

**This volume was donated to LLMC  
to enrich its on-line offerings and  
for purposes of long-term preservation by**

**Hawaii State Archives**

# Awards

## Principles of the Land Commission.

When the Islands were conquered by Kamehameha I. he followed the Example of his predecessors, and divided out the lands among his principal Warriors Chiefs; retaining however a portion in his hands, to be cultivated or managed by his own immediate servants or attendants. Each principal Chief divided his lands anew; and gave them out to an inferior order of Chiefs or persons of rank, by whom they were subdivided again and again, after passing through the hands of four, five or six persons, from the King down to the lowest class of tenants.

All these persons were considered to have rights in the lands, or the productions of them. The proportions of these rights were not very clearly defined, but were nevertheless, universally acknowledged. The tenures were in one sense, feudal, but they were not military, for the claims of the superior on the inferior were mainly, either produce of the land, or for manual labor; military service rarely or never being required of the lower orders. All persons possessing landed property, whether superior or inferior landlords, tenants, or subtenants, owed to the King, not only a land tax which he assessed at pleasure, but also service, which was called for at discretion on all the grades, from the highest down. They also owed and paid some portion of the productions of the land in addition to the yearly taxes. They owed obedience and friendship at all times. All these were rendered, not only by Natives, but also by Foreigners, who received lands from Kamehameha I. and Kamehameha II., and by multitudes still alive: of this there are multitudes of living witnesses: and a failure to render any of these has always been considered a just cause for which to forfeit the lands. It is therefore certain that the tenure was far from being allodial, either in principle or

or in practice. But even if living testimony were wanting, at the present time: the Treaty established in 1836 between this Government and Lord Edward Russell on behalf of the British Government, would shew the views then entertained on the subject, by both contracting Parties. It is there declared: "The Land on which the houses are built, is the property of the King."

The same rights which the King possessed over the Superior Landlords, and all under them, - the several grades of Landlords possessed over their inferiors, so that there was a joint ownership of the land - the King really owning the allodium; and the person in whose hands he placed the land holding it in trust. But when he put it in the hands of a third person, then that third person bore a similar relation to him that he did to the King. The Superior always had the power at pleasure to dispossess his inferiors, but it was not considered just and right to do it, without cause, and dispossession did not often take place, except on the decease of one of the Landlords; when changes were often numerous, and the rights of heirs and tenants comparatively disregarded, for the purpose of favouring a new class of persons.

Such was the nature of the tenures; and such the title by which the lands were held, when in 1839 protection was declared both for person and property in the following words - "Protection is hereby secured to the persons of all the people; together with their lands, their building lots, and all their property." (See Declaration of Rights, page 10 of translation.) In section 6 of the same <sup>act</sup> page 33 the nature of the protection given to landed property is in some degree defined. It is there stated that the Landlord cannot "arbitrarily dispossess a tenant," and it is also stated what shall be considered a sufficient cause.

The same law confirms what has been already stated, in relation to the rights of his Majesty, the King in all lands. Section 3<sup>rd</sup> requires that every tenant of land by whosoever owned, shall work 36 days in a year for the King or government, showing clearly that there is no individual who has an allodial title to the soil; - that title remaining with the King.

It seems natural then, and obviously just

That the King, in disposing of the allodium, should offer it first to the superior Lord: that is to the person who originally received the land in trust from the King; since by doing so, no injury is inflicted on <sup>any of</sup> the inferior Lords or tenants, they being protected by law in their rights as before; and most obviously the King can not dispose of the allodium to any other person, without infringing the rights of the superior Lord. But even when such Lord shall have received an allodial title from the King by purchase or otherwise, the rights of the Tenants and Subtenants must still remain unaffected, for no purchase, even from the Sovereign himself, can vitiate the rights of third parties.

The Lord therefore who purchases the allodium, can no more seize on the rights of the Tenants, and dispossess them, than the King can now seize upon the rights of the Lords, and appropriate them. This appears clear, not only from the first principles of Justice, but also from the act of 1839 declaratory of the rights of Tenants as well as of Landlords.

That Act particularly recognizes but three classes of persons, as having rights in the soil. - viz the King or Government 2<sup>nd</sup> The Landlords, and 3<sup>rd</sup> The Tenants. Indeed Section 9<sup>th</sup> Chap 3<sup>rd</sup> of that statute positively forbids the Lord, who receives land in trust from the King, to place another Lord under himself over the tenants.

If then any Landlord violate this law, he only divides his own rights: he cannot thereby diminish the rights of the King or Government, nor the rights of the Tenants.

It being then fully established, that there are three, and but three classes of persons having vested rights in the lands 1<sup>st</sup> The Government 2<sup>nd</sup> The Landlord and 3<sup>rd</sup> The Tenant; - it next becomes necessary to ascertain the proportional rights of each. Happily, evidence on this point is not wanting, though it may be the most difficult one to settle satisfactorily, of any connected with land claims. The Testimony elicited is of the best and highest kind. & has been given incidentally by a large number of Persons, of a great variety of character, many of them old men, probably acquainted with the ancient usages of the Country, some were Landlords, and some were Tenants. There has been no contradictory testimony, but all have agreed on a

essential points. Several Foreign Land-holders under the  
Rajahs of Namahametta and Namahametta III have  
been full in their testimony as to the rights of the King.

Ancient practice according to testimony seems to have awarded  
to the Tenant, less than justice and equity would demand,  
and to have given to the King more, than the permanent  
good of his Subjects would allow. If the King be disposed  
voluntarily to yield to the tenant, a portion of what practice  
has given to himself; he most surely has a right to do it,  
and should the King allow to the Landlord one third, to the  
Tenant, one third, and retain one third himself; - he, accor-  
ding to the uniform opinions of the witnesses, would injure  
no one, unless himself; and in giving this opinion, the wit-  
nesses uniformly give it against their own interest.

According to this principle, a tract of land now in the  
hands of a Landlord, and occupied by tenants; - if all  
parts of it were equally valuable; might be divided into  
the three parts, and an allodial title to one third, be given  
to the Lord; and the same title be given to the tenants of  
one third; and the other third would remain in the hands of  
the King, as his proportional right.

It is altogether probable, that since the act of 1839,  
a few individuals may have acquired allodial ownership  
of landed property; either by purchase or voluntary grant,  
on the part of the King. Such ownership must be proved  
or it cannot be acknowledged, for the King representing  
the Government, having formerly been the sole owner of  
the soil, he must be considered to be so still, unless proof  
be rendered to the contrary, and even possession of ever so  
long standing, cannot be proof of any thing more than that  
which is specified above as belonging to the Landlord; or  
to the Landlord and Tenant, as the case may be.

All the above principles and remarks apply most  
particularly and clearly to districts, Plantations, and  
Farms, and to their Owners. But between the Owner-  
ship of lands for cultivation, and mere building lots, there  
are often broad lines of distinction. Mere building lots  
were never bestowed by the King or Lords, for the purpose

of being given out to tenants: as was uniformly the case with lands suitable for cultivation. It follows therefore (that with some exceptions, which in all cases must be proved) in relation to building lots, there is no third class of Persons having the rights of Lord over Tenants. The exceptions would be in those cases, where individuals, having received building lots from the King for their own particular use, these individuals have themselves, for some consideration <sup>expressed</sup> or implied, transferred such lots to third Parties.

Another exception exists in relation to building lots, especially if large, which were formerly within the defined boundaries of plantations and farms, and have since been occupied by persons owning no rights in the farm, other than the building lot. Such lots must still be considered as a part of the plantation or farm, in such a sense, that the Tenant must pay rent to the Lord.

This appears clearly, not only from ancient usage, but also from the last clause of Sect. 7<sup>th</sup> Chap. 3<sup>rd</sup> Stat. laws - "But possessors of waste lots and are large like farm gardens, must aid the owners of the farms from which they were taken, in payment of the Gentry tax."

Although the above facts and principles are most perfectly clear and unquestionable, yet great evils have existed down to the present moment owing mainly to the circumstance, that several different classes of persons had undivided rights in the same land, and each class was very liable to claim more than the due proportion. In such cases, Lords, or persons of superior power or rank, have generally been the oppressors; and perhaps there are none of those classes from the Throne down, who have not so netime taken advantage of the power left in these respects. Neither the Laws of 1839 nor of 1841 were found adequate to protect the inferior Lords & Tenants. For although the violators of law of every rank, were liable to its penalty; yet it was so contrarr to ancient usage to execute the law on the Powerful for the protection of the weak, that the latter often suffered; and it was found necessary to adopt a new system for ascertain-  
-ing

rights, and new measures for protecting those rights, when ascertained: and to accomplish this object, the Land Commission was formed.

The decisions of an executive Board would be so far, surrenders of the Chief Executive Magistrate who has approved the powers conferred upon that Board, as to be an authorization from him to adjust all the past tenures in the manner most equitable; and if abstractly just, power to alienate for him, any rights which he, as King, could surrender in regard to those lands.

The whole power of the King to confer and convey lands to which private equitable claim now attaches, is reposed in the Commission. What is the nature and extent of that power which the King has bestowed upon this Board? It can be no other than his private or feudatory right as an individual participant in the ownership; not his sovereign prerogative as head of the Nation. Among these prerogatives which affect Lands, are the following.

I<sup>st</sup> To punish by High Treason by forfeiture, if so the law decrees.

II<sup>nd</sup> To levy taxes upon every tax yielding basis, and among others, lands; if so the law decrees.

III<sup>rd</sup> To encourage, and even enforce the usufruct of lands for the common good.

IV<sup>th</sup> To provide public thoroughfares and easements, by means of Roads, Bridges, Streets &c. for the common good.

V<sup>th</sup> To resume certain lands upon just compensation assessed, if for any cause, the Public good, or the social safety requires it.

These prerogatives, powers, and duties, His Majesty ought not, and he can not surrender. Hence the following confirmations of the Board, and the Titles consequent upon them, must be understood subject to these conditions.

But the Kings private or feudatory rights understood by the Natives, differ greatly from the above enumerated Corporate rights, understood in civilized and refined Nations; and in which the Commonwealth is

rather represented by the Person of the Monarch, than the Monarch himself. By the ancient usage, the taxes went not to the body corporate in trust for political uses, but to the King as his private revenue or income; and this gave him a private proprietorship in all lands. This Autocracy was however, diminished by the King's liberal and voluntary surrender to his people in the constitution 8<sup>th</sup> October 1840, in which the Government or Body politic and the King are for the first time, contradistinguished as follows: "He (the King) also shall have the direction of the Government Property; the poll tax - the land tax - the three days monthly labour; though in conformity to the laws. He also shall retain his own private lands, and lands forfeited for the nonpayment of taxes shall revert to him in which clause is clearly perceivable, the line of distinction above adverted to. All that is essential to the common good in regard to lands, taxes on lands, and revenue from lands is reposed in the King, as the Head of a corporation aggregate or as himself a corporation sole; and from these <sup>contradistinction</sup> is distinguished "his own private lands."

In the spirit of this constitutional distinction on the 7<sup>th</sup> June 1839, the Nobles, with the sanction of the King, passed some ordinances or rules, "respecting applications for Farms, forsaking of Farms, disposing of Farms, and the management of Farms," having in view the encouragement of Industry. In these, the Landlords are recognized as a distinct and independent Class of local proprietors, over such portions of their lands, as are actually in cultivation; subject to the claims of their tenantry; and as to those lands, not in actual use, it gives a community of ownership between the Government and the Landlords, by saying: "Those men who have no land, not even a garden, nor any place to cultivate; and yet wish to labour for the purpose of obtaining the object of their desires; may apply to the Land Agent, or the Governor, or the King, for any piece of land which is not already cultivated by another person; and such piece shall be given him."

This appropriation was to be with cooperation, the King and the Landlords. In like manner the corporate right is recognized in what the same Law declares, respecting



the "Residuum Lands," and "respecting Landlords."

Let the principle of Sovereignty seem to have followed the King in those lands, which are otherwise declared to be the proper possession of the Landlords; - for the "Advice to the Governors and Landlords," commences with "It shall be the duty of those to whom the King gives lands, to see that they do not establish other Landlords under themselves, but over the people." and in the 18<sup>th</sup> section, Landlords are cautioned lest they "be dispossessed according to the principles of the eleventh section which makes the Landlords right of possession dependant upon Industry and intelligence."

It would thus seem inferable, that as late as the 7<sup>th</sup> June 1839 and before the Constitution was given, the Chiefs considered themselves tenants at special Will of the King, as the head of the Nation, or in his Corporate Right.

Also that, that Corporate right to dispossess them was only to be exercised for causes of a public nature: as ignorance, want of proper industry, and evils of that nature, inconsistent with the public utility. To suppose that the Landlords could be dispossessed lawfully by the King at will, for causes of private pique, or because of personal disfavor, would be to make the King the real or intrinsic owner of the Land in his individual Capacity; - a doctrine, neither sustained by the current of past legislation, nor the testimony which has already been elicited by the Boards.

But to recognize his right of forfeiting the lands of the Landlords for misuser or nonuser, or for crime, is itself a recognition, beneficial to the Mass of the People, for whose happiness the Corporation is instituted.

The Hawaiian Rulers have learned by experience, that regard must be had to the immutable law of Property in things real as Lands, and in things personal as Chattels - that the well being of their Country must essentially depend upon the proper development of their internal resources; of which Land is the principal; and in order to its proper cultivation and improvement, the holder must have some stake in it, more solid than the bare permission to evolve his daily bread from an article, to which he owes his

9  
Children can lay no intrinsic claim. They perceive by contact with foreign nations, that such is their uniform practice, and that the rules of right under that practice are continually contents for, understood, and likely to be applied in regard to the lands otherwise held at their hands by a tenancy, incomprehensible to the foreigner. They are desirous to conform themselves in the main, to such a civilized state of things, now that they have come to be a Nation in the understanding of older and more enlightened Governments.

Such the, the Commissioners understand to have been the reason of the distinction in the Constitution of 1840, between Government Lands and Private lands of the King, and such we now understand to be the spirit of Article 4<sup>th</sup> of Chapter 7<sup>th</sup> of the first part of the act to organize the Executive departments of the Hawaiian Islands. Grounded upon the Ruo Report of May 21<sup>st</sup> 1845, in which it was recommended - "to prepare his Majesty's Government to consort in some measure with the recognizing powers." In consequence it was enacted. That the King is to appoint five Commissioners for surveying Land titles, and thus confer upon them all his private and public power over the corporate property in lands claimed by private parties, which in the nature of things he can delegate.

The requisition to appoint such a Board is found in the 4<sup>th</sup> Article of the 7<sup>th</sup> Chapter of the 1<sup>st</sup> Part of an Act of the legislature, passed on the 10<sup>th</sup> of December 1845, which took effect on the 7<sup>th</sup> of February following. The statute, of which the said article is a part, is as a whole, denominated - "An Act to organize the Executive departments," indicating, that the decisions of the Board are not purely judicill, but executive adjudications. The act, as a whole in five parts, passed its final reading, and received the approbation of his Majesty on the 27<sup>th</sup> of April 1846, and was promulgated on the 20<sup>th</sup> of June following.

The Board of Commissioners thus instituted, was organized in strict conformity with the law, which having taken effect on Saturday, the 7<sup>th</sup> of February, the Minister of the Interior, on Monday the 9<sup>th</sup> in Privy Council

with the approval of his Majesty, appointed & Commissioned the undersigned; who at the same time, in the presence of the King and Council, took and subscribed the following oath of office.

" We, and each of us do solemnly swear that we will  
 " carefully and impartially investigate all claims to Land  
 " submitted to us by private parties against the Government  
 " of the Hawaiian Islands; and that we will equitably  
 " adjudge upon the title, tenure, duration, and quantity  
 " thereof, according to the terms of Article 4<sup>th</sup> of the 7<sup>th</sup> Chap-  
 " ter of the first part of an act Entitled - "An act to organize  
 " the executive departments of the Hawaiian Islands;  
 " passed at Honolulu 10<sup>th</sup> day of December 1845.

Subscribed and sworn to  
 " this 9<sup>th</sup> day of February 1846  
 " Before me John Young  
 " Minister of the Interior

Wm Richards  
 " John Ricord  
 " J. S. Kanehoa  
 " John Si  
 " S Kaunwai "

On the 11<sup>th</sup> of February, the day following their ap-  
 pointment, the Commissioners organized as follows:

#### Notice

" At a meeting of the Board of Commissioners appointed  
 " to quiet Land Titles, having in view, the proper organiz-  
 " ation required and allowed by Article 4<sup>th</sup> of Chap. 7 of  
 " the first part of an act Entitled - "an act to organize the  
 " executive departments of the Hawaiian Islands."

The members of said Board being convened it was,

" Resolved. 1<sup>st</sup> That William Richards Esq<sup>r</sup> be, and  
 " he is hereby chosen as President.  
 " 2<sup>nd</sup> That Joseph Henry Smith Esq<sup>r</sup> be employed as one of our  
 " stated Secretaries, at a compensation to be hereafter de-  
 " termined, derivable solely from the perquisites  
 " resulting to Government from the labours of the Board.  
 " 3<sup>rd</sup> That said Secretary be duly sworn to fidelity  
 " in the discharge of his duties as such. That he be, and  
 " is hereby authorized to receive claims and evidences for  
 " our after consideration, from and after the first publication  
 " hereof; that he be required to endorse upon each claim

the day & hour of its receipt by him. That he keep an office at Hale  
Nauwila in Honolulu, for the transaction of his duties, and for  
the facility of Claimants; and that he be charged with keeping  
the minutes of this Board, and of its proceedings upon claims.  
4<sup>th</sup> That Claims submitted for settlement be taken up and  
acted upon, according to the order of their presentations, and be  
settled <sup>according</sup> to order taken in each case by a Majority in number of  
the Board.

5<sup>th</sup> That the stated meetings of this Board be held on Wed-  
nesday of each week, commencing at 9 O. A. M. at the said  
office at Hale Nauwila in Honolulu, for the transaction of  
business - the first meeting to be held on the 4<sup>th</sup> day of March  
next.

6<sup>th</sup> That these Resolutions be published in the Polynesian  
Newspaper concurrently with the Notice to Claimants required  
by law, to the end that they may be apprized of these By-  
laws established by the Board.

" Done at Honolulu this 11<sup>th</sup>

" day of February A. D. 1846.

" William Richards,

" John Piord

" I. S. Vanehoa

" John Si

" K. Kaunui.

Which resolutions were published in the Polynesian of 14<sup>th</sup> of  
February 1846, together with the following notice required by  
law.

To all Claimants of Land in the Hawaiian Islands.  
The undersigned have been appointed by his Majesty the  
King a Board of Commissioners to investigate, & confirm  
or reject all claims to land arising previously to the 10<sup>th</sup> day  
of December A. D. 1845.

Patents in Fee simple, or Leases for terms of Years  
will be issued to those entitled to the same; upon the report  
which we are authorized to make by the testimony <sup>to be</sup> presented  
to us. The Board holds its stated meetings weekly at  
Hale Nauwila, Honolulu, Island of Oahu, to hear the  
Parties, or their Counsel, in defence of their Claims; and is

0 0 1 2  
prepared every day to receive in writing, the claims & evidences  
of title, which parties may have to offer at the office of Joseph  
Henry Smith Esq. Secretary of said Board at Hale Koa in  
Honolulu, between the hours of 9<sup>o</sup> A.M. and 3<sup>o</sup> P.M.

All Persons are required to file with the Board by  
depositing with its Secretary, specifications of their claims  
to land, and to adduce the evidence upon which they claim  
title to any land in the Hawaiian Islands, before the ex-  
piration of two Years from this date, or on default of so  
doing, they will after that time, be forever barred of all  
right to recover the same in the Courts of Justice.

Dated 11<sup>th</sup> day of February 1846

Wm Richards  
John Ricord  
L. L. Kanehwa  
John Si  
L. Kaauwai

1<sup>st</sup> The field of the Commissioners is "the investigation and  
final ascertainment or rejection of all claims of private indi-  
viduals, whether Natives or Foreigners, to any landed Property  
acquired anterior to the passage of the act of which article 14<sup>th</sup>  
is an integral portion, to wit 27<sup>th</sup> April 1846.

2<sup>nd</sup> The more minute powers of the Board for purposes of  
organization, and to carry out these objects, are specified,  
and conferred, as the power to meet and adjourn, to appoint  
clerks, to summon parties, and enforce mandates, to admin-  
ister oaths, and to issue Commissions for taking testimony.  
These are auxiliary to the powers and objects of the Board  
respecting Land titles, which it is created to confirm or reject  
definitively.

3<sup>rd</sup> The principles by which the Board are to be governed in  
deciding certain questions (i.e.) Prescription, occupancy,  
fixtures, native usages in regard to landed tenures, water  
privileges and rights of Piscary, the rights of Women, the  
rights of absentees, tenancy and subtenancy, primogeniture  
and rights of adoption - are to be those "Established by the  
civil code of the Kingdom," which the general provisions of  
the act to organize the executive departments Section 3<sup>rd</sup> -

18

defines as follows: "Until the passage of the civil code, the principles of the foregoing act, and the prescriptions of all the civil statutes now existing, not at conflict therewith, shall serve & be binding as a civil code for this Kingdom; of which the Courts of Justice shall take notice in administering the rights to which they are applicable."

A wide latitude is thus left to the Commissioners who must in passing upon the merits of each claim, first elicit from creditable witnesses, the facts or history of each; and then ascertain or reconcile those facts to the provisions of the civil code, whenever there is a principle in past legislation applicable to the point under consideration; but when no such principle exists they may judicially declare one in accordance with ancient usage and not at conflict with any existing law, nor at variance with the facts, and altogether equitable and liberal.

4<sup>th</sup> From the fact that His Majesty, the intrinsic Proprietor has reposed in this Board such power of confirming or rejecting, the Commissioners must infer that he intended the utmost liberality to prevail towards the Claimants, rather against the pecuniary interests of the Body politic, than against those of the Claimants. — But

5<sup>th</sup> The Commissioners do not understand that in virtue of such latitude, they are at liberty to disregard certain restrictions contained in the same act by the 4<sup>th</sup> Article of Chapter 7 of the 1<sup>st</sup> Part of which they are created. For the same legislature, by whose authority they exist, has elsewhere limited them as follows:

1<sup>st</sup> Aliens are not able to acquire any allodial or fee-simple estate in lands.

2<sup>nd</sup> No leasehold Estate shall be considered validly acquired by any alien "until he shall have obtained a certificate of nationality, as in this" — the first article of Chapter 3 required.

6<sup>th</sup> The Commissioners are only authorized by the act to ascertain the Claimants kind and amount of title, and to award for or against that title "wholly or in part." They are not authorized to grant leases or Patents, nor to receive the commutation allowed by Section 10<sup>th</sup>. Yet since the Govern-

—ment

share in the land confirmed, has intimate connection with the amount of the Claimant's title, the Commissioners must ascertain and report upon that share, for the guidance and information of the Minister of the Interior.

By the Council connected with the claims for land is the configuration and superficial content, without the ascertainment and demarkation of which, it were impossible to make an award, or to quiet the title as between neighbouring Proprietors. The Board is therefore under the necessity of causing each piece of land to be surveyed at the Claimant's expense before awarding upon it. This is clearly contemplated by the 12<sup>th</sup> section of the law - among the "expenses incidental to the proposed investigation."

The following benefits will result from these investigations and awards.

1<sup>st</sup> They will separate the rights of the King & Government hitherto blended, and leave the owner, whether in fee or for life, or for years, to the free agency and independent proprietorship of his lands as confirmed.

So long as the Government or King continue to have an undivided proprietary share in the domain, the Kings & Premier's consent is necessary by the old law to real sales, or transfers from Party to Party; and by parity of reasoning to real mortgages also. This is because of the share which Government or the Body politic has in the lands of the Kingdom uniformly. To separate these rights, and disencumber the owner, or temporary Possessor from this clog upon his free agency, is beneficial to that proprietor in the highest degree, and also to the Body politic. For it not only sets apart definitely what belongs to the Claimant, but untying his hands, enables him to use his property more freely, by mortgaging it for commercial objects, and by building upon it with the definite prospect that it will descend to his heirs. This will tend more rapidly to an export and to a permanency of Commercial Relations, without which there can never be such a revenue as to enable Government to foster its internal improvements. 2<sup>nd</sup> The Patents or Leases given to the Claimant's

15

are for certain fixed and ascertained extents or dimensions of land. This must prevent after litigation in regard to boundaries. All parties having been cited before awarding, there can be no counter claims to the same piece of land after award, except on appeal; and such appeal cannot be taken except by a party who has presented his claims to the Board. The Patents and leases are recorded in duplicate in the Department of the Interior. This will enable the foundation of every ones right to be known to the Government and enquiring parties. No pretended ownerships can exist without the means of undeceiving the Public in regard to them. Subsequent Purchasers and Mortgagees need not be in ignorance of prior defects in the title, or of prior incumbrances.

The undersigned deem the foregoing prefatory remarks and explanations necessary to a clear understanding of the awards upon which they are about to enter, and indispensable to which awards, it is necessary to lay down the following general principles to which they have arrived, by critical study of the Civil code, and careful examination of numerous witnesses; among whom are some of the oldest Chiefs possessing large tracts of land, which equally with other lands, come under the adjudications of the Board, and under the principles here laid down.

The Chiefs so situated cannot have a personal interest in testifying to the facts leading to these principles, since they thereby clog their own rights, and become liable to pay the commutation to which the King and Government are entitled. Native Proprietors and Foreign Residents are thus put upon the same footing in regard to their titles, in consistency with Article 2<sup>nd</sup> of the Treaties concluded with Great Britain and France 26<sup>th</sup> of March 1846.

1<sup>st</sup> For the purposes of this Board in all cases where the land has been obtained from the King, or his authorized agent, without written voucher, anterior to the 7<sup>th</sup> June 1839 the Board will enquire simply into the history of the derivation, and if the Land claimed has been continuously occupied, built upon, or otherwise improved since that time, without molestation, the Board will, in case no con-

-tests



exist, between private Claimants, infer a Freehold, less than allodial.

2<sup>nd</sup> In all such cases as above specified, when there are counter claims to the same piece of land, the Board will confine their enquiry to, which of the Claimants has the best right to the Freehold, less than allodial.

3<sup>rd</sup> In all cases where the Land has been obtained from the King, or his authorized agent, or from any Governor, Chief, or pretended Proprietor, subsequently to the 7<sup>th</sup> of June 1839: the Board will strictly enquire into the right of the King, or Chief, or Landlord, to make such disposition of the land; and will confirm or reject according to the right of such Donor, Grantor, or Lessee: regardless of consideration occupancy, or after improvements.

4<sup>th</sup> In all cases where the Land has been legally and validly obtained from the lawful Proprietor by written grant, deed, or lease; the Board will construe the Claimants rights by the wording of the Instrument.

5<sup>th</sup> When rights were originally acquired either in writing or verbally, in a lawful manner, and from the bona fide owner, for a valid consideration or otherwise; and yet were never occupied, or have not been occupied by such Claimant since the 7<sup>th</sup> of June 1839 - the Board will infer an absence of title. Especially in view of Sec. 6 Chap: 3<sup>rd</sup> old Law.

6<sup>th</sup> The share of Government or the Body Politic to be committed for, with the Minister of the Interior, by any confirmed Claimant, wishing to obtain a fee-simple title under Chap: 7 of part 1<sup>st</sup> of the act to organize the executive departments, - this Board understand, from the evidence adduced before them, to be one third part of the value of the land without improvements, which third part of unimproved value being paid by the confirmed Claimant, should extinguish the private rights of the King in the land, and leave such Claimant an allodium, subject only to the corporate rights of the Body Politic, to be exercised by the King under authorization of the laws and through the agency of his Officers created by the Laws

19

The Board in asserting this principle, do not mean however to restrict the power of his Majesty in Privy Council to fix upon a less commutation, under section 10<sup>th</sup> of the article creating this Board, and subject to present rights of Tenants if there be tenants on the land; for the King has no power to convey away the rights of individuals, without their consent. They deem it their duty to state the maximum value of the interest retained in all lands of the Kingdom at this date; which was never relinquished, and which the Government has never to this day, received any valuable consideration for: - even from the private Chiefs from whom the Claimants derive.

Claimants cannot derive more than the original Proprietor had. Neither could the original Proprietors grant more than they had to the present Claimants. They had a possessory right under the Crown; equal to two-thirds undivided of the value of the land, provided there were no Tenants; and in consideration of the undivided third of the King, they paid an annual rent in produce of the soil and in service. The Foreign Claimants deriving from these, have not in all cases paid the rent which was due from their Grantors, and have lost sight of the corporate rights in their lands, pertaining originally to the Government.

That Rent can be sold by the Minister of the Interior for, not exceeding one third the unimproved value of the land as aforesaid; which would divest the land so commuted for, of all interference, save that of the community for the causes and in the way aforesaid.

7<sup>th</sup> The title of all Lands, whether rightfully or wrongfully claimed, either by Natives or Foreigners in the entire Kingdom, which shall not have been presented to this Board for adjudication, confirmation or rejection on or before the 14<sup>th</sup> day of February 1848 are declared to belong to this Government by section 8<sup>th</sup> of the article creating this Board. Parties who thus neglect to present their claims, do so in defiance of the law, and cannot complain of the effect of their own disobedience.

Upon these Principles, the under-

Signed

x8  
proceed to take up the Claims now before them; in the  
order of their Presentation.

Kauwila House  
August 20<sup>th</sup> 1846.

William Richards  
S. W. Kamehameha  
John Ricord  
L. Kaunwai  
Loaneke.

---

## Resolution of the Legislative Council.

---

The Principles adopted by the Board of Commissioners to quiet Land Titles under date of August 20<sup>th</sup> 1846 having been read before the Nobles and Representatives of the People, in Legislative Council assembled, and having been carefully considered, it was Resolved That the same are hereby approved, and it is enacted, that from the date hereof, all claims for landed property in this Kingdom shall be tested by those Principles, and according to them be confirmed or rejected.

Council House, Honolulu  
October 26<sup>th</sup> 1846.

I ka lanakila ana o Kamehameha I ma-  
 luna o keia Pae Aina, hoomahui oia i kona  
 poe mua, a okioki i ka aina, a mahale i na  
 lii kauna, kee nae ia ia kekahi; no kona poe ka  
 naka pono a me ka poe pili ia ia a na lakou  
 i noho a mahi paha. Mahale hou iho la kela  
 alii keia alii i kona mau aina iho, a haawi aku  
 la i na kaukaualii, a me ka poe koikoi, a na la-  
 kou i mahale hou, a elua a ekolu mahale hou ana  
 paha, a lilo i kekahi, a nana aku i kekahi mea hou,  
 a nolaila, eha a elima a eono paha mea mai ke  
 Alii mai a hiki i ka lopa malalo. Ua manaoia  
 he kuleana ko keia poe a pau iloko o ka aina, a  
 iloko o ka waiwai paha o ka aina. Aole i hoaka-  
 ka loa ia ko kela mea a me ko keia mea, aka, ua  
 akaka loa i na kanaka a pau he kuleana ko lakou  
 a pau.

O kekahi ano o keia mau kuleana, ua like  
 me ko Europa i ka wa kahiko, aka, aole no ka noho  
 koa ana wale no keia mau pono, no ka mea, aole i  
 koi nui mai ka hakuaina i ka hoaina e hele i  
 ke kaha, ia kana i kii nui ai, o ka waiwai o ka  
 aina, a i ka hana maoli paha. Aole i kii pinepine  
 ia ka poe hoaina malalo e hele i ke kaha. Ua ma-  
 naoia, he mea pono i ka poe mea aina a pau loa,  
 na honohiki a me na hakuaina a me na hoaina a  
 me na lopa, he hookupu, a hookupu io no lakou  
 i ke Alii no ka aina a auhau mai oia ia lakou  
 e like me kona manao, a hana ne lakou i ka-  
 na hana; a haaha mai i na mea a pau loa e  
 hana, mai ka poe kiikie a i ka poe maaha me  
 ka manao ole i ke lakou alii ano. Iole lakou i  
 haawi aku i ka auhau o ka mahahiki wale no;  
 kuperona ia lakou he haawi aku i kekahi waiwai

20  
e aku o ka aina, a haawi io no lakou. Ua aie  
no hoi lakou a pau i ke Alii, i ke aloha a me ka la-  
komaikai.

Ua haawi io ia keia mau mea a pau loa, aole  
na na kanaka maoli wale no i haawi, o na haole  
no kekahi, ka poe i loa ka aina no Kamehameha I,  
a no Kamehameha II; a nui loa ia poe e ola nei i  
keia manawa. Ina hoole ke kanaka i kekahi o keia  
mau mea, he hewa pono ia e hemo ai ka aina; pe-  
la ka manao.

Nolaila, ua akaka loa, aole loa he kule-  
ana ia manawa ma ke ano Alodio, aole ma ka manao  
aole hoi ma ka hana ana. Ua nui loa na hoike  
no ia mea e ola ana i keia manawa. Aka, i nele  
i ka hoike maoli i keia wa, alaila maopopo loa  
ka manao o na aoao a elua, ma ke kuikahi i  
hanaia i ka makahiki 1836 i hanaia iwaena  
o keia Aupuni a me Lo Edward Russel ma ka  
aoao o Britania, no ka mea, ua oleloia maloko  
o laila "O ka lepo malalo iho i kukuhiia na hale  
no ke Alii ia"

O na pono a pau i pili i ke Alii ma-  
luna o na konohiki nui, a me na mea malalo  
o lakou, oia na pono o na konohiki nui malu-  
na o na hoaaaina o lakou, a me na lopa a pau  
i noho i ke lakou aina. Nolaila, me he poe hui-  
la lakou, a ua pili ka aina ia lakou a pau. He  
ano alodio ke ke Alii kuleana, a he noho hale ke  
ke alii konohiki. A i ka wa i haawi ai ke ke  
alii konohiki i ka aina i ke konohiki hou,  
alaila, ua like ka pili ana o ke konohiki hou i  
ke konohiki mua, me ke ke konohiki mua pili  
ana i ke Alii, nolaila, kapa aku ke konohiki  
hope i ke konohiki mua "ke Alii"

Hiki no i ka mea maluna ke lawe i  
ka aina o ka mea malalo ona, aka, aole i ma-  
nasia ke mea ke i ka pono a me ka patolei ke  
hana pila, ke loa ulu ke kumu, aole hoi i  
hana pinepencia pila i ka wa e ola ana ka  
Haku, a make ia, alaila, hoonoho pinepencia  
ke konohiki hou, me ka manao ole i ke kulea-  
na o na hoaitina, a me na hoaaaina; no ka  
mea, ua manasia na makamaka hou. Pela

21

ke ano o ka noho ana, a me ia ke ano o na kuleana  
aina i ka makahiki 1839 i ka wa i kaniia'i ke Kana-  
wai hoomalu i ke kino a me ka waiwai o kanaka.  
Penei na hua. "Ua hoomaluia ke kino o na kanaka  
a pau, a me ko lakou aina a me ko lakou waiwai a pau.  
E nana i ke Kumuhanawai aoao elua.

Ma ka Pauku 6, o ka Mokuna 3 o na Hanawai  
kahiko ma ka aoao 25, ua hoakakaia kekahi ano o  
ka hoomalu ana i ka aina. Ua oleloia malaila "aole  
hoi na haku aina e pai wale i kona mau hoaina" Ua  
hoakakaia mai no hoi ka hewa kupono ke pai, a  
hooiaio no hoi ia haawi i na mea i oleloia maluna  
no ka waiwai o ke Alii iloko o na aina a pau. Hoi  
mai ka Pauku 3 o ia Hanawai i na hoaina a pau,  
o kela haku keia haku e hana i 36 la ma ka ma-  
kahiki no ke Alii, a nolaila, ua akaka aole haku i  
loaa ~~ke~~ ke kuleana aina ma ke ano alodio, aia no  
ia i ke Alii.

Nolaila, ke mea kupono maoli, a ke mea po-  
loli no hoi i ka haawi ana o ke Alii i ke kuleana a-  
lodio, ke haawi i ke konohiki maluna, oia hoi ka  
mea i loaa mua ka aina na ke Alii mai, no ka mea,  
i ka hana ana pela, aole i hana ino ia na konohiki,  
a me na hoaina malalo ona; ua hoomaluia lakou e  
ke Hanawai, e like me ka wa mamua. Ke mea aka-  
ka loa hoi ka hiki ole i ke Alii ke haawi aku i ke ku-  
leana alodio ia hai, no ka mea, ina pela, ua nele ke  
konohiki mua. Aka, ina loaa i ke konohiki mua ka  
na aina ma ke ano alodio, ma ke kuai, a ma ka ha-  
awi wale o ke Alii, ua mau no ke kuleana o na hoai-  
ina, a me na lopa, no ka mea, aole nele kekahi mea  
e ae no ka hoolilo ana o ka Alii i kona iho. Nolaila, o  
ke konohiki i kuai me ke Alii a loaa kona aina ma  
ke ano alodio, ua hiki ole ia ia ke pai i ka pae malalo  
ona, e like me ka hiki ole i ke Alii i keia manawa ke  
pai i ke konohiki.

Ua maopopo keia i ka nana ana i ke ku-  
mu o ka pono, a ua akaka no hoi ma ke Hanawai  
o 1839, i hoomalu pu i na hoaina me na hakuui-  
na.

Ma kela Hanawai, ekolu mea i hoakaka-  
ia ko lakou kuleana iloko o ka aina, o ke Alii (o ke  
Kupuni hoi ia) a o na konohiki a me na hoaina.

Ma kea Pauku 9 o ka Mokuna 5 o ia Kana-  
wai, ua papa maoli na konohiki i ai aia i ke  
Alii, aole e hoomoho i. konohiki hou malalo o  
laleou, a maluna aku o na hoaina. Nalaila,  
ina ee kekahi hakuaina maluna o keia Kana-  
wai, ua mahale via i kona kuleana iho, aole e  
hiki ia ia ke hiemi i ke kuleana o ke Alii a me  
ke Aupuni, aole hoi i ke kuleana o na hoaina.

Ua akaka loa hoi, ekolu wale no mea  
kuleana ma ka aina hookahi. 1. O ke Aupu-  
ni. 2. o na konohiki. 3. O na hoaina, a no-  
laila, he mea nui ka hoakaka i ka nui o ke  
kekahi kuleana, a me ke kekahi. Aole hakeu  
e nele i na hoike no keia mea; a he mea ia e fo-  
maikai ai. Eia nae ka mea i oi aku ka fo-  
hiki mamua o na mea e ae o ka poe mea ku-  
leana aina. O ka poe i hoike mai, he poe  
hoike pono. Ua nui loa ka poe i hoike wale  
mai, a ua nui ko lakou ano, he poe Elerma-  
kule kekahi poe, a ua ike maopopo lakou i  
na aao kahiko o keia aina; he poe konohiki  
kekahi, a he poe hoaina kekahi. Aole hui  
kekahi hoike i kekahi, ua keu like no ma na  
mea nui a pau. O kekahi poe konohiki ha-  
le malalo o Kamehameha I, Kamehameha II  
a me Kamehameha III, ua akaka loa ka la-  
kou ole hoike no ke kuleana oiaio o ke Alii  
I ka hooloke ana i ka na hoike, ua haawia  
i ka wa kahiko i ke kuleana nui i ke Alii,  
a oi aku kona mamua o ka pono io, a hoomi-  
ia ko ka hoaina a pino via. Ina olewale  
wale ke Alii i ka haawi maoli aku i na  
hoaina i kekahi pono i pili ia ia mamua  
he pono no ia ia ke hana pela. A ina haa-  
wi ke Alii i ka hapakolu i ke konohiki a  
he hapakolu i ka hoaina, a hoi ia ia ke-  
kahi hapakolu; ina pela, aole ia e hoopoo-  
ino aku i kekahi mea e ae, ia ia iho wale no,  
pela ka manao o ka poe hoike a pau. A  
i ko lakou hoi ana ia manao, ua hai la-  
kou i ka mea e pono ai lakou iho. Ina hoo-  
koia kela manao, e hiki no, ina he aina  
i ka lima o ke konohiki, a e noho ana na  
hoaina, a ina like wale no ka aina a pau,

hiki no ke mahete maoli i ekolu Ahana like, a e ha-  
awi i ke konohiki i palapala alodio no kona Ahana,  
a pua no ke ka hoaina, a kee hui kekahi hapakolu  
i ke Alii i waiwai no ke Ahupuni.

Makope mai o ka makahiki 1839, ina loa  
paha i kekahi mau mea ke kuleana aina ma ke ano  
alodio, no ke kuai paha, no ka haawi wale ia 'ku  
paha. Ina aole hoike no ia kuleana, aole hiki ke aia  
aku, no ka mea, mamua aia no i ke Alii wale no ke  
kuleana alodio, a ia ia wale no ka aina a pau, nolaila,  
e manaoia nona no i keia wa, ina aole hoolia e  
na hoike. A ina ua noho ke kanaka ma ka aina  
a loiki loa; aole e maopopo ka mele ana o ke Alii,  
ke kuleana ma ke konohiki, a o ka hoaina  
paha kekahi.

Ua pili maopopo keia mau kumu ma-  
nao, a me keia mau olelo i na Poho, a me na Ahu-  
puaa a me na Alii, a me na mea nana i ai. Aka,  
okoa loa na aina mahi, okoa loa na pahale. Aole  
i haawi ke Alii i kahuaahale i na haku, i mea e  
haawi hou aku ai e like me ka haawi ana i ka  
aina. Nolaila, ua akaka, elua mea kuleana i-  
loto o na pahale, a ke Alii a me ka mea nana e  
noho, aole ke kolu. Aka, ekolu no ma kau wahi  
puni, Ina haawi maoli aku ke Alii i kahuaahale  
no ke kanaka nona iho, a makope na ua ma-  
lo i hoolimatima, a hoolilo aku paha ia hui,  
no ka manao loa paha, aole paha. Eia keka-  
hi, ina ke pahale nui maloko o ka aina maoli  
mamua, a i keia manawa, ua lilo ka pahale  
i ka mea kuleana ole iloko o ka aina, ma ka pa-  
hale wale no kona kuleana. Ua manaoia ua pi-  
li kela pahale i ka aina i keia manawa, penei  
mae ke ano o ka pili ana, e uku makahiki aku  
ka mea pa i ka hakuaina. ]

Ua maopopo ka pono o keia no ke ano o  
ka noho ana i ka wa kahiko, a ua maopopo no hui  
no na hua hope o ka Pauku 4 o ka Mokuna 3 o  
na Kanawai Kahiko, penei. "Aka, o na pahale i like  
me na paaina, pono no e kotua ke mea pa i ka  
mea nona ka aina i ka auhau o na makahiki."

Ua akaka loa keia mau kumu manao,  
a me keia mau mea i oleloia, a hiki ole ke hoolia  
aka. ua nui wale na hihia, a hiki loa mai i



keia manawa. Eia ke kumu nui no ia mau hihia,  
 ua nui na mea kuleana iloko o ka aina hookahi, a  
 manao kela mea keia mea o lakou ua nui kona ku-  
 leana iho. Ia hihia ana, eia ka mea i hana pinepi-  
 ia, o na haku a me na mea keikei, o lakou ka i hoo-  
 kaumaha i ka poe nawaliwali. Aole paha mea o ka  
 poe kiikie i keakea ole i ka poe malalo i keakea ma-  
 nawa. Aole i malu na konohiki liili, a me na  
 hoaaia i ke Hanawai 1839, aole hoi i ke Hana-  
 wai o 1840. Ua pili no ke Hanawai i na mea a pau  
 i ka poe kiikie a me ka poe haahaa, aka, he mea  
 ke e loa i ka aoao kahiko ke hoopai i ka mea  
 kiikie i mea hoomalu i ka poe haahaa, a pilikia  
 ka poe haahaa i kekahi manawa, a nolaila, ua  
 manawia he mea pono e kau hou i Hanawai, i  
 mea e hiki ai ke hoakea i na kuleana aina,  
 a i Hanawai hoomalu hoi ia mau kuleana ke  
 ikeia. Nolaila i hoonohoi i na Luna Hoona  
 i na kumu kuleana aina.

O na Luna Hoona, ina hoohele lakou  
 i ka olelo, ua lilo kela olelo a lakou i hoohele ai  
 i olelo ae na ke Alii, ka mea nana i haawi  
 ia lakou i kela hana, i mea e hiki ai ia lakou  
 ke hoohele i na kuleana mamua a pau  
 ma ke ano pololei loa, a ina pono io, hiki no  
 ia lakou ke hoolilo loa aku i ke kuleana aina  
 i pili ia ia ma kona ano Alii.

O ka mana a pau o ke Alii, e hoo-  
 ke i na kuleana aina viaio o na kanaka i keia  
 manawa, ua lilo i na Luna Hoona.

Peha hoi ke ano a me ka nui o ia  
 mana o ke Alii i haawi mai ai i na Luna?  
 Ua haawi mai via i kona waiwai maoli ilo-  
 ko o ka aina ma kona ano kanaka, aole i ha-  
 awi mai i kona kuleana Alii iloko o ka aina.  
 Eia kona kuleana Alii iloko o ka aina.

1. O ke pai i ka aina i mea hoopai i ke kiipi
2. O ka auhau i kela waiwai keia waiwai ku-  
 pono ke auhau; i ka aina hoi kekahi, ke olelo  
 mai ke Hanawai pela
3. O ka hoovikaka aku, a e hoi ako aku hoi  
 i kanaka e malama i ka aina i mea e po-  
 no ai ka ihulehu.
4. O ka hoo-akauhou i kuamoo a me na

mea e uluulu ai ke lehulehu i ka hana ana i alanui, alaha-  
ka, na ala hele a me na mea like.—

5. O ke kii aku a lawe i na aina no ke Aupuni i mea e pono  
ai ke lehulehu a ke pilikia hoi ke Aupuni, e uku pono a-  
ku nae e like me ka mea i auhau pololeia.

Ale pono ke Alii, aole hoi e hiki ia ia ke hoolilo aku  
i keia mau kuleana ona.

Kelaila, ina hooiaio na Luna i ke kuleana e like  
me ka hana ana mahope, a haawia ke palapala hoolilo  
e like me ke la hooiaio ana, na hooeia no ke la mau kule-  
ana o ke Alii.

Aka, i ka nana maoli ana o na kanaka i ke  
ke Alii waiwai iloko o ka aina ma kona ano kanaka, ua  
okea loa ia, a okea loa kona kuleana Alii, i ka nana  
ana o ke na aina naauao, no ka mea, i ka manao o ia  
poe, o ke Mo'i ke i hoike i ke Aupuni, aole ia ia iho.  
I ka wa kahiko, aole lilo ke waiwai hookupu i na Luna  
i mea e pono ai ke Aupuni, i ke Alii no ke lilo ana  
nona iho i waiwai maoli no kona kino. Kelaila ke wa-  
iwai maoli kona iloko o ka aina: Aka, i ka haawi a-  
na o ke Alii i kanaka ke Kumukanawai i ka la 8  
o Okatoba i ka makahiki 1840, na ke ano aloha a  
lokomaiikai, ua hookaawalia ke Alii a me ke Aupu-  
ni, a ia hookaawale ana, hoemiia ke ke Alii mana  
kahiko. Penei ka olelo. "Ia ia ke waiwai o ke Aupu-  
ni, ke dala o ke kino, ka auhau o ka aina a me na  
la hana ekolu o ka malama, e like nae me ka olelo  
o ke Kanawai" Nona no kona mau aina pono a me na  
aina hemo i ka makahiki. Aka keia mau hua, ua a-  
kaka, ke okea ke ke Alii waiwai pono, okea ke waiwai  
Aupuni i lilo ia ia no kona moho ana maluna o ke Au-  
puni. Ona mea a pau e pono ai ke lehulehu ma ke ai-  
na, a i ka auhau aina a me ke waiwai o ka aina, aia  
i ke Alii ia ma kona ano pov o ke Aupuni, ma ke ano  
hoi o ke Aupuni ia; a hookaawale loaia kona mau ai-  
na pono."

Aka ia ano hookahi no, i ka la 7 o June 1839,  
hooholo ma'ili me ka ae mai o ke Mo'i i mau olelo paa  
olelo hoakaka hoi "no ka nono ai a me ke haahale a-  
ina, a me ke paa aina a me ke hana maluna o ke  
aina" No ke hooikaika i ka hana ia. Aka ia Panku  
ua hoakakaia ke poe hakuaina, ke poe ai aina la-  
kou, a ua paa ia lakou kahi i mahia, ke kuleana

pa'a loa nae ke na hooaaina. Ua akaka ke kuleana hui ke ke Aupuni a me na haku aina i mahi oleia, no ka mea, ua olelo ke Kanawai, penei. "O na ka-naka aina ole, aole i mahi keihapai, aole loa no ke mahi ai, a i manao lakou e hana i loa ko lakou makemake, e noi aku i na konohiki a i ke Kiaaina, a i ke Alii Nui paha, ma na wahi ka-awale o ka aina, aole i hanaia a maikai e ke ka-naka, e haawia 'ku no ia wahi no lakou" Na na konohiki a me ke Alii pu keia haawi ana. Ua maopopo no hoi ia kuleana pu ma kela Kanawai kahi i oleloia na Ihi a me na ko-nohiki.

Ua maopopo no ka pili ana o na aina i ke Alii; ua olelo ia nae no na hakuaina, no ka mea, eia ka olelo mua maloko o ka Pauku "a o na Kiaaina a me na konohiki

Eia ka hana a ka ke Alii nui poe i haawi aku ai i ka aina, aole lakou e hoonoho konohiki hou aku malalo o lakou maluna aku o na makaaianana, "i pau ia hana ana pela" A ma ka Pauku 18, ua hoo-weliweliia na konohiki o haule lakou i na olelo o ka Pauku umikumamakolu. Nolaila, ua aka-ka, elua mea e pa'a ai ka aina i na konohiki, o ka itaika i ka hana a me ka naau-ao.

Nolaila, ua akaka a hiki mai i ka la 7 o June 1839 mamua aku o ke kau ana i ke Humukanaawai, ua manao nahi ia lakou iho, ua noho hale lakou ma ke ke Alii makemake wale no, ma kona ano paa o ke Aupuni. A ina i hana lakou i mea e poino ai ka lehulehu, oia wale no ke kumu pono e paia'i lakou; o ka Palaualelo a o ka Naau-pio, a me na mea lile, na mea e pono ole ai ke Aupuni. Ina pono i ke Alii ke hoi wale i na konohiki no kona makemake wale, a no kona huhu wale, a no kona manao wale, ina pela, <sup>alaila</sup> no ke Alii wale no ka aina ma kona ano kanaka maoli no. Aka, aole i ku-pono ia i ke ano o na Kanawai a pau, aole hoi me ia ke ano o na olelo a ka poe hoi-

24  
ke a na Luna Hoona i lohe ai. Aka, o ke pui i ka  
aina no ka hana ole, a no ka hana ino, a no ka hewa ma-  
oli, he mea ia e pomaikai ai ka lehulehu, no lakou hoi  
ke Alii ana.

Ua ka hana ana, ua ike maopopo nali, he  
mea nui ka pili paa loa ana o ka waiwai i ke kanaka,  
ina he aina via, a ina he waiwai e ae via no, a o ka  
hemo ole via wale no ka mea e ikaika ai lakou. Ua ike  
no lakou ahe mea e ae e pomaikai ai ke Aupuni, via  
wale no, o ka hoopuka i ka waiwai mailoko mai o ke la-  
kou wahi iho, a mailoko mai o ka aina ka nui o ka wa-  
iwai. Aole hoi e mahi pono ke kanaka, ina o hana ai  
wale no kana e loa i noloko o ka aina pili ole ia ia, aole  
hoi i kana heiki. I ka pili ana o nali me ke na  
aina e, ua ike lakou i ka hana ana o ka pol ma-  
ke ano e kaawale ai ka waiwai o kekahi a me kekahi,  
a ua hoopaa paa nui lakou no ia pono a e hoopiliia  
nani ia pono i na aina e paa nei i na hoaina ma-  
ke ano a ka haole i ike ole ai. I keia manawa, ua no-  
ho Aupuni okoa, a nalaila i ka manao ana o na  
Aupuni kahiko naauao, ua makemake lakou ma-  
na mea nui e hoosuhui i ka noho ana o ka pol  
naauao.

I ka manao ana o makou na Luna Ho-  
ona, oia ke kumu o ka hookaawale ana i ke ke Alii  
aina pono a me ke ke Aupuni ma ke Humu Ka-  
nawai o ka makahiki 1840, a i keia manawa, ke  
manao nei makou, oia ke ano o ka Haawina 4  
Mokuna 7, o ka Apana mua o ke Hanawai hoono-  
honoho i na hana i haawia i na Kuhina o ke Hawaii  
Pae Aina; ua hookumuia maluna o ka olelo hoike a  
ke Kokuatanakanawai i ka la 21 o Ahi 1845. Ua-  
laila, ua oleloia "he mea pono ke hoomakaukau i  
ke Aupuni o ka Ahi e hana pu me ke na aina i  
ae mai i ke Kuokoa ana. A hookoleia ka olelo na  
ke Alii e koho i mau Luna lima nana e hoona  
i na kumu keuleana aina, a paha e kau ai maluna  
no "lakou i koma mana a paha i hana ano kanaka,  
a i kona ano Alii, ka mana hoi e hiki ai ia  
ia ke haawi maluna o ka waiwai o kanaka ilo-  
ko o ka aina.

O ka olelo hoi i ke Alii e koho i mau Luna  
e hiki me ia, oia no ma ka Haawina 4 o ka Mo-

kuuna 7 o ka Apana 1 o ke Kanawai a ka Poe  
Ahaolelo i hookele ai i ka la 10 o Dekemaba 1845  
a kau hoi i ka la 7 o Feberuari iho nei.

O keia Kanawai a pau kahi i kakauia i  
kela olelo, ua kapaia "He Kanawai hoomohono  
i na hana i haawia i na Kuhina Ahi. Ana  
laila, ua akaka keia, o ka olelo a na Tuna e hoo-  
hoke ai; aole ia e like me ka na Tunakanawai wa-  
le no, he ano hooke mauli kekahi. O kela onau  
Apana Kanawai elima, ua hookele loaia a kau  
ke Ahi i kona inoa Apono i ka la 27 o Aperil-  
la 1846, a hoolahaia i ka la 20 o Iune iho nei.

X O ua poe Tuna nei i hoomohoa, ua ho-  
hoia a hoomohonoia e like loa no me ka olelo  
o ke Kanawai; no ka mea, kau ke Kanawai i  
ka paaono i ka la 7 hoi o Feberuari, a i ka  
la i noai i ka la 9 hoi; paaia maloko o ka  
Ahaolelo Malu, hehe ke Kuhina Ahi  
me ka ae mai o ka Ahi, a hookele hoi ia  
makou na mea i kakauia na inoa malalo,  
a ia manawa no, imua o ka Ahi a me  
ka Poe Ahaolelo Malu makou i hoohele  
ai a kau i ke makou inoa i keia olelo a na  
Tuna i hoohele ai.

"He hoohele nei kela mea keia mea o makou e  
" imi pono me ke paaewa ole i na kumu kule-  
" ana aina a na kanaka i hoohele mai nei no ke  
" Aupuni o ke Hawaii Pae Aina, a e hoohele makou  
" i ka olelo pono no ua kuleana la, ke kumu kuleana,  
" ka lohi o ke kuleana, a me ka mui o ka aina, e  
" like hoi me ka olelo iloko o ka Haawina 4 o ka  
" Mokuna 7 o ka Apana mua o ke Kanawai i  
" kapaia, He Kanawai hoomohono i na hana  
" i haawia i na Kuhina o ke Hawaii Pae Aina  
" i hoohele ma Honolulu i ka la 10 o Dekemaba 1845  
" Hania ka inoa a hooheleia  
" i keia la 9 o Feberuari 1846  
" imua ou.

John Young  
Kuhinakaiaia

William Richards  
John Record  
J. Y. Hamchoa  
John Pi  
L. Kaawai

I ka la 11 o Feberuari ua hoi ka lua  
o ka la mahope iho o ke lako hoohele ana,

hooponopono na Luna i ko lakou moho ana, penei,  
Olelo hoike.

I ka halawai ana o na Luna i hoonohoia e hoono i na kumu kuleana aina, i ko lakou noono ana i ka hoonohono pono i oleloia ma ka Haawina 4 o ka Mokuna 7 o ka Apana mua o ke Kanawai hoonohono i na hana i haawia i na Kuhina o ko Haawai Pae Kina.

I ka halawai ana o ia mau Luna, hoo-  
loia keia olelo.

1. E hoonohoia o William Richards i Paraidena.
2. E hoonohoia o S.H. Smith i kakau olelo me ka uku i hoakakaia mahope, a e hookaaia koma uku noloko iho o ke koine, a me na mea loaa i ke Aupuni mamuli o ka hana ana Luna.
3. E hoohoohiki ke kakau olelo e hana pololei i na hana i haawia ia ia. Eia hoi kekahi olelo i hooholoia, na na kakau olelo la e lawe i na olelo koi a me na olelo hoike, i mea e noono ai makou mahope iho. E kakau no hoi oia ma ke kua o ia mau pepa i ka la a me ka hana i haawia ia ia. E malama no hoi oia i hora hana ma ka Halekauila Honolulu i wahi e handi i kana mau hana, i wahi hoi e pono ai na mea koi.

Nana no hoi e kakau i na olelo a keia poe Luna, a me ka Proostelo no ka lakou hana.

4. O na palapala koi i hoikeia mai, i mea hooponopono, o ka palapala loaa mua, oia ka palapala hana mua, a na ka nui o na Luna e hooholo i ka olelo no keia mea keia mea.
5. E halawai no lakou i ka poakolu o keia hebedoma keia hebedoma mai ka iwa o ka hora o kakahiaka a hiki i ke kolu o ka hora o ke ahiahi ma ka Halekauila ma Honolulu, o ka halawai mua ana i ka la 4 o Maraki e hiki mai ana.
6. E hoolahaia keia olelo iloko o ka Elee, a e hoolaha puia no me ka olelo a ke Kanawai, i olelo no ka mea koi, a i mea e ike ai lakou i keia mau lihi Kanawai a na Luna i kau ai.

Ua hanaia ma Honolulu i keia la 11 o Feb-  
ruari 1846.

William Richards  
John Record.

J. G. Kanchoa

John Pi

L. Kaaunwai

A paila kela olelo ma ka Nu Pele Polunesia i ka la 14 o Feberuari 1846, a me keia olelo malalo ka mea a ke Kanawai i olelo ai, a paila ia no hoi ma ka Etele i ka la 3 o Maraki.

No na mea Kuleana Aina a piau ma ko Hawaii Pae Aina.

Ua hoonoho mai ka Mui ke Alii ia makou i poe luna nana e hookolokolo, a hooko, a hooli i na kuleana aina i hookumuia mamua o ka la 10 o Dekemaba M. C. 1845.

E haawi ma ke aru alodio na palapala sita nui, a i ole ia, na palapala hookimalima no na makahiki, i haawia keia mau mea mamuli o ka makou hookaka ana, e like me na mea i hookakaia mai ia makou.

He halawai hebedoma ko ka Poe Luna ma ka Halekauwila ma Honolulu, e hoolohe i ka na mea hoopii, a me ko lakou kokua paha i mea e akaka'i ko lakou kuleana, a ua makaukau makou i kela la keia la, e lawe ma ka palapala i ka lakou olelo hoi, a me na mea e ikeai ke kuleana, na mea hoi a na hoopii e manao ai e hoike ma ka Hale o Joseph Henry Smith ma ka Halekauwila ma Honolulu iwaena o na hora 9 o kakahiaka, a me ke kolu o ke ahiahi.

Ua noiia ku na kanaka a pau e hoike mai ia makou i na Luna i ka olelo hookaka i ko lakou kuleana aina, a hoike mai hoi i ke kumu o ko lakou hoi ana i kela kuleana aina ma Hawaii nei; hana hoi mamua o na makahiki eua mai keia la a ku, a i ole lakou e hana paha, mahope iho o ia manawa, alaila, ua hoonole loaia lakou aole e loaia ia lakou na kuleana ma na Ahahookolokolo no ka pono.

Kakania i keia la 11 o Feberuari  
1846.

William Richards

John Ricord

J. Y. Kanehooa  
John Si  
Lo. Kaauwai

Eia na hana i kufono i na Luna Noona.

1. O ka imi a hooko a hoole i na kuleana aina o na kanaka, na kanaka maoli hoi, a me na haale i hoo-kumua ke kuleana mamua o ka hooholo ana i ke Kanawai a pau i kono ka Haawina 4 maloko, o ka la 27 ia o Aperila 1846.
2. Ua hoakaka loa ia ka hana a na Luna no ka ho-oponopono ana, a no ka hooko i na hana, a ua haawia ka mana e hiki ai, o ka halawai a hoopamee, a hoomoho i kakaueho; o ke kii aku i na aoo o ka hooko i na olelo kema, o ka haawi i ka olelo ho-ohiki, a me ka hoomoho i luna mana e lawe i na olelo hoike. Ke mana keia i hoohuia, me ka mana o na Luna Noona Kumu kuleana aina, na lakou e hooko a hoole hoi i na kuleana.
3. O na kumu manao i rula no na Luna i ke lakou hooholo ana i ka olelo o ke Kanawai waiwai o ke Kupuni, a mamuli o ia lakou e hooholo ai i ka olelo no "ka noho mau ana, i ka pa ana, i ka hana ana i ka mea paa maluna, i ka aoo keahiko no na kuleana aina, i ka pono o ka wai, i ka pono o ka lawaia, i ka pono o na wahine, i ka pono o na mea e noho ana ma kahi e, i ka pono o na hoaaia, a me na lopa, i ka pono o ka hiafo, a me ka pono o ke keiki hookama." Ua olelo pili i o ia nei o ke Kanawai hoonohonoho i na hana i haawia i na Kuhina, ma ka Pautu 3, ua hoakaka ke Kanawai, penei. Mamua o ke kau ana i ke Kanawai hou no ka waiwai, e lilo no na kumu manao iloko o keia Kanawai, a me na Kanawai maoli o keia wa, i Kanawai pili i ka waiwai a e pono ia maloko o keia Kupuni; oia hoi ka na Ahahookolokolo e hooko ai i ke lakou hoooponopono ana ma na mea a pau loa, ke pili ia mau olelo."

Maalaila, ua okea loa kahi e hiki ai i na Luna ke hooholo i ka olelo. Eimi mau na lakou i ka viaio ma na waha o na hoike pololei i ke lakou i ka Nooolelo no keia kuleana keia kuleana



a e hoonohono ia mau ulelo ma ke ano ke like i ke Kanawai waiwai, ina ke Kanawai i pili ia kuleana, a ina aole Kanawai i pili, e hiki no ia lakou ke hoopili ma ka aoao kahiko i ke lakou hooholo ana i ka olelo, aole ma ke ano o na Kanawai i keia wa, aole ma ke ano ke e i ka oiaio, e hana pololei maoli no, a e lokomaitikai no hoi.

4. No ka waiho ana mai o ka Mo'i, ka mea kuleana ma na aina a pau, i kela mana nui e hooke a hooli i na kuleana, na na Lu na wale no e hana, ua akaka no kona manao e lokomaitikai loa aku i na mea kuleana, a hapa paha kona manao ia ia iho, nui kona manao i na kanaka mea kuleana.

5. Aka, aole i manao na Luna Hoona e hiki ia lakou mamuli o kela lokomaitikai nui o ke A'ii, ke pale ae i kekahi mau olelo iloko o ia Kanawai hookahi no, aia ma ka Haawina 4 Mokuna 7, A'iana 1. No ka mea, o kela Ahaolelo nana lakou i hoonoho, ua hoopaa i ke lakou lima, penei:

1. "Aole e loa i ka lahui e no lakou pono ma ke ano alodio kekahi aina iki.

2. Aole e hilo io i na pioe lahui e la ka waiwai paa i hoolimatimaia, a loa mua ia lakou ka palapala noho e hoakaka ana i ke lakou aina, e like me ka ulelo ma keia Haawina "mua o ka Mokuna 5.

6. Eia wale no ka hana o na Luna Hoona i haawia ma na Kanawai la, o ka hoakaka i ke ano o ke kuleana, a hooiaio a hooli paha ia kuleana, a hooiaio a hooli hapa paha. Aole e hiki ia lakou ke haawi i palapala hoolimatima, aole hoi i palapala sila nui, aole hoi e hiki ia lakou ke i'ia i ka uku i oleloia ma ka Pauku 10. Aka, n. ke ku like ana o ka uku pono i ka aina me ka nui o ke kuleana, nolaila, pono i na Luna Hoona e imi a e hoakaka i kona nui, i mea e ike ai ke Kuhina Holaiaina.

7. Ua pili pu me ke kuleana aina ke ano o ka hoto ana o na Mokuna a me ka nui o ka ili aina malo-ko, a ina aole imia a hoakakaia, aole e hiki ke hooholo pono i ka olelo, a hana i ke kumukuleana iwaena o na mea i pili i ko lana aina.

Nolaila, aole hiki i na Luna ke hana me ke ana oleia o ka aina, a na ka mea nona ka aina e uku mamua o ka hooholo ana i ka olelo. Ua manavia keia mea ma ka Pauku 12 i ka olelo a na i "na dala i lilo i ka imi ana."

Eia na pono e loa ia mau imi ana, a me ka hooholo ana i ka olelo.

1. E hooakaawale lakou i na kuleana o ke Alii, a me ke Aupuni, na mea i hui mamua, a kae mai i ka mea nona kahi, a kuokoa via ma kona mana, a hiki ia ia ke hana e like me kona makemake i kona aina, ina ke ano alodio, via, ina no ke ola ana, via, a ina no na makahiki, via no hoi, e like hoi me ka olelo i hooholoia.

Ina mau aku ke kuleana o ke Aupuni, a o ke Alii paha iloko o ka aina, alaila, ua mau pu no ka pono o ka ae ana o ke Alii, a me ke Kuhina Alii, mamua o ke kuai ana a me ka hoolilo ana i ka aina mai kekahi kanaka i kekahi, e like hoi me ke Kanawai kahiko; a pela no hoi ke haawia na palapala Horaki, e hooakaawaleia keia mau kuleana, a hoopania na kemahema a me na mea e paa'i ka mea nona kahi, i hiki ia ia ke hana e like me kona makemake, he mea ia e pomaikai loa'i via, a pomaikai pu ke Aupuni ilaila, no ka mea, ua loa i ka mea kuleana kona iho, a ua he mo ka paa ana o kona mau lima, a hiki ia ia ke hana aku i Kanawai me ke keakea oleia ma a haawi i ka palapala Horaki i mea e pono ai ke kuai ana, a hiki no ke hana i hale paa, me ka hoomaopopo mua e ili aku ia i kona hooilina. He mea ia e loa koke ai ka waiwai lawe aku i ka aina e, he mea e mau ai ke kuai pono ana ma ke ano pono, a ina aole pela, aole loa i ke Aupuni ka waiwai makahiki e hiki ai ke hooponopono i ke loko o ka aina.

2. O na palapala sita nui a me na palapala hoolimatima, e haawia ma ke ano maopopo no na mokuna o ka aina. Nolaila, aole loa pinesine ka haka<sup>ka</sup> no na mokuna mahope. No ke kii ana i na mea a pau i pili mamua o ka hoolohi ana i ka olelo, nolaila aole hiki kekahi ke olelo mahope, ke kuleana kona. E hiki no ke hoopii i na Lunakana-waikikie, o ka mea nae i hoopii mua i na Luna Hoona, via wale no.

Ua paa palapala na palapala sita nui ma ka Washona Kalaiaina. Nolaila, e ike auanei ke Aupuni i ke kumu o na kuleana, a pela no na mea a pau e ninau mau. Aole loa e hiki kekahi ke hoopuni-puni mai i kanaka, no ka mea, ua maopopo kahi e huli ai a loa ka mea e huli ai i kona wakahae ana. O ka mea kuu ai mahope iho, a loa ka palapala No-raki, aole lakou e hana maloko o ka maopopo ke viaio ole na kuleana o na mea manao kuai.

Ua manao makou na mea i kauia na inoa malalo, he mea pono ke hokaka mua i keia mau kumu manao i mea e maopopo ai i na kanaka na olelo a makou e hoolohi ai; a i mea e piholei ai hoi ko makou hoolohi ana i ka olelo, he mea pono ke kakaui mua i na kumu malalo, ua loa ia mau kumu i ka noonoo nui ana i na kanawai i pili i ka waiwai, a me ka hoolohi ana i ka olelo a na hoike. O kekahi hoike he Ilii kahiko, a nui kona mau aina, a na makou ka olelo no ia mau aina. O nali i ai aina pela, he mea e poino ai o lakou iho kela hoike ana, no ka mea, ua hui ko lakou hoike ana i ko lakou kuleana iho, a e uku auanei lakou i ke Aupuni ke haawia ia lakou ka palapala ma ke ano alodio. Ua pili like keia kumu i na kanaka mau li mea kuleana, a me na haole e noho ana ma

anei, e like hou me ka olelo ma ka Haawina 2 o ke  
Kuhikahi i hookoloia ma Britania Kuu a me Farani  
i ka la 26 o Ikaraki 1846.

1. I mea e pono ai ka hana a makou ka Poi Hoona, eia  
ka makou, e imi mau, ina no ke Alii pono i mai ke  
kuleana a no kona kuhina me ka ae o ka mua, a hoo-  
kumuia mamua o ka la 7 o June 1839, aole nae pa-  
lapala, alaila, eia wale no ka makou e imi ai, o ke  
ano o ka haawi ana, a ina i mau ka noho ana  
mai ia manawa mai, ua kukuluaia paha na hale  
maluna iho, a ua kanuia, a ua hooponoponoia  
paha, me ke keakea ole ia, a ina aole hoopapa-  
iwaena o na kanaka, alaila, e manao no makou  
ke kuleana ko ka mea koi, ke kuleana nae ma-  
lalo o ke ano atodii.

2. Ina manawa a pau, ina ke kuu kuhikahi koi  
i kuhikahi koi, alaila, eia ka makou e imi ai, o  
ka mea i oi aku ka pono o kona kuleana, a hoo-  
pono ia ia ka palapala hoolilo ma ke ano i  
oleloia.

3. Ina manawa a pau, ina no ke Alii mai ka  
loaa ana o ka aina, a na ke Kuhina paha me ka  
ae o ke Alii, a na ke Kiaaina a na kuhikahi Alii,  
a na kuhikahi mea e ae, mahope mai o ka la 7 o  
June 1839, ina pela, eia wale no ka makou e imi  
ai, o ke Alii, a o kuhikahi alii iho, a o ka haku na-  
na i haawi i ua aina la, a e hooko ma kou, a  
e hoole e like me ke kuleana, a kuleana ole  
paha o ka mea nana i haawi, a hoolilo a hooli-  
matima, aole makou e manao iki i ka uku; aole  
ka noho ana, aole hoi i ke kuleana o ka hale.

4. Ina manawa a pau, ina i loaa pono ka  
aina ma ka palapala haawi, palapala kuai,  
a palapala hoolimatima paha na ka mea no-  
na mai keahi, alaila, e hooko ma kou e like  
me ke ano oiaio o na huahelo maloko o ka  
palapala.

5. Ina hookumu ponoia no kuleana ma ka pa-  
lapala a ma ka olelo waha paha, na ka mea  
nona kahi i haawi mai, no ka uku pono aku,  
a na ka mea e paha, aka, aole i noho ka mea  
koi, mai ka la 7 o June 1839, a hiki mai i  
keia manawa, e manao no makou aole kuleana

i koe, ia ka mea e maopopo hou'i, o ka Pau-  
 keu 6, Mookuna 3 o ke Hanawai kahiko.

6. Ina makemake kikahi mea kuleana i hooke-  
 ia e loa ka Palapala Alodio e like me ka olelo  
 ma ka Mookuna 7 o ka Ipana 3 o ke Mana-  
 wai hoonohono i na hana i haawia i na  
 Kauhina Alii, ke manao nei ka Poe Hoona  
 kumukuleana i ke lakou noono ana i na o-  
 lelo i hoikeia mai ia lakou, ke mea pono i  
 ka mea koi, ke uku aku i ke Kauhina Kala'i-  
 aina i kikahi hapakolu o ke dala kupono  
 i ke kuai i na aina la, me ka manao ole  
 nae i ka waiwai i hanaia maluna o na  
 aina la. A ina uku aku na mea koi la  
 i kela hapakolu, alaila pau ke kuleana  
 o ke Alii ma na aina la, a lilo ka alodio  
 i ke kanaka; na mau nae ka pono o ke  
 Aupuni iloko o ia aina, a na ke Alii e  
 hana mamuli o na Hanawai; na na Tu-  
 na nae a ke Hanawai e olelo ai. Aka, i  
 ka olelo ana a na Tuna Hoona i keia  
 mea, aole o makou manao na paa ke Alii  
 a me ka Poe Kuka'uka Kahu, a hiki ole  
 ia lakou ke hoemi i ka uku ana malalo  
 o ka hapakolu mamuli o ka Paukeu 10 o  
 ka Haawina i hoonoho i na Tuna Hoona  
 kumu kuleana. Eia hoi kikahi mea  
 i koe, o ke ka hoaina kuleana, ina ke hoo-  
 aina e noho ana. Aole hiki i ke Alii ke hooli-  
 lo i kona kuleana, ke ae ole mai ia.—

Ua manao makou ke pono ia makou  
 ke hoakaka i ka mui o ke ke Aupuni ku-  
 leana i keia manawa iloko o na aina a  
 pau; no ka mea, a hiki mai i keia la,  
 aole i uku pono ia ke Aupuni no na aina  
 a na'lii hoi ka poe i haawi i ka aina i  
 kanaka, aole lakou i uku.

Aole loa e oi aku ke ke kanaka  
 kuleana mamua o ke ka mea nana i ha-  
 awi ia ia, aole hoi e hiki i kikahi Alii  
 ke hooi aku i kona haawi ana mamua  
 o kona i loa mai ai.

O ke lakou ai ana i ka aina,

34

ina aole hoaina malalo o lakou, ua loa ia la-  
kou ke kuleana e like me na palapala elua, aole nae i  
mahelaia, a nolaila no kela hapakolu o ke Alii, iku  
makahiki lakou ia ia i ka waiwai o ka aina, a me  
ka hana. O na haele i loa ke lakou kuleana<sup>ia</sup> i  
Poe Alii mai, i kekahi manawa aole lakou i uku i ka  
makahiki, i kii pono i kona mua ke haawi i ke  
Aupuni, a nolaila, ua nalowale i ke lakou mana  
ke ke Aupuni kuleana iloko o ke lakou aina ma-  
mua.

E hiki no i ke Kuhina Kalaiaina ke kuai  
aku ia kuleana ke loa mai ia ia ka uku no ka  
hapakolu o ka aina, e like me ka olelo maluna.  
Alaila, aole olelo hou ke Aupuni maluna o na aina  
la, eia wale no, o na mea i olelo muaia.

7. O na kumu kuleana aina a pau, maloko  
o keia Aupuni mai o a o, o na mea i koi pono,  
a me na mea i koi hewa ia, ina aole i hoikeia mai  
ia makou no ka hookolokolo a me ka hooko, a me ka  
houle i ka la 14 o Feberuari M. H. 1848, a mamua  
aku paha, ua hai muaia ke ma ka Pauku 8 o  
ka Haawina hoonohonoho ia makou, no ke Aupu-  
ni ia aina. O ka poe hoopanee, a hoike ole mai i  
ke lakou kuleana, hooawawaha no lakou i ke Ha-  
nawai, nolaila, aole e hiki ia lakou ke hookala-  
hala i ke lakou hookuli iho.

Maluna o keia mau kumu mana, ke  
hoomaka nei makou e hookolo i ka olelo no na ku-  
leana i hoikeia mai imua o makou.

Hale Kaula Honolulu  
August 20, 1846.

William Richards  
John Ricord  
L. Haawai  
Joane Pi  
J. G. Hanchoa

I ka akoakoa ana o na'ii a me  
ka Poikokoia e na makaainana, helihelua  
imua o lakou na kumu mana o ka Poe Hoona  
Kuleana Aina i kakaia i ka la 20 o August 1846  
a noonoo pono lakou a hookolo i keia mana.

Ua aponoia kela kumu mana, a ua  
kauia i Hanawai, a mai keia la aku, ina koi  
mai kekahi i aina ma keia Aupuni, e hooha-  
likeia kona kuleana nei ia mau kumu mana

a ma ia mau manao e hookoia'i, a e hoolia'i

Hale Ahalele Honolulu  
Oktoba 26, 1846.

Claim No. 1. John Voss. ✓

This seems to be a clear case, coming under the fourth rule of this Board: being founded upon a Lease executed by Mt. Kekuanao'a, Governor of Oahu, who sets up no counter claim to the ownership, admitting that the Lease was an executive, official transaction, and that the Land in question though bought by himself, was paid for with Government money, entrusted to him for official uses. This statement is corroborated by the evidence of Mr. Judd, at present His Majesty's Minister of Finance. There can be no doubt therefore, that the Title is in Government, unencumbered, except by the residue of Voss's lease, which will expire on the 31<sup>st</sup> day of March A.D. 1865, up to which time the Lessee should pay to Government, the real Lessor, the rent of \$35 reserved nominally to Mt. Kekuanao'a.

But it is in evidence, that the dimensions of the Leasehold were greater at the time of the contract by three feet, extending into the street, which at present forms its North-westerly boundary, and intersects Chapel Street. These three feet were a short time after the date of the Lease 31<sup>st</sup> March 1840, taken from the Lessee, and appropriated to the public use: a power universally exercised for the good & convenience of the mass of the people, and which resides in every Government; even without declaratory statutes. Yet although this right is unquestionably inherent, it is never exercised in any enlightened and free Government, without awarding just compensation for what was taken.

Chapter 8<sup>th</sup> of the laws passed 11<sup>th</sup> November 1840, contemplates just remuneration in such cases. This is likewise contemplated by Act 1<sup>st</sup> Chap: 3 Part 1<sup>st</sup> of the act to organize the executive departments, now constituting part of the declared civil code of this Kingdom, and as such, a measure of what should be considered just by us. These several statutes should not, legally speaking, be considered *ex post facto*, for Chief Justice Marshall, in the Supreme Court of the United States



40  
(Calder et ux vs Bull et ux 3 Dallas 339) thus defines the meaning of the words, *ex post facto*, as applicable to retroactive legislation. - "*Ex post facto* laws have an appropriate signification: they extend to penal statutes; and no farther, they are restricted in legal estimation to the creation, and perhaps, enhancement of crimes; pains and penalties." A law for the benefit and relief of the person, whose case comes within its Purview; is not *ex post facto*; but remedial & beneficial. The course pointed out by our statute above referred to, for awarding the legal compensation, would be the proper one for the case now under consideration if the parties did not appear, from the testimony to have agreed upon a compromise. This being the case, such agreement is as much a contract, as the Lease; and should be fulfilled by the Minister of the Interior who has succeeded to the rights and duties of the Governor over this Land.

The compromise proposed appears to have been, an extension of the Lease to Fifty years from the date of the old one; and the Evidence goes to show that the claimant would be glad, in consideration of what was taken from him, to receive at present, such extension for Fifty years, at an increased Rent of Forty five dollars per annum.

There do not appear to be any private Native rights of occupancy in said Land.

We accordingly confirm said Land, included within the annexed notes and bounds, to his Excellency, the Minister of the Interior; for the use of the Hawaiian Government, subject only to the unexpired term of John Voss's lease, - being eighteen years from 31<sup>st</sup> day of March 1847. and subject to the equitable right of said Voss to an extension as above stated, upon an increase of Rent, as also above stated; which extension we recommend to his Highness, the Minister of the Interior.

Description of the Land, above confirmed accor-

-ding to the Field Notes of a Survey, made by Theophilus Metcalf Esq<sup>r</sup> dated 26<sup>th</sup> of March 1846.  
 " Commencing at North corner of said lot, at intersection of Hotel and Cross Street. leading from W<sup>m</sup> French makai 32 links from the south corner of Geo. Bush's lot diagonally opposite; and 67 links from corner of lot opposite on the West; and running S 69° E. 1 Chain & 59 links along Hotel Street, to East corner of lot measured. Thence S 38° 15 West 72 links to Well house belonging to Premises measured; - then offset 5 links to left, to East corner of Well house. Thence S 44° 15 West 1 Chain to W<sup>m</sup> Beckley's lot, also south corner of lot measured. <sup>Thence S 26° 15 West 1 Chain and 74 links</sup> Thence N 46. 45 East <sup>to Cross Street.</sup> 1 Chain and 5 links along Cross Street to place of Commencement: including an area of Rods 37 Links 197 "

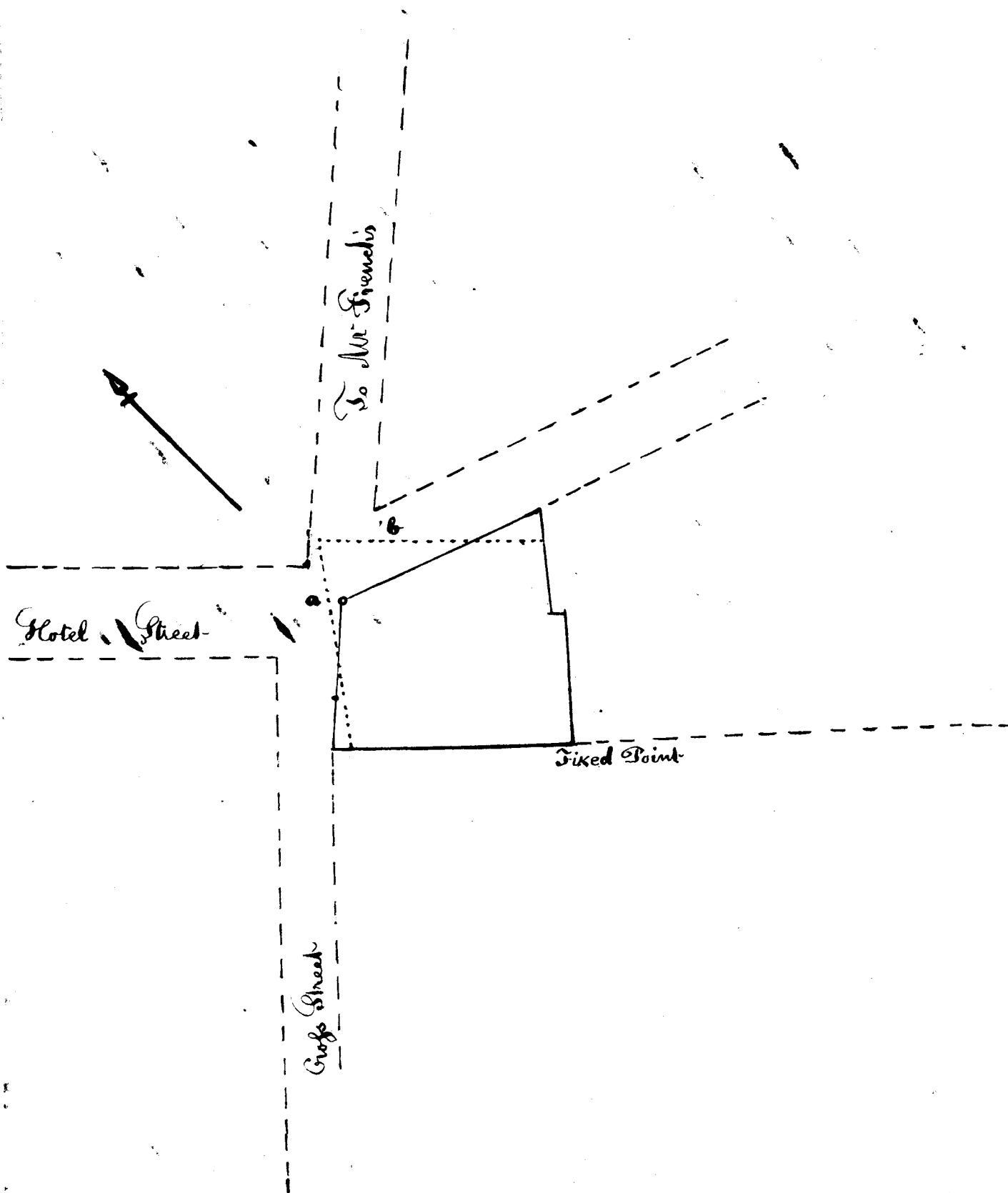
according to annexed diagram.

"Note - The Lease as originally given to John Voss, contained an area of 42 Rods & 44 links - being 4 Rods and 472 links more than what the Walls (including them) at present contain See diagram. By taking the South corner as a fixed point, the lines of the original Lease ran as denoted by the small dotted lines a and b. These lines will also indicate the changes that have been made by taking any other point as fixed.

Honolulu March 26<sup>th</sup> 1846."

It is competent to the Claimant to commute his Leasehold with the Minister of the Interior; pursuant to 2<sup>d</sup> VIII Ch. 7 Art. 4<sup>th</sup> Sec. 10 upon appraisement to be ordered for that purpose.

See diagram in the next Page.



101.

Board of Commissioners for Land Claims	
Adjudication of Claim No. 1. John Voss.	
To incidental expenses of advertising claimants the Public Notice of Commissioners to quest Land Titles to all; and of Room hire while engaged in the investigation of their claims.	D <sup>o</sup> \$ 1
To action, motion and adjournment of Commissioners in the matter of his claim on 4 <sup>th</sup> March 1846	1
Carried forward	\$ 2

	\$ 43
Hrs. for!	2
To draft of depositions reduced in Relation to his claim - fol: 12 -	6
To draft minutes of Testimony reduced in Relation to his claim on 18 <sup>th</sup> March fol: 6	3
Engrossing Copy of the same	1 50
Subpoenas issued for attendance of Witnesses on 18 <sup>th</sup> Inst.	1
To action of Commissioners in the matter of his Claim on the 18 <sup>th</sup> Inst.	1
Mr Metcalfe bill of Survey	5
To engrossing Copy of same fol: 3	1 50
Report of Commissioners this day rendered on above claim	5
To engrossing Copy of same fol: 11	5 50
Honolulu	
31 <sup>st</sup> March 1847.	\$ 31 50
Deduct Charge for engrossing Report	5 50
	\$ 26

William Richards  
 Jy Mueschua

John Ricard  
 W. Kaanawai  
 So are &c

deliv'd

### Claim N<sup>o</sup> 2. Robert Vitday.

The facts in this case, collated from the testimony of the several Witnesses examined by this Board, are in substance these; -

Robert Boyd deposed, that the Land in question, called Puakalo, was joined at the Westward by Pitko's land, at the S. and E. by Namaqui's, called, Wahoohane; at N & E, by a Land called, Kaaleo, owned by Kinimaha, and at the South, by a road leading by the road from Honolulu to Nuuanu. He supposed the length & breadth of it to be equal, 600 feet, East to West, & the same North to South.

Mr Boyd arrived in 1822; and Vitday was then in possession of it. He has known him to have lived on it 16 years; and knew him before that time.

Wekuanaoa stated that the Land was given in 1825 and that Vitday was the King's Tailor before the death of Kamehameha II; but he has not occupied it the entire time.

Mr Boyd knew Vitday had a house built upon it in 1823, & has had several buildings on it since. He has lived on it ever since, with the exception of Intervals when he followed the King; which were 5 or 6 months at a time. Vitday has lived steadily upon it during the last 14 years. He was the King's tailor. Mr Boyd understood Waikeoewa to have given him this Land in the name of the King; and that the Land was called Pooki's. He does not know who that Land belonged to.

Wekuanaoa stated. The Land was given him by the King; but that it was necessary his Guardians should cooperate with him; who were Karaimohea and Waahumanu; to render the gift valid: he being at the time only 12 years of age.

Pahi testified the same.

Mr Boyd stated the common usage formerly to admit of capricious bestowments and reversals.

Wekuanaoa stated that occupancy could not confer proprietorship.

Mr Boyd said, there are tenants on the Land belonging to Relations of Vitday's Wife; one named Waneahu was living on the Land when Vitday first obtained it. Three others are put on it by Vitday. Waneahu has put up a house with his sufferance; and has two taro patches. They pay a rateable proportion of the Land tax to Vitday.

Wekuanaoa thought the real rights of Vitday are small, compared with those of the tenants. Vitday has two kalo patches; but the tenants owned the greater part. He thought after deducting the rights of the tenants, half of the remainder should belong to

45

the King. He thought the two Kato patches, the whole of what belonged to Kilday in strict right. Uncultivated Lands belonged to the Government; the principal part should belong to the King.

Pahi stated, if he should buy out the rights of all his tenants and he should divide his shares with the King; he should consider a third to be the King's due. He had known no Karem of the Claimant. He made clothes for the King; as also was testified by Kekuanaoa.

Mr. Boyd stated that two attempts were made to dispossess Kilday: one in 1823 by Waitoewa; and the other by Waalilio in 1834; - both of which the King resisted; because he thought it would be an act of injustice. Mr. Boyd understood the Land was first given in remuneration for Kilday's services. Mr. Boyd has conversed with the King & never heard him deny this gift; or express any wish to reverse it.

Kekuanaoa stated that for the sake of propriety, a Landlord would not turn a tenant off without a fault, for which he would immediately dispossess him, if committed. He heard that Kilday had been paid for his work, independently of this Land, though he does not know that the King gave him any thing. Waalilio's reason for attempting to dispossess him, was, because he refused to do work for the King without payment. No other Persons would be injured, but the King, upon the Title to this Land being given to Kilday.

Mr. Boyd stated that the Fish Ponds are situated about two miles from the Land; but are considered appendant to it. They belonged naturally to the place; according to old usage, they must be used as fish Ponds; they cannot be filled up.

Robert Kilday said, he is a British Subject; and came here from the N.W. Coast, in the Volunteer American Vessel. He was invited by Mr. Pitt and Hopu, who came on board, to go on shore, and live with the young Prince. He did so, and after going with him to Maui returning, Mr. Pitt and Pahi gave him this Land under

the King, and he immediately commenced working for the King; and he went about with him wherever he went. He has made his principal clothes for him when a Boy; and different articles since, and also for the Soldiers. He never paid Rent, but paid the Land tax. Government would not allow him to pay any thing until lately. From about 1829, he has paid tax in hogs, or money of about nine dollars amount. Since the first law relating to the Land, he has paid the highest rate for it.

