND MANAGEMENT DIVISION
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20-21, 2022

To: Chairman and Members, Hawaiian Homes Commission

From: Peter “Kahana” Albinio, Jr., Acting Administrator
Land Management Division

Subject: Approval to Amendment of General Lease No. 290, Kapolei Community
Development Corp. (KCDC), East Kapolei, Oahu, TMK (1) 91151002

RECOMMENDED MOTION/ACTION

That the Hawaiian Homes Commission (HHC) grant its approval to the following:

To amend General Lease No. 290 as follows:

1. Delete Article One, Section 3, titled Progress Evaluation, as amended by Section 2 of
the Fourth Amendment, which reads in its entirety as follows:

“During the term of the General Lease, LESSEE shall cause Sublessee to make
significant progress toward completion of LESSEE’s economic development
(self-sustaining) component. By virtue of this Amendment, this time frame is extended to
May 16, 2023. Failure to meet any milestone by May 16, 2023, or an otherwise negative
evaluation of LESSEE’s project may be grounds for early termination of the General
Lease. The milestones that must be met in reference to the commencement date of this
General Lease are as follows:

1) Complete HRS Chapter 343 compliance.
2) Grub, clear and maintain entire Premises.
3) Submit preliminary development plan for review and comment.
4) Initiate design for all backbone infrastructures - access roads, water
meter, water lines, waste water system, drainage and utilities connection.
5) Submit development plans for review and approval.
6) Application of all required permits for the development of the portions
of the project described in item 7 below. LESSEE shall seek and secure
all approvals and permits which may be required from any
governmental authority having jurisdiction. LESSEE shall bear all costs
and expenses of obtaining the necessary approvals and permits.

Item No. F-1
7) Substantially complete the work detailed in the plans referenced in the LESSOR approval letters attached hereto as Exhibit "B".

LESSOR acknowledges that with respect to the foregoing obligations set forth in Article One, Section 3, LESSEE has caused Sublessee to satisfy conditions (1)-(3), as of the date of this Amendment. LESSOR further acknowledges that (i) in connection with condition (5), LESSOR has reviewed and approved the development plans attached hereto as Exhibit “A”, and (ii) in connection with conditions (4) and (6), LESSOR has reviewed and approved the development and construction plans for the project’s common elements including the utility infrastructure and roads referenced in condition (4) and building improvement plans for Units 1, 2, and 5 as detailed in the LESSOR approval letters attached hereto as Exhibit "B".

2. Insert new Article One, Section 3, titled Progress Evaluation, to read as follows:

“During the term of the General Lease, LESSEE shall cause Sublessee to make significant progress toward completion of LESSEE’s economic development (self-sustaining) component. By virtue of this Amendment, this timeframe is extended to May 16, 2024. Failure to meet any milestone by May 16, 2024, or an otherwise negative evaluation of LESSEE’s project may be grounds for early termination of the General Lease. The milestones that must be met in reference to the commencement date of this General Lease are as follows:

1) Complete HRS Chapter 343 compliance.
2) Grub, clear and maintain entire Premises.
3) Submit preliminary development plan for review and comment.
4) Initiate design for all backbone infrastructures - access roads, water meter, water lines, wastewater system, drainage and utilities connection.
5) Submit development plans for review and approval.
6) Application of all required permits for the development of the portions of the project described in item 7 below. LESSEE shall seek and secure all approvals and permits which may be required from any governmental authority having jurisdiction. LESSEE shall bear all costs and expenses of obtaining the necessary approvals and permits.
7) Substantially complete the work detailed in the plans referenced in the LESSOR approval letters attached hereto as Exhibit "B".

LESSOR acknowledges that with respect to the foregoing obligations set forth in Article One, Section 3, LESSEE has caused Sublessee to satisfy conditions (1)-(3), as of the date of this Amendment. LESSOR further acknowledges that (i) in connection with condition (5), LESSOR has reviewed and approved the development plans attached hereto as Exhibit “A”, and (ii) in connection with conditions (4) and (6),
LESSOR has reviewed and approved the development and construction plans for the project’s common elements including the utility infrastructure and roads referenced in condition (4) and building improvement plans for Units 1, 2, and 5 as detailed in the LESSOR approval letters attached hereto as Exhibit "B."

3. LESSOR and Sublessee signed and delivered that certain Indemnity Agreement dated as of May 3, 2022 (the “Indemnity Agreement”), in favor of CHICAGO TITLE INSURANCE COMPANY, a Florida corporation, and TITLE GUARANTY OF HAWAII, LLC., a Hawaii limited liability company, acting as its policy-issuing agent (collectively “Title Company”), a copy of which is attached hereto as Exhibit C and made a part hereof. LESSOR hereby acknowledges for the benefit of Sublessee and its tenants and their respective successors and assigns that the Access Rights ("Access Rights") which are the subject of the Grant of Limited Vehicle Access Rights and Endorsement (described and/or defined in the Indemnity Agreement) are critical and necessary for the development and operation of the shopping center that is to be constructed, and therefore LESSOR hereby covenants and agrees for the benefit of Sublessee and its tenants and their respective successors and assigns as follows:

(1) to pursue expeditiously the filing and processing of the Land Court petition described in the Indemnity Agreement and obtain a Land Court Order amending Land Court Map 1460 or issuing a new Map to show permissible access from the Premises directly to and from Kualakai Parkway and noting the Land Court Order on TCT No. 830,719 (and any other subsequently issued transfer certificates of title);

(2) to record the Grant of Limited Vehicle Access Rights as soon as possible thereafter in the Land Court; and

(3) that it will not take any action or make any omission that would revoke, modify, or otherwise alter the Access Rights.

4. The Chairman of the Hawaiian Homes Commission may set forth other terms and conditions deemed prudent and necessary; however, any request for further extensions of time shall require approval from the Hawaiian Homes Commission;

5. The Amendment to Lease document shall be subject to the review and approval of the State of Hawaii Department of Attorney General; and

6. Except as amended herein, all of the terms, covenants, conditions and provisions of General Lease No. 290 shall remain in full force and effect and shall be binding upon the parties hereto.

DISCUSSION

The Hawaiian Homes Commission, at its regular monthly meeting of July 20, 2010, approved the issuance of a General Lease No. 290 to Kapolei Community Development Corporation to use a portion of Hawaiian home lands in Kapolei for the purpose of facilitating an economic development venture by subleasing the parcel to a private developer whereby the rental revenue received would be used to support its community project, the Cultural Heritage Center that
would encompass a community center, and social service facilities to provide services benefitting the Department of Hawaiian Home Lands (DHHL) or native Hawaiians residing in the Kapolei region and the broader West O‘ahu area. General Lease No. 290 was issued to Kapolei Community Development Corp. (KCDC) for a term of sixty-five (65) years effectively commencing on May 17, 2011.

A First Amendment to General Lease No. 290, fully executed as of June 25, 2012, is filed with the Department of Hawaiian Home Lands but is not recorded with the Bureau of Conveyances of the State of Hawaii. The subject amendment provides LESSEE an opportunity to explore some alternative residential opportunities that may be feasible and prudent for native Hawaiian beneficiaries of the Hawaiian Home Lands Trust.

A Second Amendment to General Lease No. 290, fully executed as of June 27, 2018, is filed with the Department of Hawaiian Home Lands but is not recorded with the Bureau of Conveyances of the State of Hawaii. The subject amendment provided LESSEE an opportunity to facilitate its intent to develop the demised premises into a shopping center called the Ho‘omaka Market Place (the “Shopping Center”), which development will fulfill certain of Lessee’s obligations under the Lease.

A Third Amendment to General Lease No. 290, fully executed as of November 6, 2020, is filed with the Department of Hawaiian Home Lands but is not recorded with the Bureau of Conveyances of the State of Hawaii. The subject amendment provided LESSEE an opportunity to facilitate its access and utility rights over Kekahili Street and address unforeseen permitting delays and other delays caused by the COVID-19 pandemic.

A Fourth Amendment to General Lease No. 290, fully executed as of August 4, 2021, is filed with the Department of Hawaiian Home Lands but is not recorded with the State of Hawaii, Bureau of Conveyances. The subject amendment provided LESSEE with the opportunity to extend the project’s completion date to May 16, 2023.

Due to continued unforeseen permitting delays and other delays caused by the COVID-19 pandemic the Fifth Amendment (attached hereto as Exhibit “A”) as proposed again provides the LESSEE with the opportunity to facilitate the completion of the project.

The following pertinent information on GL No. 290 are as follows:

<table>
<thead>
<tr>
<th>General Lessee:</th>
<th>Kapolei Community Development Corporation, a Hawaii 501(c)(3) non-profit corporation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Location:</td>
<td>Kapolei, Island of O‘ahu</td>
</tr>
<tr>
<td>TMK No./Land Area:</td>
<td>(1) 91151002 / 4.992 Acre (217,452 sq.ft.)</td>
</tr>
<tr>
<td>Land Area:</td>
<td>4.992 Acre (217,452 sq.ft.)</td>
</tr>
<tr>
<td>Term:</td>
<td>Sixty-five (65) years; 05/17/2011 – 05/16/2076</td>
</tr>
</tbody>
</table>
June 2022

Annual Rent:

- Yrs. 1 – 10 – 5/17/2023 – 5/16/2033 = $104,000
- Yrs. 11 – 15 – 5/17/2033 – 5/16/2038 = $114,400
- Yrs. 16 – 20 – 5/17/2038 – 5/16/2043 = $138,440

Annual Rent for 10 yr. option periods thereafter shall be determined by Fair Market Value.

Zoning Designation: Commercial Mixed Use (BMX3)

On behalf of the Kapolei Community Development Corporation, its President Scott Abrigo is requesting support from the Hawaiian Homes Commission on granting approval for a Fifth Amendment to General Lease No. 290 (See Exhibit “A”) as proposed.

In summary, if the amendment as proposed is approved, the project timeline would be reset accordingly and construction development will continue through completion.

RECOMMENDATION

Land Management Division respectfully request approval of the motion/action as stated.
Exhibit "A"
Agenda Item No. F-1
STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOMELANDS

FIFTH AMENDMENT TO GENERAL LEASE NO. 290

THIS FIFTH AMENDMENT TO GENERAL LEASE NO. 290 (this “Amendment”), is made this day of __________, 2022, by and between the STATE OF HAWAII, by its DEPARTMENT OF HAWAIIAN HOMELANDS, whose principal place of business is 91-5420 Kapolei Parkway, Kapolei, Hawaii, and whose mailing address is P.O. Box 1879, Honolulu, Hawaii 96805, hereinafter “LESSOR,” and KAPOLEI COMMUNITY DEVELOPMENT CORPORATION, a Hawaii Non-Profit 501(c)(3) Corporation, hereinafter “LESSEE,” whose mailing and business address is P.O. Box 700911, Kapolei, Hawaii 96709, collectively the “PARTIES”;

WITNESSETH:

WHEREAS, by that certain unrecorded Lease dated May 3, 2011 and effective May 17, 2011 (as amended, the “Lease”), LESSOR leased to LESSEE, and LESSEE leased from LESSOR, the premises located at Kapolei, Island of Oahu, City and County of Honolulu, Tax Map Key No. (1) 9-1-151:002, comprising 4.992 acres, more or less of Hawaiian Home Lands, as more particularly described therein (the “Premises”);

WHEREAS, by that First Amendment to General Lease No. 290 dated June 25, 2012, that Second Amendment to General Lease No. 290 dated June 27, 2018, that Third Amendment to General Lease No. 290 dated November 6, 2020, and that Fourth Amendment to General Lease No. 290 dated August 4, 2021 (the “Fourth Amendment”), LESSOR and LESSEE amended said Lease;

WHEREAS, a Memorandum of Lease and Agreement of the Lease effective as of May 17, 2011, is recorded in the Office of the Assistant Registrar, Land Court of the State of Hawaii (the “Land Court”) as Document T-11623359 and noted on Certificate of Title 830,719;

WHEREAS, LESSEE, as Sublessor, subleased the Premises to KZ Companies , LLC (“KZC”) pursuant to that certain Ground Sublease dated June 6, 2017, as amended by that certain unrecorded First Amendment to Ground Sublease dated as of February 28, 2019, that certain unrecorded Second Amendment to Ground Sublease dated as of June 11, 2020, that certain unrecorded letter agreement dated January 18, 2021, that certain unrecorded Third Amendment to Ground Sublease dated as of March 6, 2021, those certain unrecorded letter agreements dated December 10, 2021, and March 15, 2022, and that certain unrecorded Fourth Amendment to Ground Sublease dated as of __________, 2022 (as amended, the “Sublease”); KZC assigned the sublessee’s interest in the Ground Sublease to HO’OMAKA MARKETPLACE LP, a Hawaii limited partnership (“Sublessee”) pursuant to that certain unrecorded Assignment of Sublease dated September 25, 2019; a Memorandum of Ground Sublease and Agreement effective as of June 6, 2017, is recorded in the Land Court as

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WHEREAS, Sublessee intends to develop the Premises into a shopping center called Ho’omaka Marketplace (the “Shopping Center”), which development will fulfill certain of LESSEE’S obligations under the Lease;

WHEREAS, in order to facilitate Sublessee’s development of the Premises, LESSOR and LESSEE desire to further amend the Lease as more fully set forth herein;

NOW THEREFORE, for and in consideration of the foregoing and mutual covenants, terms and conditions hereinafter provided, the PARTIES, for and on behalf of themselves, their successors and assigns, do hereby agree to amend General Lease No. 290 as follows:

1) Delete Article One, Section 3, titled Progress Evaluation, as amended by Section 2 of the Fourth Amendment, which reads in its entirety as follows:

“During the term of the General Lease, LESSEE shall cause Sublessee to make significant progress toward completion of LESSEE’s economic development (self-sustaining) component. By virtue of this Amendment, this time frame is extended to May 16, 2023. Failure to meet any milestone by May 16, 2023 or an otherwise negative evaluation of LESSEE’s project may be grounds for early termination of the General Lease. The milestones that must be met in reference to the commencement date of this General Lease are as follows:

1) Complete HRS Chapter 343 compliance.
2) Grub, clear and maintain entire Premises.
3) Submit preliminary development plan for review and comment.
4) Initiate design for all backbone infrastructures - access roads, water meter, water lines, waste water system, drainage and utilities connection.
5) Submit development plans for review and approval.
6) Application of all required permits for the development of the portions of the project described in item 7 below. LESSEE shall seek and secure all approvals and permits which may be required from any governmental authority having jurisdiction. LESSEE shall bear all costs and expenses of obtaining the necessary approvals and permits.
7) Substantially complete the work detailed in the plans referenced in the LESSOR approval letters attached hereto as Exhibit "B".

2
LESSOR acknowledges that with respect to the foregoing obligations set forth in Article One, Section 3, LESSEE has caused Sublessee to satisfy conditions (1)-(3), as of the date of this Amendment. LESSOR further acknowledges that (i) in connection with condition (5), LESSOR has reviewed and approved the development plans attached hereto as Exhibit “A”, and (ii) in connection with conditions (4) and (6), LESSOR has reviewed and approved the development and construction plans for the project’s common elements including the utility infrastructure and roads referenced in condition (4) and building improvement plans for Units 1, 2, and 5 as detailed in the LESSOR approval letters attached hereto as Exhibit "B".

2) Insert new Article One, Section 3, titled Progress Evaluation, to read as follows:

“During the term of the General Lease, LESSEE shall cause Sublessee to make significant progress toward completion of LESSEE’s economic development (self-sustaining) component. By virtue of this Amendment, this time frame is extended to May 16, 2024. Failure to meet any milestone by May 16, 2024 or an otherwise negative evaluation of LESSEE’s project may be grounds for early termination of the General Lease. The milestones that must be met in reference to the commencement date of this General Lease are as follows:

1) Complete HRS Chapter 343 compliance.
2) Grub, clear and maintain entire Premises.
3) Submit preliminary development plan for review and comment.
4) Initiate design for all backbone infrastructures - access roads, water meter, water lines, waste water system, drainage and utilities connection.
5) Submit development plans for review and approval.
6) Application of all required permits for the development of the portions of the project described in item 7 below. LESSEE shall seek and secure all approvals and permits which may be required from any governmental authority having jurisdiction. LESSEE shall bear all costs and expenses of obtaining the necessary approvals and permits.
7) Substantially complete the work detailed in the plans referenced in the LESSOR approval letters attached hereto as Exhibit "B".

LESSOR acknowledges that with respect to the foregoing obligations set forth in Article One, Section 3, LESSEE has caused Sublessee to satisfy conditions (1)-(3), as of the date of this Amendment. LESSOR further acknowledges that (i) in connection with condition (5), LESSOR has reviewed and approved the development plans attached hereto as Exhibit “A”, and (ii) in connection with conditions (4) and (6), LESSOR has reviewed and approved the development and construction plans for the project’s common elements including the utility infrastructure and roads referenced in condition (4) and building improvement plans for Units 1, 2, and 5 as detailed in the LESSOR approval letters attached hereto as Exhibit "B".”
LESSOR and Sublessee signed and delivered that certain Indemnity Agreement dated as of May 3, 2022 (the “Indemnity Agreement”), in favor of CHICAGO TITLE INSURANCE COMPANY, a Florida corporation, and TITLE GUARANTY OF HAWAII, LLC., a Hawaii limited liability company, acting as its policy-issuing agent (collectively “Title Company”), a copy of which is attached hereto as Exhibit C and made a part hereof. LESSOR hereby acknowledges for the benefit of Sublessee and its tenants and their respective successors and assigns that the Access Rights (“Access Rights”) which are the subject of the Grant of Limited Vehicle Access Rights and Endorsement (described and/or defined in the Indemnity Agreement) are critical and necessary for the development and operation of the shopping center that is to be constructed, and therefore LESSOR hereby covenants and agrees for the benefit of Sublessee and its tenants and their respective successors and assigns as follows:

1) to pursue expeditiously the filing and processing of the Land Court petition described in the Indemnity Agreement and obtain a Land Court Order amending Land Court Map 1460 or issuing a new Map to show permissible access from the Premises directly to and from Kualakai Parkway and noting the Land Court Order on TCT No. 830,719 (and any other subsequently issued transfer certificates of title);

2) to record the Grant of Limited Vehicle Access Rights as soon as possible thereafter in the Land Court; and

3) that it will not take any action or make any omission that would revoke, modify, or otherwise alter the Access Rights.

4) Except as amended herein, all of the terms, covenants, conditions and provisions of General Lease No. 290 shall remain in full force and effect and shall be binding upon the parties hereto.

[The Remainder of Page is Intentionally Left Blank; Signature Page Follows.]
IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed as of the day and year first above written.

APPROVED BY THE HHC
AT ITS MEETING HELD ON
____________________, 2022

APPROVED AS TO FORM:

____________
Deputy Attorney General
State of Hawaii

State of Hawaii
DEPARTMENT OF HAWAIIAN HOME LANDS

By
William J. Aila, Jr,
Chairman
Hawaiian Homes Commission

LESSOR

KAPOLEI COMMUNITY DEVELOPMENT CORPORATION,
a Hawaii 501(c)(3) Non-Profit Corporation

By
Scott A. Abrigo
Its President

LESSEE
On __________, 2022, in the First Circuit, State of Hawaii, before me appeared WILLIAM J. AILA, JR., to me personally known, who, being by me duly sworn or affirmed, did say that he is the CHAIRMAN of the HAWAIIAN HOMES COMMISSION, and the person who executed the foregoing instrument identified or described as FIFTH AMENDMENT TO GENERAL LEASE NO. 290, as the free act and deed of such person, and if applicable, in the capacity shown, having been duly authorized to execute such instrument in such capacity.

The foregoing instrument is undated, and contained _______ (__) pages at the time of this acknowledgment/certification.

_______________________________________
Print Name:
Notary Public, State of Hawaii
My commission expires: ________________
On __________, 2022, in the First Circuit, State of Hawaii, before me appeared SCOTT A. ABRIGO, to me personally known, who, being by me duly sworn or affirmed, did say that such person is the President of Kapolei Community Development Corporation, a Hawaii 501(c)(3) Non-Profit Corporation, and the person executed the foregoing instrument identified or described in this FIFTH AMENDMENT TO GENERAL LEASE NO. 290, as the free act and deed of such person, and if applicable, in the capacity shown, having been duly authorized to execute such instrument in such capacity.

The foregoing instrument is undated, and contained _______ (__) pages at the time of this acknowledgment/certification.

