

the State of Hawaii, being that parcel of land situate at Wailua, Kawaihau, Kauai, Hawaii, and identified as "(Revised - August 2011) Portion of the Government (Crown) Land of Wailua)," containing a net area of 213.88 acres, after exclusion, reserving to the State of Hawaii, its successors and assigns, an easement for road right-of-way (20.00 feet wide), more particularly described in Exhibit "A" and delineated on Exhibit "B," both of which are attached hereto and made parts hereof, said exhibits being respectively, a survey description and survey map prepared by the Survey Division, Department of Accounting and General Services, State of Hawaii, both being designated C.S.F. No. 25,101 and dated August 9, 2011, subject to any valid encumbrances.

SUBJECT, HOWEVER, to the condition that upon cancellation of this executive order or in the event of non-use or abandonment of the premises or any portion thereof for a continuous period of one (1) year, or for any reason whatsoever, the Agribusiness Development Corporation shall, within a reasonable time, restore the premises to a condition satisfactory and acceptable to the Department of Land and Natural Resources, State of Hawaii.

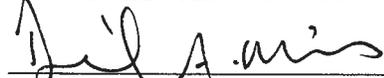
SUBJECT, FURTHER, to disapproval by the Legislature by two-thirds vote of either the Senate or the House of Representatives or by majority vote of both, in any regular or special session next following the date of this Executive Order.

This executive order does not authorize the recipient of the set aside to sell or exchange or otherwise relinquish the State of Hawaii's title to the subject public land.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Hawaii to be affixed. Done at the Capitol at Honolulu this 20th day of February, 2012.


NEIL ABERCROMBIE
Governor of the State of Hawaii

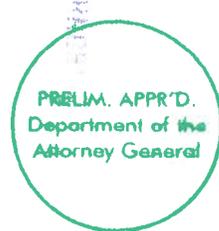
APPROVED AS TO FORM:


DANIEL A. MORRIS

Deputy Attorney General

Dated: JAN 27 2012

DEPUTY ATTORNEY GENERAL
OFFICE
FEB 23 P2:45



STATE OF HAWAII

Office of the Lieutenant Governor

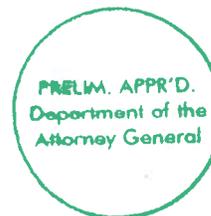
THIS IS TO CERTIFY That the within is a true copy of
Executive Order No. 4401 setting aside land for public
purposes, the original of which is on file in this office.

IN TESTIMONY WHEREOF, the Lieutenant
Governor of the State of Hawaii, has
hereunto subscribed his name and caused
the Great Seal of the State to be affixed.



BRIAN SCHATZ
Lieutenant Governor of the State of Hawaii

DONE in Honolulu, this 27TH day of
February, A.D. 2012





STATE OF HAWAII
SURVEY DIVISION
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
HONOLULU

C.S.F. No. 25,101

August 9, 2011

(REVISED – AUGUST 2011)
PORTION OF THE GOVERNMENT (CROWN) LAND OF WAILUA

Situated between the south side of Wailua Falls Loop Road (Parcels 1 and 3, Phase I of Project G-3329-01-63 and Parcel 1, Phase II of Project BD-67-359) and the north bank of the North Fork of Wailua River

Wailua, Kawaihau, Kauai, Hawaii

Beginning on the northeast corner of this parcel of land and on the south side of Wailua Falls Loop Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "NONOU" being 563.95 feet North and 15,152.10 feet West, thence running by azimuths measured clockwise from True South:-

1. 17° 00' 18.66 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
2. 312° 00' 350.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
3. 240° 00' 90.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;

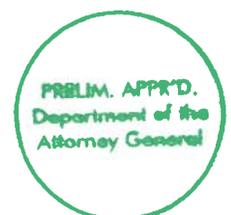
PRELIM. APPR'D.
Department of the
Attorney General

4. 277° 00' 100.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
5. 332° 00' 140.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
6. 21° 00' 250.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
7. 350° 00' 260.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
8. 13° 00' 85.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
9. 70° 00' 120.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
10. 34° 00' 170.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
11. 48° 00' 230.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
12. 88° 00' 150.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
13. 129° 00' 130.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
14. 32° 00' 225.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;