From all which it appears, that since, colloquially speaking, these Lands pertained to the Crown, at the time they were verbally conferred by the reigning Prince, during his minority, though without the consent of his Guardians; yet, it seems no one would, in the language of *Wetman*, be injured, by confirming *Wetman's* right, except the King. According to the received usage of civilized nations, against which there is no positive native usage to the contrary - "Most of the Acts of Infants are voidable only; and not absolutely void, and it is deemed sufficient, if the Infant be allowed, when he attains to maturity, the privilege to affirm or avoid, in his discretion, his acts done & contracts made, in infancy." 2 *Went* page 234.

This doctrine seems to apply with more force to cases of Royal private transactions, based upon royal private property, than to those of other parties; and this Board is disposed in all such cases, to honor the royal discretion. It appears from the testimony, that in two distinct instances, one as late as 1834, the King having attained majority, - so far from avoiding his infantile act, deemed it unjust to disturb the Claimant's possession; and by reference to the authority of foreign cases it is clear, that slight acts and circumstances have always been deemed sufficient ground from which to infer assent. 8 & 508 *Taunt*: 35 & 508. *com. Dig. tit. "Infant" C. 3. 5. 9. 11.*

The act of assent in this case, was not circumstantial, but positive; and the King's minority should

not be urged as a reason against the Claimant — 47

This claim comes plainly within the purview of the first Rule established for the government of this Board. The Claimant has been in continuous possession for a series of years anterior to the 7<sup>th</sup> of June 1839. He has occupied, built upon, and otherwise improved the land; of which he was originally put in possession on account of past and current services.

There appears however to be a Counter Claimant to some portion of this land, in the person of Namaau; but by private agreement between Namaau and Claimant, Namaau has postponed his rights under this adjudication, reserving them for future contingency. Our decision is therefore to be understood subject to the inchoate rights of Namaau.

There appear to be three Native tenants, exclusive of Kildays Wife, whose possessory right in the land must by the law of the 7<sup>th</sup> of June 1839 be respected.

The law does not preclude the Claimant from compounding with these tenants; and thus extinguishing their right of possession at any time.

We accordingly confirm to Robert Kilday, said Land; included within the metes and bounds ascertained by Theophilus Metcalf Esq<sup>r</sup> Surveyor, on the 20<sup>th</sup> & 23<sup>d</sup> of March 1846. as follows.

### Survey of Pualoals.

"Commencing at a stake at the East corner 78 links west of road leading to Nuuanu Valley; also on the North side and beside a mud wall and running N 51° 45' W. 6 chains & 80 links to stake in middle of Rivulet 8 links easterly of a large firm Rock. Thence S 47° 45' W 6 chains and 58 links along said rivulet to top of a rock at an angle of Rivulet. Thence S 34° 30' W. 3 chains and 94 links to stake at West corner of lot measured. Thence S 49° 30' E. 6 chains & 80 links to South corner. Thence N 43° E 10 chains running along nearly parallel with road to place of Commencement, including an area of 7 acres 7 Rods 25 links  
March 20 1846. B 74 L 25.



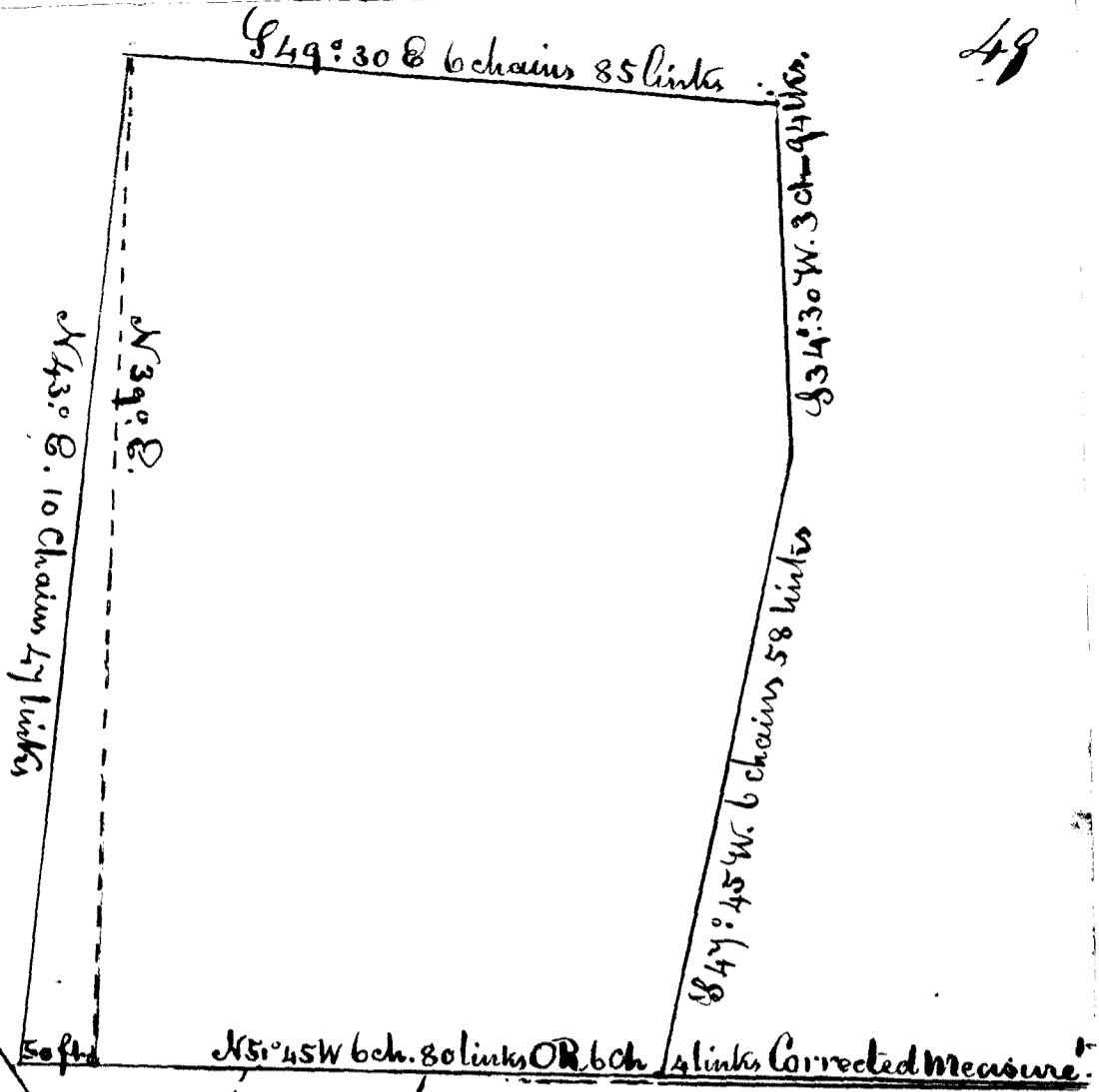
Turvey of Pualoalo Honolulu.

"Commencing at the West corner at a stake 75 links  
 G and E from the South corner of Pehi's lot: it being  
 also the East corner at the intersection of Roads: one  
 leading from Stone Church (Mr Bingham's) out in a  
 South and Easterly direction. The other running in a  
 direction of the Northern boundary of lot measured,  
 and intersecting road leading from Stone Church to  
 Waitiki, West of the Mission station; and running  
 S. 33° East 4 chains and 56 links along east side of  
 Road leading from Stone Church out in a South and  
 easterly direction to stake. Thence N 55° E 4 chains  
 along middle of bank dividing Fish Ponds, to stake.  
 Thence N 74° 15' W. 4 chains and 17 links to road.  
 Thence S 62° 15' W. 5 chains & 15 links along road to  
 place of commencement, including an area of  
 March 23. 1846. Acres 1. Rods 15 1/4. Links 371.

See Diagrams in Next Page.

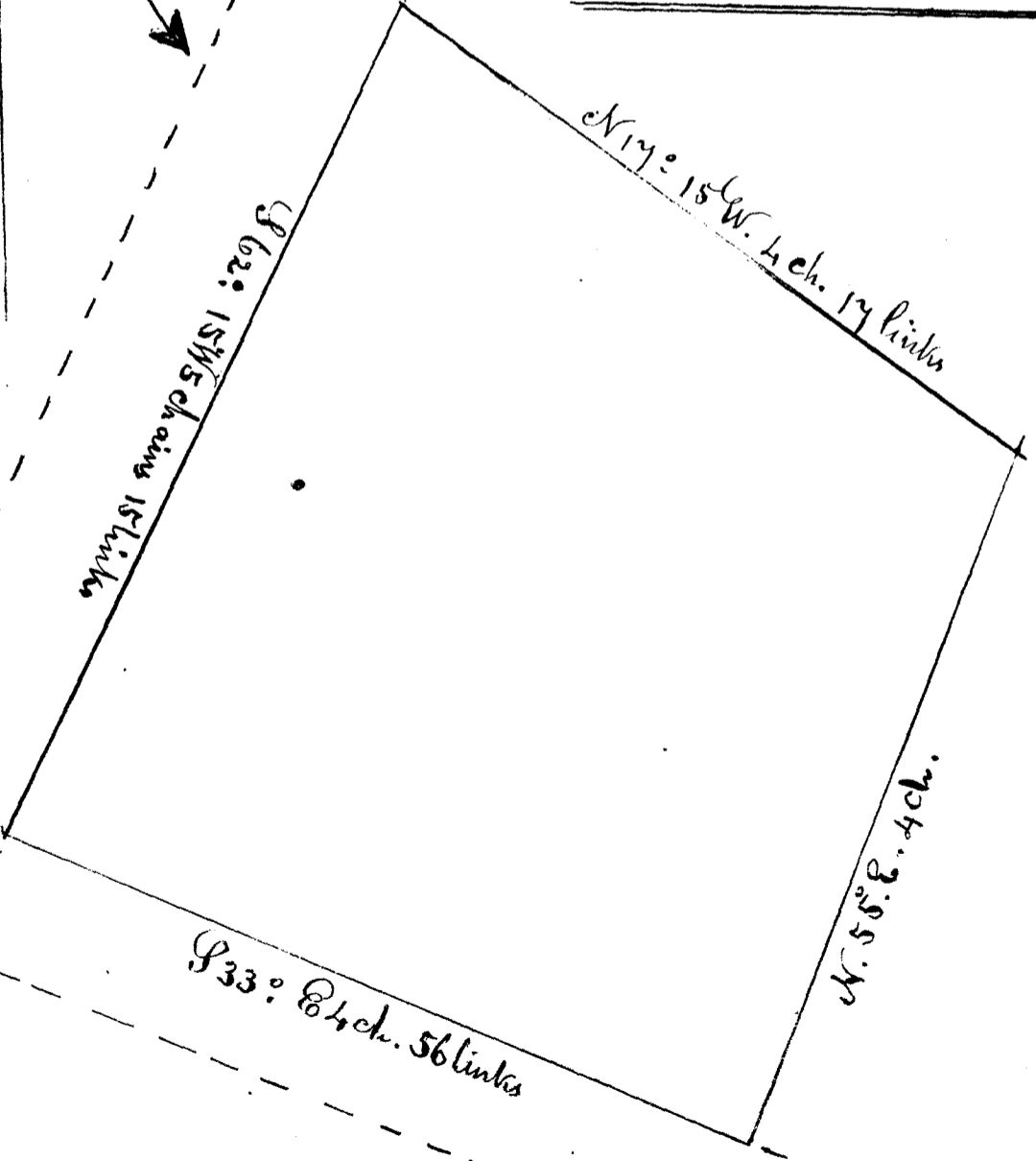
— And award to him a Freehold estate, less  
 than allodial, which may be conferred in fee simple  
 to Robert Boyd, the Claimant's substitute, who is a  
 Hawaiian subject; upon the payment of the commu-  
 tation of <sup>not more than</sup> \$433.33 Cents: being the third part of the  
 unimproved value of the property above described,  
 as ascertained by Messrs Paty, Vorpister and Hoo-  
 liliomanu: the Commissioners appointed by this  
 Board on the 8th April 1846.

Pualoalo



Road to Niwamua Valley

Pualoalo Honolulu.



Corner of Peter's lot.

Road from Stone Church

Board of Commissioners for Land Claims.  
 Adjudication of Claim N:2. Robert Wilday D<sup>r</sup>

To incidental Expenses of advertising Claimants the public notice of Commissioners to quiet land titles to all; and of room hire while engaged in the investigation of their claims.	\$	1	
To action, motion, and adjournment of Commissioners in the matter of his claim 4 <sup>th</sup> March 1847		1	
To Citation for Claimants attendance on the 11 <sup>th</sup> Ins <sup>t</sup>			50
To Subpoena for T. Boyd			50
To draft of depositions reduced in relation to his claim fol: 3.		1	50
To action of Commissioners in the matter of his claim on 11 <sup>th</sup> of March		1	
To draft minutes of testimony reduced in relation to his claim on 11 <sup>th</sup> Ins <sup>t</sup> fol 15		7	50
To engrossing copy of same		3	75
To action of Commissioners in the matter of his claim on the on 18 <sup>th</sup> March		1	
To draft minutes of testimony reduced 18 <sup>th</sup> Ins <sup>t</sup> in relation to his claim fol. 6		3	
To engrossing Copy of same		1	50
To Mr Metcalfs Bill of Survey		11	50
To engrossing copy of same fol 6		3	
To appraisers Bill		18	
To Report of Commissioners this day rendered on the above claim		5	
To engrossing Copy of the same. fol: 19		9	50
Honolulu	\$	69	25
31 <sup>st</sup> March 1847.			

Honolulu deduct charge for engrossing Report 9 50  
 31 March 1847. William Richards  
 J. G. Stewart

delivered & acc<sup>l</sup> paid. John Ricorro  
 W. Kaunani  
 L. Kanehi

Holu 3. - 4 69 Kaniau

In Kikihale

Ke koi a Kaapuni ma ka inoa  
o na hooilina o Kawailepohopo.

Ua koi mai o Kaapuni i ka pa kahiko  
a pau o Kiihelani ka makuakane o Kawaile-  
pohopo, a ua niofiofio i na hoike na mokuna  
o ia pa mai ka pae ana mai o ke alanui ka  
hiko <sup>Ina Kikihale</sup> malaila, holo pololei ma ke kahua maika  
o Kalanikahua, a malaila mai a kufono i ka  
wafu a Kaloka, holo pololei a hiki i ke kai, a  
o ka aoao maloko ma ka aoao makai o Kapu-  
ukolo, oia wahy a fiau maloko o keia mau pu-  
lena, no Kiihelani no ia, wahy a na hoike.  
Ua akaka no hoi o Kawailepohopo kana keiki  
a me kona hooilina, a ua akaka no hoi o Mi-  
teka Neomailani a me Enoha, o lana no na  
keiki a me na hooilina o Kawailepohopo, aka-  
aole i noho na hooilina ma ia pa no na ma-  
kahiki 20 a keu aku wahy a na hoike, aole  
hoi i hoikeia mai ko lakou koi ana ia wahy no  
lakou, akahi wale no i keia manawa. Ua koi  
nae ia lakou ke kau wahy, Henei na Mokuna  
E hoomaka ana ma ke kiki Komohana Kema  
o ka pahale o Neomailani ma ia Kaniau;  
a moe aku ka aoao mua N. 63° 14'. 1 Kaulahao  
12 kapuai, a hiki i kahi alanui ololi e he-  
le ai i ka pa o Kaniau ma; huli N. 39° 30'  
14'. 1 Kaulahao 40 kapuai 8 inaha, a hiki  
i ke kiki Hikina Akau o ka pahale o Geo-  
gi; huli He. 56° 30' No. 1 Kaulahao 32 kapuai  
8 inaha, a hiki i ke kiki Komohana Akau o  
ka pahale o Goggi; huli N. 30° No. - 9 kapuai 4  
inaha, a hiki i kahi kekee o ka pahale o  
Kaleimamahu; huli He. 76° No. - 28 kapu-  
ai 8 inaha, hiki hou no i kekahi wahy ke-  
kee o ka pahale no o Kaleimamahu; huli  
N. 21° 30' No. 1 Kaulahao 52 kapuai 8 inaha,  
a hiki i ke kiki Hikina Akau o ka pahale  
o Opunui; huli N. 65° 30' 14'. - 18 kapuai  
a hiki i ka aoao Komohana o ka pahale o  
Kaniau ma, alaila, huli i kahi i hooma-  
ka'i He. 24° 30' 14'. - 17 kapuai 4 inaha.  
Eia hoi ka ili maloko - 1 ruda 4 ruda

Eia hoi na palena o kekahi pa

E hoomaka ana ma ka lihi mauka o ka-  
hi alanui olohi, e hele ai i ka pa o Kani-  
au ma, mai ke alanui kahawai mai, ma  
ka aoao Komohana hoi o ka pahale o Ho-  
omocapule, a moe aku ka aoao mua  $N. =$   
 $36^{\circ}$   $Ko.$  - 7 kapuai 6 inika, a hiki i ke ki-  
hi Komohana Akau o ka pahale o Ho-  
omocapule; huli i ka  $N. 55^{\circ} 30'$   $Ki.$  2 Kaula-  
hao 11 kapuai 4 inika, a hiki i kahi  
kekee o ka pahale o Hoomocapule; huli  
i ka  $N. 31^{\circ} 30'$   $Ko.$  - 62 kapuai 8 inika, a  
hiki i ka lihi muliwai; huli i ka  $N. =$   
 $84^{\circ}$   $Ko.$  1 Kaulahao 55 kapuai 4 inika,  
a hiki i kahi nakee o ka muliwai; hu-  
li i ka  $N. 69^{\circ} 30'$   $Ko.$  - 53 kapuai 4 inika  
a hiki hou no i kekahi wahi auakee  
o ka muliwai; huli i ka  $N. 64^{\circ}$   $Ko.$  - 56  
kapuai 8 inika, a hiki ma ka aoao ki-  
kina mai o kekahi loko uuku ma ka  
lihi muliwai no hoi; huli i ka  $N. 24^{\circ} 30'$   
 $Ki.$  2 Kaulahao 43 kapuai 4 inika, a hi-  
ki i kahi kekee o ka pahale o Kaapui-  
ki ma; alaila huli i kahi i hoomaka-  
ai,  $N. 63^{\circ}$   $Ki.$  1 Kaulahao 12 kapuai.

Eia hoi ka ili maloko. 2 ruda 19 roda.

Ua mau ka noho ana o na hoovilina  
o Kuikelani ma ia mau pa a hiki i keia  
manawa, nolajla, ua malu ia kuhana  
malalo o ka helu akahi, ke kuhana nui  
hoi, aole nae alo-dio, a ukua ke ke Au-  
puni kapa, alaila, loa ka palapala alo-  
dio; a ma ia ano, ke hooko nei makou  
ia mau pa no Keileka Keomailani a me  
Enoka. Ua hoikeia mai no hoi o Kaapui-  
ki ka mea i noho i ka pa miamua, a o  
Kaniau ma ka pa hope, a ua mau no ke  
lana kuhana malalo o Keomailani ma, ke  
kuai ole lakou.

Eia ka lana e uku mai ai no  
ka hookohoho ana.

No ka rumi a me ke pui ana i ka  
olelo ma ka Kulepa

No ka hana ana a na luna Maraki 4, 1846	1	53
No ke kope ana i na olelo a na hoike 400 olelo	2	
No ka palapala kii aku ia ia		50
No ke kope ana i ka olelo a na hoike i ka la 18 o Maraki	2	25
No ka palapala kii Aperila 22,		50
No ke kope ana i ka olelo a na hoike April 1	2	25
No ka palapala kii Aperila 22,		50
No ke kope ana i ka olelo a na hoike April 22,	1	50
No ka hooholo loa ana i ka olelo		5
Pau loa		<hr/> 16 50
No ka hana ana i ka la 18 o Maraki i ka la 1 o Aperila a me ka la 22 o Aperila 1846	3	"
No ke ana ana		2
		<hr/> 21.50

Honolulu  
31 March 1847

William Richards

John Reed

H. Kaanuuai

Loane Si

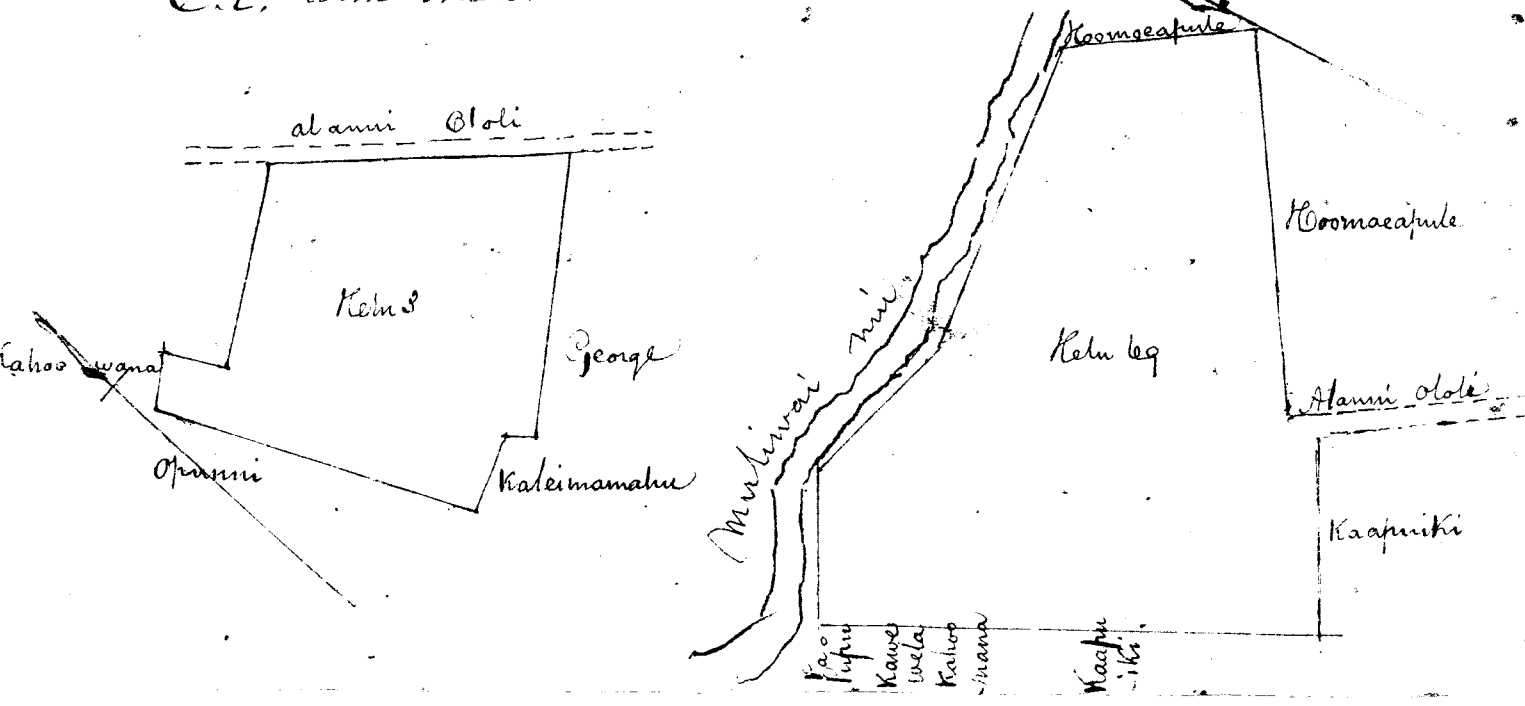
Delivered April 10 1848

J. G. Ransom

Award copied for the real owners

Mileka Kermaitani & Crota - August 10 - 1860 <sup>not taken</sup>

The original Award has been produced this day 14 Jan. 1861 received by Tom Barrett for the full cost \$21.50 dated April 29, 1848 - which amount is not in his Book of L.C. Receipts & not accounted for to the L.C. with others.



## Claim No. 4. George Pelly.

This claim is of simple complexion: it comes under the first rule established for the government of this Board.

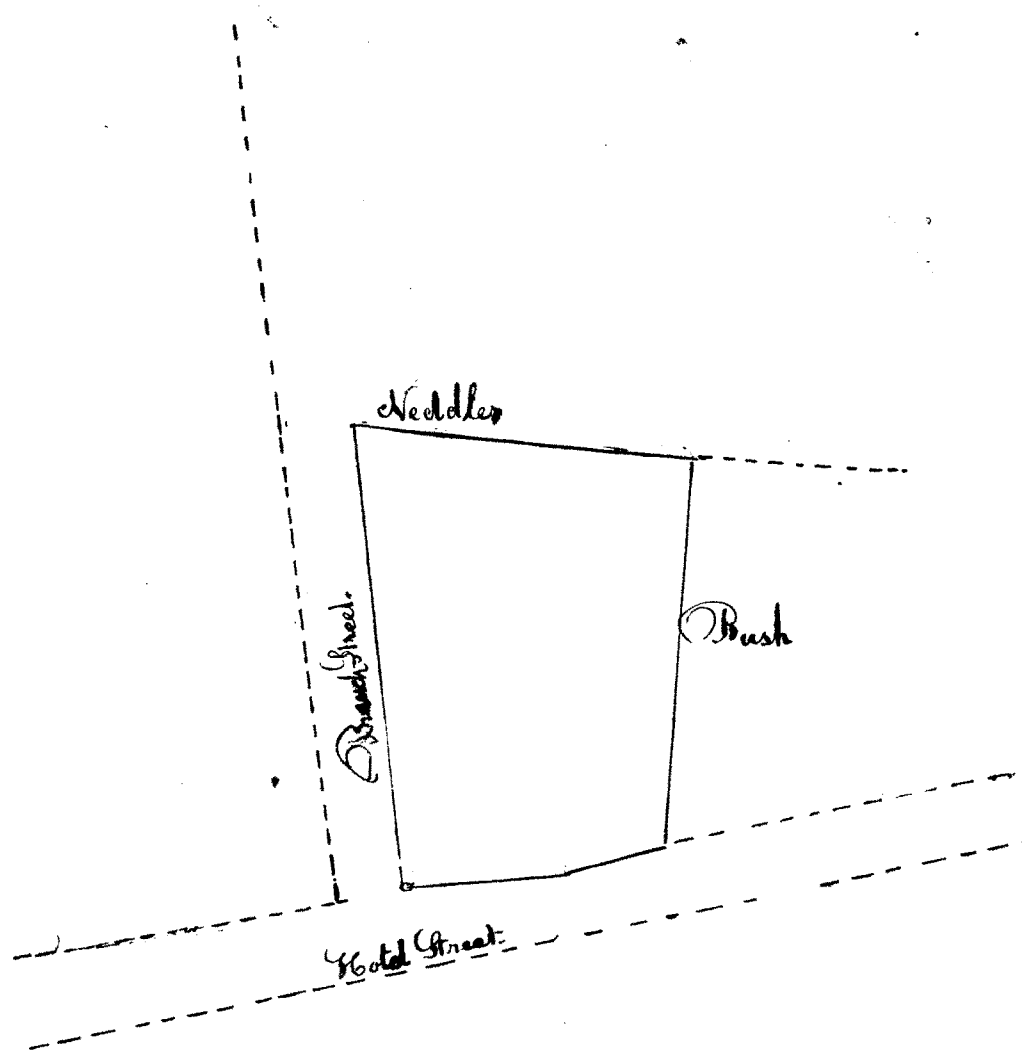
The facts are well attested, and are briefly these;—William Pitt Karamokua some time in the year 1823 or 1824, in the usual loose verbal way of the Country, gave James Robinson a plot of ground, comprising the site of this claim. Robinson occupied, enclosed, and improved it for six or seven years, and sold the portion described below for \$400 to Richard Ridley on 2<sup>d</sup> of August 1830; as appears from an original Bill of Sale on file.

On the 6<sup>th</sup> of February 1838 Ridley sold the same Premises to George Pelly for the consideration of Seven hundred dollars; of which there is documentary evidence on file. The Claimant has ever since resided on the Premises, and greatly added to, and improved them, by building and otherwise, but without other title than what could be derived from the original verbal permission given by Karamokua to James Robinson, in accordance with the Native Custom—viz— the tenure of the Country; as explained in the Principles adopted by this Board.

There are no private native rights of occupancy in this plot; the boundaries of which have been ascertained and demarked by Theophilus Metcalf on the 27<sup>th</sup> March 1846 as follows.

"Survey of George Pelly's dwelling house lot in Honolulu  
 Commencing at the South West corner of lot measured, being the N. East corner, at the intersection of Grand Street, on West side of this lot, and Hotel Street 23 links from corner of Alex<sup>r</sup> Adams' lot on opposite side of Grand Street; and running N 31° 15' East 2 Chains 5 7/8 links along Grand Street to corner of John Neddles' lot. Thence S 49° 30' East 7 1/2 links along boundary line between this lot and John Neddles' lot to slight angle. Thence S 47° 15' East 1 Chain and 9 links to N. West corner of Geo: Bush's lot. Thence S 43° 15' West 2 Chains

17 links along boundary line between lot measured and George Bush's to Hotel Street. Thence N. 64° 45' West 63 links along Hotel Street to slight angle. Thence N. 62° West 7 1/2 links to place of Commencement; including an area of Rods 58 Links 134.



We therefore confirm the Claimant's right to a Freehold Estate in the Premises, less than allodial.

Board of Commissioners for Land Claims.  
 Adjudication of Claim No. 6 George Pelly Dr.

To incidental expenses of advertising claimants the public notice of Commissioners to quiet Land titles to all; and of Room hire while engaged in the investigation of their claims	\$ 1
To action, motion and adjournment of Commissioners in the matter of his Claim on 4 <sup>th</sup> of March 1846	1
Carried over \$	2



	Pro! For! \$	2	
To draft of depositions reduced in relation to this claim	fol 6	3	
To citation for his attendance on 25 <sup>th</sup> Ins!			50
To action of Commissioners in the matter of his claim on 25 <sup>th</sup> of March		1	
To draft minutes of testimony reduced on the 25 <sup>th</sup> March in relation to his claim	fol 2	1	
Engrossing Copy of same			50
To engrossing Copy of Survey relating to this claim	fol. 1		
Report of Commissioners this day rendered on the above claim		5	
Honolulu			
31 <sup>st</sup> March 1847.	\$	14	

<p>Honolulu 31<sup>st</sup> March 1847</p>	<p>William Richardson J. M. Kamehewa John Ricard  L. Kaunwai  Soanedi</p>
<p>delivered 4<sup>th</sup> Apr. 1847 Acc<sup>l</sup> paid.</p>	

Claim No. 5. George Tetty.

This claim is one of a peculiar character: being of that class, which may be denominated forcible.

It appears from the testimony, that William S. Hinckley was in possession of certain unascertained premises, hereafter described; and transferred all his right in them to William French on the 6<sup>th</sup> April 1837; but what the right of Wm S. Hinckley was, which he thus transferred; does not appear; The Board are therefore

57

forced to believe it to have been a mere possessory right, according to the usages of the Country; since it abundantly appears, in numerous other cases examined by this Board, that the Native Chiefs, in their natural hospitality, were early in the habit of assigning pieces of land to foreigners who came to these Islands; in order that they might have some place of Residence.

The same course was always pursued, time out of mind, by the Chiefs who are Landholders, towards their dependants the natives of the Country.

From William French, the indefinite rights of Hinckley seem to have been transferred to George Pelly; who having, in the year 1838, preferred a complaint to the British Government, founded upon an attempt of the Rightful Chief to retake possession of this land from Hinckley & his transferee according to ancient usage, - his Britannic Majesty's Sloop, Sparrowhawk, was dispatched to see him reinstated, without judicial enquiry, into his title.

Although no consideration was ever paid to the King & Chiefs by the original Possessor, Hinckley; - This Board does not regard it as essential to go behind the solemn act of the King and Premier, exhibited by the following document, which must be considered one of voluntary respect for the wishes of the British Government; since nothing appears to show actual compulsion; and no evidence of the King's protestation exists. The King and Premier's free acts at that date, regarding the soil, we will not now question.

To G. Pelly.

Honolulu Oct. 22. 1838

This is my thought to you: I give to you the Land of Captain Hinckley, in the valley of Nuuanu. The Place which Captain Hinckley surrounded with a wall - this is the place which I give to you to day.

It is correctly measured also; the length & the breadth of this piece of land; thus -

On the East 42 fathoms the length.

On the South side 60  $\frac{1}{4}$  " "

On the West 58  $\frac{1}{2}$  " "

On the North side 40  $\frac{1}{4}$  " "

And of this Piece of land I explain (it is) yours; - but of

Your Idea - to take to yourself (land) in this place and in that place, without my being informed: - This is not right, according to my thought.

Attend Tooh J. Pelly - if this, my thought is plain to you, let me know it presently, that I may understand; then I will immediately build the part of the wall broken by me. This is my thought to you. Love to you.  
Signed Waahumanu II

To Capt. Shepherd; Commander of the Sloop of War Sparrowhawk.

Thereby express my approbation of what Kinau said to Capt. Elliott, respecting the land of G. Pelly; situated in the Valley of Nuuanu.

Kinau has already given said land to G. Pelly, and has performed what was promised respecting the land. All that Kinau promised respecting the Land, I conform accordingly to her act. Great Respect for you.  
Oahu Sep. 4<sup>th</sup> - 39. Signed Wamehameha III

The Land thus surrendered to Mr. Pelly, with which he at the time, expressed himself satisfied; and with which Capt. Shepherd of H. B. M's Sparrowhawk also expressed satisfaction; is definitely demarked and bounded in the letter of Waahumanu II above quoted, to which the ratification of his Majesty, also above quoted, refers. This has, by order of the Board, been definitely admeasured by Theophilus Metcalf; according to the anana given in the Premier's letter as follows.

"Survey of George Pelly's lot in Luakaha Nuuanu Valley; a short distance from his Majesty's Country Residence.

Commencing at North corner of dwelling-house lot, 1 Chain 860 links from Centre of main road, on South & East side, and running South 60° 30 West 5 Chains and 50 links along wall, parallel with main road, to West corner of lot enclosed. - Thence S. 35° E. 5 chains & 6 links along wall to south corner of lot, enclosed.

Thence N.  $53^{\circ}45'$  E. 2 Chains, along South eastern wall to slight angle, Thence N.  $45^{\circ}$  E. 1 Chain and 82 links to slight angle.  
 Thence N  $31^{\circ}30'$  East 1 Chain & 70 links to east corner of lot enclosed. Thence N  $31^{\circ}30'$  West 3 Chains 80 links along wall to place of commencement; including an area of  
 Honolulu March 28. 1846. Acres 2. Rods 146."

With this clearly described portion, the Board will not interfere, considering it to have been set apart to Mr. Pelly, by a solemn act of the King, and in the spirit of the liberal principles of adjudication upon which this Board was appointed. We deem it right to give the largest meaning to the words of Kaahumanu "I give to you the Land of Capt. Hinckley in the Valley of Nuuanu," - which largest meaning would render it a fee-simple. Nor is there any thing in the 7<sup>th</sup> Ch. of part of the act to organize the executive departments, which would operate to prevent Mr. Pelly, though an alien, from holding in fee-simple, what we consider to have been so granted to him, anterior to the passage of that law. Such a construction to his prejudice would be clearly ex-post-facto, and should not be made nor in fact with the phraseology of Section 3 of Article 2<sup>nd</sup> of Chap: 7 Part of that Act, admit of debarring aliens, who may have acquired it, from receiving Patents in fee-simple, as if naturalized. We accordingly confirm so much of this land to George Pelly in fee-simple; subject, however, to his inability equally with Natives, to sell it in fee to any Person, not a native, or naturalized subject.

But it appears, the Claimant also sets up a right to extend his boundaries to those described in the following survey of Theophilus Metcalf: upon the allegation, that Mr. Hinckley had actually enclosed them, and included them in the others. This may have been the case: though when it is considered that the title of Hinckley to any part of the entire plot, is one only of sufferance, for which he originally paid nothing, and that the King and Premier were generously disposed to confer upon Mr. Pelly, at the demand of the British Government, what the Board have already consid-  
 - ered

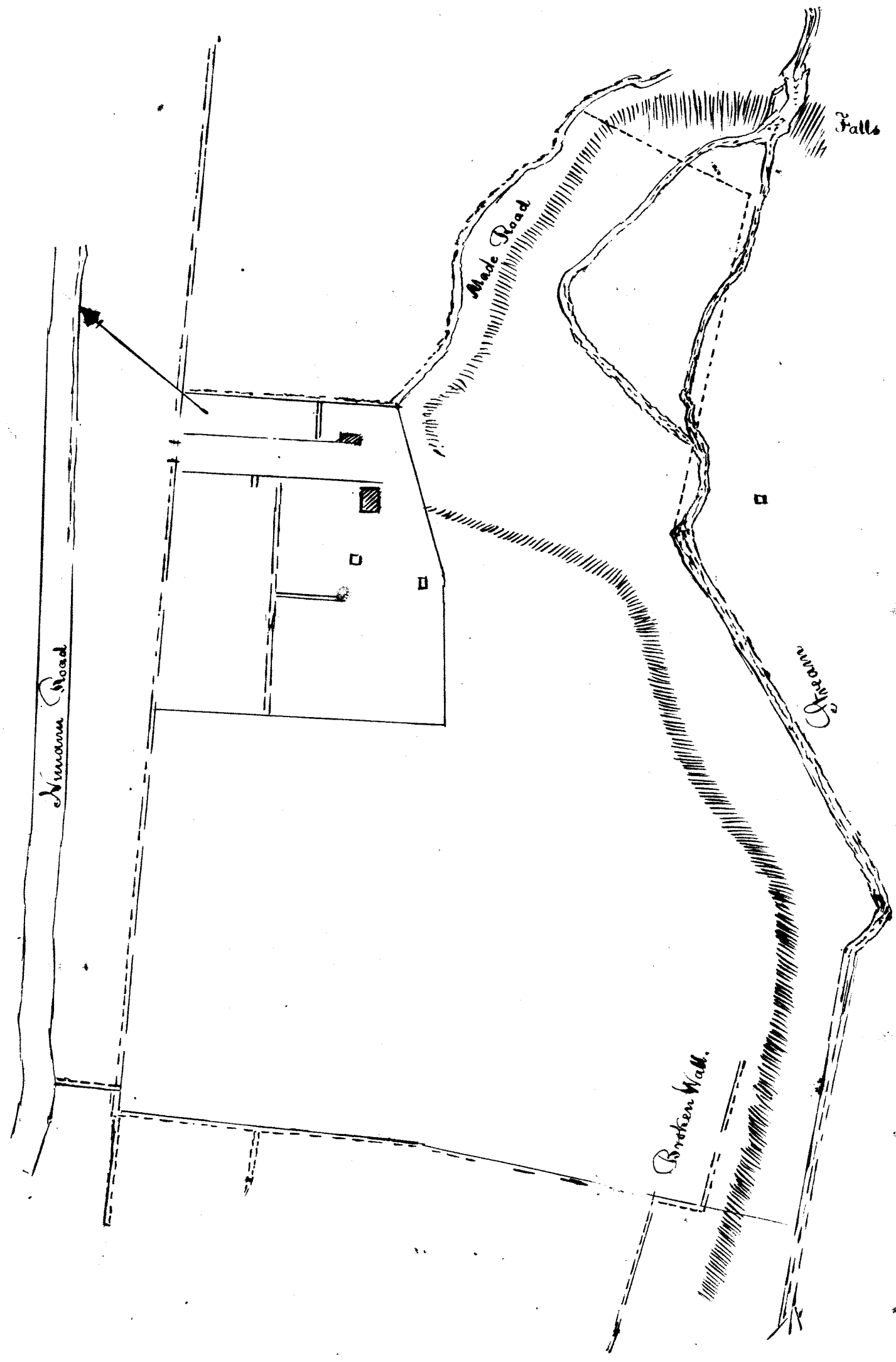
a fee, in certain prescribed boundaries, with which Mr. Pelly, as well as Capt. Shepherd were fully satisfied. — This Board can perceive no just, nor even equitable reason, for now, upon a new allegation, extending the King's gift to land which he did not comprize within it. — Viz: —

"Notes of a Survey of all the Lands claimed by Geo. Pelly in Quakaha, Nunamu Valley (Exclusive of the enclosed dwelling house lot.)

Commencing at North corner of dwelling house lot 1 Chain & 60 links from center of main road on S. east side and running S  $60^{\circ} 30'$  West 5 Chains & 50 links along wall parallel with main road to west corner of lot enclosed. Thence S  $58^{\circ} 30'$  West 6 Chains & 98 links along wall, parallel with road to intersection of an old wall running to the South and Eastward, Thence S  $29^{\circ} 15'$  East 5 Chains along East mentioned wall to slight angle. Thence S  $20^{\circ} 15'$  East 6 Chains and 30 links to middle of stream, 5 links north of a large fern rock. Thence N  $67^{\circ} 30'$  E 6 Chains & 29 links along stream to angle in stream. Thence N  $26^{\circ} 15'$  E 6 Chains and 64 links along stream to angle. Thence N  $69^{\circ} 30'$  East 5 Chains and 95 links along south branch of stream to top of a large rock marked  $\dagger$ . 80 links ma-kai from bottom of falls, and 47 links mautra from an ohia tree situated a few feet to right of last line). Thence N  $9^{\circ} 30'$  West 3 Chains & 43 links to a large peaked rock situated on side of made-road, leading from Mr. Pelly's house along bank around to falls. Thence S  $78^{\circ} 30'$  West 1 Chain & 19 links along made-road to angle. Thence N  $81^{\circ}$  West 1 Chain 48 links to angle. Then S  $70^{\circ}$  West 2 Chains to angle. Thence N  $80^{\circ}$  West 1 Chain & 27 links to east corner of lot enclosed. Thence N  $31^{\circ} 30'$  West 3 Chains 80 links along wall to place of commencement including, exclusive the enclosed dwelling house lot, an area of

Acres 13. Rods 109

In all — Acres 16. Rods 95  $\frac{2}{3}$



Yet as it appears, that since the 4<sup>th</sup> September 1839 the claimant has used and occupied this additional portion of the land, in common with what was surrendered to him, through Capt: Shepherd, and has actually enclosed it: We consider him equitably entitled to receive a life estate in it; or in other words, an Estate of Freehold, less than allodial; upon payment of what Consideration, his Majesty's Grace in Privy Council determine: and this We beg leave to recommend.

Board of Commissioners for Land Claims  
 Adjudication of Claim No 5 George Kelly. Dr

To incidental expences of advertising Claimants the public notice of Commissioners to quiet land titles to all; and of room hire while engaged in the investigation of their claims (charged in 1 <sup>st</sup> cl.)		\$	
To action, motion and adjournment of Commissioners in the matter of this claim on 4 <sup>th</sup> March 1846	1		
To draft of depositions reduced in relation to this claim Feb. 18.	9		
To citation for attendance on 25 <sup>th</sup> of March			50
To draft minutes of testimony reduced in relation to this claim on 25 <sup>th</sup> Ins! & engrossing Copy Feb 2	1		50
To action of Commissioners in the matter of this claim on 25 <sup>th</sup> of March.	1		
To Surveyors bill - including Honolulu property in claim No 4.		19	
Engrossing Copy of same Feb 5.	2		50
Report of Commissioners this day rendered on the above claim		5	
Honolulu 31 <sup>st</sup> March 1847.			
William Richards		\$	39 50

J. G. Ransawa

John Ricard  
 To Kaunawai  
 Loane Li

Delivered 2 April 1847  
 Acc<sup>l</sup> Paid

63

Claim N<sup>o</sup> 6. George Pelly.

William Blossom it appears leased to Robert Robinson and William Blossom, the land hereinafter described, for the term of seven years; from the 7<sup>th</sup> of December 1841, for which rent was paid in advance. On 9<sup>th</sup> of May and 3<sup>rd</sup> of September 1842, Robinson and Blossom, by separate endorsements on the lease, acknowledge to have been refunded the price of the term by George Pelly, to whom they transfer it. This term will expire on 7<sup>th</sup> of December 1848; during which there is no rent exactable from the Claimant.

The main Enquiry is - to whom does the Land revert at the end of the term? The Board, in view of a counter claim set up by W<sup>m</sup> Blossom to the Freehold, waives for the present until testimony be adduced - this question, but nevertheless decides the title of George Pelly, for the unexpired term, to be good.

The description of the land is as follows.

"Notes of Surveys of two pieces of Land called Kumuohia for W<sup>m</sup> Blossom - leased at present by George Pelly - Palama. Oahu.

I<sup>o</sup>! Cocoa nut tree place, commencing at buried Coral stone, at South Corner of this Land; 2 feet mauka of old wall on mauka side of Heleikule's house; joining land called Aina-puaa (Nanoo's) and running North 40° West 2 chains 30 feet along to end of old wall; and 6½ feet passed into stream. Thence North 35° 30' East 2 Chains 60 feet along stream called Neuheluwai to a rock on edge and at inlet of CaVERN stream. Thence North 59° 30' East 52 ¾ feet along line between this land and Kuipakea (Wm Harebottle) to stone 2 feet makai of south corner of Ninai's house. Thence South 77° 30' East 62 feet to stone angle. Thence North 78° East 3 Chains 8½ feet to stone, 4½ mauka of marked flat coral rock by path. Thence North 27° West 1 Chain to stone by Kalo patch. Thence North 58° East 1 Chain 22½ feet along Kalo patch to stone at mauka north corner of this Land, joining land called Paipaiatii (Naupala's) Thence South 15° 45' East 3 Chains 36½ ft. along Paipaiatii, across low ground to newly planted luhata

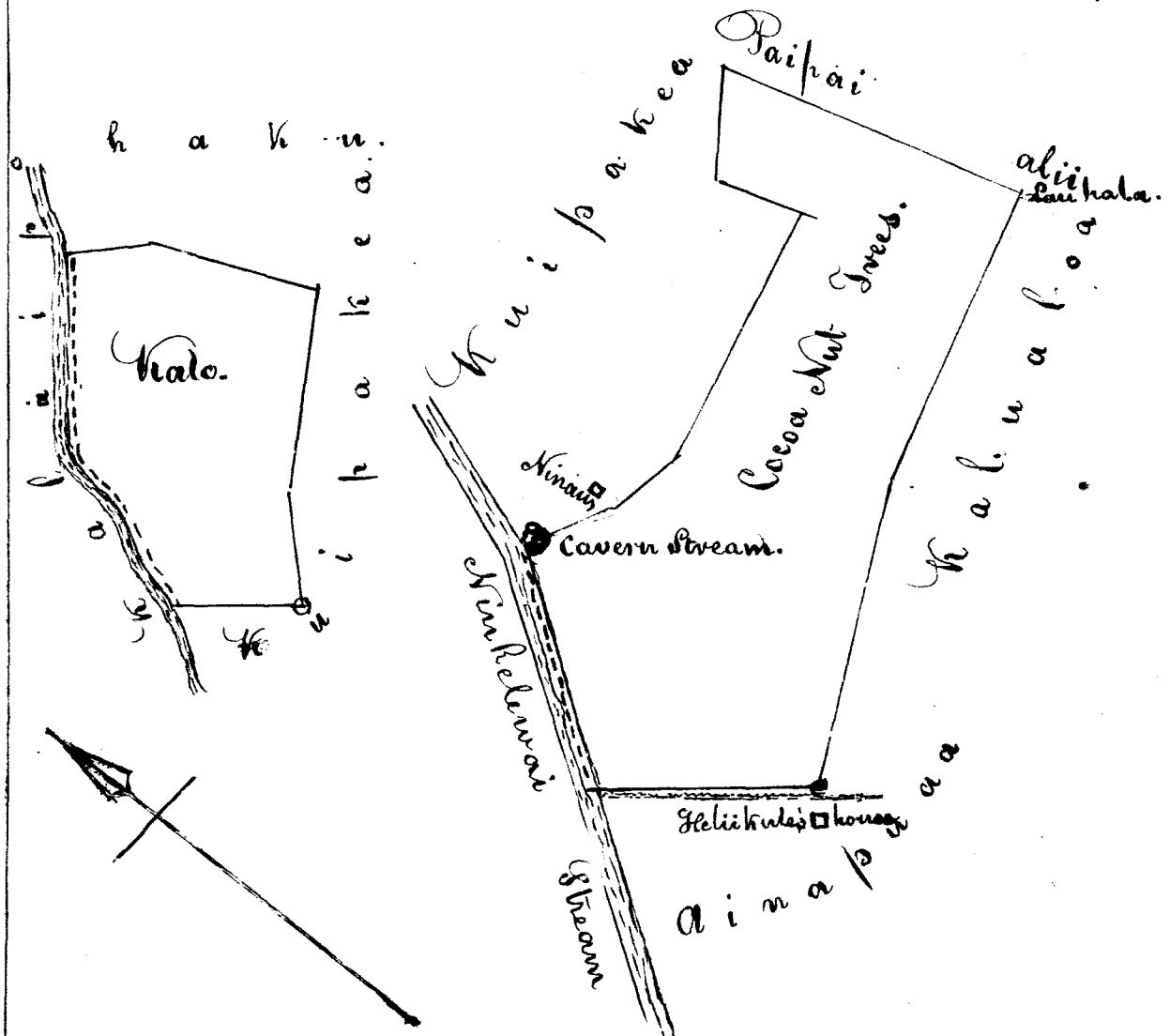


brush, by path joining land called Natualoa. Thence South  
 $76^{\circ}$  West 3 Chains 37 feet along Natualoa to Stone  $7\frac{1}{2}$  feet above  
 large flat coral rocks. Thence South ~~63~~  $30^{\circ}$  West 3 Chains  
 $35\frac{1}{2}$  feet along Natualoa and aina puua to place of Commence-  
 ment, including an area of  
 Acres 2 Fathoms 179 Feet 29.  
 March 10. 1847.

II.<sup>d</sup> Kalo ground, Maunaka.

Commencing at Rock at South corner of this  
 land and running North  $39^{\circ}$  East 1 Chain 22 feet along  
 Kuipatea (low bare bottles) to corner of Kalo patch angle.  
 Thence North  $56^{\circ}$  East 2 Chains 13 feet along Kuipatea to  
 east corner of this land to Kalaipohaku. Thence North  $25^{\circ}$   
 $30'$  West 1 Chain 62 feet along Kalaipohaku to corners of  
 Kalo patches angle. Thence North  $49^{\circ}$   $30'$  West along Kalaipohaku  
 to stream. Thence following along down stream  
 to west corner of this land. Thence South  $38^{\circ}$  East 1 Chain  
 31 feet along Kuipatea to place of Commencement, includ-  
 ing an area of  
 Fathoms 1083 Feet 28.  
 March 10. 1847. Signed J. Metcalf.

See Page 327 Boston  
 Wilson



Board of Commissioners for Land Claims  
 Adjudication of Claim No 6. George Pelly Dr

To action, motion and adjournment of Commissioners in the matter of this claim on 4 <sup>th</sup> March 1846	\$ 1
To draft depositions reduced in relation to this claim	2 50
To citation for attendance on 25 <sup>th</sup> March	50
To Surveyors Bill relating to the present claim	10
Enclosing copy of same	2
Report of Commissioners, this day rendered on the above claim	5
Honolulu 31 <sup>st</sup> March 1847.	\$ 21

William Richards  
 J. M. Kamehameha  
 John Ricard  
 N. Kaunani  
 Joanehi

Claim No. 7. David P. Penhallow

This is founded upon a Lease, dated October 2<sup>d</sup> 1840, from Kapihi, with the approval of the King and Premier, to Godfrey Rhodes, of the Land hereinafter described.

This original Native lease was assigned on the 27<sup>th</sup> of June 1845 to David P. Penhallow by Godfrey Rhodes; who also by a separate indenture of concurrent date with the endorsed transfer, sold the unexpired term to said Penhallow upon the conditions of the original lease.

The question arising, is not, whether G. Rhodes had an estate for years in the Premises, which he could convey

to D. P. Penhallow, but simply; whether the land at this date, pertains to the heirs of Kapibi, the original Lessor, or to the King.

This Board are of opinion, from the testimony, - that as Kapibi had but a native right of occupancy sub-modo in the land; which native right, he by his lease to Rhodes, divested himself of, in Rhodes's favor, in his life time; who in turn divested himself of it in favor of Penhallow: the present Lessee holds direct from the King, as the heir at law of Kapibi: his natural heirs, never having been in possession of the Land; so as to acquire the native title by occupancy.

We therefore award the remainder reversion and rents of this Land, to his Majesty the King; as in his private right, subject to the lease of Kapibi to Rhodes; at present held by Penhallow.

The survey of this lot by Theophilus Metcalf is as follows: -

" Survey of D. P. Penhallow's lot. Honolulu.

Commencing at N and West corner of said Lot 1 Ch. 154 links easterly from intersection of Cross St. by Wm French's, with Beretania Street, and running S 40° 45' East. 1 Chain & 95 links along Beretania Street to N West corner of Kaitiwai lot. Thence S. 53° West 1 chain & 36 links along boundary line between lot measured and Kaitiwai lot, to 1 1/2 links east of east corner of Wm French's lot. Thence N. 45° West 1 chain & 95 links along boundary line between this & Wm French's lot to south corner of Wukahiko's lot. Thence N. 50° 30' East 1 chain 54 links to place of commencement; - including all the walls; except on the side of Wm French's: - and including an area of

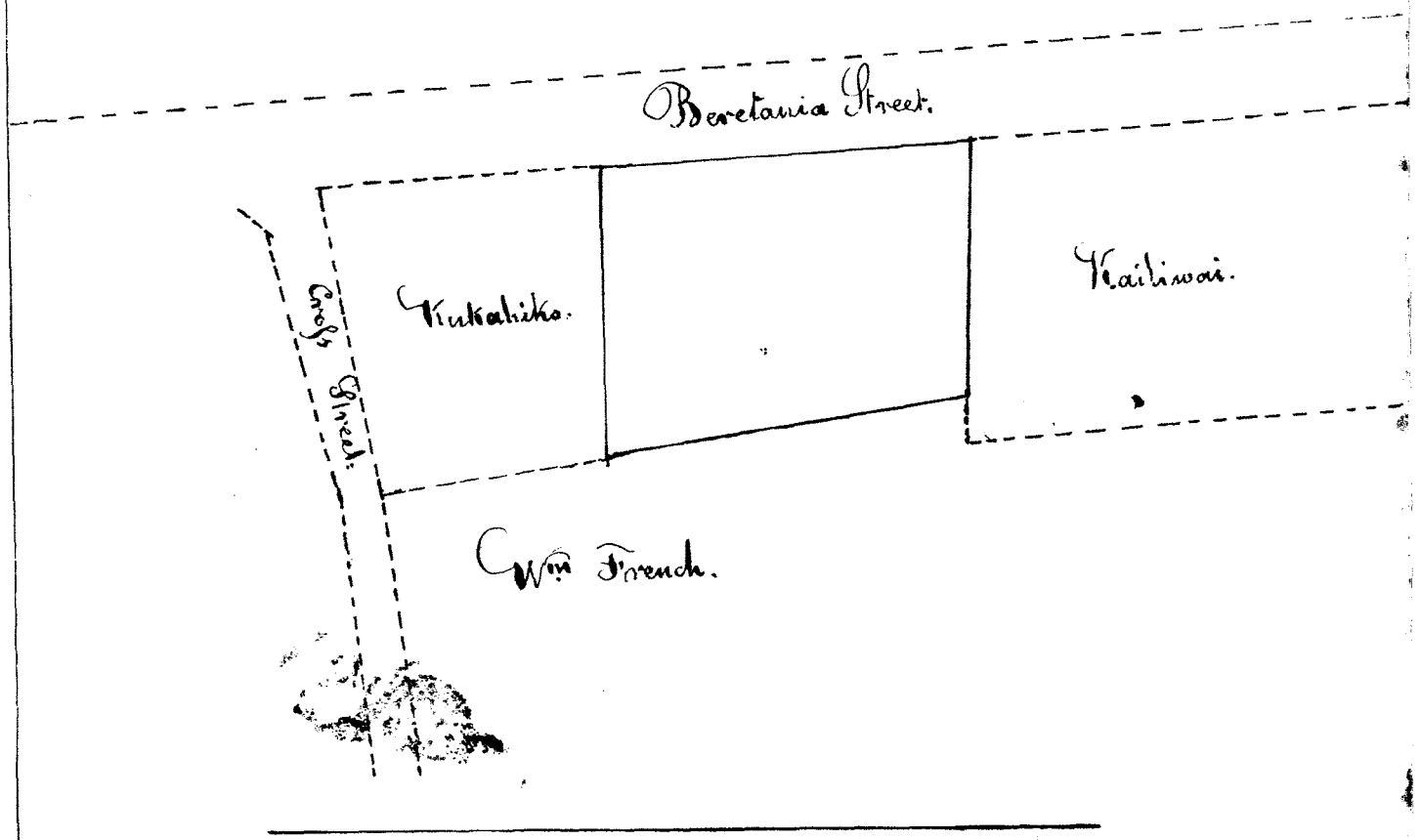
Honolulu April 9. 1846.

Pods 45. Links 285.

Vote - There is considerable difference in the former, or rather, original, description of the boundaries of this lot, and the present as pointed out by Pittroo. - though none in amount of area. "

— A new lease ought, for greater certainty to be made by his Majesty's chamberlain, direct to the claimant; upon

the same conditions, and for the unexpired time; unless his Majesty sees proper to receive a private commutation, and convey to the Claimant Hawaiian subject, in fee simple, by Royal patent.



Board of Commissioners for Land Claims.  
 Adjudication of Claim No. 7. His Majesty the King D<sup>o</sup>

To incidental expences of advertising claimants the public notice of Commissioners to quiet Land titles to all; and of Room hire while engaged in the investigation of their claim	1	
To action, motion and adjournment of Commissioners in the matter of this claim on the 4 <sup>th</sup> of March 1846.	1	
Citation for attendance of Witnesses on 1 <sup>o</sup> April		50
To draft of depositions reduced in relation to this claim <span style="float: right;">fol 199</span>	4	50
To draft minutes of testimony reduced & engrossed in relation to this claim on 1 <sup>o</sup> April <span style="float: right;">fol 2</span>	1	50
To action of Commissioners in the matter of this claim on 1 <sup>o</sup> April	1	
To Surveyors bill of land claimed	6	
Car <sup>d</sup> over. \$		15 50

	Pro. for \$	
To engraving Copy of Survey		15 50
Report of Commissioners this day rendered on above	Col 2	1
Chain		.5
Honolulu	\$	21 50
31 <sup>st</sup> March 1847.		

William Richards

Z. Kaunani

John Ricord

Isaac Li

J. M. Kamehau

Delivered 4. April 1847  
 Paid by D. T. Penhallow \$1.50 for Copy & Stamp

69

Hulu 8 = Kamaha Laua o Puhiaula.

Ua kei mai nei keia mau kanaka e hookeia no lauā ka Pa a pau loa o ko lauā makuakane, a ua lawe mai lauā i na hoike e maopopo ai ka nui o ia pa; a ua maopopo no ke pa nui kona a ke ka-hiko loa no kona kuleana, aia i ke hau ia Kamaha-meha I.

Aole i like loa ka olelo a na hoike no keia kuleana. Ua maopopo nae ma ka lakou olelo, ua noho o Mahune ma ia pa mai ka makahiki 1823 a hiki mai nei i keia manawa. Eia ka mea imi nui, o ke ano o kona noho ana, mamuli o Kamaha paha, mamuli o ke Kupuni paha. I ka olelo ana a kekahi hoike mamuli o Kamaha no, aka, i ka olelo ana a Kekuanawa a me Paulo Kanwa, ua akeka ka hookaawale ana o ko Mahune kuleana a me ko Kamaha lauā o Puhiaula.

Ma ke Kumukanawai ua hvakakaia o Kaa-humanu I kekahi mea hiki ke hoolilo i ka aina, a ua maopopo i ka olelo a Paulo Kanwa; nana no i hooholo i ka olelo e paa ia Mahune kona wahi e noho nei.

Ua like no hoi me ia ka olelo a Mataio Kekuanawa, ua hooke hou o Kinaw no Mahune ia wahi. Nalaila, ua maopopo ka lilo ana o ia wahi ia Mahune, mamua aku o ke hau ana i ke Kanawai o ka makahiki 1839, na ka mea ia ia ka olelo o ke Kupuni i hoolilo. Ma ia Kanawai, ua hoomalu like ia na kuleana a pau loa, ua hoomaluia ko Kamaha lauā o Puhiaula; a ua hoomaluia ko Mahune. Nalaila, ua nile lauā i ko Mahune wahi; aka, o kahi i ke ia lauā e noho nei, ua malu no. Ua kono hoi ia kuleana iloko o ka Hulu 1 o na olelo i hooheleia, a pela makou e hooke nei, ~~henei~~ hoi na Mokuna.

E hoomaka ana ma ke kahi Kikina Kahu o ka pahale o Mahune, a moe aku ka avao mua i ka N. 52° 30' Ko. - 52 kapuai 8 inika, a hiki i kahi uakee o ka pahale o Mahune, huli i ka N. 62° Ko. 1 Kaulahao, a hiki i ke kahi Kikina Kema o kona wahi i lilo ai ia Mr. Makee, huli N. 36° Ko. 1 Kaulahao 53 kapuai 4 inika, a hiki i ke

kiki Komohana Kema o ka pahale o Kariku,  
 huli i ka N. 55° Ki. - 25 kapuai 4 iniha, a hiki  
 i ke kiki Komohana Akau o ka pahale o Kai-  
 ole; huli i ka H. 36° Ki. - 30 kapuai, a hiki i ke  
 kiki Komohana Kema o ka pahale o Kaiole; hu-  
 li i ka N. 53° Ki. - 63 kapuai 4 iniha, a hiki i  
 kahi kekee o ka pahale o Kaiole; huli i ka N. 35°-  
 30' H. - 8 kapuai 8 iniha, a hiki hou no i keka-  
 hi wahi kekee o ia pa; huli i ka N. 55° 30' Ki. -  
 11 kapuai 4 iniha, a hiki hou no i keka-  
 hi kekee o ia pa; huli i ka N. 33° 30' H. - 8 kapu-  
 ai 8 iniha, a hiki hou no i keka-  
 hi wahi kekee o ia pa; huli i ka N. 54° Ki. - 16 kapuai, a hiki  
 i ka lihi makai o ke alanui hale pule, ma ke ki-  
 ki Kikina Kema hoi o ka pahale o Kaiole, alaila,  
 huli i kahi ~~huli~~ i hoomaka'i i ka H. 38° H. i  
 1 Kaulahao 34 kapuai.  
 Eia hoi ka ili maloko - 1 Ruda 3 Ruda.

Aole alodio ko lana keulana, ua pono nae  
 ia lana ka palapala alodio ke uhu lana i ke ke  
 Kupuni hapakolu; e uhu nae lana no ka hooke-  
 lokolo ana a me ka hooholo ana i ka olelo, penei  
 No ka rumi a me ke pai ana i ka

olelo ma ka Nu Pepa	}	1	"
No ka hana ana i ka la 23 o Maraki 1846	}	1	"
No ke kakanu ana i ka olelo a na hoike	}	7	50
1500 hua olelo			
No ka palapala kii			50
No ke kii ana i na hoike 4		2	"
No ka hana ana i ka la 15 o Aperila		1	"
No ke kakanu ana i ka olelo a na hoike	}	2	"
400 hua olelo			
No ka hie ana i kahi e 4 lawe i ka	}	2	"
olelo a ka hoike			
No ka hana ana i ka la 7 o Mei		1	"
No ke kakanu ana i ka olelo a na hoike	}		
Mei 7, 100 hua olelo			50
No ke ana ana i ka aina		2	"
No ka hooholo loa ana i ka olelo		5	"
Pau loa			<u>\$25 50</u>

31 March 1847

William Richards.  
 J. J. Kawakoa  
 John Ricardo  
 Es. Kaunani  
 Lae

Helu. 8 Hoana Mahune ka mea hua ia  
Kamaha laua o Puhiaula.

Ua koi mai nei o Kamaha laua o Puhiaula e hooko makou no laua ka pa a Mahune e noho nei, a ua koi mai o Mahune nona pono no ia pa.

Aole i like loa ka olelo a na hoike no keia kuleana, ua maopopo nae ma ka olelo a na hoike, ua noho o Mahune ma kona pa mai ka makahiki 1823 a hiki mai i ka la i hookolokolo ai. Eia ka mea imi nui, o ke ano o kona noho ana, mamuli o Kamaha paha, mamuli o ke Kupuni paha.

I ka olelo ana a kekahi mau hoike mamuli o Kamaha no, aka, i ka olelo ana a Kekuanaoa a me Paulo Kanoa, ua akaka ka hookaawale ia o ko Mahuna wahi a me ko Kamaha laua o Puhiaula.

Ma ke Kumukānawai, ua hoakakaia o Kaahimānu I kekahi mea hiki ke hoolilo i ka aina, a ua maopopo i ka olelo a Paulo Kanoa nana no i hookolo i ka olelo e paa ia Mahune kona wahi e noho nei.

Ua like no hoi me ia ka olelo a Matalio Kekuanaoa ua hooko hui o Kinau no Mahune ia wahi. Kolaila, ua maopopo ka lilo ana o ia wahi ia Mahune, mamua aku o ke kau ana i ke Kanawai o ka makahiki 1839 na ka mea ia ia ka olelo o ke Kupuni i hookohi Ma ia Kanawai, ua hoomalu likeia na kuleana a pau loa: ua hoomaluia ko Mahune a ua hoomaluia ko Kamaha ma iloko o ka Helu 1 o ka olelo i hookohia i ka Ahaolelo, a pela hoi makou e hooko nei. Penei na Pokuana.

E hoomaka ana ma ke kipi Hifina Hemu o ka hale pohaku o Ke Pakee, a moe aku ka avao mua i ka N. 29° 00' H. 1 Maulahao, a hiki i ke ala-



nui Papu, huli i ka  $N. 50^{\circ} 10' S.$  2 Haulahao 56 kapuai 8 inaha, a hiki i ka lihi makai o ke alanui hale pule; huli i ka  $N. 35^{\circ} 30' S.$  - 34 kapuai 4 inaha, a hiki i ke kahi Hikina Nema o ka pahale o Puhula; huli i ka  $S. 52^{\circ} 30' S.$  - 52 kapuai 8 inaha, a hiki i kahi kanahua ma ke Puhula pa; huli i ka  $N. 62^{\circ} 00' S.$  1 Haulahao, a hiki i ke kahi Komohana Nema o ka Pahale o Puhula, alaila; huli hou i kahi i hoomakai i ka  $N. 57^{\circ} 30' S.$  56 kapuai.  
 Eia hoi ka ili maloko 34 Roda -

Eia hou keia pa o Busa Mahune, oia pa hookahi no, na kaawale nae i ke alanui.

Eia na mokuna. E hoomaka ana ma ka lihi alanui Papu ma ke kahi Komohana Nema o ka hale kuke o Kalauki Pake a moe aku ka aoao mua i ka  $N. 46^{\circ} 00' S.$  2 Haulahao 15 kapuai 4 inaha, a hiki i ka lihi makai o ke alanui hale pule; huli i ka  $N. 46^{\circ} 30' S.$  - 61 kapuai 4 inaha, a hiki i ke kahi Hikina Nema o ka pahale o Kamaki Amara; huli i ka  $N. 64^{\circ} 10' S.$  1 Haulahao 65 kapuai 4 inaha, a hiki i ke kahi Hikina Nema o ka hale-kuke o Kalauki Pake; huli i ka  $S. 56^{\circ} 30' S.$  - 22 kapuai, a hiki i ke kahi Komohana Nema o ia hale kuke, alaila; huli i kahi i hoomakai i ka  $N. 35^{\circ} 30' S.$  - 20 kapuai 8 inaha. Eia hoi ka ili maloko, he 24 Roda, hui na roda 58 Roda.

Aole aloha keia kuleana o Mahune, aka, na kupoia ia ia ka palapala aloha ke uku lana i ke ke Aupuni hapakolu.

Euku nae o Mahune no ka hookolokolo ana, a me ka hookolo ana i ka olelo, penei.

No ka rumi a me ke pai ana i ka olelo ma ka Nu Peia	1	"
No ke kakau ana i ka olelo ana hoike 1500, olelo	4	50
No ka hana ana i ka la 8 o Aperila	1	"
No ke kakau ana i ka olelo ana hoike Aperila 8 - 400 olelo	2	"

\$11.50

No ka hana ana i ka la 29 o Aperila  
 No ke kakan ana i ka olelo a na hoike  
 29 o Aperila 700 hua olelo  
 No ke ana ana i ka pa  
 No ka hooholo ana i ka olelo

11 50
1 "
3 50
2 "
5 "
<b>\$ 23.00</b>

Pau loa

William Richards

Honolulu

31 March 1847

Ihu Ricord

L. Kaarwai

Joane Ke

J. Y. Kanehoo

No ka maopopo o ka maha ana o Poara Mahune  
 Noleita, e lilo ana keia Kuleana i oleloia  
 Maluna eia hoikeia o Poara Mahune. Oia ka olelo  
 i hooholoia e ka Poe hoona Kuleana Aina.

Hale Hoona. By order of the Pres. W. H. Smith  
 May 7, 1849. Secretary.

~~See~~  
 Pahatahua N<sup>o</sup> 10,800

Mataopu 10800<sup>00</sup> Confirmed Heirs - See Vol 1, p. 117 13<sup>tes</sup>.  
 (not awarded as such.)

C. N<sup>o</sup> 533 Keturupuhi. Counter to the above.

becomes by the above ~~award~~<sup>decision</sup> - extinguished, if carried out

## Claim No 9. Stephen Reynolds.

This Claim is in two divisions: the first division resting on written documents, signed by Kaiwi, Kalia, and Ulualoa; which documents were verified by the oral testimony of T. Waawai and John Si; the second division resting on a Bill of Sale from Alexander Smith who purchased of Kaupena.

There has been no evidence exhibited in relation to either of these divisions, that the King, or any person acting in his behalf, has ever alienated the Government right in the soil. It appears that the different parties held by the usual native tenure; and all the rights which they acquired by occupancy, or by purchase from other occupants, they have sold to Mr. Reynolds: but as the evidence of renunciation on the part of the crown is wanting, the right cannot be considered as allodial.

The Claimant requests that the allodial title may be conferred upon his son Edward Jackson Reynolds, an Hawaiian subject: To this, there appears no legal objection, such fundamental title being in the Government: upon payment of one third the unimproved value of the Land; to be appraised for that purpose, by order of the Minister of the Interior.

Otherwise, We confirm it to the Claimant as a freehold estate, less than allodial.

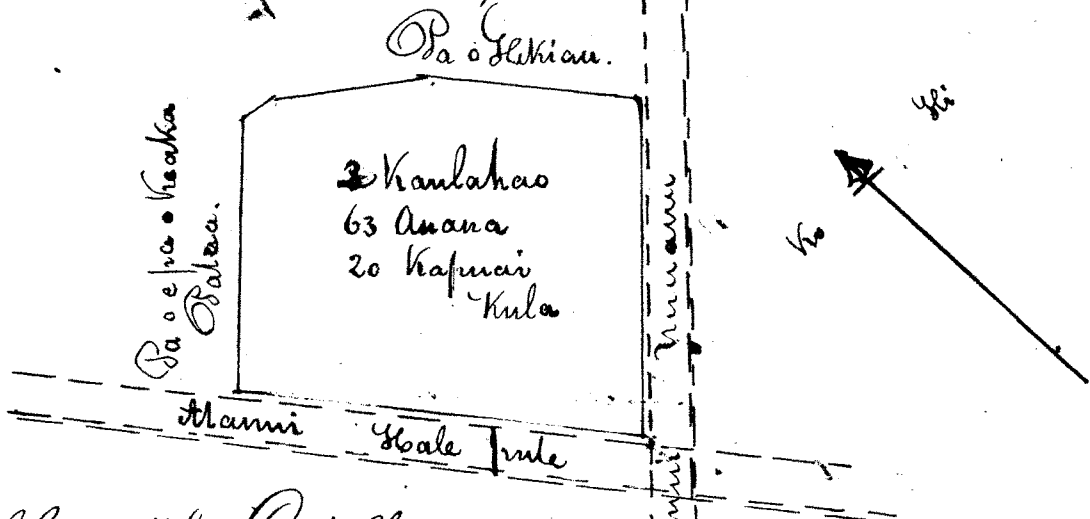
Notes and bounds are described as

" A certain lot or lots of ground, in the Village of Honolulu, lying on the street, leading over the River to the Palama (142 feet) thence North easterly by land of Natives 94 feet: thence by land of Natives South easterly 62 feet (lot A) to the Street leading to Nuuanu 75 feet (lot B) thence by said street South Westerly (lot B 82 feet) to the Corner first mentioned (continued in lot A 25 feet) 107 feet.

Boundaries as described by survey of Mr. Richardson

" E hoomaka ana ma ka lihi mauka o ke

alanui hale pule, ma ka awao akau o ke alanui pui i Nuuanu, a moe akau ka awao mua i ka  $N. 35^{\circ} 15'$ . a holo aku 2 Kaulahao 11 Kapuai 2 Inika ahiki i ke kahi Komohana hema o ka pahale o Palia; huli i ka  $S. 50^{\circ} 30'$  Hoi, a holo aku 1 Kaulahao 27 Kapuai 8 Inika, a hiki i kahi Kanahua o Keia pa, e pili ana hoi i ko Keaka wahi: eia ma huli ana ma-laila. He  $82^{\circ}$  Hoi. 8 Kapuai 7 inika; huli i ka  $He 48^{\circ} 30'$  Hoi. 54 Kapuai 2 inika, a hiki i kahi anakee o ka pa o Hikianu; huli i ka  $He 36^{\circ} 38'$  Hoi. a holo aku 1 Kaulahao 11 Kapuai 2 Inika a hiki i ka awao akau o ke alanui o Nuuanu, ma ke kahi Komohana hema hoi o ka pahale o Hikianu, alaila; huli i kahi i komaha'i He  $48^{\circ} 30'$  Hoi a holo aku 1 Kaulahao 50 Kapuai 8 Inika, a puni ka pa. Eia hoi ka ili maloto o Keiepa 2 Kaulahao 63 Anana 20 Kapuai.



Pa o Hikianu.

Board of Comm<sup>rs</sup> for Land Claims.

Adjudication of Claim ~~vs~~ Stephen Reynolds Dr

Incidental Expenses of advertising claimants the Public Notice of Comm<sup>rs</sup> to quiet land titles to all; & of room hire while engaged in the investigation of their claims

To action, motion & adjournment of Comm<sup>rs</sup> in the matter of this Claim on 23<sup>d</sup> of March 1846

To drafts of deposit: reduced in relation to this Claim Col: 13

To citation for attend<sup>ce</sup> on 15<sup>th</sup> Ap<sup>l</sup> 1847 action of the Board & 1

To draft test<sup>rs</sup> red. d 15<sup>th</sup> Ap<sup>l</sup> & engrossed Col: 1 75

To Bill of Survey & engrossing Survey Col: 3 - \$1.50 6 50

Report of Commissioners this day rendered on the above Claim 5

Honolulu  
14<sup>th</sup> April 1847

William Richards  
John Ricardo  
J. Kamehaha  
L. Keauwui

\$	1	
	1	
	6	50
	1	50
		75
	6	50
	5	
\$	22	25

delivered 8 Ap<sup>l</sup> 1848  
amended acc<sup>ts</sup> - paid less by order of the Board \$5.

Claim No. 10. Harriet Blanchard.

The facts of this case, as elicited by the Board, are, that Captain William Blanchard arrived in these Islands in the year 1829. He established himself by hiring Holmes' stone building in Honolulu, where he continued to carry on mercantile business, until the Summer of 1831, that he acquired the Premises in question, & built two houses upon them in the Summer of 1831; declaring it, at the time to be his intention so to build, for the use of his Child, the present Claimant.

He is believed to have obtained the land from Governor Adams, at that time directing the Executive affairs of the Island of Oahu. It is therefore, conclusively of the Public national domain, and must be concluded to have come from Governor Adams, in his Executive capacity.

There are no native proprietary rights incident to the tenure, and it may be commuted into a fee simple in the hands of Harriet Blanchard, a native subject; upon payment of one third of the unimproved value of the Land; to be appraised by order of the Minister of the Interior.

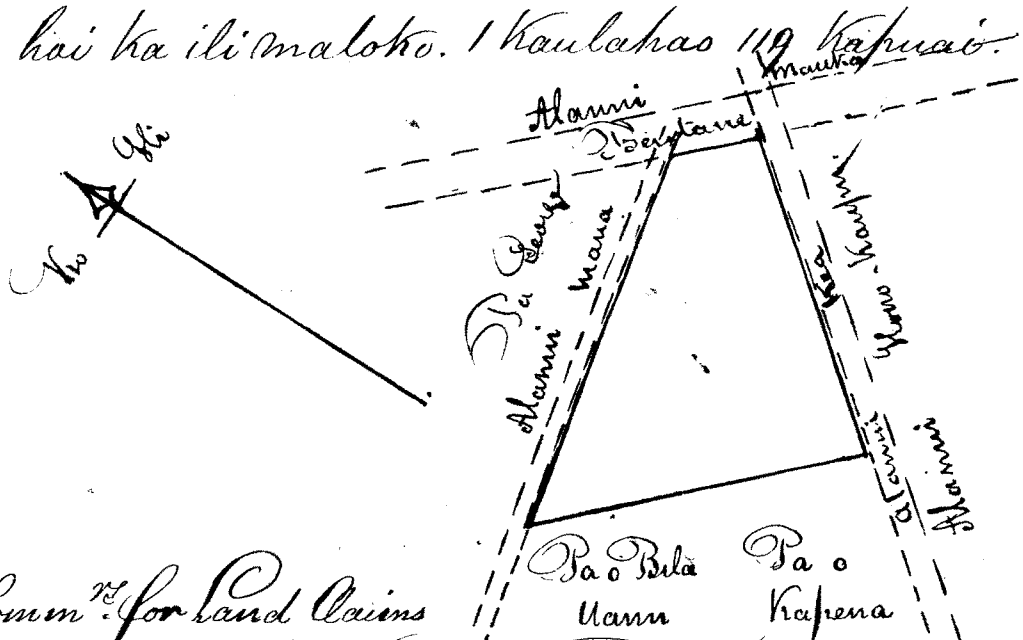
Otherwise we confer it to the Claimant as a freehold estate, less than allodial.

The Boundaries are described as follows  
 "A lot of land lying in Honolulu, beginning on the street leading from the Printing Office, past the Residence of Wm French, by the Corner of the Premises now occupied by John Padd (said to belong to the heirs of the late John Ebetts); running along said street 118 feet to Back Street. Thence along Back Street 25 feet to the street leading past Hiram Grimes, thence along said Street (leading past Hiram Grimes) 142 feet to the land before mentioned as belonging to the heirs of the afore said John Ebetts; thence along said land to the Corner first mentioned, including the partition mud wall 116 feet.

Boundaries as described by Survey of Mr Richardson.

" E hoomaka ana ma ka aoao hema o ke ala-mui e, moe ana ma ka aoao hema o ka pahale o George a hiki i ke alanui mauka, ma ke kahi hihina ahau hoi o ka pahale o Pita Mann keie wahi i hoomakai, a moe aku ka aoao i ka A. 78° 15' E. 2 kaulahao 11 kapuai 10 Iniha, a hiki i ka lili maikai o ke alanui mauka; huli i ka He. 45° 30' E. 28 kapuai 6 Iniha, a hiki i ka aoao ahau o ke alanui hono kaupu, huli i ka He. 41° 0' o k. 1 kaulahao 52 kapuai 4 Iniha a hiki i ke kahi hihina hema o ka pahale o Kapena; alaila huli i kahi i hoomakai i ka A. 45° 15' k. 1 kaulahao 51 kapuai 8 Iniha.

Eia hai ka ili maloko. 1 kaulahao 119 kapuai.



Board of Comm<sup>rs</sup> for Land Claims

Adjudication of Claim No. 10. Harriet Blanchard

D<sup>o</sup>

To incidental expences of advertising claim: The Public Notice of Comm<sup>rs</sup> to quiet Land titles to all; & of room hire while engaged in the investigation of their claims \$1

To action, motion & adjournment of Commissioners in the matter of this claim on 23<sup>d</sup> of March 1846 1

To draft of depositions reduced in relation to this claim Feb 2

To citation for attendance on 15<sup>th</sup> April 50

To draft testimony reduced & engrossed on 15<sup>th</sup> April fol: 2 1 50

To action of the Board in the matter of this claim on 15<sup>th</sup> & 22<sup>d</sup>. 2

To 4 Subpoenas issued for attendance of Witnesses on 22<sup>d</sup> April 2

To draft testimony reduced & engrossed on 22<sup>d</sup> April fol: 4 3

To Bill of Survey & engrossing Survey fol: 3. \$1. 50 - 6 50

Report of Commissioners this day rendered on the above claim 5

William Richards

John Record

J. S. Kamehameha

B. Kaunani

Loanehi

1	
2	
50	
1	50
2	
2	
3	
6	50
5	
24	50

Woolulu  
14<sup>th</sup> April 1847

delivered 8 Apr 1848  
and acc<sup>t</sup> paid less \$9.50.

Claim No. 11. Rebecca M. Johnstone.

The Land upon which this claim attaches, belongs undisputedly to the Hawaiian Government, by actual purchase of a right in it conveyed by Government originally to Mr Diell, P. M. Binsmade of the Sandwich Islands Mission; which was resold to the Government by the secular agent of the mission; after which it was leased to the Claimant for thirty years, from 21<sup>st</sup> November 1845.

There appears to be no native peasantry upon the land.

We consequently confirm it to the Minister of the Interior, subject to the unexpired term of Mrs Rebecca M. Johnstone; and according to the following boundaries.

"Situated in the valley of Nuuanu, north of land leased by Rev. Lowell Smith; & commonly known as Mr Gall's place; Commencing at the Western corner of a Stone fence, between this lot, and a lot leased by Rev. L. Smith; running from thence South 55° East 226 1/2 feet along said lot of Rev. L. Smith to the Land of James Robinson, thence running North 30° East 252 feet; along the land of James Robinson to land owned by Natives. thence running North 62° West 83 feet. along said land of Natives, thence running South 60° West 45 1/2 feet to the rear of Mrs Johnstones Cook house; thence running North 35° West 71 feet along lands of Natives, to the northern corner of the Stone fence; thence running South 40° West 257 1/2 feet to the place of beginning.

Board of Commissioners for Land Claims  
Adjudication of Claim No. 11 **U. S. Government - D. C.**

To incidental expences of advertising Claimants &  
the public notice of Commissioners to quiet  
land titles to all; and of room hire while  
engaged in the investigation of their claims

Carred over.

Bro! Jon! S 79

To action, motion, and adjournment of Commissioners in the matter of this claim on 23 <sup>d</sup> March 1846	1	
To draft of depositions reduced in Relation to this claim fol: 6	3	
To Citation for attendance on 15 <sup>th</sup> April		50
To draft testimony reduced on 15 <sup>th</sup> Ins! Sengrossed fol: 3	2	25
To subpoena for attend. <sup>ce</sup> of G. P. Judd Esq?		50
To action of Commissioners in the matter of this claim on 15 <sup>th</sup> Ins!	1	
Report of Commissioners this day rendered on the above claim	5	

Honolulu  
14<sup>th</sup> April 1847.

William Richards  
John Ricord  
J. H. Kasekoo  
L. Kaunwai  
Loanele

delivered and acc<sup>d</sup> for  
Copy and Stamp 3.50 paid 2 June 1848

14 25

Claim N<sup>o</sup> 12. Kaeo. (of Hilo) postponed for further evidence

Claim N<sup>o</sup> 13. Kookoo. Withdrawn.

Item 14. Kalama he wahine ✓

Ua koi mai nei o Kalama i hoihoi ia ia kapa kahi ana i noho ai mamua. Ua hai ma i oia i kona noho ana malaila i 30 makapiki me ke keakea oleia, a i ka la 9 o Maraki 1846 laweia, wawahia kona hale a kipakuaia oia.

I ka hookeolokolo ana, oia na mea i hookeakea ia mai ma na waha o na hoike.

Kamua loa i ke kau ia Kamehameha I 1816 noho o Kahiamee ma na pa nei mamuli o Kalaimoku, no ka mea, he kanaka ia no ka papu, a hoonoho o Kalaimoku ia ia ma pa-hi kokoke, a ia manawa ua olelo no ka pa ua wahi la a pau loa e pili ana. Ma hope iho hoi o Kahiamee i Hawaii a noho kona



kaikaina o Holokualani i kanaka no ka  
Papu, a haawi kona kaikuaana i kona wa-  
hi ia ia, a noho no via malaila a make, a  
mau no ka noho ana o kana wahine, ma-  
hope o kona make ana, aka, ua ae mai o Ka-  
lama o Kailio ke keiki a Kahaanapilo ka hoo-  
ilina, a ua koi mai via i ka pa ma kona inoa,  
me ka ae mai hoi o Kailio, e like me ka-  
na i olelo mai ai imua o makou.

Ua koi mai no hoi o Keke-  
anava nona ua pa nei; aka, ua olelo mai  
oia ua pili i ka pa, nolaila, ua pili i ke  
Aupuni, aole pili ia ia. Ua i mai no hoi  
oia na Kaakumanu I i pai ia Lilihama  
no ke ano kipi. Ina i hana hewa o Lilihama  
i ke Aupuni; a nolaila paia, ua maopopo  
loa ua lilo mai kona i ke Aupuni; a  
ua lawe no hoi o Kaakumanu i mea e pa-  
no ai ka papu. Aka, ua mau loa ka no-  
ho ana o Kalamama ma ma ia pa a hiki  
i ka la 9 o Maraki 1846, a nona no ka  
hale ana i noho ai, aole na Kekeanava i  
kukulu, aole ia i hana i ka pa. Oia na  
mea i loa ia makou ma na waha o na  
hoike.

Nolaila, ua maopopo keia. No  
ke Aupuni ke kuleana nui ma ia pa.  
He hapakolu ko ke Aupuni, e like me  
kona hapakolu iloko o na aina a pau, a  
no ke Aupuni hoi ka lua o ka hapakolu i  
wahi e noho ai ke kanaka o ka papu, ke  
kuleana alodis hoi ko ke Aupuni, a pe-  
la hoi makou e hooke nei. No ke Aupuni  
no ia pa. Ia Kailio nae ka noho pa e like  
me ka hoomalu ana o ke Kumustanawai  
Penei hoi na mokuna o ia pa.

Ehoomaka ana ma ka lihi mauka  
o ke alanui makai ma ke kipi Komohana  
Aka hoi o ka pahale o Kapoo, a moe a-  
ku ka avao mua i ka N. 40°30' E. 3 Mau-  
lahao 27 kapuai. Ina a hiki i ka lihi  
makai o ke Alanui Halekuai ma ke ki-  
hi Kikina. Aka o ka hale lipo o Kapuan

81

huli i ka N. 43° 00' K. 1 Kaulahao 20 kapuai 8 inika.  
 Holo aku no keia avao ma ka lihi makai o ke alanui Hale Kuai,  
 a hiki i ka avao hema o ke alanui Pahu, huli i ka N. 51° 00' K.  
 3 Kaulahao 21 kapuai 4 inika a hiki i kahi anahua o keia ha,  
 e fili ana no ia wahi i ke alanui Pahu: Eia na huli ana ma-  
 laila, i ka N. 32° 30' K. - 8 kapuai, huli i ka N. 13° 30' K. - 8 kapuai,  
 huli i ka N. 70° 00' K. 10 kapuai a hiki i ka lihi mauka o ke  
 alanui makai, alaila huli i kahi i hoomakai i ka N. 51° 30' K.  
 1 Kaulahao 40 kapuai 8 inika. Eia hoi ka ili maloko,  
2 ruda 9 roda.

Na ke kupauni e uku mai no ka hooholoholo ana  
 a me ka hooholo ana i ka olelo, penei.

No ka rumi a no ke pui ana i ka olelo ma ka Nu Pele	1	"
No ka hana ana i ka la 25 o Noaraki 1846	1	"
No ke kope ana i ka olelo a na hoike 200 olelo	1	"
No ka hana ana i ka la 22 o Aperila	1	"
No ka palapala kii		50
No ke kope ana i ka olelo a na hoike 300 huavolelo	1	50
No ka hana ana i ka la 10 o Mui	1	"
No ka hana ana i ka la 12 o Mui	1	"
No ka palapala kii ia Kekuanawa		50
No ka hana ana i ka la 27 o Mui	1	"
No ka hana ana i ka la 16 o Iune	1	"
No ke kope ana i ka olelo a na hoike 300 huavolelo	1	50
No ka hooholo ana i ka olelo	5	"
No ke ana ana	2	"
Pau loa.	<u>19</u>	<u>00</u>

William Richards  
 John Record

B. Kaunwai  
 J. P. Kei  
 S. G. Hancock

Award completed page 178,  
 and delivered 10 May 1848 Costs 125/0.

Claim No 15. Neoni Walauna - postponed for further evidence.

Claim No 16. Eli Jones.

(W. H. H. H.)

The derivation in this case we find to be as follows:-  
The land seems to have been obtained by William Hinckley from John Adams, then Governor of Oahu. Hinckley, being unable to pay for buildings erected upon it by him, transferred the land to William French, who, having built upon it, and improved it, sold it, with the Governor's consent, to Thomas Cummins, who, it appears, on the 27<sup>th</sup> of July 1841, transferred his interest in it, to the Claimant.

The principles are the same as are minutely particularized in Claim No 17 of this Claimant.

This Land comes within the provisions of the first rule, which entitles the Claimant to acquire a freehold estate, less than allodial.

There are no native claimants. The allodium and the power to confer title, is in the Minister of the Interior.