_______________________________________
Print Name:
Notary Public, State of Hawaii
My commission expires: ____________________
VIA EMAIL: president@kapoleiharitage.org

Kapolei Community Development Corporation
ATTN: Mr. Scott Abrigo, President
P. O. Box 700911
Kapolei, Hawaii 96709

Dear Mr. Abrigo:

Subject: Consent to Respective “Ho’omaka Place” Tenant Improvements, General Lease No. 290, Kapolei Community Development Corporation (“KCDC”), Kapolei, Island of O‘ahu, TMK 191151002

The Department of Hawaiian Home Lands (DHHL) is pleased to inform you that it acknowledges receipt and review of the referenced improvement plan as submitted by permit processing consultant, Mr. Corey Schmidt, of Bureau Veritas, on behalf of its client KZ Companies (“Sublessee/Developer”). Enclosed herewith for record and filing are Building Permit Applications Nos. A2019-11-0023 and A2019-11-0450 signed by DHHL respectively on November 13, 2019.

Please be advised, although the referenced Building Permit Applications have been signed, DHHL has yet to receive documentation that provides the Department of Transportation’s ("DOT") final approval on KZ’s proposed access from North/South Road (“Kualakai”) to its Ho’omaka site. Therefore, as a courtesy reminder please provide proper DOT documentation that addresses the access subject matter (positive or negative) for our record and filing.

Should there be any questions, please do not hesitate to contact me directly at 808.620.9451 or by email at peter.k.albinio.jr@hawai.gov.

Aloha,

Kahana Albinio
Peter “Kahana” Albinio, Jr.,
Acting Administrator
Land Management Division

Enc.

C: Mark Zimmerman (via email: mzk@kepanuku.com)
Corey Schmidt (Corey.schmidt@ubureauveritas.com)
EXHIBIT “B”

DEPARTMENT OF PLANNING AND PERMITTING
CITY AND COUNTY OF HONOLULU
890 SOUTH KING STREET • HONOLULU, HAWAII 96813

BUILDING PERMIT APPLICATION
A2019-11-0023
(Third Party Review)

LOCATION
N 1 151 002
217,452 Sq. Ft.

PROJECT
(TMK: 91151002) "Temp. Address" // Ho'omaka Marketplace - Site Work Including (but not limited to) Parking, Signage Structures, Electric Work, Landscaping, Grading & Driveways (Third Party Review)

APPLICANT
Keely Leavell

PLANS

Proposed Uses
Site Work

Estimated Value of Work $940,000

APPLICATION

HOTOMAKA MARKETPLACE, LTD

PLAN MAKER
BENZIE, Willian A

Contact Info: (808) 923-3662

Li No: 0000001

LEE BENEDICT
Contact Info: None

Li No: E0004

CHARLES A CARLSON
Contact Info: None

Li No: PK0401

KEVAN T ODON
Contact Info: None

Li No: PK0407

GENERAL CONTRACTOR

ELECTRICAL CONTRACTOR

PLUMBING CONTRACTOR

NAME

Contact Info: None

Li No

TYPE OF WORK

Electrical Work Y

Other Work

Electrical Phases

RIGHT OF WAY WORK
Driveway: New X

PROF

Embankment: New Y

Driveway Types: Complete

Gutter Types: Linear Pt. of Embankment

Linear Pt. of Driveway

Please notify thru office at least 24 hours before starting work. Phone: 766-6437

SEWAGE

George Oעו

Self Storage: Type

RETROFIT

Shawver to be replaced

Major Occupancy Group

Type of Construction

Plastic Area (sq. ft.)

Minimum
to Ceiling

No of Stories

Floor Area (sq. ft.)

Active

Terrain

Number

Notes

C.O. Required

Delete

Residential Use

Residential Use

Notes

ZONING AND LUID DATA

TMA: 91151002

Development Phases

DWA

Floor: 1

Height Limit: 36'

Defining Line: X

Parking Requirements: 1 P/L per Net Residential Dwelling

Use: Dwelling

Development: No

Non-Dwelling: No

Other Uses: No

Stakes and Use: None

Zoning: Single Family

Remarks: 2913A0VHD0UG exempt, Over 60% ACR Exempted, Over 60% ACR Exempted

NOTES

APPROVALS REQUIRED FROM

BWS

Engineering

Traffic

SWQR

Other Agencies

State - Hawai‘i Home Lands

Final Print Date: Tuesday, November 5, 2019 - 12:13 am

Page 2 of 2

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EXHIBIT “B”

DEPARTMENT OF PLANNING AND PERMITTING
CITY AND COUNTY OF HONOLULU
Post Road & Kamehameha Avenue (South) - HONOLULU, HAWAII (808) 11-0112
Phone: 808-548-4888  Fax: 808-548-4889

BUILDING PERMIT APPLICATION
(Third Party Review) 077220064-002

LOCATION

9 1 151 002
217,462 Sq. Ft.

REVISED PRINT

PROJECT
(TM# 91151002) [TM# 81016142] Longs Drugs (CVS Storo No. 10987) - New Retail
Building [THIRD-PARTY REVIEW]

APPLICANT

K2 GROUP, L.P.

OWNER

PIONEER, LTD.

PLANNING CONTRACTOR

WILLIAM G. MOREY

ELECTRICAL CONTRACTOR

WILLIAM A. MOORE

TYPE OF WORK

Air Conditioning Y

New Building Y

Air Conditioning Y

New Building Y

Fire Alarm Y

Plumbing Y

RIGHT OF WAY WORK

Concrete Y

Existing Y

Plumbing Y

Concrete Y

Existing Y

SEWER

Storm Pipe Y

Drainage Y

REPAIRS

Plumbing.Permit Required

Exhibit "B"
Page 4 of 12

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EXHIBIT "B"

DEPARTMENT OF PLANNING AND PERMITTING
CITY AND COUNTY OF HONOLULU
180 SOUTH KING STREET - HONOLULU, HAWAII 96813
Phone: (808) 184-6221 · Fax: (808) 756-6511

BUILDING PERMIT APPLICATION
A2019-11-0450 (Third Party Review) 077220064-002

Agreement by the Department of Planning and Permitting does not signify compliance with the Covenant, Conditions and Restrictions or other design and construction requirements administered and enforced by the Homeowners Association.

Electrical and Plumbing work to be done by licensed persons and regulated under Chapter 485B, Hawaii Revised Statutes.

This permit may be revoked if work is not started within 90 days of the date of issuance or if work is unauthorized or abandoned for 120 days.

DATE CREATED: 11/07/2019

Staff Assignment: Third Party Reviewer

Exhibit "B"
Page 5 of 12
EXHIBIT "B"

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
P. O. BOX 377
HONOLULU, HAWAII 96816

June 1, 2020

Via Electronic Mail: president@kapoleiheritage.org

Kapolei Community Development Corporation
ATTN: Mr. Scott Abrego, President
P. O. Box 700911
Kapolei, Hawaii 96709

Dear Mr. Abrego:

Subject: Consent to New Chick-Fil-A Restaurant Tenant Improvement Plan, General Lease No. 280, Kapolei Community Development Corporation ("KCDC"), Kapolei, Island of Oahu, TMK 191151002

The Department of Hawaiian Home Lands (DHHL) is pleased to inform you that it acknowledges receipt and review of the subject new plan improvement as submitted by respective tenant. Enclosed herewith are the respective Building Permit Applications signed by DHHL on May 29, 2020 and approved by the Chairman of the Hawaiian Homes Commission on June 1, 2020:

- Building Permit Application No. A2020-03-0773; Chick-Fil-A New Bldg – 1 Story Restaurant
- Building Permit Application No. A2020-03-0838; Chick-Fil-A Various Site Work

You may proceed to commence with the work as proposed and described and apply for the necessary permits. Please be advised that our Land Development Division engineers notes that no exceptions were taken to the building plans, and further that the plans were not reviewed for compliance with building codes or constructability. Therefore, please advise your respective engineers that all work shall be in strict and full compliance with any and all applicable county, state, and federal guidelines, and building codes.

If you have any questions or need further clarification you can contact me directly at 808.620.9451 or email peter.k.albinio.jr@hawaii.gov.

Aloha,

Peter Kahama Albinio, Jr.
Acting Administrator
Land Management Division

cc: Mark Zimmerman (via email mz@kzcompanies.com)

Exhibit "B"
Page 6 of 12
Building Permit Application

Location: Contact Info

General Contractor: Electrical Contractor: Plumbing Contractor:

Type of Work:
- Electrical Work: Y
- New Building: Y
- Pre Alarm: Y
- Plumbing Work: Y

Right of Way Work:
- Included

Seismic Design Type:
- Seismic Design Method:

Retreat:
- Yes

Special Inspections:
- Fire Suppression System
- Any other Special Inspections

Zoning and UDO Data:

Approvals Required From:
- BWS
- Westminster

Notes:

This permit may be revoked if work is not started within 90 days of license issuance or if work is suspended or abandoned for 30 days.

Exhibit "B"
Page 7 of 12
EXHIBIT “B”

DEPARTMENT OF PLANNING AND PERMITTING
CITY AND COUNTY OF HONOLULU
WAIKIKI SEAL CENTER - 485 LIMA STREET
Phone: (808) 768-4071  Fax: (808) 768-5557

BUILDING PERMIT APPLICATION
A2020-03-0773  (Third Party Review)  080264345-002

Exhibit "B"
Page 8 of 12
December 28, 2020

Via Electronic Mail: president@kapoleiheritage.org

Kapolei Community Development Corporation
ATTN: Mr. Scott Abrego, President
P. O. Box 709911
Kapolei, Hawaii 96709

Dear Mr. Abrego,

Subject: Consent to New 7-Eleven Store No. 54297 Tenant Improvement Plan, General Lease No. 290, Kapolei Community Development Corporation ("KCDC"), Kapolei, Island of O'ahu, TMK 191151002

The Department of Hawaiian Home Lands (DHHL) is pleased to inform you that it acknowledges receipt and review of the subject new plan improvement as submitted by respective tenant. Enclosed herewith is the respective Building Permit Application signed by DHHL on November 24, 2020 and approved by the Chairman of the Hawaiian Homes Commission on December 28, 2020:

- Building Permit Application No. A2020-09-0130; New 7-Eleven Store No. 54297

You may proceed to commence with the work as proposed and described and apply for the necessary permits. Please be advised that our Land Development Division engineers notes that no exceptions were taken to the building plans, and further that the plans were not reviewed for compliance with building codes or constructability. Therefore, please advise your respective engineers that all work shall be in strict and full compliance with any and all applicable county, state, and federal guidelines, and building codes.

If you have any questions or need further clarification you can contact me directly at 808.620.9451 or email peter.k.albinio.jr@hawaii.gov.

Aloha,

Peter Karahan Albinio, Jr.,
Acting Administrator
Land Management Division

Enc.

cc: Palekana Permit, J. Serikawa (via email joni@palekanapermits.com)
Mark Zimmerman (via email: mz@kzcompanies.com)

Exhibit "B"
Page 10 of 12
INDEMNITY AGREEMENT

This Indemnity Agreement ("Agreement") is made by the STATE OF HAWAI‘I DEPARTMENT OF HAWAIIAN HOME LANDS ("DHHL") and HO‘OMAKA MARKETPLACE LP, a Hawai‘i limited partnership ("Ho‘omaka Marketplace", "INDEMNITOR") in favor of CHICAGO TITLE INSURANCE COMPANY, a Florida corporation, and TITLE GUARANTY OF HAWAII, LLC., a Hawaii limited liability company, acting as its policy-issuing agent (collectively "Title Company").

WHEREAS, DHHL is the fee owner of Lot 18698, area 4.992 acres, more or less, as shown on Map 1460, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii with Land Court Application No. 1069 (more particularly described in Exhibit "A" attached hereto)(the "Property"); and

WHEREAS Map 1460 filed in said Office shows a restriction of access rights over the eastern boundary of the Property along Lot 17853 shown on Map 1375 of said Application ("Kualakai Parkway");

WHEREAS, the Property has been submitted to a condominium property regime established by that certain Declaration of Condominium Property Regime for Ho‘omaka Marketplace (the "Project") dated November 6, 2020, recorded in said Office as Document No. T-11629342; and

WHEREAS, Ho‘omaka Marketplace is a sublessee of the units in the Project;

WHEREAS, Ho‘omaka Marketplace will be financing its Sublessee interest in the Project to First Hawaiian Bank; and further subleasing interests in the Project to Longs Drug Stores California, LLC, a California limited liability company, PAR Hawaii, LLC, a Delaware limited liability company, and to Chick-Fil-A, Inc., a Georgia corporation, for which they have requested policies of title insurance ("Title Policies", which term includes future title policies that the Title Company may choose to issue with respect to any interest in the Project) including an endorsement providing coverage for actual access from Kualakai Parkway to the Project, substantially similar to the form of endorsement attached hereto as Exhibit "B" ("Endorsement")]

WHEREAS, the State of Hawai‘i, by and through its Director of Transportation has executed and delivered a Grant of Limited Vehicle Access Rights (Non-Exclusive)(Kualakai Parkway) in favor of DHHL dated November 18, 2021 ("Grant of Limited Access Rights"); however,

WHEREAS, despite diligent efforts, a petition to the Land Court to amend Map 1460 or to issue a new Map showing among other things the partial cancellation of the restriction of vehicular access rights along a portion of the boundary between Lot 18698
and Lot 17853 and to show a Limited Access Area along said boundary, has not yet been granted by the Land Court; and

WHEREAS due to exigent timing circumstances, the parties desire that certain transactions referenced above involving interests in the Project be closed, and that Title Policies including the Endorsement be issued, and the Indemnitees understand that the amount of the Title Policies are not yet determined and may be greater in amount than the amount(s) shown in the caption of this Agreement above;

AND WHEREAS, DHHL and Indemnitor acknowledge that the Title Company is not obligated to issue the Endorsement to the Title Policies (which may also include subsequent title policies affecting an interest in the Project) and that if Title Company chooses to issue such Endorsement it is undertaking an additional risk, but that the issuance of the Endorsement substantially benefits DHHL and the Indemnitee and, therefore, DHHL and Indemnitor are willing to enter into this Agreement to induce the Title Company to issue the Endorsement.

NOW, THEREFORE, in consideration of the issuance of the Endorsement to the Title Policies, DHHL and the Indemnitor covenant and agree:

(1) to pursue expeditiously the filing and processing of the Land Court petition described above and obtain a Land Court Order amending Land Court Map 1460 or issuing a new Map to show permissible access from the Property directly to and from Kualakai Parkway and noting the Land Court Order on TCT No. 830,719 (and any other subsequently issued transfer certificates of title);

(2) to record the Grant of Limited Vehicle Access Rights as soon as possible thereafter in said Office;

(3) DHHL acknowledges that the Access Rights which are the subject of said Grant and Endorsement ("Access Rights") are critical and necessary for the development and operation of the shopping center that is to be constructed, and therefore DHHL agrees it will not take any action or make any omission that would revoke, modify, or otherwise alter the Access Rights;

(4) Indemnitor shall fully protect, defend and save harmless Title Company from any and all loss or damage, claims, suits, administrative proceedings, judgments, costs, reasonable attorneys' fees and expenses of every kind and nature which it may suffer, expend or incur under or by reason, or in consequence of the restriction of access currently shown on Map 1460, including without limitation loss or damage resulting from claims submitted by Insureds under Title Policies issued by Title Company asserting coverage under the Endorsement attached to a Title Policy; and

(5) that the provisions hereof shall extend to and be in force concerning any and all Title Policies which Title Company may hereafter issue which include the Endorsement.
In the event any provision of this Agreement shall be held invalid or unenforceable by any Court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof.

In this Agreement, whenever the context so requires, the singular number includes the plural; and where there is more than one person included as Indemnitor, the provisions and obligations of this Agreement shall be binding on such persons jointly and severally.

The Agreement shall inure to and bind the heirs, devisees, successors and assigns of the parties herein.

This document may be executed in any number of counterparts each of which shall be considered as an original and effective as such when all counterparts are attached. Original signatures shall be provided to the Title Company; however, the parties acknowledge that a signature which is transmitted electronically (e.g., by fax or email) shall be deemed and may be relied upon as an original for all purposes.

IN WITNESS WHEREOF, the Indemnitor has executed this Agreement as of this ________ day of May 3, 2022, 2022.

DHHL:
STATE OF HAWAI'I DEPARTMENT OF HAWAIIAN HOME LANDS

By: ___________________________ Address: ___________________________

Its

APPROVED AS TO FORM:

______________________________

Name:
Deputy Attorney General

INDEMNITOR:

HO’OMAKA MARKETPLACE LP,
a Hawaii limited partnership

By: __________________________________________ Address: ___________________________

Its General Partner
EXHIBIT "A"

UNRECORDED GROUND SUBLEASE

SUBLESSOR :  KAPOLEI COMMUNITY DEVELOPMENT CORPORATION, a
Hawaii nonprofit 501(c)(3) corporation

SUBLESSEE :  KZ COMPANIES, LLC, a California limited
liability company

DATED :  June 6, 2017

TERM :  commencing on June 6, 2017

Above Sublease was amended by unrecorded First Amendment dated
as of February 28, 2019, unrecorded Second Amendment dated as of

The SUBLESSEE'S INTEREST was assigned to HO'OMAKA MARKETPLACE
LP, a Hawaii limited partnership, by unrecorded Assignment of

MEMORANDUM OF GROUND SUBLEASE AND AGREEMENT dated effective as
of June 6, 2017, filed as Land Court Document Nos. T-11629339
through T-11629340.

CONSENT given by STATE OF HAWAII, by its Department of Hawaiian
Home Lands, "Master Ground Lessor", by GROUND SUBLEASE
RECOGNITION AGREEMENT, dated as of November 6, 2020, filed as
Land Court Document No. T-11629341.

Said Sublease, as amended, demising the following described
premises:

ITEM I:

-FIRST:-

The Unit No. 1 (the "Unit") of the Condominium Project
known as "HO'OMAKA MARKETPLACE", as established by that
certain Declaration of Condominium Property Regime for
Ho'omaka Marketplace dated November 6, 2020, filed in the
Office of the Assistant Registrar of the Land Court of the
State of Hawaii on November 3, 2021, as Document No. T-
11629342, and any amendments thereto (the "Declaration"),
and as shown on Condominium Map No. 2511, , and any
amendments thereto (the "Condominium Map").
EXHIBIT "A", CONTINUED

Together with easements appurtenant to said Unit established by and described in the Declaration, including the following:

(A) Nonexclusive easements in the common elements designated for such purposes for ingress to, egress from, utility services for, and support, maintenance and repair of said unit; in the other common elements for use according to their respective purposes, subject always to the exclusive or limited use of the limited common elements as provided in the Declaration, and in all other units and limited common elements of building in which said Unit is located or any adjacent buildings for support; and

(B) an appurtenant nonexclusive easement over, under, across and through Easement 10092, area 841,555 square feet, more or less, for access and utility purposes as more particularly described in, and on the terms and conditions set forth in the Declaration.

-SECOND:-

An undivided 17.70% interest in all common elements of the Project, as established for said Unit by the Declaration, as tenant in common with all other owners from time to time of undivided interests in and to said common elements.

ITEM II:

-FIRST:-

The Unit No. 2 (the "Unit") of the Condominium Project known as "HO'OMAKA MARKETPLACE", as established by that certain Declaration of Condominium Property Regime for Ho'omaka Marketplace dated November 6, 2020, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii on November 3, 2021, as Document No. T-11629342, and any amendments thereto (the "Declaration"), and as shown on Condominium Map No. 2511, and any amendments thereto (the "Condominium Map").
EXHIBIT "A", CONTINUED

Together with easements appurtenant to said Unit established by and described in the Declaration, including the following:

(A) Nonexclusive easements in the common elements designated for such purposes for ingress to, egress from, utility services for, and support, maintenance and repair of said Unit, in the other common elements for use according to their respective purposes, subject always to the exclusive or limited use of the limited common elements as provided in the Declaration, and in all other units and limited common elements of buildings in which said Unit is located or any adjacent buildings for support; and

(B) an appurtenant nonexclusive easement over, under, across and through Easement 10092, area 841,555 square feet, more or less, for access and utility purposes as more particularly described in, and on the terms and conditions set forth in the Declaration.

-SECOND:-

An undivided 17.12% interest in all common elements of the Project, as established for said Unit by the Declaration, as tenant in common with all other owners from time to time of undivided interests in and to said common elements.

ITEM III:

-FIRST:-

The Unit No. 3 (the "Unit") of the Condominium Project known as "HO'OMAKA MARKETPLACE", as established by that certain Declaration of Condominium Property Regime for Ho'omaka Marketplace dated November 6, 2020, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii on November 5, 2021, as Document No. T-11629342, and any amendments thereto (the "Declaration"), and as shown on Condominium Map No. 2511, and any amendments thereto (the "Condominium Map").

