

RECORDATION REQUESTED BY
DEPARTMENT OF TRANSPORTATION
ABSTRACTING SECTION
AFTER RECORDATION, RETURN TO
DEPARTMENT OF TRANSPORTATION
ABSTRACTING SECTION
RECORD BY: MAIL PICKUP

80-68673

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DEED

THIS DEED, made this 5th day of June, 1980, by and between the UNITED STATES OF AMERICA, acting by and through the DEPARTMENT OF TRANSPORTATION, FEDERAL HIGHWAY ADMINISTRATION, hereinafter referred to as the DEPARTMENT, and the STATE OF HAWAII, DEPARTMENT OF TRANSPORTATION, hereinafter referred to as the GRANTEE:

W I T N E S S E T H:

WHEREAS, the STATE OF HAWAII has filed application under the provisions of the Act of Congress approved August 27, 1958, as amended (Title 23, United States Code, Section 317), for the transfer to the GRANTEE of lands hereinafter described situated in the STATE OF HAWAII, and under the control and jurisdiction of the General Services Administration, and

WHEREAS, this transfer is further authorized under the provisions of the Act of Congress approved October 15, 1966 (80 Stat. 931, 937, Section 6(a)(1)(A)), and the Act of Congress approved August 13, 1973, 87 Stat. 262, Section 124 (Title 23, United States Code, Section 217), authorizes the construction of separate or preferential bicycle lanes or paths and pedestrian walkways in conjunction or connection with Federal-aid highways, and

WHEREAS, the Regional Federal Highway Administrator, pursuant to delegations of authority from the Secretary of Transportation and the Federal Highway Administrator, has determined that the lands covered by the application are reasonably necessary in connection with the construction of Project BW 0300(8), State of Hawaii, and

EXEMPT—HAWAII CONVEYANCE TAX

ly
NOT REQUIRED

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WHEREAS, the General Services Administration has authorized the DEPARTMENT to transfer the lands to the GRANTEE

NOW, THEREFORE, ^{USA} the DEPARTMENT ^{SH DCT} as authorized by law, does hereby appropriate, remise, release, quitclaim, and transfer ^X unto the GRANTEE the lands and interests in lands described in Attachment One, Parcels 2, 3, 4, 6, 7, 8, 9, 10, 11, and 12, attached hereto and made a part hereof.

TO HAVE AND TO HOLD, the above-mentioned lands and interests in lands unto the GRANTEE, for so long a time as such are needed for highway purposes, i.e., bicycle lanes or paths and pedestrian walkways upon the express condition that if, at any time, the need for such highway purposes shall no longer exist, notice of the fact shall be given by the GRANTEE to the DEPARTMENT and such lands and interests in lands shall immediately revert to the United States of America and to the control of the General Services Administration as such control existed prior to this instrument, and subject to the following covenants and conditions, which shall be binding on the GRANTEE, its successors and assigns:

1. The GRANTEE, in consideration of the conveyance of said lands, does hereby covenant and agree as a covenant running with the land for itself, its successors and assigns that it will preserve the integrity of the railroad facilities located on said right-of-way including all rails, ties, signals, and appurtenances in their existing condition, natural and unavoidable deterioration excepted, provided, however, that said railroad facilities may be operated by an assignee as a non-profit historic railroad museum and provided that the operation, maintenance or alteration of said facilities shall be in accordance with State and Federal requirements applicable to facilities listed on the National Register of Historic Places including but not limited to:

- a. Title 1 of the National Environmental Policy Act of 1969 (NEPA) 42 U.S.C. Section 4321 et seq.;

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- b. Section 106 of the National Historic Preservation Act of 1966 16 U.S.C. Section 470f;
- c. Section 1(3) and 2(b) of Executive Order 11593, May 13, 1971, "Protection and Enhancement of the Cultural Environment";
- d. Procedures of the Advisory Council on Historic Preservation for the Protection of Historic and Cultural Properties (36 CFR Part 800); and
- e. Section 4(f) of the Department of Transportation Act and 23 U.S.C. Section 138.

Any salvage resulting from tracks, ties or other railroad facilities not needed for the development of the operating railroad museum shall be returned to the General Services Administration.

✓ 2. No motorized vehicles shall be permitted on the bicycle lanes or paths or pedestrian walkways except for maintenance purposes conducted by the GRANTEE, its successors or assigns.

✓ 3. The GRANTEE, in consideration of the conveyance of said lands, does hereby covenant and agree as a covenant running with the land for itself, its successors and assigns that it will comply with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. Sections 2000d-2000d-4) and the regulations set forth in Title 49 - Transportation, Subtitle A, Part 21, Code of Federal Regulations (49 CFR 21.1-21.23) (1970), specifically that: (a) no members of the traveling public and users of the Federally-assisted highway shall, on the ground of race, color, or national origin be excluded from participation in, be denied the benefits of, or be otherwise subject to discrimination in their access to, and use of, said highway or their access to and use of the facilities and services provided for public accommodations (such as eating, sleeping, rest, recreation, and vehicle servicing) constructed on, over, or under the right-of-way of said highway; and (b) the GRANTEE shall use the said lands so conveyed in compliance with all other requirements imposed pursuant to said Title 49, Subtitle A, Code of Federal Regulations, Part 21.

✓ 4. The GRANTEE, in consideration of the conveyance of said lands, does hereby covenant and agree that all licenses, permits or easements authorizing the use or occupancy of the 40' railroad right-of-way will be issued only subsequent to the written approval of the Hawaii State Historic Preservation Officer and the written authorization of the Hawaii Division Administrator, Federal Highway Administration.

5. The GRANTEE further covenants and agrees that authority to use said right-of-way as above conditioned shall be by revocable permit or license except in those instances where the applicant satisfactorily demonstrates that its use of said property requires that it be given an easement granting an interest in said property. In all licenses, permits or easements the GRANTEE shall include a provision that in the event of the breach of any covenant or condition, the GRANTEE reserves the right to declare the authority to use the property terminated in whole or in part and to revest title to the State of Hawaii. Further, the GRANTEE shall include in all authorizations to use said property a provision that will revest title to the State of Hawaii in the event of abandonment or non-use by the licensee, permittee or grantee for a period to two years.

✓ 6. In the event of breach of the above provided covenants, the DEPARTMENT reserves the right to declare the terms of this grant terminated in whole or in part and to revest title in the United States of America and to the control of the General Services Administration as such control existed prior to this instrument.

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IN WITNESS WHEREOF, I, William B Furnier, Regional Counsel, pursuant to delegations of authority from the Secretary of Transportation, the Federal Highway Administrator, the Regional Federal Highway Administrator, and the Chief Counsel, Federal Highway Administration, by virtue of authority in me vested by law, have hereunto subscribed my name as of the day and year first above written.

UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION

WITNESS:

John Balshaw
Harry M. Arvin

William B Furnier
Regional Counsel

STATE OF CALIFORNIA)
COUNTY OF SAN FRANCISCO)

On this 5th day of June, 1980, before me Lynne McClelland, a Notary Public in and for the State of California, personally came William B. Furnier, Regional Counsel of the Federal Highway Administration, Region IX, San Francisco, California, to me known to be the person described in and who executed the foregoing instrument and he acknowledged to me that he executed the same as Regional Counsel for the Federal Highway Administration.

In witness whereof I have hereunto set my hand and official seal this 5th day of June, 1980.



Lynne A. McClelland
Notary Public

In compliance with the conditions set forth in the foregoing grant, the STATE OF HAWAII, certifies and, by the acceptance of this grant, accepts the terms thereof and agrees for itself, its successors and assigns, forever to abide by the conditions set forth in said grant.

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION

By Ryokichi Higashionna
Its Director

STATE OF HAWAII)
CITY AND COUNTY OF HONOLULU)

On this 24th day of June, 1980, before me appeared Ryokichi Higashionna, to me personally known, who, being by me duly sworn, did say that he is the Director of the Department of Transportation, State of Hawaii, and that the foregoing instrument was signed in behalf of said Department of Transportation, State of Hawaii, and the said Ryokichi Higashionna acknowledged said instrument to be the free act and deed of said Department.

Katherine Uyemura
Notary Public, State of Hawaii
My Commission expires: Dec. 17, 1983

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PARCEL 2

LAND SITUATE AT HONOULIULI, EWA, OAHU, HAWAII

Being a portion of R.P. 6971, L.C. Aw. 11216,
Apana 8 to M. Kekauonohi

Being all of Exclusion 2 as shown on Map 1 and Supplementary Maps A and B filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii with Land Court Application 1069.

Being also that portion of the main line right-of-way of the former Oahu Railway and Land Company running through Honouliuli from the boundary of the lands of Nanakuli to the boundary of the lands of Hoaeae.

Being a strip of land forty (40.00) feet wide, extending twenty (20.00) feet on each side of the following described centerline:

Beginning at the Northwesterly end of this centerline on the boundary between Nanakuli and Honouliuli, the true azimuth and distance from a pipe in concrete monument on said boundary being $44^{\circ} 48' 15''$ 90.15 feet, and the coordinates of said point of beginning referred to Government Survey Triangulation Station "Kapuai New" being 2,743.66 feet South and 21,560.83 feet West, and running by true azimuths:

On a curve to the right with a radius of 1,400.20 feet, the direct azimuth and distance being:

1. $349^{\circ} 00' 13''$ 187.04 feet;

Thence on a curve to the left with a radius of 1,615.00 feet, the direct azimuth and distance being:

ATTACHMENT ONE

FEDERAL LAND TRANSFER JUNE 5, 1980

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2. 342° 17' 15" 591.16 feet;

3. 331° 44' 30" 1943.00 feet;

Thence on a curve to the right with a radius of 2865.00 feet, the direct azimuth and distance being:

4. 336° 02' 15" 429.21 feet;

5. 340° 20' 1736.00 feet;

Thence on a curve to the right with a radius of 1910.00 feet, the direct azimuth and distance being:

6. 353° 33' 873.38 feet;

7. 6° 46' 172.30 feet;

Thence on a curve to the left with a radius of 2865.00 feet, the direct azimuth and distance being:

8. 354° 27' 15" 1221.88 feet;

9. 342° 08' 30" 1126.00 feet;

Thence on a curve to the left with a radius of 2865.00 feet, the direct azimuth and distance being:

10. 328° 59' 30" 1303.58 feet;

11. 315° 50' 30" 5013.00 feet;

Thence on a curve to the left with a radius of 2865.00 feet, the direct azimuth and distance being:

12. 300° 36' 45" 1505.16 feet;

13. 285° 23' 12087.70 feet;

Thence on a curve to the left with a radius of 3438.00 feet, the direct azimuth and distance being:

14. 267° 41' 30" 2089.58 feet;

15. 250° 00' 9416.63 feet;

Thence on a curve to the right with a radius of 2865.00 feet, the direct azimuth and distance being:

16. 258° 24' 30" 837.88 feet;

17. 266° 49' 496.40 feet;

Thence on a curve to the left with a radius of 2865.00 feet, the direct azimuth and distance being:

18. 242° 28' 45" 2361.40 feet; ✓

19. 218° 08' 30" 6650.20 feet;

Thence on a curve to the left with a radius of 5730.00 feet, the direct azimuth and distance being:

20. 216° 56' 30" 240.00 feet;

Thence on a curve to the left with a radius of 2865.00 feet, the direct azimuth and distance being:

21. 203° 15' 30" 1238.58 feet;

22. 190° 46' 30" 637.20 feet;

Thence on a curve to the left with a radius of 1910.00 feet, the direct azimuth and distance being:

23. 174° 25' 45" 1075.08 feet;

24. 158° 05' 922.75 feet;

Thence on a curve to the right with a radius of 819.00 feet, the direct azimuth and distance being:

25. 161° 35' 100.00 feet;

Thence on a curve to the right with a radius of 614.00 feet, the direct azimuth and distance being:

26. 183° 45' 393.04 feet;

Thence on a curve to the right with a radius of 819.00 feet, the direct azimuth and distance being:

27. 205° 55' 100.00 feet;
28. 209° 25' 1057.55 feet;

Thence on a curve to the right with a radius of 574.00 feet, the direct azimuth and distance being:

29. 231° 53' 438.70 feet;
30. 254° 21' 194.00 feet;

Thence on a curve to the left with a radius of 368.00 feet, the direct azimuth and distance being:

31. 201° 07' 30" 589.52 feet;
32. 147° 54' 185.60 feet

to the boundary between Hoaeae and Monouliuli, the true azimuth and distance to a pipe in concrete monument on said boundary being 58° 00', 30.90 feet and containing a gross area of 52.82 acres, and a net area of 49.49 acres after deducting the 3 parcels of Land, excepted and excluded therefrom and herein designated as Parcels 2-A, 2-B and 2-E, and described as follows:

PARCEL 2-A

PORTION OF FORT WEAVER ROAD RIGHT-OF-WAY

Being a portion of Exclusion 2 of Land Court Application 1069, situate at Monouliuli, Ewa, Oahu, Hawaii.

Beginning at a point on the South boundary of this piece of land, being also Station 95+52 of the centerline of

Fort Weaver Road, Federal Public Works Project N.R.S. 20-A, the true azimuth and distance to a 3/4-inch pipe in concrete at Station 93+21.41 of the centerline of said Fort Weaver Road, being 165° 40' 270.59 feet and the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAPUAI NEW" being 10635.89 feet South, and 15513.63 feet East, and running by azimuths measured clockwise from True South:

1. 38° 08' 30" 37.83 feet along remainder of Fort Weaver Road;
2. 165° 40' 50.43 feet along the west side of Fort Weaver Road, along the remainder of former Oahu Railway and Land Company's 40-foot Right-of-Way;
3. 218° 08' 30" 75.66 feet along remainder of Fort Weaver Road;
4. 345° 40' 50.43 feet along the east side of Fort Weaver Road, along remainder of former Oahu Railway and Land Company's 40-foot Right-of-Way;
5. 38° 08' 30" 37.83 feet along remainder of Fort Weaver Road to the point of beginning and containing an area of 3026 square feet or 0.07 acre.

Being the land conveyed to the Territory (now State) of Hawaii, and described as PARCEL 3 in that certain Deed dated November 15, 1935, from the Oahu Railway and Land Company, recorded in the Hawaii State Bureau of Conveyances in Liber 1301, Pages 171-174.