The boundaries are:

" situated in the village of Honolulu, bounded on the North west side by the house, known as the Pagoda, 63 feet; on the South west side by the street, dividing the Premises hereby described, from the store & premises now occupied by Francis J. Greenway, 58 feet 9 inches. On the South east side, by the street dividing the said Premises from the stone store of Thomas Cummins, 45 feet 6 inches, and on the North east side, by lands in the occupancy of Natives 72 feet. "

Board of Commissioners for Land Claims  
Adjudication of Claim No 16 Eli Jones. D.V.  
(95 fathoms calculation by Makalana)

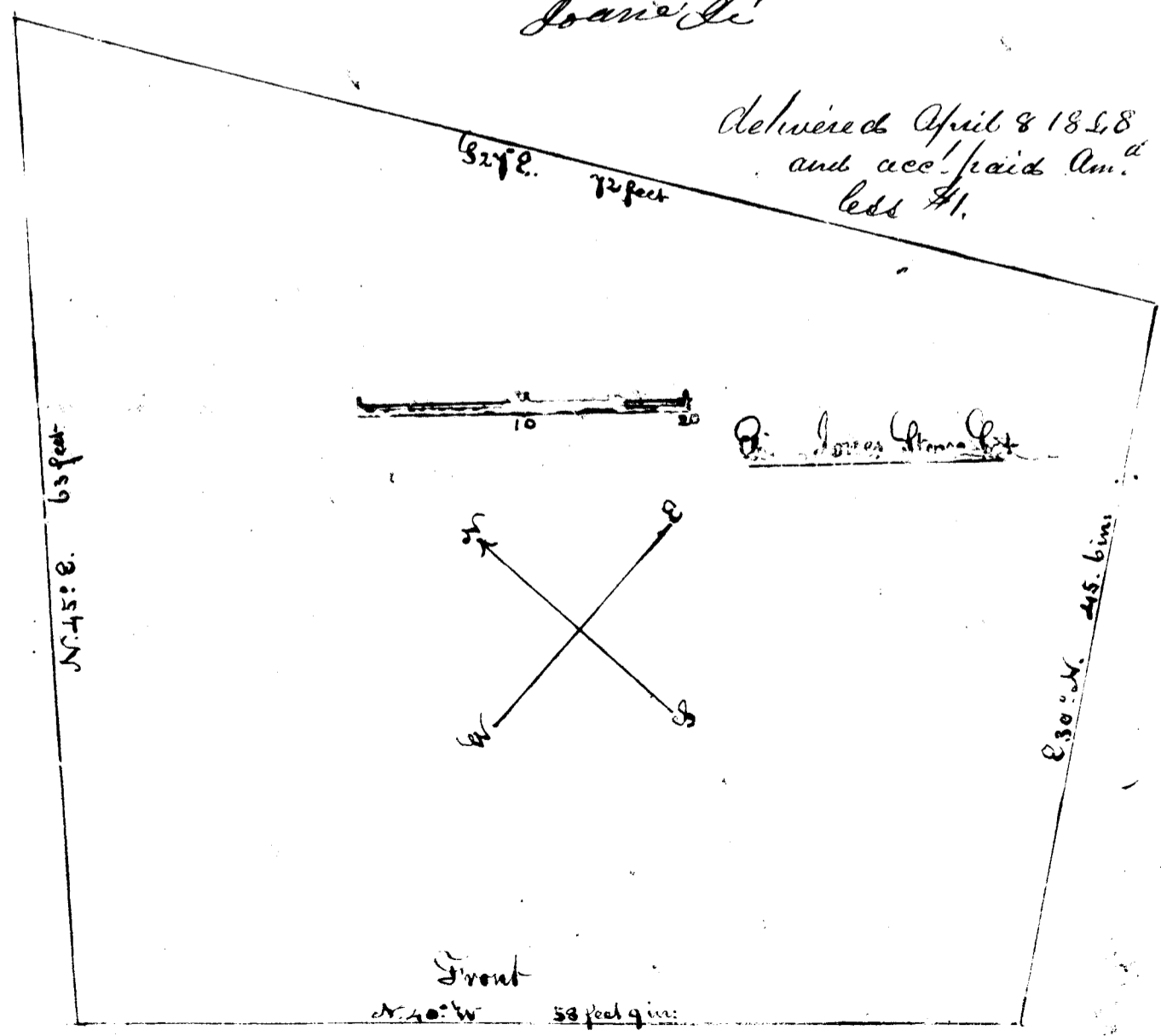
To Incidental Expenses of advertising Claimants  
The Public Notice of Commissioners to quiet

land titles to all, and of room hire while engaged in the investigation of their claims	8	1	
To action, motion and adjournment of Commissioners in the matter of this claim on 8 <sup>th</sup> April 1846		1	
To draft of depositions reduced in relation to this claim No 16.	Fol: 5	2	50
To Citation for his attendance on the 29 <sup>th</sup> of April			50
To action of Board in the matter of Claim No 16. on the 29 <sup>th</sup> of April		1	
To draft testimony reduced on 29 <sup>th</sup> Inst. in relation to this claim and Engrossed	Fol: 2	1	50
To transcribing a copy of Claim No 16, with plan of same for Claimant's use	Fol: 5	2	50
Report of Commissioners this day rendered on the above claim		5	

Honolulu  
14<sup>th</sup> April 1847.

William Richards \$  
S. M. Kasehoa  
John Picard  
T. Kaamui  
Joane Si

15



Claim No. 17. Eli Jones.

This claim rests simply on a deed executed by Luther Wright, dated 28<sup>th</sup> October 1837, conveying the Premises to Eli Jones and Alexander Muir. What the title of Wright, the Grantor, had previously been, does not appear; further than, that he was at the time above stated in possession, and had made improvements.

It is one of those verbal titles of the Country, vesting upon tacit permission and generous allotment of land, made by the Chiefs in so many past instances to Foreigners. This is the more evident, since Wright the Grantor, and Jones & Muir the Grantees, seem to have thought it necessary, before concluding their bargain, to seek Kinan the Premier, and give her the option of purchasing, in accordance with the so-called Treaty between this Government and Lord Edward Russell; which declares, as testified by the Witness T. A. Brinsmade that "No Foreigner should be allowed to sell his premises to another Foreigner, without first offering it to the refusal or acceptance of the Government." This is a direct admission on the part of Wright, who was about to sell; and on the part of the Claimant, who was about to buy; that possessory titles like his, were incomplete; and never amounted to Fees. Such is also the admission conveyed by the above recited clause of the so-called Lord Russell treaty, as early as 1837.

The ~~Claimant~~ Eli Jones and his Co-owner Alexander Muir, derived from Wright's deed, only what Wright had at the time, without regard to the solemnity, or formal wording of that Instrument. This was the possessory right, under the existing usages of the Country; and no more; nor could Wright convey more to the Claimant and his Colleagues:

"No greater estate can pass, than the Grantor had at the time" 2 Blackstone Com: 296.

Consequently: although this claim rests upon a written evidence of Title, it is not a written evidence

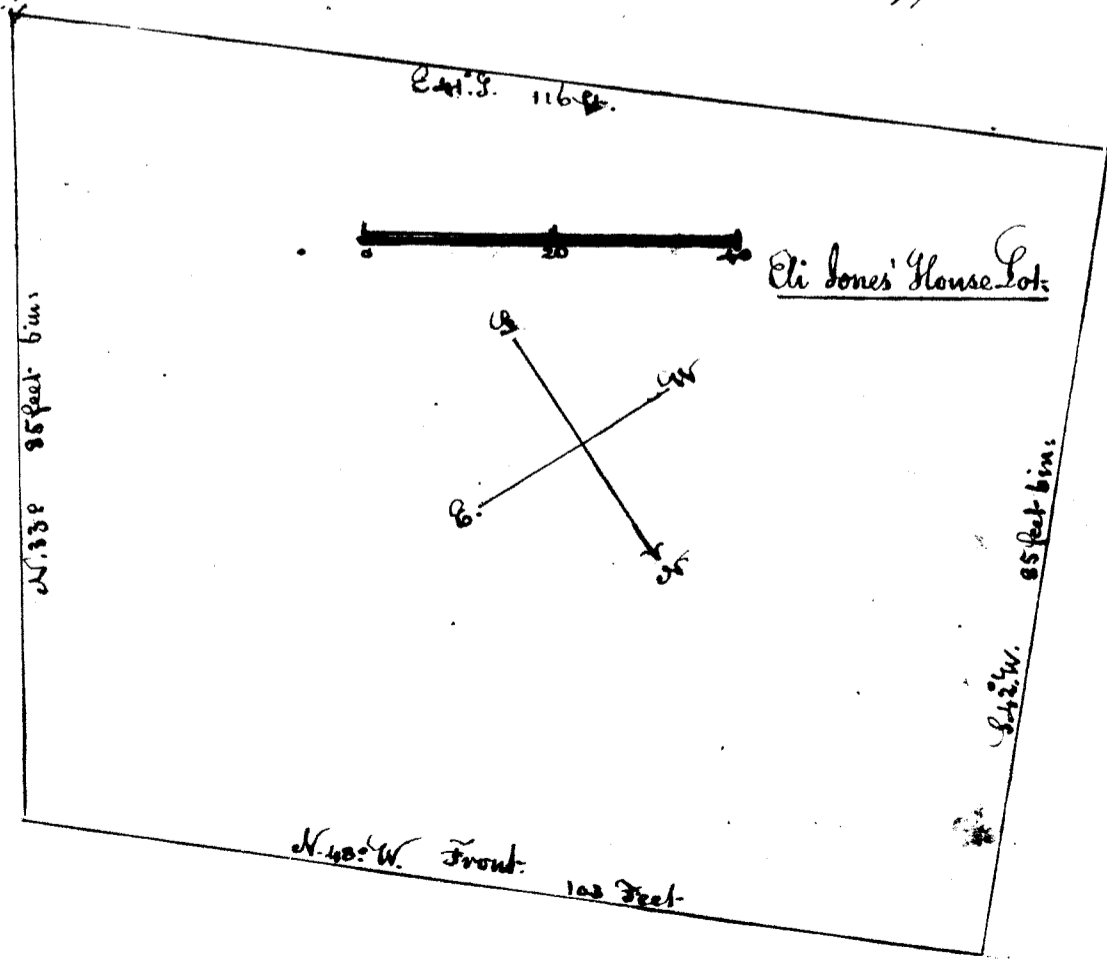
of the title of Wright, the Grantor, but simply of the Claimant from Wright. Wright's title, which is the gravamen of enquiry, rested, and still rests upon unwritten or verbal possession, and the usage of the Country. It comes by consequence, under the first rule established for our adjudications

The evidence shows continuous possession and improvement from long anterior to the 7<sup>th</sup> of June 1839 to the present day, both by Wright and his transferee, the Claimant. There are no Natives attached to the Land, nor is there any Counter claim set up.

We accordingly confirm this claim to Eli Jones and Alexander Muir, as a freehold estate less than allodial.

Description of Boundaries of the Land.

"Commencing at the North East corner of lands enclosed for the use and occupancy of the Roman Catholic mission; and running North West, half West, per Mariner's Compass, about 115 feet to land at present occupied by Thomas Crowell; thence North East by North, about 76 feet to the street running North West, towards estates of Madam Boki; thence South east by east  $\frac{1}{4}$  east, about 92 feet along the said street, to the street running in front of house, now belonging to Joseph O Carter; thence South by West  $\frac{1}{2}$  West about 90 feet to the point first mentioned." 229 fathom 18 ft



Board of Commissioners for Land Claims  
 Adjudication of Claim No 17 Eli Jones

D<sup>o</sup>

To action, motion & adjournment of Commissioners in the matter of this claim No 17. on 15 <sup>th</sup> April 1846	1	
To draft of depositions reduced in relation to this claim	2	
To Citation for his attendance on 29 <sup>th</sup> of April		50
To action of Commissioners in the matter of this claim on 29 <sup>th</sup> Ins!	1	
To draft testimony reduced in relation to this claim on the 29 <sup>th</sup> Ins! and engrossed		75
To action of Commissioners in the matter of this claim on 7 <sup>th</sup> May	1	
To draft testimony reduced in relation to this claim on 7 <sup>th</sup> Ins! and engrossed	2	25
To transcribing copy of deed No 17 for Claimants use with Plan	2	50
Report of Commissioners this day rendered on the above claim	5	
	8	16

Honolulu  
 14<sup>th</sup> April 1847

William Richards  
 J. H. Kasehena  
 John Ricord  
 T. Kauruai  
 Ioane Ai

Delivered April 8 1848  
 and acc<sup>l</sup> paid Am<sup>t</sup> cell 3.

83

Claim No 18., George Wood.

The possessory right of this Claimant is well established by the testimony of numerous Witnesses. He appears to have received the Land in question from Pooki, Governor of Oahu in the Year 1826. It was then Government Land, and so remains, subject to the freehold estate less than allodial of the Claimant, and subject to the commutation allowed by law <sup>to a Hawaiian Subject</sup> for a fee simple; which should be ascertained by appraisement, under the direction of the Minister of the Interior. The Claimant has, ever since he received it from Governor Pooki, improved and occupied to this day.

We accordingly confirm it, pursuant to the first Rule established for the direction of this Board.

Boundaries as defined by survey:  
"Notes of a Survey of George Wood's dwelling house lot in Honolulu:

Commencing at South corner of this lot, outside of Wall, joining Street and place left open to communicate with the Nye and other yards, and running North  $47^{\circ} 30'$  East 1 Chain  $19 \frac{1}{2}$  feet along Street to Wall, makai side of Stephen Reynolds wall, thence offset left 8 inches through wall - thence offset to right 2 feet to St. Reynolds makai boundary line.

Thence North  $14^{\circ}$  West  $5 \frac{1}{2}$  feet along stick fence between this and Stephen Reynolds' to angle. Thence North  $50^{\circ} 30'$  West  $31 \frac{1}{2}$  feet along stick fence to N. Corner of Gate communicating with S. Reynolds' yard. Thence N.  $21^{\circ} 45'$  West  $17 \frac{1}{2}$  feet to South corner of house standing in S. Reynolds' yard. Thence N  $53^{\circ} 30'$  West  $26 \frac{1}{2}$  feet along makai side of house, and to alley leading into the Nye yard  $3 \frac{1}{2}$  feet makai from hau tree standing in alley - Thence South  $19^{\circ} 30'$  West 1 Chain  $9 \frac{1}{2}$  feet along alley to slight angle in wall - Thence South  $36^{\circ}$  West  $26 \frac{1}{2}$  feet along alley to gate and West corner of this place - Thence South  $51^{\circ} 30'$  East  $36 \frac{1}{2}$  feet along place to pt. of commencement - including an area of

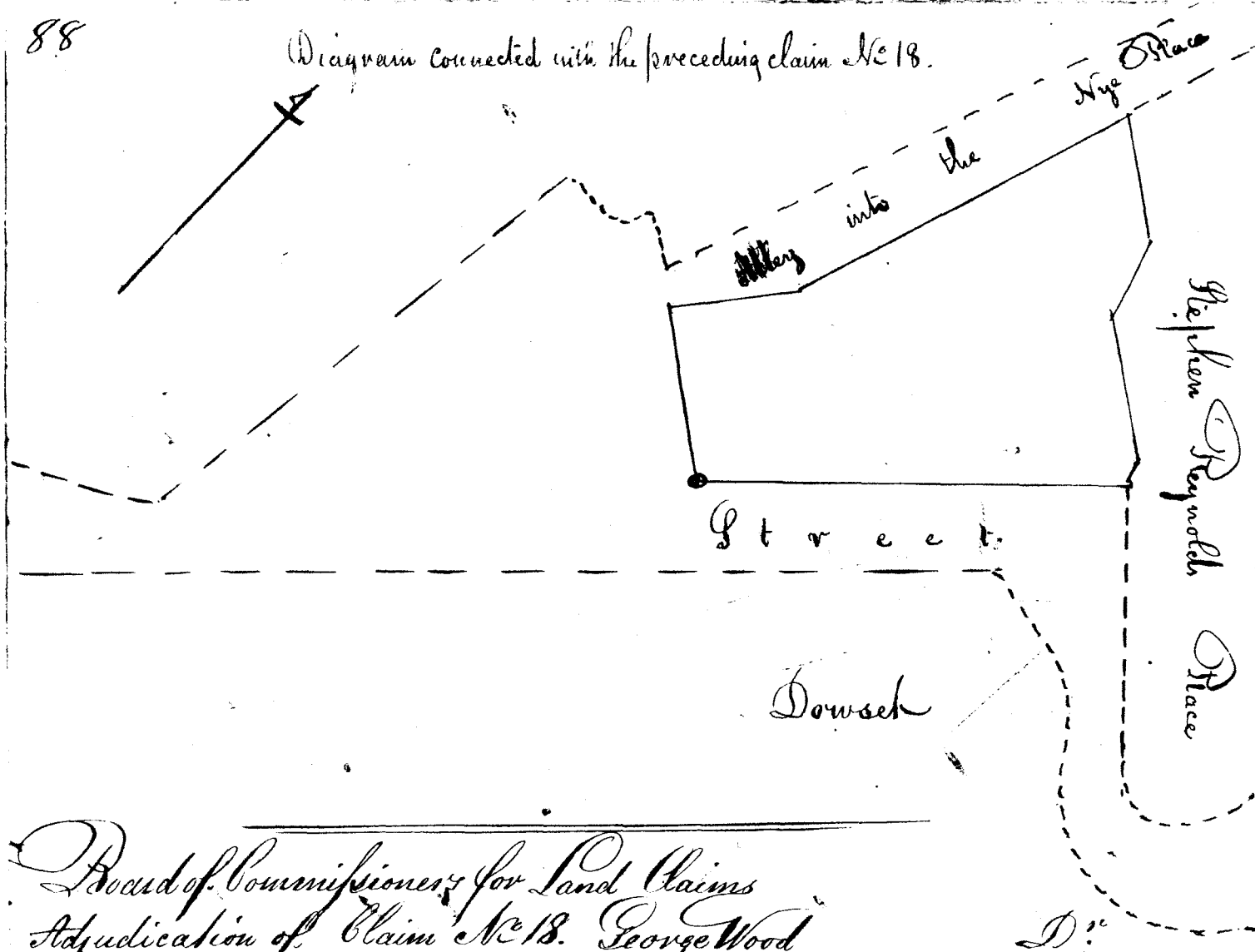
Fathoms 137 - Feet 27.

March 9. 1847.

J. Mehall "



Diagram connected with the preceding claim No 18.



Board of Commissioners for Land Claims  
 Adjudication of Claim No 18. George Wood

To incidental expenses of advertising claimants the public notice  
 of Commissioners to quiet Land titles to all; of Room hire  
 while engaged in the investigation of their claims 1  
 To action of the Board in the matter of this Claim on 15 April 1846 1  
 To draft of depositions reduced in relation to this Claim fol: 2 1  
 To Citation for his attendance on 6<sup>th</sup> May 50  
 To action of the Board in the matter of his Claim on 6<sup>th</sup> Ins<sup>t</sup> 1  
 To draft testimony reduced in relation to this Claim on 6<sup>th</sup> Ins<sup>t</sup>  
 and engrossed fol: 3 2 25  
 Report of Commissioners this day rendered on the above Claim 5

To Bill of Survey	\$ 5.00	11	75
Engrossing Survey fol: 2	1.00	6	
	\$ 6	17	75

Honolulu  
 14<sup>th</sup> April 1847  
 William Richards  
 J. M. Kamehaha  
 Ihu Ricora  
 delivered April 8<sup>th</sup> to Kaunwai  
 1848 and acct-1848 Qui Joanehi  
 less \$1.

Claim No 19. Naahu Punivai postponed

Helu 20- Maunahina.

Ke wahine ka mea nana keia hoofiii. Ua hoofiii mai nae mamua o ke keau ana i ke Kanawai haawi i ka hana no na wahine i ka lakou kane, aka, i ka hookolokolo ana, hele pui mai no kana kane.

Ma kana palapala hoofiii, ua hoi mai via i na pahale iha ma Tahaina Maui. Ua haalele wale via i na pa elua; a o na mea elua i kee, ua hookolokolvia no, a via na mea i akaka ma na waha o na hoi-ke.

No ka pa ana i kapa'i "Ke Kahuahale o Paea, ma Tualuu" eia ka viaiv.

Koho no o Paea ma ia wahi mai ka makahiki 1823 mai a make, i ka makahiki 1830 paha, a kokoke ia manawa, alaila lilo ia wahi ia Pihoo, no ka mea, o kana hunona ia, a via wale no ka hoo-ilina. Lilo ia ia kela wahi, a paa no ia ia maika make ana o Paea a hiki i ka makahiki 1844, a ohe mea nana i keakia, a ua hoikeia mai o Maunahina wale no ka hooilina o Pihoo. Alaila, ua akaka ke kome ana o keia maloko o ka Helu 1 o ka olelo i hoohotia i ka poe Maalele, a pela hoi makou e hooko nei. Penei na Mokuna.

(1) E hoomaka ana ma ka aoao mauka o ka hale amara o Himo N. a moe aku ka aoao mua i ka N. 34° 00' Ko. - 45 kapuai 4 iniha a hiki i ka lihi o ka muliwai; huli i ka Ke 53° 30' Ko. 1 Maukahao 6 kapuai 8 iniha; huli i ka N. 36° 30' Hi. - 43 kapuai 4 iniha, a hiki i ka pa lepo, alaila, huli i kahi i hoomaka'i i ka N. 50° 20' Hi. 1 Maukahao 5 kapuai 4 iniha. Eia ka ili maloko 11 Roda  
(6.5' Ho) 83 anana 6 1/8 Kap

ia i  
kahi=  
e ae i  
ama=  
mahia  
ia Pi

ho kahi a Maunahina e koi nei, aole i shaka kama-  
 nawa i hanaii keia, mamua nae o ka makahi-  
 ki 1836. Noho no o Pihonua ma ia wahi mai ia mana-  
 wa mai, a loa ia ia kona mai i make ai M.H.  
 1844. Ii kona make ana, kaniha oia i kona pa  
 i kana hanai ia Maunahina, nolaila, ua aka-  
 ka loa, ua malu kula pahale i ke Hanawai o  
 ka <sup>M.H.</sup> 1839, a ua kono hoi ia kuleana iloko o  
 ka Helu 1 o ka olelo i hookoloia e ka Ahaolelo,  
 a pela makou e hooko nei. Penei na mokuna o  
 ia pa.

(2) E hoomaka ana ka aoao mua mauka o  
 ke Manui Aupuni moe aku keia aoao ma ka  
 Hema o ke Manui e pii ai i ka hale halowai  
 loi. Penei ka moe ana i ka N. 48° 00' <sup>2 Haulakao</sup> 40 kapu-  
 ai; huli i ka N. 88° 00' <sup>2 Haulakao</sup> 60 kapuai; huli i  
 ka N. 31° 30' <sup>2 Haulakao</sup> 12 kapuai a hiki i  
 ka pa o Keawa ma ia aoao a hiki i ke Manui  
 Aupuni; huli i kahi i hoomaka i ka N. 46° <sup>2 Haulakao</sup> 58 kapuai 6 Inika.  
 Eia hoi ka Ii maloko 2 Ruda 39 Ruda

O keia mau pa lua ka makou  
 e hooko nei no Maunahina ma ke ano ku-  
 leana nui malalo o ke ano alodio, aka, ina  
 uku mai oia i ke ke Aupuni hapakolu, ala-  
 ila kuponu ia ia ka palapala sila nui ano  
 alodio.

Penei nae e uku mai ai no ka hooko-  
 kolo ana a me ka hookolo ana i ka olelo.

No ka rumi a me ke Pai ana i ka olelo ma ka Nu Pepe	1 00
No ka palapala kii	" 50
No ka hana ana i ka la 26 Dek. 1846.	1 "
No ke kope ana i ka olelo a nae hoike 500 hua olel	2 50
No ke Ana ana	2 "
No ka hookolo ana i ka olelo	5 "
	\$ 12 00

Honolulu  
 14 Aperila 1847.  
 delivered and acc. paid.

Pau loa  
 William Richards  
 J.G. Kaseha  
 J.W. Leonard  
 Hoanawai  
 Hoanawai

Clain N<sup>o</sup> 21. Nakoooko akapohine postponed

Helu 22.

G. Kawaina

Kapua

He wahi kuleana keia i hoopaapaia. Ua ma-  
 olopo nae ke ano. Ua hookumuia i ke kau ia Kame-  
 hamaha I. Ia manawa, noho ko Kawaina makua-  
 kane ma kahi ana e koi nei, malalo o Muehelani ka  
 noho ana. Ai ke kau ia Tihuliko, komo hou mai o  
 Weloula, a me Napahi a noho iloko o ia pa, noho kuu  
 kahi no, aole i hoakakaia kekahi kuu. Ua mau no  
 ka noho ana pila a hiki mai ia Kinau, nana no  
 i mahela pono i ke kekahi a me ke kekahi. He ha-  
 palua paha ko Napahi, a he hapaha ko Weloula, he  
 kanaka ua make i keia manawa, a he hapaha ko  
 Kawaina. Volaila, ua akaka, aole o G. Kawaina  
 kahi a pau ana e koi mai nei, nona pae kekahi  
 aoao penei, na Mokuna. Ehoomaha ana ma  
 ka lihi kai, ma ke kahi Komohana Akau hoi o  
 ka pahale o Napahi, a moe aku ka aoao mua i ka  
 N. 60° 00' Hoi. 56 kapuai a hiki hoi i kahi ana-  
 kee o ke Napahi pa, ma ka aoao hema hoi o ka-  
 hi puhala; huli i ka N. 33° 00' Ki. 1 Maulahao 58  
 kapuai 4 inika, a hiki i ke kahi Hikina Akau  
 o ke Napahi pahale; huli i ka N. 40° 00' Ko. 56  
 kapuai, a hiki i ke kahi Komohana Akau o ka  
 pahale o Manueta; huli i ka N. 50° 00' Ko. 1 Maula-  
 hao 23 kapuai 4 inika, a hiki i kahi anakee  
 o ka pa o Kane; huli i ka N. 57° 00' Ko. 1 Maulahao  
 4 kapuai 4 inika a hiki i ka lihi kai e hili  
 ana no i ke Kane pa; alaila huli i kahi i hoo-  
 maha'i, i ka N. 32° 00' Hoi, - 54 kapuai.

Keia hoi ka ili maloko 33 Roda

Oia ka makeu e hooku nei no G. Kawai-  
 ina mamuli o ka helu 1 o ka olelo i hookumuia,  
 aole ia he kuleana alodio, e kufono nae ia  
 ia ka palapala alodio ke uku mai via i ke  
 ke Kufuni papakolu.

Keia ka aku ana e haawi mai ai no

92

ka hookeolokolo ana a me ka hookeolo ana i  
ka olelo.

No ka nuni a me ke pai ana i ka olelo  
ma ka Nu Pepe

No ka hana ana i ka la 15 o Aperila

No ke kope ana i ka olelo ana hoike,  
300 hua olelo

No ka hana ana i ka la 24 o Mea

No ka hana ana i ka la 10 o Januaria

No ke kope ana i ka olelo ana hoike,  
200 hua olelo

No ke ana ana

No ka hookeolo ana i ka olelo

Pau loa -

	\$ 1 00
	1 "
	1 50
	1 "
	1 "
	2 "
	5 "
	<u>\$ 13 50</u>

William Richards  
L. Kaunui  
Joaneti  
John Ricord  
J. W. Kaneha

Helu (22) 66. Napahi ke kua ana  
ia Hawaina.

He wahi kuleana keia i hoopaapaaia  
Ua akaka nae ke ano. Ua hookeumua i ke  
kau ia Liholihou. Namua aku, ua noho ka  
makuakane o Hawaina malaila, a ia ma-  
nawa iho, noho hou mai o Weloula a me  
Napahi. Noho kuitahi no lakou me ka  
maopopo ole o ka mokuna o kekahi a  
ine kekahi, a hiki mai i ka manawa  
o Kinan, nana no i mabete pono iwa-  
na o lakou, ke hapaha paha ko Napa-  
hi, a ke hapaha ko Weloula, ke kana-  
ka ua make i keia manawa, a ke  
hapaha ko Hawaina. Malaila, ua ma-

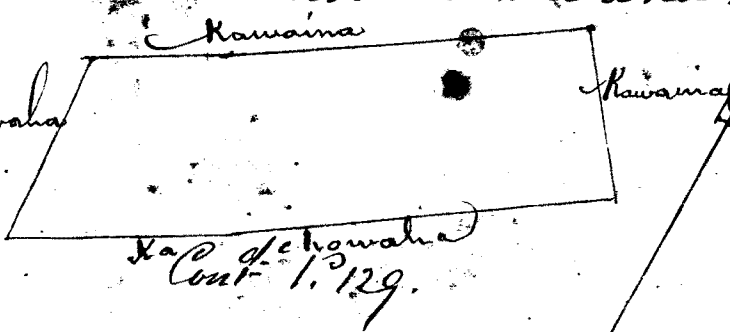
opopo he kuleana ke Kapahi. Penei hoi na moku-  
na.

U hoomaka ana ma ka lihi kai, ma ke ki-  
hi Komohana Akau hoi o ka pahale o Kahoowaha a  
moae aku ka aoao mua i ka N. 5° 30' K. a holo aku 1 Kaula-  
lahao 14 kapuai 8 inaha, a hiki i ke kihi Komohana  
hema o ka pahale o Kawaina; huli i ka N. 60° 00' Ki.  
a holo aku 56 kapuai, a hiki i kahi uakee o ka pa-  
o Kawaina ma ka aoao hema hoi o kahi kuhala; hu-  
li i ka N. 53° 00' Ki, a holo aku i 1 Kaulahao i 53 ka-  
puai 4 inaha, a hiki i ke kihi Nihina hema o ka  
pahale o Kawaina; huli i ka N. 40° Ki. a holo aku i  
1 Kaulahao 9 kapuai 4 inaha, a hiki i kahi e-  
kupono ana i ke kihi Nihina Akau o ka pahale o  
Kahoowaha, ma ka lihi mauka o kahi alanui ololi e  
heli ai i keia pa; huli i ka N. 55° 30' K. a holo i 1 Ka-  
ulahao 56 kapuai a hiki i kahi anakee o ka pa-  
o Kahoowaha; alaila, huli i kahi i hoomaka i  
i ka N. 58° 30' K. a holo aku 1 Kaulahao 30 kapuai  
8 inaha. — Eia hoi ka ili maloko 1 Ruda 16 Ruda

Oia ka makou e hooko nei no Kapahi  
mamuli o ka Helu 1 o ka olelo i hookoloia e  
ka poe ahaolelo; he kuleana hoi malalo o ke ano  
alodio; kupono nae ia ia ka palapala sila  
nui ma ke ano alodio he uku mai oia i ke  
ke Kupuni hapakala.

Eia ka uku ana e haawi mai ai no  
ka hookolokolo ana a me ka hooholo ana i ka o-  
lelo.

No ka sumi a me ke pai ana i ka Nu Pele	1.00
No ke kii ana i ka la 13 o Mei 1846	" 50
No ka hana ana ia la	1 "
No ka olelo a mahi i ka la 100 huaolelo	" 50
No ka hana ana i ka la 27 o Mei	1 "
No ki ana ana i ka aina	2 "
No ka hooholo loa ana i ka olelo	5 "
<b>Pai loa</b>	<b>11.00</b>



William Richards  
J. F. Kaulahao  
L. Kaunwai  
George  
John Ricord

Rewritten in Mistake by the Native Clerk.  
 Kolu 22 Napahi e hui ana ia G. Kawaina No 66

He wahi kuleana heia i hoopaapaia. Na ma-  
 opopo ma ke. Na hookumua i ke kau ia  
 Liholihu. Mamma aku ua noho ka makua  
 Kane o Kawaina malaila, a ia manawa iho,  
 noho hou mai o Weloula a me ~~me~~ Napahi. No-  
 ho kuitaki no lakou me ka maopopo ole o  
 ka mokuna o Kekahi a me Kekahi, a hiki mai  
 i ka manawa o Kinan, mana no i makela po-  
 no iwana o lakou, he hapalua paha ko  
 Napahi, a he hapaha ko Weloula, he  
 manaha ua make i heia manawa, a he  
 hapaha ko Kawaina. Malaila ua maopo-  
 po he kuleana ko Napahi. Penei hoi na  
 mokuna

E hoomaka ana ma ka lihi kai, me ke kihi  
 ki Komohana Ahau hoi o ka pahale o Ka-  
 hoo-waha. A moe aku ka awao mua i ka  
 A. 5° 30 Komohana a moe aku 1 Haulaha 14  
 Kapuai 8 inika, A hiki i ke kihi Kom-  
 ohana Kema o ka pahale o Kawaina huli  
 i ka A. 60° Ki a moe aku 56 Kapuai a  
 hiki i kahi anakee o ka pa o Kawaina  
 ma ka awao Kema hoi o kahi puhala,  
 huli i ka A 53° Ki a moe aku 1 Haula-  
 hao 53 Kapuai 4 inika a hiki i ke kihi  
 Kikina Kema o ka pahale o Kawaina  
 huli i ka huli i ka H. 40° Ki a moe aku  
 1 Haulaha 9 Kapuai 4 inika a hiki i  
 kahi e kupo ana i ke kihi Kikina  
 Ahau o ka pahale o Kahoo-waha ma  
 ka lihi hoi mauka o kahi alanui ololi  
 e hele ai i heia pa. huli i ka H. 55° 30  
 Ko. a moe aku 1 Haulaha 56 Kapuai  
 a hiki i kahi anakee o ka pa o Kahoo-  
 waha, alaila huli i kahi i hoomaka  
 ai i ka H. 58° 30 Ko. a moe aku 1  
 Haulaha 30 Kapuai 8 inika  
 Eia hoi ka ili maloko 1 ruda  
 16 ruda

Oia ka makou e hooko nei no Napahi manuli  
 o ka Helu 1 o ka olelo i hookolo ia e ka hae  
 akaolelo; ke kuleana hoi malalo o ke  
 ano alodio kupo no mae ia ia ka pala  
 pala sila nui ma ke ano alodio ke  
 uku mai oia i ko ke Aupuni kapa  
 kolu

Eia ka uku ana e haawi mai ai  
 no ka hookoloholo ana, a me ka hooko  
 lo ana i ka olelo

No ka rumi a me ke pai ana i ka mupepa mupepa	\$ 1 ..
No ke kii ana i ka la 13 o Mei 1848	.. 50
No ka hana ana ia la	1 ..
No ka olelo ana koi ke ia la 100 huadela	50
No ka hana ana i ka la 27 o Mei	1 ..
No ke ana ana i ka aina	2 ..
No ka hookolo loa ana i ka olelo Taru loa	<u>5</u> \$ 11.00



Claim No 23. Oliver Smith.

This Claim is confessedly one of sufferance from the Government; as appears from an agreement between the Hawaiian Treasury Board and the Claimant, dated 10<sup>th</sup> of August 1844. The Claimant has no other rights in the Land than such as the Minister of the Interior may accord to him. There is no dispute or Contest in the matter. Some new voucher is however recommended to be given to the claimant; in order that this Land may assume its place among the transactions of the interior Department pursuant to the present laws.

We confirm this Land to his Highness the Minister of the Interior, for the use of the Hawaiian Government.

Boundaries as defined by Survey: - of Theophilus Meekalf. 2<sup>d</sup> August 1847.

Notes of Survey of Oliver Smith's house lot in Kahoaloakeahole, Honolulu.

Commencing at North Corner of this lot at intersection of water and Waialeale Streets, and running South 46° 30' West - 2 Chains 53 1/2 feet along Waialeale Street to West corner of this lot. 7 feet above high water mark. Thence South 33° East 24 1/2 feet along near Sea to Namakaha's house lot. Thence North 52° East 2 Chains 63 1/2 feet along boundary line between this & Namakaha's lot to Water Street. Thence North 48° West - 47 1/2 feet along water street to place of Commencement; taking all walls except on the side of Namakaha's, and including an acre of

Fathoms 192. Feet 14.

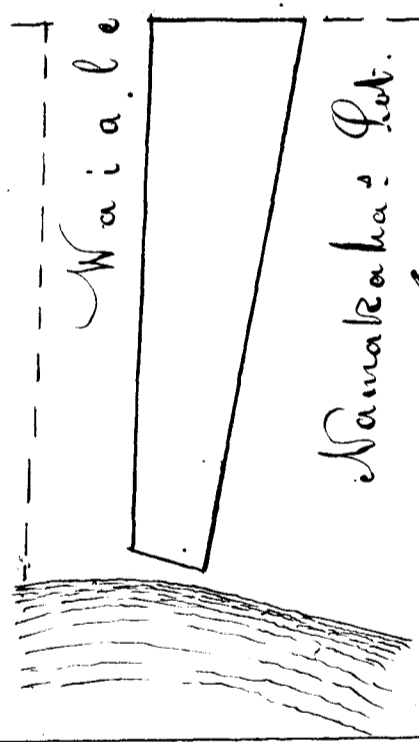
Street

Waialeale

Water

Street

Nanakaheka Lot.



Oliver Smith Ct. and Government equally

Dis

To inc' expenses of	To action of Comm <sup>rs</sup> 21 April 1846	\$1	2
draft depos <sup>ns</sup> reduced	\$1 - Citation & Subpoena	\$1	2
Testim <sup>o</sup> do Surg <sup>o</sup> of	75 <sup>cts</sup> 8 July - Survey & eng <sup>g</sup> road	\$6.9	6.75
Report of Commiss <sup>rs</sup>	this day rendered in the above Case	5	

State Kauwila  
7 August 1848.

Moiety - Claimant D<sup>r</sup> \$7.87 1/2

William L. Lee  
136 Smith  
at Yaguam  
Is. Kauwila

15.75

Award to Kaaione  
 Claim No. 24. D. Lyons Kiwaka. Counter to  
 Kaaione See Page 345

This Claim is one which originated in pure possession anterior to June 1839, and is Contested by Kaaione. It consequently comes to be considered under the second rule established for the government of this Board. The one or the other of the Claimants, must of necessity, acquire by our award, according to that rule, a freehold estate in this land less than allodial. The only question for us is; to which shall it be awarded?

The record of the testimony on Lyons' part is to this effect: - Thomas Hunt testified that he knew the Claimant to have had the Land many years; he had it 4 or 5 Years before the war of 1812 - Witness was away when the land was taken from him. John Woodlands daughter has been living on the land since it was taken from Claimant, and holds it still: her name is Manuia; Wife of Wm Hughes.

Mr Lyons stated he was a British subject; he applied to the King, who sent D<sup>r</sup> Rooke to General Miller, about Claimants application; General Miller would have nothing to do with it, because he was here before the General came; who said, he came to take care of British seamen.

The record of testimony on the part of Kaaione is to the following effect: Waiaha stated that she is daughter of John Woodland; & that Kamehameha II gave the land in question to her Father, while Karamoku was living at Oahu, previous to which Mr Lyons had possession of it. She heard it was taken from him for not paying his sandal wood tax. Kahanau maitai was the tax officer who dispossessed him of it, and kept it himself about a year & half, and then it was given by the King to Witnesses Father, through Karamoku in consequence of his becoming a subject of the Government, and Chief gunner of the Fort; he had possession of it until his death; when it descended to Witness about 1832; who had possession of it until about 3 Years ago,

when it was returned to the King, who gave it anew to her husband, the present occupant.

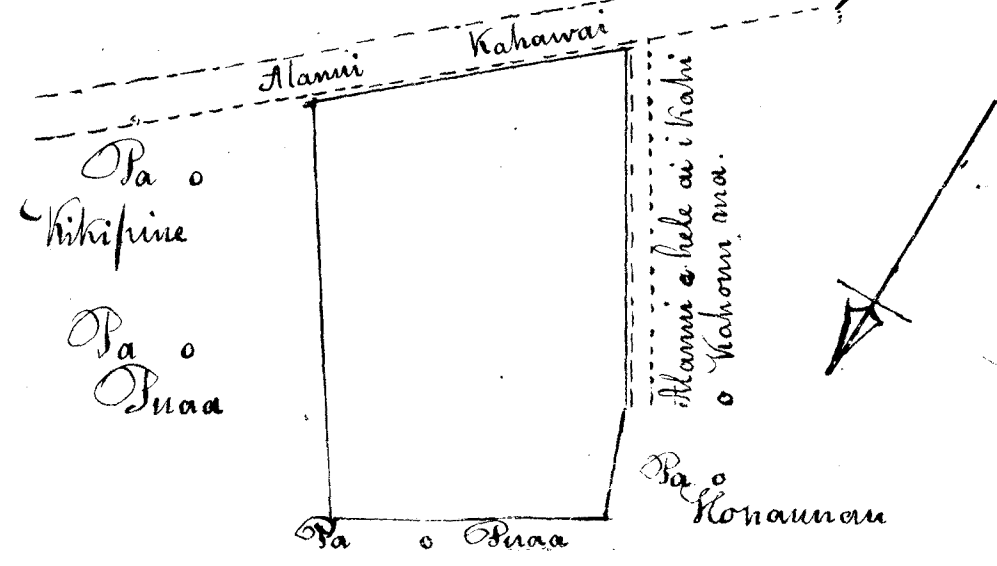
From the facts thus disclosed by the respective parties, there seems to us no foundation for Lyons' claim to this land; while there are numerous considerations and motives for confirming as we do, to the Counter-Claimant Kaaione, a freehold estate in it, less than allodial; which may be commuted for a fee-simple, he being a Hawaiian subject, upon payment by him of one third the unimproved value of the land; to be ascertained on appraisement, by order of the Minister of the Interior.

See Award Page 345 to Waiaha Kano.

We accordingly reject the pretensions of the Claimant - D. Lyons Kiiwatao.

Boundaries defined by survey of Mr Richardson. "Ke kii o ka pahale o Kaaione ma ke kulanakauhale o Honolulu i Oahu. Eia hoi kona mau palena. Athau Pahale o puua, Hihina Pahale no opuaa a me ke kikipine. Hema. Alanui Kahawai. Komohana. He wahi alanui ololi e hele ai i kahi o Kahouma, mai ke Alanui Kahawai mai a me ka Pahale o Konaunau.

E hoomaka ana ma ka lili mauka o kahi alanui ololi e hele ai i kahi o Kahouma, mai he alanui Kahawai mai; ma ka aoap akau hoi o ke alanui Kahawai. At moe aku ka aoao mua. At 48° 30' Hi. 1 Kaul: 42 1/2 Kap. Ahiki i ke kiki hema o ka pahale o kikipine. Huli At 34° 30' K 2 Kaul: 15 1/2 Kap. At hiki i kahi kehee o ka pa opuaa. Huli K 57° 45' K. 1 Kaul: 26 1/2 Kap. At hiki i ke kiki Komohana hema o ka pahale no opuaa. Huli K 22° 30' Hi 35 1/2 Kap. a hiki i kahi kanahua o kei aoap ma ka aoao hihina hoi o ka pahale o Konaunau. A hila huli i kahi i hoomakai K 35° 45' Hi 1 Kaul: 62 1/2 Kap. Eia hoi ka ili maloko - 3 Kaulahao - 84 Anana - 31 Kapuai } Iuea



Board of Commissioners for Land Claims  
 Adjudication of Claim No 24 Kāione D<sup>o</sup>

To incidental expenses of advertising claimants the public notice of Commissioners to quiet land titles to all; & of Room hire while engaged in the investigation of their claims	1	
To action of the Board in the matter of this claim on 21 <sup>st</sup> April 1846.	1	
To draft of depositions reduced in relation to this claim Vol: 2	1	
To citation for attendance of D. Lyons on 20 <sup>th</sup> May		50
To action of the Board on the 20 <sup>th</sup> Ins <sup>l</sup> in the matter of this claim	1	
To draft testimony reduced on 20 <sup>th</sup> Ins <sup>l</sup> engrossed Vol: 2	1	50
To adjournment of this claim to 23 <sup>rd</sup> June	1	
To citation for attendance of D. Lyons		50
To action of Board on 30 <sup>th</sup> June	1	
To draft testimony reduced on 30 <sup>th</sup> Ins <sup>l</sup> engrossed Vol: 2	1	50
Report of Commissioners this day rendered on above claim	5	
Honolulu 14 <sup>th</sup> April 1847.		15
William Richards		
J. M. Namahoa		
John Ricord		
V. Kāmūwai		
Loame Li		

Claim No 25. Jules Dudoit. transferred

Claim No 26. Jules Dudoit.

The facts of this case appear to be simply these: - viz: that in the commencement of the year 1840 the Claimant was informed by Governor Kekuānāoa of Oahu that the King would confer a piece of land upon him; leaving it to the Claimant's own discretion to select the location of the land, and its quantity. The Claimant himself demarked the present boundaries as they are recited in the King's written gift, dated 27<sup>th</sup> of February 1840: which gift confers upon "Jules Dudoit, his heirs and assigns," the land therein described, without reservation of rent; and without limit as to time; but

with the express understanding that it is to descend to his heirs or may be sold to Jules Dudoits assigns; though this last privilege is coupled with the condition, that in case of Sale, J. Dudoit shall first notify the King of his intention to sell.

The Governor, in delivering possession to the Claimant ordered several native families who resided on the land, to quit it; which gave those families much affliction; and the claimants sympathies being excited, he distributed a sum of money, equal to \$150 or \$200 among them as a salvo; which appears to have been the only pecuniary consideration that passed from him to any one, regarding this land.

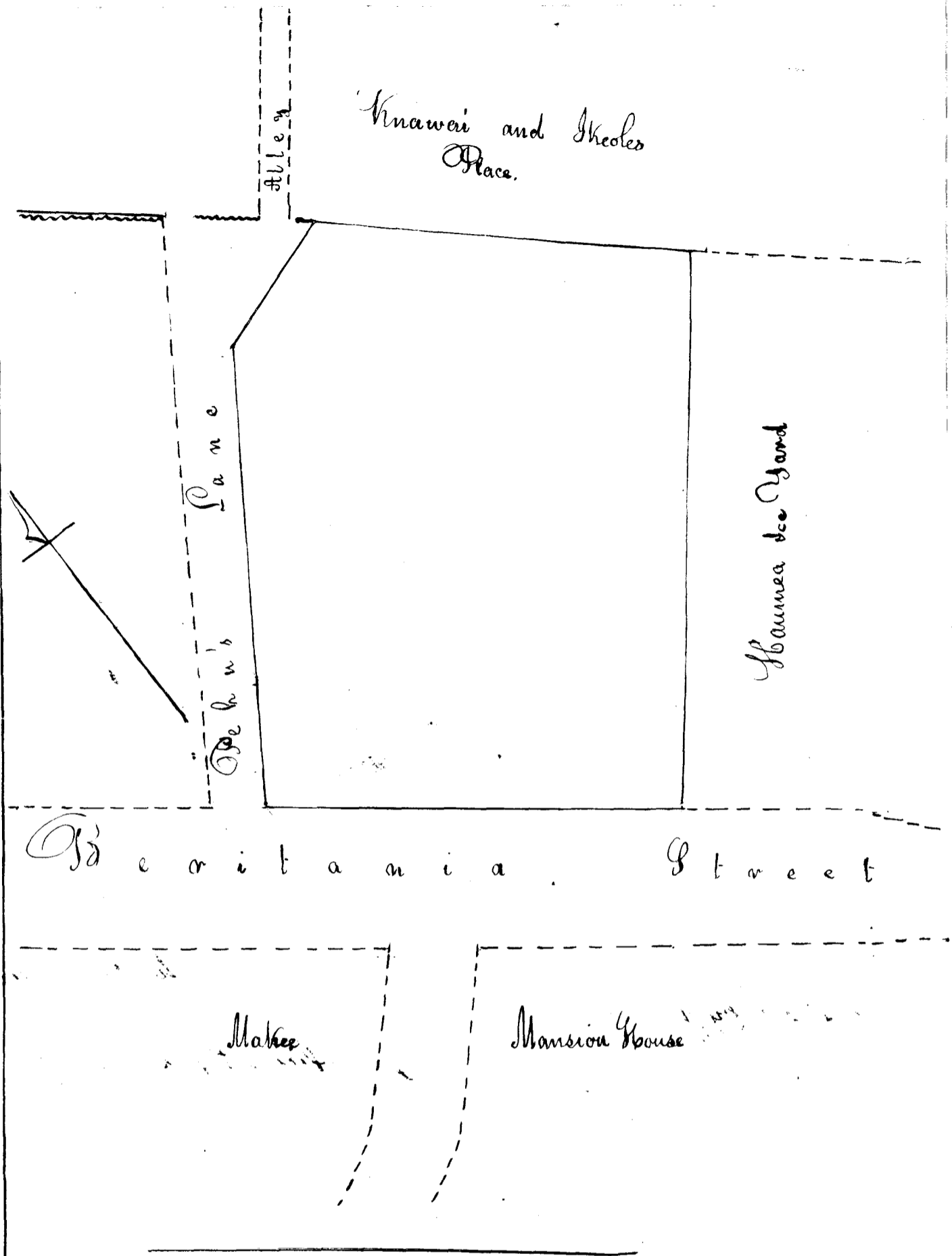
In view of all which facts, there being no counter claimant; and the Claimant having since built upon & improved this lot, in a valuable manner, upon the principles stated in Claim No. 1. regarding retroactive legislation:— We award to him & to his heirs and assigns, in fee-simple, the land comprised within the boundaries hereinafter set forth, as ascertained by Theophilus Metcalf Esquire: subject, however to the perpetual condition, that, before any sale of the same, either by the Claimant, or his heirs, or assigns, the King shall be notified; and shall have the option of buying at the same price offered by the intended purchaser: pursuant to 2<sup>d</sup> art: of the Convention

Interlined. signed by his Majesty at the instance & demand of Lord Ed: lined. Duple: which, though not a Treaty, sufficiently evinces the understanding of foregoers at its date of 15<sup>th</sup> day of Nov<sup>r</sup> 1836 before signing in Pauli, Honolulu.

Commencing at West Corner of this lot, at intersection of Beretania Street, and Pehus lane, & running North 35° 30' East 116 1/2 feet along Pehus lane to angle in wall, thence North 71° 30' East 39 1/2 feet along lane to Kuawai and Theoli's lot; thence South 46° 30' East 96 1/2 feet along; between this and Kuawai's & Theoli's place to Haumea's lot; thence South 41° West 143 3/4 feet along Haumea's to Beretania Street. Thence North 50° West 105 1/2 feet along Beretania Street to place of Commencement, and including an area, taking in all surrounding walls, of Fathoms 450 - Feet 25.

April 7<sup>th</sup> 1847.

T. Metcalf



Board of Commissioners for Land Claims  
 Adjudication of Claim No 26. Jules Dudoit

D?

To incidental expenses of advertising claimants  
 the Public Notice of Commissioners to quiet land  
 titles to all; & of Room hire while engaged in the  
 investigation of their claims  
 To action, motion & adjournment of Commis-  
 sioners in the matter of this claim No 26. on the  
 29<sup>th</sup> April 1846.

Carried over. 7 2

	For 4	\$ 2	103
To draft of depositions reduced in Relation to this claim	fol 2	1	
To citation for attendance in relation to the same			50
To action of Comm <sup>rs</sup> in the matter of this Claim	9 <sup>th</sup> June	1	
To draft testimony reduced & engrossed on the 9 <sup>th</sup> Inst.			
in Relation to this claim	fol 2	1	50
To Surveyors Bill of Claim 26			5
To engrossing Survey	fol 2	1	
Report of Commissioners this day rendered on the above claim			5
		\$	17
Honolulu 15 <sup>th</sup> April 1847.	William Richards J. G. Hancock John Ricord L. Kaanawai Seane Li		
delivered and charge made for Copy & Stamp 21 - total 21 -			

### Claim No 27. Tules Dudoit.

This claim is founded on a lease to Richard Charlton from Waikeoewa. The land is situated at Hanalei on the Island of Kauai. Its extent is not defined by any boundaries; but is termed generally Hanalei. The purpose for which it was leased to Richard Charlton was to furnish pasture for Cattle, sheep &c. No rent or tax was to be paid for the pasturage; for which privilege, with some incidental engagements on the part of the lessor, Charlton engaged to pay 560 Boards. Six thousand feet of Boards appear to have been delivered by Charlton, for which a receipt is subjoined; the Lease acknowledging payment in full: this Receipt is signed by Abraham Waikeoewa.

The term of Years was to have been twenty from the date of the Lease 27<sup>th</sup> Aug<sup>r</sup> 1831: allowing an additional term of two Years, for the purpose of clearing the pasture and disposing of the Cattle: There is however a distinct stipulation annexed to the lease, that the King may at any time, require the removal of the Cattle; & put an end



to the Contract, upon paying the Ressee \$600.

George Sandwich, a Witness examined by this Board on 9<sup>th</sup> June 1846, deposed that he knew Capt. Charlton sold some Boards to Waitheowa; but he did not know for what. He also knew some money was paid by Waahumanu to Charlton. Witness took it in a Bag to Charlton who gave him a kind of receipt in English. Witness received the money from Waitheowa & carried it to Waahumanu, who counted it, and told Witness to carry it to Charlton. Waahumanu told Witness to get the lease of the Kanolei property from Charlton; and said nothing about the receipt which was given, unasked by Charlton.

In proof that the money referred to by the witness Sandwich, was paid to Charlton for the Boards, & hence that the Boards were not given in fulfillment of Charlton's contract with Waitheowa, there exists in our possession an original receipt in Charlton's writing, in the following words.

"Wahoo March 21. 1832.

"Received of Governor Waitheowa the sum of Two hundred & seventy nine dollars for Boards furnished the Kings house."

(Signed) Richard Charlton.

Yet, notwithstanding this receipt, it appears that Charlton continued to hold over & occupy this land.

The present Claimants rights therefore, so far as they rest upon Charlton's contract, have no foundation whatever. The Claimant can have derived no right to the occupancy of the land in question, since Charlton himself had none; being but a trespasser, who had not even the countenance of the Chiefs in holding this land.

Nevertheless, from two supplementary documents at a later date presented to this Board, it appears, that Charlton had the presumption to convey the land in question on the 24<sup>th</sup> day of October 1845 to Mary Taylor, and that Mary Taylor conveyed it on the 29<sup>th</sup> of December 1845 to Ann Dudoit whose husband is the present Claimant in her right.

These Conveyances extend, in their language to "the whole of title, houses, tenements, Cattle, Horses, Mules & Asses, from all action debarred & excluded by virtue of these presents," it being mutually understood between M. Taylor and Ann Dudoit that the piece or parcel of land described in the Bill of Sale as "Extending from the two haw trees above the dwelling house of John Kelleet to the point near the fish pond, & bounded on the North by a small stream, together with all the buildings thereon, with half the dairy & implements. also half the boat house & wharf, are the property of the aforesaid John Kelleet, as per account between John Kelleet & the aforesaid Richard Charlton."

There can be no doubt that all the moveable property described & enumerated in these bills of sale, has been effectually transferred to M<sup>rs</sup> Ann Dudoit. Not so, however the pasture lands & privileges, for which Charlton seems falsely to have contended under the annulled contract with Waikē-oeewa. Yet in our opinion, this circumstance can work no material detriment to the present Claimant; since even supposing the term of 20 Years accorded to Charlton were still validly existing, it would expire on the 27<sup>th</sup> August 1853 or at the end of 6 Years & 6 Months from this date, ~~from this date~~, after which, the Premises would, in any event, have reverted to the Minister of the Interior, for the use of the Hawaiian Government; even had it not reverted to Government at the date of Charlton's receipt.

The Claimant, it appears, intended from the first, to solicit of the Minister of the Interior a new Lease, in accordance with section 10 of article 2 Chapter 7 of the first part of the Executive organic act; and there can be no difficulty in making such an application on his part; which will without doubt be favorably entertained.

We the Commissioners cannot, however, upon our oaths decide that Charlton had, at the time of leasing to Mary Taylor, any rights in the land, beyond violent possession; contrary to the tenor of his contract with Waikēweewa. Though had that contract not been rescinded in the formal manner which Charlton's receipt imports, we should still

have confirmed the allodium of this Land to his Highness the Minister of the Interior, for the use of the Hawaiian Government; subject to the unexpired Conditions of that contract; or subject, in other words to a residuary term of 6 Years & 6 Months from this date.

In this instance — Considering the past confusion which has existed in the titles held by Foreigners: Considering also the interest which this Government takes, in promoting the increase of flocks and herds upon the Islands, where they do not interfere with agriculture; and that this locality, being of the public domain, is adapted to no other or better purpose; and above all, considering, that Mrs. Dudoits purchase from Mary Taylor, was made with the full knowledge of, and without dissent by the Government. — We are disposed to give validity to the remaining term of 6 Years & 6 Months; recommending to his Highness, the Minister of the Interior, to take this circumstance into consideration, in fixing upon the price to be demanded for an extended term of Fifty Years, upon new and well defined boundaries.

The dimensions of the Land occupied by Charlton, seem not to have been fixed, in his original contract with Kaiheoewa: except that he was not at liberty to encroach upon the cultivated lands adjacent. Charltons Cattle appear to have ranged without other absolute limit between the range of hills bounding John Bernards plantation on the east, and the River on the West: a distance of some 6 Miles, and between the hills on the North & the Sea on the South. If the integrity of Mrs. Dudoits possession, be, as it hereby is, preserved on equitable considerations, for the unexpired term supposed to have remained of Charltons contract: — then ought the integrity of the range to be equally preserved. The right to dispossess Charlton & his substitute, we consider to be waived by Government, from a wish not to deal harshly. But in making this concession upon principles of equity, we require that the Claimant subject himself to the discretion of the Minister of the Interior, regarding the Boundaries; and that he receive at his own

104

expence, a new written evidence of Title direct from Govern-  
ment; either for the term of 6 Years & 6 months, or that they  
be merged in a Government Lease for 50 Years upon an  
annual rent; as provided by the section, article & chapter  
already mentioned.

Board of Commissioners for Land Claims  
Adjudication of Claim No. 27. S. Dudoit D<sup>r</sup>

To action, motion & adjournment of this claim on 29 <sup>th</sup> of April 1846	1
To draft of depositions reduced in the matter of this claim	13
To citation for his attendance on 3 <sup>rd</sup> of June	50
To draft testimony reduced on the 9 <sup>th</sup> of June in relation to this claim and engrossed fol. 2. & action on	2 50
Report of Commissioners this day rendered on the above claim	5
	22
Honolulu 15 April 1847	22
William Richards J. W. Kamehaha John Ricord Ys. Kaunwai Lo amede	

delivered - costs of copy & stamp \$8.50 - total \$30.50.

Hulu 28. — Keaniani.

He kuleana keia i hookumuia i ke  
kau ia Liholiho na Kaunaumakea i haawi.  
Ua kei mai o Keaniani ia makou e hooko no-  
na kahi a pau loa i loa mua ia ia i kela ma-  
nawa manua. Aka, ua akaka ma ka olelo a  
na hiki ke nui, ua haawi aku o Keaniani i  
kikahi apana o ia pa ia Kaihioewa, nana  
no i haawi ia, Louis Gravier, a ua kuku  
o Gravier i ka hale ma laila, a ua noho keakea  
ole ia via no na makahiki umi a keu aku

paha.

Ua nui no hoi na mea hūpika mai i ke Keāniani haawi ana i ke kau wahi ia Atonio Manuella: o ke kumu o ke haawi ana, he puna-lua o Manuella no Keāniani, a ua noho keakea oleia o Manuella malaila mai ke makahiki 1836 a hiki mai i keia manawa, nolaila, aole i kufono ia Keāniani kela wahi a pau loa ana i koi mai nei. Ua koe nae ia ia ke kauwahi i kona hooilina nae, no ka mea, ua hūikeia mai imua o makou ua make via mahope mai o kana palapala ana mai ia makou.— Eia ka palena o kahi i koe i na hooilina o Keāniani.

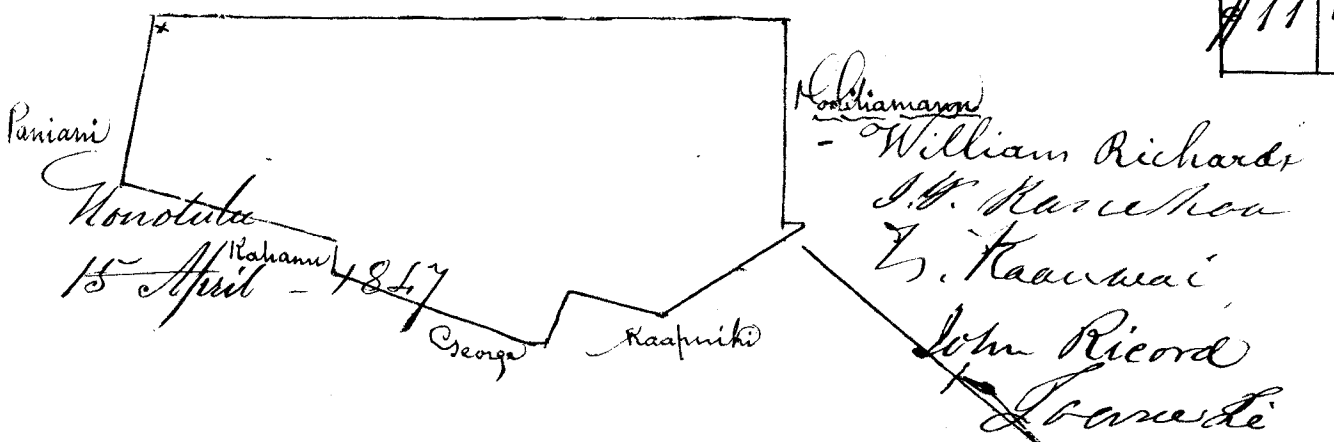
Ke hoomaka ana ma ke kahi mauka o ke alanui halepule, ma ke kahi Komohana Akau hoi o ke hale hana Charles, a moe aku ka aoao mua  $N. 61^{\circ} 40' K.$  1 Kaulahao 28 Kapuai 8 Iniha a hiki i ke kahi Komohana Hema o ke pahale o Paniani; huli i ke  $N. 24^{\circ} 30' K.$  1 Kaulahao 52 Kapuai a hiki i ke kahi Komohana Akau o ke pahale o Kahanu; huli i ke  $N. 53^{\circ} 30' K.$  18 Kapuai a hiki i ke kahi Komohana Hema o ke pahale o Geoki; huli i ke  $N. 20^{\circ} 30' K.$  1 Kaulahao 10 Kapuai, a hiki i ke kahi Komohana Akau o ke pahale o Geoki; huli i ke  $N. 30^{\circ} 00' K.$  9 Kapuai 4 inihā, a hiki i kahi ke kee o ke pa o Kaapūiki; huli i ke  $S. 76^{\circ} 00' K.$  28 Kapuai 8 inihā, a hiki i ke kahi Komohana Hema o ke pahale o Kaapūiki; huli i ke  $N. 21^{\circ} 30' K.$  46 Kapuai, a hiki i ke kahi Hikina Hema o ke pahale o Opunui; huli i ke  $S. 56^{\circ} 30'$  1 Kaulahao 7 Kapuai 4 inihā, a hiki i ke kahi Komohana Hema o ke pahale no o Opunui; huli i ke  $S. 31^{\circ} 00' K.$  4 Kapuai 8 inihā, a hiki i ke kahi Hikina Hema o ke pahale o Kooliliamanu; huli i ke  $S. 51^{\circ} 00' K.$  1 Kaulahao 8 Kapuai 8 inihā a hiki i ke alanui halepule ma ke kahi Komohana Hema hoi o ke pahale o Kooliliamanu, alaila, huli i kahi i hoomaka'i i ke  $S. 34^{\circ} 00' K.$  3 Kaulahao 38 Kapuai 8 i-

nihā. Eia hoi ka ili maloko 2 Ruda 39 Ruda.

Ua kōmō ia kuleana iloko o ka Helu 1 o ka olelo i hooholoia i ka Poe Ahoolo a pūla mākou i hookeo nui ma ke ano kuleana nui malalo o ke ano alodio, a hui kulia ke ke ~~hōpuni hōpūkolū~~ alaila, kufiono ka palapala alodio. E uku mai nāe nō ka hooholokolo ana

- No ka rumi a me ke pūai ana i ka olelo }  
ma ka Nu Pēpa }
- No ka hana pūa i ka la 27 o Mēi 1846
- No ka hana ana i ka la 10 o Jūne "
- No ke kōpe ana i ka olelo a na hōike ia la 200
- No ke ana ana
- No ka hooholo ana i ka olelo

\$	1	00
	1	"
	1	"
	1	"
	2	"
	5	"
\$	11	00



Paid to Pres. Richards 10<sup>th</sup> June 1847 the above Costs  
see Page 1 Vol 1 Ledger - (Receipt found among his papers)

See Page 307 Louis Gravier Manuā  
Helu 28. Louis Gravier hui ia Keaniani.

O Kaikioewa ke Kīāina o Hanai ke kumu o keia kuleana. Nana nō i nonvi ia Keaniani a ae aku o Keaniani i kana noi ana, a nolaila, aole hiki ia ia ke hoolē i keia manawa, no ka mea, haawi o Kaikioewa i na wahi la ia Louis Gravier mamua aku o ka make ana o Kinau, a ua noho ke akea olelo o Gravier malaila mai ia manawa mai, a ua pūkulu via i na hale malaila, a ua paa kona pa, a ua paa hoi kona kuleana. Eia na mokuna.

E hoomaka ana ma ka lihi makai o ke ala nui hale pūle, ma ke kīhi Kīkina Kēma hoi o ka pahale o Manuēla, ma ke kīhi Kīkina Kēma nō hoi o ka hale maika o Manuēla, a me aku ka

avao mua i ka  $14. 37^{\circ} 00' N.$  a moe aku i 1 Kaulahao  
 35 kapuai 4 iniha a hiki i kahi alanui ololi e iho  
 ai i kahakai mai ke alanui hale pule aku; huli  
 i ka  $14. 55^{\circ} 30' N.$  a moe aku i 1 Kaulahao 30 kapuai  
 8 iniha, a hiki i kahi i hui ai na wahi alanui  
 ololi elua, o kahi alanui e hile ai i kahi o Kapa-  
 hi ma, a me kahi alanui e iho ai i kahakai mai  
 ke alanui hale pule mai; huli i ka  $14. 40^{\circ} 00' N.$  a  
 moe aku i 1 Kaulahao 26 kapuai 8 iniha, a hiki  
 i ke kahi Komohana Kema o ka pahale o Manu-  
 ela, alaila; huli i kahi i hoomakai i ka  $14. 47^{\circ} N.$   
 a moe aku i 1 Kaulahao 43 kapuai 4 iniha. Eia  
 hui ka ili maloko 34 Roda.

O keia pahale ka makou e hooko nei no Lo-  
 uis Gravie ma ke ano kuleana nui malalo iho o  
 ke kuleana alodio, aka, ina mana oia e uku iho  
 ke kupuni hapa a haawi i ka pa no kana keiki,  
 e hiki no ke haawi ia ia i ka palapala lila nui  
 ma ke ano alodio.

Eia ka uku no ka hookoloholo ana a me  
 ka hookolo ana i ka olelo.

No ke kii ana i ka la 10 o June 1846.	\$	50
No ka hana ana a na Luna i ka la 16 o June	1	"
No ka rumi a me ke pai ana i ka olelo, iloko o ka Nu Pele	1	"
No ke kope ana i ka olelo a na hoike, 400 huahelu	2	"
No ke ana ana	2	"
No ka hookolo loa ana i ka olelo	5	"
Pau loa	11	50

Honolulu  
 15 April 1847

William Richards,  
 J. H. Kamehaha  
 John Ricard  
 J. Kaunani  
 Isaac Pi

See Page 307 for completion under No 689.

Helu 29.

Upai Wahine.

1847

I ka hooheoloholo ana i keia, ua nele o Upai wahine i na hoike e maopopo ai kona kuleana maloko o ka aina ana i keia. I kana olelo ana ~~na~~ na Palu i haawi ia ia ia wahi a lilo loa. Aka, ua maopopo ma ka olelo ana hoike, no Pale ka aina, aole no Palu, aole hoi kanawai e hiki ai ke hane ke hoolilo i ka aina o ka wahine, aole hoi i maopopo loa no Pale ka aina, nona faha no kona kaikuaana faha, ua maopopo loa nae aole no Palu, a nolaila, aole hoi e hiki ia ia ke haawi. Ua akaka no hoi ke ano o ke Upai noho ana, he ano ohua, aole ano haku; Aka, ua maopopo no ke kuleana ke Upai maloko o ka hale i hanaia, a ua hanaia kela me ka ike ia e ka mea nona ka pa, aole hoi i hoolia. Nolaila, ua loa ia Upai ke kuleana o ka noho pa; aka, aole nona ka aina, ua nele via malaila. Eia ka olelo a makou e hooheoloholo ai. He noho hale via malalo o ka mea nona ka pa.

Eia ka uku i kumono ia Upai ke uku mai no ka hooheoloholo ana.

No ka rumi a me ke pai ana  
 No ka hana ana i ka la 27 o Mei  
 No ke kope ana i ka olelo a na hoike,  
 700 huastelo  
 No ka hooheoloholo ana i ka olelo

1	"
1	"
3	50
5	"
<u>10</u>	<u>50</u>

Pauloa

William Richards  
 S.G. Kaneko

John Ricord  
 L. Kaanwai

James Li

Honolulu

15 April 1847

Helu 30.

Kahowaha.

Kapunohou

Can Cello Awarded in No 180.

He kei hoakaka oleloia. Ua oleloia he 30 ka loa, 5 ka laula, aole i hoiia mai he kaulaha a he anana a he kapuai, a he ahaha, aole i akaka nui. Ua oleloia he lihi ua laweia, aka, ua oleloia



Kanawai o 1839 eono malama e hoihoi ai na lihi; a nolai-  
la ua hiki ole ia makou ke hana i na lihi o keia manawa,  
o na lihi kahiko hoi.

Ua oleloia mai no hoi, ua keakea na keiki a na ma-  
lihini i ka mea nana i koi mai, aka, aole i hoakakaia ko la-  
kou inoa; aole hoi i maopopo i na hoike ka viaio o keia olelo.

Eia nae na mea maopopo i na hoike, he nui na  
mea kuleana ma keia aina ma Puukolo, a o Kahoowaha  
kekahi. He kuleana kahiko loa mai kona, aole mea nana  
i keakea i kona noho ana ma kona wahi ponoi.

Eia hoi na mokuna o ia wahi. E hoomaka  
ana ma ke kihi Komohana Akau o ke Moopu, ma  
kahakai no hoi, a moe aku ka aoao mua i ke  $N. 61^{\circ} 54'$ .  
a holo aku 2 kaulahao 32 kapuai, a hiki i ka hakala  
o ka halepili o Kahau; huli i ke  $N. 25^{\circ} 00' 56''$ . a holo a-  
ku 4 kapuai 8 inaha, a hiki i ke kihi Komohana  
akau o ia halepili; huli i ke  $N. 64^{\circ} 00' 54''$ . a holo a-  
ku 6 kapuai 8 inaha, a hiki i ke aoao Komohana  
o ka pahale o Kaluapakahana; huli i ke  $N. 35^{\circ} 00' 56''$ .  
a holo aku 65 kapuai 4 inaha, a hiki ma ke aoao  
akau o ka hi alanui e iho ai i kahakai mai ke a-  
lanui halepule mai; huli i ke  $N. 53^{\circ} 30' 54''$ . a holo  
aku 56 kapuai 8 inaha, a hiki i ke kihi Komoha-  
na Kema o ke Kinohu wahi; huli i ke  $N. 29'$ . a  
holo aku 53 kapuai 4 inaha, a hiki i ke kihi Ko-  
mohana Akau o ke Kinohu wahi; huli i ke  $N. 55^{\circ} 30' 56''$ .  
a holo aku 46 kapuai a hiki i ka hi anakee  
o ka pa o Napahi; huli i ke  $N. 58^{\circ} 30' 56''$ . a holo aku  
1 kaulahao 30 kapuai 8 inaha a hiki i kahakai ~~ma~~  
ma ke kihi Komohana Kema hoi o ka pahale o Napa-  
hi, alaila, huli i ka hi i hoomaka'i, i ke  $N. 40^{\circ} 00' 54''$ .  
a holo aku 2 kaulahao 6 kapuai 8 inaha. Eia  
hoi ka ili maloko 2 Iuda.

### Eia no keia wahi.

E hoomaka ana ma ke aoao Akau o ka hi alanui  
olelo e iho ai i kahakai mai ke alanui halepule  
mai, ma ke kihi Kikina Kema hoi o ke Kinohu  
wahi pahale, a moe aku ka aoao mua i ke  $N. 54^{\circ} 30' 56''$ .  
a holo aku 55 kapuai 4 inaha, a hiki i ka hi-  
hi makai o ka hi alanui olelo e hele ai i ka hi

o Napahi ma; huli i ka  $N. 41^{\circ} 30' S.$  a holo aku 49 ka-  
 puai 4 inika, a hiki i ka aoao hema o ka pahale o ka  
 pahi, ma ka lihi no hwi makai o kahi alanui e hele ai i ka  
 hi o Napahi ma; huli i ka  $S. 55^{\circ} 30' W.$  a holo aku 50 ka-  
 puai, a hiki i ke kahi Hikina Akau o ke Kinohu wahi paha-  
 le, alaila; huli i kahi i hoomaka'i, i ka  $S. 40^{\circ} 00' W.$  a ho-  
 lo aku 53 ka puai 4 inika. Eia hwi ka ili maloko Groda

No Mahouwaha ia mau pa, a o ke ano o kona ke-  
 leana, ua like me ka nui o na kanaka i ka wa ka hiko, a  
 ua komo hwi iloko o ka Hele 1 o ka olelo i hoohele a ka  
 Pe Akahelo, a pela hwi makou e hoohele nei, he kuleana ma-  
 lalo o ke ano aloha, ua kumpo nae ia ia ka palapala alo-  
 ha, ke uku mai oia i ke ke Aupuni hapa kolu.

Peni oia e uku mai ai no ka hoohele ana, a  
 me ka hoohele ana i ka olelo.

No ka rumi a me ke pai ana i ka olelo ma ka Nu Pele	}	\$	1	"
No ka hana ana i ka la 3 o June 1846		1	"	
No ka hana ana i ka la 9 o " "		1	"	
No ke kope ana i ka olelo a na hoi ke i ka la 16 o June, 300 huaolelo		}	1	50
No ke kope ana i ka olelo a na hoi ke, June 30, 1846 - 200 huaolelo			1	"
No ke ana ana i ka pa		2	"	
No ka hoohele ana i ka olelo Pau loa			\$	12

Honolulu  
 15 April 1847.

William Richards  
 W. Kamehewa  
 John Ricord  
 S. Kaunwai  
 Ioanehi

(E mana'ao aoa eole. ?)

See Transaction 19. resolution to amend this Award Page 41

Restane S.

Hele 31. — Napahi laua o Kekualaula.

He kuleana keia i haalele wale ia mahu-  
 loa, a i keia manawa, ua hoala houia. I ka hoohe-  
 le ana ua akaka keia. Ua hoohele o Kekualaula

aole via i kakau i kona inoa, aole via i kei mai no-  
 na kekahi kuleana malaila. Eia ka na hoike. I ka wa  
 e noho Kiiaina ana o Liliha i ka makahiki 1831, hooli-  
 loa o Aikanaka i puuku no ke alii o haawi o Liliha ia  
 ia i kahi a Kapahi e kei nei, i wahi e ku ai ka hale  
 paipu. Kukulū no o Aikanaka i mau hale malaila,  
 a malaila i waiho ai na paipu, a malaila i noho ai  
 kekahi pue aipunpū o ke alii, a o Kapahi kekahi.  
 Aole no Kapahi ma ka pa, aole no lakou na hale. Ibi-  
 na ia mau hale i kukulu muaiai, a kukulu hou ia  
 nae. I ka makahiki 1837 mahope iho o ka hele ana  
 o ke alii i Maui, pau ka piliana o Kapahi ma ia wa-  
 hi, a hele via a noho ma Kapunukolo. Alaila, ua aka-  
 ka loa, aole o Kapahi kuleana mamuli o ke Aupuni,  
 ina he kuleana ia malalo o Keohokalole ka hoivilina  
 o Aikanaka via e kuleana'i.

Aka, ua olelo mai na hoike, ua loa ia  
 Aikanaka kela wahi i wahi e ku ai ka hale ofe-  
 ofe-ka hale paipu a me ka aipunpū. Ua pi-  
 li keia mau mea a pau loa i ke alii. Ua pili ia  
 Aikanaka ma kona ano puuku, aole ma kona  
 ano alii. I mai ka makahiki 1836 aole i ku ia  
 mau hale malaila, a no ia mea, ua akaka ka  
 pili ole ana o ia wahi i na hoivilina o Aikanaka,  
 ua pili i ke Aupuni, i ke Aupuni wale no, ahe  
 mea e noho ana. Penei na mokuna o ia wahi.

E hoomaka ana ma ka lihi kai, ma  
 ke kiki Komohana Akau hoi o ka pahale o Kahoo-  
 waha, a moe aku ka aoao mua i ka  $N. 5^{\circ} 30' 36''$ . a holo  
 aku 1 Kaulahao 14 Kapuai 8 inika, a hiki i ke ki-  
 hi Komohana kema o ka pahale o Hawaiiaina; hu-  
 li i ka  $N. 60^{\circ} 00' 36''$ . a holo aku 56 Kapuai a hiki i  
 kahi anakee o ka pa o Hawaiiaina, ma ka aoao he-  
 ma hoi o kahi puhala; huli i ka  $N. 53^{\circ} 00' 36''$ . a ho-  
 lo aku 1 Kaulahao 53 Kapuai 4 inika, a hiki  
 i ke kiki Kikina kema o ka pahale o Hawaiiaina; hu-  
 li i ka  $Se. 40^{\circ} 00' 36''$ . a holo aku 1 Kaulahao 9 kapu-  
 ai 4 inika a hiki i kahi e kaponu ana i ke kiki  
 Kikina Akau o ka pahale o Kahoo-waha, ma ka  
 lihi hoi mauka o kahi alanui oluli e hele ai i  
 keia pa; huli i ka  $Se. 55^{\circ} 30' 36''$ . a holo aku 1 Kau-  
 lahao 56 Kapuai, a hiki i kahi anakee o ka pa  
 o Kahoo-waha; alaila, huli i kahi i hoomaka'i

i ka ke. 58° 30' N. a holo aku i Kaulahao 30 kapuai 8 inika.  
Eia hoi ka ili maloko 1 ruda 16 ruda.

Ke hooko nei makou ia wahi a hoi no ke Aupuni.  
E uku mai ke Aupuni no ka hookolo ana  
i ka olelo

No ke ana ana

Pau loa

5	"
2	"
<hr/>	
7	00.

A e uku o Nāpahi no ka rumi  
a me ke pai ana  
No ke kope ana i ka olelo a me hoike  
No ka hana ana i ka la 23 o Iune

1	"
1	50
1	"
<hr/>	
3	50.

Honolulu  
15 April 1847

William Richardson  
J. M. Kamehameha  
L. Kaanawai  
Loameli  
John Ricord

Claim No 32. Edmund B. Butler

The Claimant in this case arrived at these Islands in the year 1813 from Boston, Mass. Shortly afterwards Kaamehameha I granted him a farm, called Kawaiiki, near Honolulu, Oahu, in the district of Kapalama. Afterwards in the Year 1817, Kaamehameha I further granted the Claimant a district of land on the Island of Maui, situated between the village of Lahaina and Lahainaluna, called Puou.

The Claimant seems by testimony to have continuously occupied these lands until this time, except some portion of the second named land at Lahaina; which was taken from him by the Donor, and conferred upon the Seminary at Lahainaluna. The first mentioned land called Kawaiiki, was again assured to the Claimant by his present Majesty in the Year 1831.

The first Rule governs the tenure in these respective cases: and We accordingly, confirm these lands to the Claimant, as a Freehold Estate, less than allodial, to be commuted for a fee-simple, as the Law directs in regard to aliens.

Part of Boundaries

" Notes of Survey of Edward Butters dwelling house lot called Puou in Lahaina, Maui.

Commencing at stake at West Corner of Cemetery joining premises claimed by Cha.<sup>s</sup> Wancaina, and running South  $27^{\circ} 45'$  West 1 Chain 6 feet along between this and Cha.<sup>s</sup> Wancaina's to stake by water run. Thence, South  $41^{\circ}$  East 1 Chain  $10 \frac{1}{2}$  feet along between this & Wancaina's to Neaka's wall. Thence offset  $6 \frac{1}{2}$  feet left to Neaka's North corner. Thence South  $48^{\circ} 15'$  East 1 Chain  $59 \frac{1}{2}$  feet along Neaka's to south corner of this place. Thence North  $34^{\circ} 30'$  East 2 Chains  $48 \frac{1}{2}$  feet along between this & the Isaac Davis place (now Kapeka's) to angle. Thence North  $50^{\circ}$  West  $19 \frac{1}{2}$  feet to angle. Thence North  $30^{\circ} 30'$  East 4 Chains  $43$  feet along Kapeka's to angle. Thence South  $69^{\circ}$  East  $14 \frac{1}{2}$  feet along Water run to angle. Thence North  $17^{\circ}$  East 3 Chains  $33 \frac{1}{2}$  feet to premises owned (but not occupied) by Rev. & Mr. Baldwin. Thence North  $62^{\circ} 15'$  West  $46 \frac{1}{2}$  feet along between this & Baldwin's place to Neoni Palani's (John - a Frenchman's) place. Thence South  $42^{\circ}$  West 3 Chains  $40 \frac{1}{2}$  feet along Neoni Palani's & John Stevens to large rock by water run. Thence South  $32^{\circ}$  West 3 Chains  $23 \frac{1}{2}$  feet along John Stevens to North corner of Cemetery. Thence South  $40^{\circ} 30'$  West 2 Chains  $5 \frac{3}{4}$  feet along Cemetery to point of Commencement - including an area of

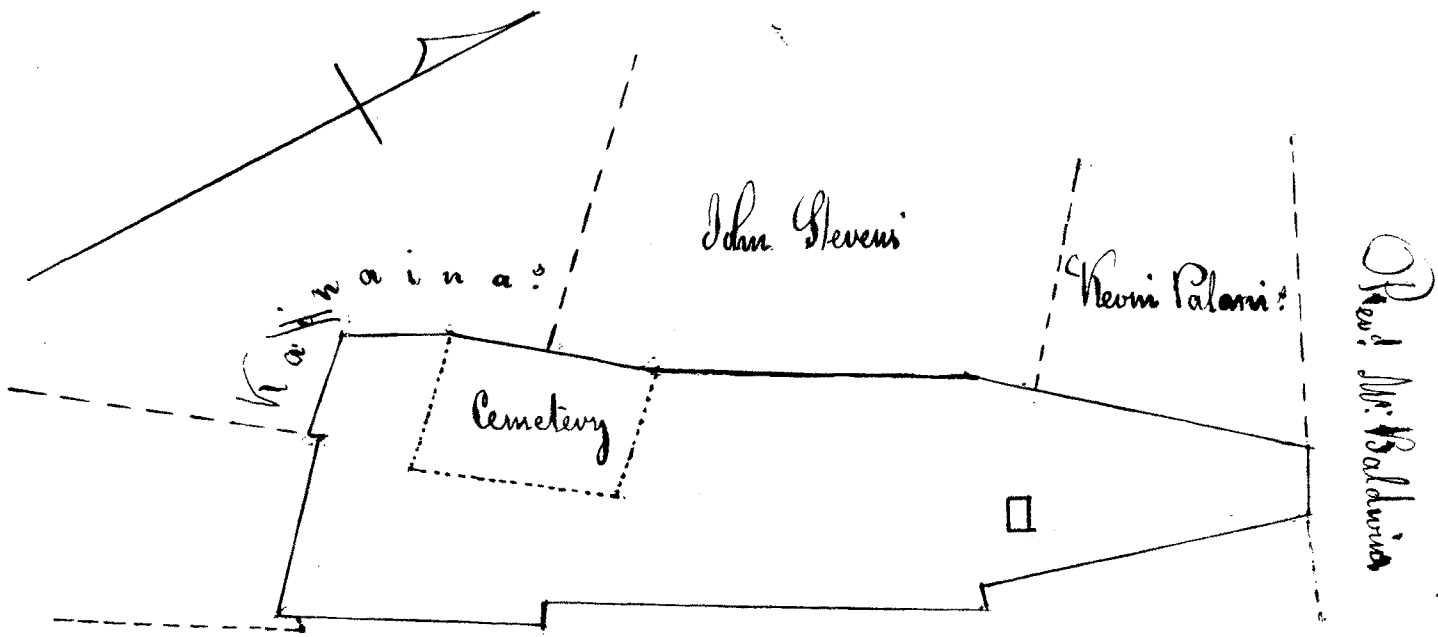
Acres 2. Pathoms 495.

Dec<sup>r</sup>. 24. 1846.

J. Mearns.

(Note the Cemetery is included in the above)

Diagram connected with the above notes in next page.



The Isaac Davis Place.

Part 2

Notes of Survey of unoccupied place for E. R. Butler in Maunaloa part of Kana'ina, Maui - called Puou.

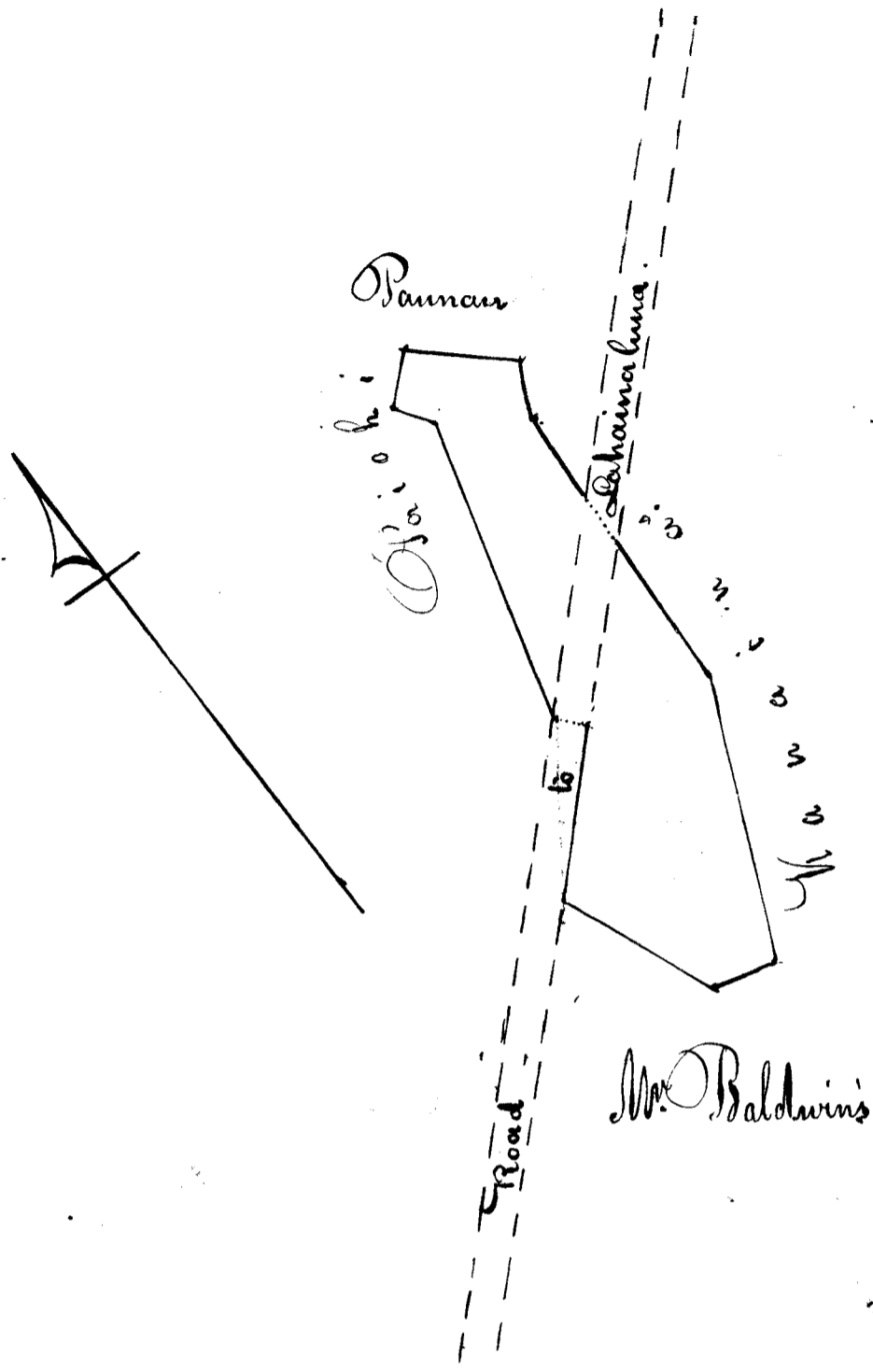
Commencing at rock at South corner of this land - joining Cha. Kana'ina on East and Rev. Mr. Baldwin's land on makai side and running North 23° East 3 Chains 28 7/12 feet along between this & Cha. Kana'ina to angle by water run. Thence North 3° 45' East 3 chains 29 3/12 feet along Kana'ina across road leading to Kahainaluna and to stake by corner of (walled, kalo) patch. Thence North 27° East 44 3/12 feet along kalo patch to Paunau place. Thence North 45° West 1 Chain 19 1/12 feet along Paunau to land called Laioki at corner of stone wall. Thence South 52° West 46 10/12 feet along Laioki to angle. Thence South 32° 30' East 35 feet to angle. Thence South 16° 30' West 3 Chains 37 7/12 feet along wall to Road leading to Kahainaluna. Thence South 36° 30' East 25 3/12 feet across Kahainaluna road to stake on South side. Thence South 46° West 2 Chains along Kahainaluna Road to large Rock. Thence South 26° 30' East 2 Chains 5 3/12 feet along Mr. Baldwin's to rock at angle. Thence South 70° 30' East 46 3/12 feet along Mr. Baldwin's to place of Commencement - including an area of

Acres 1 - Fathoms 118

Deduct Road leaves " 1 " 9 Feet 1"

Dec. 24<sup>th</sup> 1846.

(Diagram next page)



Kawaiiki Palama.