Together with easements appurtenant to said Unit established by and described in the Declaration, including the following:
EXHIBIT "A", CONTINUED

(A) Nonexclusive easements in the common elements designated for such purposes for ingress to, egress from, utility services for, and support, maintenance and repair of said Unit; in the other common elements for use according to their respective purposes, subject always to the exclusive or limited use of the limited common elements as provided in the Declaration, and in all other units and limited common elements of building in which said Unit is located or any adjacent buildings for support; and

(B) an appurtenant nonexclusive easement over, under, across and through Easement 10092, area 841.555 square feet, more or less, for access and utility purposes as more particularly described in, and on the terms and conditions set forth in the Declaration.

-SECOND:-

An undivided 9.44% interest in all common elements of the Project, as established for said Unit by the Declaration, as tenant in common with all other owners from time to time of undivided interests in and to said common elements.

ITEM IV:

-FIRST:-

The Unit No. 4 (the "Unit") of the Condominium Project known as "HO'OMAKA MARKETPLACE", as established by that certain Declaration of Condominium Property Regime for Ho'omaka Marketplace dated November 6, 2020, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii on November 3, 2021, as Document No. T-11629342, and any amendments thereto (the "Declaration"), and as shown on Condominium Map No. 2511, , and any amendments thereto (the "Condominium Map").

Together with easements appurtenant to said Unit established by and described in the Declaration, including the following:
EXHIBIT "A", CONTINUED

(A) Nonexclusive easements in the common elements designated for such purposes for ingress to, egress from, utility services for, and support, maintenance and repair of said Unit; in the other common elements for use according to their respective purposes, subject always to the exclusive or limited use of the limited common elements as provided in the Declaration, and in all other units and limited common elements of building in which said Unit is located or any adjacent buildings for support; and

(B) an appurtenant nonexclusive easement over, under, across and through Easement 10092, area 841.555 square feet, more or less, for access and utility purposes as more particularly described in, and on the terms and conditions set forth in the Declaration.

SECOND:--

An undivided 24.28% interest in all common elements of the Project, as established for said Unit by the Declaration, as tenant in common with all other owners from time to time of undivided interests in and to said common elements.

TERM V.

FIRST:--

The Unit No. 5 (the "Unit") of the Condominium Project known as "HO'OMAKA MARKETPLACE", as established by that certain Declaration of Condominium Property Regime for Ho'omaka Marketplace dated November 6, 2020, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii on November 3, 2021, as Document No. T-11629342, and any amendments thereto (the "Declaration"), and as shown on Condominium Map No. 2511, and any amendments thereto (the "Condominium Map").

Together with easements appurtenant to said Unit established by and described in the Declaration, including the following:
EXHIBIT "A", CONTINUED

(A) Nonexclusive easements in the common elements designated for such purposes for ingress to, egress from, utility services for, and support, maintenance and repair of said Unit; in the other common elements for use according to their respective purposes, subject always to the exclusive or limited use of the limited common elements as provided in the Declaration, and in all other units and limited common elements of building in which said unit is located or any adjacent buildings for support; and

(B) an appurtenant nonexclusive easement over, under, across and through Easement 10092, area 841,555 square feet, more or less, for access and utility purposes as more particularly described in, and on the terms and conditions set forth in the Declaration.

-SECOND:-

An undivided 31.46% interest in all common elements of the Project, as established for said Unit by the Declaration, as tenant in common with all other owners from time to time of undivided interests in and to said common elements.

The land upon which said Condominium Project HO'OMAKA MARKETPLACE is located is described as follows:

All of that certain parcel of land situate at Homouliuli, District of Ewa, City and County of Honolulu, State of Hawaii, described as follows:

LOT 18698, area 4.992 acres, more or less, as shown on Map 1460, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii with Land Court Application No. 1069 of the Trustees of the Estate of James Campbell.

Together with a nonexclusive easement over, under, across and through Easement 10092, affecting Roadway Lots 18580, 18581, 18582, 18604, 18700, 18701 and 18702, for access and utility purposes as granted by DECLARATION AND GRANT OF EASEMENT RIGHTS dated May 3, 2011, filed as Land Court Document No. T-11265441.

Being land(s) described in Transfer Certificate of Title No. 830,719 issued to STATE OF HAWAII, DEPARTMENT OF HAWAIIAN HOMELANDS.
EXHIBIT "B"

ENDORSEMENT NO. ____

Issued by

CHICAGO TITLE INSURANCE COMPANY

Attached to Policy No. ________

Dated _____________, 2022 at 0.01 a.m.

The Company insures against loss or damage sustained by the Insured if, at Date of Policy (i) the Land does not abut and have actual vehicular access rights for the right turn egress from Kualakai Parkway (the "Street"), (ii) the Street is not physically open and publicly maintained, and/or (iii) the Insured has no right to use curb cuts or entries along that portion of the Street abutting the Land.

This endorsement is issued as part of the policy. Except as it expressly states, it does not (i) modify any of the terms and provisions of the policy, (ii) modify any prior endorsements, (iii) extend the Date of Policy, or (iv) increase the Amount of Insurance. To the extent a provision of the policy or a previous endorsement is inconsistent with an express provision of this endorsement, this endorsement controls. Otherwise, this endorsement is subject to all of the terms and provisions of the policy and of any prior endorsements.

Dated: _______________ 2022 at _______ a.m.

CHICAGO TITLE INSURANCE COMPANY

[draft]

By ____________________________

Authorized Signatory

ALTA 17-08
STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

June 20-21, 2022 Item F-2

To: Chairman and Members, Hawaiian Homes Commission

Thru: Peter "Kahana" Albinio, Jr., Acting Administrator
       Land Management Division

From: Joseph Kualii Camara, Property Development Agent
       Land Management Division

Subject: Authorization for Issuance of Right Of Entry Permit (ROE) to Ka Ohana O Kahikinui, Inc. for the removal of feral cattle from DHHL Lands in Kahikinui, Maui

APPLICANT:
Ka Ohana O Kahikinui, Inc. – PERMITTEE

RECOMMENDED MOTION/ACTION:

That the Hawaiian Homes Commission (HHC) authorize the issuance of ROE to Ka Ohana O Kahikinui, inc. for approximately 16,300 acres, TMK(s) (2)1-9-001:007 and (2) 1-9-001:003 (portion) for the purpose of capture and removal of feral cattle from DHHL lands in Kahikinui.

Approval and issuance of ROE shall be subject to the following conditions:

1. Authorize the issuance of ROE to Ka Ohana O Kahikinui covering the subject area, approximately 16,300 acres of Hawaiian Home Lands TMK(s) (2) 1-9-001-1:007 and portion of (2)1-9-001:003 for the purpose of capture and removal of feral cattle, which are by this reference incorporated herein and further subject to the following:

   A. Standard Terms and Conditions for DHHL Non-Exclusive ROE

   B. The term of the Right of Entry shall be month to month for up to (18) months, the sole commencing discretion upon of execution, PERMITTOR; with the option of 1 additional twelve (12) month extension at sole discretion of PERMITTOR

   C. The fee for this ROE will be gratis

   D. PERMITTOR authorizes PERMITTEE to capture, take ownership and remove feral cattle and feral goats from Premises for community use or sale by PERMITTEE.

   E. PERMITTEE will sign and abide by Ungulate Management Plan prepared by PERMITTOR during all cattle removal activities. Ungulate Management Plan will include but not limited to:

   Item No. F-7
a. Authorized and acceptable activities of feral cattle management and removal.
b. Timeline(s) for feral cattle and ungulate removal.
c. Partner Roles in Ungulate Management
d. Different Priority Zones for ungulate management.

LOCATIONS

4500 acres fenced “Wao Akua”: Hawaiian Home Lands situated in Kahikinui, Island of Maui, portions of Tax Map Keys: (2)1-9-001:007; (2)1-9-001:003. Intact native forest and watershed mauka of Kahikinui Homestead community fenced by DLNR to allow for forest recovery.

Lands Surrounding Kahikinui Homestead Community, mauka of Piilani Highway approximately 11,800 acres: Hawaiian Homes Lands situated in Kahikinui Island of Maui, portions of Tax Map Keys: (2) 1-9-001:003; (2) 1-9-001:007. Areas surrounding Kahikinui Community Mauka of Piilani Highway. Homestead lots are not included in ROE

PLANNING AREA:

Kahikinui, Island of Maui

LAND USE DESIGNATION:

DHHL TMK (2)1-9-001:007 covering the fenced Wao Akua, is zoned Conservation.

DHHL TMK (2)1-9-001:003 surrounding and including the Kahikinui homestead community is zoned Special District, with limited areas zoned Conservation.

DHHL 2011 Kahikinui Regional Plan identifies Watershed Conservation and Silviculture as planned land uses for parcel :007 and identifies Homesteading, Grazing and Silviculture as planned uses for parcel :003. Unmanaged feral cattle affect all land uses in these areas.

CHARACTER OF USE:

Parcel :003 - Kahikinui Homestead Community, Kuleana Homestead lease lots. Community is surrounded by unmanaged pasture containing numerous archeological sites.

Parcel :007 - Contains 4,500 acre fenced conservation area with some of the best remaining native forest and watershed on Leeward Haleakala. Unfenced areas contain unmanaged pasture, remnant forest and alpine shrubland.
CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

Triggers:

Use of State Lands

1995 Kahikinui Kuleana Homestead Project Environmental Assessment:

The activities authorized through this ROE are covered in 1995 Kahikinui Kuleana Homestead Project Environmental assessment which was received and posted by OEQC with a determination of Negative Declaration.

No construction other than temporary traps and holding pens is proposed under this ROE and all activities are temporary and will leave the land in a state equivalent to current conditions.

The direct, cumulative, and potential impacts of the action described have been considered pursuant to Chapter 343, Hawaii Revised Statutes and Chapter 11-200, Hawaii Administrative Rules. The action as proposed has been determined to have minimal or no significant impact on the environment. The Planning Office has reviewed the proposed action and determines it is in accordance with the 1995 Kahikinui Kuleana Homestead Project Environmental Assessment.

DISCUSSION:

Native dry and mesic forests once formed a contiguous watershed around Haleakalā, Maui, providing habitat for hundreds of species of plants and animals found nowhere else on earth. The forests of leeward Haleakalā were striking in stature and rich in species, dominated by towering canopies of koa and ‘ōhi’a, and carpeted in a diversity of understory trees, shrubs, lichens, and ferns that formed complex and stable ecosystems that supported communities with sustainable fresh water and forest products. Following western contact, cattle, goats, and deer were introduced to the islands with devastating impacts to the forests of leeward Haleakalā. These forests are now experiencing extreme degradation from grazing and trampling, invasion by alien plant species, and habitat fragmentation. In old growth forests, feral ungulates destroy native understory plants, leading to the loss of culturally important species, and facilitating invasion by noxious weeds. Ungulates can also facilitate the increase of Rapid Ohia Death (ROD) by damaging trees and creating openings for the disease to spread. While large canopy tree species often persist for some time despite ungulate disturbance, forest understory declines dramatically, soils become exposed, and erosion cycles take hold. More importantly, this disturbance suppresses the natural regeneration of canopy species. Without recruitment, the stands eventually age and die, leaving no keiki, and leading eventually to total forest destruction.

In 1995, a visionary group of kupuna, community leaders, scientists, and land managers developed the Kahikinui Forest Reserve Community Management Conceptual Plan to reverse the decline of the native forests on Hawaiian Homelands in the Kahikinui moku as part of their plan for the resettlement and restoration of the ahupua’a of Kahikinui. Key partners in the development of the plan were the Department of Hawaiian Home Lands (DHH), Ka ‘Ohana o Kahikinui (KOOK), Living Indigenous Forest Ecosystems (LIFE), and Kahikinui Game and Land Management ‘Ohana (KGLMO). The plan articulated as its guiding principles, a vision to restore traditional management principles and ensure the
long-term sustainability of the forest to support the community. Central to that vision, was a commitment to the removal of all feral ungulates within the 7,500-acre forest restoration area, and a recognition that fencing within the restoration area would be needed to keep them out. The plan was approved by the Hawaiian Homes Commission in 1995.

In the years that followed the approval of the plan, community partners convened numerous meetings and discussions as work progressed to implement the 1995 plan. From those discussions, additional guiding documents were developed, including the 2003 Leeward Haleakalā Watershed Restoration Partnership (LHWRP) Memorandum of Understanding, the 2011 DHHL Kahikinui Regional Plan, the 2018 LHWRP Management Plan, and detailed environmental and cultural assessments. These documents outline some of the details of the forest protection effort and articulate the goal of fencing and the complete removal of ungulates from within the forest restoration area as a guiding principle.

Management efforts following completion of the 1995 plan included a hunting program employed to control feral ungulates within the forest restoration area. However, securing the significant funds required to complete an ungulate-proof fence for such a large and remote area proved challenging. In the absence of a fence, the numbers of feral ungulates grew and the forest continued to decline. Aerial surveys for feral cattle in 2009 estimated the feral cattle population at 294 head. In 2011, the survey was repeated using the same methods and the population had risen to 650 cattle. In 2016, a more thorough survey using modern technologies determined the population of cattle had risen to a minimum of 988, with 114 of those being calves. The 2016 census also included other species of ungulates, recording a minimum of 1324 goats, 449 deer, and 124 pigs in the 7,500-acre forest restoration area (Figure 1). Since 13% of the survey area was visually unavailable due to tree cover, these numbers are likely below the true total number of ungulates. The 2016 surveys also provided population numbers for the feral ungulates contained within a 4,500-acre management unit that was proposed within the larger forest restoration area identified in the plan. Those numbers were estimated to be 389 cattle, 931 goats, 131 deer, and 89 pigs (Figure 1).

In 2016, construction started on a fenced management unit (Figure 1) within the larger forest restoration area. This 16.27-mile fence was completed in 2020 and encloses 4,500 acres of watershed forest, located at 3,600-9,800 feet elevation in the eastern portion of the forest restoration lands identified in the 1995 plan (Figure 2). The area was selected for fencing because it contains the last remaining native koa-‘ōhi‘a (Acacia koa· Metrosideros polymorpha) forest in the 1995 plan area, as well as upland māmane (Sophora chrysophylla) forest, subalpine shrubland, and alpine rocklands of high conservation and cultural value. In 2018, with the fence nearing completion, KIA Hawai‘i, Ltd requested a month-to-month Right of Entry (ROE) from the DHHL and the Hawaiian Homes Commission to conduct feral ungulate removal for the protection and restoration of the watershed forest at Kahikinui. The ROE was approved, and KIA proceeded with the removal of all large, aggressive, problematic bulls from the interior and exterior of the fence. This effort, also known as The Kahikinui Project, was supported by KOOK, but ended after a year. DHHL, DOFAW, KOOK and its partners are now proceeding with the challenging task of removing all remaining feral ungulates from within the 4,500-acre unit (Figure 2, Zone 1) and are planning for cattle removal in the adjacent lands (Figure 2, Zones 2 and 3) where wild cattle threaten homestead areas. In 2021, a survey was completed for feral ungulates throughout the homestead lands makai of the 2016 survey area (Figure 1).

Authorization by DHHL for KOOK to remove Feral Cattle allows for transparent access by the community to the resources of Kahikinui as envisioned from the beginning of Kahikinui Kuleana homesteads. Community led ungulate management provides pathways to utilizing animal resources that are a nuisance and would otherwise be wasted, honoring the values of the Kahikinui Community, and assures that Ka Ohana o Kahikinui will centrally involved in natural resource management planning and implementation.
BENEFITS TO THE HAWAIIAN HOMES TRUST:

Removal of Feral Cattle from Kahikinui will:

- Allow for natural forest regeneration and manual reforestation efforts to take place within the 4,500-acre fenced area, increasing the trust lands watershed and habitat value.
- Remove hazardous animals from in and around Kahikinui Homestead Community.
- Improve the health and well-being of the Kahikinui Forests, making them more resilient and resistant to invasive species like gorse and to pathogens like *Ceratocysis lukuohia*.
- Provide a valuable service to DHHL at no cost.
- Provide resources for beneficiaries, KOOK and partners will be able to provide a valuable meat resource to beneficiaries throughout the term of ROE
- Damage to homes, fence-lines and other infrastructure will be reduced

RECOMMENDATION:

Land Management Division and Planning Office recommends approval of the requested motion/action as stated.
STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

June 20-21, 2022

To: Chairman and Members, Hawaiian Homes Commission

Thru: Peter “Kahana” Albinio, Jr., Acting Administrator
Land Management Division

From: Ward “Kalei” Young, Supervising Land Agent
Land Management Division

Subject: Annual Renewal of Right of Entry Permit(s), Oahu Island

RECOMMENDED MOTION/ACTION: That the Hawaiian Homes Commission (HHC) approve the following actions while developing a process to making short-term agricultural and pastoral land dispositions available to beneficiaries:

A) Renew all Oahu Island Right of Entry Permit(s) as listed on Exhibit “A” and identified by approximate location on the Oahu Island Map Exhibit “A-1” that are in compliance and issued temporary approvals, as of July 1, 2022.

B) The annual renewal period, shall be on a month-to-month basis, for up to twelve (12) months, but no longer than June 30, 2023.

C) Authorize the Chairman to negotiate and set forth other terms and conditions that may be deemed to be appropriate and necessary.

DISCUSSION

This submittal represents annual renewals for all O’ahu Island ROE permit(s) only, which shall effectively expire on June 30, 2022. As a means of maintaining a process by which PERMITTEE’S can be assured that their permits have been renewed, notification letters will be transmitted accordingly.

For information purposes Exhibit “A” references all Right of Entry Permits on O’ahu Island by order of commencement date, land use, then by acreage. While Right of Entry Permits generate additional revenue to the Trust, its primary purpose provides DHHL the ability to efficiently manage its lands through the issuance of these short-term dispositions which are typically not needed for longer-term dispositions (such as homesteading or general leases) over a 20-year time period or as dictated by DHHL’s respective island plans. DHHL’s total Oahu Island land inventory covers approximately 8,154.0 acres1 or 4% of DHHL’s statewide inventory. The

1 DHHL Oahu Island Plan – Final Report, PBR Hawaii, July 2014

ITEM NO. F-3
short-term disposition(s) within the Oahu Island inventory cover approximately 1,773.0 acres or 22% of its inventory.

Right of Entry Permits help in having presence on DHHL lands thereby reducing costs for land management activity functions (i.e. signage, landscaping, fencing, removing trash and derelict vehicles, and prevents trespassing on unencumbered lands) that DHHL would bear if the lands were to sit vacant. Permitees are required to assume responsibility for the land, post insurance, indemnify the department, and manage and maintain the land.

Until improvements to the Revocable Permit Program can be implemented, this process will be used for Annual Renewals of these month-to-month ROE Permit dispositions.

The table below reflects the revenue generated from ROE permit(s) on Oahu Island, which is approximately 76.0% ($2,092,018) of the ROE total revenues ($2,758,221) that DHHL receives statewide. O‘ahu Island holds 52 of the 145 ROE permits Statewide which are used for industrial/commercial purposes primarily.

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According to research done by Colliers International, (See Exhibit “B”) “the Oahu Industrial vacancy rate dropped to 1.60% establishing a new record low during the past year. The Oahu direct weighted average asking base rent increased to $1.27 per square foot per month ("psf/mo"). In light of this research, and the current COVID-19 global pandemic, LMD respectfully recommends increasing its rental rates by 3.0% for all non-beneficiary tenants and maintaining current rental rates without any increase for beneficiaries.

Rental fees for agricultural and pastoral use permits vary and are typically established at less than fair market rates (discounted) but not less than $240/annum due to various site issues such as, insufficient/no infrastructure, no legal access, substandard lot size or irregular shape, etc.

In regards to ROE Permits that reflect a delinquency LMD staff will proceed with issuing its Notice of Revocation/Cancellation to said permittees’.

**AUTHORITY / LEGAL REFERENCE:**
§171-55, Hawaii Revised Statutes, as amended, a “permit on a month-to-month basis may continue for a period not to exceed one year from the date of issuance; provided that the commission may allow the permit to continue on a month-to-month basis for additional one-year periods.”