PARCEL 2-B
 PORTION OF BARBERS POINT NAS ACCESS ROAD RIGHT-OF-WAY

LAND SITUATE AT HONOLULU, EWA, OAHU, HAWAII

Being a portion of R.P. 6971, L.C. Aw. 11216
 Apana 8 to Kekauonohi

Being also a portion of Exclusion 2 of
 Land Court Application 1069

Being a portion of the main line railroad
 right-of-way of the former Oahu Railway and Land Company

Beginning at the Southwest corner of this piece of land
 being also the northwest corner of Lot 350-C (Map 118) of
 Land Court Application 1069, the coordinates of said point
 of beginning referred to the Government Survey Triangulation
 Station "KAPUAI NEW", being 18,695.35 feet South, and
 1405.93 feet East, and running by azimuths and distances
 measured clockwise from TRUE SOUTH:

1. 138° 30' 42.99 feet along remainder of Exclusion 2, Land Court Application 1069;
2. 250° 00' 128.98 feet along southerly side of Lot 84-F (Map 118) of Land Court Application 1069; being also the remainder of Barbers Point NAS Access Road;
3. 318° 30' 42.99 feet along remainder of Exclusion 2 Land Court Application 1069;
4. 70° 00' 128.98 feet along Lot 350-C (Map 118) of Land Court Application 1069; being also the remainder of Barbers Point NAS Access Road, to the point of beginning, and containing an area of 5159 square feet or 0.118 acre.

PARCEL 2-E

WITHIN "HAZARDOUS BLAST AREA"

LAND SITUATE AT HONOULIULI, EWA, OAHU, HAWAII

Being a portion of R.P. 6971, L.C. Aw. 11216
Apana 8 to KekauonohiBeing also a portion of Exclusion 2
of Land Court Application 1069Being a portion of the Main Line Railroad Right-of-Way
of the former Oahu Railway and Land Company
(Portion of the Navy Utility Corridor)

Being a strip of land forty (40.00) feet wide:

Beginning at the Northeast corner of this strip of land, on the easterly side of Exclusion 2 of Land Court Application 1069, bounded by the Naval Magazine, Lualualei (West Loch Branch) BLAST CLEARANCE ZONE, the coordinates of said point referred to the Government Survey Triangulation Station "KAPUAI NEW", being 6092.23 feet South and 16,990.97 feet East, and running by azimuths and distances measured clockwise from True South:

1. 338° 05' 00" 317.76 feet along LOT 45 (Map 11) of Land Court Application 1069;

Thence along Lots 45 (Map 11) and 303 (Map 46) of Land Court Application 1069, being also along the westerly boundary of Naval Magazine, Lualualei (West Loch Branch) on a curve to the right with a radius of 1930.00 feet, the chord azimuth and distance being:

2. 354° 25' 45" 1086.34 feet;

3. 10° 46' 30" 637.20 feet along Lots 303 and 302 (Map 46) of Land Court Application 1069, portion being along the westerly boundary of Naval Magazine, Lualualei (West Loch Branch);

Thence along Lot 302 (Map 46) of Land Court Application 1069, on a curve to the right with a radius of 2885.00 feet, the chord azimuth and distance being:

4. 23° 15' 30" 1247.22 feet;

Thence along same on a curve to the right with a radius of 5750.00 feet, the chord azimuth and distance being:

5. $36^{\circ} 26' 24.3''$ 173.59 feet;

Thence along remainder of said Exclusion 2 (Parcel 2) on a curve to the right with a radius of 7920.00 feet, being the Naval Magazine, Lualualei (West Loch Branch) "BLAST CLEARANCE ZONE", the chord azimuth and distance being:

6. $176^{\circ} 36' 25.1''$ 61.43 feet;

Thence along LOT 101 (Map 24) of Land Court Application 1069 on a curve to the left with a radius of 5710.00 feet, the chord azimuth and distance being:

7. $216^{\circ} 22' 24.7''$ 125.94 feet;

Thence along same on a curve to the left with a radius of 2845.00 feet, the chord azimuth and distance being:

8. $203^{\circ} 15' 30''$ 1229.92 feet;

9. $190^{\circ} 46' 30''$ 637.20 feet along same;

Thence along Lots 101 (Map 24) and 46 (Map 11) of Land Court Application 1069 on a curve to the left with a radius of 1890.00 feet, the chord azimuth and distance being:

10. $174^{\circ} 25' 45''$ 1063.82 feet;

11. $158^{\circ} 05' 00''$ 273.82 feet along Lot 46 (Map 11) of Land Court Application 1069;

Thence along the remainder of Exclusion 2 of Land Court Application 1069, on a curve to the right with a radius of 7920.00 feet, being the Naval Magazine Lualualei (West Loch Branch) "BLAST CLEARANCE ZONE" the chord azimuth and distance being:

12. $200^{\circ} 23' 39.4''$ 59.42 feet to the point of beginning and containing an area of 3.141 acres.

The strips of land hereinabove described, being portions of Exclusion 2 of Land Court Application 1069, are shown and delineated as follows:

1. As Parcel 2-A (Fort Weaver Road Right-of-Way), marked as Exhibit "F" on Real Estate Drawing No. RE-1108;
2. As Parcel 2-B (Barbers Point NAS Access Road Right-of-Way) marked as EXHIBIT "G" on Real Estate Drawing No. RE-1109;
3. As Parcel 2-E (within "HAZARDOUS BLAST AREA" marked as EXHIBIT "H" on Real Estate Drawing No. RE-1110.

Said Parcel 2 being the whole of Exclusion 2, as aforesaid, is generally shown on Real Estate Drawing No. RE-1085 marked as Exhibit "E".

All of said drawings are attached hereto and made a part hereof.

Being portion of the strip of land, 40 feet wide (Exclusion 2) conveyed to the Oahu Railway and Land Company, by Deed dated September 5, 1902 from the Trustees of James Campbell Estate, recorded in the Registry of Conveyances, Territory (now State) of Hawaii, in Liber 241, Pages 136-141;

The same being portion of the 40-foot wide Railroad Right-of-Way, subsequently conveyed to the United States of America from said Oahu Railway and Land Company by Quitclaim Deed dated March 16, 1951, but as of October 2, 1950, recorded in the Registry of Conveyances, Territory (now State) of Hawaii, in Liber 2442, Pages 425-427.

Subject, however, to those certain Grants and reservations appended hereto following the descriptions of all parcels conveyed herein.

PARCEL 3

LAND SITUATED AT HOAEAE, EWA, OAHU, HAWAII

Being portions of Royal Patent 4490, Land Commission Award 10,474, Apana 9 to N. Namauu and Royal Patent 778, Land Commission Award 1583, Apanas 1 and 2 to Kekapa for Nalaelima.

Being also a portion of the former Oahu Railway and Land Company's railroad right-of-way.

Beginning at a point on the Hoaeae-Honouliuli boundary, on the Westerly side of this strip of land, the coordinates of said point referred to Government Survey Triangulation Station "EWA CHURCH" being 8,648.84 feet South and 13,418.60 feet West and running by azimuths measured clockwise from true South:

1. 147° 56' 152.58 feet along remainder of R. P. 4490,
L. C. Aw. 10,474, Apana 9 to
N. Namauu;
2. Thence along same on a curve to the right with a radius
of 1,930.08 feet, the chord
azimuth and distance being
155° 26' 15" 504.13 feet;
3. 162° 56' 30" 113.07 feet along same;
4. 162° 56' 30" 180.60 feet along remainder of R. P. 778,
L. C. Aw. 1583, Apana 2 to
Kekapa for Nalaelima;
5. Thence along same on a curve to the left with a radius of
2,844.93 feet, the chord
azimuth and distance being
160° 43' 30" 220.08 feet;
6. Thence along remainder of R. P. 4490, L. C. Aw. 10,474,
Apana 9 to N. Namauu, still
on a curve to the left with
a radius of 2,844.93 feet,
the chord azimuth and distance
being 158° 22' 45" 12.83 feet;

7. 158° 15' 220.90 feet along same;
8. Thence along same on a curve to the right with a radius of 736.34 feet, the chord azimuth and distance being 158° 57' 01" 18.00 feet;
9. Thence along remainder of R. P. 778, L. C. Aw. 1583, Apana 1 to Kekapa for Nalaelima, still on a curve to the right with a radius of 736.34 feet, the chord azimuth and distance being 171° 24' 16" 300.00 feet;
10. Thence along remainder of R. P. 4490, L. C. Aw. 10,474, Apana 9 to N. Namauu, still on a curve to the right with a radius of 736.34 feet, the chord azimuth and distance being 191° 10' 32" 205.40 feet;
11. 291° 31' 40" 40.03 feet along same, along Parcel 4, across the former Oahu Railway and Land Company's railroad right-of-way;
12. Thence along remainder of R. P. 4490, L. C. Aw. 10,474, Apana 9 to N. Namauu on a curve to the left with a radius of 696.34 feet, the chord azimuth and distance being 12° 09' 45.5" 167.21 feet;
13. Thence along the Easterly boundary of the former Oahu Railway and Land Company's railroad right-of-way, along the shore of West Loch, Pearl Harbor, still on a curve to the left with a radius of 696.34 feet, the chord azimuth and distance being 351° 45' 30" 325.31 feet;
14. 338° 15' 220.90 feet along same;
15. Thence along same on a curve to the right with a radius of 2,884.93 feet, the chord azimuth and distance being 340° 35' 45" 236.17 feet;
16. 342° 56' 30" 293.67 feet along same;

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17. Thence along same on a curve to the left with a radius of 1890.08 feet, the chord azimuth and distance being 335° 26' 15" 493.68 feet;
18. 327° 56' 152.65 feet along same;
19. 58° 02' 40.00 feet along Exclusion 2 of Land Court Application 1069, being remainder of the former Oahu Railway and Land Company's railroad right-of-way, Parcel 2, being also along the Hoacae-Honouliuli boundary, to the point of beginning and containing an area of 76,561 square feet or 1.758 acres.

Subject, however, to those certain Grants and reservations appended hereto following the descriptions of all parcels conveyed herein.

PARCEL 4

Land Situated at Hoaeae, and at Apokaa and
Hanohano, Waikele, Ewa, Oahu, Hawaii

Being portions of Royal Patent 4490, Land Commission
Award 10,474, Apana 9 to N. Namauu and Land Commission Award
5930 to Puhalahua (Boundary Certificate No. 43, Part C).

Being also a portion of the former Oahu Railway and
Land Company's railroad right-of-way.

Beginning at a point on the Easterly boundary of the
City and County of Honolulu's Waipahu Incinerator Site as
shown on Division of Land Survey and Acquisition Map No.
12-7-2-49, at the Southwest corner of this strip of land, the
coordinates of said point referred to Government Survey Tri-
angulation Station "EWA CHURCH" being 6,840.51 feet South and
13,966.05 feet West and running by azimuths measured clockwise
from true South:

1. Along remainder of R. P. 4490, L. C. Aw. 10,474, Apana 9
to N. Namauu, on a curve to
the right with a radius of
736.34 feet, the chord azimuth
and distance being 200° 21' 37"
30.01 feet;
2. Thence along Waipahu Industrial Park (File Plan 973), still
on a curve to the right with
a radius of 736.34 feet, the
chord azimuth and distance
being 223° 59' 20" 562.65 feet;
3. 246° 27' 694.43 feet along same;
4. Thence along same and along the City and County of Honolulu's
Kunia Sewage Pump Station on a
curve to the left with a radius
of 457.68 feet, the chord
azimuth and distance being
223° 31' 35" 356.53 feet;

5. 200° 36' 10" 470.70 feet along Waipahu Industrial Park (File Plan 973);
6. Thence along same on a curve to the right with a radius of 973.34 feet, the chord azimuth and distance being 215° 00' 02" 484.05 feet;
7. Thence along Lot 2 (Map 1) of Land Court Application 1775, still on a curve to the right with a radius of 973.34 feet, the chord azimuth and distance being 229° 47' 42" 13.48 feet;
8. Thence along same on a curve to the right with a radius of 1655.25 feet, the chord azimuth and distance being 238° 56' 30" 503.60 feet;
9. Thence along same on a curve to the right with a radius of 1450.66 feet, the chord azimuth and distance being 251° 41' 02" 201.99 feet;
10. Thence along remainder of L. C. Aw. 5930 to Puhalahua, being also along the Waipahu Intermediate School Site, on a curve to the right with a radius of 1461.38 feet, the chord azimuth and distance being 266° 10' 17" 532.39 feet;
11. 276° 40' 415.85 feet along same and along Parcel 22 of Waipahu Flood Control;
12. Thence along Parcels 22, 18, 21 and 24 of Waipahu Flood Control on a curve to the left with a radius of 1890.00 feet, the chord azimuth and distance being 269° 49' 38" 450.15 feet;
13. 7° 44' 41.33 feet across the former Oahu Railway and Land Company's railroad right-of-way, along Parcel 5, being also along the Government Land of Puhala (Governor's Executive Order No. 1894);
14. Thence along the Southerly boundary of the former Oahu Railway and Land Company's railroad right-of-way, being generally along the Northerly shore of Pearl Harbor (West Loch), on a curve to the right with a radius of 1930.00 feet, the chord azimuth and distance being 89° 59' 449.23 feet;

15. 96° 40' 415.85 feet along same;
16. Thence along same, portion being along remainder of L.C. Aw. 5930 to Puhalahua, on a curve to the left with a radius of 1421.38 feet, the chord azimuth and distance being 86° 10' 17" 517.82 feet;
17. Thence along remainder of L. C. Aw. 5930 to Puhalahua, on a curve to the left with a radius of 1410.66 feet, the chord azimuth and distance being 71° 41' 02" 196.42 feet;
18. Thence along the Southerly boundary of the former Oahu Railway and Land Company's railroad right-of-way, portion being along remainder of L. C. Aw. 5930 to Puhalahua, on a curve to the left with a radius of 1615.25 feet, the chord azimuth and distance being 58° 56' 30" 491.44 feet;
19. Thence along the Southerly boundary of the former Oahu Railway and Land Company's railroad right-of-way, on a curve to the left with a radius of 933.34 feet, the chord azimuth and distance being 35° 23' 50" 476.66 feet;
20. 20° 36' 10" 470.70 feet along same;
21. Thence along same, portion being along remainder of R.P. 4490, L. C. Aw. 10,474, Apana 9 to N. Namauu, on a curve to the right with a radius of 497.68 feet, the chord azimuth and distance being 43° 31' 35" 387.70 feet;
22. 66° 27' 694.43 feet along the Southerly boundary of the former Oahu Railway and Land Company's railroad right-of-way;
23. Thence along same, portion being along remainder of said R. P. 4490, L. C. Aw. 10,474, Apana 9, on a curve to the left with a radius of 696.34 feet, the chord azimuth and distance being 42° 45' 15.5" 559.69 feet;

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24. 111° 31' 40" 40.03 feet across the former Oahu Railway and Land Company's railroad right-of-way, along Parcel 3, being also along remainder of said R.P. 4490, L.C. Aw. 10,474, Apana 9, to the point of beginning and containing an area of 188,979 square feet or 4.338 acres.