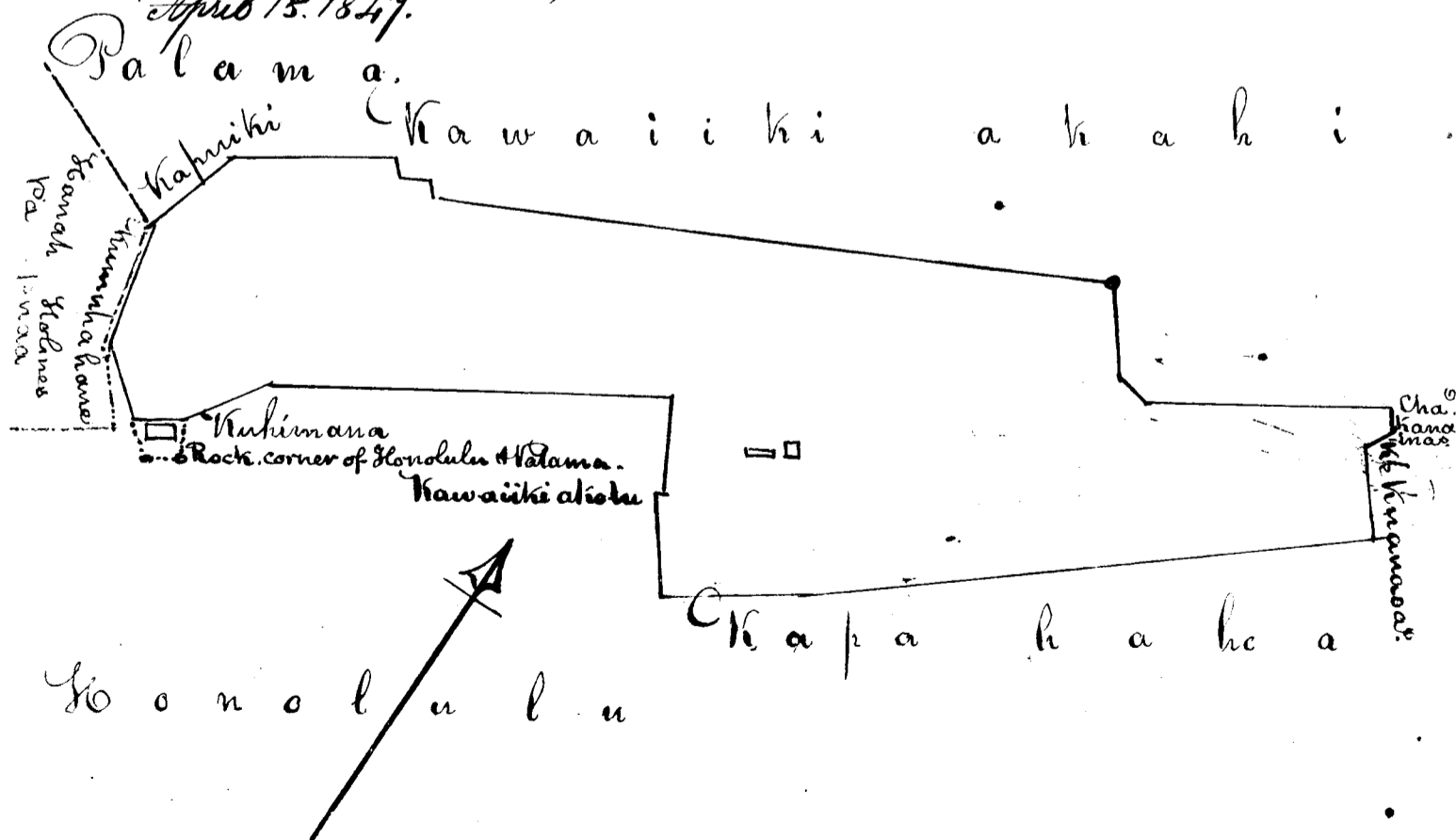
2.1

Notes of Survey of Kalo land called Kawaiiki elua in Honolulu joining Palama - for Edmund R. Butler.

Commencing at North & Mauka corner of this land at pile of stones (dam) in water run, joining Charles Kanaiana on Mauka side & Kawaiiki akahi on North & West, and running South  $62^{\circ} 30'$  West 2 Chains  $43 \frac{7}{12}$  feet along water run and Kawaiiki akahi to stake & angle - thence North  $75^{\circ}$  West  $24 \frac{1}{2}$  feet to stake & angle - thence North  $35^{\circ}$  West 1 Chain  $10 \frac{7}{12}$  feet to stone and stake by water run (this point is marked in diagram) thence South  $71^{\circ}$  West 7 Chains  $4 \frac{1}{2}$  feet along water run and Kawaiiki akahi to stake & angle - thence North  $43^{\circ}$  West

$8\frac{7}{12}$  feet to corner of Kalo patch - thence South  $62^\circ$  West  $15\frac{2}{12}$  feet to angle - thence North  $38^\circ 30'$  West  $15\frac{2}{12}$  feet to angle - stake - thence South  $62^\circ$  West 1 Chain  $54\frac{9}{12}$  feet to stone - thence South  $23^\circ$  West 1 Chain  $14\frac{1}{2}$  feet along Kapuiki to Stone marked + at North east corner of pa puua belonging to Kaunah Kolms - thence South  $8^\circ$  East 1 Chain  $22\frac{4}{12}$  feet along pa puua to stone angle - thence South  $49^\circ 15'$  East  $58\frac{7}{12}$  feet along pa puua to stake even with N. West side of Mahanii's house - thence North  $63^\circ 30'$  East 41 feet passed Mahanii's house to point N.  $21^\circ 30'$  West  $25\frac{8}{12}$  feet from long rock, the boundary point between Honolulu & Palama. Thence North  $41^\circ 30'$  East  $57\frac{3}{12}$  feet to stake, slight angle - thence North  $64^\circ 30'$  East 4 Chains  $36\frac{4}{12}$  feet along Kuhuimana to Kawaiiki aholu - thence South  $21^\circ 30'$  East 1 Chain  $5\frac{3}{12}$  feet to corner Kalo patch - thence offset at right angles makai 2 feet to Young Lauhataua - thence South  $30^\circ 45'$  East 1 Chain  $8\frac{7}{12}$  feet along Kawaiiki aholu to water run stake at Kuhuimana - thence North  $63^\circ 30'$  East 1 Chain  $45\frac{7}{12}$  feet along Kuhuimana & Pahaha to stake - thence North  $56^\circ 30'$  East 6 Chains  $39\frac{7}{12}$  feet along Pahaha to Kekuanaoa's land, the east corner of this land - thence North  $33^\circ$  West 1 Chain  $7\frac{3}{12}$  feet along Kekuanaoa's to angle - thence North  $37^\circ$  East 23  $\frac{9}{12}$  feet to Cha's Kanaina's land - North  $30^\circ$  West  $17\frac{10}{12}$  feet along Kanaina's to point of Commencement including an area of Acres  $3\frac{7}{100}$

April 15, 1847.



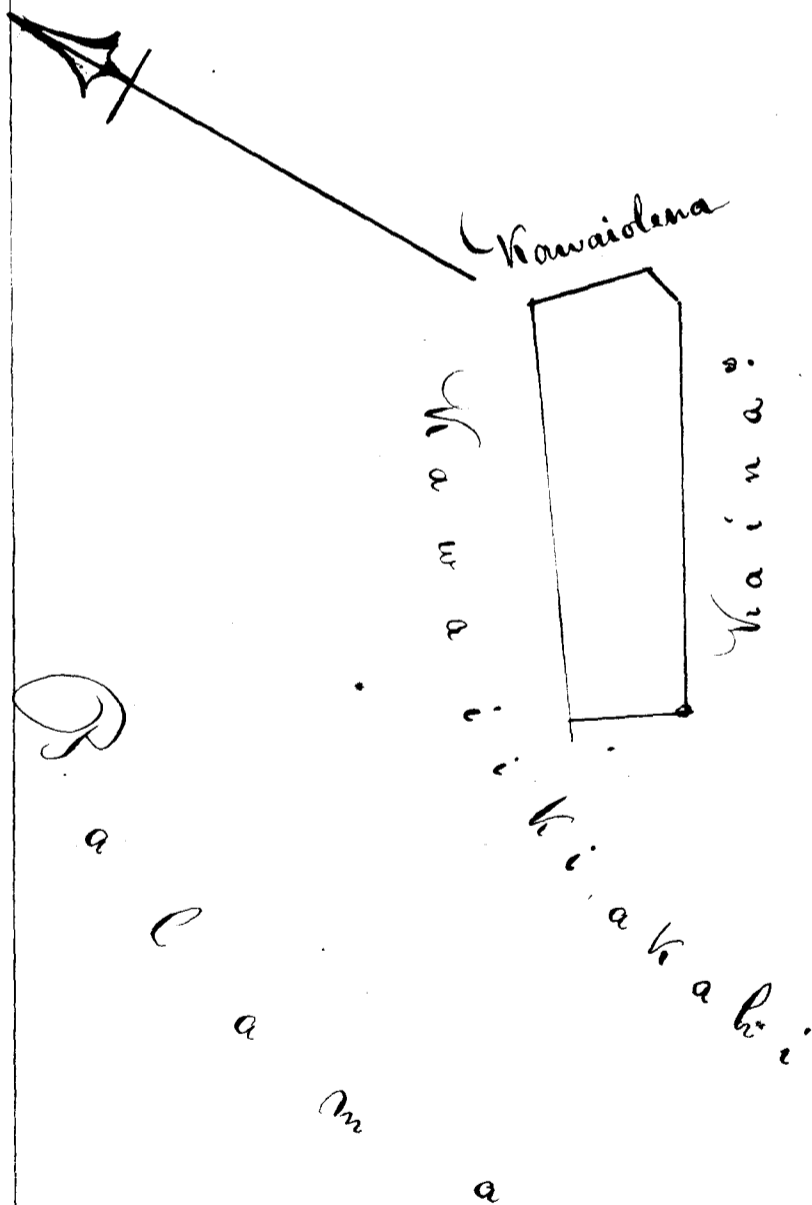


Notes of Survey of land in Honolulu, near Palama called Kawaiiti akahi for E. Butler.

Commencing at South Corner of this land at Stone joining belonging to Kaina on East & Kawaiiti akahi belong<sup>g</sup> to Kaholo on Makai side and running North 60° East 4 Chains 19 <sup>2</sup>/<sub>12</sub> feet along Kaina<sup>s</sup> to angle one Kalo-patch makai of mauka boundary - thence North 29° East 19 <sup>2</sup>/<sub>12</sub> feet to east of Mauka corner of this land - thence North 39° 30 West 1 Chain 26 <sup>4</sup>/<sub>12</sub> feet along land called Kawaiolena - belonging to Makahono - thence South 57° West 4 Chains 26 <sup>4</sup>/<sub>12</sub> feet along Kawaiiti akahi (Kaholo?) to Stone at west corner of this Land - thence South 32° 30 East 1 Chain 15 <sup>10</sup>/<sub>12</sub> feet along Kawaiiti akahi to Place of Commencement - including an area of

April 15. 1847.

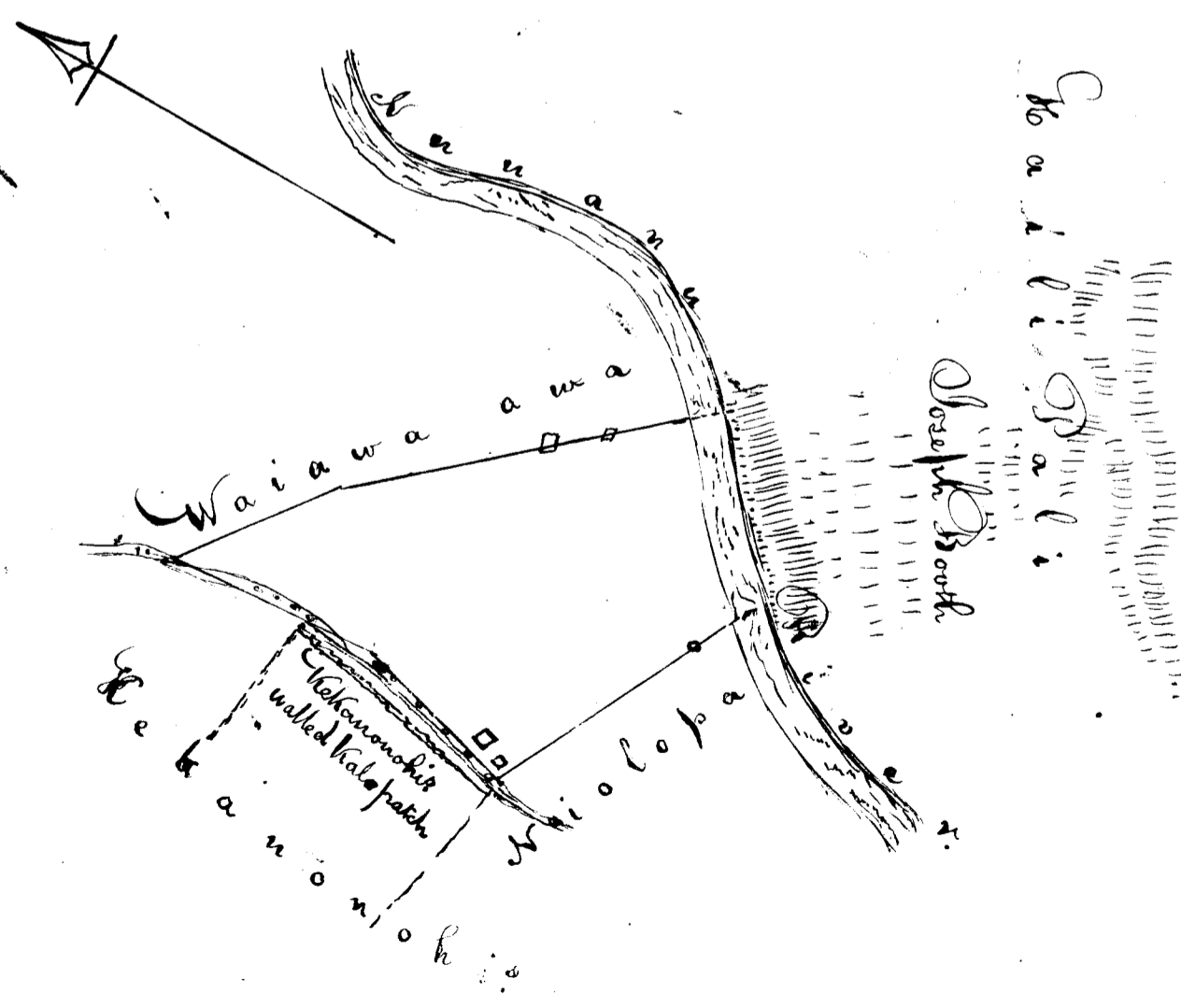
Fathoms 742 -



Notes of Survey of Land called *Kawaiiki elua* in *Nuuanu* Valley joining *Nioloa*, for *J Butter*.

Commencing at large Rock marked + between *Kumai-kaina's* house & River in a course North  $45^{\circ} 30'$  West 1 Chain 2 off from rock in River, the *Mauka* & East boundary of this land & running North  $41^{\circ} 30'$  West 2 Chains 6 1/2 feet along *waiaawa* cutting *Makai* end of *Kumai-kaina's* house to rock - slight angle thence North  $51^{\circ}$  West 2 Chains 6 1/2 feet along *waiaawa* to stake 6 1/2 feet *Makai* of Rock marked + below wide water run with *kalo* in it. Thence South  $1^{\circ} 30'$  East 2 Chains 2 1/2 feet along wide water run to angle - thence South  $10^{\circ} 45'$  West along wide water run to stake 8 7/12 feet from *Makai* & East corner of *Mekauonohi's* walled *kalo* patch. (all this wide water run with *kalo* in it belongs to this land) - thence South  $65^{\circ} 5'$  East 2 Chains 4 7/12 feet along between this land and *Nioloa* to large rock below water run near River - thence 3/4 chain on in last line to middle of *Nuuanu* River - then following along middle of River to *Mauka* & East boundary Rock in River - including an area of

Apr 15. 1847. Acres 1 45/100.



To a i l i o p a  
 Joseph South

Board of Commissioners for Land Claims.  
 Adjudication of Claim No 32 Edmund R. Butler Dr.

To incidental Expences of advertising claimants the Public Notice of Commissioners to quiet Land titles to all; & of Room hire while engaged in the investigation of their Claims	1	
To action, motion and adjournment of Commissioners in the matter of his Claims on 29 <sup>th</sup> April 1846.	2	
To draft of depositions reduced in relation to his Claims	2	
To Subpoena for attend. of Wm Sumner on 10 <sup>th</sup> June		50
To do do of D <sup>r</sup> Sudd on 7 July		50
To action of the Board in the matter of his Claims on 30 <sup>th</sup> June	2	
To draft testimony reduced & engrossed same day		75
To action of the Board in the matter of his Claims on the 8 <sup>th</sup> July	2	
To draft Testimony reduced & engrossed on the 8 <sup>th</sup> Ins!		75
To adjournment of the Board to the 14 <sup>th</sup> Ins!	1	
To citation for attendance of Claimant on 14 <sup>th</sup> Ins!		50
To further adjournment of his claims to 21 <sup>st</sup> Ins!	1	
To action of the Board on 21 <sup>st</sup> July	1	
To draft testimony reduced & engrossed 21 <sup>st</sup> Ins!	1	50
To Bill of Survey of Kawaiiki - 3 pieces of land	15	
To engrossing Surveys of his claims	8	
Report of Commissioners this day rendered on the above Claims	10	

Reserving the rights of native claimants within the specified boundaries, as the Law provides.

Honolulu  
 15<sup>th</sup> April 1847.

William Richard  
 John Picora  
 J. G. Kanihau  
 G. Kaunwai  
 J. W. Keane

Costs  
 Less \$y by order of Board

49 50  
 7  
 42.50

## Claim No. 33. Thomas Cummins.

On the 28<sup>th</sup> day of April 1846, Keauiaale, a native Hawaiian, by a formal deed, conveyed to the Claimant conjointly with his daughter Kaumaka, the Claimant's Wife, the Premises in question; in consideration of love and affection.

On the same day, the Claimant's Wife released to him, (her husband) all her share in the premises conveyed by her Father.

It appears from the testimony, that the Claimant's Father-in-law, Grantor above named, had derived the land from Governor Adams, at the time he was Governor of Oahu; which was between the Years 1831 & 1833; and that he at that time enclosed it with a fence; and has ever since continued to occupy it to this day.

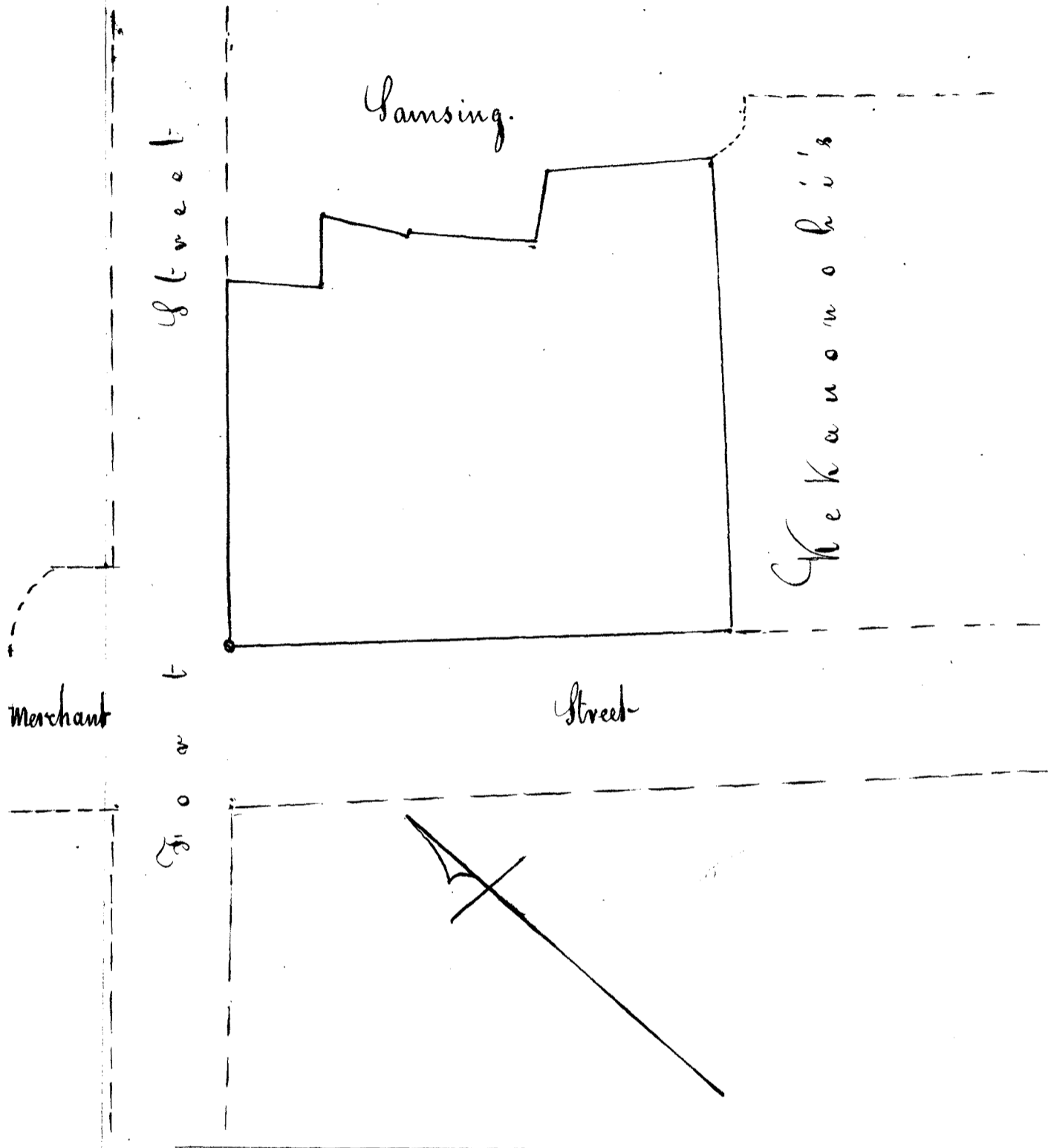
The first Rule clearly applies to this Case; and we accordingly confirm this land to Thomas Cummins, as a Freehold Estate less than allodial; which may be converted into a fee-simple in his Wife's right; or in right of said Cummins' Children born of his Wife Kaumaka; at a Commutation of one third the unimproved value of the land: to be ascertained on appraisement by order of the Minister of the Interior.

The Boundaries are as follows: -

"Notes of a Survey of Thomas Cummins' Store house lot in Honolulu - occupied by Richer & Johnson.

Commencing at West corner of this lot joining Fort & Merchant Streets & running South  $41^{\circ} 15'$  East  $64 \frac{1}{2}$  feet along Merchant Street to slight angle in wall. Thence South  $43^{\circ} 15'$  East  $52 \frac{1}{2}$  feet along Street to Kerauonohi's lot, occupied by L. Bent & Co. Thence North  $49^{\circ} 15'$  East 1 Chain  $45 \frac{1}{2}$  feet along wall (including it) between this & Kerauonohi's lot to Thence North  $41^{\circ} 15'$  East  $70 \frac{3}{4}$  feet along wall (including it) between this & lot occupied by Jamieson & Co. to a adobie house. Thence South  $58^{\circ}$  West  $17 \frac{1}{2}$  feet along house to South corner. Thence North  $33^{\circ} 15'$  West  $29 \frac{1}{2}$  feet along makai side of a adobie house to S. corner of Cook house; thence offset makai  $1 \frac{1}{2}$  feet. Thence North  $26^{\circ}$  West  $20 \frac{1}{2}$  feet to another mud house by Street. Thence South  $56^{\circ}$  West  $17 \frac{1}{2}$  feet to South corner of house by Street. Thence North  $35^{\circ} 15'$  West  $19 \frac{1}{2}$  feet along makai side of house to Fort Street. Thence South  $50^{\circ}$

124 30' West. 1 Chain 21 1/2 feet along Fort Street to place of  
 Commencement, including an area of  
 Fathoms 322 - Feet 8.  
 March 19 1847." }



Board of Commissioners for Land Claims.  
 Adjudication of Claim No 33. Thomas Cummins Dr

In incidental expenses of advertising claimants the  
 public notice of Commissioners to quiet land titles  
 to all; & of room hire while engaged in the invest-  
 igation of their claims

Carry'd over

Pro! for! \$.

To action, motion & adjournment of Commissioners,  
 in the matter of this claim on the 29<sup>th</sup> April 1846.  
 To draft of depositions reduced in relation to this  
 claim fol: 5  
 To citation for his attendance on 10<sup>th</sup> June  
 To action of the Board in the matter of this claim  
 on 10<sup>th</sup> & 16<sup>th</sup> of June  
 To draft testimony reduced in Relation to this  
 claim on 10<sup>th</sup> Inst. & engrossing copy fol: 2  
 To engrossing copy of Survey of land claimed  
 fol: 3  
 Report of Commissioners this day rendered on the  
 above claim

1	
1	
2	50
	50
2	
1	50
1	50
5	
15	
5	

To Surveyors Bills

Honolulu William Richards  
 15 April J. W. Kamehoha  
 1847 John Ricord  
 W. Kiamwai  
 L. Kamehoha  
 J. W. Kamehoha

\$ 20

Costs less \$2

Claim No 34. John Needles.

Adams

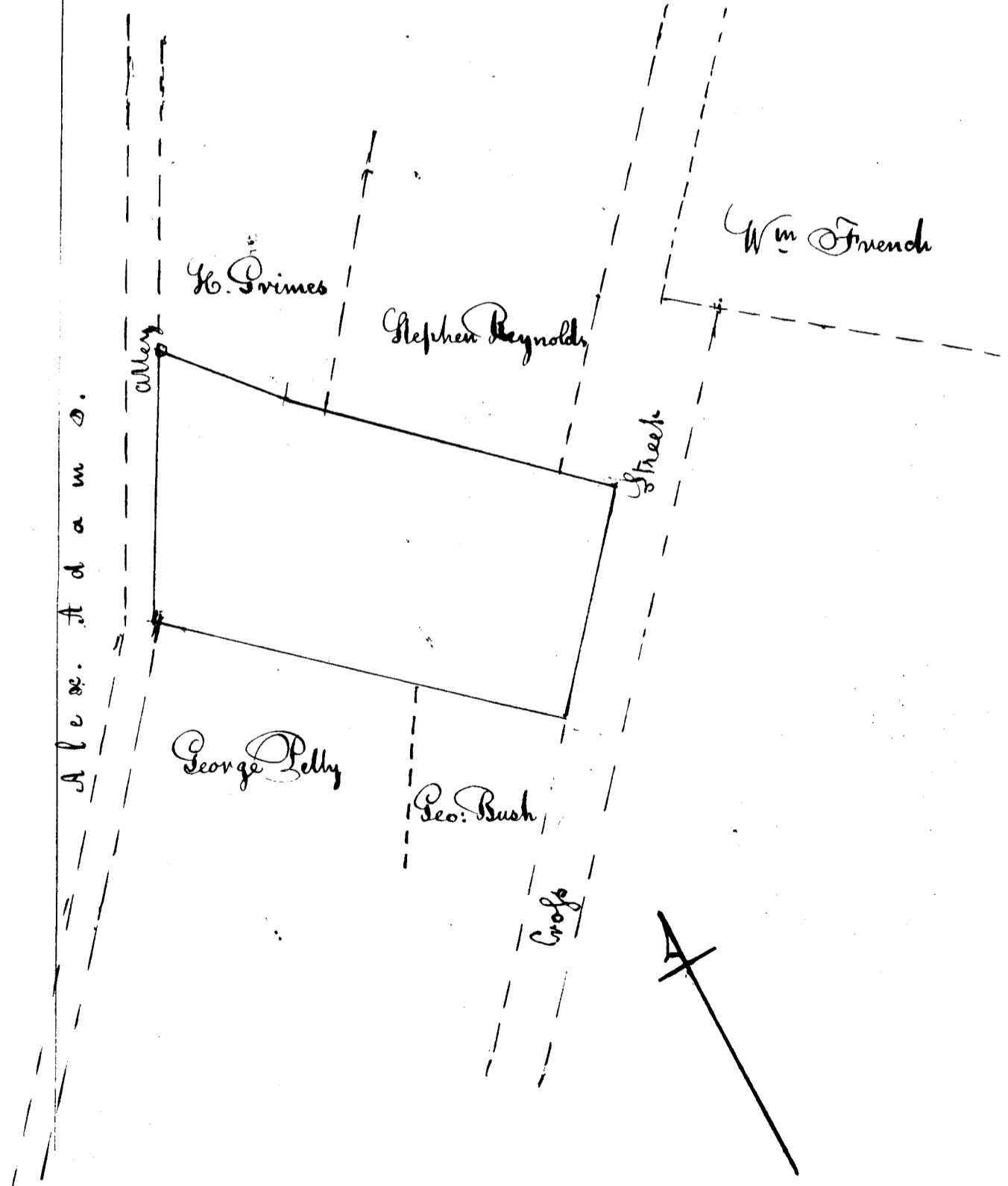
This Claimant sets up a proprietary right in two distinct  
 pieces of land: one in Honolulu, which he claims, & from the  
 testimony adduced, seems to have acquired, according to  
 his own statement, in 1824; but according to the statements  
 of Governor Kamehameha, soon after his (The Governor's)  
 return from England. Of this Piece he has had uninter-  
 rupted possession; ever since, & has improved & built upon  
 it, without dispute.

This piece of land therefore, comes under  
 the first Rule; & We accordingly confirm it to the Claimant  
 as a freehold estate less than allodial

Boundaries: -

"Notes of Survey of John Needles Place in Honolulu.  
 Commencing at North Corner on alley separating this lot  
 from Alexander Adams' joining H. Primes dwelling house  
 lot at West corner & running South  $28^{\circ}$  West  $123\frac{4}{12}$  feet  
 along alley to North corner of Geo. Pelly's dwelling house  
 lot. thence South  $49^{\circ}30'$  East  $195\frac{2}{12}$  feet along maunaloa  
 side of Geo. Pellys & Geo. Bush's lot to Cross Street  
 thence North  $40^{\circ}$  East 110 feet along Cross Street to east  
 corner of this lot. thence North  $45^{\circ}$  West  $159\frac{9}{12}$  feet along  
 line between this & Stephen Reynolds' place to slight angle in  
 wall. thence North  $42^{\circ}$  West  $6\frac{1}{2}$  feet along H. Primes place  
 of commencement; including an area of  
 Aukons 656.

April 8. 1847.



The other piece of land which he claims is an ahupuaa<sup>127</sup> by the name of Kailua, situated in Koolau, Island of Oahu. It does not appear ever to have belonged to the Claimant; nor that he ever, in any way, had possession of it.

Evidence has been exhibited that he had possession of a few taro patches on a land called Waolani, back of Honolulu; but he did not own the ili of Waolani: that was owned by Keaniani; and Claimant had possession of the taro patches subordinate to him. It appears that at one period, a lot of land including these taro patches has been leased to Dr. Brooke; of which Claimant complained to the King; & received a promise from him to "look up some more land for him"; and by mutual agreement it was sought for in Kailua. It is on record that an ili in Kailua was found & offered to Claimant; but he declined it: whether for good reasons or not, no evidence has been exhibited to this Board; nor would it be for us to decide on that evidence, even if it had been brought.

We are only to decide whether the Claim to Kailua has been substantiated; and this we unhesitatingly decide in the negative.

Board of Commissioners for Land Claims  
 Adjudication of Claim No. 34. John Neddles Dr

To incidental expences of advertising claimants & the public notice of Commissioners to quiet land titles to all; & of room hire while engaged in the investigation of their claims	1	
To action, motion & adjournment in the matter of his claims on the 29 <sup>th</sup> April 1846.	2	
To draft of depositions reduced in relation to his claims	2	
To citation for his attendance on 17 <sup>th</sup> June		50
To action of the Board in the matter of his claims on 17 <sup>th</sup> of June. 1 <sup>st</sup> Claim.	1	
To draft testimony reduced & engrossed 17 <sup>th</sup> June		75
	7	25



	Pro. for	\$
To action of Board on 11 <sup>th</sup> August in the matter of his second claim & issuing Subpoena	7	25
To draft testimony reduced & engrossed on the 11 <sup>th</sup> Inst.	1	50
To Surveyors Bill (1 <sup>st</sup> claim)	2	25
To engrossing Copy of survey	5	
Report of Commissioners this day rendered on the above claims	1	
	10	
		\$ 27

Ce. to Field  
Market lot  
Conditionally  
relinquished  
Cl. of Hōlan Honolulu  
privately  
arranged  
by Gov - the  
one here over.

15 April 1847

only stands.  
S.H.P.  
See  
ce. Cas. 11-  
12.36.

Costs less \$ 6.50  
do Survey paid 5  
by Ce. to S. M. 11.50

William Richards  
J. G. Roseman  
John Ricord  
W. Kaunani  
Joane Li

Claim No 35 Heleheva postponed

Heleu 22. Hooilina o Weloula e hua ana ia o Hawaina.

He wahi kuleana keia i hoopapaia. Ua akaka nae ke ano. Ua hookumuia i ke kau ia Liholiho. Ia manawa noho mai o Weloula iloko o ia pa nei me ka hoomaopopo o ia ua lilo maoli ia ia. Aka, i ka noho ana o Hinan i Kihina Kui, nana no i mahale i ke Weloula wahi, ana akaka loa; eia hui na mokuna.

Ua hoomaka ana ma ka lihi kai ma ke kihi Komohana akau hoi o ka pahale o Napahi, a moe aku ka aoao mua i ka N. 60° Ki. a moe aku i 56 kapuai a hiki hoi i ka kihi anakee o ke Napahi pa, ma ka aoao hema hoi o ka kihi pihala; huli i ka N. 53° Ki. a moe aku i Kaulahao, 53 kapuai 4 inika, a hiki i ke kihi hikina akau o ke Napahi pahale; huli i ka N. 40° Ki. a moe aku i 56 kapuai a hiki i ke kihi Komohana akau o ka pahale o Manuella; huli i ka Ke. 50° Ki. a moe aku i Kaulahao 23 kapuai 4 inika, a hiki i ka kihi anakee o ka pa o Kane; huli i ka Ke. 57° Ki. a moe aku i Kaulahao 5 kapuai 4 inika a hiki i ka lihi kai) e pili ana no i ke Kane pa, alaila, huli i ka kihi i hoomaka i i ka Ke. 22° Ki. a moe aku 54 kapuai. Eia hoi ka ili maloko 33 roda.

O keia ka makou e hooko nei no ka hooilina o Weloula, o kana keiki paha ia. He ano kuleana nui keia malalo o ke ano aloha. Ua kupaona nae ia ia ka Palapala lila nui ke uku ia i ke ke Aupuni hapakeolu.

O Hawaina ka mea ia ia ka noho ana ma ia pa nei, a hiki i ka manawa e oo ai ke keiki; Oia ka makou i hooholo ai.

Eia ka uku no ka hooholokolo ana a me ka hooholo loa ana i ka olelo.

No ka olelo ana huike i kopeia i ka la  
10 o Iune 1846 - 500 huaolelo }  
No ka hana ana ia la  
No ke ana ana  
No ka hooholo loa ana i ka olelo

2	50
1	"
2	"
5	1/2
<u>10</u>	<u>50</u>

Pau loa.

Honolulu  
8 May 1847

William Richards  
J. B. Macchao  
D. Kaunani  
John Ricord.  
Loane Se

Hulu 36. Na Peha.

Ua hooſii mai o Peha e hooke makou i ka-  
hi ana e noho nei no na kaikamahine, a Charles Simons  
i make mamua aku nei. Ua make ia i ka makahiki  
1837 a kauoha via i kona waiwai paa a me kona wai-  
wai lewa, no na kaikamahine ana, a ia no ia makeu  
hana palapala kauoha.

Ma hope iho o ka make ana o Simons mare  
kana wahine me Peha ka mea nana i hooſii mai nei.  
Ua hui mai nae o Kaunuuohua, a hoi mai ia makeu e  
hooſele ia mau kaikamahine a hooke ia wahi nona.

I ka hooſoloholo ana, eia na mea i hooſeia  
mai, i ka makahiki 1827 nona o C. Simons i ke alii  
i wahi e noho ai, a haawi ke alii ia ia i kela wahi a  
Peha e hoi nei. Ua oleloia mai nae no Kalauwale  
kela wahi mamua. Ina he viaio, aole ia he mea nui,  
no ka mea, i kela manawa hiki no i ke alii ke haa-  
wi i kela wahi i keia wahi ana e manao ai; aole  
nae i akaka ko Kalauwale hoio i kela haawi ana;  
no ka mea, na Kale i hana i kona pa, a nana i hana  
i kona hale, aole na Kalauwale i hana, a ua olelo ia  
maloko o kela olelo a ka Poe Ahaolelo i hooſolo ai, a-  
ole i haawi aku ke alii i kahuahale i na haku i mea  
e waiwai ai lakou i ka haawi hou ana. Ua hooſe mai  
no hoi ke Kuhuina Nui i kona nana ana, he ano haa-  
wi hooſe loa kela haawi ana o ke alii. Ua akaka no hoi  
ko Kale noho maluhia ana ma ia pa no na makahi-  
ki he umi, a ua maopopo no hoi ka noho maluhia  
ana o kana wahine mai ia manawa mai, a via  
hoi ka wahine a Peha i keia wa. E noho ana via  
malaila i ka makahiki 1839 i ka wa i kuuia ke  
Kanawai; a i kela wa aole i maopopo ko Kalauwale  
kuleana malaila. Ua hooſeia mai nae ke kii ana  
mai o Kanikela, o R. Charlton i kela wahi i mea  
e haai ka aie o Kale, a hooſe o Kekuanaoa. Aka,  
aole ia i pai i ka wahine hane make a Kale, aole  
hoi i pai i na kaikamahine a Kale. Ua noho ma-  
lu o Peha ma malaila mai ka wa i kuuia ke  
Kanawai a hiki mai i keia wa, a nolaila, ua  
komo keia kuleana iloko o ka helu 1 o na olelo a  
ka Poe Ahaolelo i hooſolo ai.

Ina hoomaopopoia mai ka noho ana o Kale mamuli o Kalanalu, ina ua ano okeo, aka, i ka nana ana i ka olelo a na hoike, ua noho via mamuli o ke alii. Nolaila, ke hooholo nei makou i ka olelo no na kaikamahine a C. Simons no ke la wahi.

Eia hui na mokuna, E hoomaka ana ma ka avao akau o ke alanui o Britane 15 kapuai 4 iniha hoi mai ka lihi mai makai o ke alanui hale kuai, a hiki i kahi i hoomaka'i; a moe aku ka avao mua N. 60° 36. a holo aku 2 kaulahao 38 kapuai, a hiki i kahi alanui ololi mawaena o keia pa a me ke Kaaiawaawa ma mau pa, 17 kapuai 4 iniha mai ia kahi ae, a hiki i ka lihi makai o ke alanui hale kuai; huli i ka ke. 39° 30' 36. a holo aku 48 kapuai 8 iniha a hiki i kahi e kupono ana i ka avao hikina o ka pa o Opunui ma ka avao kema hoi o kahi alanui ololi i hoo kakaia mamua; huli i ka ke. 45° 00' 36. a holo aku 1 kaulahao 65 kapuai 4 iniha a hiki i kahi karahua o ka pa o Kane; huli i ka ke. 42° 30' 36. a holo aku 27 kapuai 4 iniha, a hiki i ke kahi hikina kema o ka pahale o Kane; alaila, huli i kahi i hoomaka'i i ka N. 46° 30' 36. a holo aku 1 kaulahao 20 kapuai 8 iniha. Eia ka ili maloko 38 roda.

Ke ano kuleana nui ko lakou malalo o ke ano alodiv, kupono nae ia laua ka palapala sita nui ke ukua mai ko ke kupuni hapakolu. A aia no ia Pecha ka noho ana ma ua wahi la a lilo na kaikamahine i wahine makoua.

Penei nae e ukua ai o Pecha no ka hooholokolo ana.

No ka rumi a me ke pai ana i ka olelo ma ka Nu Peha	1
No ka hana ana i ka la 17 o June 1846	1
No ke kope ana i ka olelo a na hoike ia la 800 hua olelo	4
No ke hui ana ia la	50
No ke kope ana i ke kahuha a Simons	1
No ka hooholo loa ana i ka olelo	5
No ke ana ana	2
<b>Pau loa</b>	<b>\$ 14 50</b>

Honolulu  
8 May 1847

1224 V2 ap 2

William Richards  
John Ricord  
J. J. Kamehaha  
J. H. Kamehaha  
D. Kaanawai

## Claim No 37. James Austin.

The Claimant, an Hawaiian subject derives from a formal deed executed to him by James Vowles a British subject dated 21<sup>st</sup> April 1846. The history of Vowles' derivation, is however, only traceable by oral testimony of Witnesses; but of this, there appears to be abundance, going to show that Lewis Gravier originally purchased the place of Kaleokano for \$60, with Governor Adams' Consent: a form of permission, always required in Courtesy to the Lord Paramount, whose title was not extinguished by such transactions.

In 1832 or 1833 Stephen Reynolds purchased it of Gravier for \$200; & sold it to Joel Deadman for the same price. Deadman kept a Public house upon it, and sold it to Alexander Smith & one Church, from whom James Vowles - Austins Grantor obtained it. It has been constantly occupied & improved ever since, long anterior to the 7<sup>th</sup> June 1839 - Consequently comes under the first Rule. No Natives are Claimants of even possessory rights in it.

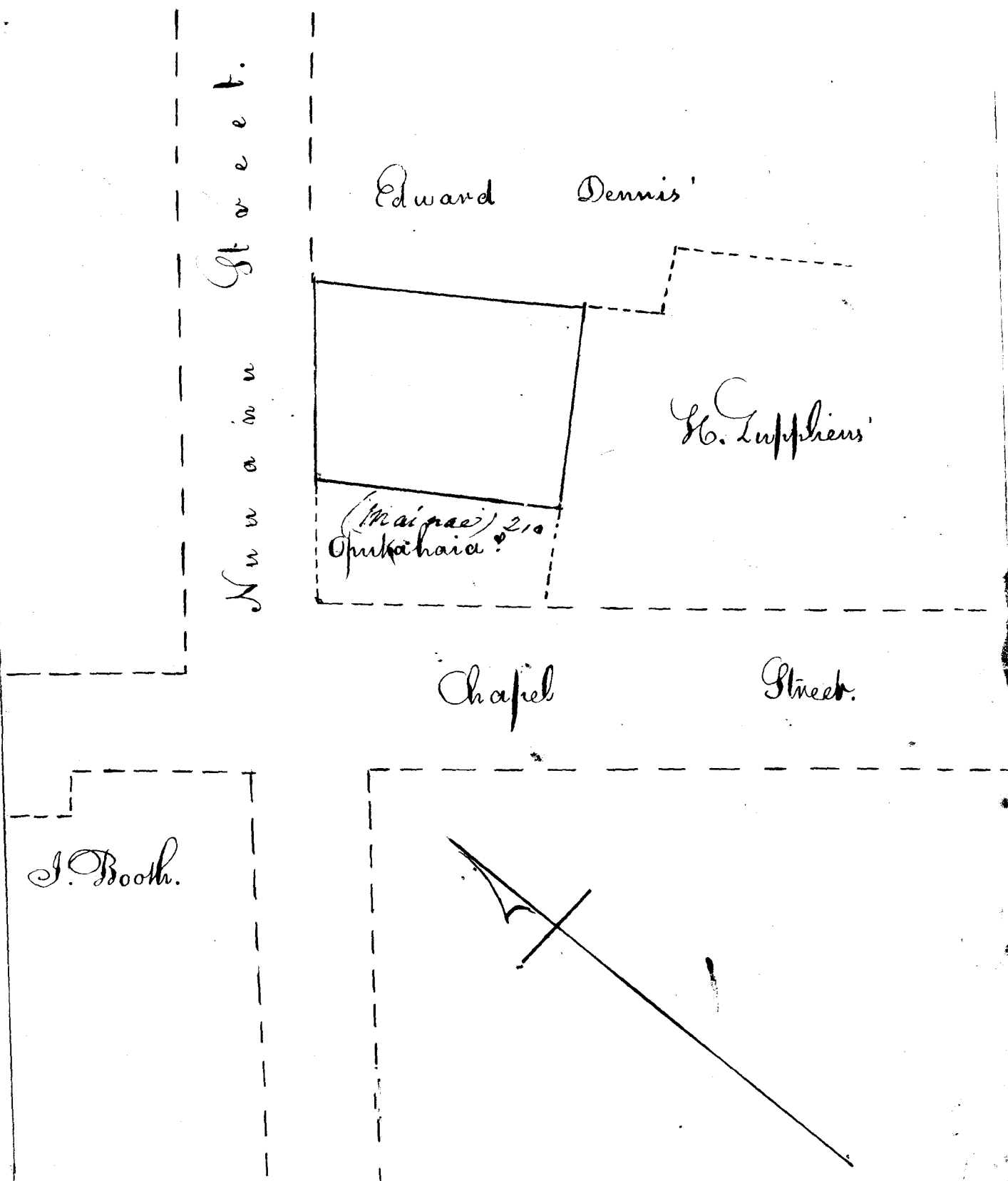
We consequently confirm it as a Freehold less than allodial, to James Austin; who may commute it for a fee-simple, upon payment of one third the unimproved value of the land; to be ascertained on appraisement by order of the Minister of the Interior.

Boundaries as described by J. Metcalf Esq<sup>r</sup>.

Notes of Survey of James Austins Store lot in Pololu - Liwa, Honolulu.

"Commencing at North corner of this lot on Nuuanu Street, joining Edward Dennis' lot on Mahai side of it, & running South 34° East 66 feet along wood fence (including it) between this lot & Edward Dennis' to Henry Luffkins' dwelling house lot. Thence South 59° 38' West 50 1/2 feet along inside of stone wall between this & H. Luffkins' lot to South corner of this lot. Thence North 31° West 58 7/12 feet along between this and Opiukahaia's lot to Nuuanu Street. Thence North 51°

15' East. 47 1/2 feet along Kumu Street to place of Com-  
-mencement - including an area of  
March 9. 1847. Fathoms 83 - Feet 19.



Board of Commissioners for Land Claims  
Adjudication of Claim No 37. James Austin

D<sup>o</sup>

To incidental expences of advertising Claimants the public notice  
of Commissioners to quiet land Titles to all; & of Room hire

while engaged in the investigation of their claims &	1	
To action, motion & adjournment of Commissioners in the matter of this claim on 17 <sup>th</sup> June 1846	1	
To draft of depositions reduced in relation to this claim	2	
To citation for attendance on 24 <sup>th</sup> of June		50
To action of the Board in the matter of this claim on 24 <sup>th</sup> June	1	
To draft testimony reduced & engrossed in relation to this claim on 24 <sup>th</sup> June	1	50
To adjournment of this claim to 30 <sup>th</sup> June	1	
To action of the Board in the matter of this claim on 7 <sup>th</sup> of July & adjournment of same to the 14 <sup>th</sup>	1	
To 3 Subpoenas for 14 <sup>th</sup> July for attendance of Witnesses	1	50
To action of Commissioners on 14 <sup>th</sup> July	1	
To draft testimony reduced & engrossed 14 <sup>th</sup> July	1	50
To Surveyors Bill	5	
Engrossing Copy of Survey	1	
Report of Commissioners this day rendered on the above claim	5	
		24

Honolulu  
8<sup>th</sup> May 1847.

Costs less \$4

William Richards  
John Ricord  
J. G. Kamehameha  
L. Kaunwai  
Loanehi

Claim No 38. E & H. Grimes.

These facts have come to the knowledge of this Board through the testimony of Witnesses: viz-

In 1820 Marshall & Wilds, Merchants, were living at Honolulu, Oahu; & their business was conducted by a Mr Babcock. The occupancy of these premises (i.e) those occupied at present by E & H. Grimes the Claimants, & those occupied lately by Ladd & Co, which then formed one undivided lot of Land: - was sanctioned in the usual way by Karaimoku. In 1823 Captain Babcock departed for Boston; & Thomas Crocker succeeded him as the Agent of Marshall & Wilds. In 1825. Mr John C Jones returned to the Islands from the U. States; & assuming the agency of Marshall & Wilds, Mr Crocker went home. Mr Jones continued the agency of Marshall & Wilds until 1834.

During Mr Jones' agency (i.e) in the Year 1833 Mr Wm S. Hinckley, who had been previously in negotiation with Mr Jones for the purchase of the whole premises, proposed to Ladd & Co, that he (Hinckley) would purchase of Jones the whole premises on the best terms he could obtain them for; & that then he would divide them as nearly as possible; & Ladd & Co might have their election of the two parts: Hinckley, however, to take the wooden & grass buildings then upon the Premises at 2 fifths of the purchase money. Ladd & Co were left to the rejection or acceptance of this proposition, until the arrival of Jones who was then on the coast. When Jones returned, the bargain was completed between him & Hinckley. Upon concluding this arrangement of sale to Hinckley, Jones exhibited his power of attorney from Marshall & Wilds, to effect the sale; and as the basis of the title of his constituents - a bill of Sale from Karaimoku, which specified "certain Buildings & Premises, privileges & appurtenances thereto belonging". The consideration given to Karaimoku was a wooden house. Mr Hinckley then sold one half to Ladd & Co & removed the wooden



building; which is now occupied by Mr Grimes as a store together with the Grays houses.

In the last of 1836 or before 1837 Winckley sold to Stephen Reynolds; & on the 1<sup>st</sup> day of April 1837 Stephen Reynolds sold to Eliab Grimes & Josiah Thompson that portion of the premises retained by William S. Winckley, as above narrated, for the consideration of six thousand dollars; and in his written deed, warrants & defends this Grantee against all claims; excepting only such claims as the Sandwich Island Government may make on the Land."

There is no difficulty therefore in arriving at the fact, that originally this Land, as well as the adjacent portion occupied by Ladd & Co, belonged to the Government; & came in the usual possessory way to Marshall & Wilds; who built upon & improved it, as other Claimants have done; and that this is the species of title which has been transmitted through the various intermediate occupants down to the present claimants; with an express written admission of the last preceding occupant "that the Government of the Sandwich Islands had some claims to make on the Land".

There are no native private rights involved in this land, nor is there any counter claimant.

We accordingly confirm it to Eliab Grimes and Josiah Thompson as a Freehold Estate less than allodial.

Boundaries as described by  
Theophilus Metcalf Esq<sup>r</sup> "Of Store lot: Commencing at boundary point on Nuanau Street, between this lot and Ladd & Co; & running North 36° West 216 feet along boundary line between this & Ladd & Co's lot to west corner of warehouse standing in this lot. Thence North 52° East 75 feet along North West side of Warehouse to Don Marini Street (the street leading to Dr Hunters). Thence South 36° 30' East 219 feet along Don Marini Street to East corner of this lot at point of intersection of the sides of this lot on Nuanau & Don Marini Streets produces  $9\frac{3}{12}$

137

from Wall as it now stands - Thence South  $54^{\circ} 45'$  West  $79\frac{1}{2}$   
feet along Nuuanu Street to place of Commencement: inclu-  
ding an area of

Fathoms 466. Feb. 22. "

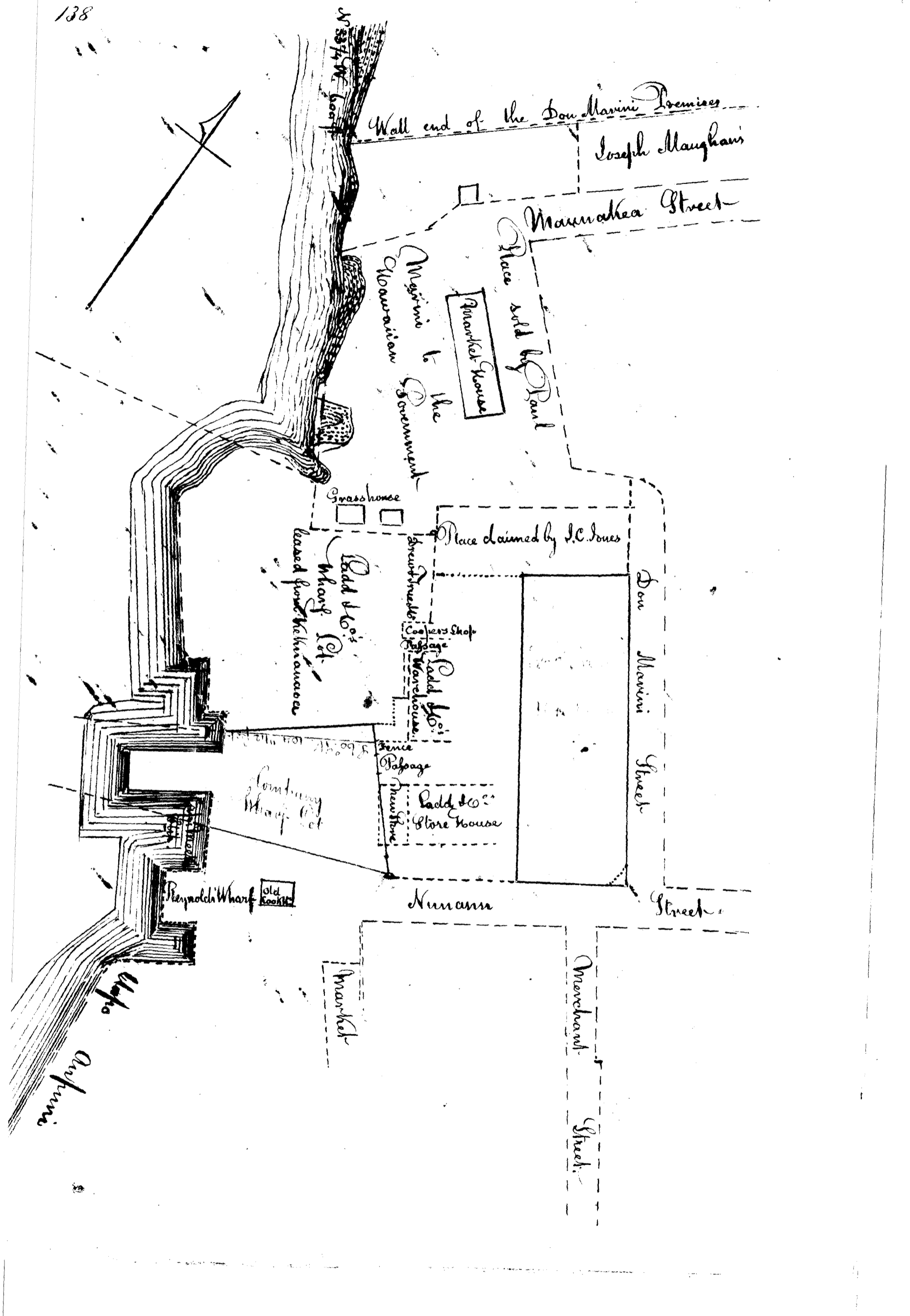
"Notes of survey of 'Company Wharf lot' (Grimes & Co own an undivided half) Commencing at South corner of stone wall & premises of Ladd & Co (Store house lot.) joining Nuuanu Street & running North  $41^{\circ} 45'$  West  $96\frac{1}{2}$  feet along mauka side of Ladd & Co Store house lot, cutting south corner of Ladd & Co new Store as it now stands, to post at (mauka & west corner of paling fence, coming down from South corner of Ladd & Co warehouse: Thence South  $60^{\circ}$  West  $104\frac{1}{2}$  feet to stakes by & scoring on Wharf timber) along between this & Ladd & Co Wharf lot. N.E. into deep water - Then again from point of Commencement & running South  $71^{\circ}$  West along S. East side of this lot, joining ground owned by Hawaiian Government situated between this & Stephen Reynolds Wharf lot, to west side of Stem davit post ( $133$  feet to it) of Cap. Meek's pilot boat,  $27\frac{1}{2}$  feet from Copper bolt in string piece on mauka & East corner of long Wharf of this lot, and into deep water - always reserving a public road of good & sufficient width across mauka part of this lot.

N.B. This Survey is in accordance with the decision of a Commission appointed by "Board of Land Commissioners" to determine its boundaries.

May 7<sup>th</sup> 1847.

J. Metcalf

(See diagram in next page)



Board of Commissioners for Land Claims  
Adjudication of Claim No 38 E. H. Grimes

To incidental Expenses of advertising Claimants the public Notice of Commissioners to quiet Land titles to all; & of Room hire while engaged in the investigation of their Claims		1	
To action, Motion & adjournment of Commissioners in the matter of this Claim 17 <sup>th</sup> June 1846		1	
To draft of depositions reduced in Relation to this Claim	Fol: 5	2	50
To engrossing Copy of Plan	Fol: 2	1	
To Citation for attendance on 24 <sup>th</sup> June			50
To action of Commissioners on the 24 <sup>th</sup> June		1	
To draft testimony reduced & engrossed same time in relation to this Claim	Fol: 9	6	75
Surveyors Bills of 12 <sup>th</sup> April & 7 May		40	
To engrossing Copy of Survey	Fol: 8	4	
Report of Commissioners this day rendered on the above Claim		5	
		\$	62 75

Honolulu  
10<sup>th</sup> May 1847.

William Richards  
J. H. Kanehoo  
H. Kaanwai

Delivered 28 July 1848.  
to Hiram Grimes by W. B. Beckwood

Loane Li  
John Ricord

Catholic Mission. Claims — L. D. Maignet.  
 29. 40. 41. 42

This is a peculiar class of claims: of which there are several on the behalf of the Catholic, & several on the behalf of the Protestant Missions. Those who represent the Catholic benevolence in these Islands are mostly French & British subjects; and those who represent the Protestant benevolence are mostly American Citizens. The lands claimed by these respective sects of Christians, are claimed for eleemosynary purposes. They must receive equal favor, under the 4<sup>th</sup> part of the act to organize the executive departments, which declares, that the same Civil rights & protection shall be extended by this Government to each. The object of encouraging religious denominations, is to benefit the native race, by extending to them the blessings of Christianity & education; which these two sects of missionaries profess benevolently & gratuitously to devote themselves to instilling. With this view, the 4<sup>th</sup> part of the organic act, creating this Board, has provided that all lands set apart for religious purposes shall be nominally held by the Minister of Public instructions in trust for the uses to be described in the Patent: so that the Land is not in fact alienated from the Crown; but is only set specially apart for a special purpose; and the Minister of Public instruction cannot divert it from that object, so long as these uses continue to be fulfilled.

These Remarks apply only, however, to all lands so set apart after the 20<sup>th</sup> of August 1846: the day when the 4<sup>th</sup> part of the act took effect. The Claims now under consideration were derived anterior to the Ministry of Public instruction; & cannot therefore be fairly retroacted upon: though in confirming them allodially to the Roman Catholic apostolic church by a title not pretended to in any instance on the part of the Protestant Missionaries, in regard to lands acquired by them long anterior to these, & which is also a title conferred upon individual claimants, only upon payment of the commutation claimed by the Government — We consider that it is just also to

I  
exact commutation in these cases as in others; otherwise the Title <sup>141</sup> cannot be greater than a Freehold less than allodial.

With this view We confirm to the use of the Roman Catholic Church of the Hawaiian Islands, over which the Rev. S. D. Maignet is at present, apostolic Prefect; & over which, his successors, according to the tenets of the Church of Rome, may be, from time to time appointed, — the following pieces of land to be used in the service of said Church & religion. viz: —

Claim N<sup>o</sup> 39.

The portion of land, which, as appears from the informal proof of John G. Mitchiner & Richard Charlton, was given by Boki, then Governor of the Island of Oahu, in the presence of the King, to Mess<sup>rs</sup> Bachelot & Short, Catholic missionaries upon their first arrival at these Islands in 1827, — "but whether for their own private use, or for the use of the mission," does not appear.

Boundaries as defined in Survey of Theophilus Metcalf Esq<sup>r</sup> on 8<sup>th</sup> April 1847

Notes of Survey of place occupied by Catholic Cathedral, Honolulu.

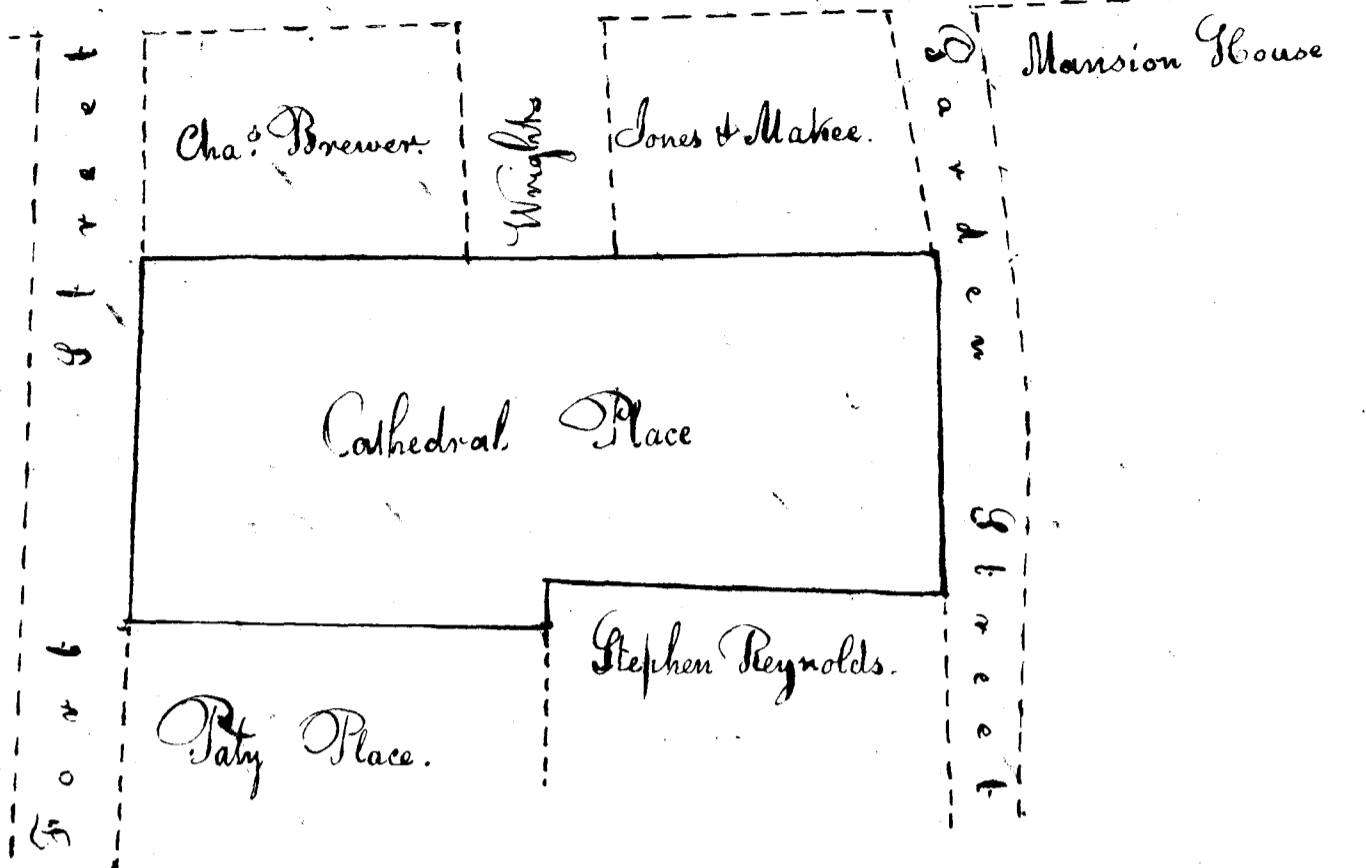
Commencing at East Corner of this place on Garden street & joining Jones & Makee's dwelling house lot on South corner & running South 36° West 1 Chain 52 <sup>3</sup>/<sub>12</sub> feet along garden street to Stephen Reynolds' dwelling house lot. thence North 49° 45' West 2 Chains 9 <sup>11</sup>/<sub>12</sub> feet along between this & Stephen Reynolds' lot to angle - north corner of S. Reynolds' lot - thence South 38° 30' West 15 <sup>1</sup>/<sub>12</sub> feet along S. Reynolds' to East corner of the Paly lot (now occupied by Judge Lee) - thence North 50° West 2 Chains 41 <sup>3</sup>/<sub>12</sub> feet along the Paly Place to Fort Street 8 Inches makai of makai West corner of printing house in this place. thence North 41° East 1 Chain 63 <sup>4</sup>/<sub>12</sub> feet along Fort Street to West corner of Cha<sup>s</sup> Brewers dwelling house lot. thence North 50° 45' East 4 Chains 4 <sup>1</sup>/<sub>2</sub> feet along makai side of Cha<sup>s</sup> Brewers - Wrights & Jones & Makee's dwelling house lots to Garden Street, the place of commencement - taking in all surrounding walls, except by house in the Paly lot, and including an area of

952 <sup>1</sup>/<sub>2</sub> Square Fathoms

(diagram in next page)

B e r i t a n i a

S t r e e t.



### Claim No. 40.

A certain piece of land in Honolulu called Kalanikakua, by 132 feet long & 111 feet broad; designated by four stakes at the four corners: The particular survey is as follows:

"Said piece of land is 132 feet long & 111 broad, & is designated by 4 stakes at the 4 corners: the lines to be straight from corner to corner." Also "a portion of ground for a road from said site to the street; & said road shall be 33 feet wide, & at the front of the house towards the Sea".

The condition upon which this site was originally granted & upon which it is now confirmed, was that there be erected thereon a Church, to be administered by a Priest of the French Nation. There is annexed to this grant a right of way to the Street by means of a road 33 feet in width at the front of the house, towards the Sea; which road is delineated upon the diagram of actual Survey hereto annexed. But the express converse condition of this grant was, - that if ever the time should arrive, when the Ground ceases to be occupied for the

purposes of the Church, it was not to be sold, but to revert to the Hawaiian Government. Although this concession was originally made by the King on the 23<sup>rd</sup> day of July 1829 it does not appear that it has ever been used for the purposes intended to this day. It is neither accordant with the policy nor best civil interests of this Kingdom, that lands should pass into mortmain; or into the possession of corporate bodies, civil or religious, but rather, that they should be devoted to practical uses, & be a medium of exchange & commerce. No specific time is however, named in this grant, within which the lot should be built upon; & for this reason, although a period of eight Years non-user, would seem in equity, to have reverted the Land: Yet this Board is disposed to fix a definitive time for the use prospective, & accords to the Catholic Church Five Years more from the date of this confirmation, within which to build upon said lot, & put it to the uses originally intended in the Kings grant. Within which period, if it be not so occupied, the Claimants will be deemed to have abandoned it, & it shall revert to the Minister of the Interior, for the use of the Hawaiian Government.

Boundaries upon resurvey by Theophilus Metcalf, at the order of this Board, viz: -

"Notes of Survey of Catholic Mission place in Kalaanikahua, Honolulu -

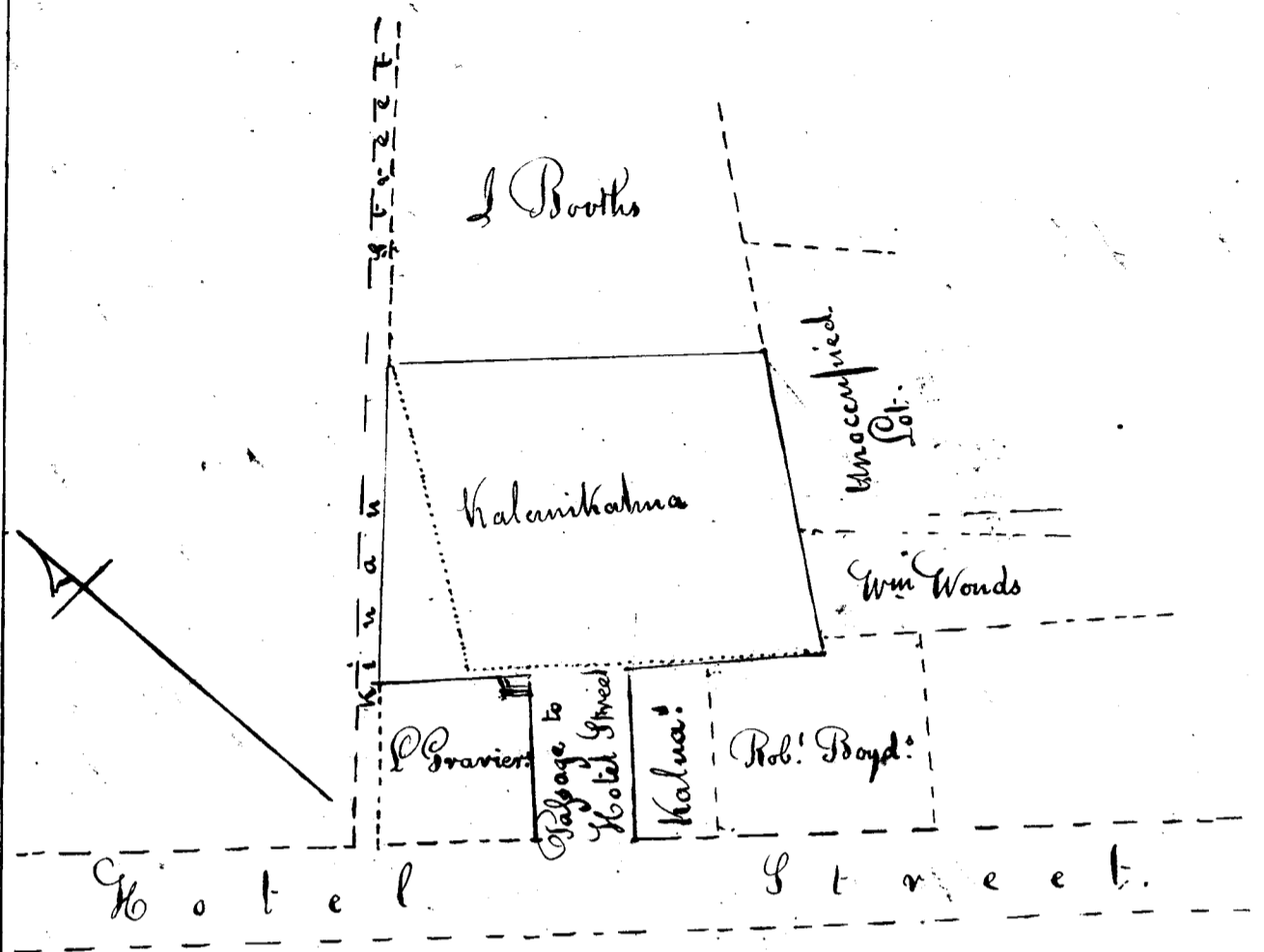
Commencing at North Corner of this Place on Kinau Street (Booble Atley) joining west corner of Joseph Booths place (the Burns place) & running South  $42^{\circ} 15'$  East 2 Chains along Mahai side of J Booths place to an unoccupied lot at East Corner of this - Thence South  $36^{\circ} 45'$  West 1 Chain  $4\frac{1}{2}$  feet along unoccupied lot of Wm Woods to Rob. Boyds place Thence North  $45^{\circ} 15'$  West 2 Chains 27 feet along Rob. Boyds - Kalua passage to Hotel Street & Lewis Gravers place to Kinau Street - Thence North  $51^{\circ} 30'$  East 1 Chain  $50\frac{10}{12}$  feet along Kinau Street to place of Commencement: taking in all surrounding walls, & including an area of Fathoms 457 Feet 30.

Note - The passage to Hotel Street is 33 feet wide - the mauka



1424

West end is  $53\frac{3}{12}$  feet from Kinaw Street - the Makai  
West end is  $57\frac{1}{12}$  feet from Kinaw Street.



N.B. The above survey is as the walls now stand, but the dotted lines in diagram give the length, breadth & area according to deed.  
Note - This lot ordered to be defined by the Board in accordance with the deed. See Page 399.

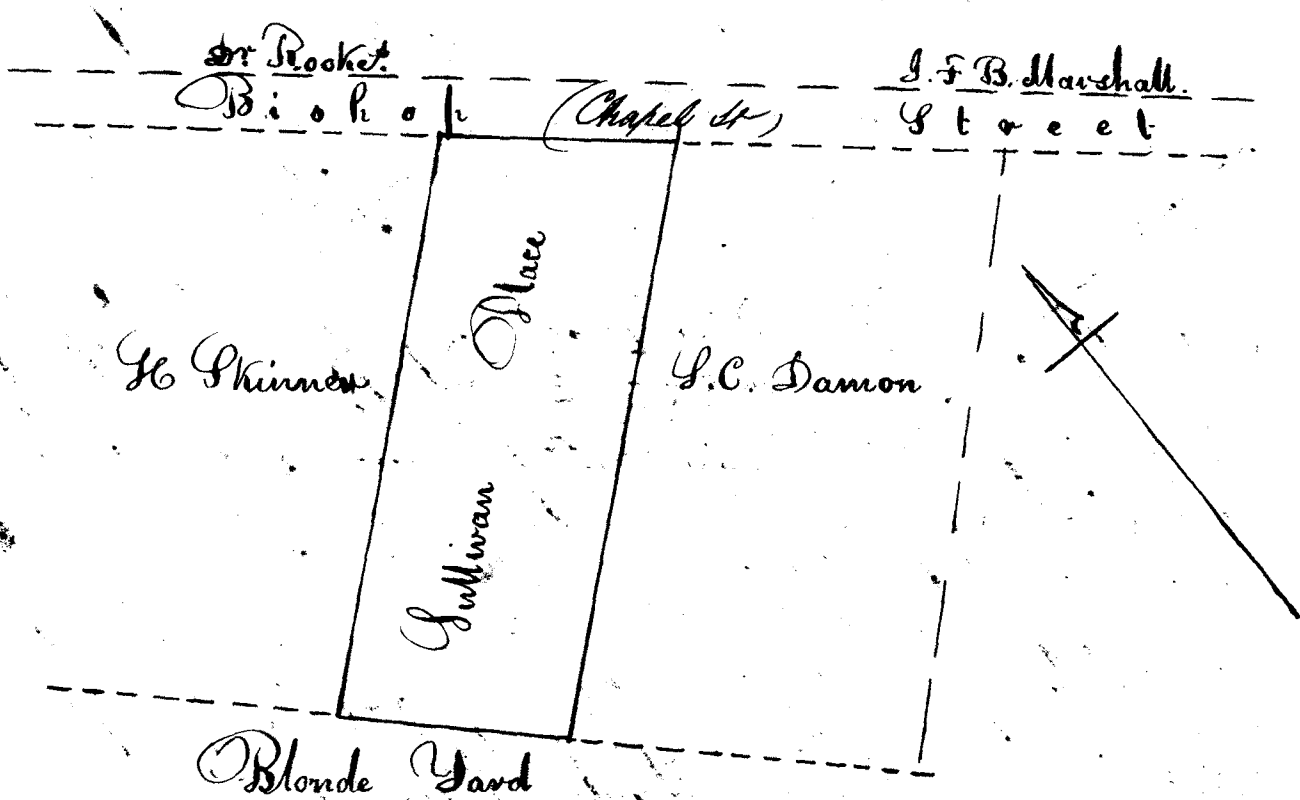
M.S. Lee

Claim No. 11.

"A certain other piece of land in the Town of Honolulu, Island of Oahu, bounded by the premises heretofore of Rev. John Diell, in his life time, on the East by the premises of Henry Skinner, on the West. At the Premises known as the Blond, on the South West. that is to say - from the street to the Blond wall, is 200 feet. from Mr. Henry Skinner to the Rev. John Diell's on the end next to the Blond is 77 feet; and on the end next to the Street  $7\frac{1}{4}$  feet." This land is upon actual survey by Theophilus Metcalf Esq., thus demarked & bounded. viz. -

"Notes of Survey of the Sullivan Place in Honolulu Commencing at East corner of this lot on Bishop Street, joining North corner of the Rev. John Diell's"

145  
 Mr. Diells lot (Seamans Chaplain place) now occupied by J.C. Damon  
 and running North  $47^{\circ} 30'$  West, 1 Chain  $14 \frac{1}{2}$  feet along Bishop  
 Street to Henry Skinners dwelling house lot. Thence South  $50^{\circ}$  west  
 3 Chains  $7 \frac{1}{2}$  feet along H. Skinners lot to the Blonde Yard.  
 Thence South  $44^{\circ} 15'$  East, 1 Chain  $14 \frac{1}{2}$  feet along the Blonde  
 Yard to Seamans Chaplain Place. Thence North  $50^{\circ} 30'$  East  
 3 Chains  $12 \frac{1}{2}$  feet along Seamans Chaplain Place to Bishop  
 Street: place of Commencement - including an area of  
 April 8<sup>th</sup> 1847. Fathoms 463 Feet 26.  
 (taking in all surrounding Walls.)



There are several Facts connected with this lot worthy of notice:  
 In the 1<sup>st</sup> place, it does not appear that Eugene Sullivan, who, on  
 the 2<sup>d</sup> day of January 1841, granted it to the Right Rev. Stephen  
 Roucholze, Bishop of Neopolis, & his heirs & assigns for ever -  
 had, himself, any title whatsoever; - or at most, a better title  
 than the usage of the Country: as in the numerous cases already  
 considered. This would only have entitled Sullivan to a free-  
 hold Estate, less than allodial & no more: & not to a Fee-simple:  
 which he purports to have conveyed. He could not convey a  
 greater estate than he had. Of this defect, both Sullivan &  
 his Grantee seem to have been at the time, aware; for by a  
 separate & subjoined clause to the deed, it was thought neces-  
 sary that Sullivan should warrant the Title as against  
 the Hawaiian Government particularly. Such a guarantee  
 made in so marked a manner, has the effect to throw  
 upon the Grantee upon his Guarantor, in case of a legal  
 failure of the title guaranteed: & thus makes Sullivan, &

no one else, responsible to Bishop Rouchouze, in case the grant were not confirmed. The Grantee accepted Sullivan's security, & was at the time, satisfied with it, and cannot now set up its inadequacy.

In the next place, the Land does not appear to have been granted to the Catholic Church: but to the Rev<sup>d</sup> Stephen Rouchouze personally, as his private property. This is, legally speaking, as well as considered in a common sense view, denoted by the words of the Instrument: "his heirs & assigns, to his & their use & behoof for ever." Nor does it appear that Bishop Rouchouze ever conveyed it in like formal manner to eleemosynary uses: which would have required a trustee of some sort. The words "Bishop of Nicopolis" are considered in law, merely descriptive, when so connected with his "heirs and assigns." But, it nevertheless appears from the following Instrument, that the Rev<sup>d</sup> Stephen Rouchouze bequeathed all his Property, present & prospective, to Louis Desire Maignet: who, as Catholic, apostolic Prefect, has apprized this Board, that he disclaims any private ownership in this land: but considers it, as intended for the use of the Catholic Church.

(Copy of Will of Bishop Rouchouze presented to this Board for file on 22<sup>d</sup> of February 1847. by Rev<sup>d</sup> L. Maignet.) "Je Soussigne Etienne Rouchouze, dit Evêque de Nicopolis et Vicaire Apostolique de l'Océanie orientale, donne tous mes biens présents et avenir à Monsieur Louis Desire Maignet. Fait à Gambier le 20<sup>th</sup> Novembre 1838.

B Rouchouze Ev: de Nicopolis et vic. apost.  
This, in equity, will justify this Board in departing from the strict words of Sullivan's grant, and decree it to eleemosynary uses. There can be no rational objection urged against the trusteeship of this & the other lands, in the way now newly provided by law for all Religious designated bodies: when the Government overlooks so many just & radical reasons for rejecting this & the other claim, & when such trusteeship is purely intended for the sake of political & civil System.

Honolulu  
10<sup>th</sup> May 1847

William Richards  
J. K. Kasehiga  
Boasuli  
Kaunwai  
John Ricord

See account of Costs in these several Claims  
 No 39, 40 & 41 included in that of No 43. Page 170.  
 The whole of these Claims having been delivered under  
 date of 19 January 1849.

Claim No 42. L. D. Maigret

This claim consists of Land in Manoa Valley, in the  
 Island of Oahu, upon which there are Kato patches cultivated  
 by fixed Tenants, according to the usages of the Country,  
 defined by the law of 7<sup>th</sup> of June 1839. It was conferred  
 upon Richard Charlton for the term of 28 Years from the  
 7<sup>th</sup> of March 1827 by Boki, agent of the Government,  
 who was Konohiki of the Land; for the consideration of  
 \$500. The duties of the Konohiki or Landlord go with  
 it to the Transferee, & his Rights are no greater.

The term of this concession expires in eight Years from  
 the 7<sup>th</sup> of March 1847. or on the 7<sup>th</sup> of March 1855.

The King by written act dated 18<sup>th</sup> April 1840, dis-  
 tinctly admitted the validity of Charltons rights in this Con-  
 cession: & behind the Royal acknowledgement this Board  
 is not disposed to go. Suffice it, that on the 29<sup>th</sup> day of  
 October 1844, Richard Charlton formally transferred by  
 deed, all his Rights in this Land to the Claimant; and  
 these are therefore confirmed to him.

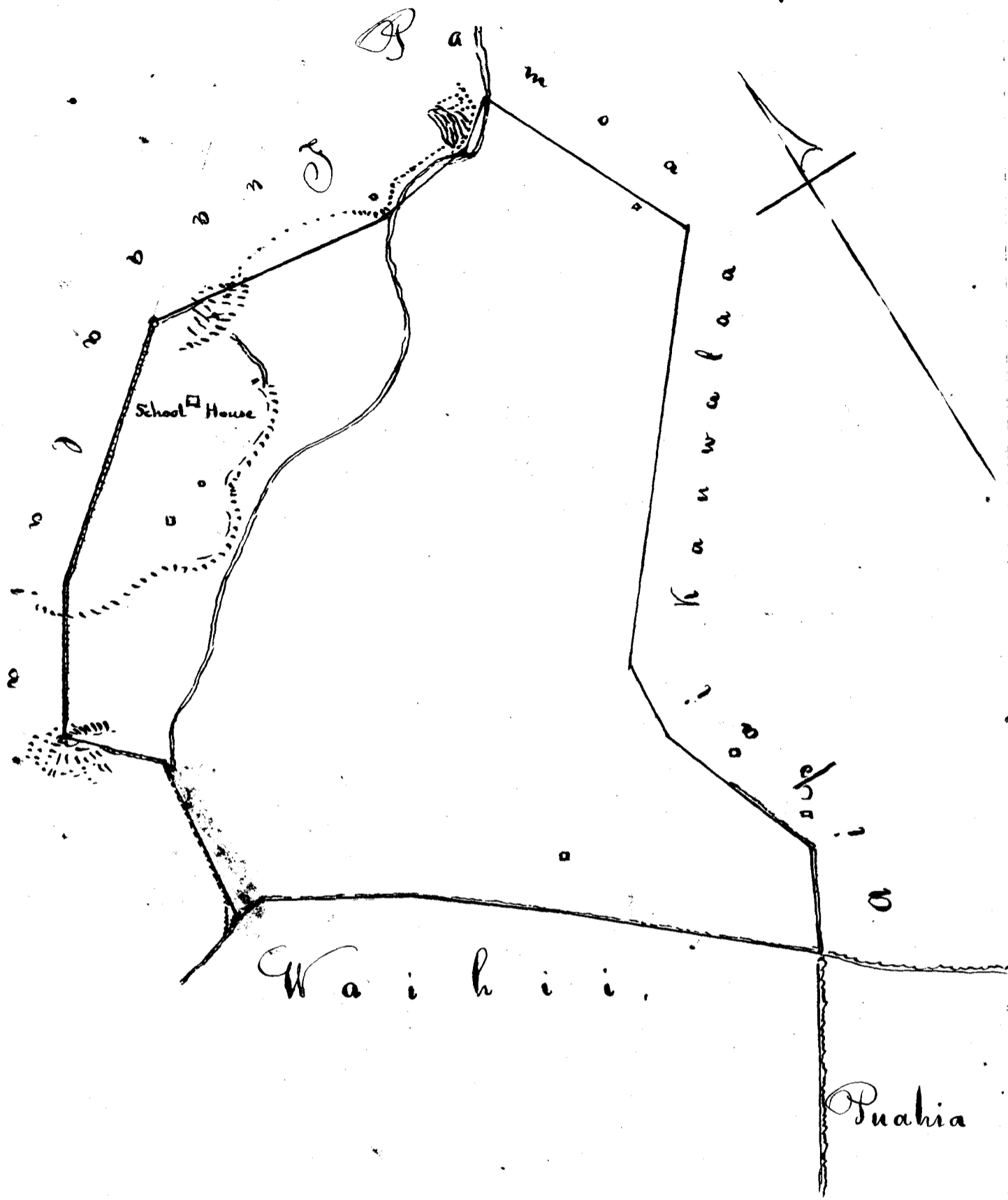
Boundaries as described by Theophrastus  
 Metcalf Esq. on 20<sup>th</sup> April 1847.

"Notes of Survey of Waiale in Manoa Valley -

Commencing at North West Corner of this  
 land at corner of Stone Wall above & Mauiha of School house  
 and running South 49° West 8 Chains 29 <sup>3</sup>/<sub>12</sub> feet along  
 stone wall, the boundary line between this land & Heaaloia  
 to large rock in wall marked & on side of it by pig-pen -  
 Thence South 29° 30' West 4 Chains 37 feet across hollow & to  
 long rock marked & on top of stony knoll. Thence South 46°  
 East 3 chains along Kanewai to corner of Stone wall & thence  
 South 8° 41' West 5 Chains 23 feet along Kanewai to stone on

E of west wall marked +, 12 feet below junction of walls -  
 thence North  $81^{\circ} 30'$  East  $55 \frac{3}{12}$  feet along wall to angle -  
 thence South  $61^{\circ}$  East  $\frac{1}{4}$  Chains  $59 \frac{1}{2}$  feet along Stone wall,  
 the boundary line between this land called Waitii to  
 slight angle in wall - thence South  $54^{\circ}$  East  $\frac{1}{4}$  Chains  $10 \frac{7}{12}$   
 feet to angle in wall - thence South  $51^{\circ}$  East  $8$  Chains  $6 \frac{7}{12}$   
 along Waitii to junction with wide stone wall at South  
 East Corner of this land - thence North  $24^{\circ} 41'$  East  $3$  Chains  
 $10$  feet along wide wall of land called Aipai to angle -  
 thence North  $20^{\circ}$  West  $5$  Chains  $37 \frac{7}{12}$  feet along Aipai  
 to pile stones by old wall of water run - thence North  
 $2^{\circ}$  East  $2$  Chains  $23$  feet to large rock marked + by  
 path water run of halo patch - thence North  $35^{\circ}$  East  $13$   
 Chains  $20$  feet along land called Kuuwalaie to pile of  
 stones on the kula at North East Corner of this land -  
 thence North  $35^{\circ}$  West  $7$  Chains  $18 \frac{1}{2}$  feet along land  
 called Pamoia to long stone in water run - the extreme  
 mark point of this Land - thence South  $50^{\circ}$  West  $1$  Ch:  
 $50 \frac{7}{12}$  feet along water run beside pali to large rock  
 marked + below high rocky knowl (puu) - thence South  
 $82^{\circ} 45'$  West  $3$  Chains  $6 \frac{7}{12}$  feet along near water run to  
 rock + on side of it above water run by rocky point  
 in pali - thence North  $83^{\circ} 30'$  West  $7$  Chains  $46$  feet along  
 pali to rocky puu (knowl) & up it to place of Com-  
 mencement - including an area of  
 Acres  $36 \frac{1}{10}$

See diagram in next page.



Board of Commissioners for Land Claims  
 Adjudication of Claim No 42. S. D. Mairret

Do.

To Incidental expenses of advertising Claimants  
 the public Notice of Commissioners to quiet  
 Land titles to all; & of Room hire while  
 engaged in the investigation of their

	\$	
Claims -		1
To action (motion & adjournment of this claim on 23 <sup>rd</sup> of June 1846.		1
To Citation for attendance on 1 <sup>st</sup> July		50
To action of Commissioners in the matter of this claim on 1 <sup>st</sup> July		1
To draft of depositions reduced in Relation to this claim (fol 6)		3
To Mr Metcalfe's Bill of Survey of the lands		7
To engrossing Copy of survey (fol: 5)		2
Report of Commissioners this day rendered on the above claim		5
		21
	Less	1 50
		19 50

Honolulu  
10<sup>th</sup> May 1847.

William Richards 19 50  
 J. H. Kanehoo  
 John Ricord  
 J. Kaunwai  
 J. mede

See Award in C. No 43  
Page 470.

Catholic Mission Claim No 43 postponed

Claim No 44 P Rhodes & Co postponed

Claim No 45 John H. Kumpfister postponed.

Claim No. 46. Joseph Maughan.

151

This Claimant requests confirmation, in the name and for the use of his Wife, Cruz; a native woman: daughter of Francis Pauls de Marini; & his children, born of said Cruz.

It appears from the testimony, that in the fall of 1833 Captain Maughan requested Stephen Reynolds Esq. to superintend, & cause a house to be built for him. Mr. Reynolds procured the stone for a foundation, & got Wanemaka to make the adobies for the house in the Summer of 1834.

After getting the adobies on the spot, Marini, - Maughan's father in law, went with Mr. Reynolds & laid out the ground for a building, & a small yard around it, upon which Premises, Mr. Reynolds built the house accordingly.

Mr. Reynolds had the precaution to speak to his Majesty about building the house for Captain Maughan, who told him to go on & build it. During the frequent absence of Captain Maughan upon whaling voyages, he has always left Mr. Reynolds as his agent, who has supplied his family as they wanted, & has never heard of any opposition or interference of any one with the Lands.

This claim comes under the first Rule, & We accordingly confirm it to Cruz Maughan, & the heirs of her body descended of Captain <sup>Joseph</sup> Maughan, as a Freehold Estate, less than allodial, to be commuted to a fee simple, upon payment of one third the unimproved value of the land; to be ascertained on appraisement, by order of the Minister of the Interior.