RECOMMENDATION:

Land Management Division respectfully requests approval of the motion as stated.
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<td>3/1/2006</td>
<td>$5,724</td>
<td>$5,896</td>
<td></td>
</tr>
<tr>
<td>600</td>
<td>Agricultural</td>
<td>Kenneth Hicks (1)</td>
<td>8-6-003:002 &amp; 032(p)</td>
<td>11/1/2009</td>
<td>$240</td>
<td>$247.20</td>
<td></td>
</tr>
<tr>
<td>586</td>
<td>Caretaker</td>
<td>Charlene L. Ching (1)</td>
<td>8-9-007:002(P)</td>
<td>9/1/2000</td>
<td>$240</td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>608</td>
<td>Caretaker</td>
<td>Luella K. Kanoa (1)</td>
<td>4-1-030:053(P)</td>
<td>2/18/1999</td>
<td>$240</td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>609</td>
<td>Caretaker</td>
<td>Howard Doctorello (1)</td>
<td>4-1-030:053(P)</td>
<td>4/14/1999</td>
<td>$240</td>
<td>-</td>
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</tr>
<tr>
<td>638</td>
<td>Commercial</td>
<td>American Hauling, Inc. (1)</td>
<td>9-1-013:024(P)</td>
<td>12/1/2003</td>
<td>$6,427</td>
<td>$6,620</td>
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</tr>
<tr>
<td>591</td>
<td>Commercial</td>
<td>Aloun Farm, Inc. (1)</td>
<td>9-1-016:108 (p)</td>
<td>12/1/2010</td>
<td>$18,720</td>
<td>$19,282</td>
<td></td>
</tr>
<tr>
<td>585</td>
<td>Community</td>
<td>Waianae Coast Comprehensive Health Center (1)</td>
<td>8-9-005:014(P)</td>
<td>12/18/1995</td>
<td>$2,088</td>
<td>$2,151</td>
<td></td>
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<tr>
<td>593</td>
<td>Community</td>
<td>Waianae Coast Comprehensive Health &amp; Hospital Board, Inc. (1)</td>
<td>8-6-001:012 &amp; 024(P)</td>
<td>5/2/2007</td>
<td>$480</td>
<td>$494</td>
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<tr>
<td>514</td>
<td>Industrial</td>
<td>Bears Trucking, Inc., 3411 Aliamanu Street (1)</td>
<td>9-7-024:050(P)</td>
<td>11/1/2005</td>
<td>$19,282</td>
<td>$19,860</td>
<td></td>
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<tr>
<td>515</td>
<td>Industrial</td>
<td>La'au Structures (1)</td>
<td>1-1-064:010 (P)</td>
<td>11/1/2007</td>
<td>$74,805</td>
<td>$77,049</td>
<td></td>
</tr>
<tr>
<td>517</td>
<td>Industrial</td>
<td>Professional Commercial Services (1)</td>
<td>1-1-064:010 (p)</td>
<td>7/1/2010</td>
<td>$56,609</td>
<td>$58,307</td>
<td></td>
</tr>
<tr>
<td>529</td>
<td>Industrial</td>
<td>Frances Kama-Silva (1)</td>
<td>8-6-003:003(P)</td>
<td>1/8/1995</td>
<td>$6,427</td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>592</td>
<td>Industrial</td>
<td>Close Construction, Inc. (1)</td>
<td>9-1-013-061(P)</td>
<td>7/1/2013</td>
<td>$41,777</td>
<td>$43,030</td>
<td></td>
</tr>
<tr>
<td>595</td>
<td>Industrial</td>
<td>R &amp; KA Equipment, 94-1167 Mopua Loop (1)</td>
<td>9-1-013:024(P)</td>
<td>4/1/2005</td>
<td>$22,427</td>
<td>$23,100</td>
<td></td>
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<tr>
<td>604</td>
<td>Industrial</td>
<td>Aiwohi Bros., Inc. (1)</td>
<td>9-1-013:027 (p)</td>
<td>9/1/2008</td>
<td>$78,206</td>
<td>$80,552</td>
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<tr>
<td>605</td>
<td>Industrial</td>
<td>Hawaii Steam, Inc. (1)</td>
<td>9-1-013:061 (p)</td>
<td>7/1/2013</td>
<td>$40,388</td>
<td>$41,600</td>
<td></td>
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<tr>
<td>607</td>
<td>Industrial</td>
<td>Eugene Cacho (1)</td>
<td>9-1-013:024(P)</td>
<td>8/1/2005</td>
<td>$7,713</td>
<td>$7,944</td>
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<tr>
<td>611</td>
<td>Industrial</td>
<td>Discount Storage, LLC &amp; Containers Hawaii dba The (1)</td>
<td>9-1-013:024(P)</td>
<td>8/1/2005</td>
<td>$89,981</td>
<td>$92,680</td>
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<tr>
<td>615</td>
<td>Industrial</td>
<td>Na Kane Trucking (1)</td>
<td>9-1-013:027 (p)</td>
<td>7/1/2013</td>
<td>$11,569</td>
<td>$11,916</td>
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</tr>
<tr>
<td>No.</td>
<td>Account Type</td>
<td>Company Name</td>
<td>Contact Person</td>
<td>Address</td>
<td>Phone</td>
<td>Rent Amount</td>
<td>Date</td>
</tr>
<tr>
<td>-----</td>
<td>--------------</td>
<td>--------------</td>
<td>----------------</td>
<td>---------</td>
<td>-------</td>
<td>-------------</td>
<td>------</td>
</tr>
<tr>
<td>618</td>
<td>0.310</td>
<td>Industrial Benjamin Kahalehoe</td>
<td>9-1-013:048(P)</td>
<td>10/1/2006</td>
<td>12,578</td>
<td>12,955</td>
<td></td>
</tr>
<tr>
<td>631</td>
<td>0.359</td>
<td>Industrial J. Jeramiah Trucking Co.</td>
<td>9-1-013:061 (p)</td>
<td>7/1/2010</td>
<td>11,916</td>
<td>12,273</td>
<td></td>
</tr>
<tr>
<td>632</td>
<td>0.344</td>
<td>Industrial Xtreme Trucking, Inc.</td>
<td>9-1-013:027 (p)</td>
<td>7/1/2009</td>
<td>12,910</td>
<td>13,297</td>
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</tr>
<tr>
<td>636</td>
<td>0.137</td>
<td>Industrial Panui, Inc.</td>
<td>9-1-013:117 (p)</td>
<td>7/1/2010</td>
<td>20,567</td>
<td>21,184</td>
<td></td>
</tr>
<tr>
<td>651</td>
<td>0.460</td>
<td>Industrial Hawaiian Dredging Construction, Inc.</td>
<td>9-1-013:061 (p)</td>
<td>7/1/2013</td>
<td>15,425</td>
<td>15,888</td>
<td></td>
</tr>
<tr>
<td>527</td>
<td>438.100</td>
<td>Pastoral Waianae Valley Farm, Ltd.</td>
<td>8-9-007:002(P)</td>
<td>2/1/1991</td>
<td>11,280</td>
<td>11,618</td>
<td></td>
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<tr>
<td>511</td>
<td>1126.000</td>
<td>Pastoral Robert D. Lyman</td>
<td>8-9-008:003</td>
<td>6/16/1991</td>
<td>14,304</td>
<td>-</td>
<td></td>
</tr>
</tbody>
</table>

Rent is current; portion of a larger parcel that is designated for General Ag use.
Insufficient infrastructure, irregular shape.
Rent is current; portion of a larger parcel that is designated for industrial use.
Insufficient infrastructure, irregular shape.
<table>
<thead>
<tr>
<th>Rent</th>
<th>Amount</th>
<th>Stabling</th>
<th>Details</th>
</tr>
</thead>
<tbody>
<tr>
<td>$2,772</td>
<td>5/16/1994</td>
<td>Pastoral Frances Kama-Silva</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$1,224</td>
<td>7/1/2013</td>
<td>Pastoral Allan Silva</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$2,400</td>
<td>3/1/2004</td>
<td>Albert Cummings, III and Ihilani T.D. Miller-Cummings</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$2,064</td>
<td>8/1/1993</td>
<td>Stabling Duroy Rosecrans</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$1,848</td>
<td>8/4/1993</td>
<td>Honolulu Polo Club</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$6,240</td>
<td>1/1/1995</td>
<td>Roy &amp; June K. Pires</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$336</td>
<td>12/1/1994</td>
<td>Mary Ann Higashi</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$3,720</td>
<td>8/1/1991</td>
<td>Leilani Cook</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$3,832</td>
<td>8/1/1991</td>
<td>T.D. Miller-Cummings</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$3,472</td>
<td>8/1/1991</td>
<td>T.D. Miller-Cummings</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$2,472</td>
<td>8/1/1991</td>
<td>T.D. Miller-Cummings</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$1,903</td>
<td>8/1/1991</td>
<td>T.D. Miller-Cummings</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$2,400</td>
<td>8/1/1991</td>
<td>T.D. Miller-Cummings</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
<tr>
<td>$2,400</td>
<td>8/1/1991</td>
<td>T.D. Miller-Cummings</td>
<td>Insufficient infrastructure, irregular shape. Rent is current; portion of a larger parcel that is designated for General Ag use.</td>
</tr>
</tbody>
</table>
**Key Takeaways**

- Fourth consecutive quarter of robust leasing activity

**Sublease**

<table>
<thead>
<tr>
<th>Q4 2021 Net Direct Wtd. Avg.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Building YTD Net Space Exp. (PSF/Mo)**</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Iwilei</th>
<th>Kalihi</th>
<th>Oahu</th>
<th>Hawaii</th>
<th>21Q4</th>
</tr>
</thead>
<tbody>
<tr>
<td>74</td>
<td>66,005</td>
<td>Leasehold</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>107</td>
<td>4,214,301</td>
<td>Leasehold</td>
<td>19,198</td>
<td>0</td>
</tr>
<tr>
<td>126</td>
<td>4,667,824</td>
<td>Fee Simple</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>1,119</td>
<td>21,709,612</td>
<td>Leasehold</td>
<td>0</td>
<td>343,761</td>
</tr>
<tr>
<td><strong>Total Honolulu</strong></td>
<td><strong>383</strong></td>
<td><strong>10,924,903</strong></td>
<td><strong>0</strong></td>
<td><strong>52,363</strong></td>
</tr>
<tr>
<td><strong>Central Oahu</strong></td>
<td><strong>20</strong></td>
<td><strong>806,460</strong></td>
<td><strong>0</strong></td>
<td><strong>0</strong></td>
</tr>
<tr>
<td><strong>Pearl City/Aiea</strong></td>
<td><strong>45</strong></td>
<td><strong>1,660,582</strong></td>
<td><strong>11,415</strong></td>
<td><strong>0</strong></td>
</tr>
<tr>
<td>591,855 SF</td>
<td><em>451,855 SF</em></td>
<td><em>Fee Simple</em></td>
<td><strong>11,415</strong></td>
<td><strong>0</strong></td>
</tr>
<tr>
<td>591,855 SF</td>
<td><em>451,855 SF</em></td>
<td><em>Fee Simple</em></td>
<td><strong>11,415</strong></td>
<td><strong>0</strong></td>
</tr>
<tr>
<td><strong>Total Central Oahu</strong></td>
<td><strong>383</strong></td>
<td><strong>10,924,903</strong></td>
<td><strong>0</strong></td>
<td><strong>52,363</strong></td>
</tr>
<tr>
<td><strong>West Oahu</strong></td>
<td><strong>122</strong></td>
<td><strong>5,185,560</strong></td>
<td><strong>80,410</strong></td>
<td><strong>0</strong></td>
</tr>
<tr>
<td><strong>Kenai Industrial Park</strong></td>
<td><strong>7</strong></td>
<td><strong>59,134</strong></td>
<td><strong>8,837</strong></td>
<td><strong>0</strong></td>
</tr>
<tr>
<td><strong>Total Kapolei</strong></td>
<td><strong>216</strong></td>
<td><strong>7,432,969</strong></td>
<td><strong>70,298</strong></td>
<td><strong>0</strong></td>
</tr>
<tr>
<td><strong>Windward Oahu</strong></td>
<td><strong>62</strong></td>
<td><strong>593,128</strong></td>
<td><strong>51,840</strong></td>
<td><strong>0</strong></td>
</tr>
<tr>
<td><strong>Kaneohe</strong></td>
<td><strong>104</strong></td>
<td><strong>1,204,204</strong></td>
<td><strong>65,226</strong></td>
<td><strong>0</strong></td>
</tr>
<tr>
<td><strong>Total Windward Oahu</strong></td>
<td><strong>62</strong></td>
<td><strong>593,128</strong></td>
<td><strong>51,840</strong></td>
<td><strong>0</strong></td>
</tr>
</tbody>
</table>

**Asking Rent**

- The average rate of tenant expenses such as development, forwarding, shipping, and delivery to the end-consumer. As these supply chain components prospered, demand for additional industrial space swelled. For many industrial businesses, the severe shortage of available space inhibited their company’s growth potential as their history was reported at 1.60% for Q4 2021.

**Market Indicators**

- The ratio of vacant industrial space divided by the total industrial inventory square footage.
- The ratio of aggregate landlord building utilities, management fees, building maintenance, real property taxes.
- The average rate of tenant expenses such as development, forwarding, shipping, and delivery to the end-consumer. As these supply chain components prospered, demand for additional industrial space swelled. For many industrial businesses, the severe shortage of available space inhibited their company’s growth potential as their history was reported at 1.60% for Q4 2021.

**Vacancy Rate**

- The ratio of vacant industrial space divided by the total industrial inventory square footage.
TO: Chairman and Members, Hawaiian Homes Commission
FROM: Kahana Albinio, Acting Land Management Division Administrator
SUBJECT: Item F-4 – Approval to Issue Conditional Right of Entry Permit to Malama Ka Aina Hana Ka Aina Inc., a 501 (c)(3) Non-Profit, Hilo, Hawai`i, TMK No. 2-1-013:001 (por.)

This submittal will be sent under separate cover.
HAWAIIAN HOMES COMMISSION
JUNE 20 & 21, 2022
FACE-TO-FACE &
INTERACTIVE CONFERENCE
TECHNOLOGY

G – ITEMS
PLANNING OFFICE
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20 - 21, 2022

To: Chairman and Members, Hawaiian Homes Commission

Through: Andrew H. Choy, Planning Program Manager

From: Gigi O. Cairel, Grants Specialist

Subject: Extend the Implementation Period of the Native Hawaiian Development Program Plan

RECOMMENDED MOTION/ACTION

The Hawaiian Homes Commission (HHC) extends the implementation period of the Native Hawaiian Development Program Plan (NHDPP) for two (2) years through June 30, 2024.

BACKGROUND AND PURPOSE

The 2012 Native Hawaiian Development Program Plan (NHDPP) was approved by the Hawaiian Homes Commission (HHC) for a time extension through Fiscal Year (FY) 2022. (Exhibit A). The Department of Hawaiian Home Lands (DHHL) has been implementing the NHDPP in the areas of individual development (ie, homeownership assistance and agriculture lessee assistance) and community development (ie, community liaison, State Grant-In-Aid administration, and DHHL Trust grants implementation - capacity building, and regional plan priority project grants).
Below is a summary of the implementation status of the NHDPP components during Fiscal Year 2022.

<table>
<thead>
<tr>
<th>NHDPP Component</th>
<th>Implementation Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>Homesteading opportunities assistance</td>
<td>HALE program established in 2014. In FY 2022, 24 individual beneficiaries were provided lease cancellation and foreclosure prevention services.</td>
</tr>
<tr>
<td>Homestead agriculture and pastoral assistance</td>
<td>UH-CTAHR CES agents on Moloka'i and Hawai'i provided technical assistance to ranchers and farmers. DHHL Agriculture Program Plan presented to HHC.</td>
</tr>
<tr>
<td>Small business development and entrepreneurship training</td>
<td>Not implemented.</td>
</tr>
<tr>
<td>Statewide beneficiary leaders budget puwalu</td>
<td>Not implemented due to restrictions on holding large gatherings. We are looking at alternatives to outreach to beneficiaries to solicit their mana'o.</td>
</tr>
<tr>
<td>DHHL Trust Grants</td>
<td>Managed 47 grants to 31 nonprofit organizations. Provided technical assistance to grantees on the grant contract; progress and financial reports; nonprofit compliance; and contract amendments, including time extensions.</td>
</tr>
<tr>
<td>• Capacity Building</td>
<td></td>
</tr>
<tr>
<td>• Regional Plan Priority Project</td>
<td></td>
</tr>
<tr>
<td>State HRS Chapter 42F Grants-In-Aid administered by DHHL</td>
<td></td>
</tr>
<tr>
<td>Community Liaison</td>
<td>Continued community liaison work. Planning Office staff are assigned to specific geographic locations to respond to inquiries and requests from homestead associations and beneficiaries in their respective assigned locations. The primary objective for Liaisons is to assist beneficiaries with navigating internal department processes.</td>
</tr>
</tbody>
</table>
In this upcoming fiscal year, DHHL plans to implement the following components in the NHDPP:

- Homesteading Opportunities Assistance Program (Hale Program), including homebuyer education, lease cancellation, and foreclosure prevention services.
- Continue the UH CTAHR assistance for farmers and ranchers.
- Technical assistance for Planned Community Associations on the new Hawai‘i Administrative Rules (HAR).
- Continue to administer grants and provide technical assistance to the existing 47 grantees.
- Administer $1,000,000 in new DHHL Trust grants, pending budget approval by the HHC, from the Native Hawaiian Rehabilitation Fund (NHRF). We plan to offer grants for capacity building, project implementation and regional plan priority projects.
- Administer $7.5 million in new DHHL Grants, pending budget approval by the HHC, from State General Funds. This is a one-time only occurrence in Fiscal Year 2023.

AUTHORITY

Pursuant to Hawai‘i Administrative Rules (HAR) Chapter 6.1 of Title 10, DHHL prepares the NHDPP every two years for HHC review and approval. The goal of the NHDPP is to “increase the self-sufficiency and self-determination of native Hawaiian individuals and native Hawaiian communities.” This is accomplished through the NHDPP by “improve[ing] the general welfare and conditions of social, cultural, and other programs.”

Funding for the NHDPP is primarily funded by the Native Hawaiian Rehabilitation Fund (NHRF). NHRF was created by the 1978 Constitutional Convention to finance various activities intended to exclusively benefit native Hawaiians. This includes, but is not limited to, educational, economic, political, social, and cultural processes by which the general welfare and conditions of native Hawaiians are improved and perpetuated. The source of revenue for this fund is primarily derived from 30% of state receipts, derived from lands previously cultivated and cultivated as sugarcane lands and from water licenses. And, per HAR 10-6.1-6, NHDPP may also be funded by federal, state, county and private resources.

RECOMMENDATION

Staff recommends approval.
EXHIBIT A
STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS  
June 16, 2020  

To: Chairman and Members, Hawaiian Homes Commission  
Through: Andrew H. Choy, Acting Planning Program Manager  
From: Gigi O. Cairel, Grants Specialist  
Subject: Extend the Implementation Period of the Native Hawaiian Development Program Plan  

RECOMMENDED MOTION/ACTION  
The Hawaiian Homes Commission (HHC) extends the implementation period of the Native Hawaiian Development Program Plan (NHDPP) for two (2) years through June 30, 2022.  

BACKGROUND AND PURPOSE  
The 2012 Native Hawaiian Development Program Plan (NHDPP) was approved by the Hawaiian Homes Commission (HHC) for a time extension through Fiscal Year (FY) 2020. (Exhibit A). The Department of Hawaiian Home Lands (DHHL) has been implementing the NHDPP in the areas of individual development (i.e., homeownership assistance and agriculture lessee assistance) and community development (i.e., community liaison, State Grant-In-Aid administration, and DHHL Trust grants implementation - agriculture peer-to-peer, capacity building, and regional plan priority project grants).
Below is a summary of the implementation status of the NHDPP components during the 2020 Fiscal Year.