Subject, however, to those certain Grants and reservations appended hereto following the descriptions of all parcels conveyed herein.

PARCEL 6

Land Situated at Ohua, Waikele, Ewa, Oahu, Hawaii

Being portions of Royal Patent 5694, Land Commission Award 6545, Apana 1 to H. Haalilio (Boundary Certificate No. 20 to John Hamauku) and Royal Patent 836, Land Commission Award 890, Apana 2 to Kuhano.

Being also a portion of the former Oahu Railway and Land Company's railroad right-of-way.

Beginning at a point near the Northwest corner of this strip of land, at the Southeast corner of Lot 1-A of Pouhala Homesteads (Revised 1956), the coordinates of said point referred to Government Survey Triangulation Station "EWA CHURCH" being 4455.72 feet South and 9349.53 feet West, as shown on C.S.F. No. 13122, and running by azimuths measured clockwise from true South:

1. 156° 10' 3.04 feet along a jog in the Northerly boundary of the former Oahu Railway and Land Company's Main Line railroad right-of-way, along Lot 1-A of said Pouhala Homesteads;
2. Thence along remainders of R.P. 5694, L. C. Aw. 6545, Apana 1 to H. Haalilio and R. P. 836, L. C. Aw. 890, Apana 2 to Kuhano, on a curve to the right with a radius of 2885.00 feet, the chord azimuth and distance being 254° 42' 09.5" 378.79 feet;
3. 258° 28' 569.11 feet along remainders of R.P. 836, L. C. Aw. 890, Apana 2 to Kuhano and R.P. 5694, L.C. Aw. 6545, Apana 1 to H. Haalilio;

4. 344° 33' 40.22 feet across the former Oahu Railway and Land Company's Main Line railroad right-of-way, along Parcel 7, being also along the Westerly boundary of Kapakahi Stream;
5. 78° 25' 599.29 feet along remainder of R.P. 5694, L. C. Aw. 6545, Apana 1 to H. Haalilio, being also along the Northerly boundary of Parcel 2 of that certain Quitclaim Deed to the City and County of Honolulu dated June 14, 1966 and recorded in the Bureau of Conveyances of the State of Hawaii in Liber 5419 at page 117;
6. Thence along same on a curve to the left with a radius of 2272.00 feet, the chord azimuth and distance being 74° 26' 30" 315.00 feet;
7. 70° 28' 20.58 feet along same and along the Government Land of Pouhala (Parcel 1 of General Lease No. S-3808 dated June 17, 1964);
8. 146° 26' 40.76 feet across the former Oahu Railway and Land Company' railroad right-of-way, along Government Land of Pouhala, Governor's Executive Order 1894, being also along Parcel 5, to the point of beginning and containing an area of 38,156 square feet or 0.876 acre.

Subject, however, to those certain Grants and reservations appended hereto following the descriptions of all parcels conveyed herein.

PARCEL 7

Land Situated at Kapakahi, Waikele, Ewa, Oahu, Hawaii

Being Parcel 3 of Kapakahi Stream as shown on City and County of Honolulu, Department of Public Works, Division of Land Survey and Acquisition map titled "Kapakahi Stream and Waipahu Depot Street Extension" (File 16, Pocket 11, Folder 5, No. 14).

Being also a portion of the former Oahu Railway and Land Company's railroad right-of-way.

Beginning at the Northeast corner of this piece of land, the coordinates of said point referred to Government Survey Triangulation Station "EWA CHURCH" being 4224.21 feet South and 8353.77 feet West, as shown on said map 16-11-5-14, and running by azimuths measured clockwise from true South:

1. 337° 00' 40.81 feet along remainder of the former Oahu Railway and Land Company's railroad right-of-way (Parcel 8), being also along M. Aw. 39 to Kauliokamoa;
2. 78° 25' 80.87 feet along M. Aw. 39 to Kauliokamoa and along remainder of Kapakahi Stream;
3. 164° 33' 40.09 feet along remainder of the former Oahu Railway and Land Company's railroad right-of-way (Parcel 6), being also along R. P. 5694, L. C. Aw. 6545, Apana 1 to H. Haalilio;
4. 258° 25' 75.49 feet along remainder of Kapakahi Stream to the point of beginning and containing an area of 3,127 square feet.

Subject, however, to those certain Grants and reservations appended hereto following the descriptions of all parcels conveyed herein.

PARCEL 8

Land Situated at Kapakahi, Waikele, Ewa, Oahu, Hawaii

Being a portion of Mahele Award No. 39 to Kauliokamoa.

Being also Parcel 4 of Waipahu Depot Street Extension as shown on City and County of Honolulu, Department of Public Works, Division of Land Survey and Acquisition, map titled "Kapakahi Stream and Waipahu Depot Street Extension" (File 16, Pocket 11, Folder 5, No. 14).

Being further, a portion of the former Oahu Railway and Land Company's railroad right-of-way.

Beginning at the Northwest corner of this piece of land, the coordinates of said point referred to Government Survey Triangulation Station "EWA CHURCH" being 4224.21 feet South and 8353.77 feet West, as shown on said map 16-11-5-14, and running by azimuths measured clockwise from true South:

1. 258° 25' 17.07 feet along remainder of M. Aw. 39 to Kauliokamoa, along Parcel 7 of said Waipahu Depot Street Extension;
2. 335° 35' 41 02 feet along remainder of the former Oahu Railway and Land Company's railroad right-of-way, being also along Lot 3-F-6-B (Map 313) of Land Court Application 1000;
3. 78° 25' 18.10 feet along remainder of M. Aw. 39 to Kauliokamoa;
4. 157° 00' 40.81 feet along remainder of the former Oahu Railway and Land Company's railroad right-of-way (Parcel 7) being also along Parcel 3 of Kapakahi Stream, to the point of beginning and containing an area of 704 square feet.

Subject, however, to those certain Grants and reservations appended hereto following the descriptions of all parcels conveyed herein.

PARCEL 9

Land Situated at Waikele, Ewa, Oahu, Hawaii

Being a portion of Royal Patent 862, Land Commission Award 1712-B, Apana 1 to Hopu.

Being also Exclusion 27 as shown on Map 1 filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii with Land Court Application 1000.

Being, further, a portion of the former Oahu Railway and Land Company's railroad right-of-way.

Beginning at the Northwest corner of this strip of land, being also the Northeast corner of Lot 3-F-6-A as shown on Map 313 of said Land Court Application 1000, the coordinates of said point referred to Government Survey Triangulation Station "EWA CHURCH" being 4147.03 feet South and 7977.19 feet West and running by azimuths measured clockwise from true South:

- 1. 258° 25' 152.45 feet along Grant 125 to Hao;
- 2. 348° 25' 40.00 feet along Lot 3-F-5 (Map 103) of said Land Court Application 1000;
- 3. 78° 25' 152.45 feet along Lot 12-A-1-A-1 (Map 219) of said Land Court Application 1000;
- 4. 168° 25' 40.00 feet along Lot 3-F-6-A (Map 313) of said Land Court Application 1000 to the point of beginning and containing an area of 6,098 square feet or 0.140 acre.

Subject, however, to those certain Grants and reservations appended hereto following the descriptions of all parcels conveyed herein.

PARCEL 10

Land Situated at Waipio, Ewa, Oahu, Hawaii

Being a portion of Royal Patent 804, Land Commission Award 8241-C.B., Apana 1 to Keawekolohe.

Being also Exclusion No. 26 as shown on Map 1 filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii with Land Court Application 1000.

Being further, a portion of the former Oahu Railway and Land Company's railroad right-of-way.

Beginning at the Northwest corner of this strip of land, being also the Northeast corner of Lot 3-F-5 (Map 103) of said Land Court Application 1000, the coordinates of said point referred to Government Survey Triangulation Station "EWA CHURCH" being 4055.22 feet South and 7529.28 feet West and running by azimuths measured clockwise from true South:

1. 258° 25' 76.22 feet along Lot 298 of said Land Court Application 1000;
2. 348° 25' 40.00 feet along Lot 3-F-4 (Map 103) of said Land Court Application 1000;
3. 78° 25' 76.22 feet along Lot 12-A-1-A-1 (Map 219) of said Land Court Application 1000;
4. 168° 25' 40.00 feet along Lot 3-F-5 (Map 103) of said Land Court Application 1000 to the point of beginning and containing an area of 3,049 square feet or 0.070 acre.

Subject, however, to those certain Grants and reservations appended hereto following the descriptions of all parcels conveyed herein.

Land Situated at Waipio, Ewa, Oahu, Hawaii

Being a portion of Royal Patent 6465, Land Commission Award 11193, Apana 1 to Kailianu.

Being also Exclusion No. 25 as shown on Map 1 filed in the Office of the Land Court of the State of Hawaii with Land Court Application 1000.

Being, further, a portion of the former Oahu Railway and Land Company's railroad right-of-way.

Beginning at the Northwest corner of this strip of land, the coordinates of said point referred to Government Survey Triangulation Station "EWA CHURCH" being 3902.78 feet South and 6785.56 feet West and running by azimuths measured clockwise from true South:

1. 258° 25' 43.55 feet along Lot 298 of said Land Court Application 1000
2. 9° 00' 21.36 feet along Lot 3-F-4 (Map 103) of said Land Court Application 1000;
3. 78° 25' 43.55 feet along same;
4. 189° 00' 21.36 feet along same to the point of beginning and containing an area of 871 square feet or 0.020 acre.

Subject, however, to those certain Grants and reservations appended hereto following the descriptions of all parcels conveyed herein.

PARCEL 12

Land Situated at Waipio, Ewa, Oahu, Hawaii

Being a portion of Royal Patent 6579, Land Commission Award 8241-M, Apana 1 to Kupokii.

Being also Exclusion No. 24 as shown on Map 1 filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii with Land Court Application 1000.

Being, further, a portion of the former Oahu Railway and Land Company's railroad right-of-way.

Beginning at the West corner of this piece of land, the coordinates of said point referred to Government Survey Triangulation Station "EWA CHURCH" being 3606.64 feet South and 5670.03 feet West and running by azimuths measured clockwise from true South:

1. Along Lot 298 of said Land Court Application 1000 on a curve to the left with a radius of 2948.90 feet, the chord azimuth and distance being 245° 49' 49" 44.29 feet;
2. 332° 09' 17" 20.0 feet along Lot 3-F-4 (Map 103) of said Land Court Application 1000;
3. 89° 30' 49.77 feet along same to the point of beginning and containing an area of 440 square feet or 0.010 acre.

SUBJECT, HOWEVER, to the following:

As to Parcel 2 only:

1. Grant of Easement dated September 30, 1953, to Mutual Telephone Company for a roadway (near northwest corner of NAS Barbers Point) for a term of seventy-five years from August 6, 1951, recorded in Liber 2749 at page 335.

2. Grant of Easement dated September 30, 1953, to Mutual Telephone Company for telephone pole and wire lines (near northwest corner of NAS Barbers Point) for a term of 50 years from date of instrument, recorded in Liber 2749 at page 342.
- ✓ 3. Grant of perpetual Easement dated October 17, 1960, to Trustees under the Will and of the Estate of James Campbell, deceased (hereinafter called Campbell Estate), for roadway purposes (Kalaeloa Blvd.), recorded in Liber 3947 at page 236.
- ✓ 4. Grant of perpetual Easement dated May 26, 1961, to the City and County of Honolulu (Board of Water Supply) for water pipeline purposes (in Kalaeloa Blvd.), recorded in Liber 4071 at page 290.
5. Grant of perpetual Easement dated July 12, 1961, to the Hawaiian Electric Company, Ltd., for salt water intake and discharge tunnels (at Kahe Power Plant), recorded in Liber 4094 at page 450.
6. Grant of perpetual Easement dated January 16, 1962, to the Hawaiian Electric Company, Ltd., for access road purposes (at Kahe Power Plant), recorded in Liber 4206 at page 361.
7. Grant of perpetual Easement dated April 12, 1962, to Standard Oil Company of California for utility pipeline purposes (at Kahe Power Plant), recorded in Liber 4258 at page 57.
8. Grant of Easement dated July 8, 1963, to the Hawaiian Electric Company, Ltd., and the Hawaiian Telephone Company, for overhead power and communication lines (crossing west of NAS Barbers Point Access Road), for a term of 50 years from date of instrument, recorded in Liber 4619 at page 222.
9. Two Grant of Easement dated November 4, 1963, to the Ewa Plantation Company, for roadway purposes and for irrigation

pipeline purposes (both between Kalaeloa Blvd. and NAS Barbers Point Access Road), for a term of 25 years from the dates of the instruments, recorded in Liber 4642 at pages 1 and 5, respectively.

10. Grant of Easement dated March 17, 1964, to the Hawaiian Electric Company, Ltd., for powerline purposes (vicinity of former Ewa Mill Depot), for a term of 50 years from date of instrument, recorded in Liber 4718 at page 33.
- ✓ 11. Grant of Easement dated March 17, 1964, to the Hawaiian Electric Company, Ltd., and the Hawaiian Telephone Company, for overhead power and communication lines (about 6,000 feet west of Kalaeloa Blvd.), for a term of 50 years from date of instrument, recorded in Liber 4718 at page 41.
- ✓ 12. Grant of Easement dated June 5, 1964, to the Hawaiian Electric Company, Ltd., and the Hawaiian Telephone Company, for overhead power and communication lines (three locations near Kalaeloa Blvd.), for a term of 50 years from date of instrument, recorded in Liber 4788 at page 282.
13. Grant of Easement dated September 29, 1966, to the Hawaiian Electric Company, Inc., for powerline purposes (two locations at Kahe Power Plant), for a term of 50 years from date of instrument, recorded in Liber 5455 at page 161.
14. Grant of Access Right dated October 26, 1966, to the State of Hawaii (Department of Transportation), relinquishing abutter's rights of access into and from Farrington Highway (Boundary 1), recorded in Liber 5564 at page 312.
15. Grant of perpetual Easement dated October 9, 1969, to Campbell Estate for roads and utilities (three locations, all between Nanakuli Boundary and Kahe Point), recorded in Liber 6768 at page 186.