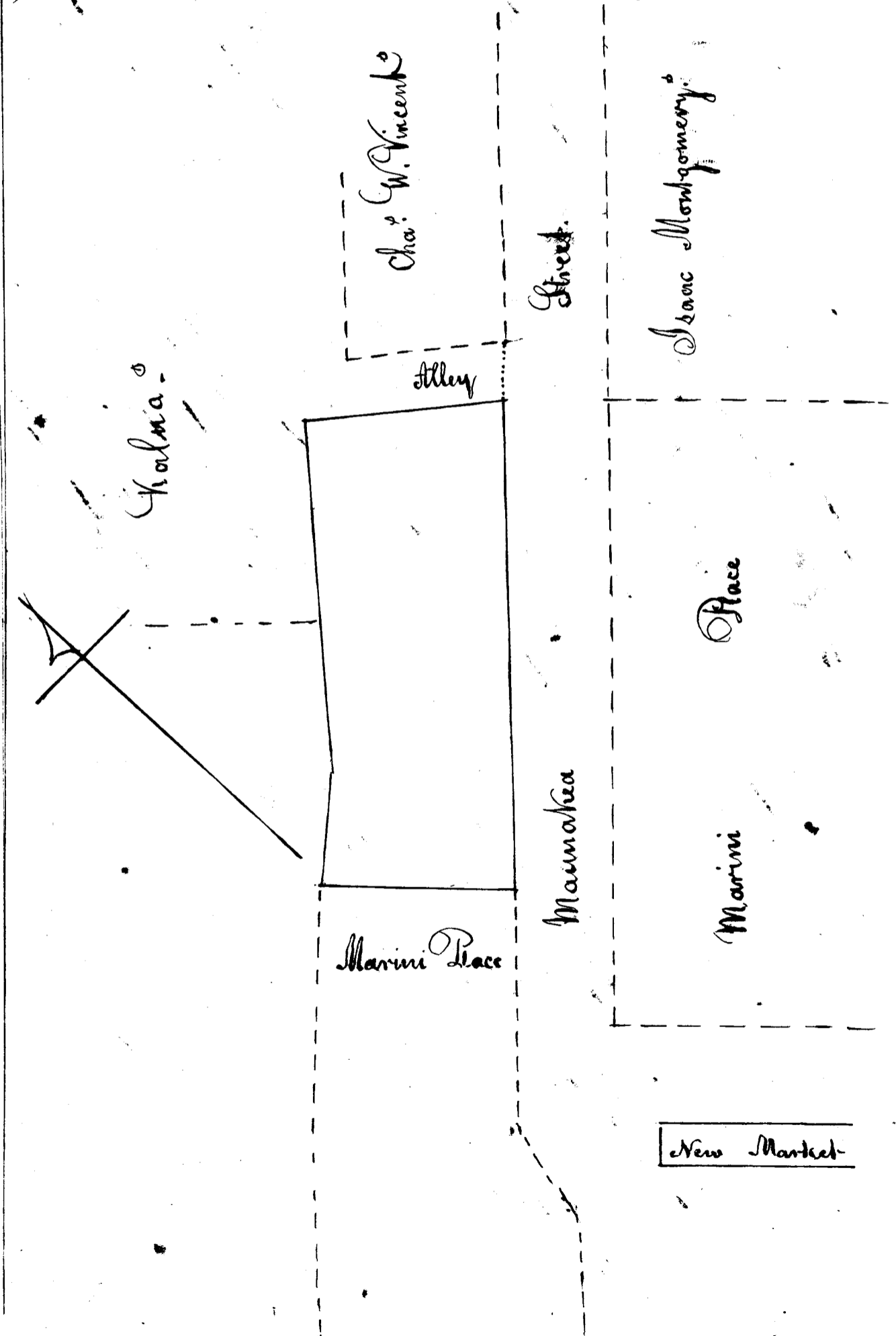
Boundaries as described by Mr. Metcalf: -

" Notes of Survey of Joseph Maughan's dwelling house lot in Honolulu. -

Commencing at East corner of this lot joining Maunakea Street & alley dividing this from Chas. W. Vincent's dwelling house lot, & running North 48° West  $\frac{3}{4}$  chain along alley to North corner of this lot joining Kalua's premises. Thence South 44° West 1 chain 28  $\frac{1}{2}$  feet along Kalua's & Moo's lots to slight angle in wall. -



Thence South  $51^{\circ}30'$  West  $25 \frac{1}{2}$  feet along Moo's lot to West corner of this lot. Thence South  $40^{\circ}30'$  East  $48 \frac{1}{2}$  feet along between this & another part of the Marini premises to Maunakea Street. Thence North  $46^{\circ}$  East 1 chain  $60 \frac{1}{2}$  feet along Maunakea Street to place of Commencement; taking in all surrounding Walls; & including an area of  
 April 11 1847. Fathoms 165 - Feet 21.



Board of Commissioners for Land Claims.  
Adjudication of Claim No. 46 Joseph Maughan D<sup>r</sup>

To incidental expences of advertising claimants the Public Notice of Commissioners to quiet Land titles to all; & of Room hire while engaged in the investigation of their claims	1	
To action, motion & adjournment of Commissioners in the matter of this Claim on 6 <sup>th</sup> of May 1846	1	
To draft of depositions in Relation to this Claim reduced fol: 2	1	
To Citation for attendance on 16 <sup>th</sup> of May		50
To letter addressed by the Board to his Majesty in relation to this Claim	1	
To letter addressed to the Premier in relation to the same	1	
To action of the Board in the matter of this claim on 12 <sup>th</sup> May	1	
To draft Testimony reduced & engrossed in relation to this claim on 12 <sup>th</sup> May fol: 2	1	50
To Surveyors Bill \$5 Engrossing Copy of survey fol: 51	6	
Report of Commissioners this day rendered on the above claim	5	
	19	

Honolulu  
10<sup>th</sup> May 1847.

Costs \$ 5.50  
Am. 13.50

William Richardson  
J. M. Ransford  
Kaunani  
L. Kaunwai  
John Ricord

Hulu 47.

Kauniohuna.

Ua hooli o Kauniohuna i ke kuleana o Poha, a na hui mai ia makou e hooku nona ia wahi, no ka mea via ka hoolina o Kalamalu. I ka hookulokoli ana i ka olelo no Hulu 36-Poha, na hokakahaia ke ano o keia kuleana, a like me keia olelo, ke hookolo nei makou i keia, ua nele o Kauniohuna.  
A penia via e uku mai ai no ka hoo.

kolokolo ana.

No ka rumi a me ke pai ana i ka olelo ma ka Nu Pele	1	"
No ka hana ana i ka la 23 o June 1846	1	"
No ke kope ana i ka olelo a Keoni Ana, ka hoike, 200 hualelo	1	"
No ka hana ana i ka la 30 o June "	1	"
No ke kope ana i ka olelo a Keliakonuia, a me Kekuianava 300 hualelo	1	50
Pau loa	\$5	50

Honolulu  
 10 May 1847  
 (Report)

William Richards  
 John Ricord  
 W. K. Keolu  
 T. Kaunani  
 Isaac Li

Hele 48. - Kahanaumakai ua ho'panuia

Hele 49. - Keohokalole. - Report

He koi keia i kua i ko Napahi laua o Kekuialaia, a ua koi mai o Keohokalole nona i ka ho'kolokolo ana ua maopopo o Keohokalole ka ho'okina o Hikanaka, a ua maopopo ka haawi ana o Lilika i kela wahi ia Hikanaka mamua i ka makahiki 1831 i wahi e kuu ai ka hale paipu a me ka hale opeope a me ka hale aipuniu no ke Alii, no ka mea o Hikanaka ka Puukuu ia manawa. Aole komo keia iloko o ka olelo a ka Poe Ahuolelo i ho'okolo ai, no ka mea, aole e noho ana o Keohokalole ma malaila i ka makahiki 1839 i ka wa i kani ai ke Kanawai a i na hiki i kela kanaka keia kani i keia wa ke kii aku i na wahi a pau kahi a lakou i noho ai, a o ke lakou makua paha, ina pila haunaele ino loa. Ua maopopo no hoi, ua haawia kela wahi ia Hikanaka i mea e pono ai ke



No ka hooholo ana i ka olelo

5	"
12	"

Pauloa

12	"
----	---

10 May 1847

(Rejected)

William Richards  
John Reed.  
J. Kamehameha  
L. Kamehameha  
S. Kamehameha

Claim No 51. Henry Farmer. postponed

Claim No 52. John Brofseau. postponed.

Hele 53. - Kaailauhala.

He kuleana i hoopaaapa nuia keia. Ua hoi mai ua e hooke makeu mona kahi ana e noho nei a me kahi o Punahale. Aka, i ka hooholoholo ana, ua akaka ua noho no lana elua ma ke lana wahi mai ka wa ia Tiholihu mai, a nolaila he kuleana ko lana elua. Ua maopopo no hoi i na hoike, ua hooholo ke kii i ka olelo pela mahope mai o ka make ana o Kinau; a ua paa hoi ia olelo, no ka mea, ua pono. Aka, he kuleana viaio no ko Kaailauhala ma hona pa iho: eia hoi na palena.

Ua hoomaka ana ma ka lihi makai o ke Alanui Kula Kii, ma ke kiihi Kikina Kahu hoi o ka pahale o Kauhala, a mae aku ka aoi mua i ka N. 42° 36'. a holo aku 7 kapuai 4 inaha a hiki i ke kiihi Kikina Kema o ka pahale o Kapehe, - huli i ka N. 48° 36'. a holo aku 1 kaulaha o 17 kapuai 4 inaha a hiki i ke kiihi Komohana Kema o ke Kapehe pahale, - huli i ka N. 41° 30' N. a holo i 61 kapuai 4 inaha, a hiki i ke kiihi K.

mohana Akau no o ka pahale no o Kapuhe, - huli i ka Ke. 49° N. 41 kapu'ai 4 inihā, a hiki i kahi kekee o ka pa o John Meek, - huli i ka Ke. 34° 30' Ki. a holo i 32 kapu'ai 8 inihā, a hiki hou i kekahi wahi kekee o ka pa o John Meek, - huli i ka Ke. 56° 30' Ke. a holo 29 kapu'ai 4 inihā, a hiki i ke kahi Kikina Akau o ka pahale o Keaka, - huli i ka Ke. 34° Ki. a holo 1 kaulahao 5 kapu'ai 4 inihā, a hiki i ke kahi Kikina Kema o ka pahale o Keaka, - huli i ka Ke. 46° 30' Ki. a holo i 1 kaulahao 29 kapu'ai 4 inihā, a hiki i ke kahi Kikina Akau o ka Hale Iepo o Koa, - huli i ka Ke. 48° Ke. a holo 3 kapu'ai 4 inihā a hiki i ke kahi Komohana Akau o ka pahale o Kauhola, alaila, huli i kahi i hoomaka'i Ke. 34° Ki. a holo i 1 kaulahao 6 kapu'ai. Eia hoi ka ili maloko, he 29 roa.

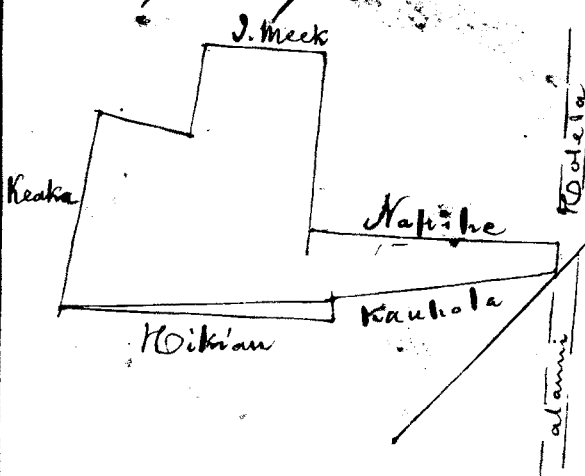
Oia pa ka makou e hooko nei no Kaailauhala, mamuli o ka Kele 1 o ka olelo a ka Poe Koaolelo i hoo-holo ai he kuleana nui hoi malalo iho o ke ano alodio. Loaa nae ia ia ka palapala sila nui e alodio ai, ke utu mai via i ke ke Kupuhi hapakolu. A eia hoi kana e iku ai no ka hookoloholo ana.

No ke pai ana i ka olelo iloko o ka  
 Nu Pepa a no ka rumi hoi  
 No ka hana ana i ka la 11 o Augate  
 No ke kope ana i ka olelo a na hoike  
 ia la 400 huadeto  
 No ke ana ana i ka pa  
 No ka olelo i hookohia

1	"
1	"
2	"
2	"
5	"
<hr/>	
12	"

10 May 1827.

William Richards  
 John Ricord  
 J. Kasehoo  
 L. Kaanawai  
 Soane Si



Claim No 604. Henry Sea Esquire.  
Public Administrator.

By a special vote of the Commission to quiet land titles, the regular order of business was suspended for the purpose of giving immediate attention to this claim, for reasons presented to the Board.

The Claimant is Henry Sea Esquire, as administrator of the estate of Richard Ford M.D. an intestate foreigner, deceased:— said Sea being Marshal of the Hawaiian Islands.

It appeared in evidence taken by this Board on the 14<sup>th</sup> of July 1847. that the present Governor of Oahu M. Kekuanaoa, previous to his appointment as governor, gave to John Jason (describing himself in his deed to Montgomery a native of France) the liberty to live upon and occupy the Premises in question, on condition of Jason's rendering certain services to him as a blacksmith, so long as he should live there. These conditions were complied with, and Jason occupied the site until August 1844, when he sold it to Isaac Montgomery: the deed of which sale is before the Board.

In November of the same year, Montgomery gave a quit-claim of his Right to Jacob Stipplebeen and endorsed a certificate of the same on the back of the deed given by Jason to him.

Stipplebeen renounced all further claim to the Premises, before this Board on the 14<sup>th</sup> of July as above named, stating, under oath, that he had delivered them over to Richard Ford, in exchange for certain other premises received by him from Ford in Waikiki.

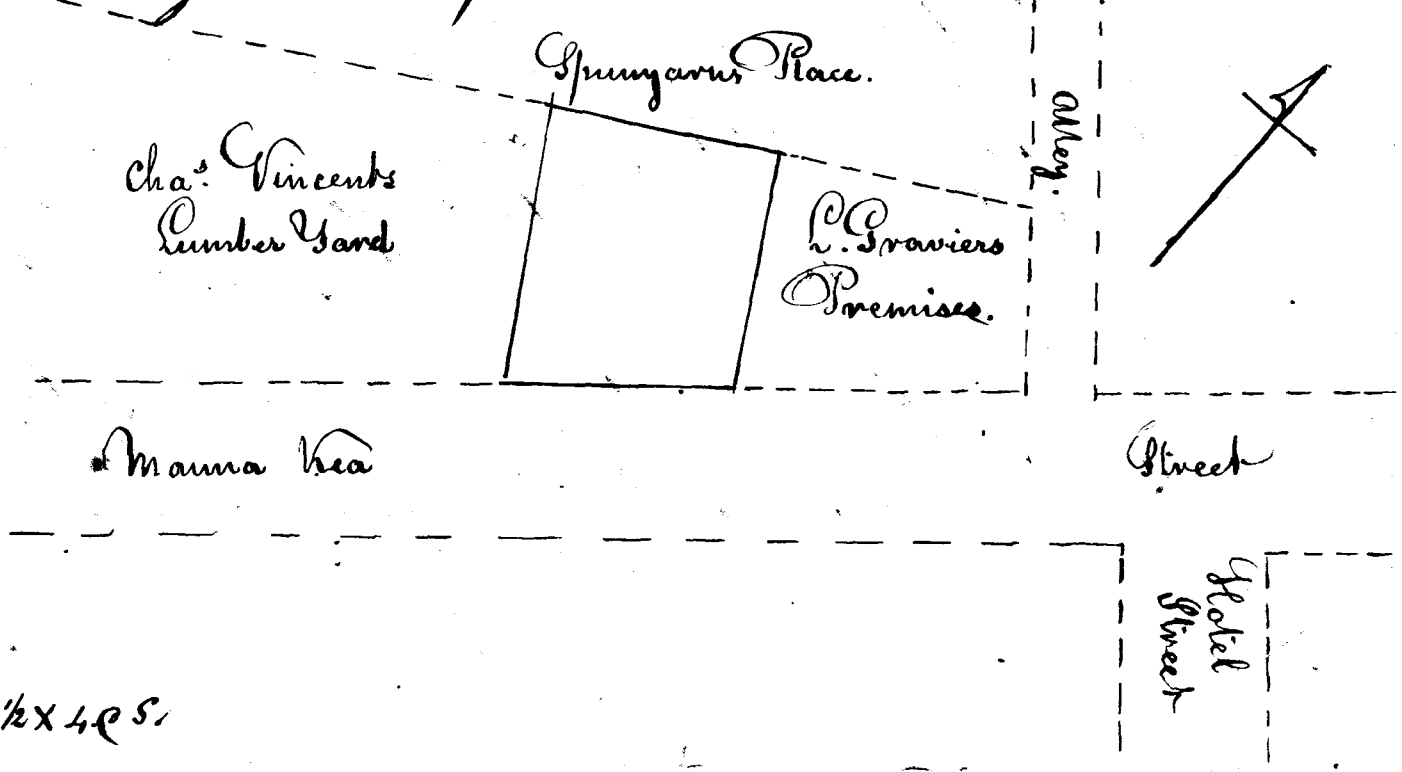
It is clear therefore, that all the right which Jason could transfer, was in Ford, at the time of his death:— the only doubt which remains, is, in relation to Jason's title, which, in accordance with the only testimony exhibited, was originally

conditional: - but the Governor stated, that he considered it now "entirely gone from him."

This claim, therefore, comes under No. 1 of the Rules of the Board, and we accordingly award to Henry Lea Esquire, as administrator on the Estate of the late Richard Ford M.D. a Freehold title, less than allodial, to the lot as described by the following boundaries & ascertained by Mr. Metcalf in his Survey taken by order of the Board: - For, and in behalf of the heirs unknown, nearest of kin to Richard Ford, deceased, and subject to prior demands.

"Notes of Survey of the 'Dr. Ford's Place' in Kikihale Honolulu"

Commencing at South corner of this lot on N. west side of Mauna Kea Street & joining Charles Vincents Lumber Yard on ~~East~~ side of this, and running North 49° 15' East 38 3/12 feet along Mauna Kea Street to House lot owned by Lewis Gravier: thence North 32° 15' West 43 feet along L. Graviers lot to Spuryarns (Panianis) dwelling house lot: thence South 61° 45' West 13 1/12 feet along Spuryarns place to slight angle in wall: thence South 57° West 27 1/12 feet along Spuryarns to North corner of Cha. Vincents Lumber Yard: thence South 35° 30' East 49 1/2 feet along Cha. Vincents Lumber Yard to place of Commencement, including an area of Fathoms 51. Feet 4."





Any Hawaiian Subject, purchasing the above <sup>Estate of the</sup> Administrator, will be entitled to a Patent in fee simple for the same, on paying  $\frac{1}{4}$  the appraised unimproved value thereof, and any Alien, without commutation, will be entitled to a tenancy for life, or to a grant for Thirty Years, free of Rent.

Board of Commissioners for Land Claims.  
 Adjudication of Claim No 60, Henry Sea Esq. & Co

To incidental expences of advertising Claimants the Public Notice of Commissioners to quiet Land Titles to all, and of Room hire while engaged in the investigation of their claims		1	
To action, Motion & adjournment of Commissioners in the matter of this claim on the 14 <sup>th</sup> of July 1847.		1	
To draft of depositions reduced in relation to this claim	fol: 6	3	
To draft testimony reduced & engrossed in relation to this claim on 14 <sup>th</sup> July 1847	fol: 4	3	
To Surveyors Bill 58 engrossing Survey	fol: 3	6	50
Report of Commissioners this day rendered on the above claim July 30 <sup>th</sup> 1847		5	
To Engrossed Copy of the same	fol: 6	3	
Stamp		1	
		\$ 23	50

Hale Kaula  
 Honolulu  
 30<sup>th</sup> July 1847.

William Richards  
 H. Smith  
 W. Kaula  
 of Kaula  
 Ioane Li

161

Claim No 281. James Wood  
assigned to Jules Dudoit.

The present claim is of the simplest description, and comes under the first Rule established for the government of this Board.

It appears by the testimony taken on the 6<sup>th</sup> October 1847, that this land was given to the Claimant James Wood in 1838 by the King, and that he built a house upon it; and continued to reside upon it until the present time. This gift is well attested, both by witnesses, and by the acknowledgement of his Majesty to the Board.

Of the nature of the title intended, the Claimant's own admission before this Board, is sufficient evidence, stating—"The land was a free gift to him from the King, as long as he lived;— characteristic of all former grants of the King, in every instance when not otherwise worded."

There exist no private rights of occupancy in this plot; the boundaries of which have been ascertained and demarcated; and are annexed.

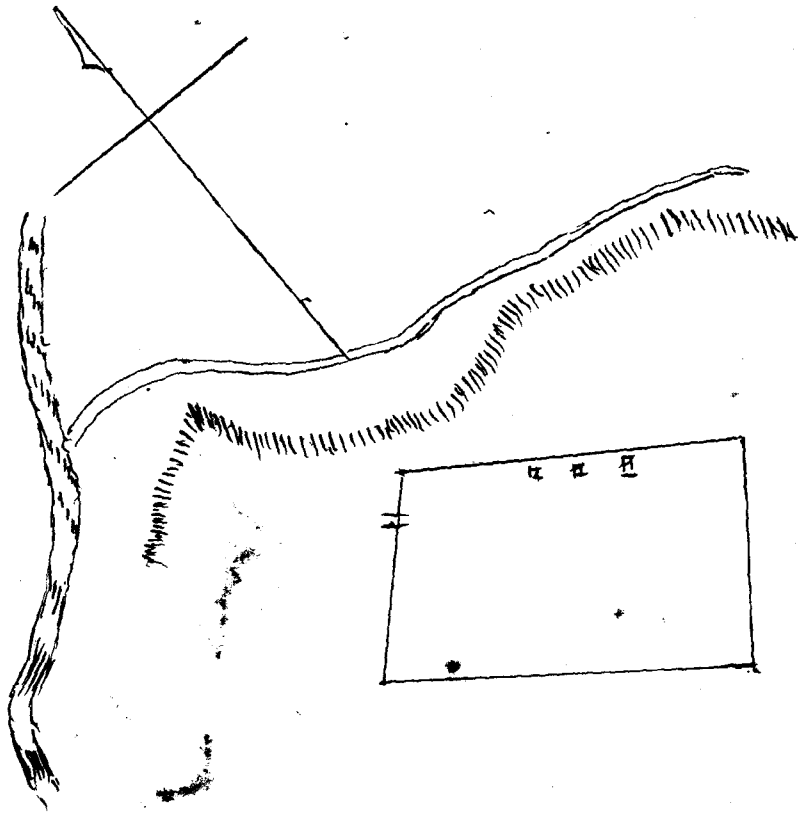
By a deed of sale of this place from James Wood to Jules Dudoit, and dated 22<sup>d</sup> February 1848; duly acknowledged and registered, in which is a clause inserted—"The right, title, and interest, in and to which piece of land, as hereby conveyed, or intended to be conveyed, to be subject to the final award of the Land Commission;"— We accordingly confirm the said land to Jules Dudoit, in a freehold title less than allodial;— subject at his discretion to Commutation as the laws prescribe, or for a grant of Thirty Years.

"Notes of Survey of James Wood's lot in Nahapaakai Nuuanu Valley" — by Theophilus Mescalf.

Commencing at Mauka North Corner of this land - joining land claimed by George Wood - and

162.

Running South  $43^{\circ}$  West. 2 Ch.  $11\frac{1}{2}$  ft. along stone wall to Makai, West corner of this land. Thence South  $53^{\circ} 15'$  East. 3 Ch.  $59\frac{5}{12}$  ft. along wall to South corner of this lot. Thence North  $35^{\circ} 30'$  East. 2 Chains  $29\frac{7}{12}$  ft. along wall to East corner of this lot. Thence North  $60^{\circ} 45'$  West 3 Ch.  $39\frac{7}{12}$  ft. along wall to place of Commencement - including an area of  
Feb 28. 1848. Fathoms 1035. feet 10.



Graviers stone wall.

Board of Land Commissioners  
Adjudication of Claim No 281 Jules Dudoit D<sup>r</sup>

To incidental expences of advertising Claimants and of house hire &c &c	1
action of Commissioners in relation to this claim on 6 October 1847.	1
Citation for attendance	50
draft deposition reduced in relating to this claim	1
" testimony " & engrossed	1 50
Bill of Survey by Mr Melcalf	5
Engrossing Copy of Survey	1
Report of Commissioners this day rendered on 1 <sup>st</sup> March 1848.	5
William L. Lee	
H. Smith	10
Hoale Kawaiia	
Honolulu	
1 March 1848.	
J. J. Kamae	
L. Kamae	
V. Kamae	

Claim No 44 Godfrey Rhodes and John B. Vonfister.

This claim is based upon a Sheriff's deed under date of September 30<sup>th</sup> 1845, by which R. Boyd, sheriff of Oahu, conveys to the Claimants for the sum of \$275, all the right, title and interest of John Bernard deceased, in and to certain land & premises, as described in a certain lease from J. Kaalilio to the said John Bernard under date of September 8<sup>th</sup> 1842.

Now, what is the title of Claimants? clearly their title is precisely the same as that of Bernard under the lease from Kaalilio of September 8<sup>th</sup> 1842. This no less and no more is their right. Whatever Bernard

derived from his Reaso Haalilio, in quantity, duration or privilege, was sold by the Sheriff on the 30<sup>th</sup> of September 1845, and purchased by the Claimants for the sum of \$275. This the Board cannot enlarge or diminish. The Reaso from Haalilio, which must be our main guide in determining the Title of the Claimants is as follows:

"I, J. Haalilio hereby lease a certain piece of ground at Hanalei Kauai, bounded as follows:

"On the West side of the Hanalei River, beginning at the aqueduct called Kulioko, the eastern boundary of Mr Charles Titcombes plantation, and extending up the Hanalei River, taking all the bottom land, exclusive of taro patches to the Mokuna between Kiloa and Chiaiolo, which comprises about 90 acres.

On the East side of the River, beginning at the Alapii of Kuakoo, and extending up the Hanalei River to the Mokuna between Kiloa & Chiaiolo, taking all the bottom land, which comprises about 160 acres, making in all, on both sides of the River about 250 acres of bottom land."

It is furthermore agreed that J. Bernard be allowed to run a fence in a straight line on the top of the hills above the Ravines for to secure his land from depredations, - to J. Bernard, to be used and employed by him or his heirs and assigns, for fifty years from this date, upon these conditions: - he is not to manufacture or sell any ardent spirits upon the said land, and he is to pay each & every year, to J. Haalilio, or his heirs, or assigns, the sum of Two hundred fifty dollars, as full Rent for said land; and when this Lease is fully expired he is to restore the said Land, together with all the buildings, enclosures and improvements thereon, to J. Haalilio, or his heirs, or assigns, the owners of the land. In Testimony of our mutual assent we bind ourselves, and our heirs or assigns to the fulfillment of the same, and subscribe our names this

8<sup>th</sup> day of September 1842.

Honolulu Oahu Hawaiian Is<sup>ds</sup> For J. Kaalilio

Signed in Presence of

Joane Si

J. P. Judd, J. Bernard.  
 We hereby give our approbation of the above lease of land - *Kamohamoha* *Waiapapa* *Waiapapa*  
 Under the above lease, and the deed given on the Sheriff's  
 sale, it is contended by the Claimants, that they are entitled  
 to the upland, intervening between the "bottom land",  
 and the "fence run in a straight line on the top of the  
 hill above the Ravines, for to secure his (Bernard's)  
 land from depredations." The Board after a care-  
 ful examination of the Lease to Bernard and the  
 Sheriff's deed, and the evidence offered, are clearly of  
 opinion, that the Claimants Title or leasehold is con-  
 fined to the Bottom land, and cannot include the  
 uplands.

The Board do therefore award to the Clai-  
 mants, Godfrey Rhodes & John Womphister all the bottom land  
 exclusive of taro patches named and described in the  
 lease from J. Kaalilio to J. Bernard, under date  
 of September 8<sup>th</sup> 1842, as follows: "On the West  
 side of the Hanalei River, beginning at the Aqueduct  
 called Kukiko, the Eastern boundary of Mr. W. Sitcomb's  
 plantation, and extending up the Hanalei River, taking  
 all the bottom land exclusive of Taro patches to the  
 Mokuana between Kiloa and Ohiaiole which comprises  
 about 90 acres; On the East side of the River beginning  
 at the Alapii of Kuahea, and extending up the Hanalei  
 River to the Mokuana between Kiloa and Ohiaiole, taking  
 all the bottom land, which comprises about 160 acres:  
 making in all, on both sides of the River about 250 acres  
 of Bottom land."

To have and to hold - their  
 Heirs and assigns for the unexpired term of Fifty Years  
 from the 8<sup>th</sup> day of September 1842, according to the  
 Conditions named in the aforesaid Lease from  
 J. Kaalilio to J. Bernard under date of September 8<sup>th</sup>  
 1842.

Board of Commissioners for quieting Land Titles.  
 Adjudication of Claim No. 4, Godfrey Rhodes  
 and John H. Vonpflister D. 15

To incidental expenses of advertising Claimants the public notice of Commissioners to quiet land titles to all; and of Room hire while engaged in the investigation of their claims	1
To action motion and adjournment of their claims on 1 <sup>st</sup> July 1846	1
Draft deposition reduced in relation to their claim	3 50
Citation & Subpoena issued for 3 <sup>rd</sup> July	1
Draft Testimony reduced and engrossed in relation to their claim on 8 <sup>th</sup> July	10 50
do do 14 <sup>th</sup> " 1846	2 25
Report of Commissioners this day rendered on the above claim	5
	24 25

Honolulu  
 Kate Kaauwila  
 3<sup>rd</sup> May 1848.

William L. Lee  
 P. Smith  
 Loaudi  
 O. Kawana  
 L. Kaamaat

Claim No 15. John R. Vonpflister

This Case is clear and simple: it is founded upon a lease from his Majesty Kamehameha III of the Premises claimed, to John Ramsay Vonpflister, the Claimant, for the Term of Twenty five Years from the 15<sup>th</sup> day of May 1841, upon the terms and Conditions named in said lease, which reads as follows: —

"Koolimalima Aina.

He koolimalima aku nei Kamehameha III a Kekahu apana aina, ma Kahaina Maui. Ii na palena o ia aina Paehi, ua pili i ka pa o Kaauwee, penei ka waikooana ma ke alanui, e hoomaka ai a holo inha i ka hikiina aku i 27 iwilei, ataita huli i ke komohana akau he hiina pu pono, a holo i 18 iwilei, ataita huli i ke komohana hema he hiina pu pono a holo i 27 iwilei ahike i ke alanui ataita huli hou a holo ma ka pa alanui i 18 iwilei i ke hike i olelo mua ai, ia John Ramsay von Pfister, i wahi e noho ai ia a me kona kooitina a me kona hope paha me ka malu no na makahiki he iwakalua kuma malima, mai ka la aku o ke kakauna o keia palapala, aole nae ia e puhitama aole hoi e kuai i ka lano ma ua aina la a e uku mai ia Kamehameha III kana kolu kala a i kona kooitina, a me kona hope paha, no keia makahiki keia makahiki ma ka la no kona noho ana ma ka aina, a pau na makahiki i olelo ai maluna, ataita e hoi hoi mai i ua aina la a me na hale maluna, a me ka pahala a me na mea a pau e pili ana ma ka aina, ia Kamehameha III a i kona kooitina a me kona hope paha ka mea nona ka aina.

A no ka ae like ana o makou i keia mau olelo ke hoopaa nei makou ia Inakouiko, a me ko makou mau kooitina, a me ko makou mau hope paha, i ka hookepono i na olelo a pau maluna o ke kakauna nei i Kou Makou mau inoa malalo iho, i keia la 15 o Mei i ka Makahiki 1841.

Doe ihi ma ka i ke kakauna  
I Kamehameha a i ka ke Kaba Kala. Jona Kapauna

Kamehameha III  
Kekaulaohi  
John R. Vonpflister

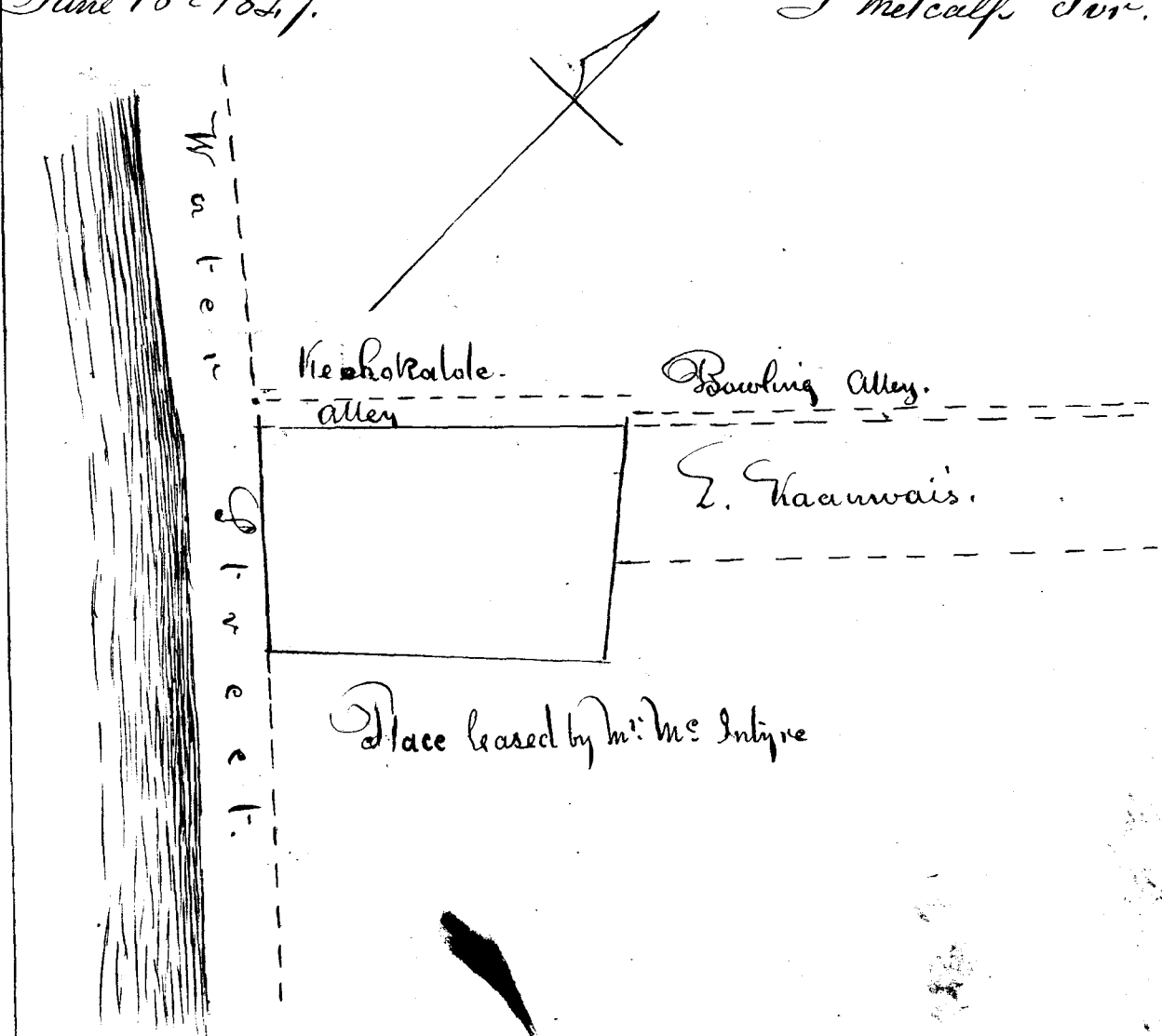


This Board do therefore award to the Claimant a Leasehold Estate to this Land as described in the annexed Survey, for the unexpired Term of 25 Years from the 15<sup>th</sup> day of May 1841, upon the Conditions expressed in the above Lease.

" Commencing at North Corner of this Lot, joining Lot owned by L. Kaauwai and alley on North side of this and running South  $48^{\circ}$  West  $17\frac{1}{2}$  ft. to West Corner of Cooks house on this Lot. Thence South  $43^{\circ} 45'$  West. 1 Ch.  $8\frac{7}{2}$  ft. along alley to Water Street, the West Corner of this Lot. Thence South  $49^{\circ} 30'$  E.  $55\frac{3}{2}$  ft. along Water Street. (bordering on Sea) to South Corner of this Lot. Thence North  $46^{\circ}$  E. 1 Ch.  $18\frac{3}{2}$  ft. along Lot leased by M<sup>c</sup>. Intyre to East Corner of this Lot. Thence North  $40^{\circ} 15'$  W  $57\frac{1}{2}$  ft. along M<sup>c</sup>. Intyres leased and L. Kaauwai's lot to Place of Commencement including an area of Fathoms 138. Feet 28.

June 18<sup>th</sup> 1847.

J Metcalf Sur.



Board of Land Commission.

Adjudication of Claim No 45. John R. Von Kester - 5<sup>th</sup>

To incidental Expenses of advertising Claimants the public notice of Commissioners to quiet land titles to all; and of Room hire while engaged in the investigation of their Claims		1	
To action Sec of Commissioners in the matter of his claim on 1 <sup>st</sup> July 1826		1	
draft deposition reduced in relation to his Claim	fol. 1.	2	
Citation			50
draft testimony reduced & engrossed	Sec fol. 1		75
" " " " " on 14 <sup>th</sup> July	fol. 1		75
Mr Metcalf's bill of Survey		7	
Engrossing survey	fol. 2	1	
Report of Commissioners this day rendered		5	
Honolulu - Hale Koa		19	
3 May 1828.			
W. L. Lee	To expenses of transfer & registering in Cl. 1 & 5	2	50
M. Smith			
Loardi	P.R. Cl. 6 <sup>th</sup> for apprais <sup>l</sup> in Cl 2	21	50
N. Namani	See P. 10 Transaction B. 122 Acc B.		
V. Kaunani			

Claim No 51.

Henry, Robert, Hannah and Nancy Farmer

The Claimants in this Case predicate their claim upon a Grant of these premises from Richard Charlton to their Father Henry Farmer deceased; from whom they assert a derivation by the natural law of descent. To prove that Charlton so conveyed to their deceased Father, a document has been filed with the Board, dated 10<sup>th</sup> February 1826. in which Charlton certifies, that in the Year 1827, he did grant to Henry Farmer, the land in question; and that he does now

give and grant the said land to Henry Farmer (then dead) to the full extent of his right therein.

What right Charlton had in this land, if any, does not appear. It is said that it is part of a Leasehold estate possessed by Charlton; but this Board have no evidence of this lease; or of the ground it includes. The grant of Charlton made to a dead man, and giving no boundaries to the premises granted, is quite too uncertain and indefinite in its character to serve as a basis for the Claim set up.

The Claimant's rights must therefore rest upon other grounds than Charlton's Certificate and quit-claim: - Entirely waiving then the consideration of Charlton's alleged Conveyance to the deceased Farmer, this Board finds a sufficient voucher for Claimant's Rights, in the law of 7<sup>th</sup> June 1839; and in the first Rule established for our adjudications; since according to the testimony of Stephen Reynolds, Andrew Auld and David Lyons - three of the oldest resident foreigners in Honolulu - the Claimants and their Ancestor have had its undisturbed possession since 1827 to the present time; and have improved it.

There are no Counter Claims set up to this land nor does it appear that any Native rights of possession exist in it.

We therefore award to the Claimants Henry Farmer, Robert Farmer, Hannah Farmer and Nancy Farmer the land in question according to the annexed Survey: - to hold as Tenants in Common, and as such, we do adjudge them a Freehold Estate therein less than allodial, which may be commuted for a fee-simple title, pursuant to the laws.

"Commencing at West Corner of this lot - at intersection of Beretane and street leading up towards Punch-bowl hill (on the Waaititi side of the Richard Charlton Place) and running south

40° 15' E. 1 Ch. 60 1/2 ft. along Beretani Street. to the Kaao-  
 aohema lot - Thence North 54° 30' E. 2 Ch. 42 3/4 ft.  
 along the Kaaoaohema lot (big Pen) to South Corner of  
 lot Claimed by Stephen Reynolds - Thence North 32° 15'  
 W. 1 1/2 Ch. along place claimed by S. Reynolds to Punch-  
 bowl Street - the North Corner of this lot. Thence South  
 63° 30' W. 2 Ch. 59 5/12 ft. along Punch bowl Street. to  
 place of Commencement including an area of  
 Fathoms 566. feet 29.

June 5, 1847.

J. Metcalf Sur

See diagram next page.

Board of Commissioners for Land Claims  
 Adjudication of Ct. No 51. Henry, Robert, Hannah  
 and Nancy Farmer. D:7

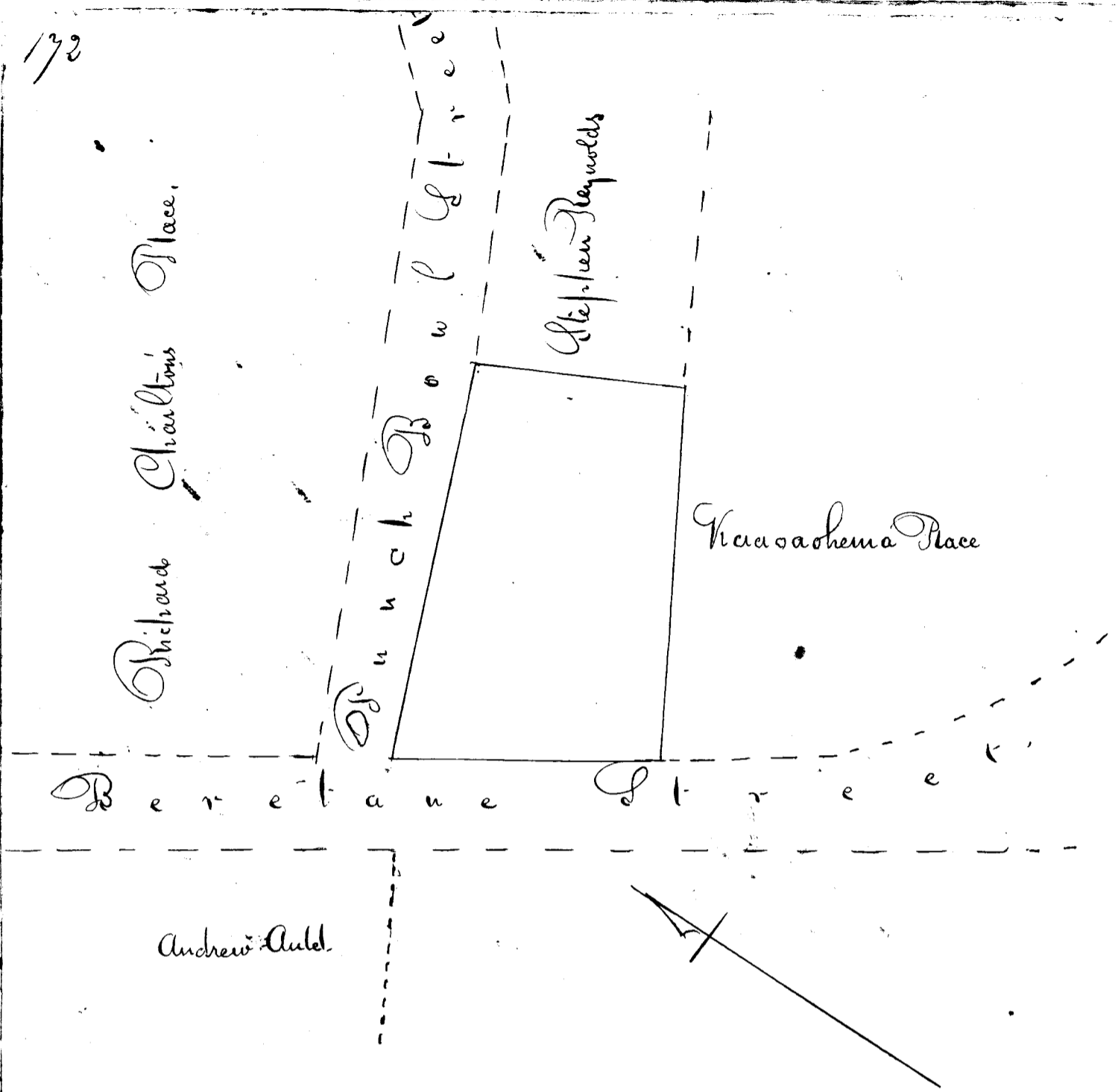
To incidental Expenses of advertising claimants  
 the public Notice of Commissioners to quiet  
 Land Titles to all: and of Room hire while  
 engaged in the investigation of their Claims  
 To action, motion &c in the matter of their

" claim on 7 <sup>th</sup> July 1846		1	
" draft dep <sup>n</sup> red <sup>d</sup> relating thereto	£5	2	50
" Citation for attendance			50
" draft tes <sup>n</sup> red <sup>d</sup> & Eng <sup>d</sup> 15 <sup>th</sup> July	£2	1	50
" " deposition reduced in Ct 131	£3	1	50
" Citation in Ct. 131.			50
" Action of Comm <sup>rs</sup> in Ct. 131 - 3 <sup>rd</sup> Nov <sup>r</sup> 1846		1	
" draft tes <sup>n</sup> red <sup>d</sup> & Eng <sup>d</sup> " "	£1		75
" Subpoena issued for S. Reynolds att <sup>r</sup> 10 <sup>th</sup> Nov <sup>r</sup> Ct 131			50
" draft tes <sup>n</sup> red <sup>d</sup> & Eng <sup>d</sup> on 2 <sup>nd</sup> June 1847	£1		75
" " " " 31 March 1848	£5	3	75
" W. Metcalfs Bill of Survey Ct 51.		5	
Engrossing Survey	£2	1	
Report of Comm <sup>rs</sup> this day rendered in Ct 51		2	50

Honolulu. Hale Nauwila  
 3 May 1848.

W. L. Lee  
 J. Smith  
 Louise hi  
 L. Kuanwai  
 C. A. Kawan

23 75



Claim No 52. John Brosseau.

The brief outline of this case is as follows; According to the Claimant's statement on file with this Board, he is in possession at the present time of a lot of land measuring 5 acres & 135 Rods; which lot was granted or given to him by one Kaliti Honohiki of said land, who afterwards acknowledged the gift of said land in the presence of his Exc.<sup>o</sup> J. P. Sudd.

The above mentioned land is not particularized by the Claimant in his statement, as to its locality; but by the Concurrent Survey of Mr. Melcalf attached we find it described as "John Brosseau's lot in Opukahi, Hanalei - Kauai;" which he estimates upon measurement (as stated above) at including

an area of "5 acres - 135 rods:" and after making a distinct survey of - "lot Enclosing John Brosseau's dwelling house" he estimates said lot at an area of "1 acre, 138 rods:"

The Claimant further states that he has built upon the land, and is anxious to obtain a life-estate in it, to prevent his being dispossessed or molested.

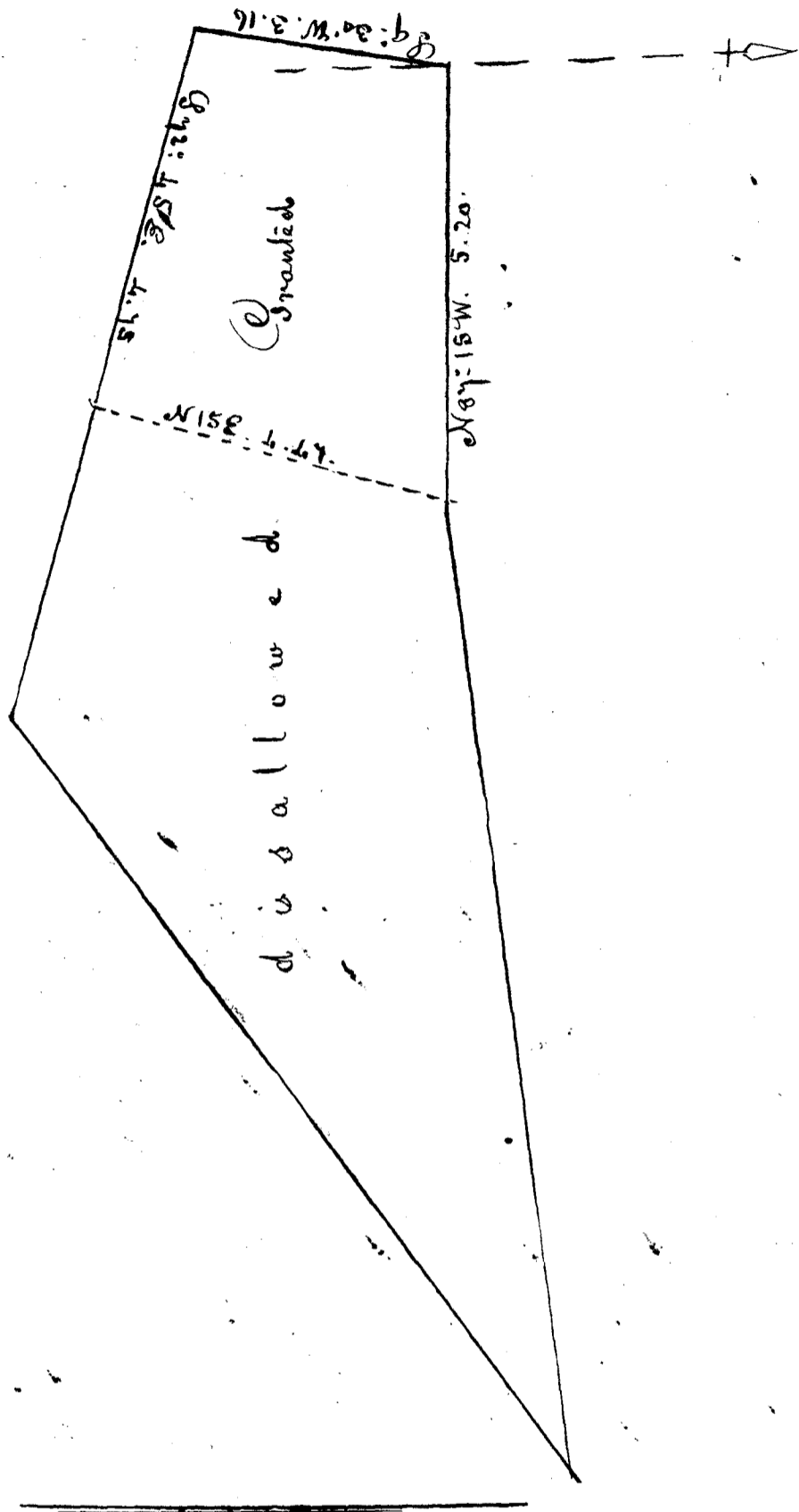
There is no precise time elicited by the testimony, when the land first became occupied by the Claimant. Mr. Judd, in his testimony before the Board on the 8<sup>th</sup> July 1846 says - "Kali did not acknowledge to me, he had given to Claimant the land in question; and it was not certain that the land belonged to Kali; but he (witness) advised him to let Claimant remain:"

As no testimony has been produced before this Board to establish either the Gift, or the Right of Kali to the land, beyond that of Konoiki under Haaliti, to whom, the testimony on record before us in another Claim No. 4, ascribes the undoubted Proprietorship of the entire valley, from whom it has descended by title to his present Majesty, in whom the title originally resided; - We are Compelled by the Rules of adjudication for the guidance of the Board, to negative the present Claim: - at the same time by a special favor conferred by his Majesty to the present Claimant, and made known to this Board by one of its members Mr. John Pi who was deputed by vote to apply to the King for instructions in the case - We are empowered to award to the Claimant John Brosseau a life estate in the "lot enclosing his dwelling house," and described by Survey as follows: -

"Commencing at North West Corner of Hau fence, 42 links from high water mark of Hanalei River; and 6 Chains from Sea in line of North boundary of lot Enclosed; and running S.  $9^{\circ} 30' W$  3 Ch. 16 links to S. W. Corner of fence. Thence S.  $72^{\circ} 45' E$  4 Ch. 75 links to S. E. Corner of said lot. Thence N.  $15^{\circ} E$  4 Ch. 47 links to N. E. Corner of lot. Thence N  $87^{\circ} 15' W$  5 Ch 20 links to Place of Commencement - including an area of

Hanalei Ap. 27. 1846

Acres 1 Rods 138.



Board of Comm<sup>rs</sup> for Land Titles.  
 Adjudication of Cl. No 52. John Brosseau Dr

To incidental Expenses see	1
To action see in this Claim on 8 <sup>th</sup> July 1846	1
" draft of depos <sup>n</sup> & notes of Survey reduced & engrossed in Retention to the land Claimant	2 50
Subpoena for att <sup>es</sup> of witnesses on 8 July	50
<b>Car<sup>d</sup> for<sup>d</sup> \$</b>	<b>5</b>

To draft Testimony red<sup>d</sup> & eng<sup>d</sup> on 8<sup>th</sup> July \$1  
 Written do " " " " \$2  
 Report of Commissioners this day rendered  
 on the above Claim  
 Honolulu  
 State House  
 3 May 1848.

W. L. Lee  
 J. H. Smith  
 Laurence  
 C. Kamae  
 D. Kamae

\$	5
	75
	5
\$	11 75

Claim No 51. E & H Grimes. Alii & Boar Mahune Owner

This claim rests upon the principle of the fourth Rule adopted for the Government of this Board, being found ed, so far as the immediate Claimant is concerned, upon a lease to him, from Alexander Smith, dated 25<sup>th</sup> February 1820, for the term of nineteen Years from its date, with the annual reservation of 100 dollars, and Coupled with the usual restrictions contained in the old and new forms of Government leases.

Alexander Smith alleges his lessor to have been Boar Mahune; and it appears on investigation of the Government archives, that a lease of this land was executed to him by Mahune on 22 day of October 1839 for the term of Twenty Years, at a rent reservation of Seventy five dollars per Annum. The usual approval of the King & Premier in writing, endorsed upon this lease, evinces, the native tenure to have been in Mahune at the time; subject to the Government Interest, on account of which, such an approval was requisite to the transaction between Mahune and Smith.

We therefore confirm this land, in default of Counter Claimants, to the heirs of Boar Mahune deceased, as a freehold Estate, less than allodial;



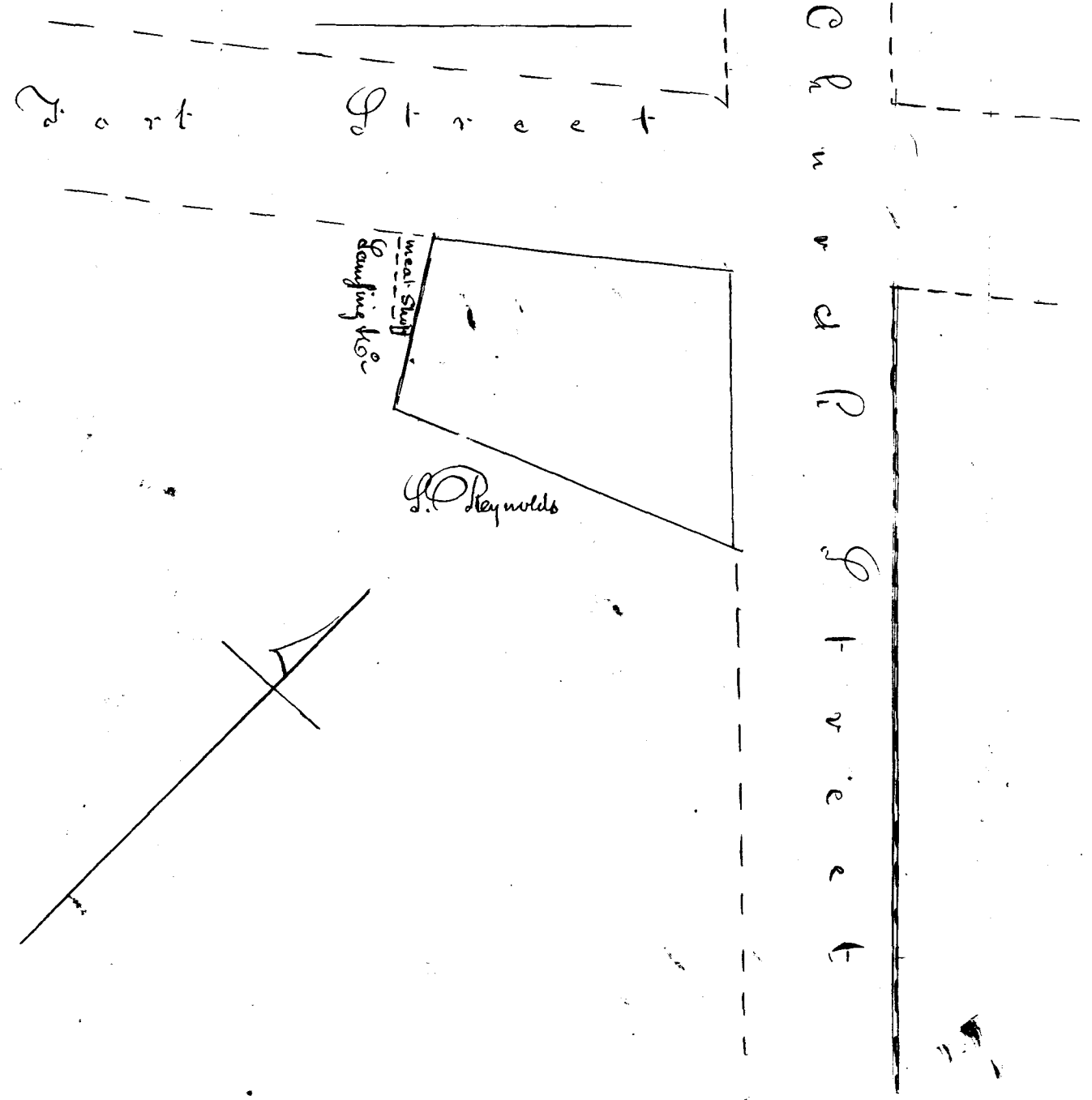
subject to Commutation as the law directs, and subject to the unexpired term in his written lease to Smith, now the lawful property of his assigns - the Claimants.

Boundaries as described by J. Metcalf - Surveyor.

"Commencing at North corner of this lot, at intersection of Church and Fort Streets, and running South  $49^{\circ} 30'$  West.  $63 \frac{1}{2}$  feet along Fort Street to west corner of this lot at post, the mark corner of the Chinamans meat shop - Sam Sing & Co. Thence South  $31^{\circ}$  East  $36 \frac{1}{2}$  feet along meat shop Sam Sing & Co. to Stephen Reynolds place: taking half of mud wall. Thence North  $67^{\circ} 15'$  East -  $80 \frac{1}{2}$  ft. along Stephen Reynolds place, not taking any wall, to Church Street - Thence North  $47^{\circ} 15'$  West  $59 \frac{1}{2}$  ft. along Church Street to place of Commencement - including an area of Fathoms 91 - Feet 31.

April 12 - 1847.

J. Metcalf.



Board of Commissioners for Land Claims:  
 Adjudication of Claim No 54. E. & H. Grimes D. vs

To incidental expenses of advertising Claimants the Public notice of Comm <sup>rs</sup> to quiet Land titles to all, &c.		1
To action of Commissioners in the matter of this claim on 21. June 1846		1
" Draft depositions reduced in relation to this claim	fol 4	2
" draft testimony red. <sup>d</sup> & Eng <sup>d</sup> on 21. June	f 1	75
" Surveyors bill relating to this claim		5
" Engrossing Copy of Survey	f 2	1
Report of Commissioners this day rendered in the above claim	W. L. See H. Smith I. S. S. S. H. Kaunani C. V. V. V.	5
Kale Kauwila 17 May 1848		15 75

Claim No 55. E. and H. Grimes.

This claim having been voluntarily renounced by the Claimants on 16<sup>th</sup> July 1846 by their formal notification of the same to this Board, now on file, in favor of <sup>No 46</sup> William Walker who had preferred a Counter Claim to the same premises. — No further action of the Board is required in relation to E. and H. Grimes, excepting to assess, as we hereby do, the following costs.

To draft deposition reduced in Cl. 55	fol 2	1
" action of Commissioners in do 21. June 1846		1
" Subpoena issued for attend <sup>ce</sup> of W <sup>m</sup> Walker		50
" draft tes <sup>y</sup> red. <sup>d</sup> & Eng <sup>d</sup> 21. June	f 2	1 50
" Action of Comm <sup>rs</sup> on 7 July		1
" draft tes <sup>y</sup> red. <sup>d</sup> & Eng <sup>d</sup> same time	f 6	4 50
" Adjournment of Comm <sup>rs</sup> to 21 <sup>st</sup> July and action on that day in filing Claimants withdrawal of present claim		1
Kale Kauwila 17 May 1848 (Renounced)	W. L. See H. Smith I. S. S. S. H. Kaunani C. V. V. V.	10 50

Clain 14. Kalama he Wahine - (Kailis) continued  
 from Page 79.

Honolulu 28 April 1848

I mua o ma Luna Hoona Kuleana ma ka  
 Halekani. Aloha oukou. O makou o ka  
 poe nona ma'iroa malalo iho nei, ka poe i  
 hoo'ika'i imua o oukou ma ka Olelo a ke Akua  
 i ka la 31. Aperila 1848 no ka pahale ia  
 Kalama hoolina o Kailis

A ua mabele poma makou i na  
 hapakolu ekolu e like me ka mea i koi ia  
 mai ia makou. A ua lawe ka ho'ope o Ka-  
 lama hoo'ika'i ona hapakolu, a hoo'elua  
 hapakolu o ka pa no ke Apunui. Aia ma  
 ka waa mauka ko Kalama hapakolu hoo'ika'i,  
 a ma ka waa makai o ua paha ko ke  
 Apunui mau hapakolu elua. Nolaila, ua  
 kupaono keia mabele ana a makou me ke  
 pawaewa ole, aka me ka oloolu a me ka  
 maitai kupaono like ia makou

Na Inoa { C. J. Paku  
 J. Kuluwailehua  
 W. P. Kooliamanu

Ma keia olelo maluna ua hooi aku o Paku  
 ma i ka mea i haawia aku na lakou e  
 hana. No lakou ka hoomabele like, aole  
 nae na lakou ka haawi aku i kela mea  
 i keia mea. Nolaila ke haawi aku nei  
 makou ia Kalama i ka hapakolu waena,  
 aole i ka hapakolu mauka aole hoi i ka  
 hapakolu makai e like hoi me ke kii i  
 hoo'ika'i malalo.

8<sup>th</sup> May 1848.

W. L. Lee  
 P. H. Smith  
 G. A. Smith  
 T. K. Kawai

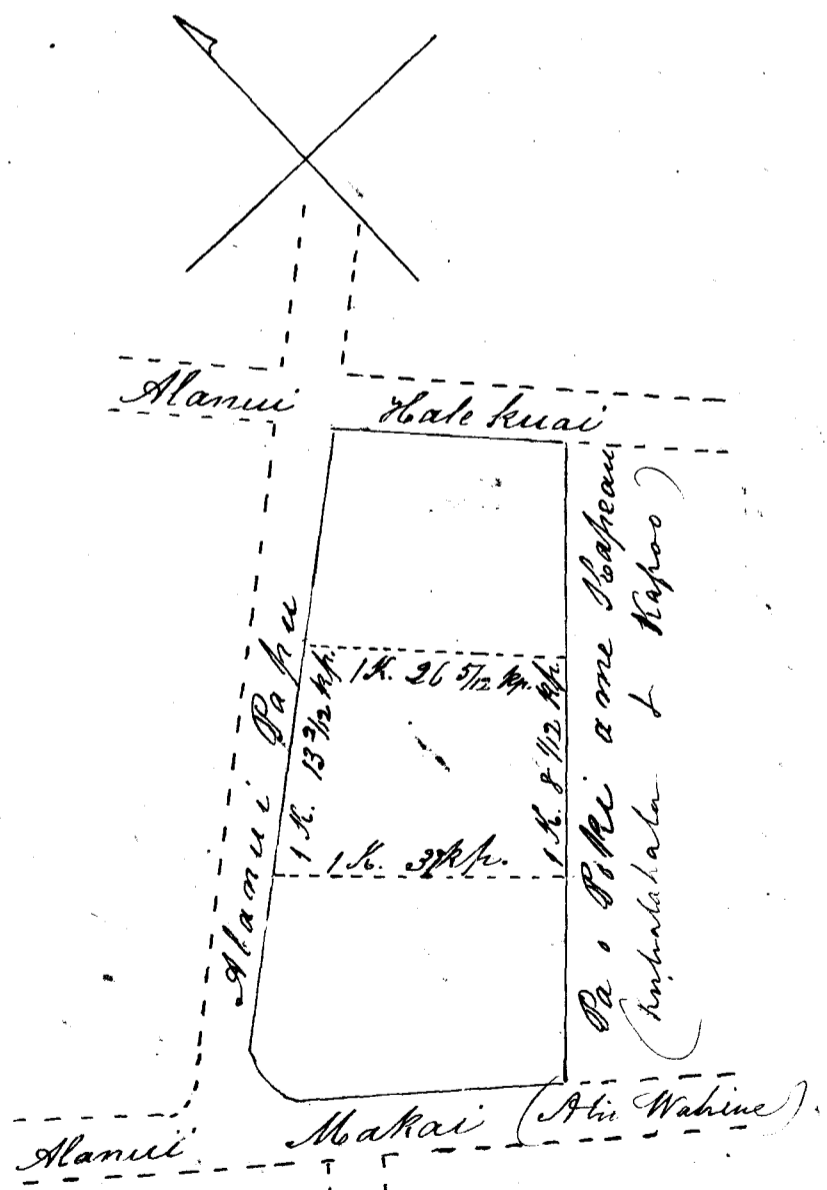
Heleu 111

No. Heleu hapakolu

from Page 79

Hoomakaia ke ana ana ma ke kiki Heema, ia hapakolu, 1 kaulahao 8 kapuai 1 Iniha, hoi = mai ke Alanui makai mai; a holo aku la ka aoao mua, A. 43° 15' Ni. 1 kaulahao 8 kapuai 1 iniha, e pili ana i ka pahale o Poki; huli, A. 44° 30' Ko. 1 kaulahao 26 kapuai 5 Iniha, e pili ana ia aoao i ka hapakolu mauka o keia pahale, a hiki i ke Alanui Papu; alaila huli 86.51' K. 1 kaulahao 13 kapuai 2 Iniha, e pili ana i ke Alanui Papu huli hou i ke kiki i hoomaka'i ke ana ana, A. 47° Ni. 1 kaulahao 37 kapuai e pili ana i ka hapakolu makai o keia pahale

Eia ka Ali maloko 205 anana 14 kapuai



## Claim No. 56. Eliab Grimes.

This Claim is founded upon a right of purchase made by the Claimant of the Premises in question, from William French "as the Father and Guardian of Mariana French," on the 9<sup>th</sup> of August in the Year 1838, for the Consideration of the sum of 400 dollars.

The Premises thus alleged to have been obtained by the Claimant, are described in the deed as "all that piece of ground, with one grass house thereon, situated in the Village of Honolulu, Island of Oahu and adjoining the premises of John Needles, H. P. de Seriere, and Richard Ford in said Village; and well known by such description at this time; said ground measures easterly 129 feet; west 115 feet; North 106 feet; and South 90 feet."

With regard to the original derivation of this land, no testimony has been elicited beyond the statement of Mr W<sup>m</sup> French before this Board on 21<sup>st</sup> June 1846 as follows— "This place was willed by her mother to my daughter, a few days before she died in 1834. The mother held the land from her Relations. There is no written Evidence of the will, which was verbal. From 1834 to 1837 the place was rented to sundry persons by the witness. There were no natives interested in the premises. Witness built a large grass house on the premises & enclosed it. Mr Grimes (the Claimant) has continued to occupy it since 1837."

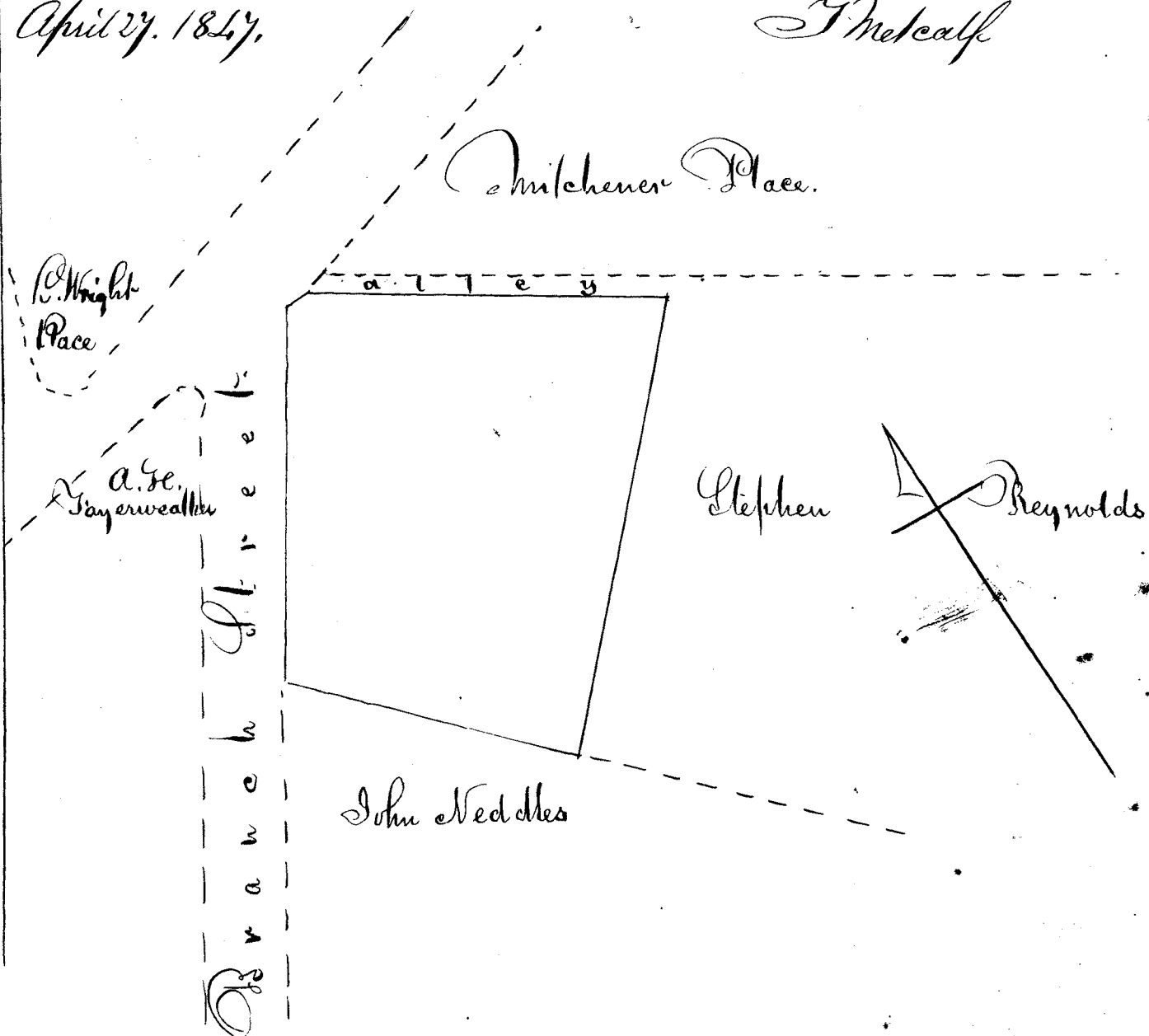
The present Claim therefore, manifestly comes under the First Rule established for the Government of this Board, as no native rights of occupancy appear to exist in this plot; and having been occupied by the Claimant, and improved since the Year 1837; the boundaries of which have been ascertained and demarcated by Theophilus Metcalf on 27 April 1847 as under. We therefore Confirm the Claimant's right

to a Freehold estate in the Premises, less than allodial; entitled to the Commutation according to Law.

" Commencing at North Corner of this lot joining Branch Street, and on Makrai side of alley leading into lot owned by Stephen Reynolds; separating this from the J. J. Mitchener or Dr Ford Place; and running South 35° 30' W. 27 ft. along Branch Street to slight angle in wall. - Thence South 31° 45' W. 1 Ch. 20 1/2 ft. along Branch Street (Street between the Alex Adams & Pelly places) to North corner of John Needles place. Thence South 43° 45' E. 1 Ch. 18 1/2 ft. along between this and John Needles place (not including any of the wall) to West Corner of place owned by Stephen Reynolds. Thence North 44° 15' E. 1 Ch. 6 1/2 ft. along between this and S. Reynolds place (not including any of wall) to alley separating this from the Dr Ford Place. Thence N. 55° W. 1 Ch. 41 3/4 ft. along Makrai side of above named alley to place of Commencement - including an area of Fathoms 320.

April 27. 1847.

J Metcalf



182  
 Board of Commissioners for Land Titles.  
 Adjudication of Claim No 56. Eiaab Primes D 17

To incidental Expences of advertising Claimants &c and of Room hire while engaged in the in- vestigation of their Claims	1
To action, Motion &c of Comm <sup>rs</sup> in the matter of this Claim on 24 June 1846	1
Draft deposition reduced in Retention thereof	1 50
" testimony " &c	1 50
Surveyors bill relating to this Claim	5
Engrossing Copy of survey	1 50
Report of Commissioners this day rendered on the above Claim	5
	<hr/> 16 50

Kale Kahuwila  
 17 May 1848

W. L. Lee  
 J. H. Smith  
 L. Kahuwai  
 Kahuwani  
 L. Kahuwai

Claim No 57. Pimeona Kahu postponed

Claim No 58. Mapu postponed

Claim No 59. Kahuwani postponed.

Claim No 60. Thomas Hunt.

The brief outline of this Claimant's merits and rights before this Board, are summed up by his own statement: that he has resided in the Hawaiian Is<sup>ds</sup> for upwards of 39 Years, where he has intermarried with a native of the Country; and has a family of grown-up Children: that during the earlier part of this residence on these Islands, he was for a number of Years, in the Employ of the Native Chiefs, particularly in that of Kalaimoku; who took him under his immediate protection: subject to his Commands at all times, when his services were required, in fitting out & working their small Vessels, or otherwise attendant upon the person of his Chief: that he had made several voyages on the N. W. Coast; and that the proceeds of such voyages, as a seaman, received in Cash or trade, were in every instance shared with his Patron Kalaimoku: that out of friendship and for faithful Services rendered, Kalaimoku voluntarily presented him with the Land, known by the name of Kapaluku, in the district of Lalolo, and that of Kahapupu, in the district of Eoa: the former of which two Lands, he retained possession of more than 4 Years; and the latter upwards of 15 Years - that Gov<sup>t</sup> Boki desired the Claimant to perform a voyage in the Thaddeus; and Kalaimoku his patron not wishing him to go on the voyage, the Claimant told Kalaimoku he would not go; for which reason Boki deprived him of the land, according to native Custom - but Kalaimoku, by way of reward for this, finally gave Claimant another Land, called Lalolo, which is what he now Claims under the subdivision name - Kapaluku. But from the Examination, it appears that the Claimant Hunt was dispossessed by his former Patron, Kalaimoku, before Kamehameha II went to



England, in 1823, in the same manner and with like authority, as he had been dispossessed of his former land, by the Feudal Lord Bokri; of which former dispossession, he does not complain. The reason assigned for his dispossession by Katakimoku, was the Claimant's habits of frequent intoxication, and his consequent inability to attend to the business expected of him as Rent service by Katakimoku.

This land was, upon Hunt's dispossession for the above cause, conferred upon Moehau, in whose possession it remained till his death, when it descended to his wife by right of succession, who marrying Kahema, the land by native right became his. Kahema died in possession in 1830, when it descended to Wekauriki, who is still in possession.

Whether in fact, the right of the present possessor, Wekauriki is thus established against all other persons, does not sufficiently appear to enable this Board to award the Land to him; as his rights, whatever they may be, have not yet come under its examination in his name: but certain it is from the testimony and the motives elicited, that the Claimant Thomas Hunt, has no interest in the Land, for which he has set up his claim: and we accordingly reject it.

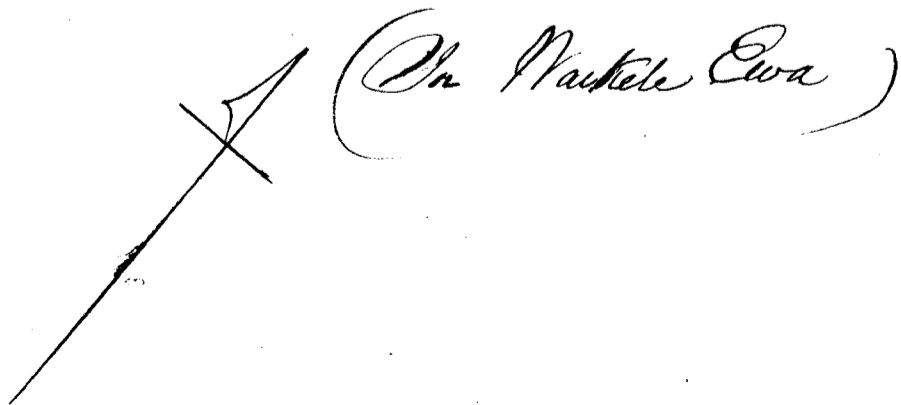
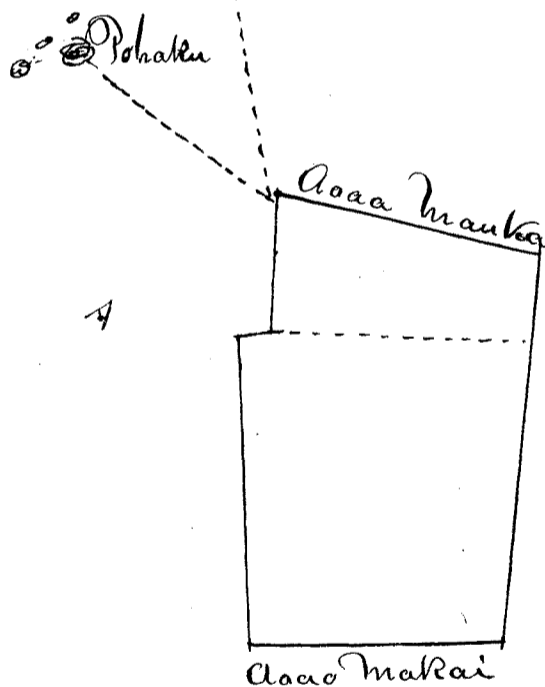
The "small house lot" included in the present claim, is represented by testimony taken before this Board on 16<sup>th</sup> June 1847 to have been derived by Claimant personally from one of the Chiefs, and sanctioned by Kaakumanu in 1831; and the Claimant constantly to have resided on it ever since without dispute or interference. The ground is stated to be about 40 fathoms by 30 in extent and has been enclosed from the first occupation. We therefore award this last-mentioned plot to the Claimant - as a freehold less than allodial: open to Commutation in accordance

with the law; and described by Survey as follows:-

"E hoomaka ana i ke ana ana ma ke Rihī Komohana akau o Keiafa, ma ia Rihī nohoi nana aku i Rekehi pohaku ma ke Rae o Rapali, i Ra H 88° No. 1 haul: 24 1/2 Kap. Mai ia pohaku mai a ma ia Rihī no nana aku i Rekehi pohaku Kautana o Kuolokele ka inoa, i Ra Ak. 48° No. 2 haul. 45 1/2 Kap., mai laila mai a moe aku ka aoao mua Ak 62° 30' Hoik. 1 haul. 27 1/2 Kap. oia ka aoao mauka o Keiafa huli Hem. 33° Hi 2 haul 9 1/2 Kap. huli Hem. 54° No. 1 haul. 19 1/2 Kap., oia ka aoao makai o Keiafa, huli A. 39° 45' No 1 haul. 43 1/2 Kap. huli A 53° 30' Hi, a holo i ki 3 1/2 Kap.; alaila huli i kahi i hoomakai A 29° 45' No. 44, 1/2 Kap.

Eia hoi ka ili maloko 387. Anana 13 Kapuai.

⊙ Pohaku o Kuolokele ka inoa.



Board of Land Commissioners,  
 Adjudication of Claim No 60 Thomas Hunt & Co

To incidental Expences of advertising Claimants & of Room hire while Engaged in the investigation of their Claims		1	
To action, motion & adjournment of this Claim on 7 July 1846.		1	
" Draft deposition reduced in the matter of this Claim	fol. 3	1	50
" Citation for Claimants attend <sup>d</sup>			50
" Draft testim <sup>y</sup> red <sup>d</sup> and eng <sup>d</sup> 29 July	f1		75
" Subpoena for Waiho			50
" draft test <sup>y</sup> red <sup>d</sup> & eng <sup>d</sup> 18 Aug;	f2	1	50
" " " " 26 May 1847	f1		75
" " " " 16 June "	f1		75
" Survey of J Richardson		2	50
" Engrossing survey	f2	1	
" Report of Commissioners this day rendered in the above Claim			5
			<u>16 75</u>

May 23 1846 William L. Lee

J. H. Smith T. Kaurani  
 Yamamu  
 Awaraki

- |                    |           |
|--------------------|-----------|
| Cl. 61. Mamekeihei | postponed |
| Cl. 62 J. Pives    | "         |
| Cl. 63 Yamamu      | "         |
| Cl. 64. Kihewa     | "         |

The present Claim Comes under the first Rule established for the Government of the Board.

The land in question, according to the testimony elicited, has been continuously occupied, fenced and improved, during the past twenty years.

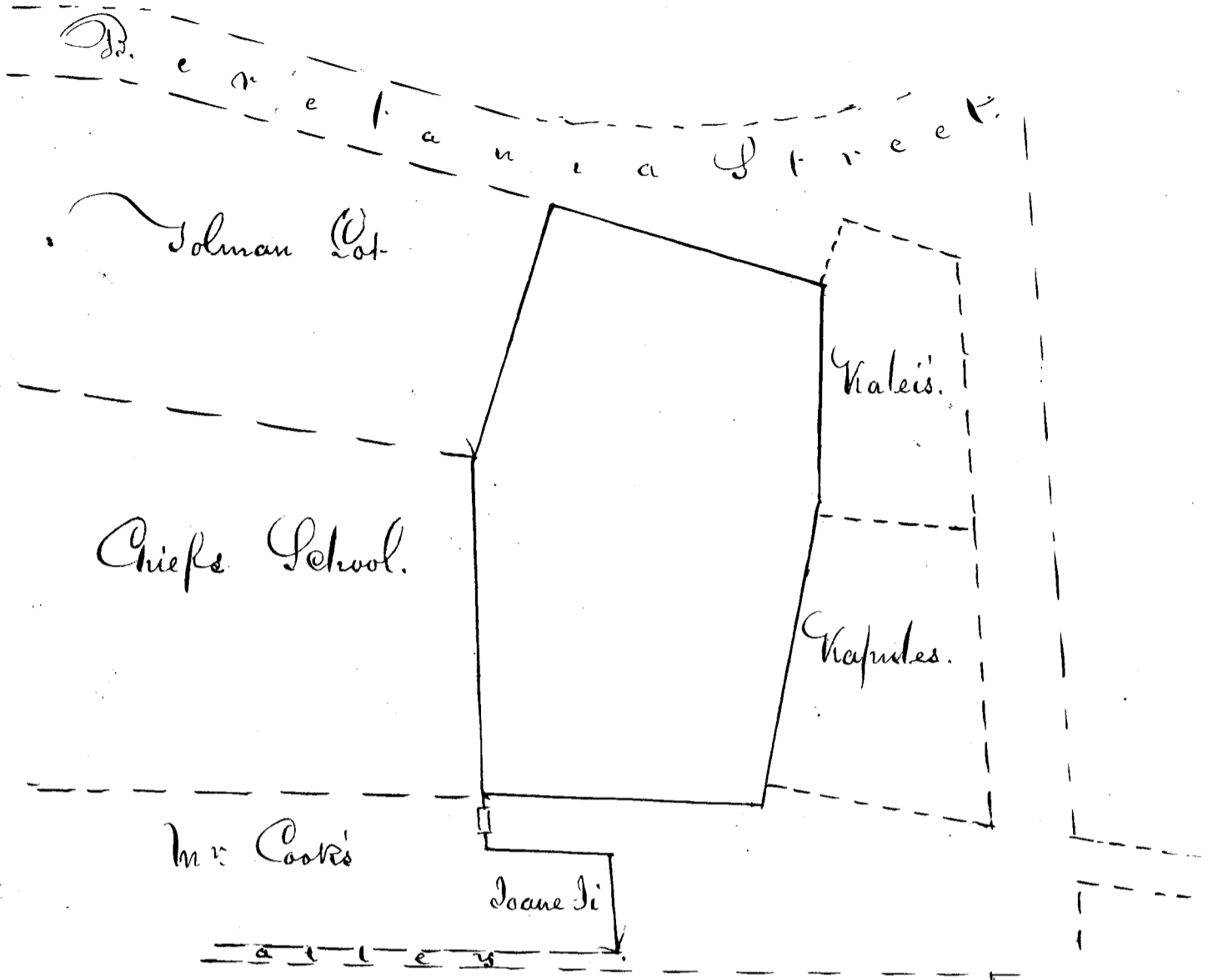
According to the testimony of Mr. French, the present frame house and wall were erected about the year 1832, and the same witness alleges, that he knew from Kalamoia, that Kamehameha I. gave Claimant the land in the year 1817, - stated by Claimant to have been bestowed for services rendered.

We accordingly confirm it to the Claimant William Bacle, as a freehold Estate, less than allodial, which may be commuted pursuant to the law. There appear to be no Counter native rights. The boundaries as demarked by Mr. Metcalf are as follow:-

In Puhukaina: Commencing at South Corner 13 links or  $8\frac{1}{2}$  ft. from Corner of Kapule's lot. Makai and in line of S. Eastern boundary of lot measured, and 1 Ch. 45 lks ( $29\frac{3}{4}$  ft.) from Puowaina street in line of first course, and running N.  $45^{\circ} 15'$  W. 1 Ch. 66 lks ( $109\frac{1}{2}$  ft) to West Corner of this lot, adjoining the corners of Mr. Cookes and Young Chiefs school lots. Thence N.  $41^{\circ} 30'$  E. 2 Ch. 19  $\frac{1}{2}$  lks ( $144\frac{3}{4}$  ft.) to angle; Thence N.  $58^{\circ} 15'$  E. 1 Ch. 62 lks (107 ft.) to Beretania street - Thence S.  $30^{\circ} 45'$  E. 1 Ch. 81 lks ( $119\frac{1}{2}$  ft.) to East corner of this lot, joining Kala's lot. Thence S.  $45^{\circ} 30'$  W. 1 Ch. 44 lks (95 ft) to angle. Thence S.  $55^{\circ}$  W. 1 Ch. 89 lks ( $122\frac{1}{2}$  ft.) along boundary between this and Kapule's lot to place of Commencement: including an area of

Honolulu May 23<sup>rd</sup> 1846

Books 108 - links 382  
Or. Tathoms 821. Sect. 13.



Board of Commissioners for Land Claims  
 Adjudication of Claim No 65. William Paole D<sup>17</sup>

To incidental expences &c. of advertisements and Rent &c.		1
" Action &c. in the matter of this Claim 28 <sup>th</sup> July 1846		1
" draft defi <sup>n</sup> . red <sup>d</sup> & Eng <sup>d</sup> . including Survey of 3		1 50
" Citation for 5 <sup>th</sup> Aug. 1846 & Subpoena for 16 June 1847		1
" draft testimony red <sup>d</sup> & Eng <sup>d</sup> on 16 June 47		75
" Report of Commissioners this day rendered in the above Claim		5
William L. Lee		
H. Smith		
H. Kaunawai		
Namane		
Ioane Si		
Honolulu.		
Kale Kaawila		
17 May 1848.		
		10 25

Claim No. 6. Napaki. Postponed.

189

Claim No. 7. Benjamin Titman.

The Claimant is a Hawaiian Subject, resident at Hilo, Hawaii, where this land, "now held and occupied" by him, is situated. It is described by him to be on the land of Pipouua, which land was formerly held by Koolulu, as his Kihapai (Cultivated ground) on which he lived many years, and on which some of his children were born and the land now claimed is stated to have been given by Koolulu to the present Claimant, as his Son-in-law for the apparent purpose of forming a mercantile Establishment upon it: which Claimant states to have been the representation made by him to Kuakine, Governor of Hawaii, upon application for his permission Confirmatory of the grant: upon the receipt of which sanction of Kuakine, "acting on and in behalf of H. H. Majesty the Claimant" enclosed the land (as per draught Communicated to the Board) and erected a store for general merchandise, dwelling house and other buildings necessary for domestic purposes and business.

The Claimant is represented by two witnesses examined by this Board on 9<sup>th</sup> June 1847, to have taken possession of this land about the Year 1838: having previously married the daughter of Koolulu; and to have occupied it permanently to the present time. They also represent the place to be in a highly improved Condition since his occupation; and that he has lived upon it undisturbed: no Counter claims of right existing in relation to said land.

Koolulu, the Grantor, is stated by one of the witnesses to have originally obtained this land from his Father-in-law in the reign of Pihoroho; and M. J. states, that he personally knew him to have been resident upon it in 1830, with a fence about

his house at that time.

Independent of other grounds of Claim, the requirements of the first Rule of the Board having been amply fulfilled in this Case, to ensure its corresponding provision of Title in such Claims; renders the present a clear case for an award of a Freehold Title less than allodial; which We accordingly confirm to the Claimant Benjamin Pitman subject at his discretion to after Commutation as the law prescribes.

Boundaries as described by Mr Metcalf, of Benjamin Pitman's dwelling house lot in Pihoua, Hilo, Hawaii.