<table>
<thead>
<tr>
<th>NHDPPI Component</th>
<th>Implementation Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>Homesteading opportunities assistance</td>
<td>HALE program established in 2014. In FY 2020, 45 individual beneficiaries were provided lease cancellation and foreclosure prevention services.</td>
</tr>
<tr>
<td>Homestead agriculture and pastoral assistance</td>
<td>Sponsored 30 beneficiaries to attend the Agriculture Leadership Foundation of Hawaii conference. Hosted a one-day forum to discuss the DHHL Agriculture program plan. UH-CTAHR CES agents on Moloka'i and Hawai'i provided technical assistance to ranchers and farmers</td>
</tr>
<tr>
<td>Small business development and entrepreneurship training</td>
<td>Not implemented.</td>
</tr>
<tr>
<td>Statewide beneficiary leaders budget puwalu</td>
<td>This was planned to be implemented and was cancelled due to restrictions on holding large gatherings. We are looking at alternatives to outreach to beneficiaries to solicit their mana'o.</td>
</tr>
<tr>
<td>DHHL Trust Grants</td>
<td>Administering 38 grants to 24 nonprofit organizations Providing technical assistance to grantees on board orientation to the grant contract; progress and financial reports; nonprofit compliance; and contract time extensions.</td>
</tr>
<tr>
<td>State HRS Chapter 42F Grants-In-Aid administered by DHHL</td>
<td>Continued community liaison work. Planning Office staff are assigned to specific geographic locations to respond to inquiries and requests from homestead associations and beneficiaries in their respective assigned locations. The primary objective for Liaisons is to assist beneficiaries with navigating internal department processes.</td>
</tr>
</tbody>
</table>
In this upcoming fiscal year, DHHL plans to implement the following components in the NHDPP:

- Homesteading Opportunities Assistance Program (HOAP), including homebuyer education, lease cancellation, and foreclosure prevention services.
- Technical assistance for Planned Community Associations on the new Hawaii Administrative Rules.
- Continue to administer and provide technical assistance to the existing 24 grantees.
- Provide $1,000,000 in new DHHL Trust grants, pending budget approval by the HHC. We plan to offer project implementation grants to assist beneficiaries impacted by the COVID-19 situation.

AUTHORITY

Pursuant to Chapter 6.1 of Title 10 Hawaii Administrative Rules, DHHL prepares the NHDPP every two years for HHC review and approval. The goal of the NHDPP is to “increase the self-sufficiency and self-determination of native Hawaiian individuals and native Hawaiian communities.” This is accomplished through the NHDPP by “improve[ing] the general welfare and conditions of social, cultural, and other programs.”

FUNDING

The NHDPP is funded directly by the Native Hawaiian Rehabilitation Fund (NHRF), which was created by the 1978 Constitutional Convention to finance various activities intended to exclusively benefit native Hawaiians. This includes, but is not limited to, educational, economic, political, social, and cultural processes by which the general welfare and conditions of native Hawaiians are improved and perpetuated. The source of revenue for this fund is primarily derived from 30% of state receipts, derived from lands previously cultivated and cultivated as sugarcane lands and from water licenses.

DHHL proposes a budget of $1,000,000 for the implementation of the NHDPP.

RECOMMENDATION

Staff recommends approval.
Native Hawaiian Development Program Plan

Prepared by Planning Office
PREFACE

The Hawaiian Homes Commission Act (HHCA) "rehabilitates" native Hawaiian beneficiaries by awarding residential, agricultural or pastoral homestead leases at a rate of $1.00 per year for 99-years. "Rehabilitating a native Hawaiian family takes more than a land lease.

Section 213 of the HHCA, established the Native Hawaiian Rehabilitation Fund (NHRF) to provide a wide range of "rehabilitation" programs that address educational, economic, political, social and cultural opportunities. Development in these areas improves the general welfare and conditions of native Hawaiians. Funded by a 30% share of revenues from sugar leases and water licenses, the NHRF fund provides a pool of financial resources that can be dispersed to programs, projects, and services that are deemed necessary for "rehabilitation".

In addition to NHRF, per Hawaiian Homes Commission Resolution Number 257 adopted on June 21, 2011, a set aside sum of up to 15% of the annual general lease revenues is to be used for the purpose of supplementing the Native Hawaiian Development Program Plan (NHDPP).

The Native Hawaiian Development Program Plan (NHDPP) identifies priority programs and services that should be provided for the next two years. It also determines how the NHRF and 15% set aside will be allocated in the next fiscal biennium to support those priorities. The NHDPP focuses on two (2) areas of development: 1) Individual Development; 2) Community Development.
Hawaiian Home Lands Trust

Native Hawaiian Development Program Plan
January 1, 2012- June 30, 2014

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Title 10. HAR, Chapter 6.1
Native Hawaiian Development Program

Resolution 257
Budget Policy on General Lease Revenue
NATIVE HAWAIIAN DEVELOPMENT PROGRAM

"Empower"
To provide individuals and or groups with skills, information, authority and resources in order to carry out their responsibilities.

The purpose of the Native Hawaiian Development Program is to "improve the general welfare and conditions of native Hawaiians through educational, economic, political, social, cultural, and other programs." [Title 10 Administrative Rules, Chapter 6.1]

NATIVE HAWAIIAN DEVELOPMENT PROGRAM PLAN

The Native Hawaiian Development Program Plan (NHDPP) is a two (2) year approach designed to achieve the aforementioned purpose by "increasing the self-sufficiency and self-determination of native Hawaiian individuals and native Hawaiian communities". [Title 10] The following are guiding principles that help to define the plan:

➢ Beneficiaries define their own vision for their community.

➢ Beneficiary Organisations through its democratically-elected leaders are the primary conduit for the relationship between the department and homestead residents and applicants with regard to community development. Each homestead lessee and applicant is eligible to vote for their leaders.

➢ The interests of applicants, the future residents of homestead communities, must not be overlooked in community planning.

➢ The skills and talents of individuals need to be strengthened and nurtured to ensure strong, prepared leadership for the future.

➢ Each homestead association defines what it wants to be responsible for within the areas of authority the commission is willing or able to delegate.

➢ Successful participation of beneficiaries in planning for the use and management of homestead lands and assets is tied to being adequately prepared and supported.

➢ Homestead leaders can best learn governance and management skills through hands-on training that applies to the assets in their own community.

➢ Each homestead is unique and each homestead association will have its own way of working toward self-sufficiency. Not every homestead association will be interested or ready to take the steps toward self-sufficiency at the same time or in the same way.
Beneficiary organizations\textsuperscript{1} will assume more responsibilities as their capacity increases.

Beneficiary organizations are under no obligation to participate in this initiative.

The policies and practices of DHHL must support increased self-governance by homestead associations and beneficiary organizations.

The NHDPP has two (2) primary goals:
1. Individual Development
2. Community Development

\textsuperscript{1} Throughout this document the term "beneficiary organization" refers to organizations that are owned and controlled by homesteaders or DHHL applicants that they represent.
I. INDIVIDUAL DEVELOPMENT

"Self-sufficiency"
Provision by one's self
of all of one's own needs

GOAL:

Provide opportunities for native Hawaiians to obtain the knowledge and skills that will increase their ability to earn a living, become self-sufficient, or secure and make better use of their homestead award.

STRATEGY:

A strong education and the development of job skills are essential for creating self-sufficient, independent individuals. In turn, increasing the knowledge and abilities of individuals strengthens the community as a whole. Providing scholarships makes an education attainable for many more native Hawaiians. By coordinating our scholarship programs with others, we enhance programs that already exist and extend the opportunities for an advanced education to more people.

Economic opportunities and homeownership are also affected by the lack of appropriate skills and experience, making it difficult for lessees with agricultural and pastoral awards to make full use of their homesteads. DHHL staff estimates that only 15% of agricultural awards are in productive farming at this time. Access to the appropriate resources, training and technical assistance are needed to help lessees get started and expand their production.

Education affects homeownership in two major ways - earning power and financial security. Numerous studies document the relationship between educational achievement and income. Higher and more stable incomes allow people to qualify for a mortgage. Similarly, knowledge about handling money wisely (like budgeting, managing debt, and saving) helps people prepare for homeownership and paying a mortgage.

Settlement of native Hawaiians on the land is DHHL's primary mission. With homes costing more than $500,000 in the private sector, many more native Hawaiians are seeking homestead awards. The large average native Hawaiian family size, combined with lower per capita income, lack of savings, credit or debt problems makes it a challenge to achieve homeownership. The lack of experience in buying real estate means that training and assistance is critical to make native Hawaiian homeownership a reality.

IMPLEMENTATION ACTIONS FOR 2012-2014:

1.1 Education

Objective: Provide educational opportunities through scholarships, internships, and community service opportunities. Evaluation indicators to
measure program outcomes and results will need to be developed for each Implementation Action.

1.1.1 HHC Scholarships
Maintain and administer two (2) post-high scholarship programs that provide financial assistance to native Hawaiians with demonstrated financial need or academic excellence (Kuhio Scholars) enrolled in post-high school educational institutions. Annually, there are approximately 300-400 applications received and 200 awards granted.

Eligibility Requirements:
- Be native Hawaiian (50% or more Hawaiian ancestry) or Homestead Lessee (25% or more Hawaiian ancestry);
- Be enrolled as a full-time classified student in an accredited two-year, four-year or graduate degree program;
- Minimum GPA of 2.0 for undergraduates, 3.0 for graduate students;
- Agree to participate in community service projects;
- Applications due March 1 each year;
- For Kuhio Scholars, minimum GPA of 3.8 for graduate students.

*Applications are available at: www.hawaiicommunityfoundation.org*

Budget: $200,000 encumbered for application review, determination of native Hawaiian status, and coordination

1.1.2 HHCS – Vocational Education
Produce a separate brand for HHCS Vocational Education and develop a distinct website and information and marketing materials. Although the HHCS can cover UH Community College vocational education program costs, there has been minimal use of this program. There is a need to brand the HHCS – Vocational Education program separately from the HHCS – Four Year and Advanced Degree program. Vocational Education programs at the UH community colleges are a tremendous resource for native Hawaiians to enter the trades and other professions.

Budget: $2,500 printing and distribution

1.1.3 Partnerships
Chaminade University
Chaminade University of Honolulu offers a four year renewable scholarship valued at $8,500 to attend Chaminade. Chaminade University is committed to support up to 40 scholarships each year for qualified homestead students. This commitment will be for four years per student as long as they maintain their commitment to education.

Eligibility Requirements:
- Be a dependent of a current resident who holds a lease to a Hawaiian homestead property;
- Have a high school GPA of 2.5 or higher;
- Have a SAT of 900 or an ACT of 18; and
• Be a full-time day undergraduate student.

**Budget:** No additional cost to DHHL

**Other Partnerships**

Staff should pursue similar partnerships with other educational institutions (e.g., Hawaii Pacific University and BYU Hawaii) and sources of financial assistance (e.g., Office of Hawaiian Affairs)

### 1.2 Homesteading Opportunities Assistance Program (H.O.A.P.)

**Objective:** Revive, expand, and rebrand the existing "Homeownership Assistance Program" into the "Homestead Opportunities Assistance Program," to assist all beneficiaries.

Expansion and enhancement of the program may include technical assistance in residential, agricultural, pastoral, and aquaculture homesteading. Evaluation indicators to measure program outcomes and results will need to be developed for each implementation action.

**Budget:** $500,000 annually

#### 1.2.1 Residential Technical Assistance

Continue to offer current elements of the existing program, designed to provide comprehensive support and resources for homeownership including homebuyer education, financial literacy training, one-on-one credit counseling, and other homeownership tools.

#### 1.2.2 Agricultural Technical Assistance

Provide educational and technical assistance programs to Hawaiian Home Lands agricultural lessees. The objective of the program is to increase the number of successful homesteaders in agricultural enterprises by increasing their knowledge and training in commercial and subsistence agricultural production, best management practices, marketing, financial and business skills. Current technical assistance includes group training in food productions, disease control, best management practices, business planning, processing, and marketing on Kauai, Molokai, and Hawaii Islands.

Homestead farmers have expressed the need to have more input into the program's direction and scope of work to make effective use of limited resources (technical assistance, land, loans, project support) in accordance with intent (farm plan) and capabilities (experience, financing).

#### 1.2.3 Pastoral Technical Assistance

Provide educational and technical assistance programs to Hawaiian Home Lands pastoral homestead lessees. The objective of the program is to increase the number of successful homesteaders in pastoral enterprises by increasing their knowledge and training in commercial and subsistence pastoral production, best management practices, marketing, financial and business skills. Current technical assistance includes group training in food...
productions, disease control, best management practices, business planning, processing, and marketing on Kauai, Molokai, and Hawaii Islands.

Homestead ranchers have expressed the need to have more input into the program's direction and scope of work to make effective use of limited resources (technical assistance, land, loans, project support) in accordance with intent (ranch plan) and capabilities (experience, financing).
II. COMMUNITY DEVELOPMENT

"Community Development"
A process involving the conception, planning, and implementation of projects or activities which create improvements in (or reduce the extent of declines in) the living standards of people in a particular community.

GOAL:
To support homestead associations and beneficiary organizations in developing unified, organized, effective, and sustainable Hawaiian communities.

STRATEGY:
Beneficiary organizations provide an avenue for homestead applicants and lessees to take part in the planning of new homestead developments, the various uses of homestead land, and the management of homestead assets. These organizations need to have certain skills and resources in order to enable them to participate in these activities.

It is important to build the leadership, organizational, and management capacity within beneficiary groups. Most homestead organizations currently secure resources in order to undertake projects to benefit their communities. The types and sizes of projects are very diverse, ranging from annual community gatherings to moderate-sized recreation, education, cultural, and community center activities.

"Community Development" is consistent with the intent of the Hawaiian Homes Commission Act 201.6 which authorizes the transfer of certain department authority to democratically-elected homestead organizations that demonstrate a capacity to provide these services at a level and quality comparable to services provided by the department.

To assist in Community Development, the DHHL is focusing on the following implementation actions:
1. Hawaiian Home Lands Trust Grants
2. Technical Assistance and Training

IMPLEMENTATION ACTIONS FOR 2012-2014:

2.1 Hawaiian Home Lands Trust Grants
Objective: Provide beneficiary organizations the opportunity to seek funds through an open and competitive grant application process to support community-driven projects that improve the living standards in homestead communities, including HHCC-approved Regional Plan Priority Projects and projects included in the Hawaiian Home Lands Trust Strategic Goals & Objectives 2012-2017. Grants can also be used for the following:
- Nonprofit Board Roles and Responsibilities
• Nonprofit Financial Management
• Strategic Planning
• Proposal and Grant Writing
• Project Action Planning

All grants require a minimum match of 25% of the grant request amount in outside in-kind services and/or funds. Evaluation indicators to measure program outcomes and results will need to be developed.

**Eligibility:** Beneficiary Organizations

**Deadlines:** April 1 and October 1

**Application Forms:** To be developed and posted on website

**Review Process:** Applications are distributed to an Evaluation Committee for review and rating. Project descriptions and funding recommendations are submitted to the Hawaiian Homes Commission for action.

**Grant Amounts:** Not to exceed $100,000 per application

**Budget:** $500,000 annually

### 2.2 Training and Technical Assistance

**Objective:** Provide training and technical assistance to beneficiary organizations to assist in developing organizational visions and strategies, in securing resources, in successfully implementing their community projects, and in becoming stable, self-sufficient homestead communities. Evaluation indicators to measure program outcomes and results will need to be developed for each implementation action.

#### 2.2.1 Homestead Association Assistance

Planning staff will be assigned to serve as a liaison with homestead associations and beneficiary organizations to provide advice, pull in technical assistance, and serve as a point of contact and referral. As part of this role, staff will be available upon request and as budget permits to attend community and/or board meetings.

**Budget:** Staff time and cost for travel, lodging, coordination and presentation included in other budgets.

#### 2.2.2 Leadership Conference

Convene homestead association and beneficiary organization leaders annually to provide technical assistance and training and also to network and develop partnerships, collaborate on projects, and to share best practices with one another. Topics may include:

• Nonprofit Board Roles and Responsibilities
• Nonprofit Financial Management
• Strategic Planning
• Proposal and Grant Writing
• Project Action Planning
• Learning Circles
  Conference may be "piggy backed" on other similar conferences in attempts to partner and share costs.
  **Budget:** $75,000 with matching funds from USDA-RCDI grant and/or other sources
PROPOSED BUDGET

The table below highlights the annual amount and source of funding for each implementing action in the NHDPP.

<table>
<thead>
<tr>
<th>Implementation Action</th>
<th>Source of Funding</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>NHRF &amp; Reso. 257</td>
</tr>
<tr>
<td>1.1. Education</td>
<td></td>
</tr>
<tr>
<td>1.2 Homestead Opportunities Assistance Program</td>
<td></td>
</tr>
<tr>
<td>2.1 Hawaiian Home Lands Trust Grants</td>
<td></td>
</tr>
<tr>
<td>2.2 Training and Technical Assistance</td>
<td></td>
</tr>
<tr>
<td>Total Annual Budget</td>
<td>$1,000,000</td>
</tr>
</tbody>
</table>

*Subject to negotiation with outside funding source
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20 – 21, 2022

To: Chairman and Members, Hawaiian Homes Commission

Through: Andrew H. Choy, Planning Program Manager

From: Gigi O. Cairel, Grants Specialist

Subject: FOR INFORMATION ONLY - DHHL Grant Program Status Update

RECOMMENDED MOTION/ACTION
For information only. No action required.

BACKGROUND
The Department of Hawaiian Home Lands (DHHL) Grants program consists of the following:

- $4,677,407 total
  - $2,150,000 in State Grant-In-Aid Funds
  - $2,527,407 in DHHL Trust Funds
- Grants
  - 47 active grants
  - 37 nonprofit organizations with active grants

Authority
Pursuant to Chapter 6.1 of Title 10 Hawai‘i Administrative Rules (HAR), DHHL prepares the Native Hawaiian Development Program Plan (NHDPP) every two years for review and approval by the Hawaiian Homes Commission (HHC). The goal of the NHDPP is to "increase the self-sufficiency and self-determination of native Hawaiian individuals and native Hawaiian communities." This is accomplished through the NHDPP by "improve[ing] the general welfare and conditions of social, cultural, and other programs."
At the June 2020 regularly scheduled HHC meeting, HHC approved to time extend the NHDPP through June 30, 2022. Under separate submittal at the regularly scheduled HHC meeting in June 2022, DHHL seeks HHC approval to time extend the NHDPP through June 30, 2024. The department continues to implement the NHDPP areas of individual development (homeownership assistance and agriculture lessee assistance) and community development (i.e. community liaison, DHHL Trust grants, and State Grant-In-Aid administration.)

Further, pursuant to HAR §10-6.1-5 "... common to all types of assistance shall be the minimum requirement that the beneficiaries of the assistance must be native Hawaiian ... Grants shall only be awarded to public agencies and non-profit organizations."

Funding

The NHDPP is funded directly by the Native Hawaiian Rehabilitation Fund (NHRF), which was created by the 1978 Constitutional Convention to finance various activities intended to exclusively benefit native Hawaiians. This includes, but is not limited to, educational, economic, political, social and cultural processes by which the general welfare and conditions of native Hawaiians are improved and perpetuated. The source of funds for this fund is primarily derived from 30% of state receipts, derived from lands previously cultivated and cultivated as sugarcane lands and from water licenses. And, per HAR 10-6.1-6, NHDPP may also be funded by federal, state, county and private resources.

Under separate submittal, DHHL seeks HHC approval to allocate $7.5 million in new State General Funds as an additional source of funds for the DHHL Grants program. This is a one-time only occurrence in Fiscal Year 2023.

DISCUSSION

Current DHHL Grants Administration

Below is a summary of changes since the previous Grants Status Report in April 2021. See Exhibit A for a complete listing of all grants and for further details.
• State Grant-In-Aid (GIA)
  o Processed time extension for Waiohuli Hawaiian Homesteaders’ Association, Inc.
  o No Grants-In-Aid were assigned to DHHL from the State Legislature in CY 2021.

• Capacity Building Grants
  o Contract for Ahahui 'Aina Ho'opulapula o Waiohuli is in draft.
  o Contract for Wai'anae Valley Homestead Community Inc. is still pending documents from the fiscal sponsor.
  o Five (5) contracts were negotiated and drafted for the grant awards made at the February 2022 regularly scheduled HHC meeting. Four (4) out of the five (5) were fully executed.

• Project Implementation Grants for COVID-19 Relief projects
  o Contracts for all three (3) grant awards were finalized and executed.

• Regional Plan Priority Project Grants
  o Contracts for all five (5) grant awards made at the January 2021 regularly scheduled HHC meeting were finalized and executed.
  o An additional nine (9) contracts were negotiated and drafted for the grant awards made at the February 2022 regularly scheduled HHC meeting. Six (6) out of the nine (9) were fully executed.

• Hawaii Compliance Express (HCE) Not Compliant or Expired as of June 12, 2022
  o Ahahui Aina Hoopulapula o Waiohuli, Maui
  o Ahonui Homestead Association, Moloka‘i
  o Kaumana Hawaiian Homes Community Association, Hawai‘i
  o Panæ‘ewa Community Alliance, Hawai‘i
  o West Hawaii Parks and Athletic Corporation, Hawai‘i
  Fiscal sponsor for Lai Opua Community Development Corporation
Lastly, DHHL awarded a contract to the Hawai‘i Alliance of Nonprofit Organizations (HANO) to support DHHL with grants administration, including but not limited to tracking and monitoring grantee invoices and reports; and limited technical assistance to assist grantees with reporting.