16. Grant of perpetual Easement dated July 20, 1973, to the Hawaiian Electric Company, Inc., for circulating water tunnels (at Kahe Power Plant), recorded in Liber 9379 at page 171.
17. Grant and Relinquishment of Access Rights dated July 2, 1974, in favor of the State of Hawaii (Department of Transportation) for abutter's rights of access into and from Farrington Highway Widening Project No. B-900-01-64 (Boundary 2), recorded in Liber 10087 at page 48.
18. Grant of Easement dated September 15, 1977, to the Hawaiian Electric Company, Inc., for overhead electric powerline (just west of NAS Barbers Point Access Road), for a term of 50 years from date of instrument, recorded in Liber 12472 at page 515.
19. Grant of Easement dated October 6, 1977, to the Hawaiian Electric Company, Inc., for overhead electric powerlines (at new substation in Lot 172-A-2 (Map 275) of Land Court Application 1069), for a term of 50 years from date of instrument, recorded in Liber 12527 at page 234.
20. Five Grants of perpetual Easement all dated June 30, 1978, to Campbell Estate for a waterline, a sugar cane access road, a 42" irrigation line, five drainage lines and a sewer line (all located between the former Ewa Mill Depot and Fort Weaver Road), all recorded in Liber 12992 at pages 294, 302, 310, 318, and 334, respectively.
21. Grant of perpetual Easement dated December 28, 1978, to Campbell Estate for four storm drains (all west of Kalaeloa Blvd.), deposited for recordation in the Bureau of Conveyances of the State of Hawaii on September 18, 1979 and assigned interim document number 107890, and recorded in Liber _____ at page ____.

22. Grant of Easement dated December 28, 1978, to Campbell Estate for access and utilities, such as electric power, communication, telephone, television cable, water, gas, sewer, oil, etc., lines, and road drainage facilities (such as ditches, culverts, storm drains), at eight locations, all west of Kalaeloa Blvd., for a term of 50 years with respect to the electric and communication lines and in perpetuity with respect to the remaining uses, from date of instrument. Deposited for recordation in the Bureau of Conveyances of the State of Hawaii on September 18, 1979 and assigned interim document number 107891, and recorded in Liber ____ at page ____.

23. Grant of perpetual Easement dated December 28, 1978, to Campbell Estate for a drainage channel and maintenance road (being a continuation of Easements 773 (Map 252) and 793 (Map 260) of Land Court Application 1069), deposited for recordation in the Bureau of Conveyances of the State of Hawaii on September 18, 1979, and assigned interim document number 107892, and recorded in Liber ____ at page ____.

As to Parcels 2, 3, 4, 6, 7, and 8:

✓ A perpetual easement to Standard Oil Company of California for pipelines for the transportation of gas, petroleum, oil, etc., dated September 11, 1959, and recorded in Liber 3694 at page 370.

As to Parcels 9, 10, 11, and 12:

A perpetual easement to Standard Oil Company of California for pipelines for the transportation of gas, petroleum, oil, etc., dated May 16, 1960, and recorded in Liber 3871 at page 1.

As to Parcels 2, 3, 4, 6, 7, 8, 9, and 10:

A 50-year easement to the Hawaiian Electric Company, Inc., for an overhead powerline, dated September 15, 1959, and recorded in Liber 5062 at page 1.

As to Parcels 2, 4, 6, 7, 8, 9, 10, 11, and 12:

Existing underground communication cable lines of the United States Army Signal Corps.

As to Parcels 7 and 8:

A perpetual easement to the City and County of Honolulu for a sewer pipeline, dated November 24, 1971, and recorded in Liber 8004 at page 401.

As to Parcels 9 and 10:

A perpetual easement to the City and County of Honolulu for a sewer pipeline, dated January 31, 1964, and recorded in Liber 4724 at page 344.

As to Parcels 2 and 4:

1. A right-of-Entry agreement by and between the State of Hawaii and Hawaiian Independent Refinery, Inc., assigning to Hawaiian Independent Refinery, Inc., on a non-exclusive basis all such interest as the State of Hawaii may have by virtue of that certain right-of-entry from the United States of America to the State of Hawaii dated February 24, 1972, serial number 1412 (unrecorded), in all pieces or parcels of Sections I and II of the Energy Corridor Project. Parcels C-1 and N-2R of said project affected. Dated March 20, 1972, and recorded in Liber 8217 at Page 91.
2. A perpetual easement to the State of Hawaii for an Energy Corridor, dated November 26, 1974, and recorded in Liber 10445 at page 313.

As to Parcel 4 only:

1. A perpetual easement to Benjamin Kan Yuke Mau for a drainage culvert, dated November 20, 1962, and recorded in Liber 4411 at page 279. Assigned to City and County of Honolulu on February 16, 1965, and said assignment recorded in Liber 5063 at page 589.
2. A perpetual easement to the City and County of Honolulu for a sewage overflow pipeline, dated June 15, 1964, and recorded in Liber 4827 at page 387.
3. A perpetual easement to the City and County of Honolulu for a sewer pipeline, dated May 3, 1965, and recorded in Liber 5059 at page 90.
4. A perpetual easement to HSM Ventures for a drainage culvert, dated March 15, 1966, and recorded in Liber 5287 at page 570.
5. A perpetual easement to the City and County of Honolulu for a sewer pipeline, dated September 23, 1970, and recorded in Liber 7250 at page 86.

As to Parcel 6 only:

1. A perpetual easement to the City and County of Honolulu for a sewer pipeline, dated June 20, 1969, and recorded in Liber 6584 at page 250.
2. An unrecorded five-year License to Standard Oil Company of California for a buried cathodic protection anode cable, dated March 1, 1977, and more particularly described as follows:

Land Situated at
Ohua, Waikele, Ewa, Oahu, Hawaii

Being a portion of R. P. 5694, L.C. Aw. 6545, Apana 1
to H. Haalilio.

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

Beginning at the Southerly center end of this strip of land, on the Southerly side of the Navy Utility Corridor, being also the Northerly center end of that certain strip of land described as "License for Cable Line and Anode Bed (10 feet wide)" as shown on City and County of Honolulu Division of Land Survey and Acquisition Map No. 16-11-5-104, the coordinates of said point referred to Government Survey Triangulation Station "EWA CHURCH" being 4,336.34 feet South and 8,695.97 feet West, and running by an azimuth measured clockwise from true South:

1. 168° 11' 15.50 feet to the Southerly side of the Standard Oil Company pipeline easement and containing an area of 155 square feet, more or less.

As to Parcel 8 only:

A perpetual easement to the City and County of Honolulu for a road, dated March 22, 1965, and recorded in Liber 5032 at page 565.

As to all parcels:

✓ Rights reserved to others in that certain Deed dated March 16, 1951, from the Oahu Railway and Land Company to the United States of America, and recorded in Liber 2442 at page 425, to-wit:
 "... all licenses and easements, whether recorded or unrecorded, across, over, along or under THE RAILROAD LINE, belonging to or in any way vested in others as the same shall now exist."

All documents referred to by Liber and page are recorded in the Bureau of Conveyances of the State of Hawaii at Honolulu, Hawaii.

✓ Reserving, however, as to all parcels, to the United States of America and its successors and assigns, the right to install, operate, maintain, repair and replace such underground utilities as may become necessary. Said rights shall be exercised in such manner as to not create an unreasonable interference with the rights of others.

RESERVING, ALSO, to the United States of America the right to continue the use of certain portions of said Parcel 2, to the extent of easement for the purpose of operating, maintaining, repairing and replacing its (U.S. Army Signal Corps) underground communication cables located within the strip of land five (5.00) feet wide running along and across within various portions of the railroad right-of-way at Honouliuli, Ewa, Oahu, Hawaii, as described and set forth in those certain instruments recorded in the State Bureau of Conveyances, to which reference is hereby made and described as follows:

1. Grant of (perpetual) Easement dated May 3, 1940 from Oahu Railway and Land Company to the United States of America. Recorded in Liber 1574, Pages 400-403. TK 9-1-12
2. Grant of (perpetual) Easement dated January 29, 1942 from Oahu Railway and Land Company to the United States of America. Recorded in Liber 1713, Page 101. TK 9-1-17

RESERVING, FURTHER, to the United States of America, and its assigns, the following described easements, together with all and other rights appertaining thereto and located within the various sections of the above described Parcel 2.

1. Easement For Water Pipeline and Road Right-of-Way.

An easement in perpetuity for the use, operation, maintenance and repair of a water pipeline, over, under and across that portion of said premises and more particularly described as follows:

PARCEL 2-C

Land Situate at Honouliuli, Ewa, Oahu, Hawaii

Being a Portion of R.P. 6971, L.C. Aw. 11216
Apana 8 to Kekauonohi

Being also a portion of Exclusion 2
of Land Court Application 1069

Being a portion of the Main Line Railroad
Right-of-Way of the Former Oahu Railway
and Land Company

Being an easement forty (40.00) feet wide:

Beginning at the Northeast corner of this easement, being also the southeast corner of Lot 221 (Map 38) of Land Court Application 1069, designated as an easement in perpetuity for a 24-inch pipeline and road right-of-way for the Barbers Point Independent Water Supply, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAPUAI NEW," being 17,673.02 feet South, and 4,097.81 feet East, and running by azimuths and distances measured clockwise from True South:

1. 351° 57' 30" 40.89 feet along remainder of Exclusion 2 of Land Court Application 1069;
2. 70° 00' 20.44 feet along northerly side of Lot 234 (Map 38) of Land Court Application 1069;
3. 171° 57' 30" 40.89 feet along remainder of Exclusion 2 of Land Court Application 1069;
4. 250° 00' 20.44 feet along the Southerly side of Lot 221 (Map 38) of Land Court Application 1069, to the point of beginning and containing an area of 818 square feet.

Above easement being shown and designated as "PARCEL 2-C" on Real Estate Drawing No. RE-1112, marked as EXHIBIT "J", attached here to and made a part hereof.

2. Easement for Utility and Access Road Right-of-Way.

A non-exclusive easement in perpetuity to be used in common with others legally entitled thereto for the purpose of access to and from Fort Weaver Road (Parcel 2-A) and the Naval Magazine, Lualualei (West Loch Branch), Railroad Right-of-Way (Parcel 2-E) hereinabove described, and for utility purposes over, under, along and across that strip of land more particularly described as follows:

5. 37° 48' 23.8" 67.25 feet;
6. 218° 08' 30" 1492.25 feet along same to the point of beginning and containing an area of 1.439 acres.

Above easement being shown and designated as "PARCEL 2-D" on Real Estate Drawing No. RE-1113, marked as EXHIBIT "K", attached hereto and made a part hereof.

3. Easement For Utility and Access Road Right-of-Way.

A non-exclusive easement in perpetuity to be used in common with others legally entitled thereto for the purpose of access to and from the Naval Magazine, Lualualei (West Loch Branch) Railroad Right-of-Way (Parcel 2-E) hereinabove described and that portion of Lot 45 designated as Parcel 9 on Exhibit "L" and for utility purposes over, under, along and across that strip of land more particularly described as follows:

PARCEL 2-F

Land Situate at Honouliuli, Ewa, Oahu, Hawaii

Being a Portion of R.P. 6971, L. C. Aw. 11216
Apana 8 to Kekauonohi

Being also a portion of Exclusion 2
of Land Court Application 1069

Being a portion of the Main Line Railroad Right-of-Way of the former Oahu Railway and Land Company.

Being a strip of Land forty (40.00) feet wide:

Beginning at the Southeast corner of this strip of Land, being also the Northeast corner of Parcel 2-E hereinabove described, on the westerly boundary of Lot 45 (Map 11) of Land Court Application 1069, the coordinates of said point referred to Government Survey Triangulation Station "KAPUAI NEW", being 6,092.23 feet South and 16,990.97 feet East, and running by azimuths and distances measured clockwise from True South:

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Along remainder of Exclusion 2 of Land Court Application 1069, on a curve to the left with a radius of 7,920.00 feet, the chord azimuth and distance being:

1. 200° 23" 39.4" 59.42 feet;
2. 158° 05' 648.93 feet along Lot 46 (Map 11) of Land Court Application 1069;

Thence along same on a curve to the right with a radius of 839.00 feet, the chord azimuth and distance being:
3. 161° 35' 102.44 feet;

Thence along Lot 46 (Map 11), and Exclusion 3 of Land Court Application 1069, on a curve to the right with a radius of 634.00 feet, the chord azimuth and distance being:
4. 183° 45' 405.85 feet;

Thence along Exclusion 11 of Land Court Application 1069, on a curve to the right with a radius of 839.00 feet, the chord azimuth and distance being:
5. 205° 55' 102.44 feet;
6. 209° 25' 1057.55 feet along Exclusion 11 and Lot 42 (Map 14) of Land Court Application 1069;

Thence along said Lot 42 (map 14) of Land Court Application 1069, on a curve to the right with a radius of 594.00 feet, the chord azimuth and distance being:
7. 219° 08' 200.50 feet;

Thence along Lot A (Supplementary Map A) of Land Court Application 1069 on a curve to the right with a radius of 594.00 feet, the chord azimuth and distance being:
8. 241° 36' 262.18 feet;
9. 254° 21' 194.00 feet along same;

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Thence along Lot A (Supplementary Map A) of Land Court Application 1069, on a curve to the left with a radius of 348.00 feet, the chord azimuth and distance being:

10. 233° 29' 10" . 247.88 feet;

11. 302° 37' 20" 40.00 feet along the northeasterly end of this strip of land, along remainder of Exclusion 2 of Land Court Application 1069;

Thence along Lot 45 (Map 11) of Land Court Application 1069, on a curve to the right with a radius of 388.00 feet, the chord azimuth and distance being:

12. 53° 29' 10" 276.37 feet;

13. 74° 21' 194.00 feet along said Lot 45;

Thence along said Lot 45 on a curve to the left, with a radius of 554.00 feet, the chord azimuth and distance being:

14. 51° 53' 423.42 feet;

15. 29° 25' 1057.55 feet along same;

Thence along said Lot 45 (Map 11) of Land Court Application 1069 on a curve to the left with a radius of 799.00 feet, the chord azimuth and distance being:

16. 25° 55' 97.56 feet;

Thence along same on a curve to the left with a radius of 594.00 feet, the chord azimuth and distance being:

17. 3° 45' 380.23 feet;

Thence along same on a curve to the left with a radius of 799.00 feet, the chord azimuth and distance being:

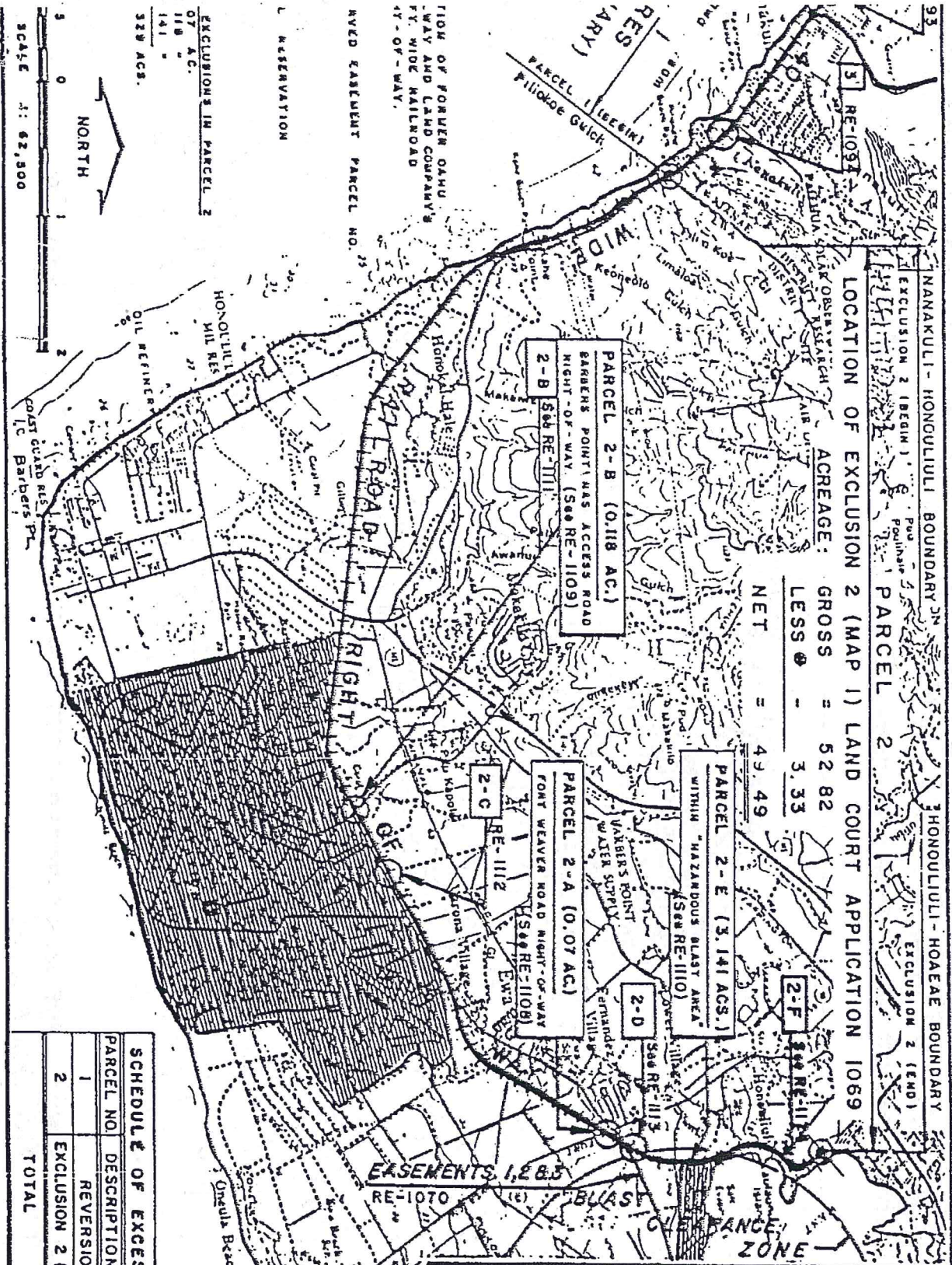
18. 341° 35' 97.56 feet;

19. 338° 05' 604.99 feet along said Lot 45(Map 11) of Land Court Application 1069, to the point of beginning and containing an area of 2.9356 acres.

Above described easement being shown and designated as Parcel "2-F" on Real Estate Drawing No. RE-1174, marked EXHIBIT "L" attached hereto and made a part hereof.

Parcel 2 being as shown on Map 1 of Land Court Application 1069 and described therein as Exclusion 2, with exceptions as noted above.

Parcels 3, 4, 6, 7, 8, 9, 10, 11 and 12 being as shown on NAVFAC Drawing No. 7008382 on file at the office of the Real Estate Division of the Pacific Division of the Naval Facilities Engineering Command, Pearl Harbor, Hawaii 96860.



LOCATION OF EXCLUSION 2 (MAP 1) LAND COURT APPLICATION 1069

AGREEMENT: PARCEL 2

NET = 49.49

GROSS = 52.82

LESS = 3.33

EXCLUSIONS IN PARCEL 2
 OF AC.
 118
 141
 329 ACS.

HONOLULU MIL RES
 OIL REFINER
 EAST GUARD RAIL
 C. Barber's Pl.

SCHEDULE OF EXCESS ITEM NO. 83		
PARCEL NO.	DESCRIPTION	ACREAGE
1	REVERSIONARY	11.335
2	EXCLUSION 2 (NET)	49.49
TOTAL		60.825

PACIFIC DIVISION
 NAVAL FACILITIES ENGINEERING COMMAND

Land Situated: Luahalei, Nanakuli, WAIANAE and
 Honouliuli, EWA, OAHU, HAWAII

NAVY EXCESS ITEM NO. 83
 PORTION FORMER OAHU RAILWAY and LAND
 COMPANY'S RAILROAD RIGHT-OF-WAY

PARCEL LOCATION MAP

Edwin K. Macomber
 CADASTRAL ENGINEER

J. P. [Signature]
 REAL ESTATE DIRECTOR

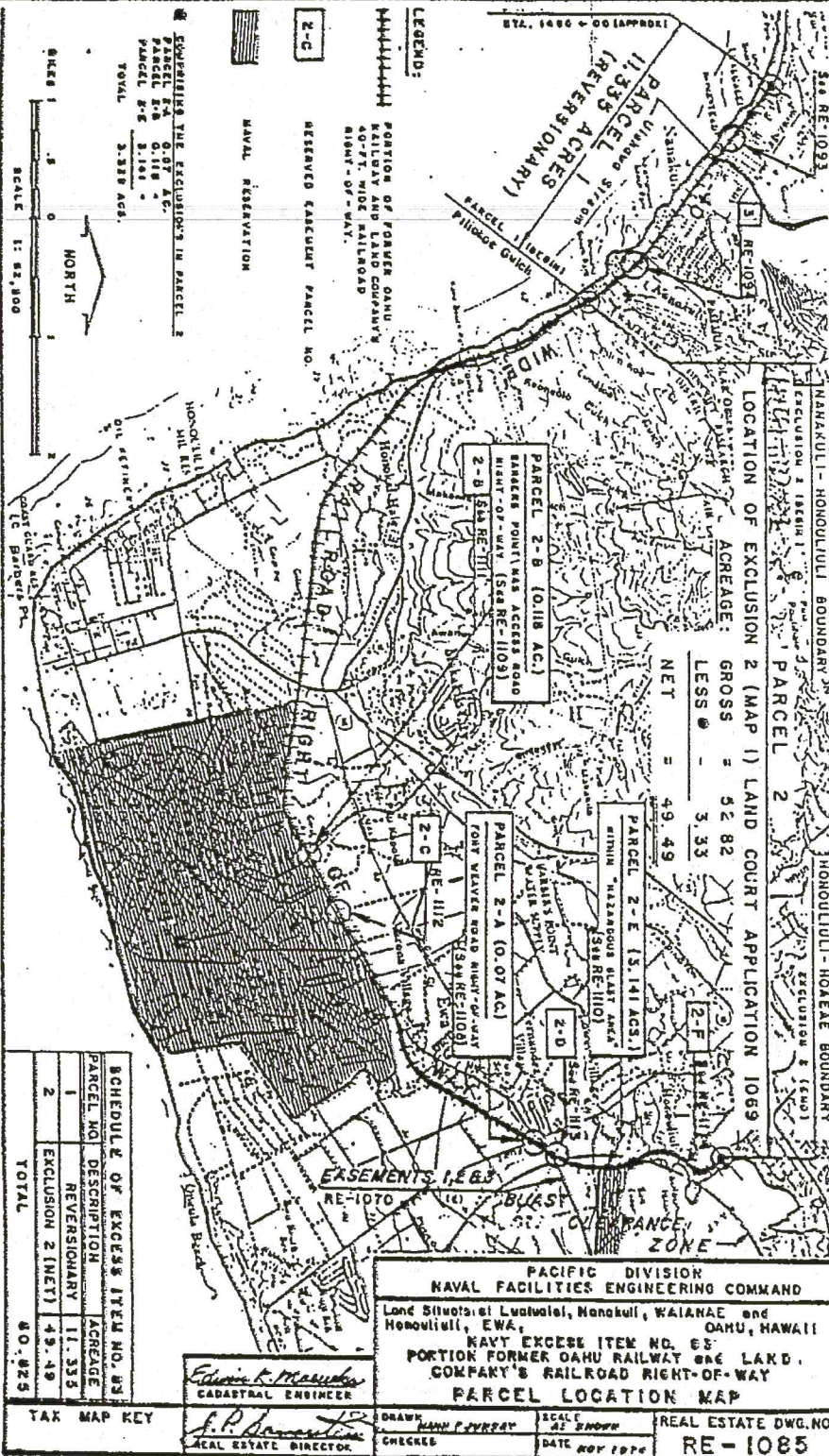
DRAWN BY: MARY F. JUREY
 CHECKED: [Signature]

SCALE: AS SHOWN
 DATE: NOV 1976

REAL ESTATE DWG. NO.
 RE-1085

EXHIBIT "A" & "E"

14814 364



LOCATION OF EXCLUSION 2 (MAP 1) LAND COURT APPLICATION 1069

ACREAGE:	GROSS = 52.82
	LESS @ 3.33
NET =	49.49

EXCLUDING THE EXCLUSIONS IN PARCEL 2

PARCEL 2-A	0.07 AC.
PARCEL 2-B	0.118 AC.
PARCEL 2-E	3.141 AC.
TOTAL	3.329 AC.

SCHEDULE OF EXCESS ITEM NO. 85

PARCEL NO.	DESCRIPTION	ACREAGE
1	REVERSIONARY	11.335
2	EXCLUSION 2 (NET)	49.49
TOTAL		60.825

PACIFIC DIVISION
 NAVAL FACILITIES ENGINEERING COMMAND
 Land Situations: Luauwale, Manakuli, WAIANAE and
 Honolulu, EWA, OAHU, HAWAII
 NAVY EXCESS ITEM NO. 85
 PORTION FORMER OAHU RAILWAY and LAND
 COMPANY'S RAILROAD RIGHT-OF-WAY
PARCEL LOCATION MAP

DRAWN: *W. P. JERRY* SCALE: AS SHOWN REAL ESTATE DWG. NO. RE-1085
 CHECKED: DATE: NOV 1976

Edwin K. Masuda
 CADASTRAL ENGINEER

J. P. [Signature]
 REAL ESTATE DIRECTOR

TAX MAP KEY

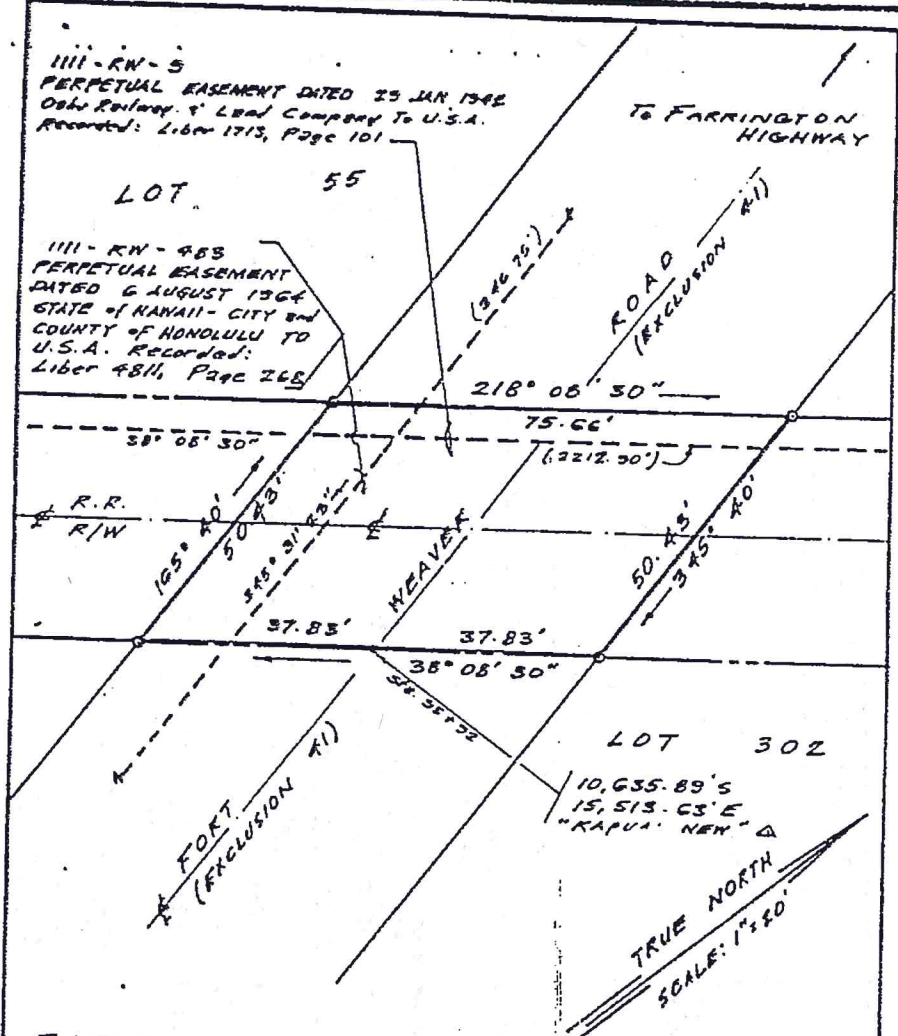
EXHIBIT 'A' & 'E'

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14814 365

1111-RN-5
PERPETUAL EASEMENT DATED 25 JAN 1942
Oahu Railway & Land Company To U.S.A.
Recorded: Liber 1713, Page 101

1111-RN-483
PERPETUAL EASEMENT
DATED 6 AUGUST 1964
STATE OF HAWAII - CITY AND
COUNTY OF HONOLULU TO
U.S.A. Recorded:
Liber 4811, Page 265



PARCEL 2-A (0.07 Ac)

FORT WEAVER ROAD RIGHT-OF-WAY
DESCRIBED AS PARCEL 3 IN DEED DATED NOV. 15, 1935
OAHU RAILWAY & LAND COMPANY TO TERRITORY (NOW STATE)
OF HAWAII. RECORDED: Liber 1304, Page 171.