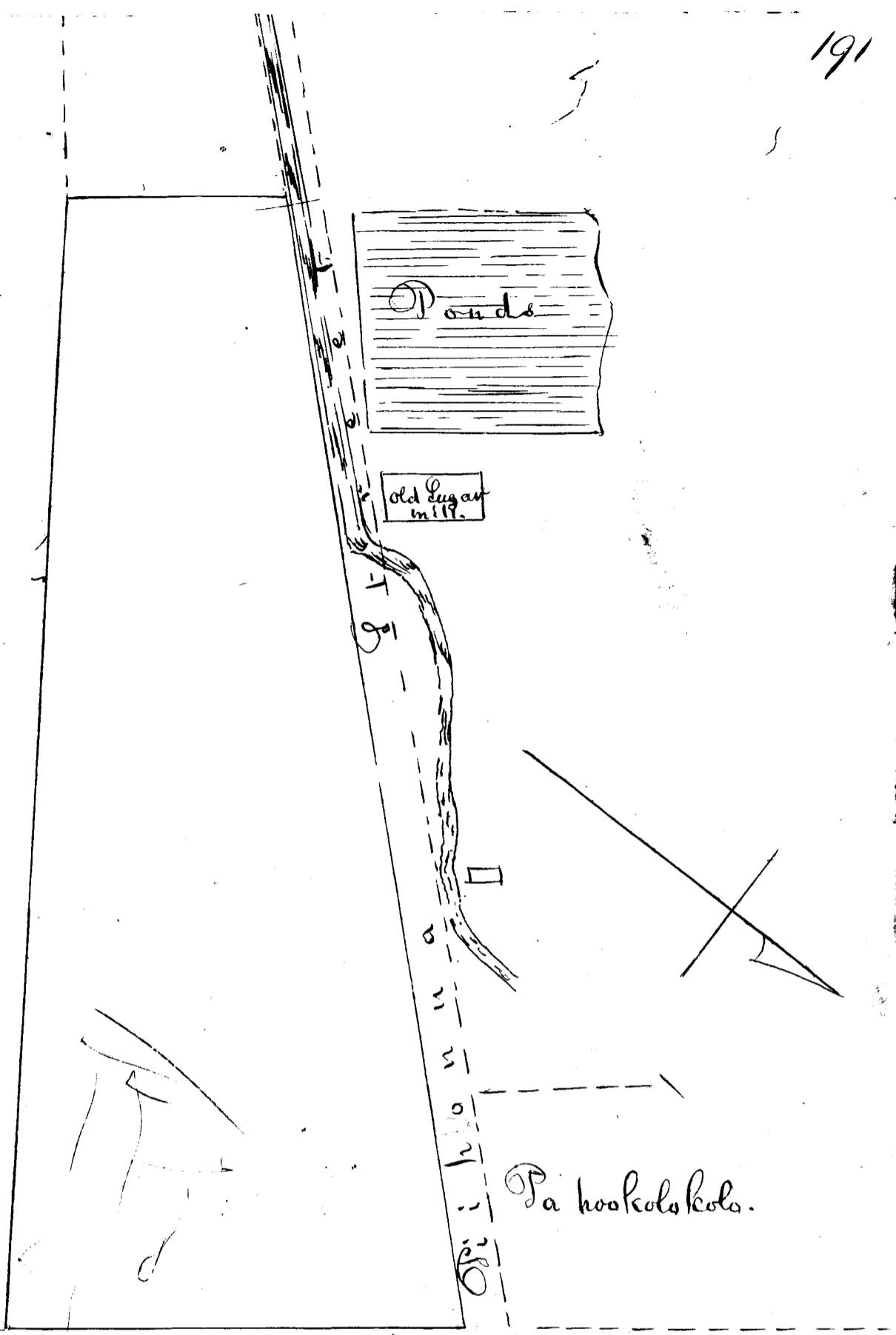
Commencing at North Corner of this lot at intersection of Pitman and Pihoua streets. and running South  $43^{\circ} W.$  1 Ch.  $46\frac{1}{2}$  ft. along Puna side of Pihoua street to slight angle. Thence South  $40^{\circ} 45' W.$  3 Ch.  $41\frac{7}{12}$  ft. along Street to slight angle. Thence S.  $42^{\circ} 30' W.$  2 Ch.  $52\frac{3}{12}$  ft. along Street to W. Corner of this lot. Thence S.  $39^{\circ} E.$  1 Ch.  $38\frac{3}{12}$  ft. along fence to the A. B. C. Y. M. Premises at S. Corner of this lot. Thence N.  $52^{\circ} 15' E.$  4 Ch. 4 ft. along the A. B. C. Y. M. (Punahoa 2<sup>d</sup>) to slight angle in fence. Thence N.  $59^{\circ} E.$  1 Ch.  $25\frac{3}{12}$  ft. to slight angle in fence. Thence N.  $54^{\circ} E.$  2 Ch. 39 ft. along (always) the A. B. C. Y. M. Premises to Pitman Street; the East Corner of this lot. Thence North  $40^{\circ} W.$  3 Ch.  $19\frac{4}{12}$  ft. along Pitman Street. to place of Commencement. - including an area of

Acres  $1\frac{92}{100}$

July 29. 1847.

Metcalf, Sur.

The A. B. C. G. M. Premises.



Pitman

Street.

King Street

Pa hookolo kolo.



Board of Commissioners for Land Claims,  
Adjudication of Claim No 67. Benjamin Pitman D<sup>r</sup>.

To incidental expenses &c of advertisements and Rent hire &c.		1
" action &c of Commissioners in the matter of this Claim on 9 <sup>th</sup> June 1847.		1
" draft deposition reduced in Relation thereto		3
" " testimony " engrossed	£ 2	1 50
" Bill of Survey from Mr Metcalf		8
" Engrossing Copy of Survey	£ 3	1 50
" Report of Commissioners this day rendered in the above Claim		5
Honolulu -	William L. Lee	7
Kala Nauwila	J. H. Smith	21
17 May 1848.	Kaunani C. K. Kama Loaned	

Claim No 68. Kapahoanui deferred "  
 " 69 Kaniau awarded in No 3.  
 70 Waiaha deferred  
 71. M. J. Nowlien "  
 72. S. C. Higginson "  
 73 Unaua "

Claim No 74. Kiraun. Grimes.

The Claimant's title rests upon a Sheriff's sale  
 in consequence of the foreclosure of a mortgage,  
 given by Henry Swinton upon the Premises to Jules  
 Dudoit. The mortgage was, of course, a pledge of  
 all the right, title and interest, which the mortgagor  
 had in the Premises, to the mortgagee; and the

decree of foreclosure ordered this to be sold for satisfaction of the lien. The Sheriff's deed, upon which the claimant relies, accordingly conveys to him, under date of 22<sup>d</sup> November 1844, "All the Right, title & interest or claim, present or expectant, which the said Henry S. Swinton had in the said Premises on the said day of sale, and only subject to the terms of his title therein."

The question arises: What was Henry S. Swinton's title to the Premises; for that, and no other is now to be the Title of the Claimant.

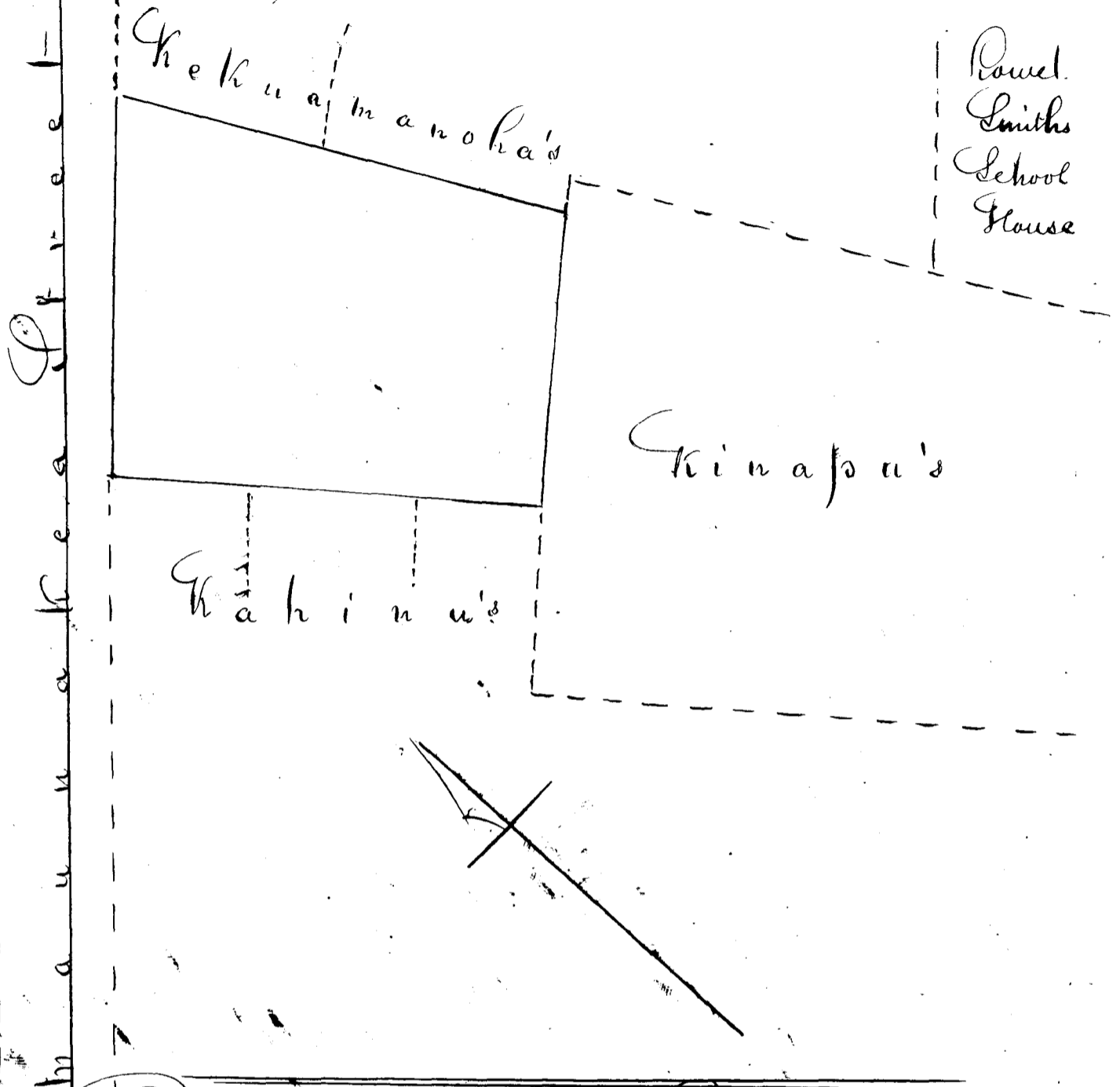
For this we are driven to the Testimony: in which it appears, that Edward Brown bought the premises in 1833 from the Kings Cook, one Bill the baker and having occupied it until September 1839, sold it to Swinton; who occupied, built upon & improved it; until shortly before the foreclosure of the mortgage, in virtue of which the present Claimant purchased.

There exists no Evidence of how Bill the baker derived it; but this defect is cured by the first Rule adopted by this Board: the land having been occupied and improved by the previous occupants from 1833 to the present time. We accordingly award it to the Claimant as a Freehold Estate less than allodial - and described by Survey of Mr J. Metcalf as under: -

"Place Called the Worlds End in Waumakapiti.  
Commencing at N. Corner of this Lot. on S. E. Side of Maunakea street, joining lot owned by Nekuananoha on mauka side, and running S.  $27^{\circ} 45'$  East 1 Ch.  $37 \frac{1}{2}$  ft. along Nekuananoha's place to lot owned by Kinapu - the East-Corner of this lot. Thence S.  $53^{\circ} 45'$  W. 1 Ch.  $4$  inc. along Kinapu's place to S. corner of this lot. Thence N.  $38^{\circ} 30'$  W. 1 Ch.  $28 \frac{1}{2}$  ft. along Wahinus place to Maunakea Street. Thence North  $48^{\circ}$  East 1 Ch.  $19 \frac{1}{2}$  ft. along Maunakea Street to place of Commencement. Taking in all surrounding walls

192

and including an area of  
Apr. 27. 1847. *Takoua No. 11. Feet 11.*



Board of Commissioners for Land Claims.  
Adjudication of Claim No 74. Hiram Primes D<sup>r</sup>

To incidental Expenses &c relating to Claims		1
" action &c of Commissioners in the matter of this Claim on 24 June 1846		1
" draft of deposition relating to this Claim reduced	f. 4	2
" draft testimony reduced & Engr <sup>d</sup>	f. 1	75
" Mr Metcalfe's bill of Survey & engraving Survey	f. 2	6
" Report of Comm <sup>r</sup> this day rendered in the above	f. 5	5
		<hr/>
		15 75

Honolulu  
Kalekauwila  
17 May 1848.

W. L. Lee  
J. H. Smith  
L. Hoanwai  
N. N. N.  
Loanai

Claim N<sup>o</sup> 75 Charles Cochet deferred  
 76 William Shaw "  
 77 Corrin Andrews "  
 78 Naka honu "  
 79 Napahi "  
 80 M. Keoke "

Claim N<sup>o</sup> 81. Joseph Booth.

The present Claim is founded upon a "Deed of Purchase of a portion of Land in Honolulu," in which the Claimant Joseph Booth, makes application to this Board for a Patent in Fee simple for the same.

The history of the original derivation by Byrne of this Land, is without written voucher, and confined entirely to the oral testimony of two witnesses; one of which - Dr. Rooke, is Cognizant only of two facts relating to the Claim; - that Byrne had built a house on the Land, and dug a well; and had rendered services to the King.

For the other, and important part of the Testimony we are indebted to the Governor Ke Puanaoa, who was the acting agent in the original transaction; and who had informed Doctor Rooke, as he states in his testimony, that the Grant was made to Byrne by order of Kinau; he Ke Puanaoa measured it out himself; which Kinau Commissioned him to do for Byrnes Services to Pihonho: observing, that what Kinau had done, would be valid in reference to the sale, and transfer of this Land to the present Claimant, Joseph Booth.

The principal Enquiry is, what is the true Character of the Grant? is it merely a life Estate title, as these gifts generally are intended; or a Fee simple?

Were it not for the Grant approval of the Governor himself, in his testimony before this Board on the

9<sup>th</sup> of September 1846. We could not satisfactorily decide this point in favor of the latter Title: whose explicit language we quote as follows. "The King & Kinau gave it (the land) to Byrne, in consequence of Byrne teaching Pihoriko; I gave my approbation to Booth buying the place: he told me he was buying it for his Children: thus, in the last Clause characterising the original bona fide intention of the Grantor, in sanctioning the Preference made by the present Claimant to his Children; and at the same time upholding the right of transfer.

The evidence of such transfer having been made, as well as the consideration of 250 dollars having been paid for it by the Claimant to Byrne, through Doctor Cooke, is on file with this Board, as well as the original deed.

In consideration of all the facts of the case; so well established and conclusive:— We confirm the Claimant, Joseph Booth, in his right to a fee-simple title in the plot of land above referred to: his predecessor, from whom he derives, having paid an equivalent in the services rendered to the King, as preceptor to his adopted son, Pihoriko; and which title was given by the King and Premier in person; for which, full evidence has been adduced, while at the same time, the testimony of the Governor Kekuanooa establishes the fact, that the transfer of the land from Byrne to Booth, on which the present claim rests, was made in accordance with the Law defined by Survey. "House lot for Joseph Booth in Waianakapili Honolulu. Commencing at west corner of this lot on Kinau Street (Booble alley) joining the French Mission premises (of Laplace memory) on makai side of this, and running South  $42^{\circ} 15' E.$  1 Ch.  $64 \frac{1}{2}$  ft. along French Mission place, to John Hobbs unoccupied (by himself) lot and S. Corner of this. Thence N.  $31^{\circ} 15' E.$   $26 \frac{1}{2}$  ft. to N. Corner of

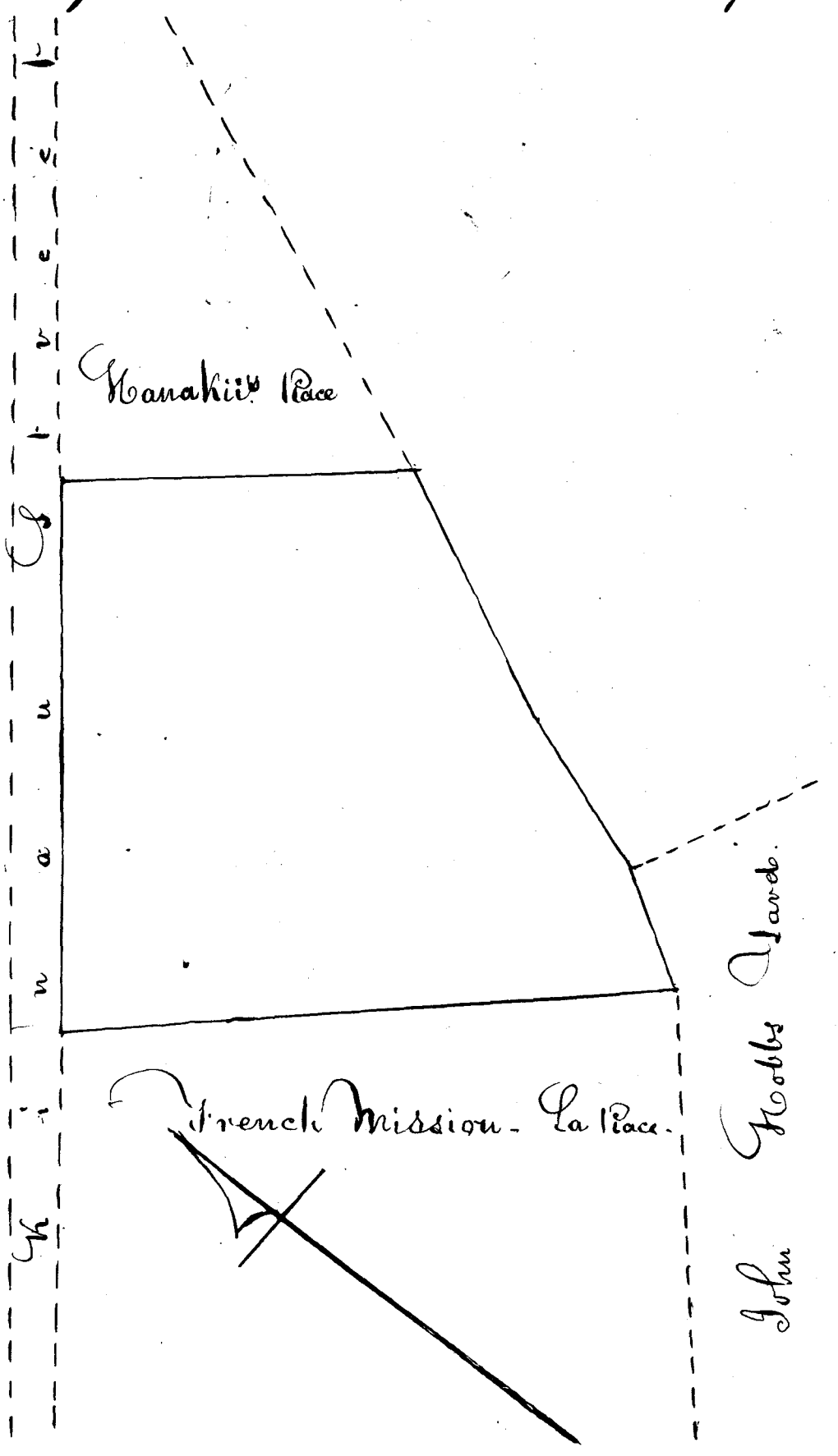
194

J. Hobbs place, at slight angle in wall. Thence North  $19^{\circ}$  E.  
 35 ft. along wall & Jaone Si's premises to slight angle in wall.  
 Thence North  $24^{\circ} 30'$  E. 62 ft. along Jaone Si's to E. Corner  
 of this lot. Thence N.  $20^{\circ} 45'$  W. 1 Ch.  $6\frac{7}{12}$  ft. along lot claim  
 by Hanakii to Kinau Street. at N. corner of this lot.  
 Thence S.  $52^{\circ} 15'$  W. 1 Ch.  $48\frac{7}{12}$  ft. along Kinau Street to  
 place of Commencement. taking in walls on N.W. & N.E.  
 sides only, and including an area of

Fathoms 296. Feet 10.

J. Metcalf, Surv. "

July 23. 1847.



198

Board of Commissioners for Land titles  
Adjudication of Claim No 81. Joseph Booth Jr.

To incidental expences of advertising Claimants and house rent &c.		1
" action of Commissioners in the matter of this Claim on 28 July 1846.		1
" Draft deposition reduced in relation thereto.		2
" Citation for attendance on 2 Sep <sup>r</sup> .		50
" Subpoena for Witness		50
" draft testimony reduced & engrossed on the 8 <sup>th</sup> and 9 <sup>th</sup> September	\$5	3 75
" Report of Commissioners this day rendered on the above Claim		5
" Surveyors bill		5
" Engrossing Copy of Survey	\$3	1 50
		<hr/>
		\$ 20 25

Kala Kaula  
Honolulu  
17<sup>th</sup> May 1848

William L. Lee  
J. Smith  
L. Kaurae  
~~James~~  
Loaudi

Claims No 82 to 86 J. Phillips deferred  
" 87 Kaluhinu "  
" 88 Kekuamanoha "  
" 89 Kina "

This Case involves a right set up to, "a certain piece of ground situated in Honolulu," which ground (as represented in Claimant's Statement on file with the Commission) includes a certain portion of the same which has been out of occupation of the present Claimant, and in the possession of the descendants of Don Francisco Marini upwards of twenty years.

With regard to the historic evidence which has been produced before this Board in support of the above Claim on the 16<sup>th</sup> & 22<sup>d</sup> of September, and 6<sup>th</sup> & 13<sup>th</sup> of October 1846, and on which days upwards of twenty Witnesses were then examined, both Foreign & Native:— without going into the detail of the same reiterated particulars which constituted the main body of the evidence, the substance may be thus stated:—

— It has been proved that a certain piece of ground was in the occupation of Nathan Winship, Father of the present Claimant, in Honolulu, near the Sea, in the Year 1812, that the said Land was bordering upon, & partly within, land in the previous possession of Marini, or altogether within his allotment: & that the present Claimant has not now possession of all the formerly had, which is supported by the testimony of David Lyons in the particular, that the land then occupied by Winship, included the place now fenced with stone, occupied by Marini's Children, and others affirm that his premises extended from the interior down to the sea-side, and were divided by a little path running into the sea, but none of the Witnesses could now point out the exact boundaries.

Another fact-proved by the Concurrent testimony of most of the Witnesses, is, that Winship built a house upon the land, and made a fish-pond near the sea:— such may be stated to constitute the positive evidence received by the Board, essentially involving



the first night.

With regard to the dubious testimony elicited, and capable of different construction, there is much on record of that character.

We may state first as a leading particular, that much diversity of opinion prevailed among the witnesses, concerning the nature of Winship's title in the first instance: most of them appearing to consider it only of a secondary description, as a subordinate right under Marini; who obtained the previous grant of the entire plot from Katalaimoku; and at Kūipelan's instance, as the friend of Winship, and through the permission of Katalaimoku, consented to, or rather invited the residence of his then welcome friend on his land.

Punalua says, the place was Marini's before Winship lived there; and Marini both made and paid for the fence.

Athukie says Marini gave Winship the place, and built the house; Marini owned the place from one corner to the other.

Malan, on the other side, states, that he does not know who possessed the place before it was transferred to Winship; there were no houses then upon it; Kamehameha & Katalaimoku first gave him the place; it belonged to him clear to the water's edge; and extending to the fish pond which he made.

Umio Kalani states that the Claimant derived her right from her Father Winship; who received it from Katalaimoku at Kamehameha's return from Hawaii; and Winship lived there till he left the Islands: stated by two other witnesses, to have been 8 or 9 years.

Mr. S. Reynolds, in his testimony, considers that Winship was living by sufferance of Marini; and had no other or higher rights.

Cap. Wm Sumner takes the same view; and

says - he never knew of any one ever giving Winship, Land.  
 Cap. St. Adams deposed that he belonged at that time  
 to Winship's ship, and on bringing stores ashore, was  
 always directed to forward them to Marini; he never  
 knew that Winship owned any Land; he always under-  
 stood it was Marini's Yard; nor did he know of  
 Winship building any houses.

Potri; another witness, deposed, that he knew Cain-  
 ant's father; that Kihelane, Marini's witness were  
 living together; and after Winship came; he built  
 his house, then living under Marini. He went to  
 Kalaimoku for a place to build; who told him to take  
 the place under Kihelane and Marini.

Punalua also states that Winship derived his rights  
 from Marini.

The Testimony of W<sup>m</sup> Treach is as follows: -  
 (referring to a conversation he had with Nathan Winship,  
 the U. S. of America in 1818.) "Nathan Winship stated,  
 to me, that he had given up the houses he had built  
 to Marini, in consideration of his taking under his  
 protection, his daughter, and a Girl of the name of  
 Ruggles. I always understood that place was  
 granted to Marini; and that Winship occupied with  
 her." It is observable, that in this conversation  
 no mention was made of Land.

In reference to other conflicting points of no  
 essential import, as the case manifestly stands, such  
 as differing views of boundaries, building of houses  
 &c. we may safely conclude to leave them undisturbed  
 still in their former long repose.

It is scarcely necessary to say, that all the  
 Witnesses unite in their testimony concerning Marini  
 and Holmes having been appointed Guardians of the  
 Claimant in her minority, on the departure of her  
 Father from these Islands.

Under the circumstances connecting with  
 this case, where the equitable Right, if it existed as  
 such, has been so long evacuated, that it could not

now be regained without risking a greater wrong; and where the lights are so dim and uncertain which are furnished by the best testimony on the subject; as to forbid any intelligent advance on the dubious ground: We unhesitatingly adopt the only legal course allowed, and prospectively provided for such emergencies in the 5<sup>th</sup> principle appointed by the Legislative Council of 26 October 1846 for the Government of this Board; viz: - "When Rights were originally acquired, either in writing or verbally in a lawful manner, and from the bona fide owner, for a valid Consideration, or otherwise, and yet, were never occupied, or have not been occupied by such Claimant since 7<sup>th</sup> June 1839: - The Board will infer an absence of Title; especially in view of sec: 6. Ch. 3. old law."

While we accordingly Confirm the present Claimant in the possession of the portion of land she has continuously occupied & improved agreeable to the first Rule for the Government of our decisions; and award to her a Freehold estate less than allodial, subject at her discretion to Commutation according to existing law: - We reject the extension of her present boundaries beyond such limits, and described in Survey of J. Metcalf of the plot confirmed to the Claimant by the Board as follow: viz

"Commencing at East Corner of this lot on Church Street, joining John Meek J<sup>r</sup>'s dwelling house lot; and running North  $37^{\circ} 45'$  West 1 Ch.  $11 \frac{10}{12}$  ft. along Church Street to Maunakea Street at North Corner of this lot. Thence South  $46^{\circ} 30'$  W. 2 Ch.  $20 \frac{1}{2}$  ft. along Maunakea Street to the Marini premises - the West corner of this lot.

Thence South  $45^{\circ} 15'$  E.  $59 \frac{1}{2}$  ft. along the Marini premises to John Meek J<sup>r</sup>'s dwelling house lot. Thence North  $48^{\circ} 45'$  East 1 Ch.  $13 \frac{1}{2}$  ft. along J. Meek's place to W. Corner of Coat house standing on this lot.

Thence South  $45^{\circ} 30'$  E.  $18 \frac{1}{2}$  ft. along Makai side of <sup>203</sup>  
 Cook house, and to Corner of wall. Thence N.  $43^{\circ}$  East.  
 $31 \frac{1}{2}$  ft. to West Corner of Mud house standing on J.  
 Meek's premises. Thence N.  $44^{\circ} 15'$  E.  $32 \frac{1}{2}$  ft. to  
 place of Commencement. including an area of  
 July 23-1847. Gathoms 281-

Church Street

Charles Vincent

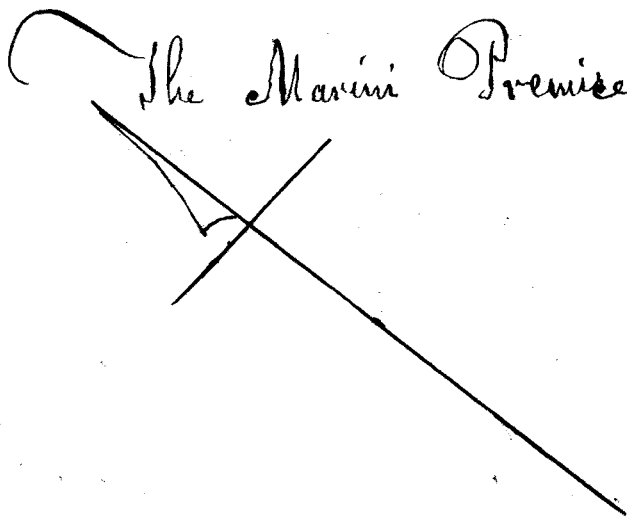
Street

Munroe

John

Meek Junr

The Marini Premises



179

Claim No 91. Nepane Montgomery

This claim is also from the same applicant as the previous one he go, and embraces "three small lands situated in this Island: viz Piivai in the valley of Pouaa; Pouata, in the neighborhood of Pearl River; and Kalouahine in Palama;" alleged by the Claimant to have belonged formerly to her Father Nathan Winship; to have been granted to him by Kalaimoku for pecuniary considerations & services rendered; and to have been retained in possession by her mother and relatives for a number of Years after Claimant's Father left the Islands.

The testimony which has been elicited by this Board, in relation to the lands above named, is of precisely the same desultory character as that which attached to the former claim: and partaking of the same contradictory elements.

The first witness, Amiohalani says "Winship had a land named Pouata, and another named Piivai; these two were given to him by Kalaimoku; but the one called Kalouahine, he says, belonged to Winship's Brother."

D. Lyons states that Winship had two lands; but makes Kalouahine one of them; and leaves out of the number Piivai.

Kalaimoku - an important Witness, who lived from his birth with Kalaimoku until his death, as his adopted son, - attributes Kalouahine to Winship's brother in former times; and knows of one land only then belonging to Nathan Winship - Pouata; "granted by Kalaimoku on account of his regard for him." He does not know how many Years he lived there, perhaps five: it is not in possession of his assigns. Pihoriko took it, and gave it to Kamekama in connection with the district.

Kapea says - "Winship had a land named Piivai, given him by Kalamoku, which was taken away in time of Pihoviko; he also had a land, - Pouala."

Kahooraha deposes to the same, but adds Kalamahine to the number of the Grants: of which he says Winship was dispossessed in the time of Pihoviko.

Poku attributes to Winship two lands - Pouala and Kalamahine; and omits Piivai.

The last witness examined by the Board - Malau - says - "Winship had three lands given to him by Kamehameha and Kalamoku - as he heard; of which he held possession till he left; it was perhaps in Pihoviko's time. I was not present when the land was given to Winship."

It only remains to be observed by us, that it appears a remarkable Circumstance, that out of seven foreign witnesses examined on this occasion; all contemporaries of the Era of these occurrences; and intimate with Mairi or Winship at the time; only one of them professes any knowledge of such lands belonging to Winship; or are entirely silent about them, and the one exception - Mr. E. R. Butler says - "I do not know of any other lands belonging to Winship; but I know of a fish pond up the Nuana road belonging to him, which Kamehameha gave to him; and I have spent some pleasant hours with Winship in feeding the Fish."

Such is then the nature of the evidence upon which the present Claim is attempted to be sustained; from which we can only deduce with certainty that a temporary possession has been once held of some of the lands specified in the Claim, and that an early ejectment ensued; which has been passively endured, with <sup>and</sup> resistance or protest unto the present time; a period of twenty or more years.

It is also to be remarked, that no Evidence has been submitted of any improvements or Cultivation having been made by the Claimant's Father or his assigns, on either of the three lands Claimed: beyond

a fish-pond, for the purposes of simple amusement, on one of them, and that one of very dubious derivation and right.

Had continued occupation & possession been retained in any plausible way of these lands, or a portion of them; the slender texture of the existing title to them on other grounds, would not be allowed to affect the possessory right in them; but constituted as this case manifestly is; - being the relic of what was at that time deemed a legal procedure in this Kingdom, of arbitrary dispossession for slight or no causes, but such as originated in the capricious changes of irresponsible Chiefs; and which state of things has continued without remedy until the year 1839 when "protection was declared both for person & property;" - We are compelled to resort to the fifth Rule for the Government of this Board, and decidedly reject the demands of the present Claimant in the case before us.

Board of Commissioners for Land Titles  
 Adjudication of Claim No 90 & 91. Thepare Montgomery Dr.

No incidental Expenses of advertising Claimants and Rent hire &c		1
action &c of Comm <sup>rs</sup> on 28 July 1846 &c		2
draft of depos <sup>ns</sup> red. <sup>d</sup> in Petition to the above Claims		2
Two Citations & 12 Subpoenas issued		7
Repeted	draft tes <sup>rs</sup> red. <sup>d</sup> & eng <sup>d</sup> on 16 September 1846. £ 6	4 50
	" " " 22 Sep <sup>r</sup> " £ 11	8 25
	" " " 29 " £ 24	18
	" " " 6 October £ 3	2 25
	" " " 13 " £ 6	4 50
" " " " " " " " " " " " £ 2		6
Report of Comm <sup>rs</sup> this day rendered in the above Claims		5
W. L. Lee J. G. Smith. S. Kauruanui		
S. Kauruanui		60 50

Hate Kauruanui  
 29 June  
 1848

Claim No 111 Joseph O. Carter.

This is a claim to a house lot situated in Honolulu, and generally known as the "Mansion house"; Claimant bases his claim on the affidavit of Richard Charlton, which reads as follows:

"I Richard Charlton, at present a resident of Honolulu, Waahoo, Sandwich Islands; hereby make oath, and say, that on or about the 10<sup>th</sup> day of December, in the Year of our Lord 1833, his Majesty Kamehameha III, the King of these Islands, informed me, that he had sold to Joseph O. Carter, a plot of land in Honolulu, and that the said Joseph O. Carter had paid to him the sum for which it was sold, namely one hundred dollars. Subsequently he, (the said Joseph O. Carter) fenced it in, and built thereon a substantial Residence, at present known as the "Mansion House". Sworn to before me at Honolulu, signed - Richard Charlton; this 16<sup>th</sup> February 1848. Signed W<sup>m</sup> Miller Consul of "

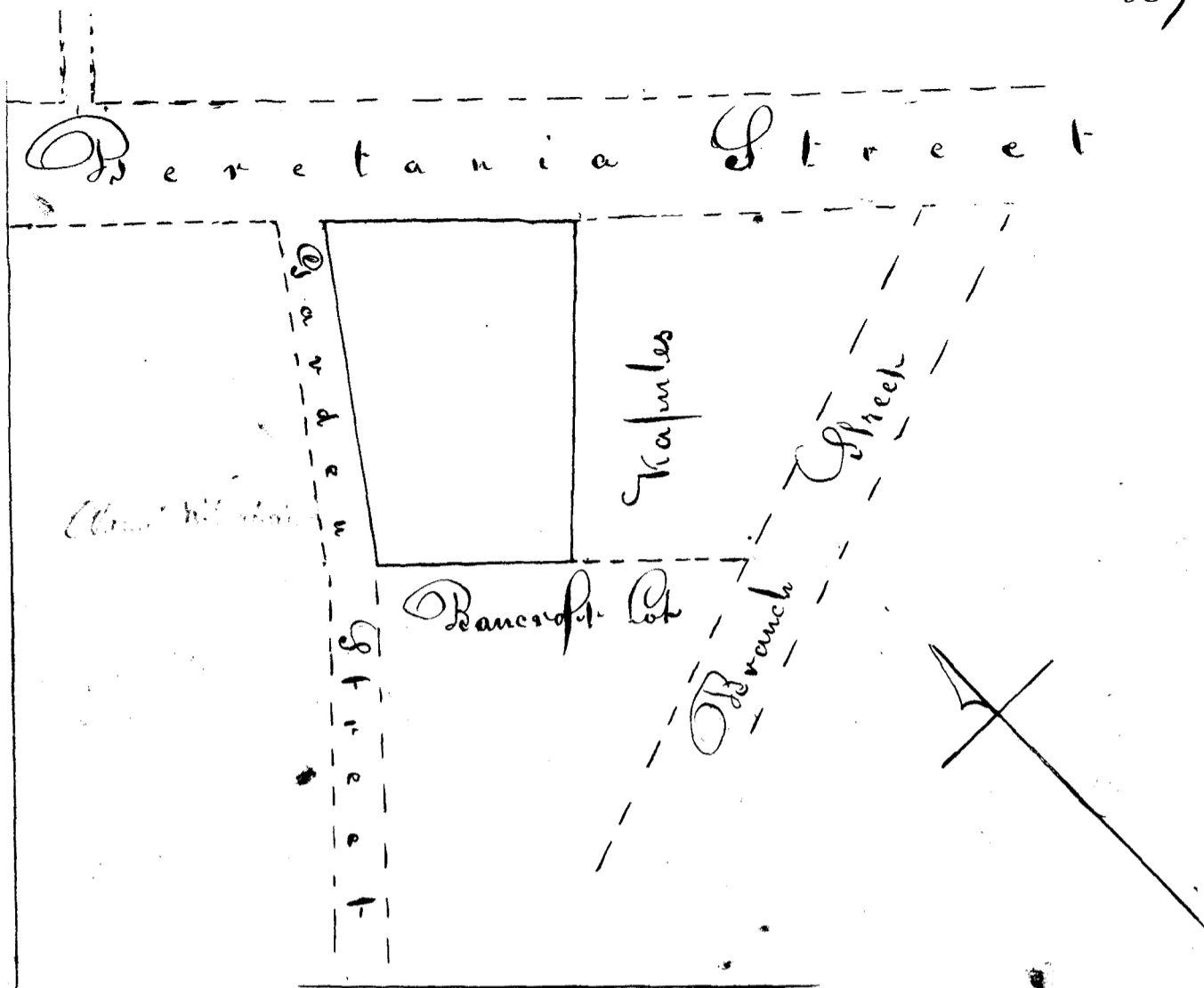
No further evidence was offered in support of this claim than the above copy of Richard Charlton's affidavit; and the Board, being of the opinion, that such affidavit, was wholly insufficient to base any claim, - deputed Mr. Lee to confer with his Majesty on the subject, and ascertain what was the nature of his grant to the Claimant, if any; His Majesty stated in the conference with Mr. Lee, that he gave the land to Captain Carter, (the Claimant) to have so long as he remained on the Islands; but that it was expressly agreed, that when Captain Carter left the Islands, the land should return to his Majesty, with all the houses, buildings, and other improvements thereon; that an agreement to this effect was drawn up in writing and left with Captain Carter; and that Captain Carter paid him one hundred dollars for the use of this land.



That in law, Captain Carter had no right to this land, for any longer periods than his life, or residence on these Islands; but out of kindness to Cap: Carter, he was willing that the Board should award to him a fee-simple title for this lot, on the same Conditions attending all other fee-simple titles in this Kingdom: namely, that the same should never pass by sale or descent into the hands of any other persons than Hawaiian subjects

Passing our decision entirely on this act of grace on the part of his Majesty - We do award to Joseph C Carter, the mansion house lot in Honolulu, to have and to hold in fee-simple, according to the metes and bounds of the annexed Survey made by Theophilus Metcalf Surveyor to the Board on 29 day of December 1847.

Commencing at Mauka North Corner of this lot at intersection of Garden with Beretania Street; and running South  $30^{\circ} 45' W.$  2 Ch. 4 ft. along Garden St. to the Bancroft lot. Thence South  $51^{\circ} 15' E.$  1 Ch.  $5 \frac{3}{12}$  ft. along the Bancroft lot to Maikai South Corner of this lot. Thence North  $44^{\circ} 15' E.$  1 Ch.  $44 \frac{3}{12}$  ft. along board fence the boundary between this and lot occupied by Kapule, to slight angle. Thence North  $41^{\circ}$  East  $23 \frac{1}{2}$  feet. to Beretania Street, the Mauka East Corner of this lot. Thence North  $50^{\circ}$  West 1 Ch. 35 ft. along Beretania Street to place of Commencement: including an area of  
 Acres 320 ft. 32 "



Board of Commissioners for Land Claims  
 Adjudication of Claim No 111 Joseph O Carter Esq

To incidental expences of advertising Claimants		
1	The public notice of Commissioners &c	1
	Action, motion &c of Comm <sup>rs</sup> in the matter of	
	this Claim on 27 October 1846	1
	Citations for this and Cl. No 112	1
	Draft depos <sup>ns</sup> reduced in Claims 111 & 112	3 50
	Engrossing of two plans relating to the above	1
	Mr Metcalf's Charge of Survey of Cl. 111	3
	Engrossing Copy of Survey	1
	Report of Comm <sup>rs</sup> this day rendered in Cl 111	5
	Engrossing Copy of Award in above Claim	3
	Stamp	1
		<hr/>
		22 50
		<hr/>

Hote Kahuwita  
 29. June 1848

William L. Lee  
 W. Smith  
 Ioanesi  
 To. Kauriwai  
 W. Yamani

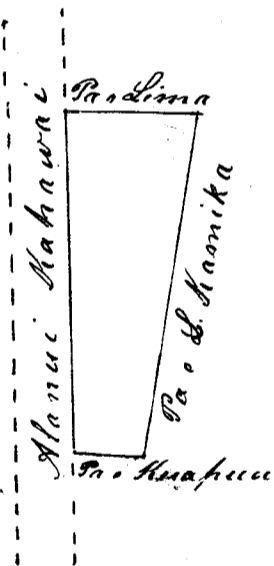
Heleu 87 Kuluhinu he wahine

Ua hoi mai nei oia no kona kuleana, he pahale ma Honolulu kulanakauhale. Ua ma-  
opopo he kuleana kahiko, ua boaa ia ia ma ke kiia  
ana me ka mea nona ia wahi, ika wa o Kaomi,  
a mailaila mai a hiki i keia wa kona nisho ana.

Nolaila, ua masopopo, nona no keia kuleana  
ana e hoi mai nei, eia na palena oia wahi la.

Anaia e John Richardson. "E hoopaka ana  
ma ka aoao hema o ke Alanui kahawai, ma ke  
kahi komohana Akau hoi o ka pahale o Lima,  
A moe aku ka aoao mua  $N. 49^{\circ} K.$  1 kaulahas  
 $53 \frac{1}{2}$  kapuai, a hiki i ke kahi hikiina Akau o  
ka pahale o Kuapuu, huli  $N. 33^{\circ} 30' H.$   $24 \frac{1}{2}$  kap.  
a hiki i ke kahi komohana Akau o ka pahale  
o S. Kamika, huli  $N. 54^{\circ} 30' H.$  1 kaulahas 60 -  
kapuai, a hiki i ke kahi komohana Hema o  
ka pahale o Lima, alaila huli i kahi i hoona-  
ka'i  $N. 38^{\circ} 30' K.$  40 kapuai"

Eia hoi ka ili malalo 106 Anaia 11 kapuai



O keia pahale ka mahou e hooho nei no Ku-  
lulinu ma ke ano kuleana nui malalo, ke ano  
alalo, a ina aku mai oia i ke he Aupuni ha-  
paha, alaila kupoia ia ia ka palapala sila  
nei ano alalo

Penei nae oia e aku mai ai, no ka ho-  
kolokolo ana, a me ka hooholo ana i ka  
alalo

No ke keena a me ke pai ana i ka olelo ma ka Nupupa	1.. 00
No ka palapala kii	" 50
No ka hana ana i ka la 16. Feb. 1846	1.. 00
Kope Palapala aina	1.. 50
No ke kope ana i ka olelo a na hoike 5 avao	3.. 75
No ke ana ana	2.. 50
Kope ana 2 avao	1.. 00
No ka hosholo ana i ka olelo	2.. 50
	<hr/>
	\$ 13.. 75

Honolulu  
25 July 1848

William L. Lee  
Joanedi  
W. Kamae  
G. Kamae  
W. Smith

Heleu 89

Aina

No ke koi mai a Aina nona<sup>keia</sup> wahi kuleana ma Honolulu kulanakauhale, he kuleana nae keia i hoopaapaa nuiia i waena ona a me A. Paki, Aka ua haka masti nona ke kuleana i ka wa kahiko, a ua hele oia ma kahi e me ka hoomasopopo ole nona keia kuleana. A peha no kekahi poe i olelo mai, ua nui wale na mea nona keia kuleana i ka wa kahiko, aole nae lakou i noho mai wahi a hiki i keia wa

No laila, aole masopopo keia kuleana no lakou a pau ka poe i noho ole ma keia wahi, mamua o ke kauhana o ke Kanawai. Oia ka makou e hoolo nei aole o Aina kuleana ma keia mea.

A penei oia e ukui mai ai no ka hosholo-holo ana a me ka hosholo ana i ka olelo

No ka keena a me ke pai ana i ka olelo ma ka Nupupa	1.. 00
---	--------

Registered

No ka palapala hii	:	50
No ka hana ana i ka la 23 Sep. 1846	1.	00
No ke kope i ka palapala aina	:	
2 asao	1.	00
No ke kope ana i ka olelo ana	:	
hoike 368 huahelo 4 asao	3.	00
		<hr/>
	Pau loa	6. 50

Honolulu  
 25 July 1848

William L. Lee  
 Soaneki  
 To. Kahuwai  
 A. Yamani  
 M. Smith

Hele 99 . . . Poka (kaumakapili)

Ua koi mai nei oia no koura kuleana pahale ma Honolulu. Ai ko mahou nana ana ua masipopo ke kuleana kama ua hoohumu ia i ka wa o Kaahumanu i ma ke ai, ua loa ia ia ke wahi e. Ai ka wa i hanaia na Alanui oia ka 1838 lilo kama wahi ia mea. Nolaila lilo ia ia keia wahi mai ke Kiaaina mai, mamua o ke kama ana o na kanawai, a ua noho hoi oia ma keia wahi a hiki i keia wa.

Nolaila ua masipopo nana no keia kuleana, penei na palena o ia wahi.

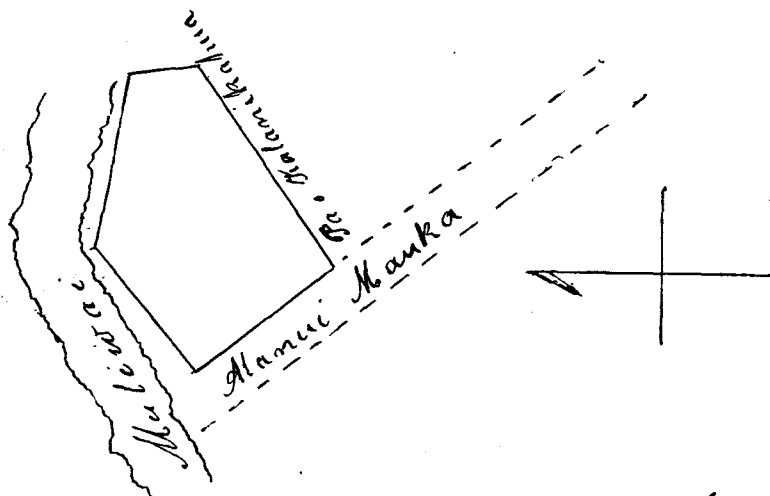
Anaia e Soane Richardson

"O hoomaka ana ma ka lili ma<sup>ka</sup> ke Alanui Ma<sup>ka</sup>, ma ke kiki Komohana, hoi o ka pahale o D. Kalarikaha, moe aku ka asao mua. A. 45° K. 1° kapu, a hiki i ka lili ma<sup>ka</sup> kapu, a hiki i ka lili ma<sup>ka</sup> kapu, a hiki i ka lili ma<sup>ka</sup> kapu. A. 53° K. 24<sup>1</sup>/<sub>2</sub> kapu, a hiki i ka lili ma<sup>ka</sup> kapu o ka Muliwai, huli A. 81° K. 62<sup>1</sup>/<sub>2</sub> kapu, huli A. 54° K. 57<sup>1</sup>/<sub>2</sub> kapu. ua holo mai no keia mau asao eua ma ka lili pali o

ka Muliwai, a hiki i ka lihi mauka o ke <sup>913</sup>  
 Alanui mauka. abaila, huli i kahi i hoo-  
 makaai. A. 39. 41. 62  $\frac{5}{12}$  Kapuai.

Eia hoi ka ili maloko

1 Kaulahao }  
 3 1/2 anana } Kuea  
 11 Kapuai }



O keia pahale hoi ka makou e hooko nei  
 no Poka ma ke ano kuleana nui malalo o ke  
 ano ablio, a ina uku mai oia i ko ke Aupu-  
 ni hapaha, abaila kupsoms ia ia ka palapala  
 sila nui ano ablio

Penei mai hoi e uku mai ai no ka hoo-  
 kolo ana a me ka hookolo ana i ka olelo.

No ke keena a me ke pai ana i ka olelo ma ka Nupupa	} 1. 00
No ka palapala Kii	.. 50
No ka hanana i ka la 23 Sep. 1846	1. 00
Kope palapala aia 2 aao	1. 00
No ke kope ana i ka olelo a na hoike 3 aao	} 2. 25
No ke ana aia	2. 50
No ke kope ana 3 aao	1. 00
No ka hookolo ana i ka olelo	2. 50

Pouloa \$ 11. 75

Honolulu  
 25 July 1848

William L. Lee  
 Kandi  
 L. Kamehameha  
 G. Kamehameha  
 W. Smith

Ahele 211

Wiliama Steiner

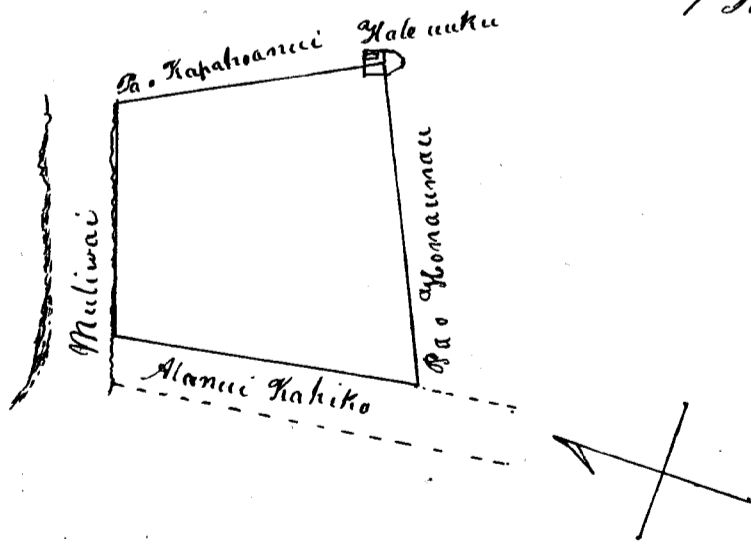
Oia ka mea i hoi mai nei, he kuleana koma ma Honolulu ua loa iaia no Kamehameha III mai, mamua o ke kau ana o na Hanawai koma noho ana ma keia wahi a hiki mai nei i keia wa.

He kuleana ua maspsps masli no noma keia wahi ana e hoi mai nei, a ua akaka loa noma no ia, Oia na palena.

Ana ia e John Richardson

"E hoomaka ana i ke ana ana ma ka aoao mauka o ke Alamui Kahiko, ma ke kahi Komohana Akau hoi o ka pahale o Ananau-nau, a holo aku ka aoao mua i ka  $11^{\circ} 7' N.$  1 kaulahas 43 kapuai 7 inika, oia ka aoao ma-kai o keia aina, a hiki i ka lihi muliwai, a malaila aku i ka  $N. 74^{\circ} 30' W.$  1 kaulahas 14 kap. 6 inika, a hiki i ka pa o Kapahoanui, a malaila aku i ka  $N. 28^{\circ} W.$  1 kaulahas, 20 kap. 5 inika oia ka aoao mauka o keia aina, a hiki i kahi hale uuku o Wiliama Steiner, a malaila aku, huli i kahi i hoomakai i ka  $N. 63^{\circ} 30' N.$  1 kaulahas 49 kapuai 6 inika, e pili mai ana ia aoao i ka pa o Ananau

Oia hoi ka ili o keia aina 266 Aorana } Kula  
7 Kapuai }



Oia ka makou e hooko nei no Wiliama Steiner ia wahi, he kuleana nui malalo o ke aoao abolis. Ana uku mai oia i ke ke Aupuni kapaha, ala-ila ua kupo iaia ka palapala sila nui aoao abolis.

Penei hoi oia e ukui mai ai no ka hookelelo  
 ana a me ka hookelelo ana i ka olelo  
 No ke keena<sup>a</sup> me ke pai ana i ka olelo  
 hoolaha ma ka Nupapa } \$ 1. 00  
 No ka palapala kii " 50  
 No ka hana ana i ka la 1. 00  
 Hohe palapala aina 2 aaoa 1. 00  
 No ke hohe ana i ka olelo a ma  
 hoike 4 Aug 26 4 aaoa } 3. 00  
 No ke ana ana 2. 50  
 Hohe ana 1. 00  
 No ka hookelelo ana i ka olelo 2. 50

Pauloa \$ 12. 50

Honolulu  
 25 July 1848

William L. Lee  
 Francis  
 Is. Haunwai  
 W. Yamanu  
 W. Smith

Hele 222

Kahana *Ali &*

O keia wahi kuleana, ua hoopaa-  
 paa nui ia no ke hoi mai o Naapala no na ke-  
 ia wahi i ka wa o Kuakini ka loa ana ia ia  
 ua wahi nei, aole nae oia i noho ma keia wa-  
 hi, no ka mea, ua loa ia ia he wahi oho, a ua  
 noho mabala a hiki i keia wa. Aka o kono a me  
 kana wakine o Pehea ka inoa na mea i noho  
 ma keia wahi mai ka wa o Kuakini i noho ki  
 aaina ana ma Oahu nei a hiki i ka make hohe  
 ana o kekahi o lana Pikea 1844, ua hoili no ko-  
 na kaitumane D. J. a no ka pilikia i kekahi ma-  
 nawa, ua hoopiia i ka Mo'i ka hooponopono no  
 keia wahi, a ua hookelelo ka Mo'i no Kahana, oia hoi  
 ke keiki a D. J.

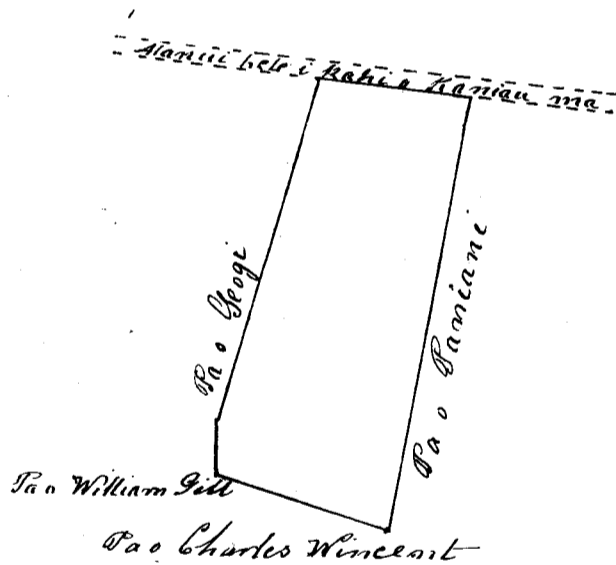
No laila ua maopopo keia wahi. Penei  
 na palena oia wahi. Anaia e John Richardson



"E hoʻomaka ana i ke ana ana ma ka aoao ma-  
 uka o ka pa o Charles Vincent ma ke hiki hoʻomo-  
 hana hoi o ka pa o Paniani, a moe aku ka aoao  
 nua i ka  $A. 55^{\circ} 30' \text{ Ai}$ . 2 kaulahas 21 kapuai 1 ini-  
 ha, e pili ana ia aoao i ka pa o Paniani, a hiki  
 i kahi Alanui e hele ai i kahi o Kanianu me,  
 mai ke Alanui kahawai mai, a malaila aku i ka  
 $A. 37^{\circ} 30' \text{ K}$ . 53 kapuai 6 inihā, oia hoi ka aoao ma-  
 uka o keia aina, a hiki i ka pa o Geogi, a ma-  
 laila aku i ka  $A. 60^{\circ} 30' \text{ K}$ . 1 kaulahas 57 ka-  
 puai 5 inihā, a hiki i ka pa o William Gill, a  
 malaila aku i ka  $A. 53^{\circ} 30' \text{ K}$ . 18 kapuai, a hiki  
 i kahi kekee o ka pa o William Gill, a malaila  
 aku i ka  $A. 26^{\circ} 30' \text{ Ai}$ . 63 kapuai 5 inihā, hiki  
 hou i kahi i hoʻomaka i ke ana ana.

Oia hoi ka ili o keia aina 238 Aorana 98 Kapuai

Ua komo pu i loko o keia ana ana na palapala a  
 paui, e hoʻopuni ana i keia aina, ke mae ka  
 pa o ka aoao e pili ana i ke Geogi pa hale.




Ua hoʻoko mākou i keia kuleana no Kaha-  
 nu, he kuleana nui malalo o ke ano ulotio. Ina  
 aku oia i ke Aupuni hapaha, alaila ua  
 hupuni ia ia ka palapala sila nui ano alotio

Penei hoi oia e aku mai no ka hoʻokolo-  
 kolo a me ka hoʻokolo ana i ka olelo —

No ka rumi a me ke pi'ana i ka olelo hoolaha ma ka Nupepa	} 1. 00
No ka palapala kii ( akolu )	1. 50
No ka hana ana i kaha 30 June 1847	1. 00
Kope palapala uina 3 aao	1. 50
No ke kope ana i ka olelo a na hoike - 30 June 3 aao	} 2. 35
No ke kope ana i ka olelo a na hoike - 25 & 26 Augate 8 aao	} 6. 00
No ke ana ana	2. 50
Kope ana	1. 00
No ka hoololo ana i ka olelo	2. 50
	<hr/> 19 25

Honolulu  
25 July 1848

William L. Lee  
Barred  
Is. Kaunani  
of Hawaii  


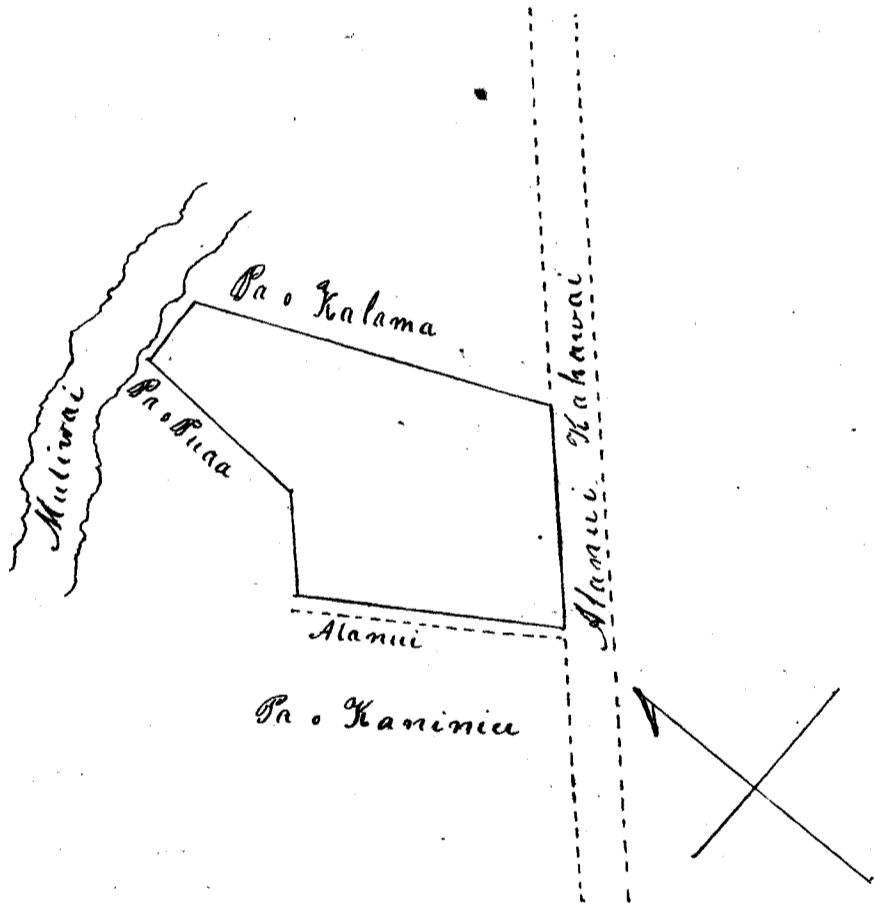
Aelu 219      Kaukaiu (w.)      Maunakea

Ae kuleana keia ma Honolulu i hoo-  
paapaa nuiia i wena o Kaukaiu a me A.  
Paki, Ma koi mai A. Paki noma ma wahi a  
pau loa ma Haukapili, no ka noho ana o Ka-  
leisku mai a Nuuanu mai, via hoi ka makua-  
kane o Honia. Aha, i ka wa o Hamehameha II, ua  
nui wale ka poe e noho ana ma keia mau wahi,  
Ama ko makou nana ana, ua masipopo ko Kau-  
kaiu kuleana e koi mai nei, no ka mea, ua loa  
a kahiko keia wahi i kana kane i ka wa kua laau.  
Aha o ka Moi ma Wawala via ka makahiki 1829, a  
noho no ua Kaukaiu nei ma ua wahi nei a  
hiki i keia wa

Noia mea ua akaha loa noma no keia wa-  
hi ana e koi mai nei. Eia na palena o ia wahi.  
Anai e John Richardson.  
"E hoomaka ana ma ka aao Akau o ke Alanui"

Kahawai ma ke kiki hikina hema mai hoi o ka  
 pa hale o Kaniniu, a moe aku ka asao mua —  
 A. 48° 30' Hi. 1 kaulahao 13 <sup>2</sup>/<sub>12</sub> kapuai, a hiki i ke  
 kiki komohana hema o ka pahale o Kalama,  
 huli A. 23° 30' Ho. 1 kaulahao 62 <sup>2</sup>/<sub>12</sub> kapuai, a hiki  
 i ka lihi muliwai, huli i ke komohana pono,  
 moe aku no keia asao ma ka lihi muliwai, a  
 hala 27 kapuai, huli A. 6° 30' Ho. 1 kaulahao 1 <sup>2</sup>/<sub>12</sub> Kap.  
 a hiki i ke kiki hikina o ka pahale o Puaa, huli —  
 A. 51° Ho. 34 <sup>2</sup>/<sub>12</sub> kapuai, a hiki i ka lihi mauka o  
 kahi alanui ohi e hele ai i kahi o Puaa ma,  
 mai ke Alanui kahawai mai; a hila, huli i kahi  
 i komaha'i A. 31° Hi. 1 kaulahao 29 kapuai.

Oia hoi ka ili malalo 2 kaulahao }  
 40 anana } Kuu  
 12 kapuai }



Oia hoi ka makou e hooko nei no Kaukaulu  
 ke kuleana nui malalo o ke ano aldis, i na uku  
 mai oia i ke Aupuni hapaha, a hila kupono  
 iaia ka palapala lila nui ano aldis.

Deni hoi oia e uku mai ai no ka hooko-  
 holo ana a me ka hooko ana i ka olelo

No ke keena a me ke pahi ana i ka olelo hoolaha ma ka Nupupu	} \$ 1. 00
No ka palapala kii	

No ka hana ana i ka la 26 Aug. a me ka la 8. Sep. 1847	1.. 00
No ke kope palapala aina 2 aoao	1.. 00
No ke kope ana i ka olelo a na hoike 3 aoao	2.. 25
No ke ana ana	2.. 50
Kope ana 2 aoao	1.. 00
No ka hoholo ana i ka olelo	2.. 50
	11.. 75

Honolulu  
25 July 1848

Pauloa  
William L. Lee  
Spacedi  
T. Kamehameha  
R. Smith

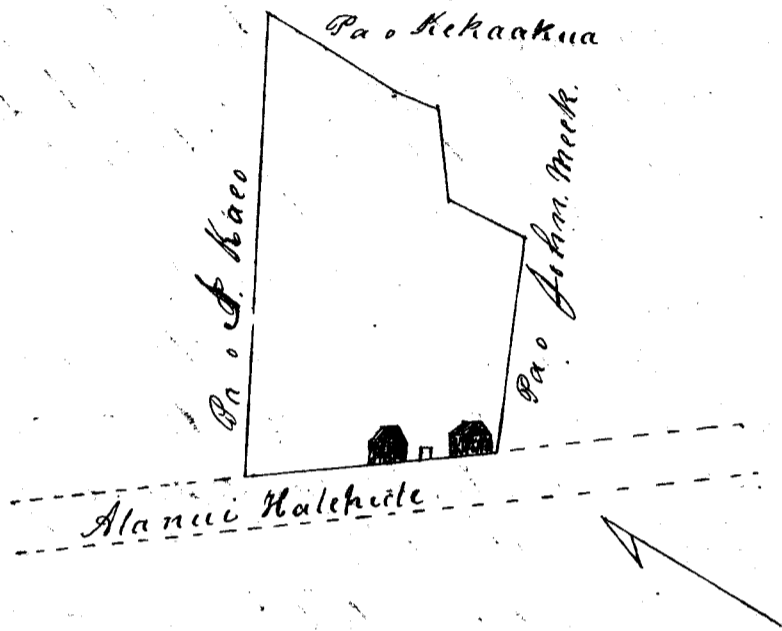
Aeolu 265      Kaaha a me Tahau      Alii

O ko laua kuleana e koi mai nei, eia no ma Honolulu o ke wahi katiko no, mai ka wa mai o Kamehameha II ko laua noho ana ma keia wahi. Na kukulu i na hale a hana no i pa i kela manawa, aia no ia laua ia wahi a hiki mai nei i keia wa, ua noho no nai laua ma kauwahi e ae, o laua no nae ka mea nona ua kuleana nei. No ko laua keakea oleia, ua masopopo ia makou no laua no keia wahi a laua e koi mai nei.

Amoia e John Richardson  
"E hoomaka ana ma ka titi mauka o ke Alanui Halepule, ma ke kahi komohana, ka pa hale o John Meek, ma ke kahi hema hoi o kahi halepule unku e pili ana ma ke kahi hema o keia pa, a moe aku ka aoao mua A. 37° 30' No. 1 kaulaheo 19 1/2 kap. a hiki i ke kahi hema o ka pa hale o P. Kaai, huli A. 61° 45' Hi. 2 kaulaheo 31 kap. a hiki i ke kahi hikiina o ka pahale, o P. Kaai, huli A. 1° 15' No. 51 1/2 kap. a hiki i kahi kanakua o keia pa, e pili ana no i ka pa o Kekaakua, huli A. 7° 45' Hi. 13 1/2 kap. a hiki i ke kahi hema o ka pa o Kekaakua.

ma ka aoao Akau hoi o ka pahale o John Meek.  
 huli 4.55°30' No. 29 1/2 kap. a hiki i kahi kekee o ka  
 pa o John Meek. huli 4.7° Si. 26 1/2 kap. a hiki i kahi  
 i kekahi wahi kekee o ka pa o John Meek. alaila  
 huli i kahi o komakahi 4.64°45' No. 1 kahilohas  
 15 1/2 kapuani

Eia hoi ka ili maloko o kaulahas }  
 76 Amama }  
 1 Kapuani }



O keia kuleana hoi ka makou e hooko nei no  
 Kaaha laua o Pohau, ke kuleana nui ko laua  
 melalo o ke ano alolo, a ina e uku mai laua i  
 ko ke Aupuni hapaha, alaila ua kupaia ia  
 laua ka palapala siba nui ano alolo

Penei nene hoi laua e uku mai ai no ka  
 hookohoko ana a me ka hookohoko ana i ka olelo  
 No ke keena a me ke paia ana i ka

olelo hookohoko ma ka Kupaia	\$ 1. 00
No ka palapala kii	50
No ka hana ana i ka la 26. Sep 1847	1. 00
Kope palapala aina 2 aoao	1. 00
No ke kope ana i ka olelo a na hoike	} 1. 50
2 aoao	
No ke ana ana	2. 50
Kope ana 2 aoao	1. 00
No ka hookohoko ana i ka olelo	2. 50

W. L. Lee Pauloa \$ 11. 00  
 Honolulu Joanesi  
 25 July 1848 L. Kaupuni  
 W. L. Lee  
 (Signature)

Claim N<sup>o</sup> 62 John Rives and George P. Rives.

This is a claim to a House Lot situated in Honolulu. From the Testimony taken in this claim, it appears, that the lot in question was a portion of Land possessed by the Father of the Claimants - John Rives, who left the Islands with King Kamehameha II for England in the Year 1824; that John Rives, before his departure, placed the Claimants, then Young Children, under the Guardianship of their Aunt Neakua-inurama, who was to have this lot in charge for the Claimants; that the Aunt lived on the lot with the Children, until the Year 1843; when she exchanged this lot with Ahu - alias Ah-pong - a Chinaman, for another lot on Water Street; and that the Chinaman then took possession of the lot and has occupied it down to the present time; that the Claimants never assented to this exchange of lots; that they have never occupied the lot on Water Street for which this was exchanged; but have lived with their Sister Neakou, on another lot, ever since the exchange took place - the lot on Water Street, during all this time, remaining waste, and unoccupied by either Ahu or the Claimants.

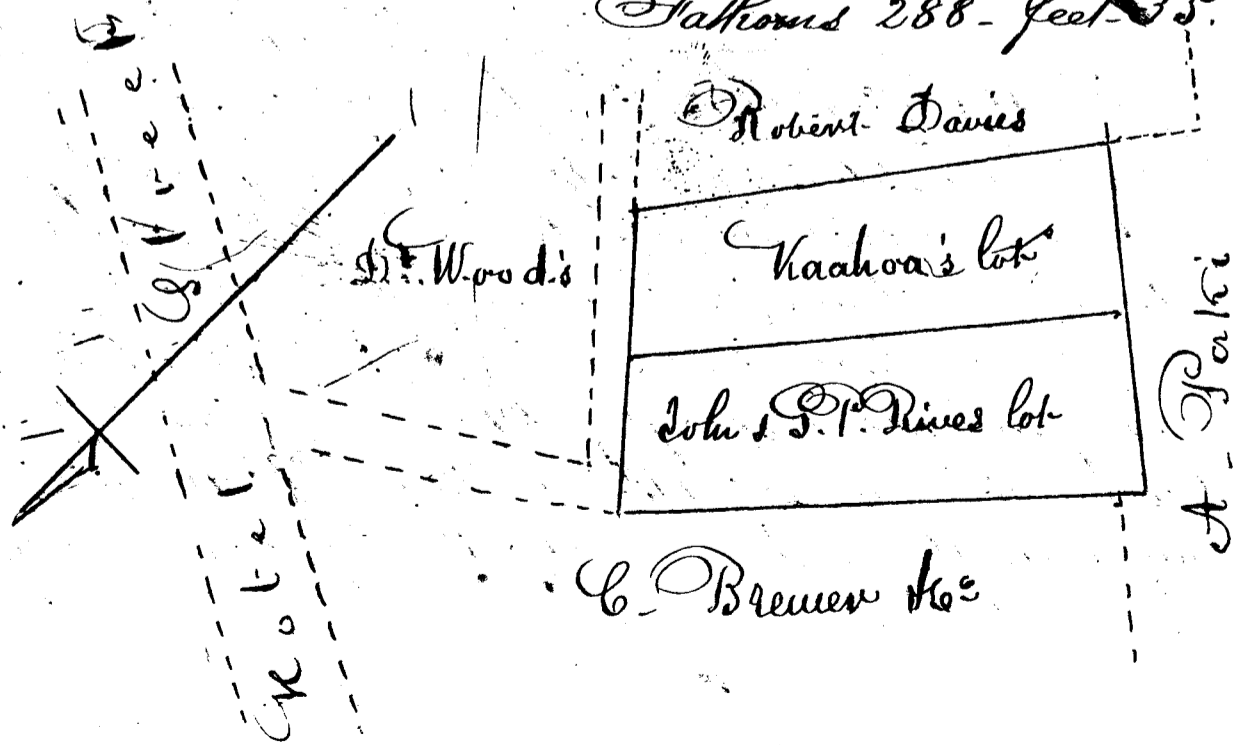
Ahu, alias Ah-pong, insisting upon the validity of the Exchange, has put in a Counter Claim for this Lot N<sup>o</sup> 6506.

These Counter Claims, if the Counter Claimants had strenuously insisted upon their rights, would have raised a somewhat difficult question for the Board to decide, when we take into view the ancient usages and Customs relating to the rights of Guardians; but the Board have been spared this difficulty by the Parties entering into a mutual agreement on 21<sup>st</sup> of June 1848, by which agreement, Ahu, alias Ah-pong, relinquishes all claim to the disputed lot; and the Claimants agree

to build a good and substantial adobe wall around the lot of Ahu, alias Ahpoung, on Water Street.

These Counter Claims being thus amicably settled by the written agreement of the Parties on the 21<sup>st</sup> day of June A.D. 1848: - We do therefore award to the Claimants, John Rives, and George P. Rives, a freehold title less than allodial, in this lot, according to the metes and bounds of the annexed Survey of Theophilus Metcalf, which may be converted into a fee-simple by paying the Commutation prescribed by law.

" Commencing at Maunā North corner this lot on Maunā side of Lane (leading to Hotel St.) joining C. Brewer & Co's premises - and running South  $47^{\circ} 15' W.$   $47\frac{1}{2}$  ft. along C. Brewer to East corner of Store house. Thence South  $48^{\circ} W.$   $61\frac{1}{2}$  ft. to South corner of Store house: thence South  $42^{\circ} 45' W.$   $1 Ch. 3\frac{1}{2}$  ft. to Maunā West corner of this lot: thence South  $46^{\circ} 15' E.$   $68\frac{1}{2}$  ft. along A. Paris (Egypt) Premises to middle of wall between this and lot occupied by Kaahou: - thence North  $43^{\circ} 30' E.$   $2 Ch. 40\frac{3}{12}$  ft. along middle of wall separating this from Kaahou's lot, to Lane at East corner this: - thence North  $40^{\circ} 30' W.$   $54\frac{3}{12}$  ft. along Lane to place of Commencement: - including an area of ~~35~~ <sup>288</sup> - feet - 35. "



Board of Commissioners for Land Claims.  
 Adjudication of Claim No. 62. John Rives & George Rives D<sup>s</sup>

To incidental expenses of advertising Claimant's de- action &c. of Commissioners in the matter of this claim on 28 <sup>th</sup> of July 1846	1		
" Draft of deposition reduced in Relation to this Claim	2	50	
" Citation		50	
" Draft Testimony reduced & engrossed on the 5 <sup>th</sup> & 11 <sup>th</sup> of August 1846	1	50	
" do do on 15 <sup>th</sup> of May 1848	3		
" Citation		50	
" Draft Testimony red. & Eng <sup>d</sup> on 31 <sup>st</sup> June	2	25	
Moiety of Charge by J. Metcalf for Joint Survey	3	50	
Engrossing Copy of Survey	2		
Report of Commissioners this day rendered on the above Claim	5		

Kate Kauwila  
 25 July 1848  
 Remitted in item of Survey copy -  
 in Report

William L. Lee  
 Stated:  
 To Kaunani  
 of Kamae  
 J. Metcalf

\$ 22.75  
 3.50  
 \$ 19.25

Claim No. 62 B. Kachoa. (see preceding Claim)

This is a claim to a house lot in Honolulu, lying  
 between the lot awarded to John Rives & George S. Rives  
 in Claim No. 62, and the lot now in possession of  
 Robert G. Davies.  
 This lot is a portion of land which was for-  
 merly in possession of John Rives, the Father of  
 Claimant, and it appears, that after the departure of  
 Rives for England in 1824, that the Claimant lived  
 for some years on this land, which was then undivided



From the lot awarded to John Pines & P. Pines in C. 62 in Company with her Brothers, the Claimants in 62 and their Guardian Kekuainurama. That afterwards, and previous to the Year 1839, this Claimant became, according to the Custom of those days, the wife of Henry Pierce; and that Pierce went to his Majesty, and procured this lot for his wife (the Claimant), alone; and that she has improved & lived on the place in quietness and peace from that time down to the present.

The brothers of the Claimant make no claim whatever to this land; but have stated to the Board, that the lot belongs to her alone. We do therefore award to the Claimant Kakuou a freehold title less than allodial in said lot, according to the Metes and bounds of the annexed Survey made by T. Metcalf; which freehold title, the Claimant may convert into a fee-simple by paying the Commutation prescribed by law.

" Commencing at Mauka East-Corner of this on Maikai side of Lane joining R. Davis' lot - and running North  $40^{\circ} 30'$  W.  $52\frac{3}{4}$  ft. along Lane to middle of wall between this and J. & G. Pines lot - thence South  $43^{\circ} 30'$  W. 2 Ch.  $40\frac{3}{4}$  ft. along middle of wall separating this from J. & G. Pines lot to St. Patis' lot at West-Corner of this; thence South  $46^{\circ} 15'$  E.  $62\frac{1}{2}$  ft. along St. Patis' to Rob! Davies lot at South-Corner of this - thence North  $41^{\circ} 15'$  E 2 Ch. 35 ft. along Rob! Davies Lot to place of Commencement. - including an area of Fathoms 272 Feet. 34.

For diagram see joint plan in C. 62.

Board of Commissioners for Land Claims  
 Adjudication of C. N<sup>o</sup> 62 B. Waahou D<sup>10</sup>

To incidental expences of advertising Claimant's do	1	
" action fee in the matter of her Claim on 28 July 1848	1	
" draft deposition reduced relating to her interest in the Claim	1	
" Citation		50
" draft testimony reduced sent on 5 Aug 11 <sup>th</sup> 1846	1	50
" Moiety of J. Metcalfe's Charge for joint Survey	3	50
" Engraving Copy of Survey	1	
" Report of Commissioners this day rendered in the above Claim		5
		14 50

Kate Hauwila  
 25 July 1848

W. L. Lee  
 Maori  
 S. Kaunani  
 Namani  
 Melmoth

Claim N<sup>o</sup> 76 William Shaw. 5<sup>th</sup> class

This is a claim to four farms or pieces of land on the Island of Maui, and is based upon a certain written agreement made between the claimant and Hoapili Wahine, late Governess of Maui, with the approbation of his present Majesty and Kehaulani, the late Premier, on the 17<sup>th</sup> day of December 1840. said agreement reads as follows:

"I, Hoapili Wahine hereby confirm for ever to William Shaw, and his Hawaiian-born heirs, a certain Farm in Honokawai, by the name of Kaenani, which farm has a fishing ground connected with it. I also give him another farm by the name of Poinii, which extends up into the mountains. I also further give to the said Shaw, and his heirs, a certain farm in Waikapu by the name of

Waiolimu."

"Said lands, with all their Privileges are Con-  
firmed forever, to the said Shaw, and his Hawaiian  
-born heirs: - the Farms are held, however, in every  
respect, subject to the laws of the Kingdom."

"The said Shaw, moreover, agrees on  
his part, that a certain farm, now possessed by him  
at Koolau, named Keakua-pauaeta, shall, at his  
death, revert to the former owners, or their heirs, and  
shall not descend to the heirs of the said Shaw."

"All the said lands are on the Island of Maui."

In testimony of our mutual agreement  
to the above, we have hereunto subscribed our name  
this 17<sup>th</sup> day of December 1840 - at Lahaina Maui.

Witness  
William Richards.

Signed Hoapili Wahine  
William + Shaw "

We hereby give our approbation to the foregoing

Witness  
William Richards.

Signed  
Kamehameha III  
Kekeoluohi "

The Claimant's title is made clear by  
the above agreement, and we do therefore, Confirm  
and award to the Claimant, William Shaw, the  
lands "Kaenanani", "Loimui", and "Waiolimu",  
on the Island of Maui, according to the annexed  
Surveys of Theophilus Metcalf Esquire, to have and  
to hold, to him, and his Hawaiian-born heirs for ever.  
And we do further Confirm and award to the Claim-  
ant William Shaw, the land in Koolau on the  
Island of Maui, known by the name of "Keakua-  
pauaeta", according to the annexed Survey of T.  
Metcalf Esq. to have and to hold during his  
natural life.

# Survey of No. 1. Haenanui

Survey of Haenanui (Haenanui) for W<sup>m</sup> Hawn in Kanapali  
 Maui. Commencing at Rock, Maunua and near junction  
 of Kumukahi & Haenaiiki Valleys (point of Commencement of survey  
 of Preveers Kumukahi Land) and running N. 76° W. 9 <sup>3</sup>/<sub>4</sub> Ch.  
 to path crossing gulches the S. E. Corner of Preveers Kala & Kala  
 Land - Waikela. Thence N. 86° 30' W. 6 Ch. 26 ft. along Preveers  
 Land to angle - thence N. 80° 30' W. to Ch. 37 ft. along Ridge  
 to point within 5 Ch. of Preveers S. W. Corner - thence S.  
 5° E. 9 Ch. 52 <sup>1</sup>/<sub>2</sub> ft. across Gulch along Kapili to Land called  
 Ahupuaa - thence S. 73° 30' E. 9 Ch. 59 <sup>1</sup>/<sub>2</sub> ft. along Ahupuaa to  
 rock near house - thence S. 66° E. 2 Ch. 13 ft. to Rock - angle.  
 thence S. 20° W. 1 Ch. 60 <sup>1</sup>/<sub>2</sub> ft. along Ahupuaa Rock - thence  
 S. 11° 30' W. 8 <sup>3</sup>/<sub>4</sub> Ch. along Ahupuaa stake - angle - thence  
 S. 74° E. 10 Ch. 12 ft. along Ahupuaa (2<sup>nd</sup>) and Poimui to  
 Rock - angle - thence N. 29° E. 1 <sup>1</sup>/<sub>2</sub> Ch. to p. - thence N. 36° 30' E.  
 11 <sup>1</sup>/<sub>2</sub> Ch. to long stone (buried) at S. edge of Haenanui valley  
 thence S. 71° E. 180 Ch. Cross intersection of Haenanui & Palaha  
 valleys, following along up the brink of S. side of Haenanui  
 Valley, leaving out Puu Kahuwai to large thin bushy topped  
 Ohia standing near Waikiki Valley (the same that leads around  
 into Honokawai Valley & by Preveers Kumukahi Land) then  
 crossing Haenanui Valley and along makai side of Waikiki  
 Valley to Ohia tree 33 Ch. standing on boundary line between  
 this & Preveers Kumukahi Land - thence N. 78° 30' W. 117 Ch.  
 along down boundary line between this & Preveers to stake  
 on narrow point of Ridge between Haenanui & Haenaiiki  
 valleys opposite Puu Kahuwai - thence S. 75° 15' W. 1 Ch. 20 ft.  
 along between this and Preveers to angle - thence N. 73°  
 30' W. 9 Ch. 39 <sup>1</sup>/<sub>2</sub> ft. along middle of Ridge to angle - thence  
 N. 72° 15' W. 3 Ch. 62 <sup>1</sup>/<sub>2</sub> ft. to angle - thence N. 76° 15' W.  
 11 Ch. 26 ft. to angle - thence N. 70° 15' W. 9 Ch. 13 ft. to rocks  
 near Makai junction of Haenanui and Kumukahi Valleys.  
 thence N. 13° 30' W. 10 Ch. across Kumukahi Valley to place  
 of Commencement. Including an area of about

320  
 310 90  
 32 80  
 9 70  
 10  
 675

Acres 320

Continued next page.

From preceding Page.

"Survey of Haainemui dwelling house lot."

"Commencing at Pless - a large Rock on E. side of Tekeha near high water mark and running S.  $50^{\circ} 30'$  E.  $19 \frac{1}{2}$  Ch across sand Beach & Road to Rocks the extreme S. point of this land - thence N  $2^{\circ} W$ . 3 ch  $6 \frac{1}{2}$  ft. along mauka side of Road to large Rock. thence N.  $2^{\circ} E$ . 59 Ch along parallel with Road between this and a land called Lahaina to large Rock (10 ft.) makai of ending of stone wall little East and mauka of Cocoa-nut trees. thence N.  $4^{\circ} 30' W$  14 ch. 12 ft. along & across stone wall to point. thence S  $12^{\circ} W$ . 8 ch.  $29 \frac{1}{2}$  ft. to stone near ditch. thence N.  $6^{\circ} E$ . 7 ch. 36 ft. along Ahupuaa to point. by new wall - thence N.  $47^{\circ} E$ .  $6 \frac{1}{2}$  ch. along E. side of new wall point. thence N.  $69^{\circ} 30' E$ . 4 ch. 45 ft. along wall point - thence N  $89^{\circ} 30' E$ . 5 ch.  $41 \frac{1}{2}$  ft. to Rock - thence S.  $80^{\circ} 30' E$ . 11 ch  $29 \frac{1}{2}$  ft. along old Road, and between this land and Ahupuaa to Rock. thence S.  $75^{\circ} E$ . 20 ch. 46 ft. along by S. edge of Ravine to angle  $12^{\circ}$ . thence S.  $71^{\circ} 15' E$ . 12 ch. 43 ft. along Gutch across Road to  $12^{\circ}$ . thence S.  $79^{\circ} E$ . 10 ch.  $62 \frac{1}{2}$  ft. across intersection of two Gutches to point on high ground between - thence S.  $81^{\circ} 30' E$ . 10 ch. 10 ft.  $1^{\circ}$  from left Gutch - thence S.  $77^{\circ} 15' E$ .  $19 \frac{1}{2}$  Ch. along Ahupuaa (still) to old Road. thence N.  $84^{\circ} E$ . 13 ch. 26 ft. along between this and Lahaina to angle. thence N.  $16^{\circ} W$ . 9 ch.  $6 \frac{1}{2}$  ft. across Gutch to path by new Road. thence S.  $88^{\circ} 45' E$ . 16 ch.  $52 \frac{1}{2}$  ft. to Rock S. W. corner of Pohakihiki (Peveas) thence N.  $14^{\circ} 30' W$ .  $9 \frac{1}{2}$  Ch. along between this and Pohakihiki to new Road. Rock. thence N.  $87^{\circ} W$  along new Road and Ahupuaa and Napili to point - thence S.  $89^{\circ} 30' W$ .  $11 \frac{1}{2}$  Ch. along Road and Ahupuaa to Haainaiti. thence S.  $3^{\circ} W$ .  $9 \frac{1}{2}$  Ch. to old Road stone. thence N.  $72^{\circ} W$ . 7 ch. 60 ft. along old Road - angle. thence N.  $48^{\circ} 30' W$ . 9 ch. - to new Road Haainaiti. thence N.  $81^{\circ} 15' W$ .  $16 \frac{3}{4}$  Ch. along Road & Haainaiti point. thence N.  $46^{\circ} 30' W$ . 21 Ch. along Road point - thence N.  $78^{\circ} 15' W$ .  $16 \frac{1}{2}$  Ch. along new Road to old.

thence S. 86° W. 1 1/2 Ch. to new stone wall and ditch - thence S. 79° 15' W. 13 Ch. along down Pali to pile of stones on flat - thence S. 78° 45' W. 21 Ch. along old stone wall & Kaainaihi to stone mauka (2<sup>nd</sup> paha) of mud house - and Road along beach - thence N. 1° 30' W. 70 ch. 30 ft. along mauka side of houses parallel with sea - to water Course - thence N. 5° E. 12 1/2 Ch. to point between 2 Rocks S. of houses - thence N. 30° 30' W. 16 Ch. 7 ft. across Road and part of dwelling house lot claimed by J. A. Preves (see dotted line on map) to mouth of Honokawau River - then following along Course of the Sea to place of Coman. Including an area of

Acres 31 7/10

Interlined  
17 May  
1849 by  
Sec. 318

Deducting the part claimed by Preves 6 7/10 acres leaves 310 2/10 acres (as conceded to Preves by W. Shaw notified to L. Commission under date 15 May 1849) Lahaina Maui by J. H. Smith Sec. 1

"Survey of that Part of Kaainaihi joining and Mauka of Pohakiki belong to Preves.

"Commencing at pile of stones at N. E. Corner of Pohakiki and running S. 3° 30' W. 5 ch. 43 ft. along Pohakiki to angle - thence S. 6° 45' W. 2 ch. 29 ft. to 2 Rocks S. E. Corner of Pohakiki, old Road - thence S. 68° 15' E. 5 ch. 13 ft. along old Road to stone - thence S. 1° 45' E. 7 ch. 26 ft. across Gulch along Kaainaihi to old stone wall at rapili - thence S. 87° E. 6 ch 59 1/2 ft. along old wall (stone) and across center of Bullock pen to Rock angle - thence N. 6° 30' W. 7 ch 43 ft. along Ahupuaa across and by bottom of Gulch to stone - thence N. 75° 15' E. 6 1/2 Ch. along bottom Ravine, stone - thence S. 88° E. 6 Ch. 12 ft. along bottom Ravine, Rock - thence S. 67° 15' E. 9 Ch. 39 1/2 ft. along bottom Ravine, Rock - thence N. 3° 30' E. 10 ch. 43 ft. along Ahupuaa to Road and Rock - thence N. 86° W. 33 1/2 Ch. along Road to place of Commencement - Including an area of

Acres 32 8/10

"Survey of the Kula and Paha land belonging to Kaainaihi joining J. A. Preves.