RECOMMENDATION
For information only. No action required
<table>
<thead>
<tr>
<th>ISLAND</th>
<th>TYPE</th>
<th>ORGANIZATION (legal name)</th>
<th>PROJECT DESCRIPTION</th>
<th>START DATE</th>
<th>END DATE</th>
<th>DHHL Land Disposition (if applicable)</th>
<th>TOTAL GRANT</th>
<th>BALANCE</th>
<th>STATUS</th>
</tr>
</thead>
<tbody>
<tr>
<td>HAWAII</td>
<td>RP</td>
<td>Five Mountains Hawai‘i, Inc.</td>
<td>Planning and design for rural health center at the Waimea Community Center. Joint project with Waimea Homestead.</td>
<td>5/16/2021</td>
<td>7/31/2026</td>
<td>N/A</td>
<td>$100,000</td>
<td>$20,000</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>HAWAII</td>
<td>CB</td>
<td>Kailapa Community Association</td>
<td>Seek training on nonprofits, project management and administration, and grant writing.</td>
<td>6/30/2020</td>
<td>7/31/2022</td>
<td>N/A</td>
<td>$5,000</td>
<td>$500</td>
<td>ACTIVE Project Underway</td>
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<tr>
<td>HAWAII</td>
<td>RP</td>
<td>Kailapa Community Association</td>
<td>Community Center CIP</td>
<td>6/30/2020</td>
<td>7/31/2024</td>
<td>LIC 751</td>
<td>$100,000</td>
<td>$100,000</td>
<td>ACTIVE Project Underway</td>
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<tr>
<td>HAWAII</td>
<td>RP</td>
<td>Kailapa Community Association</td>
<td>Research and feasibility to use a DHHL well as a source and feasibility for a de-salination treatment facility</td>
<td>6/15/2022</td>
<td>7/31/2026</td>
<td>N/A</td>
<td>$49,375</td>
<td>$9,876</td>
<td>ACTIVE Project Underway</td>
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<tr>
<td>HAWAII</td>
<td>CB</td>
<td>Kaumana Hawaiian Homes Community Association</td>
<td>Increase membership, get training to create and maintain website, create and distribute KHHCA logo shirts to members, survey homesteaders and surrounding residents about community issues.</td>
<td>6/22/2017</td>
<td>12/31/2022</td>
<td>N/A</td>
<td>$4,900</td>
<td>$400</td>
<td>HCE NOT COMPLIANT</td>
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<tr>
<td>HAWAII</td>
<td>RP</td>
<td>Keaukaha Panaewa Farmers Association FS: Keaukaha Panaewa Community Alliance</td>
<td>Complete site master plan for the Agricultural Marketing and Training Center.</td>
<td>5/1/2021</td>
<td>5/31/2025</td>
<td>ROE 482</td>
<td>$100,000</td>
<td>$40,000</td>
<td>ACTIVE Project Underway</td>
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<tr>
<td>HAWAII</td>
<td>RP</td>
<td>Keaukaha Panaewa Farmers Association FS: Keaukaha Panaewa Community Alliance</td>
<td>Complete HRS Chapter 343 Environmental Assessment for the Agricultural Marketing and Training Center.</td>
<td>5/16/2022</td>
<td>7/31/2026</td>
<td>ROE 482</td>
<td>$85,000</td>
<td>$17,000</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>HAWAII</td>
<td>CB</td>
<td>Lai Opua Community Development Corp. FS: West Hawaii Parks &amp; Athletic Corp.</td>
<td>Obtain 501(c)3 and board training.</td>
<td>6/30/2020</td>
<td>7/31/2022</td>
<td>N/A</td>
<td>$5,000</td>
<td>$500</td>
<td>HCE NOT COMPLIANT</td>
</tr>
<tr>
<td>HAWAII</td>
<td>CB</td>
<td>La'Opu'a 2020</td>
<td>Increase communications and renew and increase partnerships for L2000's Workforce Development program</td>
<td>5/16/2022</td>
<td>7/31/2024</td>
<td>N/A</td>
<td>$5,000</td>
<td>$500</td>
<td>ACTIVE Project Underway</td>
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<tr>
<td>HAWAII</td>
<td>RP</td>
<td>La'Opu'a 2020</td>
<td>Community and stakeholder outreach on North Kona water source development</td>
<td>TBD</td>
<td>TBD</td>
<td>N/A</td>
<td>$100,000</td>
<td>$100,000</td>
<td>PENDING Contract in process</td>
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<tr>
<td>HAWAII</td>
<td>GIA-CIP</td>
<td>Pana'awa Community Alliance</td>
<td>Kamoleao Cultural Resource Center planning and design</td>
<td>6/1/2016</td>
<td>12/31/2022</td>
<td>LIC 788</td>
<td>$150,000</td>
<td>$75,000</td>
<td>HCE NOT COMPLIANT</td>
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<tr>
<td>HAWAII</td>
<td>CB</td>
<td>Pihonua Hawaiian Homestead Community Association</td>
<td>Secure new partnerships, promote board engagement, and increase membership through a logo design and creation process involving homesteaders, students, and faculty at HCC. Logo will be put on t-shirts, website, and educational materials.</td>
<td>8/4/2017</td>
<td>12/31/2020</td>
<td>N/A</td>
<td>$5,000</td>
<td>$500</td>
<td>PENDING Retro-active time extension</td>
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<td>HAWAII</td>
<td>RP</td>
<td>Waimea Hawaiian Homesteaders Association, Inc.</td>
<td>Technical assistance to homestead ranchers: apply for federal assistance, ranch plans, fencing.</td>
<td>5/16/2022</td>
<td>6/31/2026</td>
<td>N/A</td>
<td>$100,000</td>
<td>$100,000</td>
<td>PENDING Contract in process</td>
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<tr>
<td>ISLAND</td>
<td>GRANT TYPE</td>
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<td>PROJECT DESCRIPTION</td>
<td>START DATE</td>
<td>END DATE</td>
<td>DHHL Land Disposition (if applicable)</td>
<td>TOTAL GRANT</td>
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<td>STATUS</td>
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<tr>
<td>HAWAI'I</td>
<td>RP</td>
<td>Waimea Nui Community Development Corporation</td>
<td>Construction of water line and road to the Waimea Community Center property</td>
<td>5/16/2022</td>
<td>6/31/2026</td>
<td>GL 301</td>
<td>$100,000</td>
<td>$100,000</td>
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<tr>
<td>MAUI</td>
<td>CB</td>
<td>Ahaului Aina Hoopulapua o Waichuli</td>
<td>Board training, strategic planning, develop marketing strategies, develop organizational functions, increase membership.</td>
<td>TBD</td>
<td>TBD</td>
<td>N/A</td>
<td>$5,000</td>
<td>$5,000</td>
<td>PENDING</td>
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<tr>
<td>MAUI</td>
<td>RP</td>
<td>Ka 'Ohana o Kahikini, Inc.</td>
<td>Install a fog drip catchment system with water tanks/reservoirs</td>
<td>6/20/2018</td>
<td>12/31/2022</td>
<td>ROE 696</td>
<td>$100,000</td>
<td>$30,000</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MAUI</td>
<td>CB</td>
<td>Pa'upena Community Development, Inc.</td>
<td>Establish a part-time executive director and mentor next generation</td>
<td>5/16/2022</td>
<td>7/31/2024</td>
<td>N/A</td>
<td>$5,000</td>
<td>$500</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MAUI</td>
<td>RP</td>
<td>Waiehu Kou Phase 3 Association FS: Ka'ehu</td>
<td>Feasibility study on the use of a 4.0 acre property for a community garden, subsistence agriculture.</td>
<td>5/1/2021</td>
<td>5/31/2025</td>
<td>TBD</td>
<td>$92,805</td>
<td>$32,805</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MAUI</td>
<td>GIA-OP</td>
<td>Waichuli Hawaiian Homesteaders Association, Inc.</td>
<td>Administrative and operating costs</td>
<td>10/29/2019</td>
<td>6/30/2023</td>
<td>LIC 695</td>
<td>$150,000</td>
<td>$1,000</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MAUI</td>
<td>RP</td>
<td>Waichuli Hawaiian Homesteaders Association, Inc.</td>
<td>Conduct assessments to help determine technical, regulatory, financial, operational needs to advance DHHL's existing water test well into operations.</td>
<td>5/1/2021</td>
<td>5/31/2025</td>
<td>N/A</td>
<td>$100,000</td>
<td>$30,000</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MAUI</td>
<td>CB</td>
<td>Wakiu Community Development Corporation</td>
<td>Build community capacity through strategic planning, community engagement, fund/program development and evaluation</td>
<td>5/16/2022</td>
<td>7/31/2024</td>
<td>N/A</td>
<td>$5,000</td>
<td>$5,000</td>
<td>PENDING</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>CB</td>
<td>Ahonui Homestead Association</td>
<td>Startup operations; off-grid lifestyle training; advocate for the applicants; serve as the community partner for the Kuleana Homestead project in 'Ualapu'u.</td>
<td>6/30/2020</td>
<td>7/31/2022</td>
<td>N/A</td>
<td>$5,000</td>
<td>$500</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>CB</td>
<td>Ahupua'a o Moloka'i Ho'olehua Homestead Association Makakauhina Cooperative</td>
<td>Leadership development; increase membership; manage and maintain a website; and repair farm equipment to be shared.</td>
<td>6/30/2020</td>
<td>7/31/2022</td>
<td>N/A</td>
<td>$15,000</td>
<td>$1,500</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>GIA-CIP</td>
<td>Ahupua'a o Moloka'i</td>
<td>Renovations to the Ho'olehua Hale (old schoolhouse)</td>
<td>2/21/2020</td>
<td>8/31/2022</td>
<td>ROE 507</td>
<td>$100,000</td>
<td>$30,000</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>RP</td>
<td>Ahupua'a o Moloka'i</td>
<td>Alternative energy for Ho'olehua Hale and Kiwea Park (Kalama'ula)</td>
<td>6/30/2020</td>
<td>7/31/2024</td>
<td>ROE 507</td>
<td>$100,000</td>
<td>$50,000</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>RP</td>
<td>Hoolehua Homestead Agricultural Assoc FS: Homestead Community Dev Corp</td>
<td>Micro food systems on individual homestead lots</td>
<td>6/30/2020</td>
<td>7/31/2024</td>
<td>LIC 754</td>
<td>$13,832</td>
<td>$1,332</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>RP</td>
<td>Ho'opii Farmers Association</td>
<td>Shared farm equipment</td>
<td>5/16/2022</td>
<td>7/31/2026</td>
<td>N/A</td>
<td>$100,000</td>
<td>$50,000</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>CB</td>
<td>Kalama'ula Homesteaders Association</td>
<td>Update strategic plan and governing documents.</td>
<td>6/30/2020</td>
<td>7/31/2022</td>
<td>N/A</td>
<td>$5,000</td>
<td>$500</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>RP</td>
<td>Kalama'ula Homesteaders Association</td>
<td>Kiwea Park improvements</td>
<td>6/30/2020</td>
<td>7/31/2024</td>
<td>LIC 754</td>
<td>$100,000</td>
<td>$25,000</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>RP</td>
<td>Kalama'ula Homesteaders Association</td>
<td>Road improvements</td>
<td>5/16/2022</td>
<td>7/31/2026</td>
<td>N/A</td>
<td>$100,000</td>
<td>$20,000</td>
<td>ACTIVE</td>
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<tr>
<td>MOLOKA'I</td>
<td>GIA-CIP</td>
<td>Moloka'i Homestead Farmers Alliance Lanikeha Center Improvements</td>
<td></td>
<td>8/4/2016</td>
<td>12/31/2022</td>
<td>LIC 789</td>
<td>$1,750,000</td>
<td>$80,000</td>
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<tr>
<td>MOLOKA'I</td>
<td>CB</td>
<td>Moloka'i Homestead Farmers Alliance</td>
<td>Membership outreach and recruitment by organizing an Agricultural Festival.</td>
<td>6/30/2020</td>
<td>7/21/2022</td>
<td>N/A</td>
<td>$5,000</td>
<td>$500</td>
<td>ACTIVE</td>
</tr>
<tr>
<td>ISLAND</td>
<td>GRANT TYPE</td>
<td>ORGANIZATION (legal name)</td>
<td>PROJECT DESCRIPTION</td>
<td>START DATE</td>
<td>END DATE</td>
<td>DHHL Land Disposition (if applicable)</td>
<td>TOTAL GRANT</td>
<td>BALANCE</td>
<td>STATUS</td>
</tr>
<tr>
<td>--------</td>
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<td>------------------------------------------------------------------------------------------</td>
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</tr>
<tr>
<td>MOLOKA'I</td>
<td>PI-COVID</td>
<td>Moloka'i Homestead Farmers Alliance</td>
<td>COVID-19 Relief -- food, hot meals, clothing distribution</td>
<td>5/1/2021</td>
<td>5/31/2023</td>
<td>N/A</td>
<td>$200,000</td>
<td>$100,000</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>CB</td>
<td>Moloka'i Homestead Farmers Alliance</td>
<td>Community workshops on business planning and IRS 501(c)(3) application process</td>
<td>5/16/2022</td>
<td>7/31/2024</td>
<td>N/A</td>
<td>$5,000</td>
<td>$500</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>CB</td>
<td>Molokai Hawaiian Home Lands Kupuna FS: Moloka'i Homestead Farmers Alliance</td>
<td>To increase membership by conducting presentation on renewable energy appliances; to build board awareness</td>
<td>6/30/2020</td>
<td>7/21/2022</td>
<td>N/A</td>
<td>$5,000</td>
<td>$0</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>CB</td>
<td>Napuaie o Hina Hoopii Farmers</td>
<td>Board training, office equipment and supplies, and membership outreach</td>
<td>6/30/2020</td>
<td>7/21/2022</td>
<td>N/A</td>
<td>$10,000</td>
<td>$1,000</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>RP</td>
<td>Napuaie o Hina</td>
<td>Shared farm equipment</td>
<td>5/1/2021</td>
<td>5/31/2025</td>
<td>N/A</td>
<td>$100,000</td>
<td>$40,000</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>MOLOKA'I</td>
<td>AG</td>
<td>Sons of Ho'olehua Cooperative (Fiscal Sponsor: Suite Ana Bie Moloka'i)</td>
<td>Train and assist 4 Co-op members to develop ag lots into commercial farming businesses</td>
<td>9/29/2017</td>
<td>6/30/2020</td>
<td>N/A</td>
<td>$69,300</td>
<td>$26,300</td>
<td>PENDING time extension</td>
</tr>
<tr>
<td>O'AHU</td>
<td>CB</td>
<td>Aha Kuka FS: Princess Kahanu Estates Assoc.</td>
<td>Increase membership in PKEA and grow new board members</td>
<td>6/30/2020</td>
<td>7/31/2022</td>
<td>N/A</td>
<td>$5,000</td>
<td>$5,000</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>O'AHU</td>
<td>RP</td>
<td>Kanehili Community Association</td>
<td>Due diligence, EA and 6E for public park</td>
<td>5/1/2021</td>
<td>5/31/2025</td>
<td>LIC 834</td>
<td>$100,000</td>
<td>$40,000</td>
<td>ACTIVE Project Underway</td>
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<tr>
<td>O'AHU</td>
<td>CB</td>
<td>Princess Kahanu Estates Association</td>
<td>Membership outreach by hiring a facilitator to train and mentor participants in traditional Hawaiian food</td>
<td>6/30/2020</td>
<td>7/31/2022</td>
<td>N/A</td>
<td>$5,000</td>
<td>$500</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>O'AHU</td>
<td>RP</td>
<td>Princess Kahanu Estates Association</td>
<td>Expand the existing community center, incl. enclose the patio area to use as a multi-purpose room; add</td>
<td>6/30/2020</td>
<td>7/31/2024</td>
<td>LIC 406</td>
<td>$100,000</td>
<td>$50,000</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>O'AHU</td>
<td>RP</td>
<td>Princess Kahanu Estates Association</td>
<td>Expand the existing community center, incl. enclose the patio area to use as a multi-purpose room; add</td>
<td>5/16/2022</td>
<td>7/31/2026</td>
<td>LIC 406</td>
<td>$100,000</td>
<td>$50,000</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>O'AHU</td>
<td>CB</td>
<td>Princess Kahanu Estates Association</td>
<td>Establish a permanent imu</td>
<td>5/16/2022</td>
<td>7/31/2024</td>
<td>LIC 406</td>
<td>$5,000</td>
<td>$5,000</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>O'AHU</td>
<td>CB</td>
<td>Waianae Valley FS: TBD</td>
<td>Update governing documents and address compliance issues</td>
<td>TBD</td>
<td>TBD</td>
<td>N/A</td>
<td>$5,000</td>
<td>$5,000</td>
<td>PENDING Waiting on Fiscal Sponsor</td>
</tr>
<tr>
<td>STATEWIDE</td>
<td>PI-COVID</td>
<td>Helping Hands Hawaii</td>
<td>COVID-19 Relief -- financial assistance for rent, mortgage, utilities and client referrals to a network</td>
<td>6/30/2021</td>
<td>7/31/2023</td>
<td>N/A</td>
<td>$107,195</td>
<td>$39,695</td>
<td>ACTIVE Project Underway</td>
</tr>
<tr>
<td>STATEWIDE</td>
<td>PI-COVID</td>
<td>Ke Kula Nui O Waimanalo</td>
<td>COVID-19 Relief -- aquaponics and farm-train-the-trainer in Waimanalo, Hilo, Maui homesteads</td>
<td>5/1/2021</td>
<td>5/31/2021</td>
<td>N/A</td>
<td>$200,000</td>
<td>$145,000</td>
<td>ACTIVE Project Underway</td>
</tr>
</tbody>
</table>

**NOTES:**
HCE = Hawaii Compliance Express

<table>
<thead>
<tr>
<th>TOTAL AWARDED</th>
<th>$4,677,407</th>
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Balance remaining

<table>
<thead>
<tr>
<th>DHHL Trust</th>
<th>$2,527,407</th>
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</thead>
<tbody>
<tr>
<td>STATE GIA</td>
<td>$2,150,000</td>
</tr>
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</table>
# DHHL Grants Status Report
**June 20 - 21, 2022**

<table>
<thead>
<tr>
<th>ISLAND</th>
<th>GRANT TYPE</th>
<th>ORGANIZATION (legal name)</th>
<th>PROJECT DESCRIPTION</th>
<th>START DATE</th>
<th>END DATE</th>
<th>DHHL Land Disposition (if applicable)</th>
<th>TOTAL GRANT</th>
<th>BALANCE</th>
<th>STATUS</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>AG = DHHL Agriculture Peer-to-Peer grants</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>CB = DHHL Capacity Building grants</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>PI-COVID = DHHL Project Implementation grant for COVID-19 Relief</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>RP = DHHL Regional Plan Priority Project grants</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**GRANT TYPES:**
- AG = DHHL Agriculture Peer-to-Peer grants
- CB = DHHL Capacity Building grants
- PI-COVID = DHHL Project Implementation grant for COVID-19 Relief
- RP = DHHL Regional Plan Priority Project grants
- GIA-CIP = HRS Chapter 42F State Grant-In-Aid, Capital Improvement Project grant
- GIA-OP = HRS Chapter 42F State Grant-In-Aid, Operating grant
To: Chairman and Members, Hawaiian Homes Commission

From: Andrew Choy, Acting Planning Program Manager

Subject: For Information Only - Water Policy Plan Implementation Program Report for FY 2022 and Draft Water Policy Plan Implementation Program for FY 2023

RECOMMENDED MOTION/ACTION

For Information Only

DISCUSSION

This submittal provides (1) a report on progress made towards the Commission’s water policy objectives under the FY 2022 Water Policy Plan (“WPP”) Implementation Program (“IP”), and (2) a Proposed WPP-IP for FY 2023.

I. Purpose

The Hawaiian Homes Commission (HHC) Water Policy Plan was passed as a comprehensive water policy by and for the HHC in 2014. Based on our research, it was the first water policy of the Trust since passage of the Hawaiian Homes Commission Act (HHCA) in 1921. It was adopted by the HHC after three years of research and two rounds of beneficiary meetings across Hawai`i. The Policy Plan as adopted is attached here as Exhibit C, and is also available at http://dhhl.hawaii.gov/wp-content/uploads/2013/09/HHC-Water-Policy-Plan-140722.pdf

The WPP section on “Delegation of Authorities, Reporting, and Consultation” specifies that the Chairman shall annually seek approval from the HHC for a proposed IP in conjunction with the Department’s budget request. In addition, the Chairman shall annually report on progress on execution of the previous year’s approved IP. This submittal is in compliance with that provision.
II. Background.