LEGEND:

PORTION OF FORMER OAHU RAILWAY & LAND COMPANY'S RAILROAD RIGHT-OF-WAY (EXCLUSION #2 (MAP 1) LAND COURT APPLICATION 1063).

NOTE:

COORDINATES SHOWN REFERRED TO GOVERNMENT SURVEY TRIANGULATION STATION "KAPUAL NEN"
AZIMUTHS MEASURED CLOCKWISE FROM TRUE SOUTH.
FOR LOCATION, SEE RE-1085.

PACIFIC DIVISION NAVAL FACILITIES ENGINEERING COMMAND		
Local Site at Honolulu, Ewa, Oahu, Hawaii		
EXCLUSION IN PARCEL 2		
PARCEL 2-A		
SHOWING EASEMENTS FOR UTILITY AND ACCESS ROAD RIGHT-OF-WAY		
TAX MAP KEY 9-1-17-B	SCALE 1"=80'	REAL ESTATE DWG NO. RE-1108

Edward K. Henderson
CADASTRAL ENGINEER

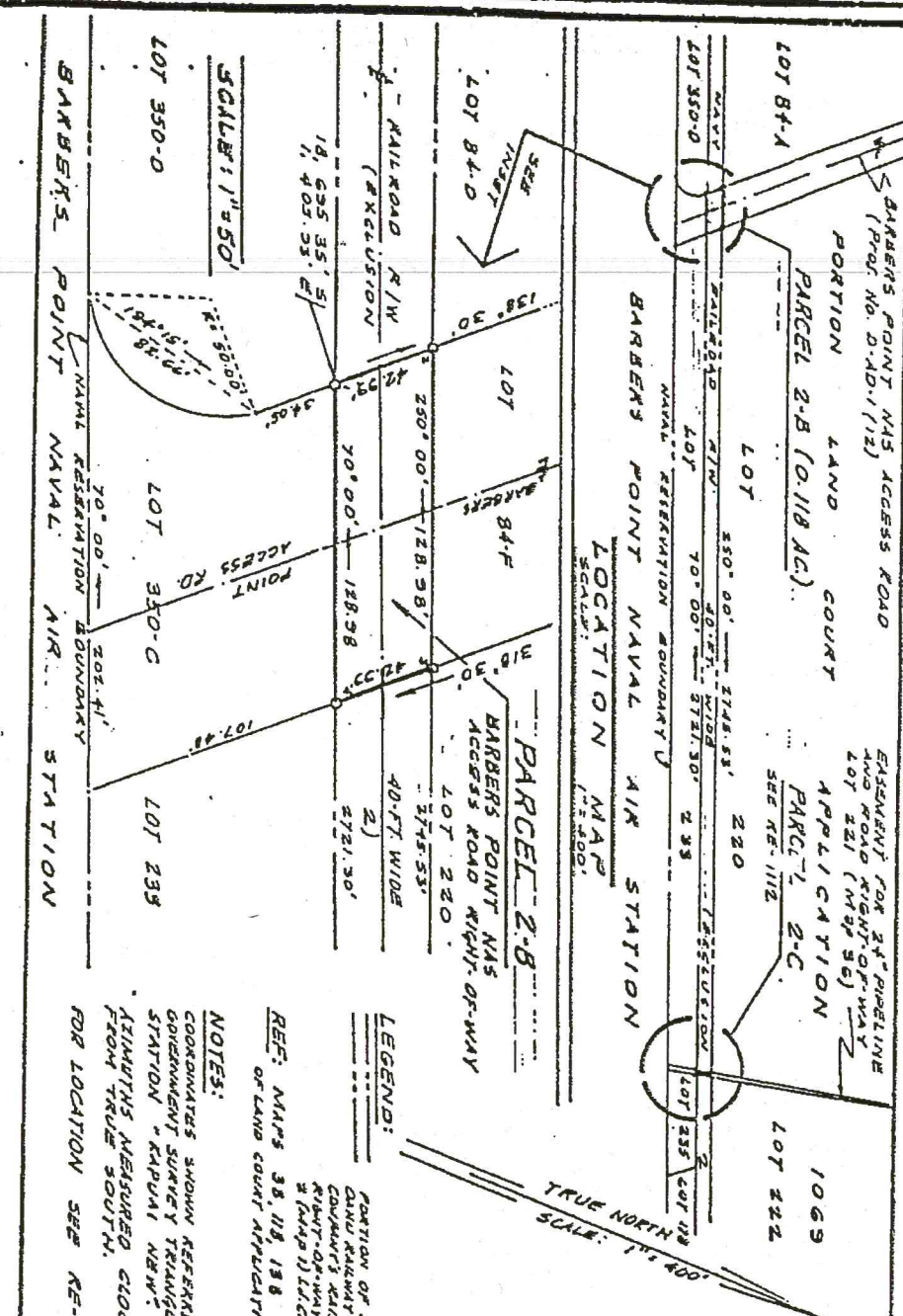
J.P. Semmler
REAL ESTATE DIRECTOR

DATE Nov. 1925

EXHIBIT # FR

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LEGEND:
 PARTITION OF FORMER DANU AIRWAY BY LAND COMMISSION'S AIR ROAD RIGHT-OF-WAY (EXCLUSION 2 (MAP 2) L.L.C. (APR. 1969))

NOTES:
 COORDINATES SHOWN REFERRED TO GOVERNMENT SURVEY TRIANGULATION STATION "KAPUAI NW-1". DIMENSIONS MEASURED CLOCKWISE FROM TRUE SOUTH.

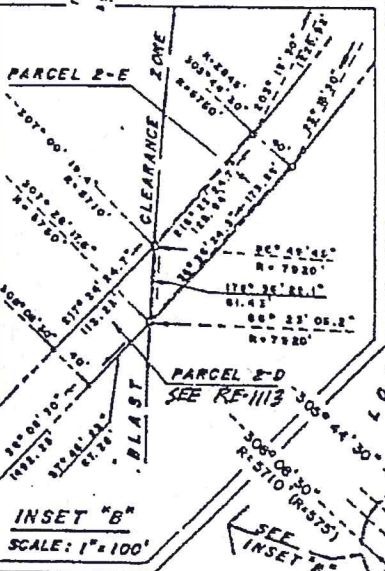
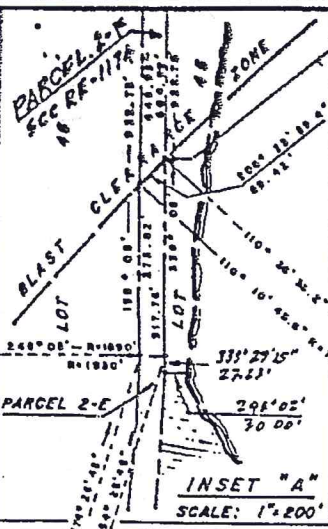
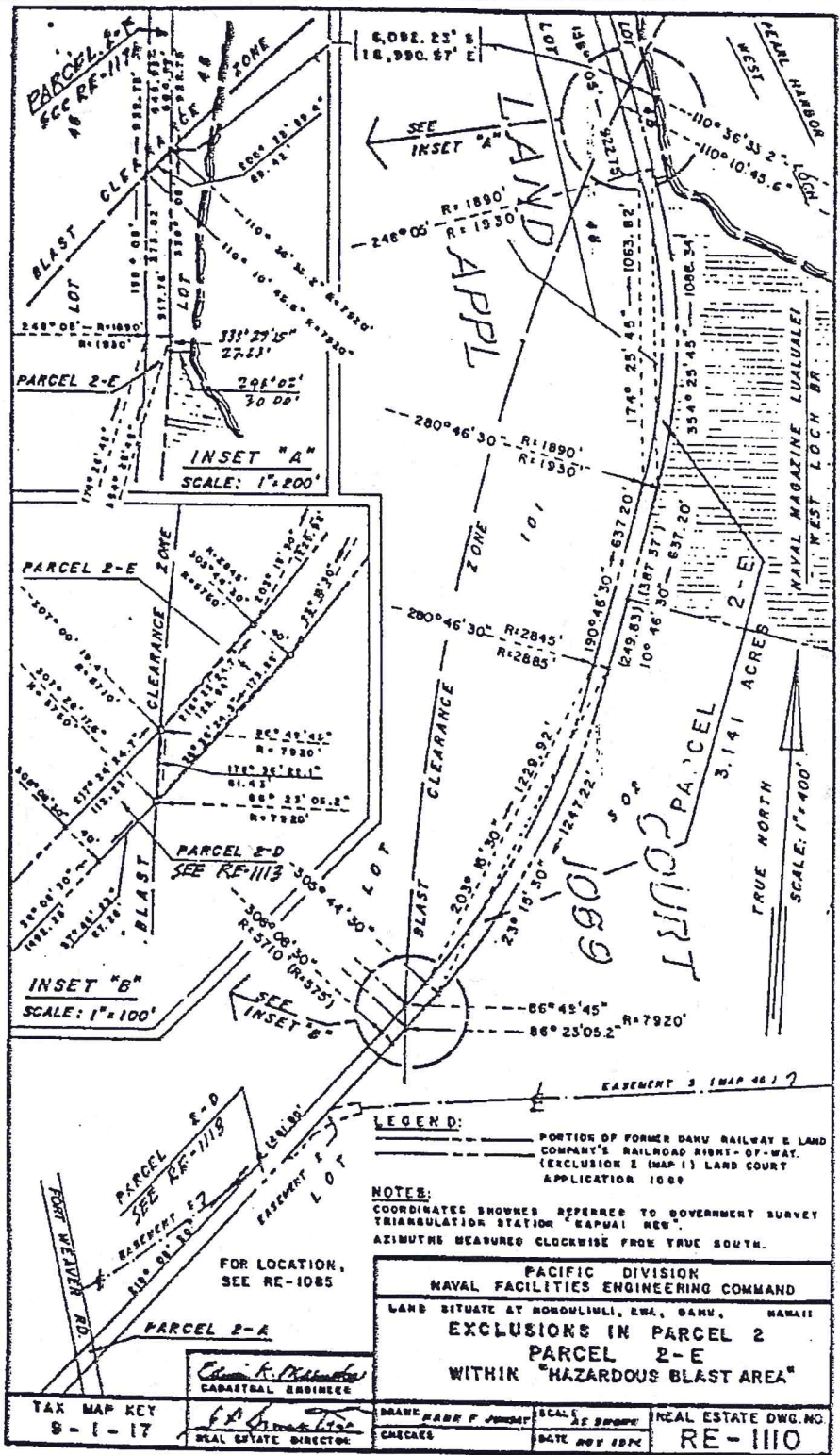
REF: MAPS 38, 118, 138 OF LAND COURT APPLICATION 1069

PACIFIC DIVISION NAVAL FACILITIES ENGINEERING COMMAND	
LAND SITUATE AT HONOLULULI, EWA, OAHU, HAWAII	
EXCLUSIONS IN PARCEL 2	
PARCEL 2-B BARBERS POINT NAVAL AIR STATION ACCESS ROAD RIGHT-OF-WAY	
TAX MAP KEY 9-1-13/16	REAL ESTATE DWG. NO. RE-1109

EXHIBIT 'G'

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LEGEND:

--- PORTION OF FORMER DANU RAILWAY & LAND COMPANY'S RAILROAD RIGHT-OF-WAY. (EXCLUSION 2 (MAP 1) LAND COURT APPLICATION 1089)

NOTES:

COORDINATES SHOWN REFERRED TO GOVERNMENT SURVEY TRIANGULATION STATION "KAHAI KEA".

AZIMUTHS MEASURED CLOCKWISE FROM TRUE SOUTH.

PACIFIC DIVISION
NAVAL FACILITIES ENGINEERING COMMAND
LAND SITUATE AT HONOULULU, HAWAII, DANU, HAWAII
**EXCLUSIONS IN PARCEL 2
WITHIN "HAZARDOUS BLAST AREA"**

FOR LOCATION, SEE RE-1085

PARCEL 2-A

CHAS. K. KILPATRICK
CADASTRAL ENGINEER

TAX MAP KEY
9-1-17

REAL ESTATE DIRECTOR

NAME: *PAUL P. JENNIFER* SCALE: *AS SHOWN* REAL ESTATE DWG. NO.
DATE: *NOV 1974* RE-1110

EXHIBIT "H"

Recorder's Office Liability of Writing, Typing or Printing UNSATISFACTORY
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BARBERS POINT NAVAL ACCESS ROAD
(PROP NO D-40-1112)

PORTION LAND COURT

EASEMENT FOR 24" PIPELINE
AND ROAD RIGHT-OF-WAY
LOT 221 (MAP 56)

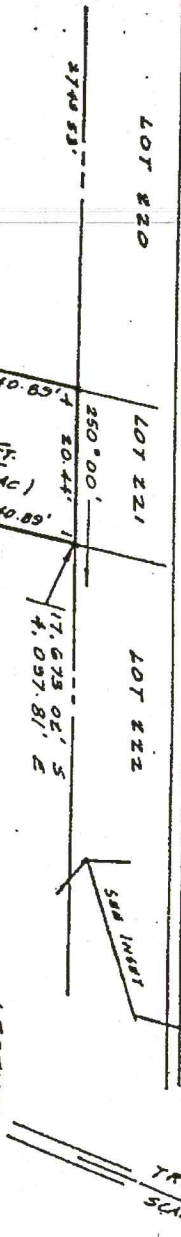
LOT 84-A
PARCEL 2-B
(0.118 AC)

PARCEL 2-C
(0.019 AC)

LOT 222
LOT 223

NAVY
LOT 220
LOT 221
LOT 222
LOT 223
LOT 224
LOT 225
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LOT 227
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LOT 233
LOT 234
LOT 235
LOT 236
LOT 237
LOT 238
LOT 239
LOT 240

BARBERS POINT NAVAL AIR STATION
LOCATION MAP
SCALE: 1" = 400'



RAILROAD
(EXCLUSION)

RIGHT-OF-WAY
2) 40-FT WIDE

816 Sq. Ft.
(0.019 AC)

PARCEL 2-C
EASEMENT FOR WATER PIPELINE
AND ROAD RIGHT-OF-WAY
SCALE: 1" = 50'

LEGEND:

PORTION OF FORMER
LAND RAILROAD SW LAND
COMPANY'S RAILROAD
RIGHT-OF-WAY (EXCLUSION
2 (MAP 1) (L.C. 444, 1085))
REF: MAPS 35, 118, 138
OF LAND COURT APPLICATION 1069

NOTES:

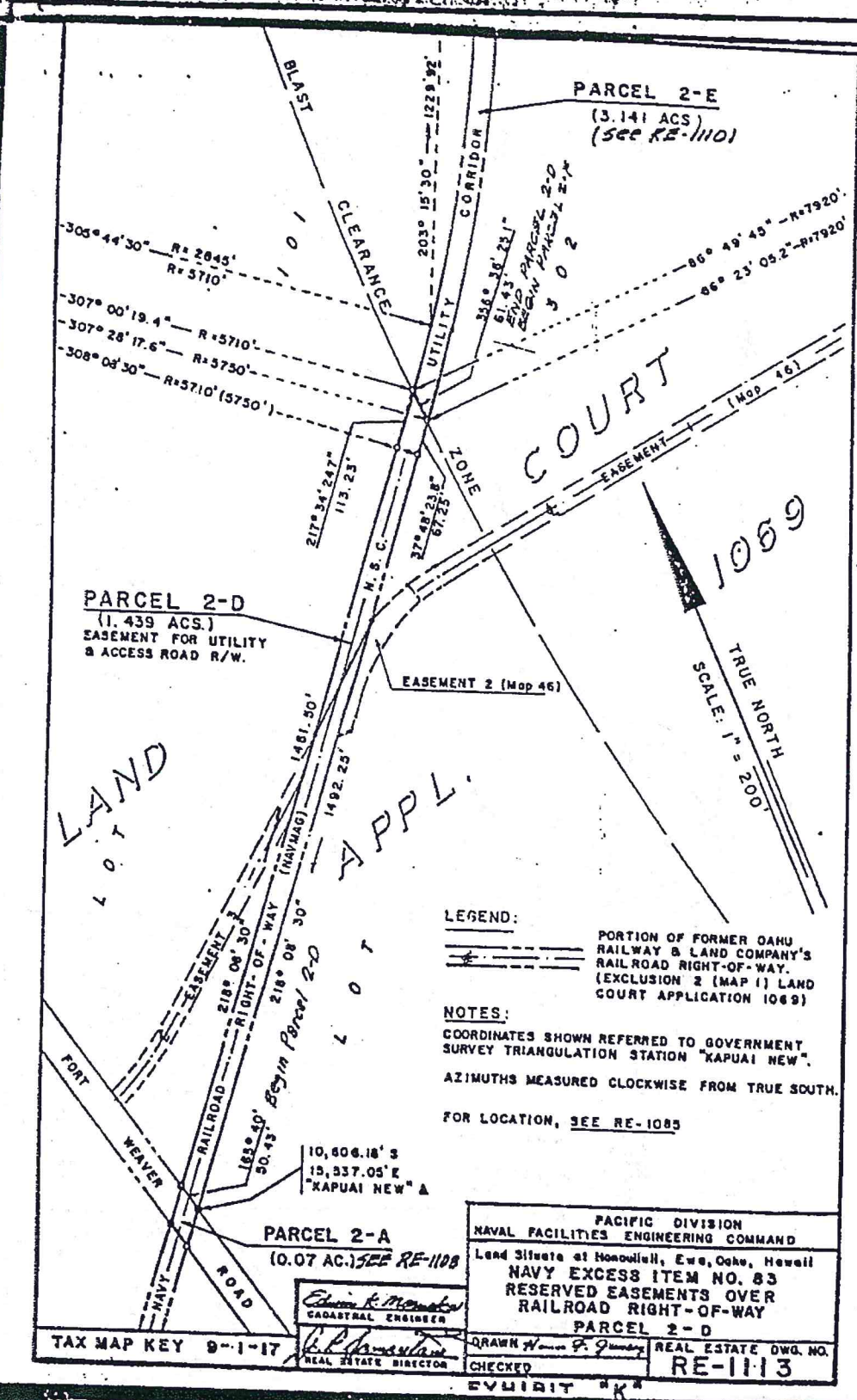
COORDINATES SHOWN REFERRED TO
GOVERNMENT SURVEY TRIANGULATION
STATION "KAPUAI NEW"
DIMENSIONS MEASURED CLOCKWISE
FROM TRUE SOUTH.
FOR LOCATION SEE RE-1085

PACIFIC DIVISION NAVAL FACILITIES ENGINEERING COMMAND	
LAND SITUATE AT HONOLULU, EWA, OAHU, HAWAII	
NAVY EXCESS ITEM NO. 83	
RESERVED EASEMENTS OVER	
RAILROAD RIGHT-OF-WAY	
PARCEL 2-C	
TAX MAP KEY 9-1-13/16	REAL ESTATE DWG. NO. RE-1112

EXHIBIT E.1

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PARCEL 2-D
 (1.439 ACS)
 EASEMENT FOR UTILITY
 & ACCESS ROAD R/W.

PARCEL 2-E
 (3.141 ACS)
 (SEE RE-1110)

LAND
 LOT

LAND
 LOT
 APPL.

LEGEND:

--- PORTION OF FORMER OAHU RAILWAY & LAND COMPANY'S RAILROAD RIGHT-OF-WAY. (EXCLUSION 2 (MAP 1) LAND COURT APPLICATION 1069)

NOTES:

COORDINATES SHOWN REFERRED TO GOVERNMENT SURVEY TRIANGULATION STATION "KAPUAI NEW". AZIMUTHS MEASURED CLOCKWISE FROM TRUE SOUTH.

FOR LOCATION, SEE RE-1085

PARCEL 2-A
 (10.07 AC.) SEE RE-1108

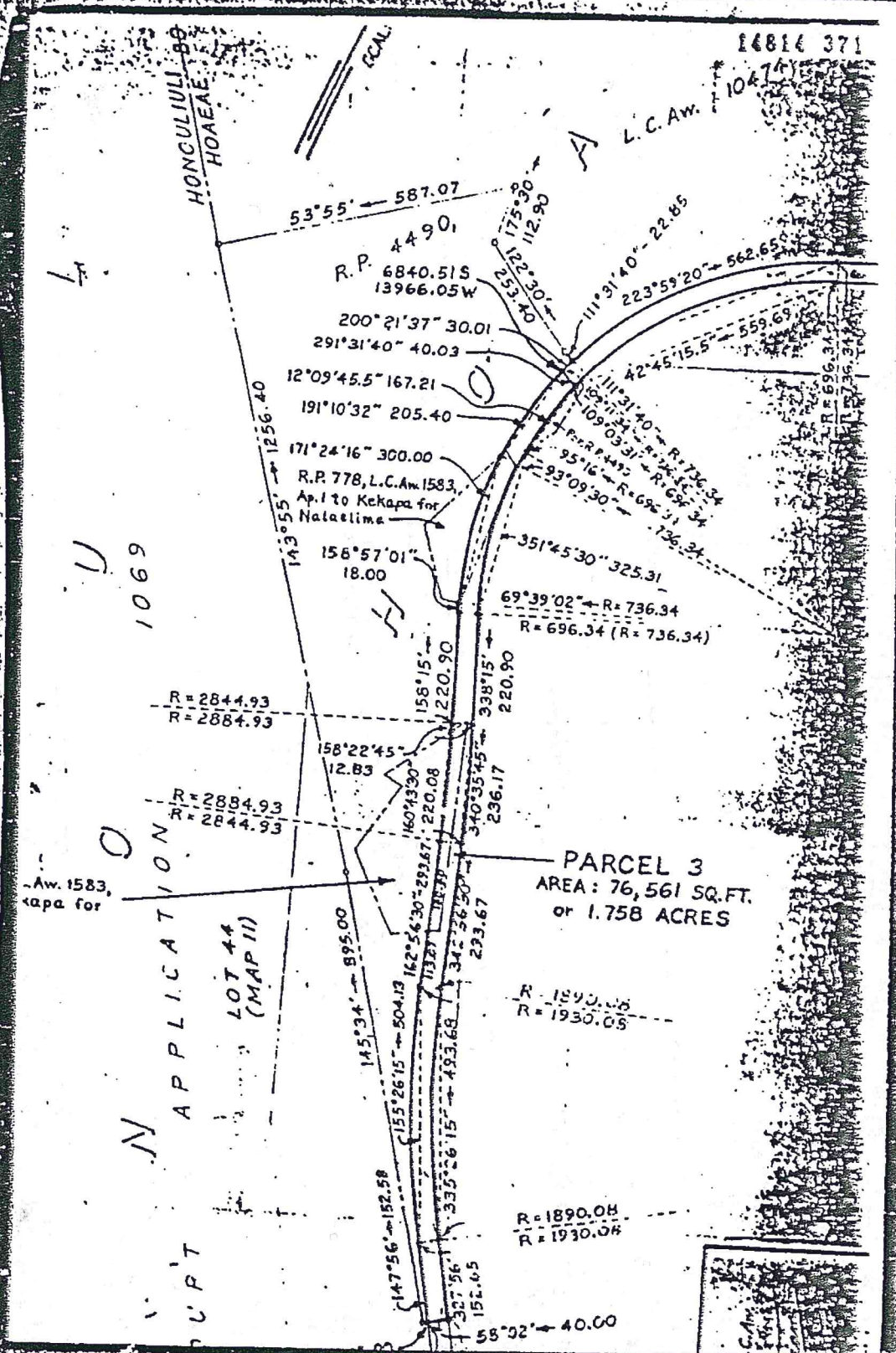
Edwin K. Mendenhall
 CADASTRAL ENGINEER

H. P. ...
 REAL ESTATE DIRECTOR

PACIFIC DIVISION NAVAL FACILITIES ENGINEERING COMMAND	
Lead Site at Honolulu, Ewa, Oahu, Hawaii	
NAVY EXCESS ITEM NO. 83	
RESERVED EASEMENTS OVER RAILROAD RIGHT-OF-WAY	
PARCEL 2-D	
DRAWN <i>H. P. ...</i>	REAL ESTATE DWG. NO.
CHECKED	RE-1113

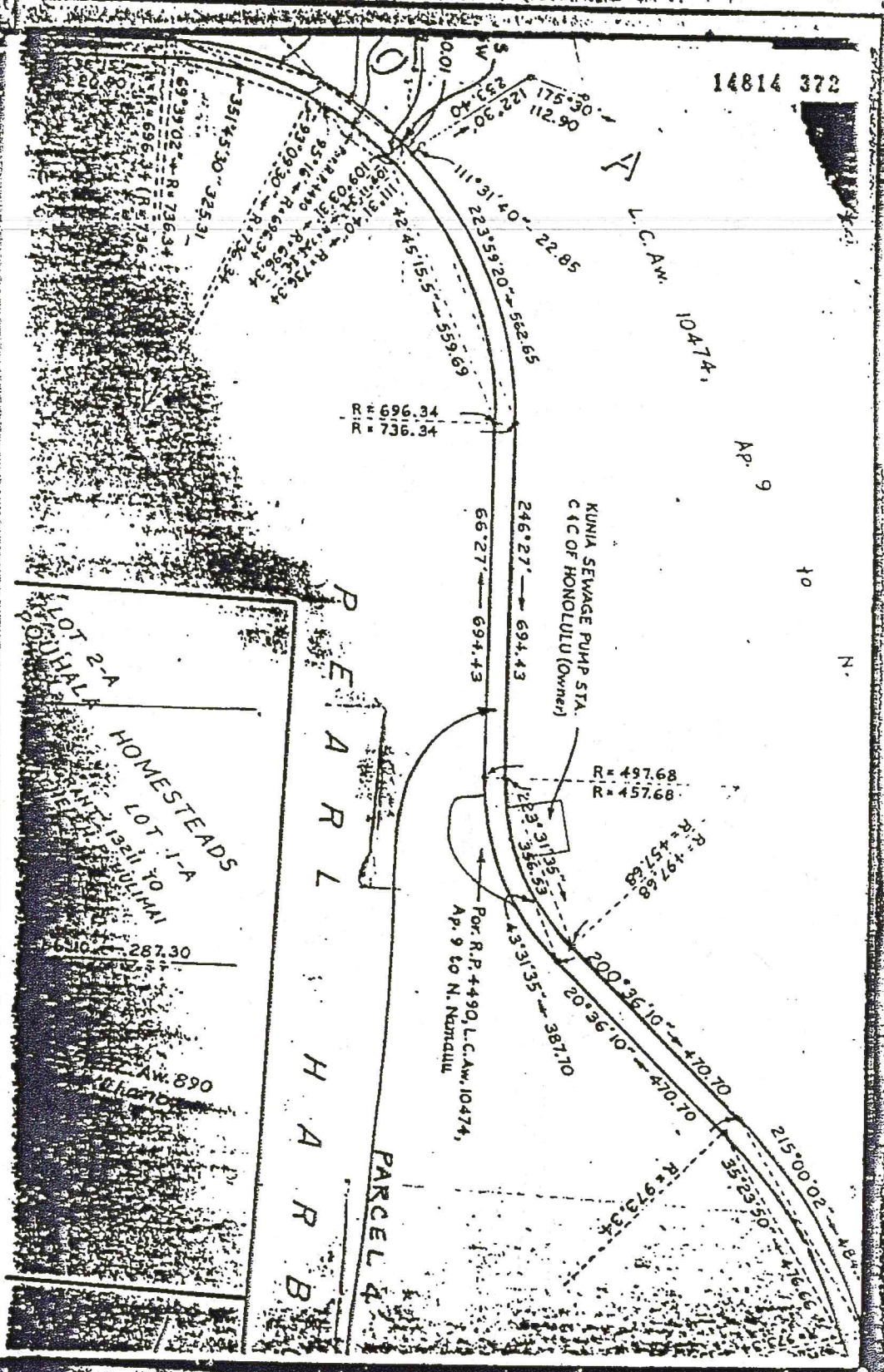
TAX MAP KEY 9-1-17

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LOT 2-A
HOMESTEADS
13211.70
287.30
L.C. Aw. 890
Whan...