"Commencing at Point in path crossing Gulches on Ridge being S. E. Corner of Preves's Kula and Kalo ground (Waikale) and running S. 76° E. 5 ch. 21 1/2 ft. along top

of Ridge to S. E. corner - thence N.  $10^{\circ} 45' E$ . 6 ch 13 ft.  
 along Popohakue to stone angle - thence N.  $58^{\circ} 30' E$ .  
 3 ch. 20 ft. to edge of Honokawai Pali - thence  $N 17^{\circ} E$ .  
 1 ch. 53 ft. down Pali and across Honokawai River  
 to Rock, corner of Halo patch beside River - thence  
 $N. 56^{\circ} \frac{1}{2} W.$  1 ch. to Rock - thence <sup>along top of Halo patch</sup>  $N. 84^{\circ} W.$  1 ch.  
 25 ft. to Rock - thence N.  $57^{\circ} 15' W.$  1 ch. 36 ft. to rock.  
 thence N.  $84^{\circ} 30' W.$  2 ch. 8 ft. across River to Rock.  
 thence  $N 85^{\circ} W.$   $\frac{1}{2}$  ch. along Honokawai lands  
 angle - thence N.  $12^{\circ} W.$  1 ch. 10 ft. to Ancis' lane.  
 thence S.  $81^{\circ} W.$  32  $\frac{1}{2}$  ft. along Ancis' to Preveers -  
 thence S.  $45^{\circ} W.$  31  $\frac{1}{2}$  ft. along Preveers to rock  
 at foot of Pali - thence S.  $29^{\circ} 30' W.$  3 ch. 56 ft. up  
 Pali along Preveers to edge of Pali - then S.  $1^{\circ} 30'$   
 $W.$  6 ch 25 ft. along Preveers to point - thence S.  
 $4^{\circ} 45' W.$  3 ch. 28 ft. to place of Comm<sup>t</sup> - includ<sup>g</sup>.  
 an area of Acres  $9 \frac{7}{10}$

### Survey of No 2 Poiui in Honokawai Valley.

"Kalo Lanu Mautia Lou"

Commencing at Rock on N. side of River joining  
 land called Moomukuu and running S. up Pali  
 to Edge - then from P<sup>t</sup> of Com<sup>t</sup>. run N.  $29^{\circ} \frac{1}{2} E$ . 6 ch 6 ft.  
 along Moomukuu on N. side of River to Rock.  
 thence N.  $56^{\circ} E$ . 2 ch 51 ft. along left side of River  
 to P<sup>t</sup> Pali - thence S.  $72^{\circ} 30' E$ . 3 ch. 10 ft. along  
 River pass Kukui tree to Rock - thence S.  $66^{\circ} E$ . 1 ch.  
 26 ft. along and across River P<sup>t</sup> - thence N.  $88^{\circ} 30'$   
 $E$ . 1 ch. 59 ft. to large Kukui tree left side of  
 River at Moomukuu - thence S.  $31^{\circ} E$ . 1 ch. along  
 River to Rock - dam end of Halo ground - includ<sup>g</sup>.  
 about 2 acres of Halo ground.

Note This Poiui is said to contain all the S. Pali of Hono-  
 kawai Valley - extending to the heads of the mountain  
 joining Waikae, and also all of Honokawai River -  
 from its source to its mouth. This could not be conveni-  
 ently measured. See Diagrams for these several surveys  
 in Page 564

Jan. 2. 1847.

# Survey of No. 3. "Waiolimu" in Waikapu.

Part 1

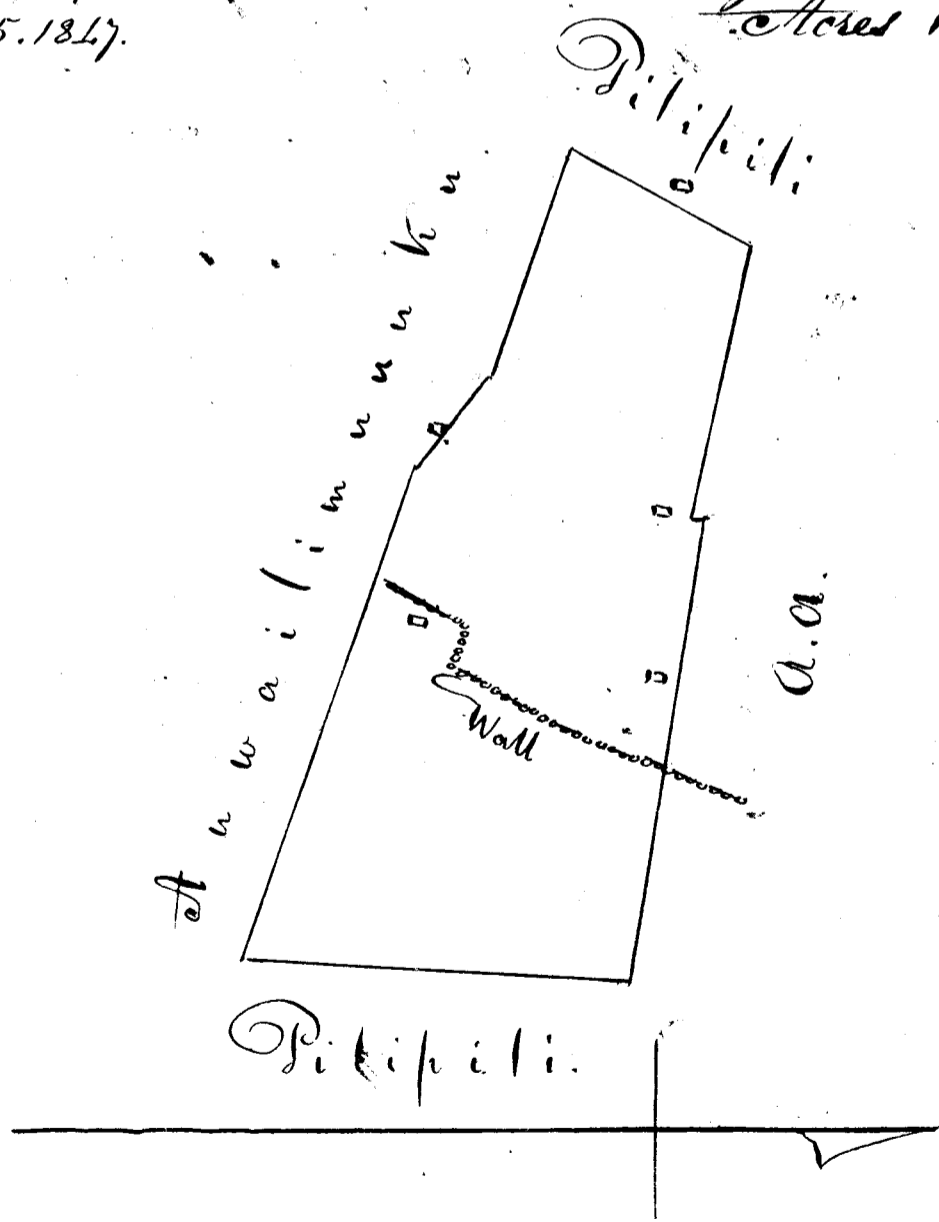
Called in the survey Auwaitimurua.

"Commencing at stone wall (at getting over place) by Katopata, little below lauhata tree and running North 80° W. 5 Ch. along between this and a land called, A.A. to angle - then offset 15 ft. to left. Thence North 77° 15' W. 6 Ch. 3 1/2 ft. along A.A. to N.W. corner of this land joining Pikipiti. Thence S. 26° 30' W. 1 Ch. 20 ft. along line between this and Pikipiti to Auwaitimurua - Thence South 71° E. 5 Ch. 3 1/2 ft. along Auwaitimurua to stone angle. Thence S. 52° E. 2 Ch. 36 1/2 ft. along post corner of house to edge of Katopata. Thence S. 70 1/2° E. 19 Ch. 61 1/2 ft. down across wall and along old wall to Pikipiti. Thence N. 4° E. 7 Ch. 59 1/2 ft. along Aupuni wall between this land and Pikipiti to A.A. - Thence N. 78° 30' W. 1 Ch. 51 1/2 ft. to place of Commencement, including an area of

Acres 10 <sup>34</sup>/<sub>100</sub>

Jan 25. 1847.

3	42
13	76





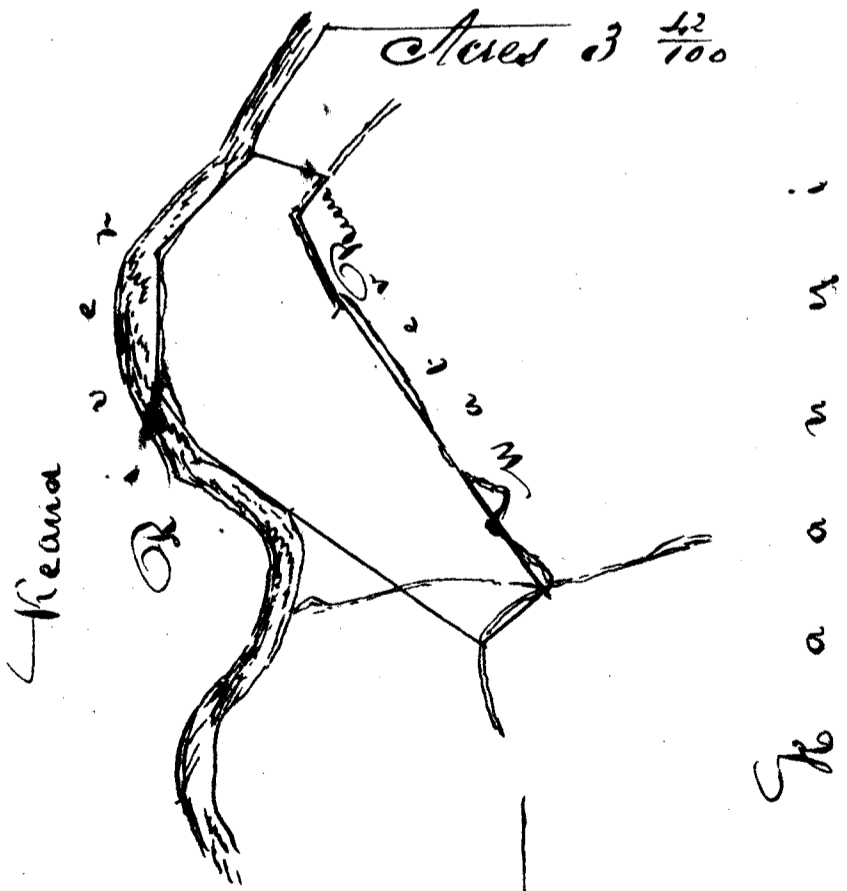
Continuation of Survey of N<sup>o</sup> 3 Waiolimu in Waikapu

Haaua

Commencing at Rock at most northern part of this land, and at intersection of water run, with little gullet coming down from Haanui mountain and running South 51<sup>o</sup>: 30' W. 7 Ch. 3 ft. along water run on side of Pali to point below large rock. Thence S. 65<sup>o</sup>: 15' W. 2 Ch. 27 1/2 ft. along water run to angle. Thence N. 18<sup>o</sup>: 30' W. 1 Ch. 8 ft. along water run to little gullet coming down from Haanui, the N.W. corner of this land. Thence S. 19<sup>o</sup>: 30' W. 1 1/2 Ch. down gullet to rock by edge of River. Thence S. 43<sup>o</sup>: 30' E. 2 Ch. 56 ft. along stream to angle. Thence N. 88<sup>o</sup>: 30' E. 2 3/4 Ch. along River to large rock on S. edge. Thence N. 62<sup>o</sup>: 1 Ch. 57 ft. along River to angle. Thence N. 36<sup>o</sup>: 15' E. 6 Ch. 62 ft. along River across little gullet (first mentioned) up Pali to stones by water run. Thence N. 39<sup>o</sup>: W. 1 Ch. 13 ft. along water run to place of commencement: including an area of

Jan<sup>y</sup> 25. 1847.

Acres 3 42/100



U. N. L. Heakua Panala - Reported by J. Metcalf  
 to be too rugged for survey.  
 See acc. of Costs page 506

Claim N<sup>o</sup> 82. Thomas Phillips.

This is a claim to a certain piece of land situated on the Island of Maui, known and described by the name of "Lauiniopoko."

The foundation of this claim is a written agreement made and entered into between his Majesty Kamehameha III and the Claimant Thomas Phillips on the 19<sup>th</sup> day of September 1810, and is signed by the above named parties, and the late Premier. Keka'oumoku. The agreement is written in Hawaiian, but a correct translation of the same into English is annexed, and reads as follows:—

"I Kamehameha III hereby transfer and confirm for ever, to Thomas Phillips and his Sandwich Island born heirs, a certain piece of land outside of Kahaina, by the name of Lauiniopoko. Said land to belong to Thomas Phillips, and his Sandwich Island born heirs for ever more, together with all the privileges belonging to said land.

It is also hereby agreed that said land shall never be transferred to any alien, or non-resident of the Sandwich Islands.

In testimony whereof we have hereunto set our hands and seals this 19<sup>th</sup> day of September 1810 at Kahaina, Maui.

(Signed) Kamehameha III

Keka'oumoku

Thomas Phillips

This claim appears perfectly clear, and subject only to the rights of Tenants - if any there be - We do award the above named land "Lauiniopoko," to Thomas Phillips, and his "Sandwich Island born heirs," for ever provided however, that said land shall never be transferred to any alien, or nonresident of the Sandwich Islands." & subject to the bounds described in the

Following Survey.

"Survey of the Ahupua'a 'Launiopoko' Maui -  
 Commencing at stake  $\frac{1}{2}$  Ch. W. of Graves, beside road  $\frac{1}{2}$  of  
 Ch. above high-water mark. The boundary point between  
 this land and Polanui, and running N.  $31^{\circ} 45'$  E.  
 87 Ch. along boundary line between this land Polanui  
 to stake in Poupapai 21 ft. S. & E. of Noa tree. Thence  
 South  $37^{\circ} 30'$  E.  $16\frac{1}{2}$  Ch. to stake by rock on makai bank  
 of Polanui River - Thence N.  $71^{\circ}$  E.  $27\frac{1}{2}$  Ch. along bound-  
 ary line between this & Mauaula to foot of Luatui Ridge  
 Thence N.  $82^{\circ}$  E.  $12\frac{1}{2}$  Ch. following up Luatui ridge  
 to angle of ridge (Punaula) Thence N.  $67\frac{1}{2}$  E.  $4\frac{1}{2}$  Ch.  
 following up ridge to top of Mountain called Keli -  
 Thence S.  $39^{\circ}$  E.  $97\frac{1}{2}$  Ch. along ridge of Keli mountain  
 across Launiopoko valley, and up to highest peak of  
 Pihau mountain adjoining land called Olowatu -  
 Thence S.  $68^{\circ} 30'$  W. 38 Ch. following down along top  
 of ridge on S.E. side of Launiopoko valley to a prun  
 on ridge little above junction of the S. boundary ridge  
 of this land, and the one next to Launiopoko valley -  
 Thence S.  $46^{\circ} 30'$  W.  $102\frac{1}{2}$  Ch. following down along  
 top of ridge the S. boundary of this land to top of hill  
 at foot of ridge (with two white paths) Thence S.  $45^{\circ}$  W.  
 $9\frac{1}{2}$  Ch. along boundary line between this land and  
 Olowatu to the sea. Then following along sea to  
 place of Commencement (direct course would be N.  $53\frac{1}{2}$   
 W. distance 162 Ch.) including an area of

Lahaina Nov. 2. 1816 Acres 3778

See Page 169 for diagram

Costs in P. 82.

To incidental expenses & action see 8<sup>th</sup> Pp. 1816-7  
 draft dep. of C. rec. of S. and citation 50<sup>cts</sup>  
 draft testimony rec. of S. on 16 Aug. & 11 Nov. 1818 40  
 Engrossing Survey of J. Melcalf 36  
 Report of Commissioners this day rendered in the above claim 5

2
1 50
6 75
3 4
5
18 25

Hoahauwila  
 15 December 1818

William L. Lee  
 J. H. Smith  
 S. Kaurani

Claim No 83. Thomas Phillips.

This is a Claim to a house lot, situated in the Town of Lahaina, on the Island of Maui.

From the testimony of Mr. Miner and Karaimoku given in this case on the 8<sup>th</sup> September 1846, it appears, that the lot in question was given to the Claimant by his present Majesty in the Year 1837; and that the Claimant has had an uninterrupted possession of the same from that time up to the present.

This Claim, unlike most of the claims of Thomas Phillips, is based upon no written agreement, but simply, upon the word of his Majesty expressed to the Claimant through the Witness Karaimoku. The facts of the case, as they appear in evidence, are as follows:

Phillips went to the King, and spoke to him, when Karaimoku was sent for, and the King said to him "Go and tell Hoapili I want a place for my Carpenter." Karaimoku did as he was directed, and Hoapili consented that the King should have the place for his Carpenter, which is now claimed. Karaimoku returned to the King, and announced to him, that Hoapili had assented to his having this lot; when the King said to Karaimoku "Go with Phillips, and point out the place to him." The land was pointed out to Phillips, as directed by the King, and the Claimant subsequently built a house upon it; and has occupied it down to the present time.

This is a clear and undisputed claim coming directly under the first Rule adopted by the Board as prescribed by the Legislative Council. For its action - Ver:

"For the purposes of this Board in all cases where the land has been obtained from the

King, or his authorized Agent, without written voucher anterior to 7<sup>th</sup> June 1839, the Board will enquire simply into the history of the derivation; and if the land claimed has been continuously occupied, built upon, or otherwise improved since that time, without molestation, the Board will, in case no contests exist between private claimants, infer a freehold less than allodial."

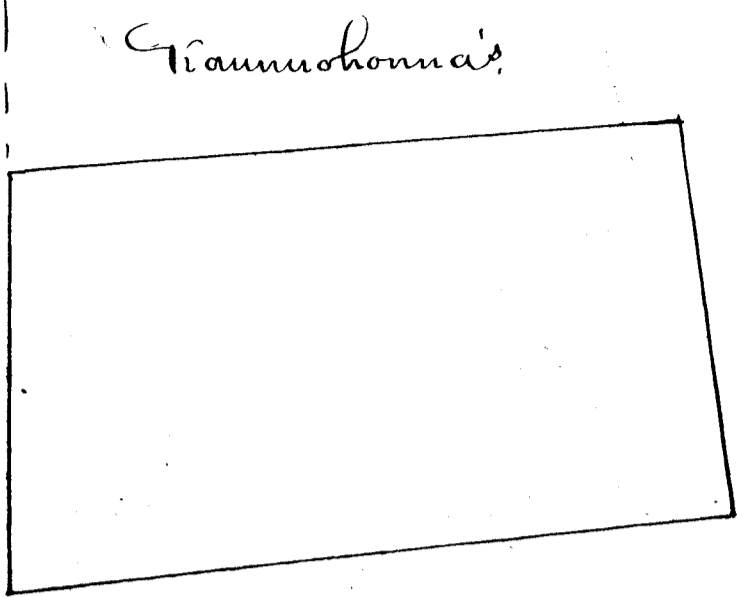
We do award to the Claimant, Thomas Phillips, a freehold title less than allodial in said lot; which he may convert into a fee-simple by paying the Commutation provided by law; provided however, that such fee-simple title can never be conveyed to any other person than a Hawaiian Subject.

The bounds of this lot as ascertained by J. Metcalf Esq<sup>r</sup> are as follow:

"Commencing at N. Corner of this lot on Aupuni Street, being also the East Corner of Kapuni's lot joining this on N. & W., and running S.  $45^{\circ}$  W. 2 Ch.  $36\frac{1}{2}$  Ft. along boundary line between this and Kapuni's lot to the Sea - (high water mark) thence S.  $46^{\circ}$  E. 1 Ch.  $28\frac{1}{2}$  Ft. along Sea to S. Corner of this lot - thence North  $47^{\circ}$  E. 2 Ch.  $21\frac{5}{12}$  Ft. along line between this & Kaunohou's lot to Aupuni Street - thence N.  $37^{\circ}$  30' W. 1 Ch. 32 Ft. along Aupuni Street to place of Commencement. Taking in all surrounding walls, and including an area of

Oct: 3. 1846                      Square fathoms 428.

A u k u n i S t r e e t



Board of Commissioners for Land Claims  
 Adjudication of C. N. 83. Thomas Phillips Dic

To incidental expenses relating to the Commission		1
" action of the Board in this claim on 8 Sep <sup>r</sup> 1846		1
" citation for attend <sup>ce</sup> of Claimant		50
" draft deposition of this claim reduced	\$1	50
" testimony red <sup>d</sup> and eng <sup>d</sup>	\$2	1 50
" Survey of J. Metcalf do (communicated) for		1
Report of Commissioners this day rendered in the above claim		5
<b>Total</b>		<b>10 50</b>

Kala Kaula  
 25 July 1848

W. L. Lee  
 J. Smith  
 I. Kaula  
 G. Kaula

Claim N<sup>o</sup> 84. Thomas Phillips

---

Claim N<sup>o</sup> 85. Thomas Phillips.

This is a claim to a certain piece of land situated in the Valley of Nuuanu, on the Island of Oahu known and described by the name of "Kaimuohena". This claim is based upon a written agreement for said land, made between his Majesty Kamehameha III the late Premier Keeaouahi, and the Claimant Thomas Phillips, under date of 19<sup>th</sup> day of September 1840, which agreement is in the following words:—

"I Kamehameha III hereby transfer and confirm for ever to Thomas Phillips, and his Land-which Island born heirs, a certain piece of land situated in the valley of Nuuanu, inland from Honolulu, by the name of "Kaimuohena". Said

land to belong to Thomas Phillips, and his Sandwich Island-born heirs for ever more, together with all the privileges belonging to said Land.

It is hereby agreed that said Land shall never be transferred to any alien or non-resident of the Sandwich Islands.

In Testimony whereof we have hereunto set our hands and seals this 19<sup>th</sup> day of September 1840 at Kahainoa Maui.

(Signed) Kamehameha III  
Kekaulaohi  
Thomas Phillips

The Board are of the opinion that the claimant's Title to the Land "Kaimuohena" named in the above agreement, is indisputable; and we do therefore confirm the above agreement; and award the aforesaid Land to "Thomas Phillips and his Sandwich Island born heirs," for ever; upon the condition expressed in said agreement: namely, "that said land shall never be transferred to any alien or non-resident of the Sandwich Islands".  
According to the boundaries as described in the annexed Survey of J. Metcalf.

"Kaimuohena"

Commencing at North Corner of this land joining H. Pierces place on N.W. and Kalaikieana on N.E. and running S. 45° W. 2 Ch. 39 7/12 ft. along wall (including it all the road) between this and H. Pierces lot - thence S. 54° W. 3 Ch. 3 1/12 ft. to angle of H. Pierces Maikai wall - Thence S. 12° W. 2 Ch. 8 7/12 ft. along between this and Keauiaole's to angle in wall - Thence S. 56° W. 7 Ch. 52 8/12 ft. to angle in wall - Thence S. 68° 30' W. 2 Ch 60 1/12 ft. to Gate - thence North 58° W. 36 1/12 ft. to Road. - Thence S. 23° 30' W. 1 Ch 11 1/12 ft. along Nuuanu road to Pahi North Corner. Thence S. 61° E. 2 Ch. 43 7/12 ft. along wall between this and Pahi



(including it) to angle. Thence S.  $64^{\circ} 30'$  E. 3 Ch.  $38 \frac{3}{12}$  ft. to stake. Thence S.  $80^{\circ}$  E. 1 Ch.  $16 \frac{1}{2}$  ft. across stream to stake. Thence N.  $6^{\circ}$  E. 2 Ch.  $37 \frac{7}{12}$  ft. along E. side of stream to stake. Thence N.  $61^{\circ} 15'$  E. 4 Ch.  $13 \frac{2}{12}$  ft. up stream to stake. Thence N.  $65^{\circ} 30'$  E. 1 Ch.  $38 \frac{11}{12}$  ft. to stake at Nukunwai. Thence S.  $40^{\circ} 30'$  E. 6 Ch.  $16 \frac{1}{2}$  ft. to large Rock. Thence S.  $22^{\circ} 30'$  E. 22 Ch.  $30 \frac{1}{12}$  ft. up Pali to first small Peak Mahai from large one, called - "Kawaiia kemehaikana". Then running along brink of Pali to first small peak Mauka of Kawaiia kemehaikana. Thence N.  $35^{\circ} 30'$  W. 22 Ch. down Pali to stake beside wall in Punanana. Thence N.  $31^{\circ} 15'$  W. 14 Ch.  $52 \frac{8}{12}$  ft. to place of Commencement - including an area of

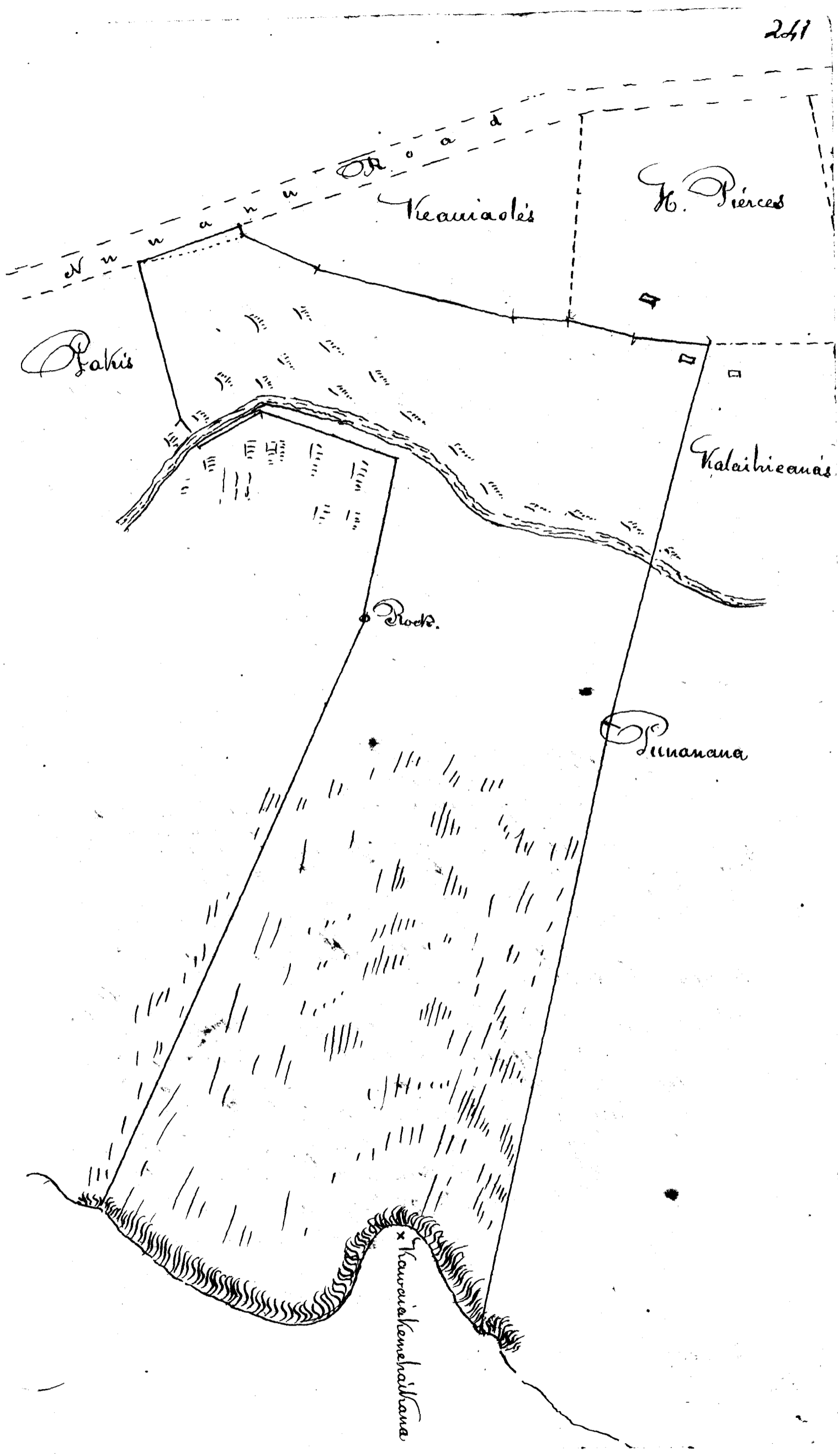
Acres  $51 \frac{1}{4}$

(Note - This land contains about 27 acres of low land - the Remainder Pali.)

There was a dispute between the Claimant and Joseph Booth, the owner of "Kiivai" - the land adjoining "Kawaiia kemehaikana" on the Pali side, as to the boundary line between these two lands. Claimant contending that the boundary line between them was near the top of the Pali, as by the above Survey; while Mr. Booth contended that it was near the foot of the Pali.

The Board after a full hearing of the parties, with their witnesses, are unanimously of the opinion, that the above Survey of Mr. Metcalf is correct, and therefore confirm the same.

Board of Land Commissioners - Thomas Phillips		£ 85
To incidental Expenses in Execution of Comm <sup>n</sup> 8 Sep 1846 - 2		
Draft deposition Reduced including orig <sup>l</sup> deed £3	1	50
Citation 50 <sup>cts</sup> dr. tes <sup>g</sup> red <sup>d</sup> Eng <sup>d</sup> on 28 July 1848		
and 11 August - 14 fol: <i>mostly</i> £7	5	75
Engrossing Copy of Survey by J. Metcalf £7	3	50
Actions of the Board 28 July and 11 August - -	2	
Report of Commissioners this day rendered on the above Claim William L. Lee	5	
State Kauai	19	75
16 December 1848		



Claim N<sup>o</sup> 102 William Walker

This is a claim to a house lot in Honolulu, known as the Rose-house Premises.

It appears that this lot previous to the 12<sup>th</sup> of February 1840, was in the possession of Mōkaia Neoki, alias George, a Native who held the same by the usual native tenure. That Mōkaia Neoki alias George, on 12<sup>th</sup> of February above named exchanged this lot with the Claimant for another lot in Honolulu, known as the "White Swan Premises," now in the possession of Henry Lufficien. That from the time of the exchange above mentioned, Walker took possession of the lot in question, and has occupied the same ever since, by himself or his lessees.

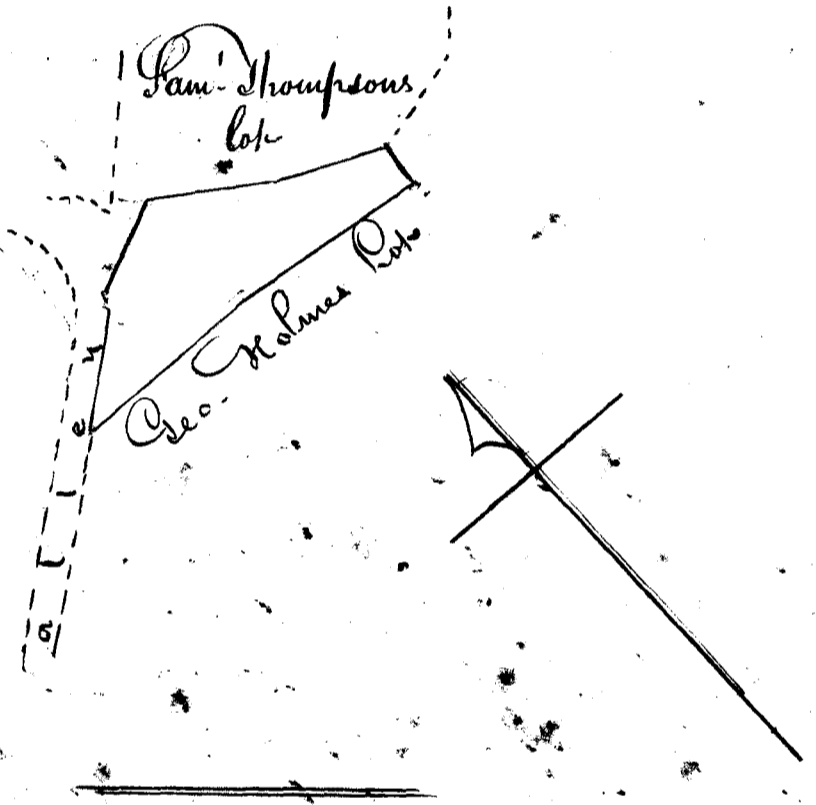
It further appears, that the Claimant Walker on the 20<sup>th</sup> day of August 1842, gave Mess<sup>rs</sup> E & H Grimes a bill of Sale of the "Rose-house Premises," as security for a debt. Claimant was then owing them, with this bill of Sale as a base, Mess<sup>rs</sup> E & H Grimes filed with the Board a Claim for this lot. (sect. 55)

After taking considerable Testimony on Claim N<sup>o</sup> 55 of Mess<sup>rs</sup> E & H Grimes, they withdrew their Claim, and requested the Board on 21<sup>st</sup> of July 1846 to consider them no longer a counter Claimant to Mr. Walker: and Claim N<sup>o</sup> 55 being withdrawn, the Claimant Walker remains undisturbed in his Claim, and we therefore award to William Walker a freehold title less than allodial in this lot, according to the metes & bounds of the annexed Survey of Theophilus Metcalf, which freehold title he may convert into a fee-simple by paying the Commutation prescribed by law.

"Rose House"

Commencing at Mōkaia C. Corner of this lot, joining lot occupied by Sam<sup>l</sup> Thompson (Groq shop) & running N. 65° W. 35 ft. along S. Thompson's lot to right angle.

thence N. 56° 15' W. 52 ft to gate post at entrance to Saml. Thompsons lot - at Maui's N. Corner of this - thence S. 63° W. 33 1/2 ft. along alley to angle - thence S. 34° W. 8 ft. to gate post - thence S. 53° 45' W. 39 1/2 ft. along alley to Maui's west angle of this lot - thence S. 87° 45' E. 1 Ch. 3 1/2 ft. along Geo. Holmes lot to slight angle of wall - thence S. 83° E. 1 Ch. 6 1/2 ft. along Geo. Holmes lot to extreme S. Corner of this - thence 12 1/2 ft. direct to place of Commencement - including an area of 115 Feet 13. Sec<sup>r</sup> 29. 1847.



Board of Commissioners for Land Claims  
 Adjudication of Claim No. 101. William Walker

To incidental expenses of Land Commission		1
action of Board in relation to this Cl. 24 June 1846		1
Citation		50
draft depos <sup>n</sup> reduced of this claim	\$1	50
" testimony " and engrossed	\$1	75
Survey by Mr. Meecham engrossed	92	1
Report of Commissioners this day rendered in the above claim	W.L. Lee	5
Wate Kauaiwa	J. H. Smith	
Septem <sup>r</sup> 5. 1848	W. Kadrwai	9 75

Sec<sup>r</sup> 55

## Claim No 105. William Walker.

no Costs have been paid for any  
of these Awards by

Claimant  
For the  
taken -  
Dec 1862

This is a claim to a land in the district of  
"Koolau Poho" on the Island of Oahu, known by  
the name of "Kapihokai".

His Excy. M. Kekuanaoa, Gov<sup>r</sup> of Oahu, testifies  
that this land was given to Walker, to hold during  
his life, by his Majesty, previous to their going round  
this Island in (1836 or 1837) in Consideration of  
Services rendered by Walker on board of his Majesty's  
vessel, the "Don Quixote".

The Board do therefore award to  
the Claimant a title to this land in the words of his  
Majesty's Gift - namely, a life Estate in said land;  
the bounds of which are fixed by the annexed Survey  
of Theophilus Metcalf.

"Notes of Survey of Mountain part of Kapihokai  
Waiahole Koolau"

Commencing at stake at Mahai E corner of this  
land on N. W. top edge of Kapalai Gulch and  
running N. 48° 30' W. 15 <sup>6</sup>/<sub>10</sub> Ch. along Kapalai to  
top of pui<sup>l</sup> Mahakihiki. the Mahai N. corner  
of this land - thence S. 63° 45' W. 18 <sup>72</sup>/<sub>100</sub> Ch.  
down pui Mahakihiki and up along on top of W  
ridge of this land to bend - thence S. 44° 30' W  
30 Ch. up ridge to point called Puholo at intersec-  
tion with Kamou Ridge - thence S. 78° E. 9 <sup>7</sup>/<sub>10</sub> Ch  
along down on top of Kamou to Kahalepaas ridge  
thence N. 63° 45' E. 37 <sup>2</sup>/<sub>10</sub> Ch. along down Ka-  
halepaas ridge and up to Puhala on Kanahakulu  
hill - thence N 54° E. 8 <sup>56</sup>/<sub>100</sub> Ch. to point of  
Comm<sup>t</sup>. Including an Area of Acres 62 <sup>7</sup>/<sub>10</sub>

"Notes of Survey of Kapihokai (3 pieces) and Di in  
Waiahole - Koolau -"

No 1 of Mahai piece - "Commenced at stake at Mahai  
S. corner of this piece on N. W. Edge of Waiahole  
River, by water course - and running along down  
Waiahole River to Sea - then from S<sup>t</sup> of Comm<sup>t</sup>.

again, and running N. 15° 45' W. 3 1/2 Ch. along Kuauna  
to the Sea. then along Sea around to Waiahole River  
Containing 1 Acre more or less of dry land.

N. 2<sup>d</sup> Of middle piece - Kapihokau -

Commencing at N.N.W. Corner of this piece at main  
Road <sup>joining</sup> and running S. 61° E. 1 Ch. 41 ft. along road  
to angle - thence S. 38° E. 2 Ch. 34 1/2 ft. along  
Road to angle - thence S. 22° E. 3 Ch. 59 5/12 ft. along  
Road and Kalaimechu to stake at Mahai E.  
Corner of this - thence S. 83° 15' W. 10 Ch. 43 7/12 ft.  
along Water Course of River to corner - thence S. 2° 30' E.  
2 Ch. 39 7/12 ft. across bend of River to stake, corner.  
thence N. 87° 45' W. 2 Ch. 18 1/2 ft. to stake at  
Mauka S. Corner of this land - thence N. 26° E.  
5 3/4 Ch. along Oi to slight angle - thence N. 25° E.  
7 Ch. 3 1/12 ft. along Oi to place of Commence - Include an  
area of Acres 6 27/100

6.27  
10.66  
18.93

Of Oi (Oii) Commenced at Mahai N. corner of this  
land joining land called Kamaui, and running S. 8° 30' W  
9 Ch. 13 1/12 ft. along Kamaui to point on Ridge - angle.  
thence S. 31° 15' W. 3 Ch. 25 5/12 ft. along Kamaui  
to Road thence S. 86° 30' W. 6 1/2 Ch. along Road  
to Mauka W. corner of this land - thence S. 2° 30' W.  
4 Ch. 8 ft. to bank of Waiahole River - thence S. 66° E 2 Ch.  
60 8/12 ft. to pile of Stones - angle - thence N. 21° E. 3 Ch.  
8 ft. to bank at bend of River - thence S. 39° 45' E  
5 Ch. 25 ft. to S. Corner of Kapihokau - thence N.  
26° E. 5 3/4 Ch. along Kapihokau to slight angle  
thence N. 25° E. 7 Ch. 3 1/12 ft. along and  
N. Corner of Kapihokau at main Road - thence  
N. 13° 30' E. 5 Ch. 26 1/12 ft. to Paubata mark  
at Sea - then along Sea to place of Commence!  
Include an area of Acres 11 66/100

Sold at Marshalls sale to Ch. Magnet and awarded claim.  
inclosed to him of this lot with survey separate M.S. See  
10 Aug 1849

Kapihokau has a sea belong to it as designated on the map  
Feb. 24. 1849. Metcalf Sur

See Map relating to above notes Page 584 - Cont's 583

Claim No 132. Samuel Thompson

This is a claim to a House-lot, situated in Honolulu, which claim is based upon the following deeds:—

" Know all men by these presents, that I Peter Brothers, Carpenter in the Village of Honolulu, Island of Oahu, in Consideration of the sum of One thousand dollars to me paid by Samuel Thompson (in the same Village, the Receipt whereof I hereby acknowledge) do hereby give, grant, bargain, sell & convey unto the said Samuel Thompson, his heirs & assigns a certain tract or parcel of Land, situate in the village of Honolulu aforesaid, bounded and described as follows: Viz. From point of Commencement at the water side in a North east direction 179 ft.; in a South west direction 85 ft. in a South East direction  $173 \frac{1}{2}$ : the front bounded by road, the upper part by lot belonging to Paluanui, the back part to lot belonging to Charlotte Holmes, the lower part to lot belonging to Bennet and Haalilio, with all the privileges & appurtenances thereto belonging.

To have and to hold the aforegranted Premises to the said Samuel Thompson and his heirs and assigns in fee-simple for ever; and I the said Peter Brothers, for myself and my heirs, executors and administrators do covenant with the said Samuel Thompson and his heirs & assigns, that I am lawfully seized in fee of the aforegranted Premises, that they are free from all incumbrances that I have good right to sell & convey the same to the said Samuel Thompson as aforesaid, and that I will, and my heirs, executors & administrators shall, warrant & defend the same unto the said Samuel Thompson and his heirs and assigns for ever, against the lawful claims

and demands of all persons, and in witness whereof  
I have hereunto set my hands and seal, this 30<sup>th</sup> of Janu-  
ary A. D. 1845.

Executed in presence of  
G. P. Judd - R. Boyd. "

Signed Peter Brothers. "

Of the Validity of the above deed there can be  
no doubt, the execution of the same having been duly  
proved by the Testimony of G. P. Judd and Robert  
Boyd, the persons in whose presence, the same was  
executed.

The only question of importance arising in the  
investigation of this claim, is, what was the Title of  
Brothers, the Grantor, in the deed? For whatever  
right or title Brothers had in this land, belongs to  
his Grantee, Thompson, and no more. This is clear  
from the well-established maxim of the law of real  
property, that no person can convey or grant any  
greater title in land to another person, than he himself  
possesses in such land.

It appears from the Testimony of Robert  
Boyd and T. B. Brooke, that Brothers came into  
possession of the lot in question, some time previous  
to the Year 1830, in the same way as most foreigners  
got land in those days; but from whom he procured  
this land does not appear. It further appears, that  
from the Year 1830 down to the 30<sup>th</sup> of January 1845  
the time of executing the above deed, that Brothers  
occupied and improved the land. This is the substance  
of all the testimony offered in the case, and from this  
it clearly appears, that the title of Brothers was  
the same as the native tenures of this Kingdom - namely  
a title by gift, which gave him a right to hold the land  
during the pleasure of the Donor or King. But by  
the first Rule adopted by this Board, and approved  
by the Registative Council for its government - in settling  
land titles, we are authorized, where the land has been

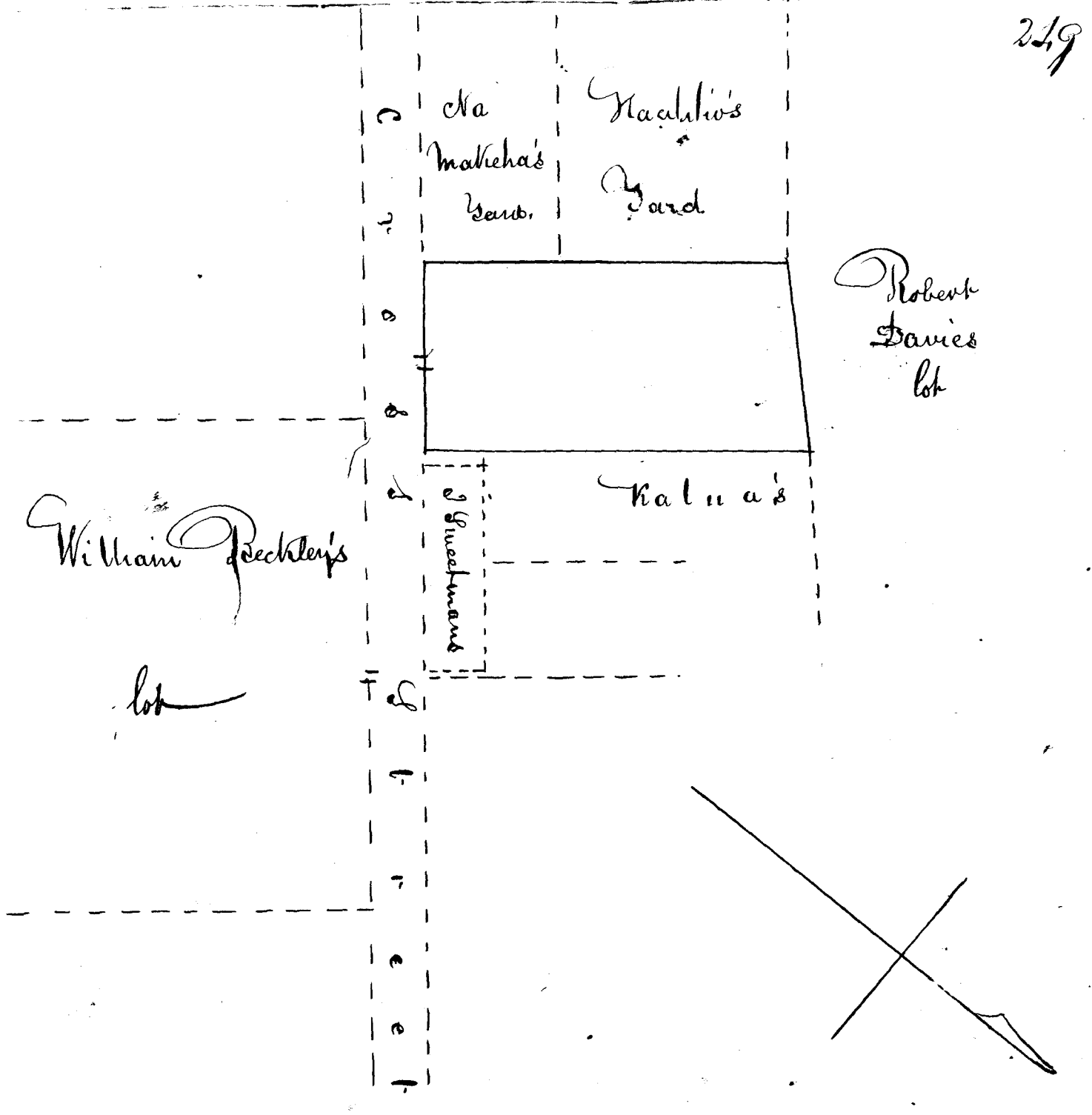


Continuously occupied by the Claimant from a time anterior to the 7<sup>th</sup> of June 1839. to award such Claimant a freehold Title in said Land, less than allodial.

The Claimant Thompson stands in this case, in the same place, and holds the same rights in the Land, that Brothers would possess, had he never parted with this Land; and we do therefore award to Samuel Thompson a freehold Title less than allodial in the lot Claimed, according to the annexed Survey of Theophilus Metcalf on 28 Dec<sup>r</sup> 1847 - which title the Claimant may, by commutation, convert into a fee-simple as prescribed by law.

" Commencing at Mauka E. Corner of this lot on Cross Street, joining alley separating this from lot occupied by J. Sweetman - and running S. 40° 30' W. 1 Ch. 24  $\frac{7}{12}$  ft. along Cross Street. to Mauka S. Corner of this - Thence N 50° W. 65  $\frac{7}{12}$  ft. along Namaketa's lot to his N Corner at slight angle - Thence N 47° W. 1 Ch. 41 ft. along the Kaalili's place (Kaneane) to Robert Davies Yard, the Mauka W. Corner of this. Thence N. 38° E. 1 Ch. 18  $\frac{1}{2}$  ft. along Robert Davies Yard to Mauka N. Corner of this - Thence S. 50° E. 2 Ch. 46  $\frac{7}{12}$  ft. along lot occupied by Kalia to place of Commencement - including an area of

Fathoms 430  $\frac{1}{2}$  356/1000



Board of Commissioners for Land Titles.  
 Adjudication of C. No. 132. Samuel Thompson vs. <sup>12</sup>

To incidental expenses &c	1
" action of Comm <sup>rs</sup> on 3 <sup>rd</sup> November 1846	1
" draft deposition red <sup>d</sup> &c	2 50
" citation	50
" draft Testimony reduced & engrossed 3 Nov <sup>r</sup>	4 50
" Survey by T. Metcalf	5
" engross of Survey	1 50
Report of Comm <sup>rs</sup> on the above Claim this day rendered	5

Kate Kauwila

25 July 1848

1<sup>st</sup> August 1848

William L. Lee  
 George  
 McSmith  
 S. Kauruan  
 P. P. P.

\$ 21

No 189.  
 Claim of Harriet S. Davies - by R. G. Davies.

This is a Claim to a house lot in Honolulu. From the testimony taken in this Claim and in that of John Rives & S. P. Rives (No 62) it appears that the land in question is a portion of what was formerly a large lot given to John Rives (Father of Claimant in 62) by Kamehameha II before his departure for England; that Rives occupied the same as a hotel lot until the Year 1823; when Charles Hammett - Father of the Claimant, arriving from Boston in the Ship Champion purchased this lot of John Rives for 350 or 400 dollars; that Hammett resided on this lot for a few years, when he sailed for the United States, leaving this lot to his daughter, the Claimant, and her Mother, Mrs Charlotte Holmes; that Hammett died in the Year 1829; two or three Years after reaching the U. States; and that this lot has been in the peaceable and undisturbed possession of the Mother and Daughter ever since Hammett's departure.

Mrs Charlotte Holmes, mother of Claimant

being summoned before the Board on 23<sup>d</sup> June 1847. renounced all her claim, right, title and interest in this lot; & requested the Board to award the same to the Claimant.

The renunciation of all claim on the part of the Mother, rendered the Claimant's title clear until 28<sup>th</sup> of July 1847 - when Aiona alias Ayong, a Chinaman filed a Counter Claim with the Board for a portion of this land. (see Cl. No 636) but by a mutual agreement entered into between the Parties 21<sup>st</sup> February 1848 in the presence of the Board, - Aiona, alias Ayong relinquished all claim to any portion of this land: - thereby leaving Mrs. Harriett Davies the sole & undisputed Claimant.

The Claimant's Title is one which must be governed by the first Part of the Board; and we therefore award to the Claimant Mrs. Harriett J. Davies a freehold estate less than allodial: or in other words a life estate in said lot; which the Claimant may convert into a fee-simple, upon paying the commutation prescribed by law.

The bounds of this lot have been ascertained and fixed by the annexed Survey of Theophilus Metcalf which are as follow:-

" Commencing at N. Corner of this place on S. side of alley leading into Hotel Street, being also the E. Corner of the Reeves place, and running S. 41° W. 2 Ch. 35  $\frac{5}{12}$  ft. along boundary line between this & the Reeves lot to Pakie's N. wall and slight angle. Thence S. 43° W. 31  $\frac{7}{12}$  ft. to W. Corner of this lot - thence S. 48° 15' E. 2 Ch. 7  $\frac{3}{12}$  ft. along Pakie & Reynolds's lot to the Kaalilio place occupied by John Ricord. Thence N. 39° 30' E. 1 Ch. 4 ft. along Kaalilio place to slight angle - Thence N. 37° E. 44  $\frac{10}{12}$  ft. along Thompsons lot to slight angle. Thence N. 37° 30' E. 1 Ch. 15  $\frac{10}{12}$  ft. along boundary line between this and Thompsons lot to N. Corner of Thompsons lot. Thence N. 47° W. 1 Ch. 62 ft. to place of Commencement taking in all boundary walls and includ<sup>g</sup> an area of Fathoms 732 - Feet 15.

Stephen Reynolds

P a R i

John Ricord  
(Kaalilio  
Place.)

Samuel  
Thompson.

The  
Reeves (Pines)  
Place

alley

alley  
Reeves Dec

Board of Commissioners for Land Claims  
Adjudication of Claim No 189 Harriet P. Saines Dr.  
by Robert G. Davies

To incidental expenses See	1
" action of Commissioners on 2 <sup>nd</sup> December 1846	1
" Citation	50
" draft deposition reduced fol. 12	6
Carry <sup>d</sup> for <sup>d</sup>	8 50

			253
	Pro. For.		8 50
To draft testimony reduced & engrossed on 2 <sup>nd</sup> Dec <sup>r</sup> 1846	1/2		3
" " " " " " 23 June 1847	1/2		75
" Subpoena for Cl <sup>o</sup> Mother M <sup>rs</sup> C. Holmes			50
" Citation - 28 February 1848			50
" Moiety of test <sup>r</sup> red <sup>d</sup> & eng <sup>d</sup> same time divided with Aiona counter Claimant N <sup>o</sup> 636	1/3		2 25
" Engrossing Survey Communicated by Claimant	1/3		1 50
Report of Comm <sup>r</sup> this day rendered in the above Claim			5
Kate Kamehala	William L. Lee	W. Smith	
25 July 1848	Joandi	Kamehala	22
15 <sup>th</sup> 2.25 deducted has been paid to Kamehala			7 25
by Aiona Counter Cl. 636			12 75

Claim N<sup>o</sup> 199. John Dawson

This is a claim for a house lot situated in Pehania - Island of Maui.

This lot it appears from the Testimony, was given to the Claimant, as a place of Residence by Kai-mohameha III about the Year 1840 in the same manner as lots were given to foreigners in ancient times, and that the Claimant has occupied the same in peace from the time of its bestowment in 1840 or 1841 - down to the present time.

It further appears that the King procured this land from Hoapili Wahine - late Governess of Maui - and had a right to make this disposition of the land to the Claimant - We do therefore award to John Dawson the same Title to this lot that is awarded to Claimants who have had undisturbed possession of land by Gift from the King, from a period anterior to 7<sup>th</sup> June 1839 namely a Freehold estate less than allodial - or in other words, a life Estate, in said lot, which he may convert into a fee-simple, by paying the Commutation prescribed by law.

The bounds of this lot are described in the annexed Survey made by J. Metcalf on 23<sup>rd</sup> Dec<sup>r</sup> 1846.

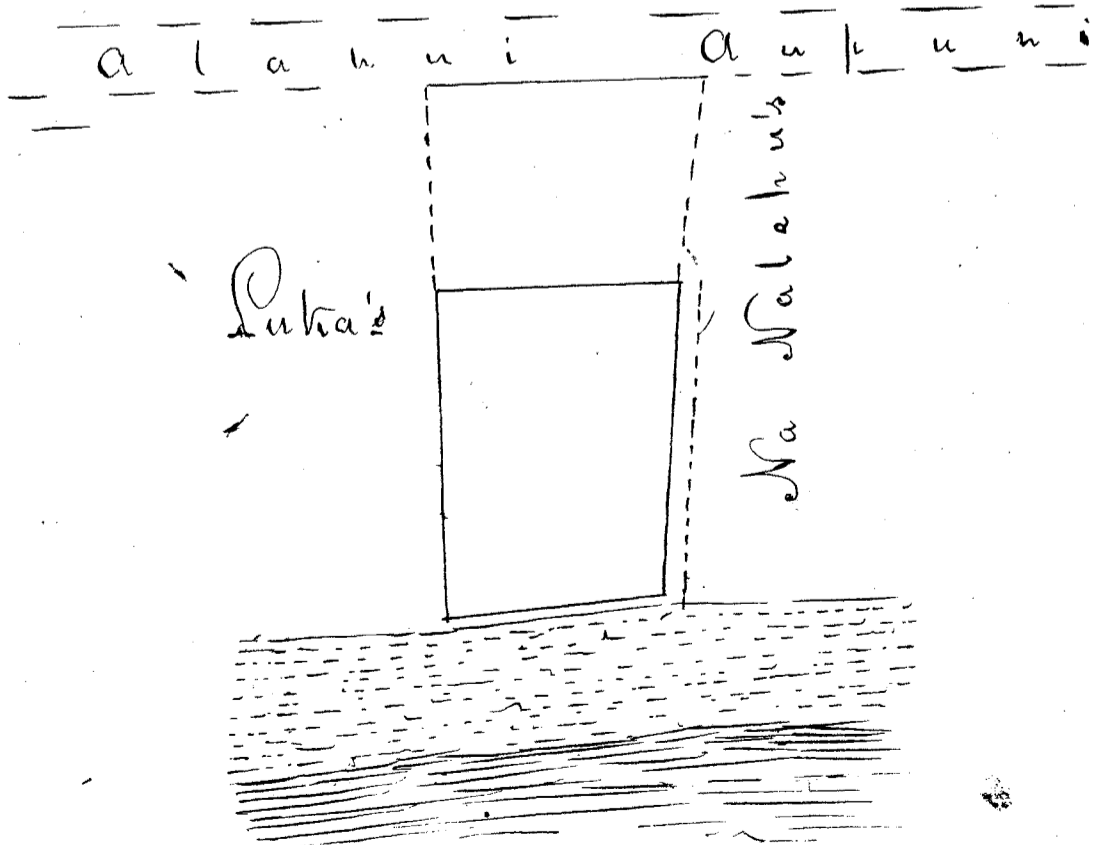
"Kamakalahalo.  
Commencing at East Corner of this lot

and wall, joining little alley leading between this and lot occupied by Na Nalehu and running South  $48^{\circ} 30' W. 110 \frac{3}{4}$  ft. along alley to South Corner of wall enclosing this lot  $49 \frac{1}{2}$  ft. mauka of low water mark. Thence thence  $N. 18^{\circ} 30' W. 72 \frac{7}{12}$  ft. along Makai wall to W. Corner (the space between this wall & low water mark belongs to this lot) thence  $N. 15^{\circ} 15' E. 115 \frac{1}{2}$  ft. along between this and lot belonging to Kuka to corner of wall in fish ponds - thence  $S. 44^{\circ} E. 79 \frac{1}{2}$  ft. to place of Commence! taking in all surrounding walls and including an area of **Fathoms 238. Feet 12.**

Notes of a Survey of part of Fish Pond between John Dawson's house lot and Alanui Aupuni. Kahaina Maui -

"Commencing" at E. Corner of wall of John Dawson's house lot. and running  $N. 55^{\circ} E. 93$  ft. along between this and Na Nalehu's lot to N. W. Gatepost. at Alanui Aupuni - thence  $N. 43^{\circ} 30' W. 91$  ft. along Alanui Aupuni to point in range with J. Dawson's N. W. wall of house lot thence  $S. 45^{\circ} 15' W. 93$  ft. across fish ponds to John Dawson's N. Corner wall - thence  $S. 44^{\circ} E. 79 \frac{1}{2}$  ft. to place of Commence! including an area of **Fathoms 221 Feet 25.**

Dec<sup>r</sup> 23. 1846.



Board of Commissioners for Land Titles  
Adjudication of Claim No 199 John Dawson Sr.

To incidental expenses		1
.. action L on 22 <sup>d</sup> of December 1846		1
.. Citation		50
.. draft deposition Reduced	£1	50
.. " Testimony " sent <sup>d</sup>	£3	2 25
.. Engraving Copy of Survey received from C <sup>t</sup> .	£3	1 50
Report of Commissioners this day rendered on the above Claim		5
		\$ 11 75

State Hawaii  
25 July 1848  
William L. Lee  
Jared  
W. Smith  
J. Kamehameha  
Kamameha

Claim No 202. Edwin Miner. Entered 28 August 1849

This is a claim for a certain piece of land lying in Kaitiu on the Island of Maui. It appears from evidence that the Claimant bought this place of Waho at the time the Native meeting house at Waituku was building, and hence he had possession of it previous to the Year 1839. He has raised sugar cane on the ground and otherwise improved it. The Claim was afterwards Confirmed by Hoapili Wahine, and Edwin Miner has had undisputed possession up to this time.

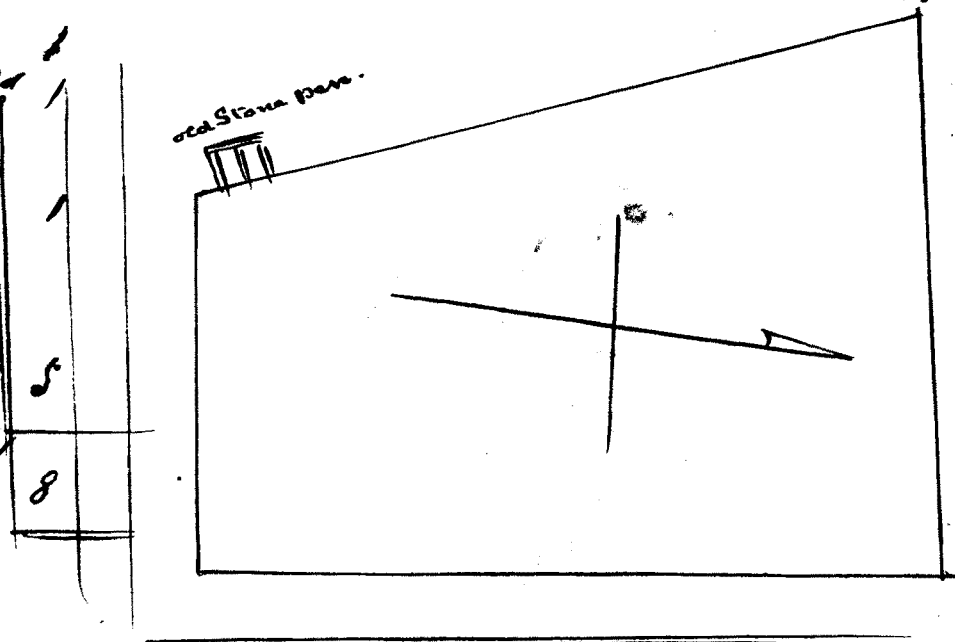
We therefore award to the said Edwin Miner a feehold estate less than allodial, or in other words a life estate in the said land, which may be commuted for a fee-simple by paying to Government the sum stipulated by law. The boundaries are described in the annexed Survey made by L. L. Toibert and dated April 15, 1849. "Kaitiu Hoamahuia E. Lani called 'Natalani' — Commencing at Stone S. 21.° E. from S. E.



Corner of old stone Pen 50 lks & running N. 76° 15' E,  
 to stone 805 lks. Thence N. 12° W. 1565 lks to stone,  
 Thence S. 74° 30' W. to stone 1195 lks. Thence S. 28° E,  
 1550 lks. to first mentioned stone. Including an area of

1/2 Acres 5/100

Costs Part.  
 Inca! Cap. to  
 Draft Set? red. clay  
 Express? Sawney by  
 L. L. Tolbert  
 Report of Com.  
 -Miss? this day  
 Kendeeds  
 Hale Kona  
 15 Nov 1849



N<sup>o</sup> 2 "Kiapalalea" Commencing at the line

on N. E. side of M<sup>r</sup> Armstrongs land at stone at top of the  
 Bank of Gulch Luani at Puiaa running N. 61° 45' E,  
 132 lks to corner of Kalo patches - Thence S. 67° 30' E. 53 lks  
 across between patches - S. 20° 30' W. 468 lks to foot path -  
 N. 69° 30' W. 15 lks to stone - S. 34° W. 29 lks  
 S. 33° 15' W. 71 1/2 lks. S. 15° 15' E. 25 lks. S. 72° 30' E.  
 141 lks to corner of patches - N. 14° 30' E. 20 lks to stone -  
 N. 68° 30' E. 171 lks to stone on top edge of Gulch - N. 72°  
 45' E. 1040 to stone (lks) N. 13° W. 827 to Gulch - N. 24°  
 E. 495 lks to stone near Pear Bush - N. 6° W. 300 lks  
 to big stone & cross - N. 40° 45' W. 186 lks along  
 edge of Gulch to stone - N. 83° 50' W. 502 lks opposite  
 Bank on Top - S. 70° 45' W. 1242 lks to stone by  
 old Play Grounds - S. 17° 15' E. 554 to stone on  
 top of Gulch - S. 5° 45' E. 522 1/2 lks to first  
 named stone. Including an area of

25 Acres 4/10

14.50  
 25.68  
 40.10

April 15 - 1849

Honolulu Oct. 20 - 1849.

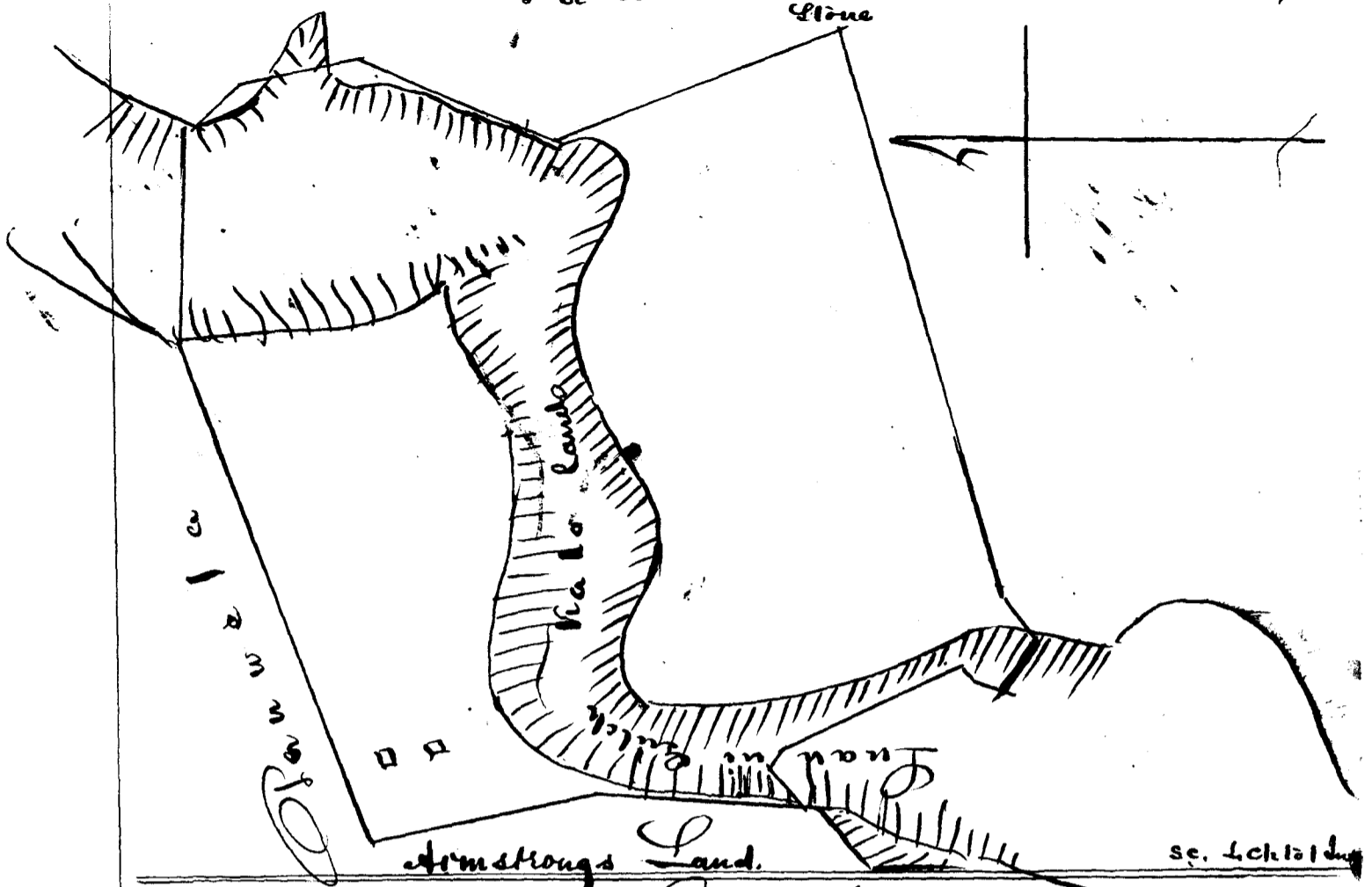
L. L. Tolbert Sur.

L. Kaurwai

See Costs Page 258

P a n u e l a

257



Claim No 203. Edwin Miner.

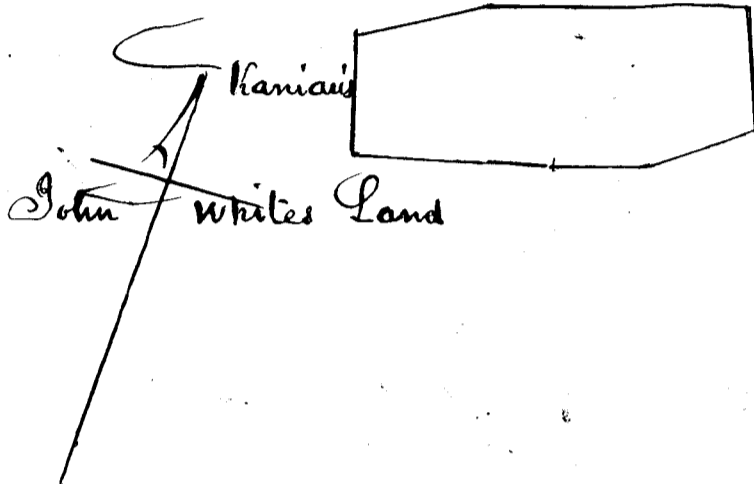
This is a claim to a lot of land called "Polanui" in the district of Kahaione, Maui. From testimony it appears that the Claimant obtained it from Hoapili Wahine previous to the Year 1831; and that he fenced, and built a house upon it; and has held undisputed possession until the present time.

This claim is a simple one, and comes under the first Rule of the Board. We therefore award to Edwin Miner, a freehold estate less than allodial, which may be commuted into a fee-simple by paying the commutation according to law.

The boundaries are described in the annexed Survey of J. Metcalf as follows:

Commencing at Mahai W. corner of this lot, joining land called Kamani and running S.  $19^{\circ} 45'$  E. 1 Ch.  $20\frac{1}{2}$  ft. along Kamani's land to Mahai S. corner of this lot N.  $72^{\circ}$  E. 1 Ch.  $4$  ft. along wall to angle. Thence N.  $67^{\circ} 30'$  E.  $21\frac{1}{2}$  ft. to angle of wall. Thence N.  $77^{\circ}$  E.  $39$  ft. to angle of wall. Thence N.  $67^{\circ} 15'$  E.  $1\frac{3}{10}$  Ch. along John Whites land to angle

of wall, thence N. 52° 30' E. 1 Ch. 5 3/12 ft. to Mauka  
 E. Corner of this land. Thence N. 21° W. 1 Ch. 21 1/2 ft.  
 along Mauka side this lot to N. Corner. Thence  
 S. 70° W. 2 Ch. 53 3/12 ft. along Kamani to angle  
 of wall. Thence S. 59° 45' W. 1 Ch. 27 8/12 ft along  
 Kamani to Place of Commencement. Including  
 An area of Fathoms 792 1/2  
 July 27-1849. J. Metcalf Cor  
 Kamani



Costs. Judication of C. 202. Edwin Mues D.

Incidental Expenses & Action & of Coman <sup>n</sup>		1
Citation		50
dr. test <sup>r</sup> . red <sup>d</sup> & Eng <sup>d</sup> Jan <sup>r</sup> 1847	f1	75
Survey by J. Metcalf		6
Engross <sup>d</sup> . do	f2	1
Report of Commiss <sup>rs</sup> this day rendered in the above Claim	J. Kaunani	5
August 21-1849		14 25
<u>Maalekooa</u>		
Costs. C. No 202 Incid <sup>l</sup> Expenses Action & 1849		1
Part II dr. test <sup>r</sup> . red <sup>d</sup> & Eng <sup>d</sup> Jan 1847		1
Survey by L. L. Forbert engross <sup>d</sup> f3		3
Expensing dit <sup>o</sup> fairs No 123 f3		1 50
Report of Commissioners C. 202		9
Maalekooa		
15 Nov <sup>r</sup> 1849		11 50

Claim No. 304, Edwin Miner.

This is a claim to a piece of land called "Kale-  
lena ite" lying in Waiehu, district of Waikuku.

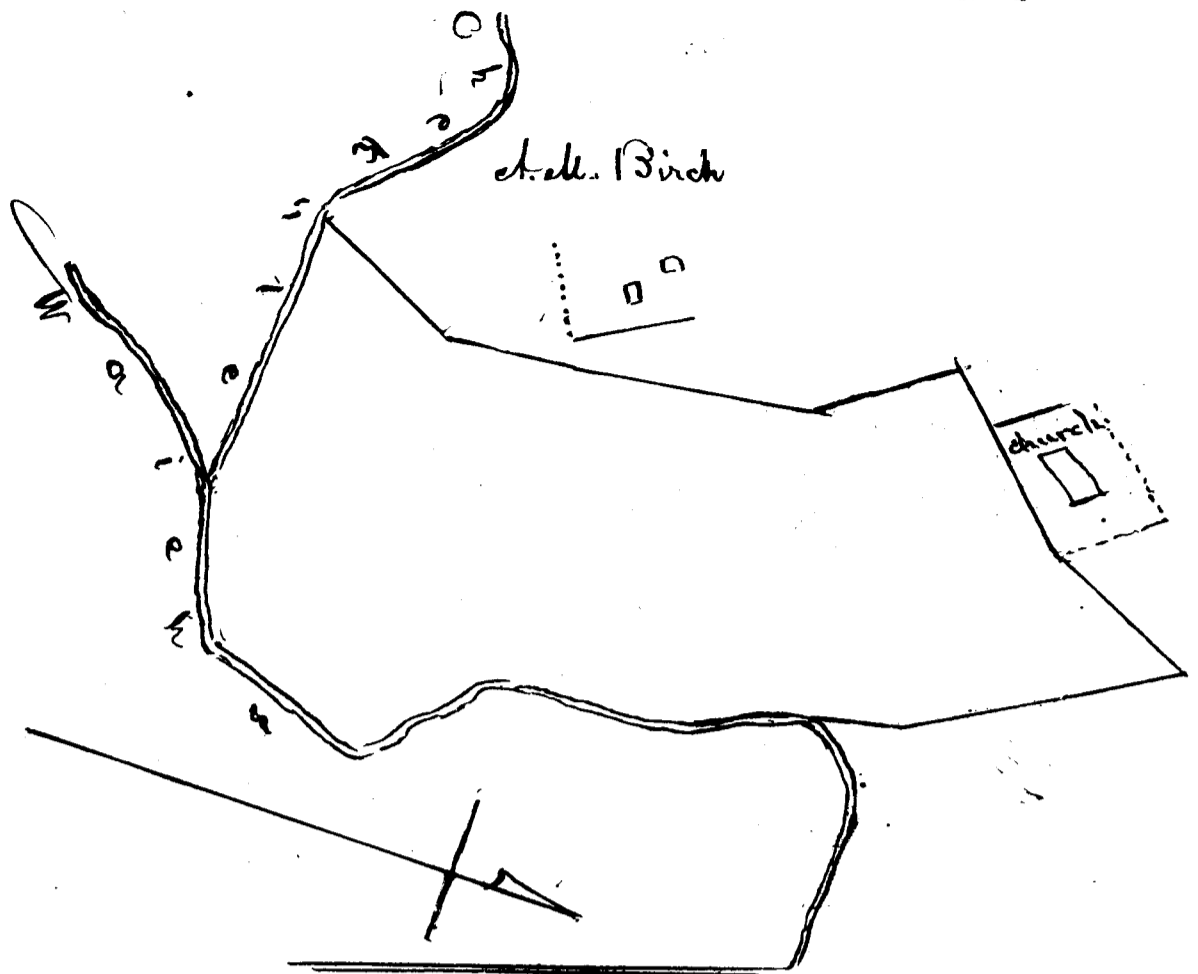
It appears from testimony that this place was given  
to the present Claimant by Hoapili Waihue about the  
Year 1832, when her stone house was building. Claimant  
has held undisturbed possession of this land until the  
present time. This Claim comes under the first Rule,  
and we accordingly award to Edwin Miner a freehold  
estate less than allodial, subject to the Commutation in  
accordance with the law.

Boundaries as described in the annexed  
Survey of J. M. [unclear]

Commencing at pile of Stones by wall and  
water course at N. corner of this and N. corner of old  
Birch's Hoalelanani land - and running N. 45° E.  
4  $\frac{76}{100}$  chains along to angle of Water course by E corner  
of Church Land - thence N. 20° 45' E. 3  $\frac{61}{100}$  Ch. along  
Water course to top of large Rock marked + at N. corner  
of this land - thence S. 32° 45' E. 6  $\frac{35}{100}$  Ch. along  
Makahi side of this land to stone wall - thence S.  
15° 30' E. 9  $\frac{7}{10}$  Ch. down Bank, and along to Rock  
marked + at bend of stream - thence S. 49° 45' E.  
2  $\frac{3}{10}$  Ch. to bend of stream - thence S. 22° W. 3  
 $\frac{42}{100}$  Ch. to bend of stream - thence S. 66° 45' W.  
2  $\frac{7}{10}$  Ch. along to junction of Waiehu and Okakuli  
stream - thence N. 88° W. 6  $\frac{48}{100}$  Ch. along Ore-  
kuli to stake on left bank to Birch's land again  
thence N. 26° E. 3  $\frac{58}{100}$  Ch. across flat patches  
to pile of stones - angle - thence N. 4° 15' W.  
2  $\frac{1}{2}$  Ch. up Bank to pile of stones near Makahi  
side of A. M. B's house fence - thence N. 2° 15' E.  
5  $\frac{1}{2}$  Ch. to corner of stone wall - thence N. 35° W.  
3  $\frac{1}{10}$  Ch. always along A. M. Birch's land to place of  
Commence! Incl. an area of A. M. B's land -  $\frac{8}{10}$ .

Sep. 25 - 1857

J. M. [unclear] Sur.



Costs of incidental Exp<sup>ts</sup> actions &  
 dt. test<sup>d</sup> 1<sup>st</sup> ed<sup>n</sup> of song Jan<sup>r</sup> 1847 & 30 June 1848  
 Survey by J. Metcalf 10 & 23 for copy - 1 engraved  
 Report of Com<sup>rs</sup> this day rendered  
 Hale Hoona L. Kaunani  
 November 15. 1849

1
1
14
5
21

Claim N<sup>o</sup> 205. Anthony Catalena.

This is a claim to a land situated in Waikapee Island of Maui, and known by the name of "Kaliipatala" or "Kaliipatahalaha". The claim is clear beyond dispute and is based upon the following deed of the former Governess of Maui - Hoapili Wahine; which deed is approved by the King and the late Premier "Vehauluohi".

Copy of Deed.


"I, Hoapili Wahine hereby transfer & confirm to Anthony Catalena, and his Sandwich Island born heirs for ever, a certain land in Waikapee by the name of Kaliipatahalaha, also a certain fishing grounds with it the name of Anukoli - said land & fishing ground to belong to Anthony Catalena, and his Sandwich Island born heirs for ever more, together with all premises belonging to said land & fishing ground

and no Rent or Tax shall ever be required, more than is required of other lands and fishing grounds of the same character. It is hereby also agreed that said land and fishing ground shall never be transferred to any alien or non-resident of the Sandwich Islands.

In testimony whereof we have hereunto set our hands and seals this 5<sup>th</sup> day of June 1840 at Pukainā.

Signed Anthony Catalina


Witness  
William Richards.

his cross + 

Na Hoāpiti Wahine "

" We hereby approve the within document

Kamehameha III

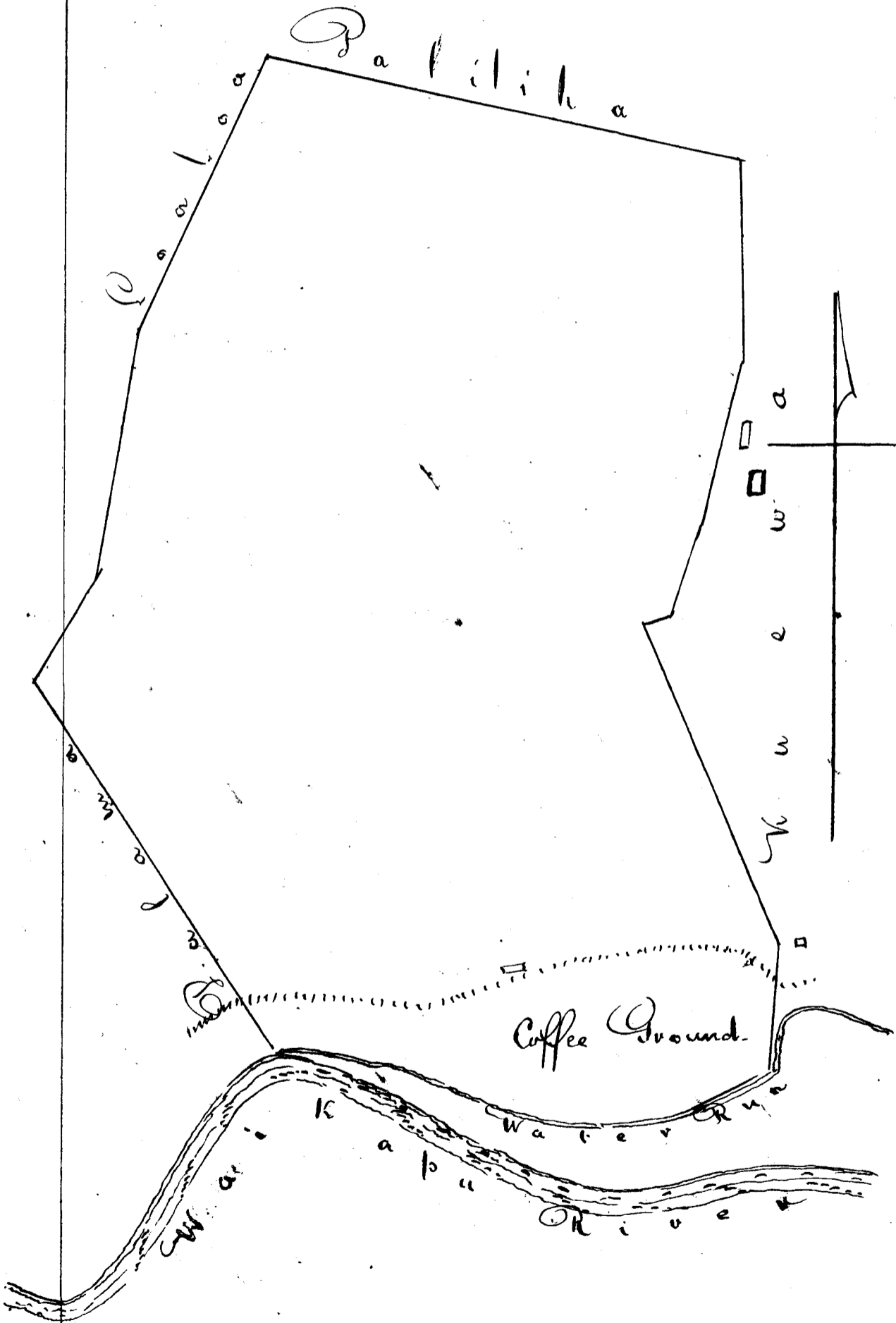
Ke Kaulaohi 

The above deed renders the Claimants title to the Land, clear and we accordingly award to Anthony Catalina, and his Sandwich Islands born heirs, to have and to hold for ever, upon the terms and Conditions expressed in the above deed, this land, as defined by the annexed Survey of Theophilus Metcalf dated 1<sup>st</sup> February 1847.

"Kaliipatalii or Kaliipalahalaha.

"Commencing at Stone by water run at N.E. Corner of this land, joining Palitika on N & Kuewa on E and running N. 78° 30' W. 7 Ch. 6 1/2 ft. along boundary line between this land & Palitika to Koaloe by stone & water ditch - thence S. 24° W. 4 Ch. 38 1/2 ft. along Koaloe to angle by water ditch - thence S. 9° 30' W. 3 Ch. 41 ft. along ditch to angle - thence S. 31° 15' W. 1 Ch. 51 ft. along ditch & Koaloe to Palama by Pa pipi - thence S. 33° E 5 Ch. 46 ft. along Palama to edge bank - thence S. 28° E. 51 ft. to River - thence S. 66° E. 5 Ch. 56 1/2 ft. along middle River to angle - thence N. 78° E. 62 1/2 ft. along River to S. E. Corner of this land at Kuewa - thence N. 1/2° E. 1 Ch. 23 1/2 ft. across River, along Makai side of Coffee to Water run - thence N. 64° E. 1 Ch. 23 ft. along water run to angle - thence N. 6° E. 1 Ch. 58 ft. along water run, up bank to point by house - thence N. 22° 15' W. 5 Ch. 13 ft. along between Kato patches of this

land and Kuewa to angle. - thence N.  $79^{\circ} 30'$  E. 21 ft.  
 to angle, corner of Kato Patch. - thence N.  $20^{\circ}$  E 1 Ch.  
 $31 \frac{3}{12}$  ft. to angle. - thence N.  $14^{\circ}$  E. 2 Ch.  $35 \frac{3}{12}$  ft.  
 along past sugar mill to angle. - thence N.  $2^{\circ} 30'$  W.  
 3 Ch.  $3 \frac{1}{2}$  ft. always along between this land and  
 Kuewa to point of Commencement - including an area  
 of Acres  $13 \frac{6}{100}$ .  
 Feb 31<sup>st</sup> 1847.



Claim No 306. Anthony Catalena.

This is a claim to a house lot in Pakata, Pahaina Maui.

From the Evidence it appears that this lot was given to John Crowder in the Year 1838 or 1839, by Hoapili Wahine, as a Residence for himself & family. The use of this place, together with a house and food for himself and family was also given to him in consideration of his services to her as blacksmith. He lived on the lot in peace, doing the work of Hoapili Wahine & others, until about the Year 1844, when he left Pahaina on account of sickness, and went to live at Waikapu on the same Island. After going there he sold this lot to Anthony Catalena, the Claimant, as appears by John Crowder's deed, on file with the Board, under date of the 7<sup>th</sup> of May 1845.

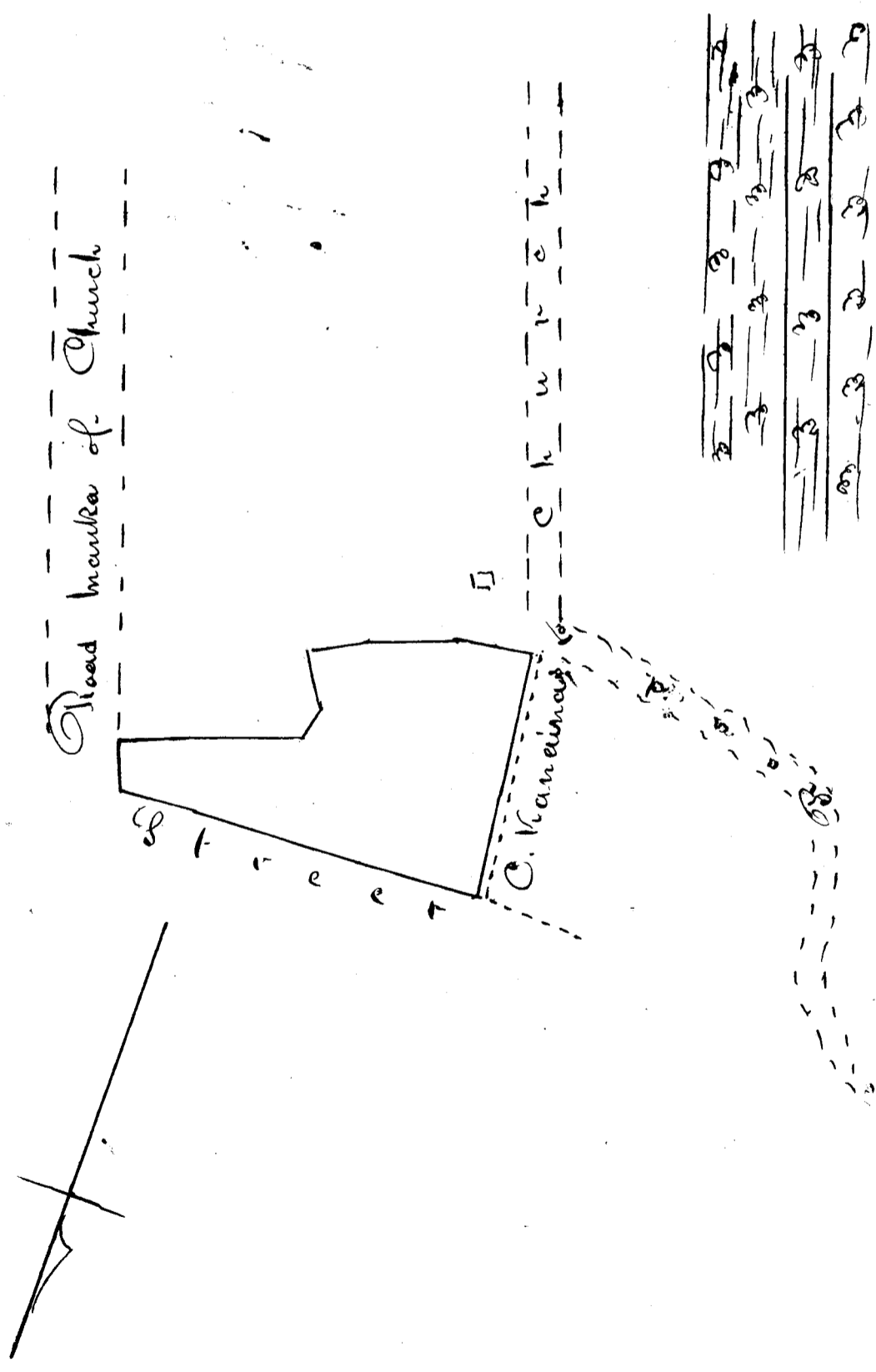
There being no objection or Counter Claim offered to this claim, and the Board being of the opinion that the Claimant has lawfully succeeded to all the rights of Crowder - We do therefore award to Anthony Catalena a Feehold title less than allodial, or in other words a life estate - in this lot - which he may convert into a fee-simple by paying the Commutation prescribed by law. The boundaries of this lot are set forth in the annexed Survey of Theophilus Metcalf of 18 June 1847.

"Pakata, Pahaina - Maui -

"Commencing at S. W. Corner of this lot and patting fence enclosing it, joining Street leading into Church & narrow alley separating this from lot owned by Chas. Hanaina - and Running N.  $74^{\circ} 15'$  E.  $\frac{1}{2}$  Ch. along Church alley to post at slight angle in fence - Thence N.  $68^{\circ}$  E.  $40 \frac{1}{2}$  ft. along fence to post slight angle. Thence N.  $57^{\circ} 30'$  E.  $21 \frac{1}{2}$  ft. to Corner of fence - Thence N.  $30^{\circ}$  W.  $23 \frac{1}{2}$  ft. along fence to slight angle - Thence N.  $4^{\circ} 30'$  E.  $13 \frac{1}{2}$  ft. along fence to corner - Thence N



65° E. 1 Ch. 9 <sup>3</sup>/<sub>2</sub> ft. along land claimed by Chas.  
 Kancina to Road mark of Church premises  
 thence N. 32° W. 19 <sup>10</sup>/<sub>2</sub> ft. along Road to N.E.  
 Corner of this lot - thence S. 87° W. 31 <sup>8</sup>/<sub>2</sub> ft. along  
 fence and highway to slight angle. thence S. 83° W  
 1 Ch. 57 <sup>1</sup>/<sub>2</sub> ft. along highway to N.W. Corner of this  
 lot. thence S 9° 30' E. 1 Ch. 38 <sup>3</sup>/<sub>2</sub> ft. along narrow  
 alley separating this from lot owned by Chas Kancina  
 to Place of Commencement - including an area  
 of Fathoms 286 - Feet 28.