- 15. 356° 00' 120.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
- 16. 289° 30' 565.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
- 17. 259° 07' 150.00 feet along University of Hawaii Agricultural Experiment Station (Kauai Branch), Governor's Executive Order 1967;
- 18. 19° 37' 193.43 feet along the remainder of the Government (Crown) Land of Wailua to the north bank of the North Fork of Wailua River;

Thence along the north bank of the North Fork of Wailua River for the next five (5) courses, the direct azimuths and distances between points along said north bank of the North Fork of Wailua River being:

- 19. 91° 19' 523.2 feet;
- 20. 58° 00' 1470.0 feet;
- 21. 96° 30' 2400.0 feet;
- 22. 214° 00' 1040.0 feet;
- 23. 135° 00' 1000.0 feet;
- 24. 199° 37' 1564.37 feet along Public Hunting Ground and Upland Game Bird Reserve, Governor's Executive Order 1389;
- 25. 343° 42' 52" 103.53 feet along the south side of Wailua Falls Loop Road;
- 26. Thence along the south side of Wailua Falls Loop Road on a curve to the left with a radius of 340.00 feet, the chord azimuth and distance being:
332° 27' 25.5" 132.75 feet;



27. 321° 11' 59" 175.03 feet along the south side of Wailua Falls Loop Road;
28. Thence along the south side of Wailua Falls Loop Road on a curve to the left with a radius of 340.00 feet, the chord azimuth and distance being:
300° 07' 14.5" 244.57 feet;
29. 279° 02' 30" 308.89 feet along the south side of Wailua Falls Loop Road;
30. Thence along the south side of Wailua Falls Loop Road on a curve to the right with a radius of 460.00 feet, the chord azimuth and distance being:
294° 05' 30" 238.89 feet;
31. 309° 08' 30" 151.38 feet along the south side of Wailua Falls Loop Road;
32. Thence along the south side of Wailua Falls Loop Road on a curve to the left with a radius of 540.00 feet, the chord azimuth and distance being:
286° 42' 45" 412.06 feet;
33. 264° 17' 389.04 feet along the south side of Wailua Falls Loop Road;
34. Thence along the south side of Wailua Falls Loop Road on a curve to the right with a radius of 160.00 feet, the chord azimuth and distance being:
296° 24' 45" 170.19 feet;
35. 328° 32' 30" 6.27 feet along the south side of Wailua Falls Loop Road;
36. Thence along the south side of Wailua Falls Loop Road on a curve to the left with a radius of 340.00 feet, the chord azimuth and distance being:
291° 17' 30" 411.60 feet;
37. 254° 02' 30" 145.67 feet along the south side of Wailua Falls Loop Road;

- 38. 344° 02' 30" 10.00 feet along a jog on the south side of Wailua Falls Loop Road;
- 39. 254° 02' 30" 100.00 feet along the south side of Wailua Falls Loop Road;
- 40. 164° 02' 30" 10.00 feet along a jog on the south side of Wailua Falls Loop Road;
- 41. 254° 02' 30" 806.26 feet along the south side of Wailua Falls Loop Road;
- 42. Thence along the south side of Wailua Falls Loop Road on a curve to the left with a radius of 2040.00 feet, the chord azimuth and distance being:
253° 08' 12" 64.44 feet to the point of beginning and containing a GROSS AREA OF 214.78 ACRES and a NET AREA OF 213.88 ACRES, after excluding therefrom portion of the North Wailua Ditch (0.90 Acre).

RESERVING to the State of Hawaii, its successors and assigns, an easement for road right-of-way (20.00 feet wide) affecting the above-described parcel of land as shown on plan attached hereto and made a part hereof.

SURVEY DIVISION
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
STATE OF HAWAII

By: Glenn J. Kodani
Glenn J. Kodani
Land Surveyor ry

Compiled from CSF 18436 and other Govt. Survey Records.