At its July 22, 2014 meeting, the Commission adopted the WPP. The purpose of the WPP is to provide strategic, proactive, comprehensive, and consistent guidance to the Commission, Department of Hawaiian Home Lands (“Department”), and beneficiaries on water related issues, actions, and decisions.

The Planning Office (“PO”) is the lead division for the WPP-IP. However, as responsibilities for water are currently held throughout the department, implementation requires coordination across the agency.

Because of the timing of the approval of the WPP in July 2014, the FY 2016 WPP IP was the first submitted prior to the beginning of the fiscal year and the first evaluated on a full-year basis. This submittal contains the seventh full year of evaluation and the eighth WPP IP submitted for consideration by the HHC.

Beneficiaries, the HHC, and DHHL staff identified twenty-three key goals that would advance DHHL water rights and development to fulfill the HHCA. As adopted, the WPP identified four of these as Priority Goals as the focus of implementation.

1. Affirmatively communicate with beneficiaries regarding water decisions, performance, and water rights on a regional and annual basis.
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.
3. Develop and manage a Water Assets Inventory (WAI).
4. Support watershed protection and restoration on DHHL lands and source areas for DHHL water.

III. Summary of Performance on the FY 2022 WPP-IP

The FY 2022 WPP IP, as in previous years, has focused on the four priority goals of the WPP IP, with other goals pursued at the direction of the HHC and Chairman as conditions warrant and resources allow. Importantly, the consistent investment in advocacy (Goal 2) has continued to realize critical objectives, including the awarding of water reservations to DHHL for future use in the years and decades to come.
The most significant accomplishments for FY have been:

1) On July 21, 2021 the Commission on Water resource Management (CWRM) unanimously approved the Department’s Water Use Permit Application (WUPA) to increase pumping to .595 million gallons a day (mgd) for our Kauluwai 1 & 2 wells at Kualapu`u, for existing and new homestead uses. Issuance of this permit achieved a goal pursued by DHHL since July 2, 1993 when it filed its first WUPA for these wells (twenty-nine years ago);

2) In partnership with the Ka Huli Ao Center for Excellence in Native Hawaiian Law, presented training to leadership of the four County water systems and beneficiary trainings targeting Moloka`i, Maui Hikina, and West Kaua'i;

3) Following beneficiary consultation and HHC acceptance, filed groundwater reservation requests for reservation by rule on Molokai to the Commission on Water Resource Management;

4) Working with the Maui County Council, secured an exemption for DHHL projects under their water availability ordinance;

5) Working with the Hawai`i County Council, secured up to $14 million in revenues from future sales related to the Kumu Hou project for use in water related needs for native Hawaiian housing in South Kohala; and

6) Pursued a Contested Case Hearing on proposed appraisal methods for water leases by the Board of Land and Natural Resources

2022 Challenges and Opportunities

Not all objectives under each Goal were achieved this fiscal year. The loss of the Department Water Resource Management Specialist near the beginning of the second quarter of FY 2020 was never rectified due to the ongoing state hiring freeze.

In addition, as in past years, developments in ongoing water disputes had critical implications for the Department’s interests in water. Ongoing conflicts regarding ground and surface and ground water related to DHHL water needs in East
Maui, Honokowai Maui, Wailua, Kaua‘i, and Ka‘ū required focused staff and consultant efforts. Consistent implementation of the WPP since 2014 has allowed staff and consultants to be better prepared to work ensure the rights of the beneficiaries, Hawaiian Homes Commission, and the DHHL were protected and enhanced.

IV. Proposed FY 2023 WPP-IP.

The overall WPP IP for 2023 appears as Exhibit B; six items seek new allocations. The proposed WPP-IP FY2023 budget is $880,000. The investments proposed for HHC funding are expected to continue the policy outcomes that have resulted from the passage and implantation of the WPP.

The following describes general areas of expenditures under subparts of WPP-IP FY 2023 goals, which are detailed as Exhibit B.

Goal 1.b. $200,000 Continue to train beneficiaries regarding DHHL water rights, including through in person and remote learning and networking among beneficiary communities.

Goal 5.b. $100,000 Water Source Development and Credit Agreements: Planning, environmental compliance and related matters.

Goal 5.c. $100,000 Ka‘ū Water System Long-term asset management, operations, and management plan.

Goal 5.d. $200,000 Water Systems Rate Study (Pu‘ukapu).

Goal 5.e. $100,000 DHHL Water System Customer Education Services.

All Goals $180,000 Contractor to assist DHHL with WPP IP implementation, water initiatives and advocacy

Total: $880,000

Other major foci in FY 2023 will be continued work to assert water rights related to other HRS 171-58 water lease renewals across Hawai‘i. This will involve work with the
Department of Land and Natural Resources (DLNR) to transform water revocable permits into long term leases.

RECOMMENDED MOTION/ACTION

None; for information only.
Exhibit A. Summary of Performance on the FY 2022 WPP-IP

The FY 2022 WPP IP, as in previous years, has focused on the four priority goals of the WPP IP, with other goals pursued at the direction of the HHC and Chairman as conditions warrant and resources allow. Importantly, the consistent investment in advocacy (Goal 2) has continued to realize critical objectives, including the awarding of water reservations to DHHL for future use in the years and decades to come.

The most significant accomplishments for FY have been:

1) On July 21, 2021 the Commission on Water resource Management (CWRM) unanimously approved the Department’s Water Use Permit Application (WUPA) to increase pumping to .595 million gallons a day (mgd) for our Kauluwai 1 & 2 wells at Kualapu`u, for existing and new homestead uses. Issuance of this permit achieved a goal pursued by DHHL since July 2, 1993 when it filed its first WUPA for these wells (twenty-nine years ago).

2) In partnership with the Ka Huli Ao Center for Excellence in Native Hawaiian Law, presented training to leadership of the four County water systems and beneficiary trainings targeting Moloka`i, Maui Hikina, and West Kaua`i.

3) Submitted formal groundwater reservation requests for reservation by rule on Molokai to the Commission on Water Resource Management.

4) Working with the Maui County Council, secured an exemption for DHHL projects under their water availability ordinance.

5) Working with the Hawai`i County Council, secured up to $14 million in revenues from future sales related to the Kumu Hou project for use in water related needs for native Hawaiian housing in South Kohala.

6) Pursued a Contested Case Hearing on proposed appraisal methods for water leases by the Board of Land and Natural Resources.
2022 Challenges and Opportunities

Not all objectives under each Goal were achieved this fiscal year. The loss of the Department Water Resource Management Specialist near the beginning of the second quarter of FY 2020 was never rectified due to the ongoing state hiring freeze.

In addition, as in past years, developments in ongoing water disputes had critical implications for the Department’s interests in water. Ongoing conflicts regarding ground and surface and ground water related to DHHL water needs in East Maui, Honokowai Maui, Wailua, Kaua‘i, and Ka‘ū required focused staff and consultant efforts. Consistent implementation of the WPP since 2014 has allowed staff and consultants to be better prepared to work ensure the rights of the beneficiaries, Hawaiian Homes Commission, and the DHHL were protected and enhanced.
Table I. Summary of FY 2022 WPP IP Performance

<table>
<thead>
<tr>
<th></th>
<th>Implementation Action(s)</th>
<th>Cost / resource estimate</th>
<th>Estimated expenses</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>a. Annually and regionally present on DHHL water projects and issues in conjunction with HHC meetings.</td>
<td>Staff time: 80 hr. Consultant time: 80 hr.</td>
<td>Within PO budget and consultant contracts</td>
</tr>
<tr>
<td>1.</td>
<td>b. Develop and execute ten targeted trainings on water rights for beneficiaries over two years in collaboration with the William S. Richardson School of Law’s Ka Huli Ao program and others as available and appropriate.</td>
<td>Staff time: 100 hr. Consultant time: 300 hr.</td>
<td>$200,000 contract in budget request</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Subtotal</td>
<td>$200,000</td>
</tr>
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</table>

Goal 1. Affirmatively communicate with beneficiaries regarding water decisions, performance, and water rights on a regional and annual basis.
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.

<table>
<thead>
<tr>
<th>#</th>
<th>Implementation Action(s)</th>
<th>Cost / resource estimate</th>
<th>Estimated expenses</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.</td>
<td>Continue advocating for funds due to the NHRF.</td>
<td>Staff time: 100 hr.</td>
<td>Within PO budget and consultant contracts</td>
</tr>
<tr>
<td>a.</td>
<td></td>
<td>Consultant time: 200 hr.</td>
<td></td>
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<tr>
<td>2.</td>
<td>Secure water reservations pursuant to Hawai‘i Revised Statutes, Chapter 174C &amp; Section 171-58</td>
<td>Staff time: 200 hr.</td>
<td>Within PO budget and consultant contracts</td>
</tr>
<tr>
<td>b.</td>
<td>i. Seek additional water reservations for surface and ground water across the islands as appropriate.</td>
<td>Consultant time: 400 hr.</td>
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<td>ii. Continue pursuit of implementation of reservations.</td>
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<td>ii. Assert reservation needs in conjunction with water licensing under HRS 171-58</td>
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<tr>
<td>2.</td>
<td>Continue efforts to ensure regulatory compliance</td>
<td>Staff time: 100 hr.</td>
<td>Within PO budget and consultant contracts</td>
</tr>
<tr>
<td>c.</td>
<td>i. Continue regular comments on BLNR, CWRM actions, and other agency actions that could affect DHHL water rights;</td>
<td>Consultant time: 100 hr.</td>
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<td></td>
<td>ii. Continue to coordinate with OHA staff on identification and tracking of water issues;</td>
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<td>ii. Develop a method for utilizing WAI information in comment letters;</td>
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<td>Implementation Action(s)</td>
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<td>Estimated expenses</td>
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<tr>
<td>2.</td>
<td><strong>d.</strong> Water Planning</td>
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<td></td>
<td>i. Participate in and comment on all updates to the Hawai`i Water Plan and County Plans that will affect DHHL and beneficiary water kuleana</td>
<td>Staff time: 35 hr. Consultant time: 60 hr.</td>
<td>Within PO budget and consultant contracts</td>
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<td></td>
<td>ii. Coordinate DHHL agricultural water systems development planning with State and county community plans.</td>
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<tr>
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<td>ii. Coordinate with DHHL staff working on subsistence agricultural plans.</td>
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<tr>
<td></td>
<td><strong>e.</strong> Comment on water rights-related legislative and other agency rulemaking actions as necessary and directed.</td>
<td>Staff time: 20 hr. Consultant time: 40 hr.</td>
<td>Within PO budget and consultant contracts</td>
</tr>
<tr>
<td></td>
<td><strong>f.</strong> Work with authorized outside counsel as applicable to assert DHHL water rights through legal mechanisms; Use of expert witnesses if attempts to mediate ongoing disputes are unsuccessful in administrative proceedings</td>
<td>Staff time: 30 hr. Consultant time: 225 hr.</td>
<td>Within PO budget and consultant contracts</td>
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<td></td>
<td>Subtotal</td>
<td>Staff: 485 hr. Consultant: 1,025 hr.</td>
<td>Obligated funds</td>
</tr>
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</table>
Goal 3. Develop and manage a Water Assets Inventory (WAI).

<table>
<thead>
<tr>
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<th>Cost / resource estimate</th>
<th>Estimated expenses</th>
</tr>
</thead>
<tbody>
<tr>
<td>3. a.</td>
<td>(Former 3.b.) Integrate Cultural Water Assets Inventory into DHHL decision-making</td>
<td>Goal 3.c. Staff time: 40 hr. Goal 3.c. Consultant time: 40 hr.</td>
<td>Within PO budget and consultant contracts</td>
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<td></td>
<td>Subtotal</td>
<td>Staff: 40 Consultant: 40</td>
<td>Obligated funds</td>
</tr>
</tbody>
</table>
Goal 4. Support watershed protection and restoration on DHHL lands and source areas for DHHL water.

<table>
<thead>
<tr>
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<th>Implementation Action(s)</th>
<th>Cost / resource estimate</th>
<th>Estimated expenses</th>
</tr>
</thead>
<tbody>
<tr>
<td>4.</td>
<td>Implementation of any conditions placed on a granted WUPA for the Kauluwai 1&amp;2 wells by CWRM</td>
<td>Unknown, dependent on CWRM action</td>
<td>Unknown, to be covered by existing resources or grant funds</td>
</tr>
</tbody>
</table>
5. Other WPP Goals: Implementation of additional WPP goals based on the availability of resources

<table>
<thead>
<tr>
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<th>Implementation Action(s)</th>
<th>Cost / resource estimate</th>
<th>Estimated Expenses</th>
</tr>
</thead>
<tbody>
<tr>
<td>5. a.</td>
<td>Staff and organize the DHHL consistent with importance of water to the trust. i. Train and update them on issues addressed DHHL water team and positions taken on those issues.</td>
<td>5.a. Staff time: 20 hr. 5.a. Consultant time: 40 hr.</td>
<td>Within PO budget</td>
</tr>
<tr>
<td>5. b.</td>
<td>Water Source Development: Planning, environmental compliance and related matters for water source development in homestead communities statewide</td>
<td>5.b. Staff time: 160 hr. 5.b. Consultant time: 160 hr. (not including third parties)</td>
<td>$350,000 in budget request</td>
</tr>
<tr>
<td>5. c.</td>
<td>Ho`olehua Water System Long-term asset management, operations, and management plan.</td>
<td>5.c. Staff time: 160 hr.</td>
<td>$400,000 contract in budget request</td>
</tr>
</tbody>
</table>

Subtotal | Staff: 500  Consultant: 590 | $750,000 |

**Additional Significant WPP Related activities not covered by a particular IP goal**

- Continued work on drafting Water Credit Management Procedures
- Successful support of Wai`oli Kaua'i Kalo farmers securing various approvals to continue kalo farming, and beneficiary consultation on the same as they related to DHHL water reservations and water lease revenue.
Additional Information

In addition to the information presented above and in the main HHC submittal, regional updates on Water Issues and Projects have been provided during the year to the HHC.
I. Proposed FY 2023 WPP-IP.

The overall WPP IP for 2023 appears as Exhibit B; six items seek new allocations. The proposed WPP-IP FY2023 budget is $880,000. The investments proposed for HHC funding are expected to continue the policy outcomes that have resulted from the passage and implantation of the WPP.

The following describes general areas of expenditures under subparts of WPP-IP FY 2023 goals, which are detailed as Exhibit B.

Goal 1.b. $200,000 Continue to train beneficiaries regarding DHHL water rights, including through in person and remote learning and networking among beneficiary communities.

Goal 5.b. $100,000 Water Source Development and Credit Agreements: Planning, environmental compliance and related matters.

Goal 5.c. $100,000 Ka`ū Water System Long-term asset management, operations, and management plan.

Goal 5.d. $200,000 Water Systems Rate Study (Pu`ukapu).

Goal 5.e. $100,000 DHHL Water System Customer Education Services.

All Goals $180,000 Contractor to assist DHHL with WPP IP implementation, water initiatives and advocacy

**Total:** $880,000

Other major foci in FY 2023 will be continued work to assert water rights related to other HRS 171-58 water lease renewals across Hawai`i. This will involve work with the Department of Land and Natural Resources (DLNR) to transform water revocable permits into long term leases.
Estimates of staff and consultant time are included below. Except where noted, the target date for completion is June 30, 2023. The Planning Office ("PO") is the lead Department of Hawaiian Home Lands ("DHHL") division for the WPP-IP. Resources for certain implementation actions are not specified when they are conducted by other divisions or included in other portions of the PO budget.
Goal 1. Affirmatively communicate with beneficiaries regarding water decisions, performance, and water rights on a regional and annual basis.

<table>
<thead>
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<th>Implementation Action(s)</th>
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<th>Estimated expenses</th>
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</thead>
<tbody>
<tr>
<td>1.</td>
<td>a. Annually and regionally present on DHHL water projects and issues in conjunction with HHC meetings.</td>
<td>Staff time: 80 hr.</td>
<td>Within PO budget and consultant contracts</td>
</tr>
<tr>
<td></td>
<td>b. Develop and execute ten targeted trainings on water rights for beneficiaries over two years in collaboration with the William S. Richardson School of Law’s Ka Huli Ao program and others as available and appropriate.</td>
<td>Staff time: 100 hr.</td>
<td>$200,000 contract in budget request</td>
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<tr>
<td></td>
<td></td>
<td>Consultant time: 80 hr.</td>
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<tr>
<td></td>
<td></td>
<td>Consultant time: 300 hr.</td>
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<td></td>
<td></td>
<td>Subtotal: 180 hr.</td>
<td>$200,000</td>
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<td></td>
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<td>Consultant: 380 hr.</td>
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</table>
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.

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<tbody>
<tr>
<td>2.</td>
<td>Continue advocating for funds due to the NHRF.</td>
<td>Staff time: 100 hr. Consultant time: 200 hr.</td>
<td>$180,000 in budget request for 2.a. – 2.e.</td>
</tr>
<tr>
<td>2.</td>
<td>Secure water reservations pursuant to Hawai‘i Revised Statutes, Chapter 174C &amp; Section 171-58</td>
<td>Staff time: 200 hr. Consultant time: 400 hr.</td>
<td>$180,000 in budget request for 2.a. – 2.e.</td>
</tr>
<tr>
<td></td>
<td>i. Seek additional water reservations for surface and ground water across the islands as appropriate.</td>
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<td>ii. Continue pursuit of implementation of reservations.</td>
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<td>2.</td>
<td>Continue efforts to ensure regulatory compliance</td>
<td>Staff time: 100 hr. Consultant time: 100 hr.</td>
<td>$180,000 in budget request for 2.a. – 2.e.</td>
</tr>
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<td>2.</td>
<td>i. Continue regular comments on BLNR, CWRM actions, and other agency actions that could affect DHHL water rights;</td>
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<td>2.</td>
<td>ii. Continue to coordinate with OHA staff on identification and tracking of water issues;</td>
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<td>ii. Develop a method for utilizing WAI information in comment letters;</td>
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<td>2.</td>
<td>Water Planning</td>
<td></td>
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<td></td>
<td>d. Participate in and comment on all updates to the Hawai‘i Water Plan and County Plans that will affect DHHL and beneficiary water kuleana</td>
<td>Staff time: 35 hr. Consultant time: 60 hr.</td>
<td>$180,000 in budget request for 2.a. – 2.e.</td>
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<td></td>
<td>i. Coordinate DHHL agricultural water systems development planning with State and county community plans.</td>
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<td>ii. Coordinate with DHHL staff working on subsistence agricultural plans.</td>
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<td>2.</td>
<td>Comment on water rights-related legislative and other agency rulemaking actions as necessary and directed.</td>
<td>Staff time: 20 hr. Consultant time: 40 hr.</td>
<td>$180,000 in budget request for 2.a. – 2.e.</td>
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<td>2.</td>
<td>Work with authorized outside counsel as applicable to assert DHHL water rights through legal mechanisms; Use of expert witnesses if attempts to mediate ongoing disputes are unsuccessful in administrative proceedings</td>
<td>Staff time: 30 hr. Consultant time: 225 hr.</td>
<td>Within PO budget and consultant contracts</td>
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<td></td>
<td></td>
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<tr>
<td></td>
<td>Subtotal</td>
<td>Staff: 485 hr.</td>
<td>$180,000 in budget request for 2.a. – 2.e.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Consultants: 1,025 hr.</td>
<td></td>
</tr>
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</table>
Goal 3. Develop and manage a Water Assets Inventory (WAI).

<table>
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<tr>
<td>3. a.</td>
<td>(Former 3.b.) Integrate Cultural Water Assets Inventory into DHHL decision-making</td>
<td>Goal 3.c. Staff time: 40 hr. Goal 3.c. Consultant time: 40 hr.</td>
<td>Within PO budget and consultant contracts</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Subtotal Staff: 40 Consultant: 40</td>
<td>Obligated funds</td>
</tr>
</tbody>
</table>


Goal 4. Support watershed protection and restoration on DHHL lands and source areas for DHHL water.