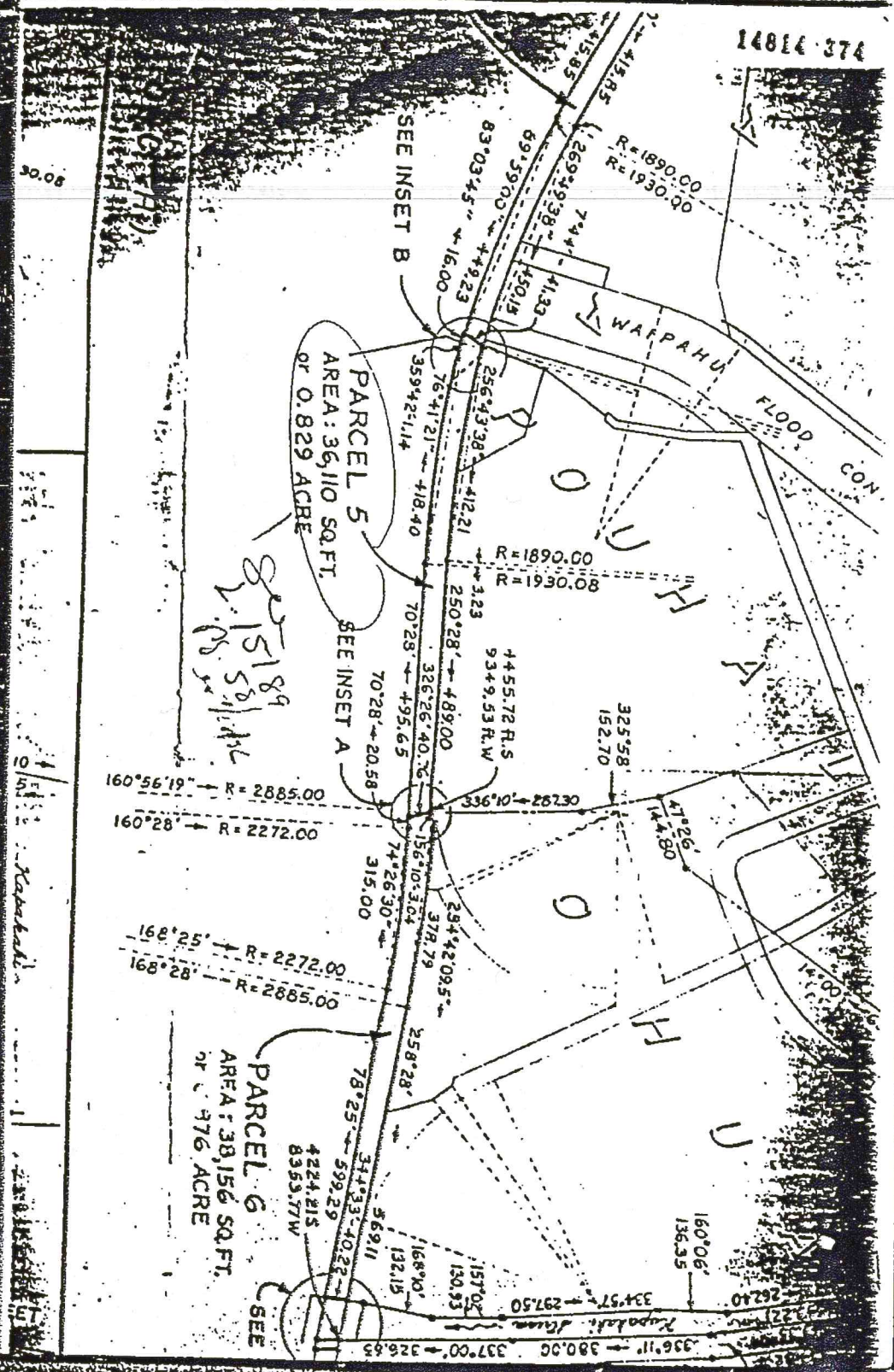
LOT 1-A
HOMESTEADS
13211.70
287.30
L.C. Aw. 890
Whan...

KUNIA SEWAGE PUMP STA.
C I C OF HONOLULU (Owner)

For R.P. 4490, L.C. Aw. 10474,
Ap. 9 to N. Nanihale

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... this document was received...

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SEE INSET B

PARCEL 5
 AREA: 36,110 SQ. FT.
 or 0.829 ACRE

SEE INSET A

PARCEL 6
 AREA: 38,156 SQ. FT.
 or 0.876 ACRE

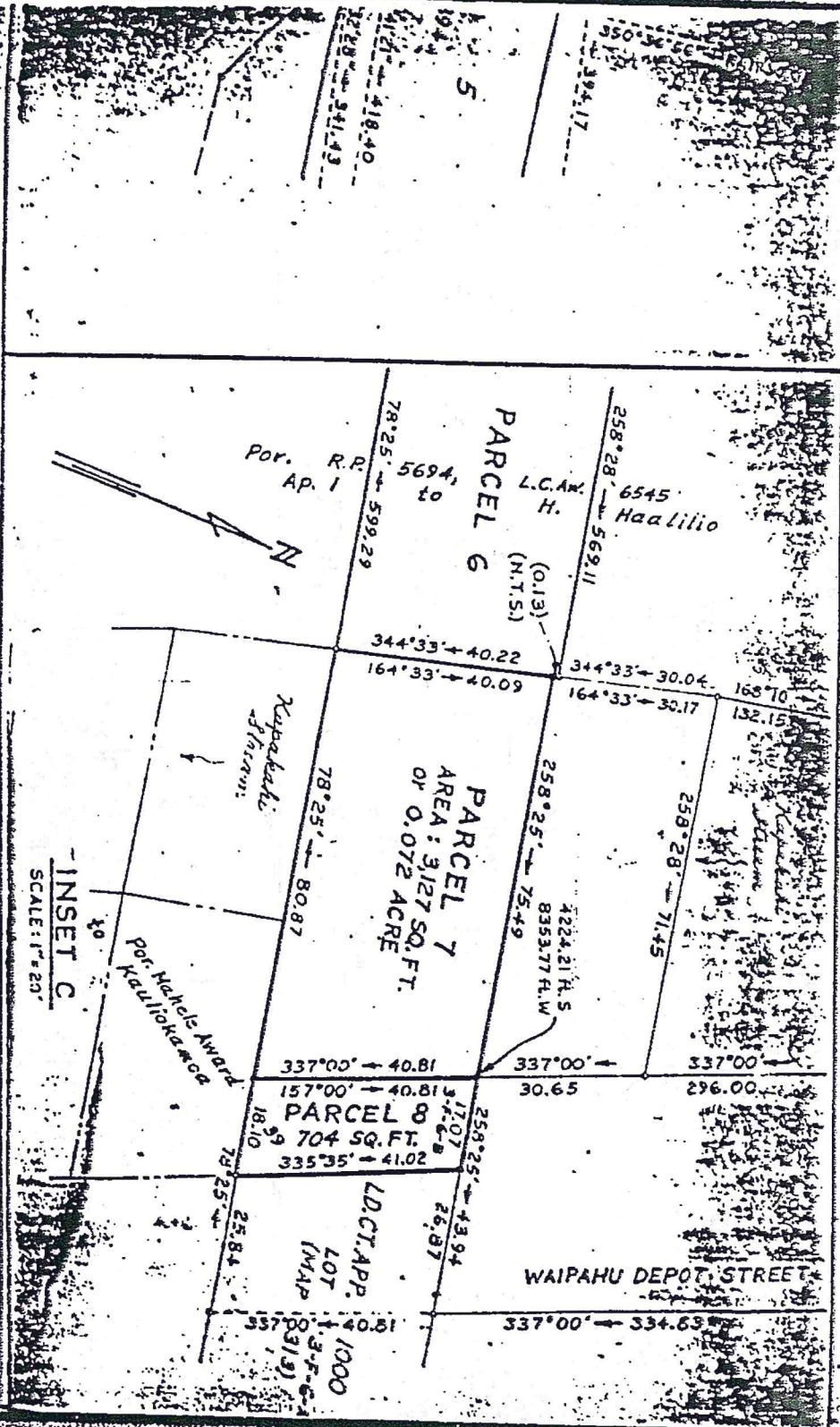
82515189
 2.15.58
 5/11/14

160°56'19" → R = 2885.00
 160°28' → R = 2272.00
 168°25' → R = 2272.00
 168°28' → R = 2885.00

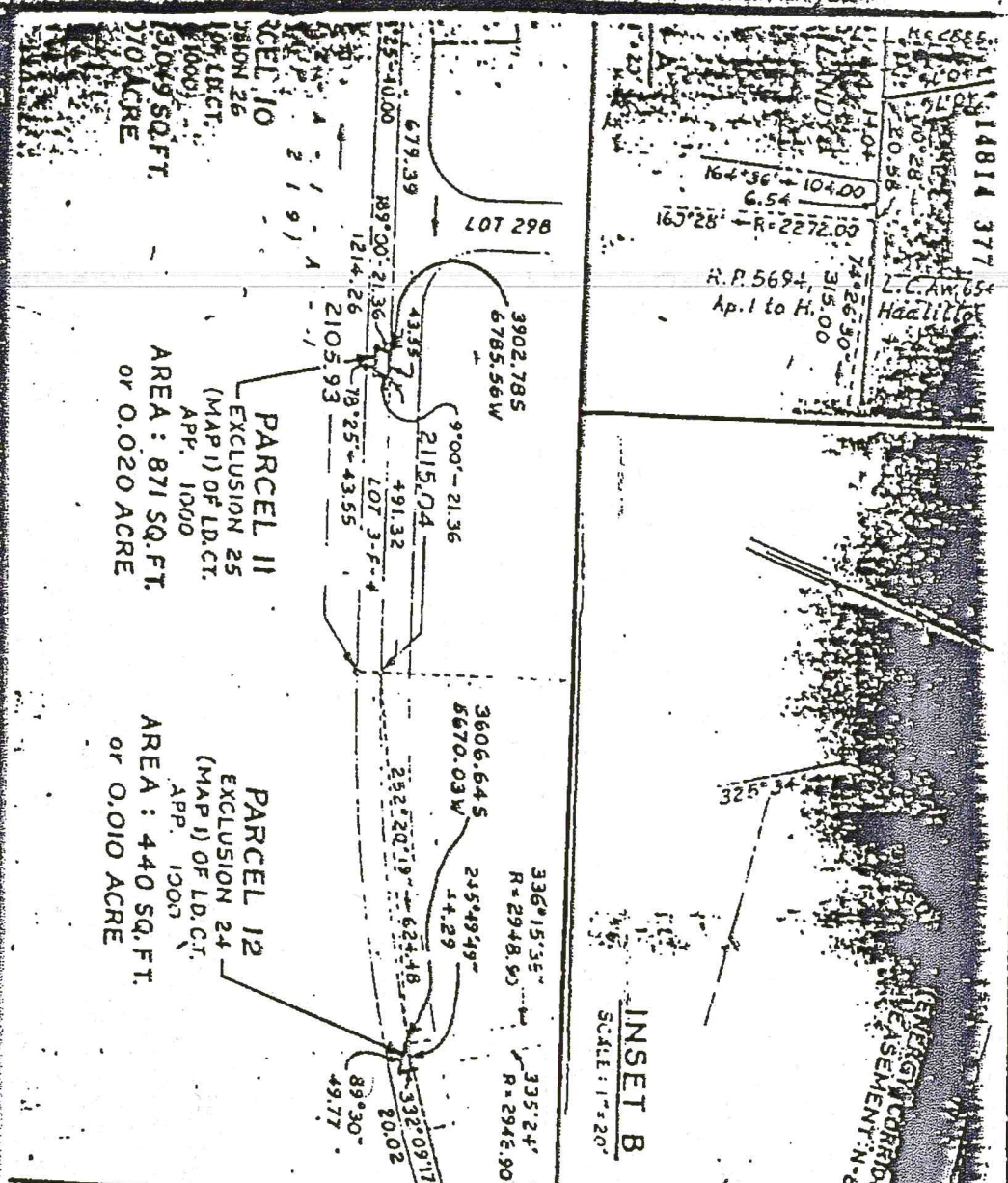
396°11' → 380.06
 337°00' → 326.43
 160°06'
 136.35
 157°02'
 150.33
 168°10'
 132.15
 569.11
 314°33' → 10.22
 592.29
 4224.215
 8353.77W
 78°25' → 58.28
 258.28
 378.79
 25442.095
 156.10 → 3.04
 74°28'30" → 315.00
 336°10' → 267.30
 47°06' → 14.30
 14.00
 325°58' → 152.70
 4455.72 R.L.S
 9349.53 R.L.W
 3.23
 250°28' → 489.00
 326.26 → 40.76
 495.65
 70°28' → 20.58
 70°23' → 418.40
 76°41'21" → 412.21
 359°42'11.4
 256°43'38"
 41.33
 150.15
 74°4' → 41.33
 269°49'38"
 41.33
 83°03'45" → 16.00
 415.85
 415.85
 R = 1890.00
 R = 1930.00
 R = 1890.00
 R = 1930.00
 334°57' → 297.50
 262.40
 336°11' → 380.06
 337°00' → 326.43

14814 375

PLANNED CLOCKWISE FROM TOP RIGHT



-INSET C
SCALE: 1" = 20'



SECTION 26
 10' TRCT.
 1000'
 3,009 SQ. FT.
 370 ACRE

PARCEL 10
 EXCLUSION 26
 (MAP 1) OF LD. CT.
 APP. 1000
 AREA : 871 SQ. FT.
 OR 0.020 ACRE

PARCEL 11
 EXCLUSION 25
 (MAP 1) OF LD. CT.
 APP. 1000
 AREA : 871 SQ. FT.
 OR 0.020 ACRE

PARCEL 12
 EXCLUSION 24
 (MAP 1) OF LD. CT.
 APP. 1000
 AREA : 440 SQ. FT.
 OR 0.010 ACRE

14814 377
 L.C. AW 654
 Haa'ililo
 R.P. 5694
 Ap. 1 to H.
 164°36' 104.00
 6.54
 165°28' R=2272.00
 14°26'30" 315.00

INSET B
 SCALE: 1"=20'

- NOTES:**
1. AZIMUTHS MEASURED CLOCKWISE
 2. ALL COORDINATES REFERRED TO MAP COMPILED FROM BEST AVAILABLE ADJUSTED WHERE NECESSARY BY FARRINGTON HIGH UTILITY CORRIDOR AND THE HC CHECKED AGAINST ORIGINAL DATA
- REFERENCE MAPS:**
1. STATE OF HAWAII REGISTERED
 2. CITY & COUNTY OF HONOLULU A. 16-11-5-14 B. 4-4-1-48 B-47 C. 12-4-2-27
 3. FILE PLAN NO. 973 (WAIPAHAU)
 4. MAP NO. 1 OF LAND COURT APPL. 1
 5. T.H. RIGHT-OF-WAY MAP FOR P. 1
 6. STATE OF HAWAII W W MAP FOR