

ACT 18

S.B. NO. 75

A Bill for an Act Relating to Land Exchange.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. The legislature finds that it is in the public interest to enter into a land exchange with Nancy Katayama Kobayashi, aka Nancy Sumako Kobayashi, trustee under that certain unrecorded Nancy Katayama Kobayashi revocable living trust agreement dated October 21, 1990, a short form trust agreement of which is filed as Land Court Document No. 2038209; Glenn Ichiro Kobayashi, husband of Grace Rumi Kobayashi; Joseph Niro Kobayashi, unmarried; Catherine Sachiko Ginoza, unmarried; Elizabeth Yasuko Ito, unmarried; and Christine Yoshiko Kobayashi, single, involving private land situated at Waioli, Hanalei, Kauai, identified as TMK: (4)5-5-06:09 por., for five parcels of public land in Hanalei, Kauai, identified as TMK: (4)5-5-06:10, (4)5-5-04:18, (4)5-5-07:26, (4)5-1-03:01, and (4)5-1-05:07.

The board of land and natural resources, at its meeting of October 16, 1992, authorized the acquisition of approximately 2.87 acres of private lands for addition to Hanalei elementary school to fulfill the needed expansion of the school.

A land exchange with Nancy Katayama Kobayashi, et al. is consistent with the State's educational objectives on the island of Kauai and will provide added land to expand the facilities of Hanalei elementary school to meet the needs of its growing student body.

SECTION 2. The eighteenth legislature approves the land exchange involving private land situated at Waioli, Hanalei, Kauai, owned by Nancy Katayama Kobayashi, et al. and public lands situated at Hanalei, Kauai, according to section 171-50(a) and (b), Hawaii Revised Statutes.

SECTION 3. Notwithstanding section 171-50(c), Hawaii Revised Statutes, the eighteenth legislature approves the land exchange involving private land situated at Waioli, Hanalei, Kauai, owned by Nancy Katayama Kobayashi, et al. and public lands situated at Hanalei, Kauai; provided that an exchange deed containing the following items shall be executed between the parties:

- (1) The location and area of the parcels of land to be exchanged;
- (2) The value of the parcels of land to be conveyed by the State and the private parties;
- (3) The name or names of the appraiser or appraisers; and
- (4) The date of the appraisal, which shall be July 5, 1989, section 171-50(c)(4), Hawaii Revised Statutes, to the contrary notwithstanding.

SECTION 4. This Act shall take effect upon its approval and shall be repealed on June 30, 1996.

(Approved April 18, 1995.)