<table>
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</thead>
<tbody>
<tr>
<td>4.</td>
<td>a. Implementation of any conditions placed on a granted WUPA for the Kauluwai 1&amp;2 wells by CWRM</td>
<td>TBD</td>
<td>TBD, to be covered by existing resources or grant funds</td>
</tr>
</tbody>
</table>
5. Other WPP Goals: Implementation of additional WPP goals based on the availability of resources

<table>
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<tbody>
<tr>
<td>5.</td>
<td>Staff and organize the DHHL consistent with importance of water to the trust.</td>
<td>5.a. Staff time: 20 hr.</td>
<td>Within PO budget</td>
</tr>
<tr>
<td></td>
<td>i. Train and update them on issues addressed DHHL water team and positions taken on those issues.</td>
<td>5.a. Consultant time: 40 hr.</td>
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<tr>
<td>5.</td>
<td>Water Source Development: Planning, environmental compliance and related matters for water source development in homestead communities statewide</td>
<td>5.b. Staff time: 160 hr.</td>
<td>$100,000 in budget request</td>
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<td></td>
<td></td>
<td>5.b. Consultant time: 160 hr.</td>
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<td>(not including third parties)</td>
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<tr>
<td>5.</td>
<td>Water System Long-term asset management, operations, and management plan (Ka`ū)</td>
<td>5.c. Staff time: 80 hr.</td>
<td>$100,000 in budget request</td>
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<tr>
<td>5.</td>
<td>Water Systems Rate Study (Pu`ukapu)</td>
<td>5.d. Staff time: 80 hr.</td>
<td>$200,000 in budget request</td>
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<tr>
<td>5.</td>
<td>DHHL Water System Customer Education Services</td>
<td>5.e. Consultant time TBD</td>
<td>$100,000 in budget request</td>
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<td></td>
<td></td>
<td>Subtotal: 500</td>
<td>$750,000</td>
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<td></td>
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<td>Consultant: 590+</td>
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</tbody>
</table>
Vision

Our vision is that there will be adequate amounts of water and supporting infrastructure so that homestead lands will always be usable and accessible, to enable us to return to our lands to fully support our self-sufficiency and self-determination in the administration of the Hawaiian Homes Commission Act (HHCA), and the preservation of our values, traditions, and culture.

Mission

In a manner consistent with our values, the Hawaiian Homes Commission (HHC) and Department of Hawaiian Home Lands (DHHL) shall strive to ensure the availability of adequate, quality water by working cooperatively to:

• Understand our trust water assets;
• Plan for our water needs;
• Aggressively understand, exercise and assert our kuleana as stewards of water;
• Develop and protect water sources; and
• Manage water systems.

Values

1. Waiwai: Mōhala i ka wai ka maka o ka pua. Unfolded by the water are the faces of the flowers. The availability of water to our lands and people is integral to the trust and our mission.

2. Waihona: Ua lehulehu a manomano ka `ikena a ka Hawai`i. Great and numerous is the knowledge of the Hawaiians. Honoring and documenting our knowledge about water is essential to managing it.

3. Mālama: He ali`i ka `āina; he kauwā ke kanaka. The land is a chief; man is its servant. We consider water to be part of our genealogy and so we manage it in a manner that cares for its long-term sustainability for all things, as we also use it productively for our mission.

4. Laulima: E lauhoe mai nā wa`a; i ke kā, i ka hoe; i ka hoe, i ke kā; pae aku i ka `āina. Everybody paddle the canoes together; bail and paddle, paddle and bail, and the shore is reached. We are one people who now share Hawai`i with others. DHHL is only one of many Hawaiian serving institutions. We will assert our rights while considering our larger lāhui `ōiwi and the larger world in which we live.
Policies

The HHC and the DHHL are seeking to be proactive in our management of water. Our Priority Policies are to:

1. Expressly determine and plan for future water needs and actively participate in broader water management, use and protection efforts in Hawai`i in order to secure water.

2. Aggressively exercise, reclaim, and protect Hawaiian homestead water kuleana.

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

4. Affirmatively communicate our decisions, our reasoning, and our performance in managing, stewarding, and using water before and after making major water decisions.

Additionally, the HHC and the DHHL should consider in their work the following statements:

5. Educate beneficiaries, the DHHL, HHC, and other stakeholders continually on our water kuleana.

6. Foster self-sufficiency of beneficiaries by promoting the adequate supply of water for homesteading when developing or managing water.

7. Foster the self-determination of beneficiaries by seeking ways for beneficiaries to participate in the management of water by delegating authority related to water subject to the discretion of the HHC as described in the HHCA.

8. Make water decisions that incorporate traditional and place-based knowledge of our people and are clear and methodical in their reasoning.

9. Make efforts to understand, maintain, and improve the quality of water as it moves into and through our lands and is used by beneficiaries.

10. Affirmatively consider the development and use of alternative sources of water and efficiency measures in water decision-making.

11. Ensure that water decisions are consistent with other Departmental policies, programs, and plans including but not limited to the Energy Policy and Agricultural Program.

12. Explicitly consider water availability and the costs to provide adequate water when developing new homestead areas, designating land uses, issuing land dispositions, or exchanging properties.
Goals

To make progress on achieving our Mission and complying with our Policies, the Priority Goals of the HHC and the DHHL are to:

1. Affirmatively communicate with beneficiaries regarding water decisions, performance, and water rights on a regional and annual basis.
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.
3. Develop and manage a Water Assets Inventory (WAI).
4. Support watershed protection and restoration on DHHL lands and source areas for DHHL water.

Additional goals that DHHL and the HHC shall seek to achieve, based on the availability of resources, organized by Mission activities, are:

Part I. Understand our trust water assets
   1. Revise the DHHL submittal template to the HHC for water related decisions.
   2. Revise budgets to show the total costs of a) water system management b) all spending on water issues.
   3. Staff and organize the DHHL consistent with importance of water to the trust.

Part II. Plan for our water needs
   4. Determine current and foreseeable future needs based upon periodic reviews of water availability projections that incorporate climate change, projected beneficiary demand, alternative sources and efficiency measures.
   5. Design homesteads and manage lands to create and enhance water availability, optimizing costs, use of alternative sources and efficiency measures.

Part III. Aggressively understand, exercise and assert our water rights
   6. Secure adequate and enforceable reservations of water for current and foreseeable future needs for all of its lands across the islands.
   7. Partner with trust beneficiaries in water advocacy efforts.
   8. Engage in updates to all Hawai‘i Water Plan elements to ensure DHHL water needs and rights are addressed.
   9. Advocate that all Water Use Permit Applications properly address the water rights of DHHL and other Hawaiian water rights.
10. Advocate that County Boards of Water Supply and other County agencies that affect water have the spirit of the HHCA faithfully carried out to protect DHHL water uses as a Public Trust use of water and manage rates so they are affordable by beneficiaries.

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

**Part IV. Develop and protect water sources**

12. Carefully weigh alternatives regarding the dedication or DHHL management of new water systems.

13. Methodically and consistently manage and allocate water credits.

14. Support the drilling of wells by beneficiaries for their own use on lots where appropriate.

15. Partner with Department of Health and others on water quality education and outreach.

16. Continue to pursue development of agricultural water systems.

**Part V. Manage water systems**

17. Secure revenue and reduce operation costs so DHHL water systems break even financially over the long term.

18. Increase security and reliability for DHHL water users.

19. Pursue resolution by the Department of Agriculture of prior audit findings in the management of the Moloka`i Irrigation System and full repair of the System.
Delegation of Authorities, Reporting, and Consultation

1. Delegation
   a. The HHC delegates authority to the Chairperson to prepare an Implementation Program for this Water Policy Plan, which shall be subject to the approval by HHC. The Program shall identify tasks to implement each goal, and shall specify tasks that apply statewide as well as tasks that apply to different islands or regions under each goal.

2. Reporting
   a. The Chairperson shall submit the proposed Implementation Program to the HHC annually in conjunction with the Department’s budget request.
   b. The Chairperson shall annually report on progress on execution of the approved Implementation Program and overall progress towards achieving the goals of and maintaining compliance with the Water Policy Plan.

3. Consultation
   a. The Chairperson shall consult with the HHC on any major water issues not contained in the Implementation Program.

Legal Authorities

1. Hawai`i State Constitution
2. Hawaiian Homes Commission Act of 1921, as amended
3. Hawai`i State Water Code, HRS 174C
4. In the Matter of Water Use Permit Applications (Waiāhole I case)
5. Wai`ola o Moloka`i
6. Kauai Springs, Inc. v. Planning Commission of the County of Kauai

Related Plans and Policies

1. DHHL General Plan
2. DHHL Energy Policy
3. Hawaiian Homes Commission Beneficiary Consultation Policy

References

2. Aia i hea ka wai a Kāne? (Traditional chant, “Where is the water of Kāne?”)
Definitions

Alternative sources: Alternative sources include but are not limited to the water developed through reuse and recycling technologies and best practices, capture of flood waters, desalinated waters, and other sources as may be appropriate for proposed uses.

Hawai`i Water Plan: The Hawai`i Water Plan and its parts, as detailed in Part III of the Hawai`i State Water Code (HRS 174C), is the state’s “program of comprehensive water resources planning to address the problems of supply and conservation of water” (HRS 174C-2(b)).

Efficiency Measures: Efficiency measures include optimal design and development, alternative energy utilization, changing in behavioral practices and technologies that support onsite distributed wastewater systems.

Kuleana: Kuleana encompasses both rights and responsibilities. DHHL’s water kuleana includes its responsibilities under its mission and the legal rights to water enshrined in the HHCA and state Constitutional and statutory provisions. Kuleana exists within the genealogical and spiritual relationship between water and the lāhui `ōiwi.

Public Trust: As delineated in the Hawai`i Supreme Court Waiāhole I and Wai`ola O Moloka`i cases, public trust uses of water include domestic uses, traditional and customary Hawaiian rights, the protection and procreation of fish and wildlife, the maintenance of proper ecological balance and scenic beauty, and reservations of water for the DHHL.

Water: In this policy, water includes mists, fog, rain, and other precipitation; water as it flows above or below ground, and into the ocean; water used for homesteading; alternative sources including waste, brackish, and salt water; water used in the exercise of traditional and customary practices; infrastructure used to produce, store and transmit water; and water we use as well as water to which we have rights.

Water Assets Inventory (WAI): A comprehensive geographically referenced database of the water assets of the DHHL, including traditional knowledge related to water, DHHL owned water infrastructure, current and future water demand, water agreements, water credits, and potential water sources.

Approval Date
Policy approved by the Hawaiian Homes Commission on July 22, 2014.
HAWAIIAN HOMES COMMISSION
JUNE 20 & 21, 2022
INTERACTIVE CONFERENCE
TECHNOLOGY

H – ITEMS
ADMINISTRATIVE SERVICES OFFICE
TO: Chairman and Members, Hawaiian Homes Commission
FROM: Administrative Services Officer
SUBJECT: Item H-1 – Approval of Fiscal Year 2023 Department of Hawaiian Home Lands Budget

This submittal will be sent under separate cover.
TO: Chairman and Members, Hawaiian Homes Commission

FROM: Rodney Lau, Administrative Services Officer

SUBJECT: Item H-2 – Transfer of Hawaiian Home Receipts Fund Money at the End of the Fourth Quarter, FY 2022

This submittal will be sent under separate cover.
HAWAIIAN HOMES COMMISSION
JUNE 20 & 21, 2022
FACE-TO-FACE &
INTERACTIVE CONFERENCE
TECHNOLOGY

J – ITEMS
REQUESTS TO ADDRESS THE
COMMISSION
STATE OF HAWAIʻI
DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP
Tuesday, June 21, 2022

J-1 Kaleo Cullen – Kahikinui Parcel
J-2 Al Hee - Telecommunications
J-3 Alfred Spinney - Application Waitlist
J-4 Malia Greaney – Molokaʻi Water System Improvements
J-5 Bo Kahui - LaiOpua
J-6 Dayne Kahau – Papakolea Lease
J-7 Allen Cardines – Nānākuli Neighborhood Security Watch Update
J-8 Ainaaloha Ioane & Kelii Ioane – Kings Landing
J-9 Blossom Feiteira – Various
J-10 Homelani Schaedel – Maluohai
J-11 Lillian Kaeha – the original PHHLCA
J-12 Kauilani Almeida - PHHLCA
J-13 Ke'ali'i Kahaapea – Project Kamoleao
J-14 Emmitt Freitas – Kahikinui
J-15 Kekoa Enomoto – Maui/Lanaʻi Mokupuni Council
J-16 Robin Kealiinohomoku – Cancelation of Hawaiian Homes Application
J-17 Annette Kailihou - Maui Lease
Aloha Leah,

can I please be added to the June J agenda? I would like to cover the 2 acre parcel in Ulupalakua and to ask the Department and the Commission to direct any Organizations wanting to conduct business in Moku O Kahikinui to Ka Ohana O Kahikinui Inc. Our Community is being divided because those who do not live there thinks there's two Associations and it's causing a lot of confusion!

Mahalo Nui,
KC
Aloha e Chairman Aila!

I would like to address the Commission at the June meeting. When I addressed them at their May meeting, the Bankruptcy Court had not issued its order as the hearing was the day before. I think the Commissioners should see the results of what DHHL’s attorneys have advocated. The saying “be careful what you wish for” may be applicable.

Mahalo,
al
Aloha e Leatrice,

E kala mai, I couldn't make the May meeting last minute. Figured it was too late to remove me as the agenda was distributed.

Please add me to the June J agenda. In April, they had me testify at the wrong time, as you surely noted. Unfortunately, this situation remains unresolved despite my very best efforts to appeal to higher sense of duty. Good thing I learned endurance young.

Your kokua is appreciated.
Malia

Malia F. Greaney
Aloha Lea
I would respectfully request to be placed on the J agenda for the June 20th Commission Hearing.
Please confirm
Mahalo
Bo Kahui, LCDC
Laiopua Community Development Corporation
Aloha DHHL Commission
I am Dayne Kahau and is requesting to be on the J-agenda regarding my fathers William Kahau Jr. (deceased) homestead in Papakolea lot 81 TMK 2-2-053-005. 2260 Moreira street.
<table>
<thead>
<tr>
<th>Name</th>
<th>Allen Cardines, Jr.</th>
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<tbody>
<tr>
<td>Email</td>
<td><a href="mailto:acardinesjr@gmail.com">acardinesjr@gmail.com</a></td>
</tr>
<tr>
<td>Message</td>
<td>Nanakuli Neighborhood Security Watch Update</td>
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<tr>
<td>Name</td>
<td>Ainaaloha Ioane</td>
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<tr>
<td>Email</td>
<td><a href="mailto:ainaalohaioane@gmail.com">ainaalohaioane@gmail.com</a></td>
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<td>Message</td>
<td>J agenda- King’s Landing update.</td>
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<tr>
<td>Name</td>
<td>Blossom Feiteira</td>
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<tr>
<td>Email</td>
<td><a href="mailto:blossom96708@yahoo.com">blossom96708@yahoo.com</a></td>
</tr>
<tr>
<td>Message</td>
<td>Request to address Commission on Item J on the Commission Agenda June 21, 2022. Mahalo! Blossom Feiteira</td>
</tr>
</tbody>
</table>
From: dhhl.icro1@hawaii.gov
To: Burrows-Nuuanu, Leatrice W
Subject: New submission from Submit J-Agenda Testimony
Date: Friday, June 03, 2022 3:42:27 PM

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<tr>
<td>Email</td>
<td><a href="mailto:homeschaedel@hawaii.rr.com">homeschaedel@hawaii.rr.com</a></td>
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<tr>
<td>Message</td>
<td>Aloha e Leah,</td>
</tr>
<tr>
<td></td>
<td>I would like to address the Commission on June 21, 2022.</td>
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<tr>
<td></td>
<td>Mahalo,</td>
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<td></td>
<td>Aunty Home</td>
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</table>
The original PHHLCA,

Testify on the WATON destruction of Kamoleao, etc....

LILLIAN KAEHA
PRESIDENT, PHHLCA
Name

Kaulani Almeida, PHHLCA President

Email

kumukailani@gmail.com

Message

Present Report of Panaewa Hawaiian Home Lands Community Association (PHHLCA) homestead community driven Imu project, and address concerns regarding the 2015 amended 2013 MOA of how PHHLCA President William Brown signed over the 2013 secondary position to himself as the President of his newly created non-membership 501(c)3 non-profit, giving PCA exclusive control of receipt of PHHLCA's funds. We are requesting that the Commission dissolve the DHHL MOA 2015 amended between PHHLCA and PCA. We are currently looking for another 501(c)3 fiscal sponsor, who already has the qualifications and experience, and one that will work with us to move our current community projects forward as we apply for our own IRS 501(c)3. Please request from Kahana the DHHL MOA 2013 and 2015 amended MOA, as well as the purposes of PCA that clearly does not represent PHHLCA in any shape or form. We'd also like to request that we revisit the License #788 to eventually remove PCA as co-licensee once we are able to provide our designated 501(c)3 membership non-profit to DHHL.
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<tr>
<th>Name</th>
<th>Ke'ali'i Kahaapea</th>
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<tbody>
<tr>
<td>Email</td>
<td><a href="mailto:panaewacommunityalliance@yahoo.com">panaewacommunityalliance@yahoo.com</a></td>
</tr>
<tr>
<td>Message</td>
<td>Will submit testimony at the meeting regarding Kamoleao. I am the President of Pana'ewa Community Alliance, the nonprofit arm for the original Pana'ewa Hawaiian Home Land Community Association.</td>
</tr>
</tbody>
</table>
First Name
Emmitt

Last Name
Freitas

Email
zenurukahikinui@gmail.com

Subject
To Commission Secretary

Message
June 5th, 2022

Dept. of Hawaiian Homelands

RE: June 21, 2022 HHC Meeting J Agenda

To who it may concern:

Hope this finds you all well. I would like to be placed on the J Agenda for the Hawaiian Homelands Commission meeting on June 21, 2022 meeting. This is new to me, please help to guide me. I understand that if I choose to join via Zoom, I may be put in a waiting room and someone will let me in when it is my turn to speak.

I appreciate your confirmation reply.

Mahalo,

Emmitt Freitas
Aloha mai e Leah,
Ke `olu`olu, on behalf of the Maui/Lana`i Mokupuni Council, I would like to RSVP to testify on the J Agenda during the Hawaiian Homes Commission meeting at/after 9:40 a.m. Tuesday 6/21/22. I plan to advocate for/present, as follows:
. Undivided-interest-lessee designation for beneficiaries waitlisted for an estimated:
  573 residential lots at Honokowai.
  250 sustainable-agriculture parcels at Honokowai.
  250 Leali`i 1-B residential lots.
. Update on archaeological-survey due diligence at the 127-acre Keokea/Waiohuli homelands tract.
Mahalo a nui,
-`Anake Kekoa
Aloha! I would like to address a letter I received and dated May 17, 2022, regarding the Cancellation of Hawaiian Home Lands Application for the Waimanalo Area/Oahu Islandwide Residential dated January 23, 1958, for Thomas Kealiinohomoku, my father's brother. The letter advised me of the cancellation of my uncle's DHHL application in reference to HAR 10-3-8.

I am humbly requesting DHHL to provide clemency to this application and to allow for this application be put to public notice in light of HAR 10-3-8 for several reasons, 1) HAR 10-3-8 was established in October 26, 1998, over 40 years after the application was submitted. I request that this application be grandfathered in and not be subject to HAR 10-3-8, 2) This application was submitted on January 23, 1958, when Hawaii was still a Territory. I meet all qualifications to be a DHHL applicant. I have recently submitted an application for the DHHL of which I satisfy all the requirements to be on the DHHL waitlist. Your attention to this matter is greatly appreciated. Mahalo nui.
Mahalo Leah.

On Tue, May 24, 2022, 8:51 AM Burrows-Nuuanu, Leatrice W <leatrice.w.burrows-nuuanu@hawaii.gov> wrote:

Aloha e Annette,

Mahalo, for your interest in the Commission’s J Agenda. Please click on the link below to access and submit the J Agenda Request Form, which is found on our website. I’ll add you to the J Agenda list, but the form provides our virtual team with the information we need to get you the agenda, Zoom instructions, and meeting link for a successful testimony.

https://dhhl.hawaii.gov/hhc/testimony

From: Randy <randyawo@gmail.com>
Sent: Tuesday, May 24, 2022 7:51 AM
To: Burrows-Nuuanu, Leatrice W <leatrice.w.burrows-nuuanu@hawaii.gov>; annette.96793@gmail.com

Subject: [EXTERNAL] Request to Submit J Agenda Testimony

Aloha Leah. Annette Kailihou and her husband would like to submit J agenda testimony for our June HHC meeting. I have provided Annette's email to help facilitate the process.
Mahalo - Randy