Board of Commissioners for Land Claims  
Adjudication of Claims No 205 and 206 Anthony Catalana D<sup>r</sup>

No 205	
To incidental expences	1
" action of Commissioners on 22 <sup>nd</sup> February 1847	1
" citation 50 <sup>cts</sup> draft depos <sup>n</sup> red <sup>d</sup> of 3. \$1.50	2
" Engross <sup>d</sup> Copy of Claimants Survey by J. Metcalf	2
" Report of Com <sup>rs</sup> this day rendered in this claim	5
<hr/>	
No 206	
To incidental expences & action of Board on 22 <sup>nd</sup> Feb <sup>y</sup> 1847	2
" citation 50 <sup>cts</sup> & dr. dep <sup>n</sup> red <sup>d</sup> of 3. \$1.50	2
" draft testimony red <sup>d</sup> sent on 22 <sup>nd</sup> Feb <sup>y</sup> 1847 & 24 <sup>th</sup> June 1848	1 50
" engross <sup>d</sup> Copy of Cl <sup>ts</sup> Survey by J. Metcalf	2
" Report of Com <sup>rs</sup> this day rendered in this claim	5
<hr/>	
William L. Lee	12 50
Hale Kawaiwa	2 50
25 July 1848	10
<hr/>	

Claim No 212. George B. Voyles

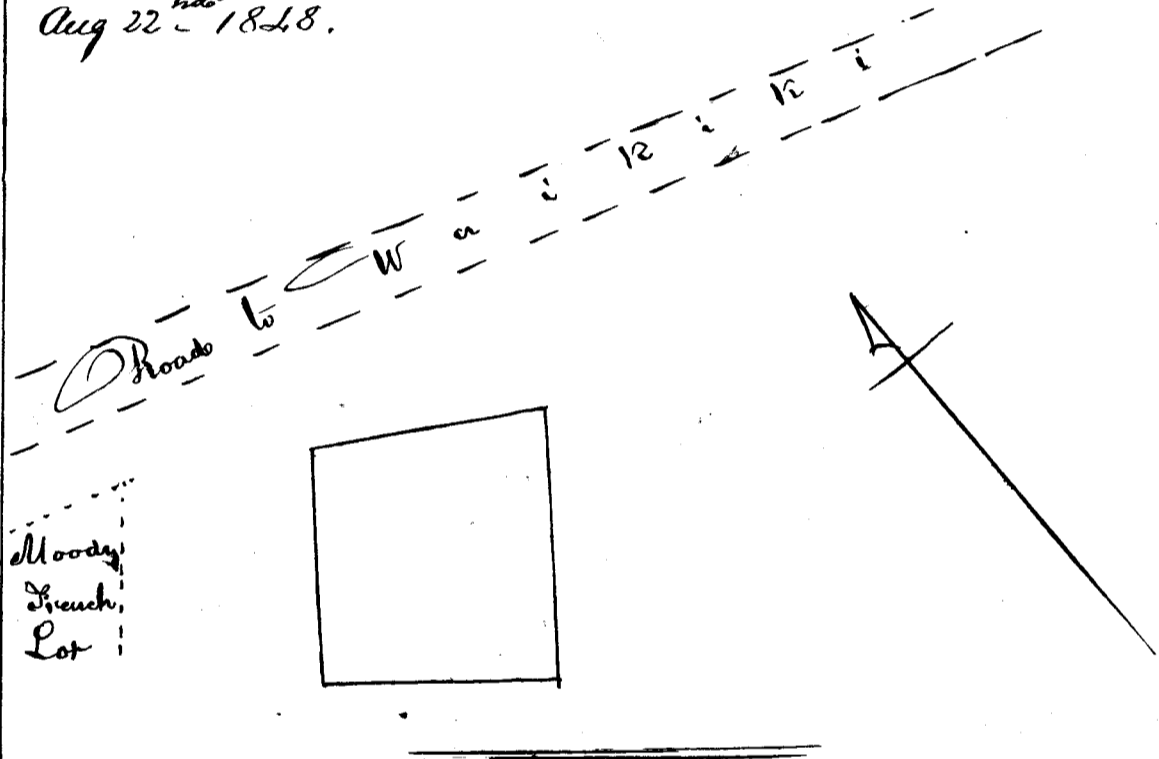
This is a claim to a house lot situated in Waitohi plains. Oahu.

How this lot was originally obtained, or by or from whom, does not appear. The first we learn of it is in the year 1833 when this lot was in the possession of Alexander Smith, when it was bought from him by John Sweetman. Sweetman held it in peaceable possession until the year 1835, when the Father of Claimant, James Voyles, bought the same of Sweetman for the sum of \$100. The deed of sale from Sweetman to Claimant is on file with the Board, and it appears that he has occupied this lot in peace from the year 1835 down to the present time.

The Claimants title is clear, coming directly under the first Rule of the Board, and we therefore award to the Claimant George B. Voyles, a freehold title less than allodial, or in other words, a life estate in this lot, which he may commute according to law.

The boundaries of this lot are described in the annexed Survey of Theophilus Metcalf

Lot in "Koula Waititi  
 Commencing at Inauka N. Corner of this lot -  
 little Inakai of of Road leading to Waititi - and  
 running S. 31° W. 2 Ch. 39 ft. along N. W. side  
 of this lot to Inakai W. Corner - Thence S. 58°  
 30' E. 2 Ch. 37  $\frac{7}{12}$  ft. along Inakai side of this  
 lot to S. Corner - Thence N. 27° 45' E. 2 Ch.  
 65  $\frac{1}{12}$  ft. along S. E. side of this lot to E. Corner  
 Thence N. 67° 30' W. 2 Ch. 27  $\frac{3}{12}$  ft. along Inauka  
 side of this lot to place of Commencement -  
 including an area of Stathons 839 - Feet 10.  
 Aug 22<sup>nd</sup> - 1848.



72@5

Board of Commissioners for Land Claims		
Adjudication of Cl. No 212 George B. Vowles		5 <sup>00</sup>
No incidental expenses and action of the Board on 1 Sep <sup>r</sup> 1847 in Petition to this claim		2
" dr: dep <sup>t</sup> reduced f. 3 including Copy of deed Citations 50 <sup>th</sup> dr: test <sup>y</sup> red <sup>d</sup> leng <sup>d</sup> on 1 <sup>st</sup> Sep <sup>r</sup> f. 2		1 50
Survey #5 - engrossing Copy of same f. 4 -		6
Report of Comm <sup>rs</sup> this day rendered on the above claim		5
Total Kauwila		16
September 10 1848		

J. H. Smith  
 L. Kaunwai

267

Claim No 213. James Vowles.

This Claim is for a house lot situated in Waitiki Plains, Island of Oahu.

The history of this place, as it is known by the testimony before the Board is as follows:-

James Smith, a mutatto first took possession of this place in the year 1829 and held it undisturbed until 1833; when he sold the house and premises to Moody French, an American, who occupied the same until the year 1846, when he left the Islands for Columbia River, at the same time selling these premises to Isaac Montgomery. (See deed from Moody French & his wife Mahaino to Montgomery, dated 15<sup>th</sup> April 1846 on file with the Board.)

On 21<sup>st</sup> of April 1846 Montgomery, in consideration of the sum of \$500 paid him by the Claimant, transferred to James Vowles all his right, title & interest in this place; and the Claimant is now in quiet possession of the same.

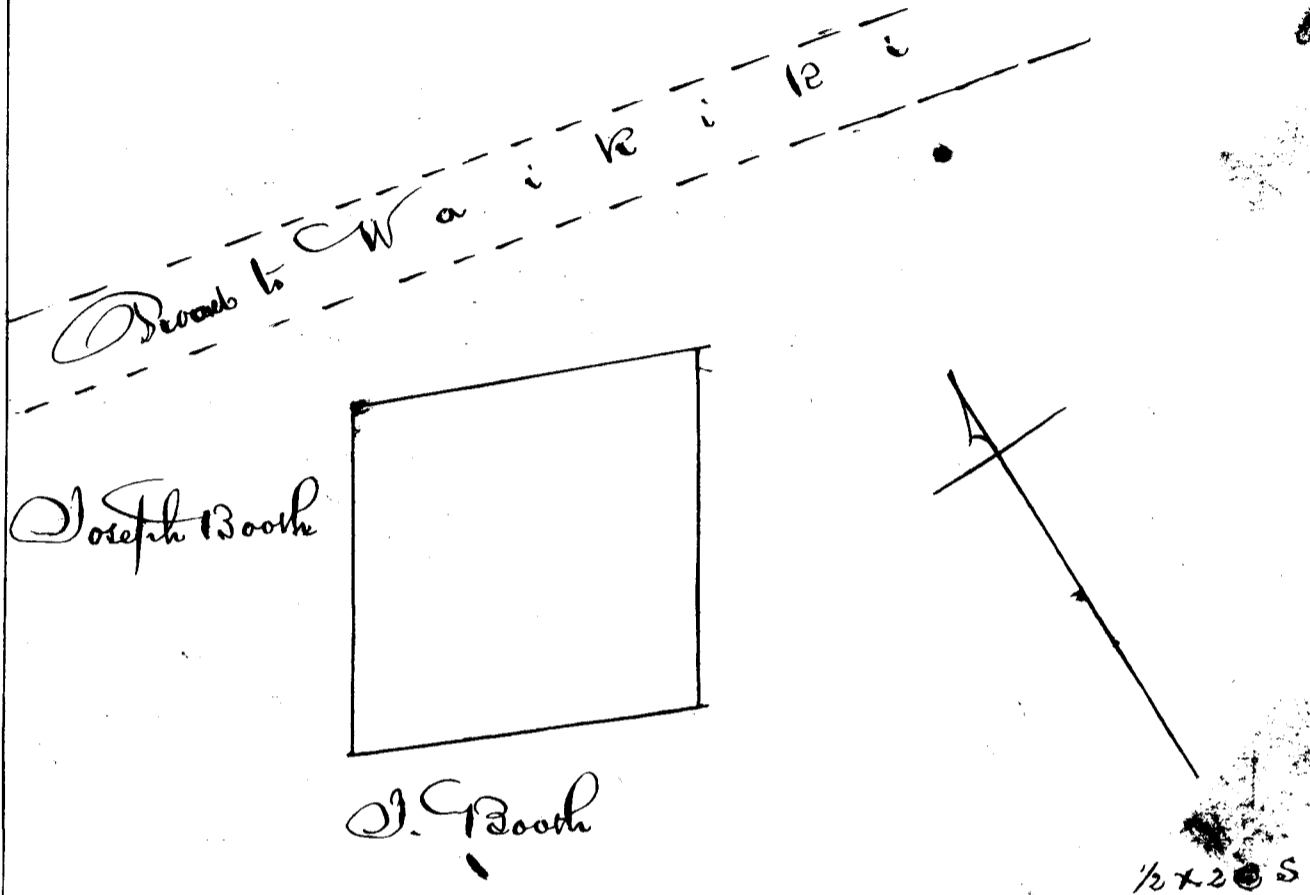
This Claim comes under the first Rule of the Board; and we accordingly award to the Claimant James Vowles, a freehold Title less than allodial; or in other words, a life Estate in said place, which he may convert into a fee simple by paying the Commutation in accordance with the law.

The metes and bounds of this place are described in the annexed survey of Theophilus Metcalf.

("Moody French Place in Koula - Waititi")

Commencing at Mauka N. Corner of this lot, 36 ft. Makai of Lower Road to Waitiki, joining Joseph Booth's land, and running S. 30° 30' W. 1 Ch. 56 ft. along J. Booth's land to W. Corner of this - Thence S. 67° E. 1 Ch. 55  $\frac{3}{4}$  ft. along Makai side of this lot to S. Corner - Thence N. 31° E. 1 Ch. 59  $\frac{5}{12}$  ft. along land leased by the Am. S. Mission to E. Corner of this

lot. thence N. 68:15' W. 1 Ch. 55  $\frac{3}{4}$  ft. along  
 Mauna side of this lot to place of Commence-  
 -ment - including an area of  
 Sep 9. 1848 *Mathoms 106 - Feet 3.*



Board of Commis<sup>rs</sup> for Land Claims.  
 Adjudication of Claim No 213 James Vowles Dr

To incidental Expenses, and action of Board on this Claim 1 <sup>st</sup> September 1848	2
" Citation 50 <sup>cts</sup> draft deposition reduced and Copy of Deeds	3
" do. Testimony red. and Eng <sup>d</sup> 1 Sep <sup>r</sup> 1848	1 50
" Survey 5 <sup>cts</sup> engrossed same	6
" Report of Commissioners this day rendered in the above Claim	5
<b>Total</b>	<b>17 50</b>

Hoate Kauruwa  
 September 10 1848

L. Kauruwa  
 J. H. Smith

269

Claim No 215. Henry P. Brooks.

This a Claim to a certain piece of Land at Waituku. Maui. known by the name of "Maikole," together with a certain fishing ground. named "Papaulu".

This Claim is based upon a mutual agreement made and entered into between the Claimant and his Majesty on the 26<sup>th</sup> of October 1840, which agreement renders Claimant's title perfectly clear. This agreement we confirm, and award to the Claimant a title to this land and fishing ground in the words of said agreement, which is as follows:—

"I Kamehameha III hereby transfer, forever to Henry P. Brooks a certain piece of land in Waituku, named Maikole. The land shall belong to him and his Hawaiian born heirs for evermore. I Kamehameha III do further give to him a certain fishing ground, named Papaulu which fishing ground shall belong to Henry P. Brooks during his natural life, and then it shall revert to Kaunohua or her heirs: said ground shall not descend to the heirs of Henry P. Brooks.

Kamehameha III further agrees that said grounds shall never pay any tax nor rent; nor shall the people be required to labor for the King, until the natural life of said Brooks shall end; after which, taxes shall be paid, and the people shall labor like the people of other lands.

And Henry P. Brooks agrees on his part, that he will continue to labor for the King as he has done previous to the date of this Instrument; but the number of days which he shall be required to labor in one year shall never exceed Forty.

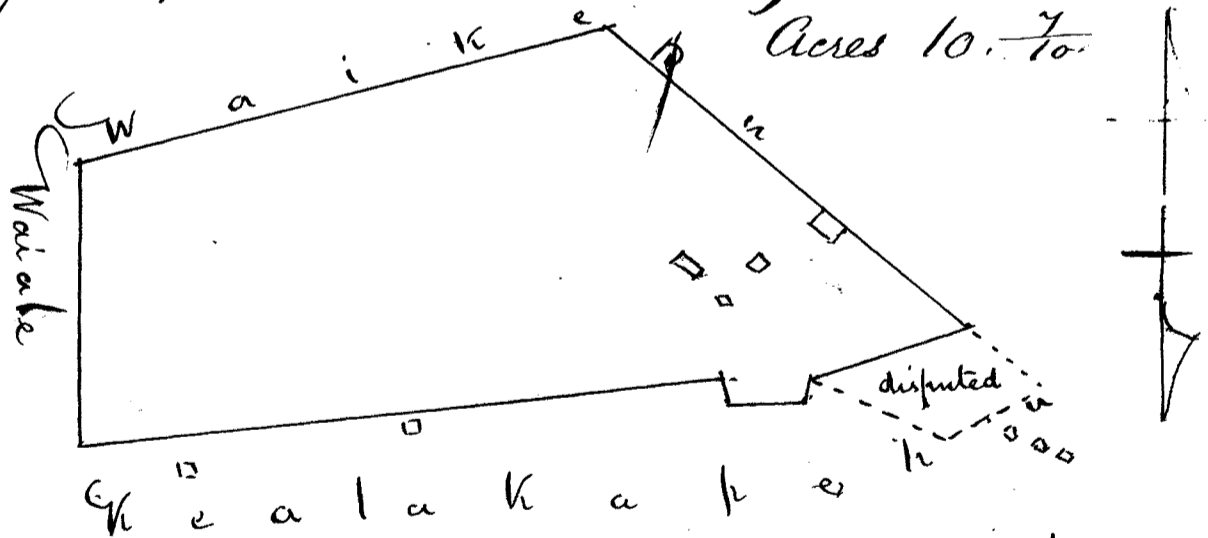
In Testimony of our mutual assent to this agreement we have hereunto subscribed our Names on this 26<sup>th</sup> day of October 1840 at Lahaina Maui

The Maha  
Jona Kapeone  
Wm Richards.

Kamehameha III  
Kekaulaohi  
H. P. Brooks

The boundaries of this land and fishing grounds are described in the annexed Survey of J. Metcalf of 23<sup>d</sup> Jan<sup>r</sup> 1847. Commencing at N.E. Corner of this by stone wall at Road, joining Keatakapahu on N. & Waiale on E. side and running S. 1° 45' E 5<sup>1</sup>/<sub>2</sub> Ch. 52<sup>1</sup>/<sub>2</sub> Ft. along Road the boundary line between this land and Waiale to stone in gutter on Makai side of Road. Thence S. 75° 15' W. 11<sup>1</sup>/<sub>2</sub> Ch. along line between this & land called Waitepu to stone left side of Road, angle - thence N 51° 45' W 6 Ch. 25 Ft. to S. W. Corner of Bullock Pen. Thence N. 48° 30' W. 3 Ch. 53<sup>3</sup>/<sub>12</sub> Ft. along Mauka side of Road between this land and Waitepu to stone. Thence N. 68° E. 6<sup>1</sup>/<sub>2</sub> Ch. to inside of walls. - thence N. 78° E. 2 Ch 51 Ft. along Keatakapahu to Corner of Kalo patch near Lau-kata tree - thence N. 11° E. 29<sup>3</sup>/<sub>12</sub> Ft. along Mauka side Kalo patch to Corner - thence N 89° E. 1 Ch 39<sup>1</sup>/<sub>2</sub> Ft. along N. side of Kalo patches to Corner. - thence S 41° 15' E 29<sup>3</sup>/<sub>12</sub> Ft. back again - thence N. 85° 30' E. 6 Ch 38<sup>3</sup>/<sub>12</sub> Ft. along between this land & Keatakapahu to stake near house. thence N. 82° 30' E. 7 Ch. to place of Commence! - including an area of

Acres 10.70



William L. Lee  
 Appointed  
 W. H. H. H. H.  
 C. A. P. M. M. M.

Board of Commissioners for Land Claims	
Adjudication of Ce. No 215 Henry R. Brooks	
To Incidental expenses & action of Board 22 Feb <sup>r</sup> 1847	2
" Citation 50 Chs - draft dep <sup>n</sup> ved <sup>d</sup> & leng <sup>d</sup> of 3	2
" Testimony of 4	3
" Engraves <sup>d</sup> Copy of Survey by J. Metcalf received of Cl <sup>r</sup> J. L.	2
Report of Commissioners this day rendered in this claim	5
Total	14

25 July 1848

Claim N<sup>o</sup> 230. William Walker

This a claim for a life estate in a land situated in the district of "Koolau poho"; within the large lands of "Waiakole"; Island of Oahu; and known by the name of "Ohiki".

From the testimony of Governor Kekuanaoa, it appears that the King gave the land "Ohiki" to the Claimant in the Year 1840, to hold during his natural life; in consideration of services rendered by Claimant as seaman on board of his Majesty's Vessel "Don Quixote".

The Title of the Claimant is placed beyond dispute by the testimony above referred to of Gov Kekuanaoa who put the Claimant in possession of this land, agreeable to the orders of the King; and we therefore award to him William Walker, a life estate in the land "Ohiki"; provided however that the said Walker is to respect the rights of such tenants as have lived on the land from a period prior to the Year 1840.

The boundaries of this land "Ohiki" are described in the annexed Survey of T. Metcalf.

This claim is identical with N<sup>o</sup> 105 previously awarded.



Claim No 636. Aiona.

This claim having been satisfied in a mutual arrangement between the Claimant and P.G. Davies the Counter Claimant in No 189. The following are the costs accruing to the present party. Aiona.  
 See Page 251.

Incidental Expenses &		
Action of Board on 21 February 1848		1
Citation		50
ds. Deposition reduced	£1	50
ds. testimony reduced & grossed	£6	4 50
		7 50
Costs paid to Pres! Jan 15. 1848 and Cant. l. Acc! M. Smith Esq.		

Claim No 656. Ahu

This claim having been merged with costs in Claim No 62 John and George Hives, no further reference is necessary than to that award for particulars - See Page 231.

Cl. No 106. William Walker.

This claim has been heard by the Commission on 7 October 1846 - and on the 10<sup>th</sup> of May 1847 was disallowed, and the lot included therein formally awarded to the French Catholic Mission under Cl. No 40 - See Page 142.

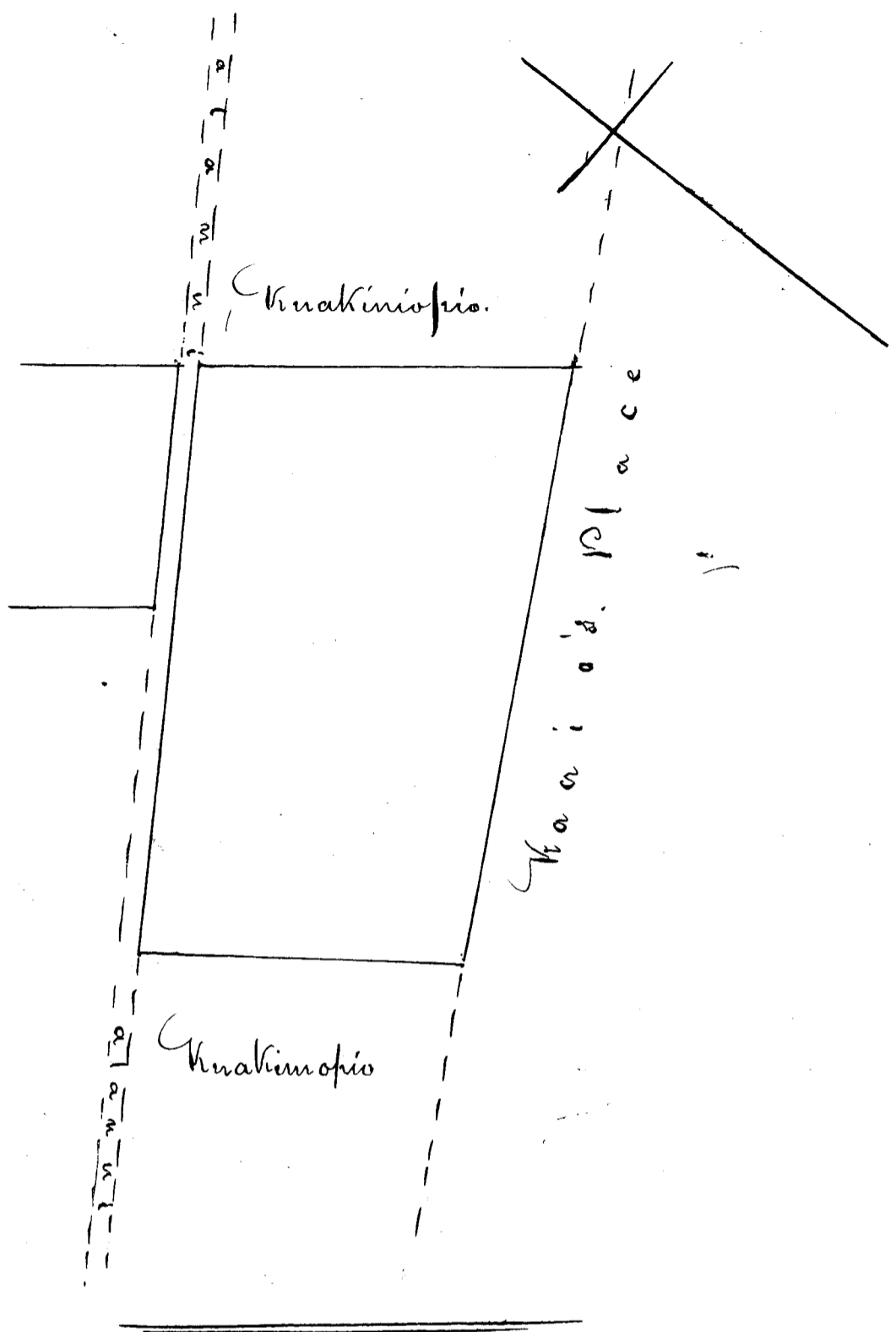
Claim No. 21. Solomon D. Burrows.

This is a Claim to a House-lot situated in Kahaina Island of Maui.

The only testimony offered in this Claim, is that of James Nowlens, father-in-law of Claimant, who testified that this lot was given to the Claimant about the Year 1839 by Hoapili, then Governor of Maui; and that he has had possession of the same from that time to the present.

The Board being of opinion that this testimony is sufficient under the 1<sup>st</sup> Rule of the Board, to entitle the Claimant to a Freehold Estate less than allodial in this lot - they accordingly award to him, Solomon D. Burrows a Freehold title less than allodial; or in other words a life estate in this lot, which he may commute for a fee-simple in accordance with the law.

The boundaries are described in the annexed Survey of Theophilus Metcalf "Notes of a Survey of  
Maui Commencing at stake N. Corner of this land on boundary line between this and a land owned by Kuakiniopio, and on S. side of alauui, and running S. 60° W. 3 Ch. 49  $\frac{1}{2}$  Ft. along S. side of alauui to stake. thence S. 33° E. 2 Ch. 8 in: along boundary line between this and Kuakiniopio land on Makai side of this - thence N. 65° 30' E. 3 Ch. 57  $\frac{3}{4}$  Ft. along N. side of Mud wall - the boundary line between this and a land said to be owned by Kaiao to stake - thence N. 35° W. 2 Ch. 22  $\frac{1}{2}$  Ft. along line between this land & Kuakiniopio on mauka to place of Commencement - including an area of  
Oct. 27. 1856. 988 Square fathoms.



Board of Commissioners for Land Titles  
 Adjudication of Claim No 211. Solomon D. Burrows

To Incidental expenses of Action of Board 22 Feb 1857	2
" Citation 50 cts draft deposition Reduced	
" including Copy engrossed of Survey by J. Melcalf	
" received from Claimant	2 50
Report of Commiss <sup>rs</sup> this day Rendered in the above Claim	5
	<hr/>
	9 50

State Kauai  
 25 July 1858

William L. Lee  
 J. K. Kamae  
 J. Kamae  
 J. Kamae

Claim No 251. Kaumaka. by Tho.<sup>d</sup> Cummins.

This is a claim for a certain land situated in Nuuanu Valley - Oahu - called "Kaipu".

The Claimants title to this land is based upon the following lease, made & entered into between H. E.<sup>d</sup> Matalao Kekuanoa and Kaumaka on 30<sup>th</sup> day of March 1840 - and afterwards approved by his M.<sup>d</sup> Kamehameha III and the late Premier Kekuauohi on 3<sup>rd</sup> of April following. The aforesaid lease is written in the Hawaiian language but an english translation of the same has been made by His Honor Porria Andrews - interpreter to the Board, which reads as follows: -

"Article of agreement and consent between Kekuanoa and Kaumaka.

Herein we agree with the said Kaumaka - There has been given to the said Kaumaka a certain lot of land in the valley of Nuuanu: The following are the boundaries, the measurement beginning at the North east corner where it joins the land of H. Pierce; thence 7 Chains to a stream of water; thence running North west 15 Chains along the said stream toward the Sea, till it reaches the Road running to Waolani; thence running to the South west - 11 Chains & 30 links; thence running to the South east 11 Chains & 18 links, ascending inland along the road unto the first mentioned point - These are the boundaries of the said lot.

"The said Kaumaka may reside there in peace and no one shall resist her planting within said lot - if she shall die, it will descend to her Children by Kamaki (Thomas Cummins) and if the Children die it will descend to Kamaki (Thomas Cummins) and when he dies, then it will descend to the Chief to whom the land belonged before; and together with it, the property houses, and all other things on said land. Besides this she is not to sell to any other person.

In consideration of this, fifteen dollars is to

be annually paid.

Done at Honolulu this 30<sup>th</sup> day of March  
1840.

Witnesses. Paki  
Paulo Kanoa  
Jona Kapena.

Signed Mataio Kekuanoa  
Kaunakā.

We assent to this agreement

Witnesses  
Paulo Kanoa  
Jona Kapena -

Signed Kamehameha III  
Kekaulaohi

We hereby declare the meaning of this document -  
The land is fully transferred to Kaunakā as hers,  
and to her descendants, being Hawaiian born subjects;  
but in case she should die childless, or her children  
after her die without "Kooilina," then the land  
will revert to the King.

Signed Kamehameha III  
Kekaulaohi "

Personally appeared before me his Majesty Kamehameha-  
meha III and acknowledged that he had affixed  
his name in conjunction with the late Premier,  
Kekaulaohi to the foregoing instrument (in the  
several instances in which their names occur) for  
the uses and purposes therein set forth.

Seal.

In testimony whereof I have  
hereto set my hand & affixed  
my seal of Office this 4<sup>th</sup> day of  
October 1847, at Honolulu.

Signed John R. Jasper  
Principal Notary for  
the Islands. "

In making our award on this claim, the Board  
must be governed explicitly by the above Instrument  
and agreeably therewith, we do award to Kaunakā  
(the wife of Thomas Cummins) to hold to herself

and her descendants, being Hawaiian born subjects, for ever this land - upon the annual payment of fifteen dollars to Mataia Kekuanao'a and his heirs. But the above award to Kaumaka is made upon this express condition namely, if Kaumaka die childless, or her children after her, die without heirs - then the land is to revert to the King.

The boundaries of this land, as described in the lease, being very indefinite - the Board ordered a new survey of the land to be made by Theophilus Metcalf on 27 Dec<sup>r</sup> 1857. which survey as hereunto annexed is confirmed by this Board as the true survey of said land.

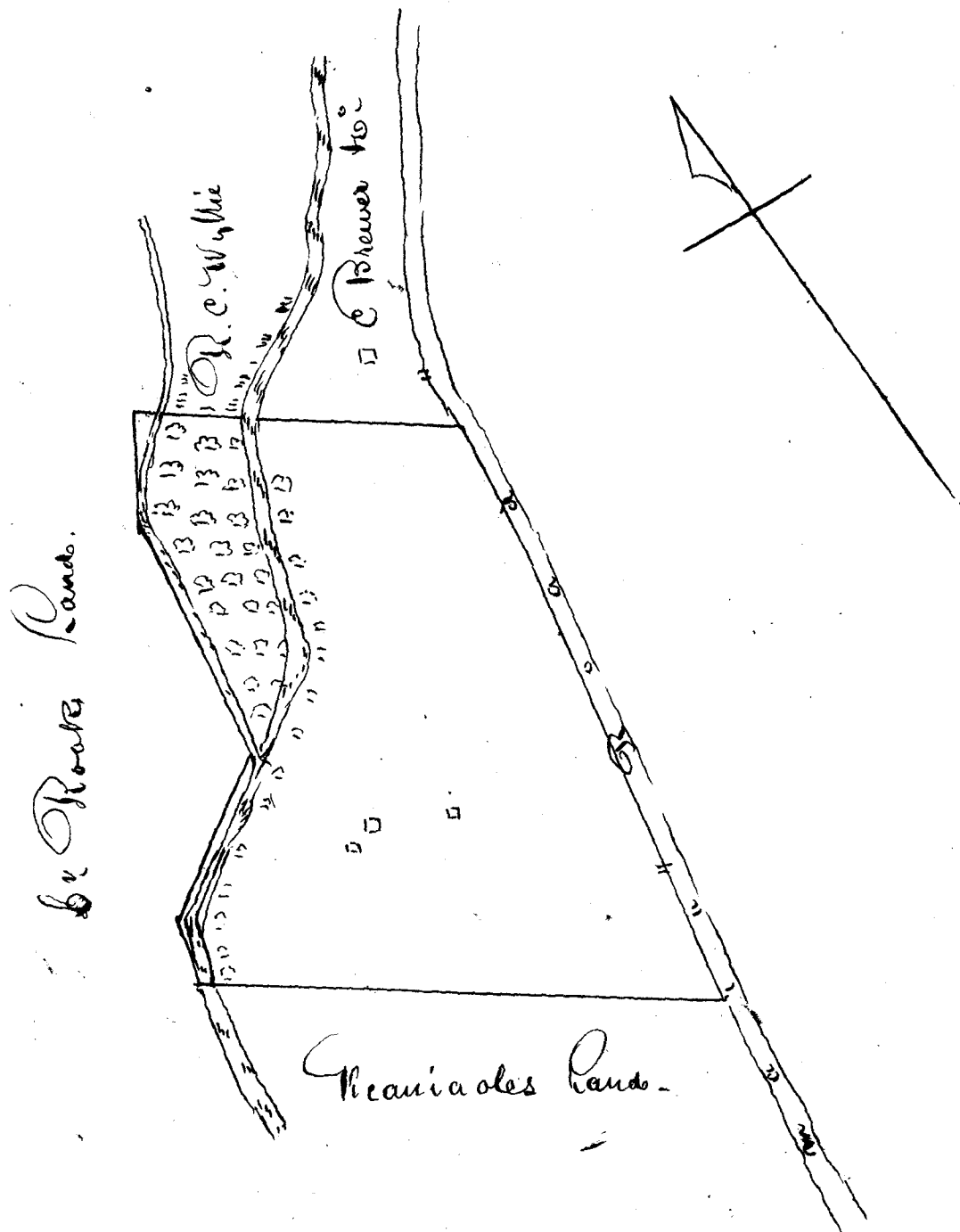
"Kaipu - Nuuanu"

Commencing at Mataia S. Corner of Stone wall enclosing this land on main road & running N. 45° 15' W. 9 Ch along Wall of Kaunaloa's land to slight angle in wall - thence N. 42° W. 3 Ch. 11  $\frac{10}{12}$  ft. along wall to stake on N. edge of stream at D<sup>r</sup> Rookes land - the Mataia W. Corner of this - thence N. 34° 15' E. 1  $\frac{3}{4}$  Ch along N bank of stream to bend - thence N 68° 15' E. 4 Ch. to bend of stream - thence N. 17° 30' E. 5 Ch 62  $\frac{8}{12}$  ft. along bank of stream to bend - thence N. 16° 15' E. 2 Ch 62 ft always along D<sup>r</sup> Rookes land. to stake by N. edge of stream at Mauka N. Corner of this - thence S. 41° E. 2 Ch. 52  $\frac{8}{12}$  ft. along Mataia side of R. C. Wyllys land. to Mataia W. Corner of C. Brewer's 16<sup>o</sup> lot - thence S. 43° 30' E. 4 Ch. 51 ft. along C. Brewer's to main Road - the Mauka E. Corner of this - thence S 17° W. 3 Ch 10  $\frac{24}{12}$  along Road to slight angle in wall - thence S. 20  $\frac{3}{4}$  W. 11 Ch. 1.3 ft. along Road to place of Commencement including an area of Acres 12  $\frac{83}{100}$

Dec<sup>r</sup> 27. 1857.

William L. Lee

*Wm L Lee*  
 Kaumaka  
 Kaumaka



Claim No 252. Thomas Cummins.

This is a claim to a lot in Honolulu.  
 The foundation of this claim is a lease of the land from Paki on 7<sup>th</sup> of March 1842. The English translation of which lease is as follows:-  
 "I Paki hereby lease a tract of land lying in the Village of Honolulu. The following are the boundaries of said land: beginning at the S. E. corner and running to the N. E. 33 ft the width; thence running to the N. W. 63 ft the length; thence to the S. W. 22 ft the width:-

thence to the first named point 67 feet the length; the above are the boundaries of the said land.

This land is to become the land of Thomas Cummins a place of Residence for himself, heirs & assigns, to live in peace for the term of 25 Years from the day of signing this agreement. He shall not distil spirituous liquors nor sell them upon the said lot; and he shall pay the said Paki, or his Heirs & assigns, to whom the Land belongs, the sum of 75 dollars each Year, for the term of 25 Years mentioned above; and then the Land & houses, Yards & all other property on said land shall revert to Paki, or his heirs or assigns.

As evidence of the mutual Consent of the Parties above named, we hereby bind ourselves, our heirs & assigns, for the faithful performance of the above obligations; and hereby subscribe our names this 27<sup>th</sup> day of March 1842.

Witnesses John W. B. Paalua Signed Paki  
P. Kanoa. Thomas Cummins.

We hereby give our Consent to the above written agreement.  
Witness to approval Signed Kamehameha III  
P. Kanoa. Kekauluohi

" Personally appeared before me his Majesty Kamehameha III and acknowledged that he had signed his name in conjunction with the late Premier, Kekauluohi, to the foregoing instrument, for the uses and purposes therein set forth.

In test. whereof I have hereto set my hand and affixed my seal of Office this 4<sup>th</sup> day of October 1847 at Honolulu.

John R. Jasper  
Principal Notary for the Islands.

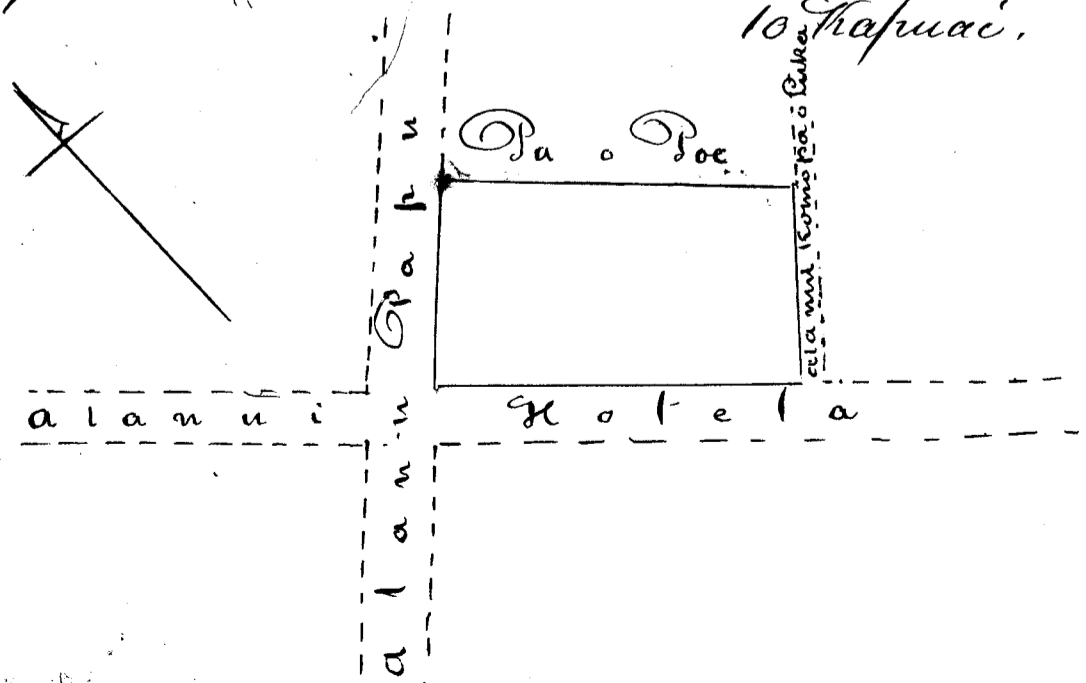
The genuineness of this lease is beyond question and we do hereby Confirm the above lease; and award the said lot to Thomas Cummins - his heirs & assigns



to have and to hold for the period of 25 Years from 27<sup>th</sup> March 1842, according to the terms of said Lease.

The boundaries of this land as set forth in the lease being very indefinite, a survey is hereto annexed as made by D. Katanikahua by order of the Board, which we hereby Confer as the true boundaries of said lot: dated 11 Sep<sup>r</sup>: 1848

"Ke kii o ka pakale o A. Pahi i hoolimalima i me Thomas Cummins ma Honolulu i Oahu, maouka o ke Alanui hotela, ma Waitiki hoi o ke Alanui Lapu. E hoomaka ana i ke ana ana ma ka like ma Waitiki o ke Alanui Lapu ma ke kahi Komohana hoi o ka pa o Poe. Ma ke kahi akau hoi o Kei pa. U moe aku ka aoao mua hema 41° 45 Komohana 39 <sup>7</sup>/<sub>12</sub> Kapuai, a hiki ma ka like maouka o ke Alanui Hotela; alaila, huli hema 53° 45 hihina 1 kau lakao 1 <sup>7</sup>/<sub>12</sub> Kapuai, a hiki ma ka like ma Ewa o ke Alanui e pii ai i ka pa o kaouka haka e pili ana ia aoao i ke Alanui hotela alaila; huli akau 34° Hihina 35 Kapuai e holo ana ia aoao ma ka like ma Ewa o ua wahi Alanui hele la i kahi o kaouka haka a hiki ma ke kahi hema o ka pa o Poe, alaila, huli ae a holo aku i kahi i hoomaka i ke ana ana i ka akau 48° 30 Komohana 63 Kapuai - Eia ka iti 68 Anana 10 Kapuai.



Boards of Comm<sup>rs</sup> for Land Claims

Adjudication of Claim No 251 Kaunakā DE

To incidental expenses of Commission	1
" action of Board in this claim on 20 September 1847	1
" draft deposition engrossed with copy of deed \$3	1 50
" citation 50 <sup>th</sup> engrossing copy of T. Metcalf's Survey \$3	1 50
" Report this day rendered on the above claim by Comm <sup>rs</sup>	5
	\$ 10
C. No 252 A. Pahi DE.	
" incidental expenses and action of the Board on 20 Sep 1847	2
" Citation 50 <sup>th</sup> dr. dep <sup>n</sup> includ <sup>g</sup> deed \$3 - \$1. 50	2
Survey and engross <sup>g</sup> copy \$2	3 50
Report of Commissioners this day rendered on this Cl.	2 50
	\$ 10

Kate Kauila  
10 September 1848

H. Kaunawai  
J. H. Smith

## Claim No 264. Thomas Cummins.

This is a claim to a land in "Pawaa", in the district of Waikiki, Oahu; and known as the "Old Allen Place".

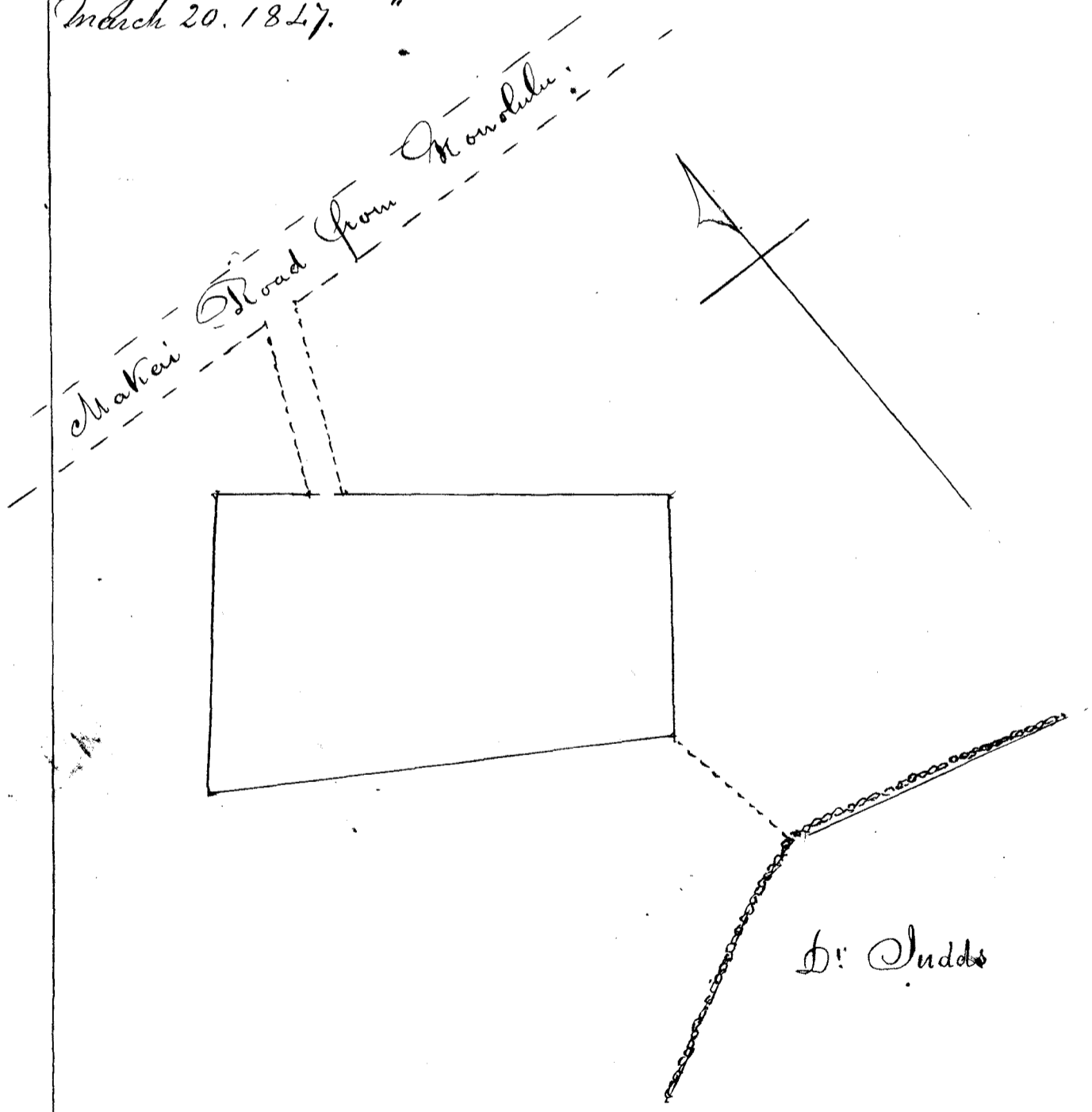
From the testimony taken on this claim, it appears that this place was given to the father of George C. Allen, Anthony S. Allen, and Sally Allen, in the time of Kamehameha I<sup>st</sup> by an old high priest named Hewa-hewa. That after their fathers death, it was permitted to descend to his children; and that the children, namely George C. Allen, Sally Allen, and Anthony S. Allen conveyed all their rights in said place to Claimant, by deed on the 6<sup>th</sup> day of November 1845, in consideration of the sum of 400 dollars.

This claim is a clear one, coming under the first Rule of the Board; and we therefore award to Thomas Cummins, a Freehold Estate less than allodial, or in other words, a life Estate in said place, which may be commuted for a fee simple as the law prescribes. The boundary of this lot

are fixed and described in the annexed Survey of  
 T. Metcalf. Esq<sup>r</sup>

"Old Allen" Place in Paawa Oahu

Commencing at N. Corner of this lot & stone  
 wall enclosing it, and Running S.  $47^{\circ}30'$  W.  $4$  Ch.  
 $2 \frac{3}{12}$  Ft. along wall to W. Corner - thence S.  $50^{\circ}15'$  E.  
 6 Ch.  $7 \frac{3}{12}$  Ft. along wall to S. Corner & to wall  
 leading to N. Corner of D<sup>r</sup> Judds' lot - thence N.  
 $46^{\circ}30'$  E. 3 Ch. 10 Ft. along wall to E. Corner - thence  
 N.  $42^{\circ}$  W.  $1$  Ch.  $43$  Ft. along wall to N. side of gate -  
 thence N.  $43^{\circ}$  W.  $1$  Ch.  $23 \frac{9}{12}$  Ft. to place of Commence-  
 ment - taking in all surrounding walls, and inclu-  
 ding an area of Acres 2 Fathoms  $181 \frac{1}{2}$   
 March 20. 1847.



Board of Commissioners for Land Claims  
 Adjudication of Claim No 264. Thomas Cummins D<sup>r</sup>

To Incidental expenses of action &c 24 Nov <sup>r</sup> 1847	\$ 1	2
" Citation 50 <sup>cts</sup> draft depos <sup>n</sup> Reduced 1/4 - 2	\$ 2	50
" draft Testimony Red <sup>d</sup> & Eng <sup>d</sup> 24 Nov <sup>r</sup> 1847 and on 28 <sup>th</sup> June 1848	\$ 2	1 50
" Survey by J. Metcalf		5
" Engraving Copy of Survey	\$ 3	1 50
Report of Commiss <sup>r</sup> this day Rendered in the above Claim		5
Hata Kauriwa 25 July 1848		William L. Lee Justice D. Kauriwa of Kauriwa M. Smith
	\$	17 50
	Survey Paid	5
	\$	12 50

Claim No 259. Powell Smith.

This is a claim for a certain house lot in Nuuanu Valley, Oahu.

The foundation of this claim is a lease made and entered into between Kinimaka and Claimant, on 1<sup>st</sup> of September 1842 with the written consent of H. M. Kamehameha III and Kekuolohi late Premier.

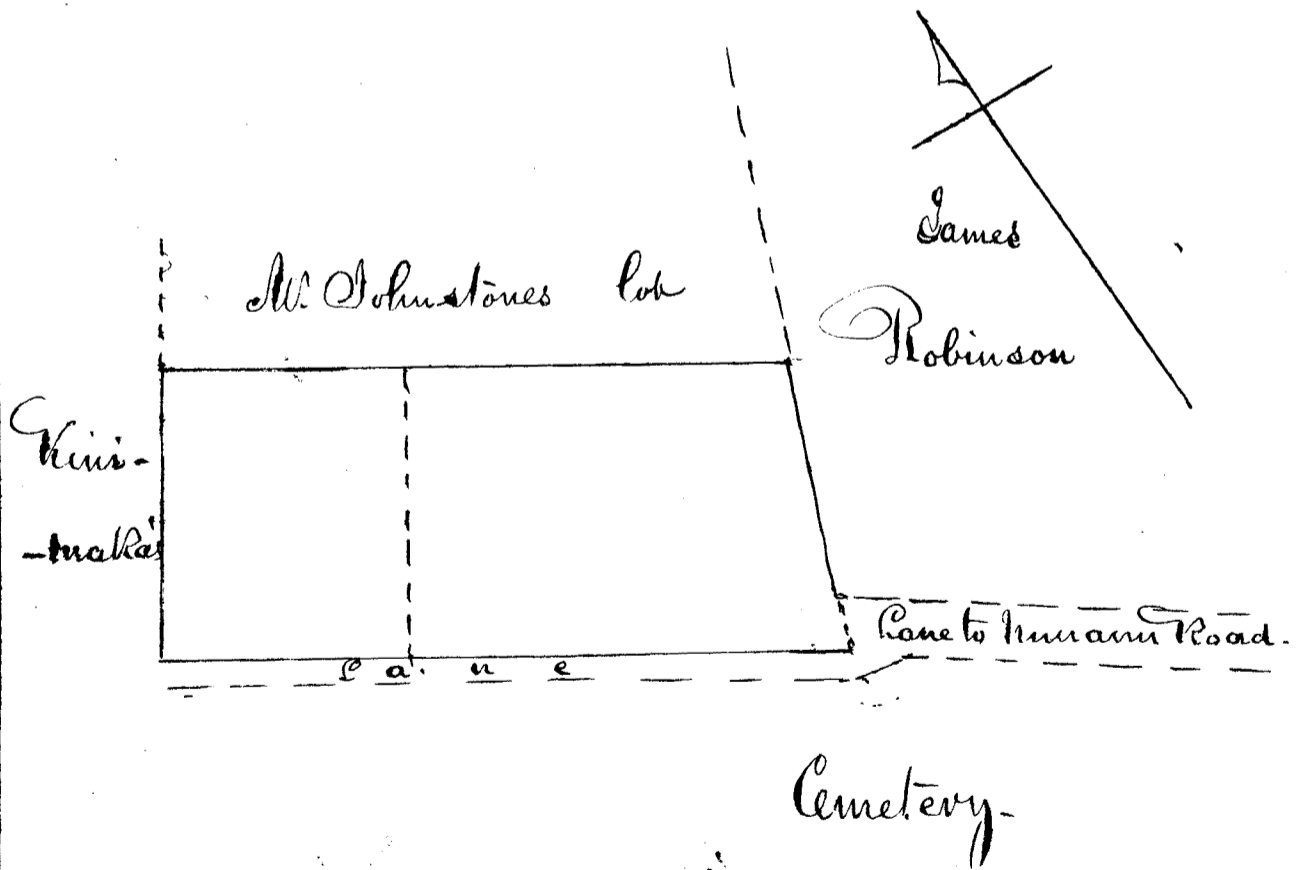
By the terms of the aforesaid lease on file with the Board, the Claimant is to have the peaceable enjoyment of this land for the period of 25 Years from 1<sup>st</sup> Sept<sup>r</sup> 1842, upon the condition that he makes the annual payment of 5 dollars Rent to Kinimaka, his heirs and assigns, and shall not distil or sell any spirituous liquors on said land.

The Board being of the opinion, upon the testimony taken, that Kinimaka, the lessor, had sufficient right and authority to make this lease, do hereby award to the Claimant, his heirs & successors, a leasehold interest.

in this land (as its boundaries are described in the annexed Survey of J. Metcalf Esq<sup>r</sup>) for the period of 25 Years from 1<sup>st</sup> of September 1842 upon the terms expressed in said lease.

"Lot in Maemae-Nuuanu"

Commencing at Maatka E. Corner of this lot - joining Mr Johnstons and James Robinsons lots. and running S. 22° W. 1 Ch. 43 ft. along James Robinson's lot and to lane between this & Cemetery, the Maatka S. Corner of this lot - thence N. 54° 30' W. 2 Ch. 23 ft. along lane to slight angle. thence N. 53° W. 1 Ch. 27 ft. along lane to Maatka W. corner of this lot - thence N. 35° 30' E 1 Ch. 32  $\frac{1}{2}$  ft. along land claimed by Minimaka to Mr Johnstones Place at N corner of this - thence S. 56° E. 3 Ch. 25  $\frac{3}{4}$  ft. along the Johnstone place to point of Commencement. Including an area of 7 Achesons 680 Feet-17. March 3. 1848.



Board of Commissioners for Land Claims  
 Adjudication of Claim No 259 Rev<sup>d</sup> Lovel Smith D<sup>r</sup>

To incidental expenses	To Action of Board 29 Sep <sup>r</sup> 1847	\$1	2
" Citation 50 <sup>th</sup> draft depos <sup>n</sup> & Lease reduced		\$3	7
" Draft Testimony reduced & engrossed 29 Sep <sup>r</sup>		\$1	75
" Survey by J. Metcalf			5
" Engrossing Copy of Survey		\$2	1
Report omitted in charges by order of Board			10 75
Hale Nauwila 25 July 1848		William L. Lee Speaker L. Kaarawai A. Karama	

Costs directed to be assessed on the Owner of the Land.

Claim No 262. George H. Bush.

This is a claim to a house lot in Honolulu situated at the corner of Hotel & Cross Streets.

From the testimony taken in this claim on 29<sup>th</sup> of September 1848, it appears that this place was originally given to James Robinson by Kalaikoa, and that afterwards in the year 1829 Robinson sold this place to Richard Ridley who afterwards sold it to Thomas Sandal and Samuel Kimball: That Kimball and Sandal sold it to the Claimant on 13<sup>th</sup> of March 1833, who has ever since occupied it in peace & quietness.

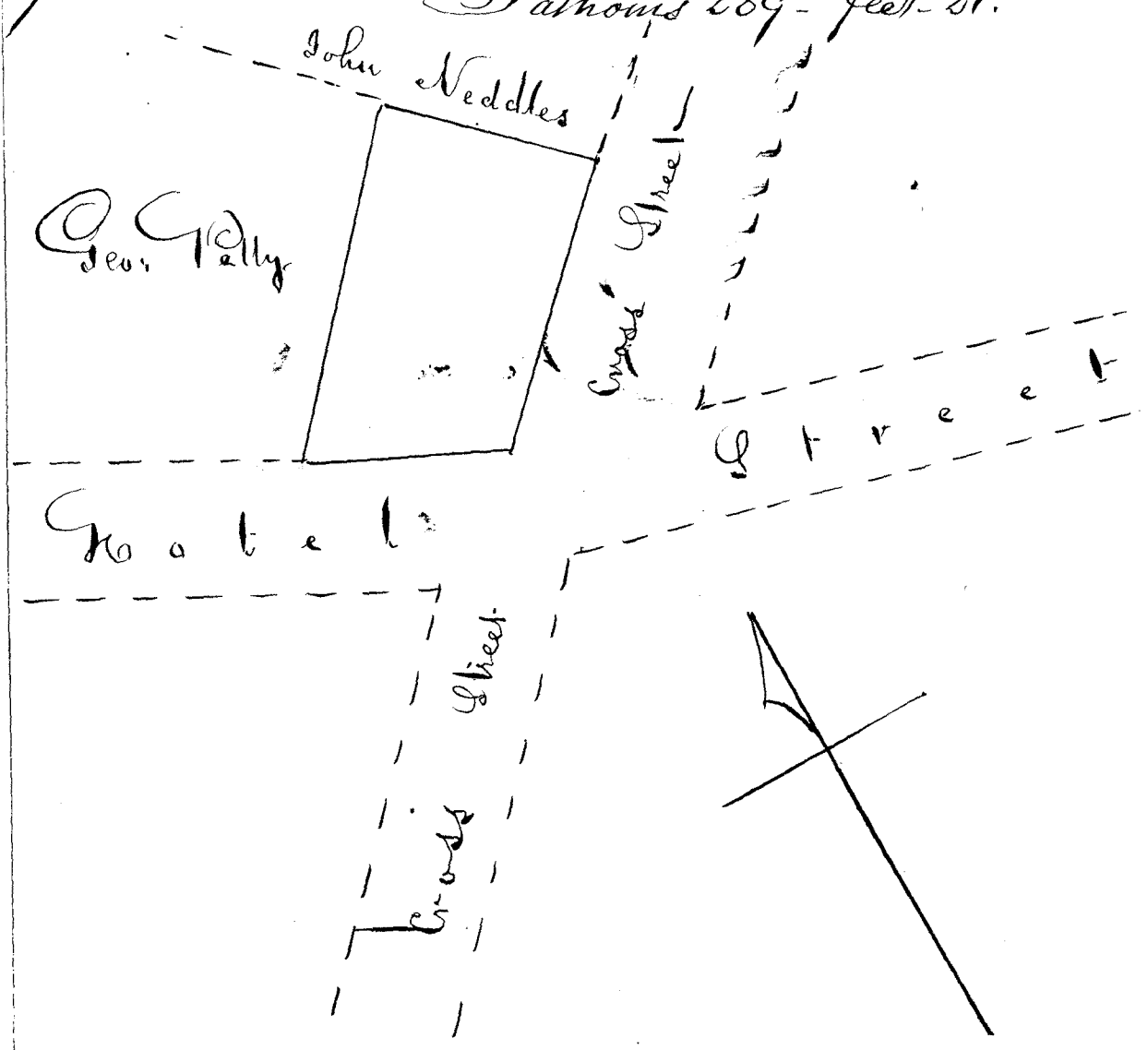
The case is a clear one coming under the 1<sup>st</sup> Rule of the Board. The Gift was a verbal one from Kalaikoa to Robinson, and like all the native gifts of those days conveyed no greater title than a freehold or life estate. We therefore award to the Claimant George H. Bush a freehold estate less than allodial, or in other words

a life estate in said lot; which he may convert into a fee-simple by commutation as prescribed by the law.

The boundaries are as described in the annexed Survey of "T. Metcalf Esq" of 28 Feb<sup>r</sup> 1848.

"Commencing at Markai W. corner of this lot on Mauckra side of Hotel Street - joining G. Pelly's dwelling house lot - and running S. 67° E. 1 Ch. 16 <sup>2</sup>/<sub>12</sub> Ft. along Hotel Street to Cross Street at S. corner of this lot - thence N. 44° 45' E. 1 Ch. 34 <sup>3</sup>/<sub>12</sub> Ft. along Cross Street to corner of house in this lot at slight angle - thence N 43° 30' E. 14 <sup>1</sup>/<sub>2</sub> Ft. along Cross Street to Mauckra. E. corner of this lot N John Neddles lot - thence N. 47° 15' W. 1 Ch. 17 <sup>2</sup>/<sub>12</sub> Ft. along John Neddles lot to G. Co: Pelly's at N. corner of this - thence S. 41° 30' W. 2 Ch. 11 <sup>2</sup>/<sub>12</sub> Ft. along G. Pelly's lot to place of Commencement - including an area of

Fathoms 289 - Feet - 31. "



Claim No 261. George Bush

This claim has been superseded & withdrawn. See Testimony  
vol II Page 26.

Boards of Commissioners for Land Claims  
Adjudication of Claim No 262. George H. Bush Dr

To Incidental Expenses of Commission		1	-
" Action of Board on 29 <sup>th</sup> September 1847		1	
" Citation			50
" Draft deposition reduced	\$4	2	
" " Testimony red <sup>d</sup> & sen <sup>d</sup> 29 Sep <sup>r</sup>	\$3	2	25
" Survey of J. Metcalf			5
" Engraving Copy of Survey	\$3	1	50
" Report of Commissioners this day rendered in the above Claim			5
			<hr/>
			18 25
			<hr/>

Hale Kaniwa  
25 July 1848

William L Lee  
Isane Li  
Is. Kaupwai  
C. K. Yarnum  
- Metcalf



Claim N<sup>o</sup> 86 Thomas Phillips ✓

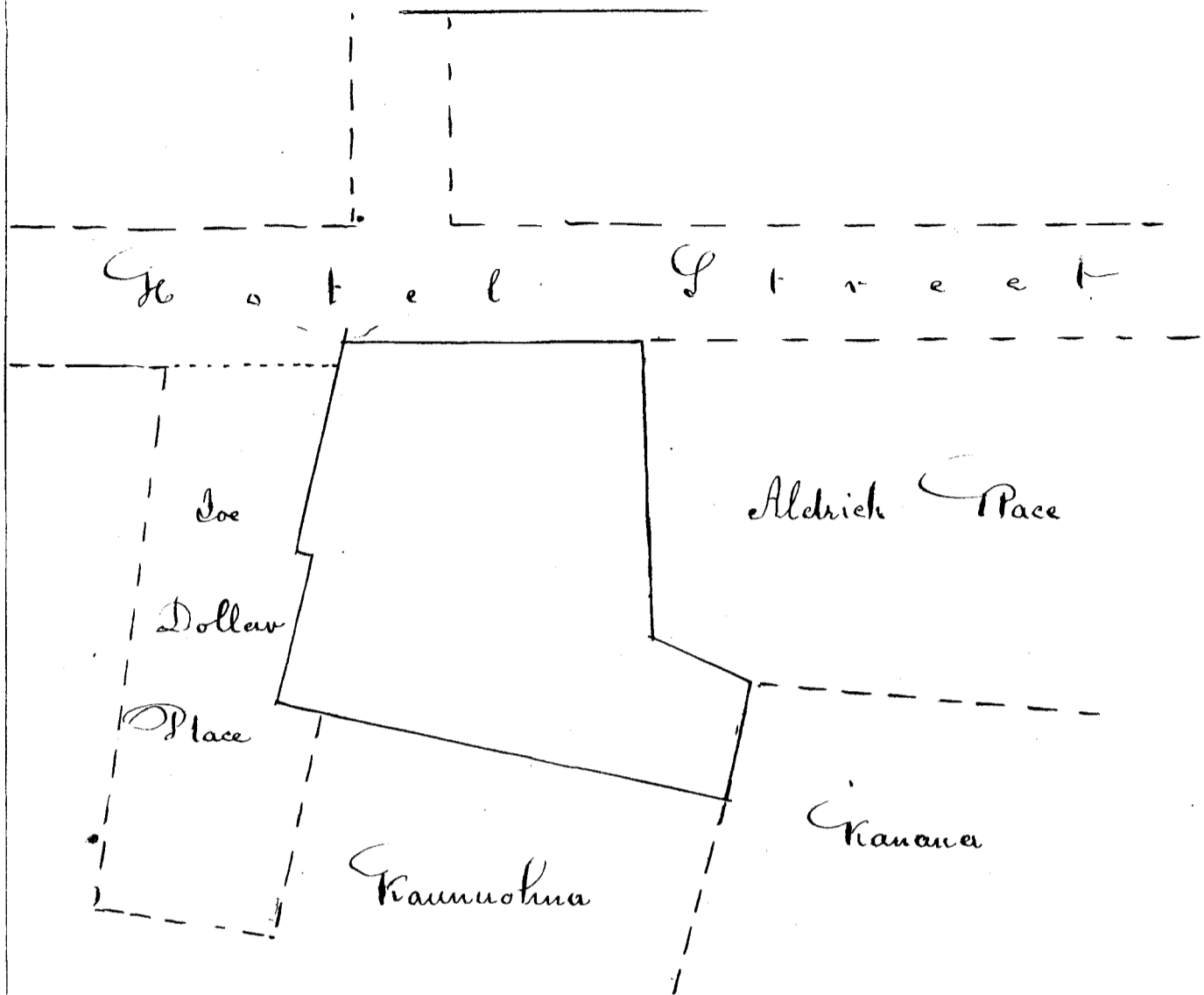
This is a claim for a house lot in the Town of Honolulu, now in the use and occupation of Isaac P. Hart.

From the evidence taken, it appears, that this place was given by Governor Boki to William Dana, and that from Dana it has come down to the present Claimant through a Chinaman, George Anderson, and James Robinson; that all of the above named owners have occupied these premises in peace; and that they are now in the peaceable possession or ownership of the Claimant.

This Claim comes under the 1<sup>st</sup> Rule adopted to guide the decisions of the Board; and we therefore award to the Claimant Thomas Phillips a freehold estate less than allodial, or in other words, a life estate in said lot; which freehold he may convert into a fee-simple estate as prescribed by law. The bounds of this lot are defined in the annexed survey of T. Metcalf Esq. made on the 16<sup>th</sup> of September 1826.

Commencing at N. Corner of this lot, which makes a jog from E. Side of the Joe Dollar Place into Hotel Street on Makai side and running S. 62° E. 60  $\frac{3}{12}$  ft. along Hotel Street to the Aldrich place. thence S. 26° W. 60  $\frac{3}{12}$  ft. along boundary line between this & the Aldrich lot to wall abutting against Carpenters Shop: thence S. 50° E. 19  $\frac{1}{12}$  ft. along Makai boundary of the Aldrich lot to N. Corner of Kanana's (a Native Woman) house lot: thence S. 39° W. 27  $\frac{3}{12}$  ft. to S. Corner of this lot - thence N. 50° W. 1 Ch. 25 ft. along line between this & Kauniohuanui to W. Corner of this lot - putting into the Joe Dollar place - thence N. 21° 30' E. 29  $\frac{3}{12}$  ft. along between this & the Joe Dollar Place to jog: then right angle to left 2  $\frac{3}{12}$  ft. thence N. 37° 30' E. 43  $\frac{1}{2}$  feet to place of Comm.

taking in all surrounding lands, and including an area of Fathoms 157. Feet 4.  
 Sep 16. 1846.



Board of Commissioners for Land Claims  
 Adjudication of Claim N<sup>o</sup> 86 Thomas Phillips & Co

To incidental expenses &c of Commission		\$	1
Action of Board &c on 15 Sep <sup>r</sup> 1846			1
Wraft depos <sup>n</sup> reduced & eng <sup>d</sup>	\$1		75
" Testimony do 15 Sep <sup>r</sup> "	\$1		75
Citation for Claimant's attendance			50
Engrossing Copy of Survey by S. Motealep	\$3		1 50
Report of Commissioners this day rendered in the above Claim			5
		\$	10 50

State Kauaiwa  
 Aug 15. 1846

William L. Lee  
 W. Smith  
 C. Yawman  
 Soanedi  
 Is. Kaunwai

Claim No 275 D Henry Luppelin!

This is a claim for 3 distinct pieces of land in the district of Palama, Oahu. These lands are called "Poe poe": "Kilikiliawa" (Makai) and Kilikiliawa (Mauka)

From the testimony taken, there can be no question of Claimant's title to these lands: they having been given to him by Kamehameha I. and ever since occupied by him in undisturbed peace.

According to the first Rule of the Board the Claimant's title is clear, and we therefore award to Henry Luppelin, a freehold Estate less than allodial, or in other words, a life Estate in said lands; which he may convert into a fee-simple title by Commutation according to the law. The boundaries of these lands are described in the annexed Survey of J. Metcalf Esq. dated 23 February 1848..

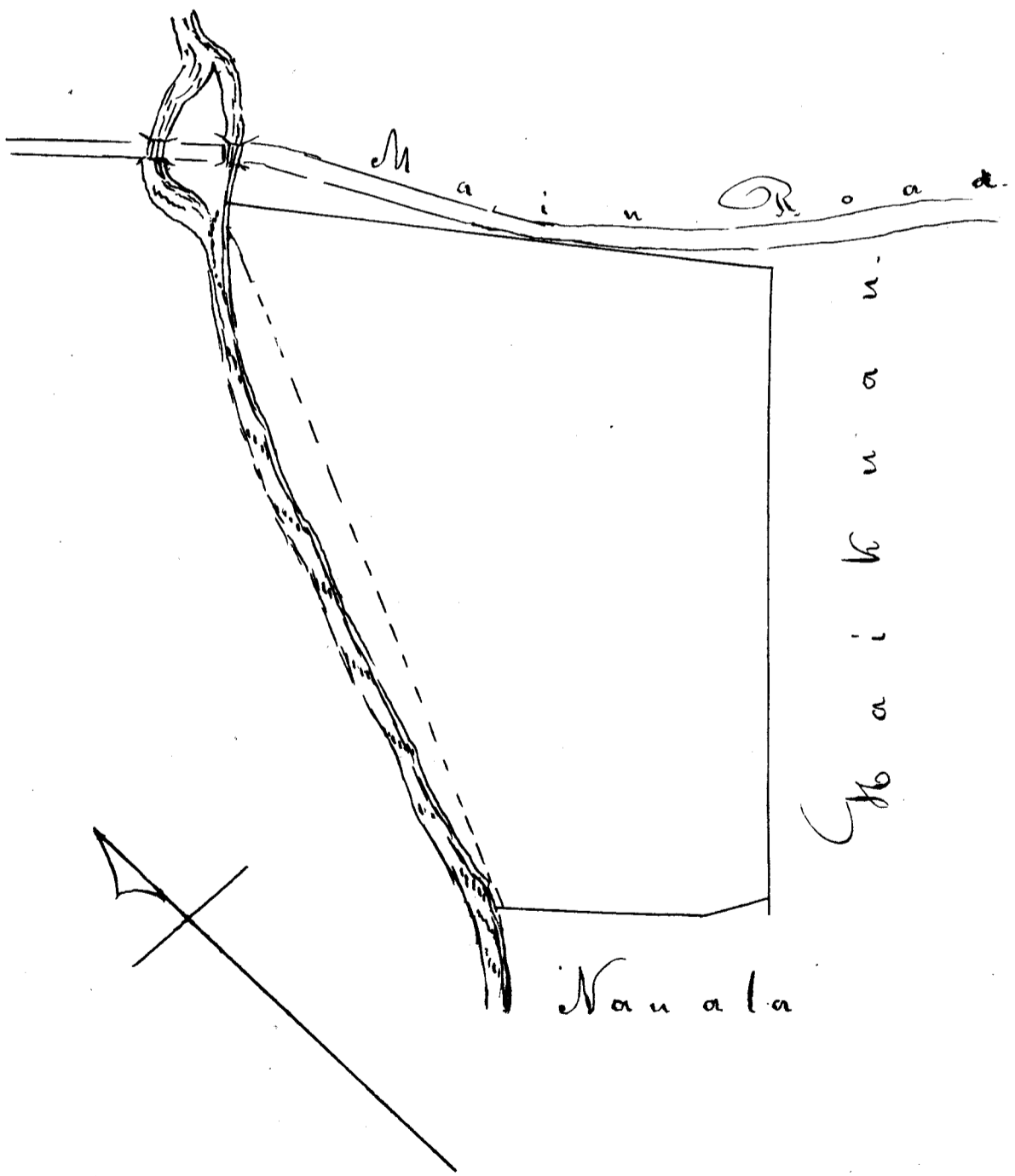
"Poe poe"

Commencing at Makai S. Corner of this land joining Paipaiatia and Running N.  $27^{\circ} 15' W.$  2 Ch.  $58 \frac{7}{12}$  ft. to Corner, Makai of House - thence S.  $56^{\circ} 45' W.$   $48 \frac{7}{12}$  ft. to Corner - thence N.  $34^{\circ} 30' W.$  1 Ch.  $31 \frac{8}{12}$  ft. to Corner - thence N.  $57^{\circ} 15' E.$   $57 \frac{5}{12}$  ft. to Corner: thence N.  $41^{\circ} W.$  3 Ch.  $43$  ft. to John Meek's land (Waiuonae) thence N.  $42^{\circ} 30' W.$  2 Ch.  $9 \frac{3}{12}$  ft. along J. Meek's to W. Corner of this land - thence N.  $45^{\circ} E.$  1 Ch.  $41 \frac{7}{12}$  ft. along J. Meek's to N. Corner of this land - thence S.  $63^{\circ} 30' E.$   $13 \frac{10}{12}$  ft. to angle - thence S.  $39^{\circ} E.$   $35$  ft. to Corner - thence N.  $57^{\circ} 30' E.$   $52 \frac{7}{12}$  ft. to Corner: thence S.  $32^{\circ} 30' E.$  1 Ch.  $51$  ft. to Corner jog; then offset -  $11 \frac{3}{12}$  Makai to Corner of jog - thence S.  $35^{\circ} E.$  1 Ch.  $51 \frac{7}{12}$  ft. to angle - thence S.  $47^{\circ} 30' E.$  3 Ch.  $37$  ft. to Corner - thence N.  $58^{\circ} E.$   $43$  ft. to Corner - thence S.  $51^{\circ} E.$  2 Ch.  $51 \frac{7}{12}$  ft. to Corner - thence N.  $76^{\circ} 30' E.$   $30 \frac{4}{12}$  ft. to Corner - thence



"Kilikiti'awa Mauka Haliti

"Commencing at Mauka E. Corner of this land on Mahai of Main road, and running S.  $56^{\circ} 45' W.$  7 Ch.  $55 \frac{3}{12}$  Ft. along land called Haitirau (Haiones) to Mahai S. Corner of this - thence N.  $41^{\circ} W.$   $56 \frac{7}{12}$  Ft. along Nauwata to angle - thence N.  $30^{\circ} W.$  2 Ch.  $39 \frac{7}{12}$  Ft. to Stream at Mahai W. Corner of this land - thence N.  $35^{\circ} 45' E.$  9 Ch. along stream to angle little Mahai of Main Road - thence N.  $61^{\circ} E.$   $33 \frac{3}{12}$  Ft. to road - the N. Corner of this land - thence S.  $19^{\circ} 15' E.$  3 Ch. 62 feet along Road to angle - thence S.  $29^{\circ} 30' E.$  2 Ch.  $56 \frac{7}{12}$  Ft. to place of Commence! Including an area of Acres  $1 \frac{16}{100}$



Claim No 275. Henry Lupprien.

This is a claim to a house lot in Honolulu, formerly known as the "Rising Sun"; and now known as the "White Swan Premises."

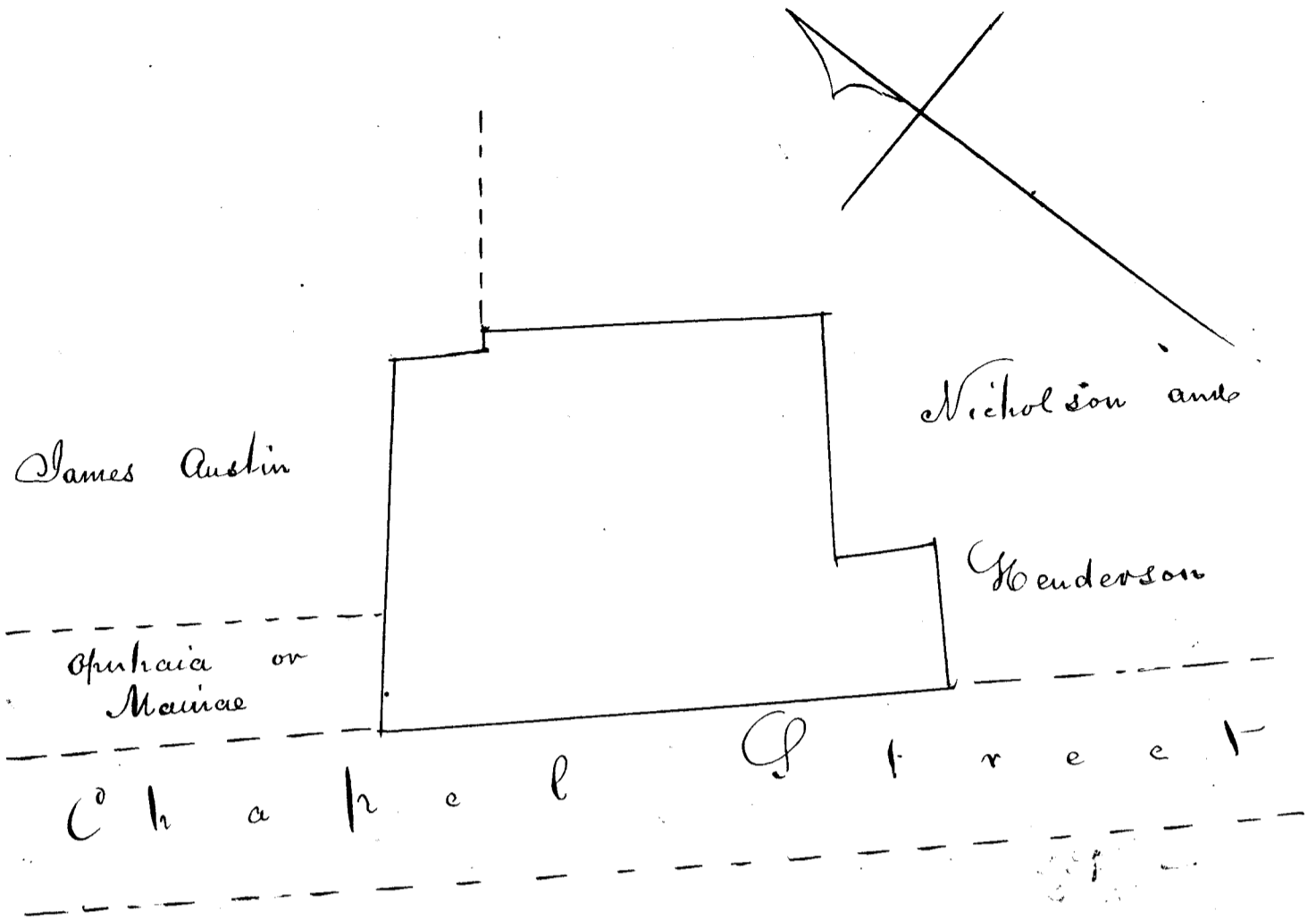
From the testimony taken, it appears that this place was given to Lupprien in 1823 by Kalaimoku as a place for selling liquor; and that the Claimant went to live on the place in that year, and sold liquor, for the mutual benefit of himself and his donor, Kalaimoku. That Claimant has continued to occupy it from that time down to the present in peace.

This Claim is a simple one, governed by the 1<sup>st</sup> Rule of the Board; and we therefore award to Henry Lupprien, a freehold Estate, less than allodial, or in other words, a life estate, in said place, which he may convert into a fee-simple estate, by Commutation prescribed by Law.

The Boundaries of this lot are described in the annexed Survey of J. Metcalf Esq. dated 23 Feb. 1848.

"Commencing at Matai W. Corner of this lot on Chapel Street joining Mainae's lot, and running N. 33° 30' E. 23  $\frac{1}{2}$  ft. along Mainae's to slight angle in wall - thence N. 58° 30' E. 50  $\frac{1}{2}$  ft. along James Austins store house lot to Matai N. Corner of this. thence S. 41° 15' E. 18  $\frac{1}{2}$  ft. along Matai side of this lot to jog. then offset 3  $\frac{1}{2}$  ft. Matai to Corner of jog. at W corner of Nicholson & Henderson lot. thence S. 37° E. 35 ft. to slight angle - thence S. 35° 15' E. 34  $\frac{1}{2}$  ft. Matai E. Corner of this lot. thence S. 53° 30' W. 46  $\frac{3}{4}$  ft. to Corner - thence S. 38° E. 19  $\frac{1}{2}$  ft. to N<sup>th</sup> H<sup>rs</sup> store house lot - thence S. 53° W. 29 ft. always along N<sup>th</sup> and H<sup>rs</sup> lot to Chapel Street - at Matai E. Corner of this lot - thence N. 40° W. 1 Ch. 7  $\frac{1}{2}$  ft. along street to Gate - slight angle - thence N 36° 30' W. 37  $\frac{1}{2}$  ft. to place of Comm. including an area of

Fathoms 207. (Ran over)



Board of Commissioners for Land Titles  
 Adjudication of Cl. No 275. A & B Henry Luffman DC

<u>Ce 275 A</u>	
incidental expenses of Commission	1
action of the Board on 6 Oct 1847	1
citation 50 <sup>cts</sup> dr. depos <sup>n</sup> red <sup>d</sup> of 2. \$1	1 50
draft Test <sup>n</sup> red <sup>d</sup> of Eng <sup>d</sup>	1 50
Survey by J. Metcalf in this Claim	5
Engrossing Copy of same	1 50
Report of Com <sup>n</sup> this day Rendered in the above	5
	\$ 16 50
<u>Ce. 275 B</u>	
incid <sup>l</sup> exp <sup>ts</sup> of 1 Action de 6 Oct 1847 - \$1	2
citation 50 <sup>cts</sup> & draft depos <sup>n</sup> red <sup>d</sup> of 2 - \$1	1 50
draft Test <sup>n</sup> red <sup>d</sup> of Eng <sup>d</sup>	2 25
Three Surveys by J. Metcalf in this Claim	15
Engrossing Copy of the above surveys	4
Report of Com <sup>n</sup> this day Rendered in this Cl.	5
	\$ 29 75
W. L. Lee	
Hale Kaniwa Joane li W. Smith	
25 July 1848 H. Kaniwai	
at Kaniwai	

Claim No 280 B. Henry S. Swinton. No 1

This is a claim to a house lot in Lahaina - Maui.  
From the Testimony taken, it appears, that this land was given to George Lawrence by Kalaitoa in the Year 1834. and that he improved it, and occupied the same until the 21<sup>st</sup> day of December 1842; when he sold it to John J. Halstead; who possessed it until the 18<sup>th</sup> day of November 1846. when Halstead sold it to the present Claimant Henry S. Swinton.

There being no dispute about the title of the Claimant. We do award to Henry S. Swinton, in accordance with the 1<sup>st</sup> Rule of the Board, a freehold estate less than allodial, or in other words, a life estate in this land, which he may Convert into a fee simple, by paying the commutation prescribed by law.

The boundaries of this land are described in the annexed survey of T. McCall Esqiro.

Paumana mana Lahaina Maui  
Commencing at Mahai S. Corner of this lot on Paumana-  
mana Street joining land claimed by Kahula; and running  
N. 37° 30' E. 1 Ch. 60 1/2 ft. along Paumana mana Street to  
lot occupied by the French Catholic Mission at Mauka E  
Corner of this - thence N. 54° West 1 Ch. 21 1/2 ft. along French  
Mission lot to Mauka N. Corner of this - at Kahula's  
land - thence S. 11° W 29 ft. to angle of wall - thence S. 28°  
30' W. 1 Ch. 35 3/4 ft. along Kahula's land to Mahai W.  
Corner of this lot - thence S. 54° 45' E. 60 3/4 ft. along Kahula  
to place of Commencement. Including an area of  
Jan. 15<sup>th</sup> 1847. Fathoms 253. Feet 33.

Diagram next page

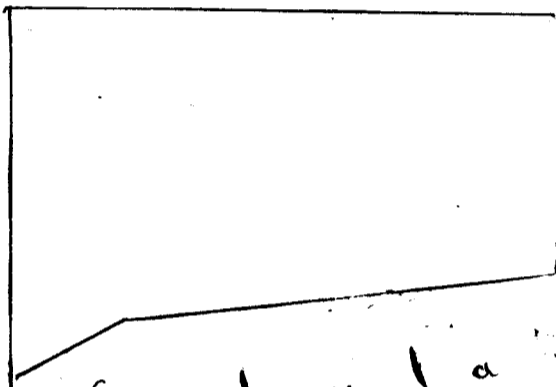


Plan Connected with the preceding Claim

Panama

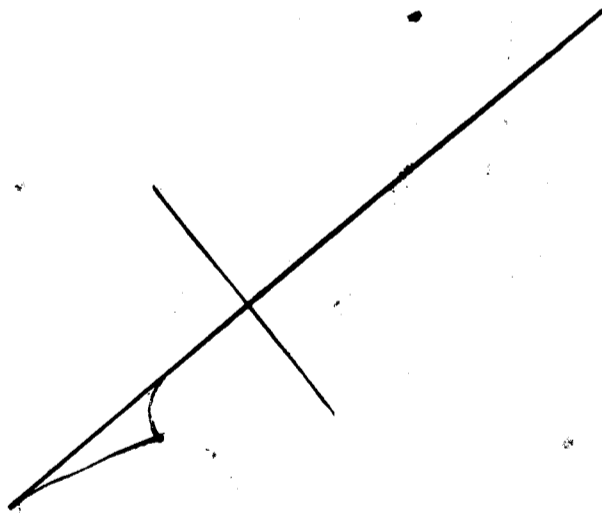
Street

French  
Catholic Mission  
Place



Cha-  
-hula's

Ti a h u l a s



297

Boards of Commissioners for Land Claims  
 Adjudication of Claim No 280B. Henry S. Swinton Esq

To Accidental Expenses of Land Commission	1
" Action of Board in this Claim in Jan <sup>r</sup> 1846	1
" Drs deposition reduced in relation to this claim	3
" Citation for attend <sup>ce</sup>	50
" Draft testimony reduced & engrossed	75
" Engross of Copy of Survey by McKealf (Com <sup>d</sup> )	1
Report of Commissioners this day rendered on the above Claim	5
Hate Kaulwila Sep <sup>r</sup> 5 1848	W. L. Lee L. Kaunawa McSmith Soanele
	\$ 12 25
Received payment on 15 <sup>th</sup> February 1849	McSmith Sec <sup>y</sup>

Claim No 326. William Humphreys

This is a claim for two lands in the district of Waikapu, Maui; one an upland called "Awikiwiki" and the other a lowland, called "Puhawaawa". Claimant's title to these lands is perfectly clear being based upon the following deed.

"I, Hoapiliwahine hereby transfer and confirm for ever to William Humphreys, and his Sandwich Island born heirs, two certain parcels of land, situated in Waikapu, on the Island of Maui; the name of the upper land, Awikiwiki, and the lower land Puhawaawa - said land to belong to William Humphreys & his Sandwich Island born heirs for ever more - together with all privileges belonging to said lands; and said lands shall never pay any rent or tax, more than is paid by other lands of the same size and character.

It is also hereby agreed, that said lands shall never be transferred to any alien or non-resident.

of the Sandwich Islands.

In testimony whereof, we have hereunto set our hands and seals this 5<sup>th</sup> day of June 1840 at Pahaia.

Witness  
Wm Richards.

Na Hoapiti Wahine

Wm Humphreys.

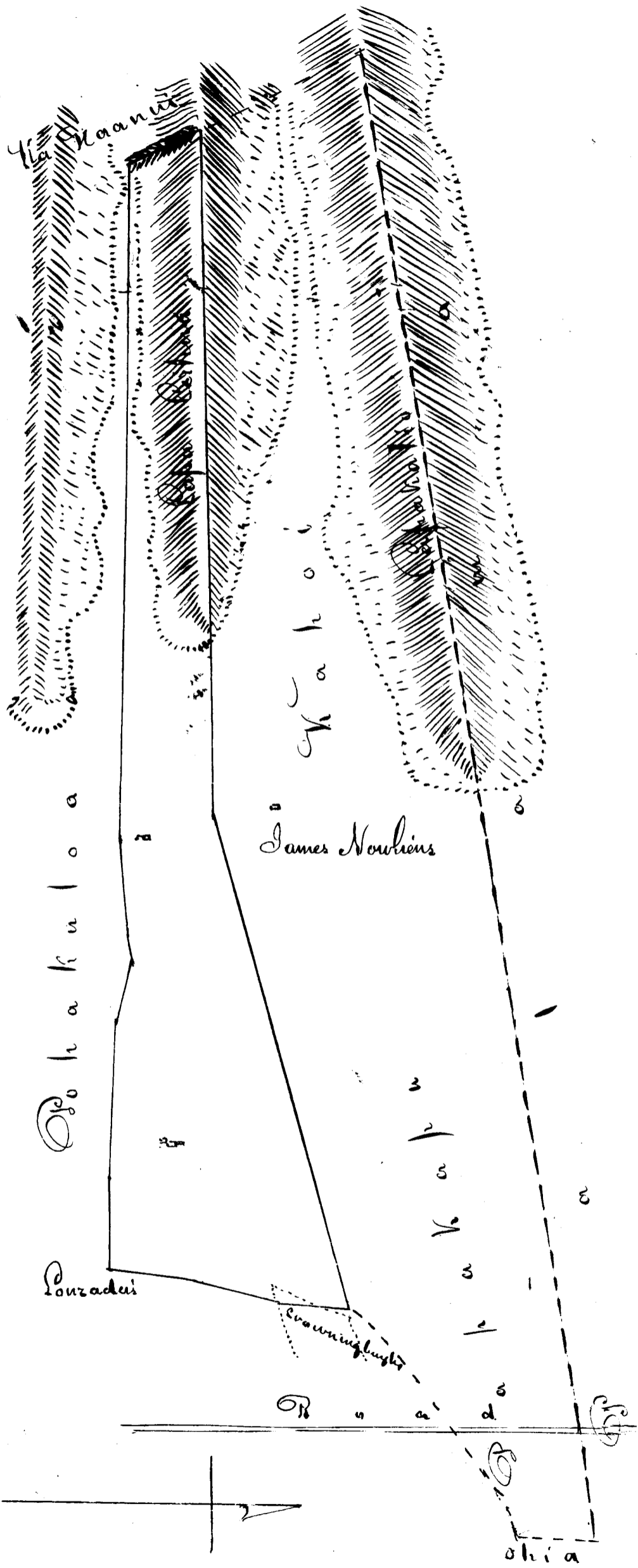
We hereby approve the within document *Kamehameha III*  
*Kehauluohi*

We hereby confirm the above deed, and award these two lands - "Awikiwiki" and "Puhiaawa" according to the bounds of the annexed surveys of J. Meekalf Esq<sup>r</sup> to William Humphreys to have and to hold to him and his Sandwich Island born heirs forevermore; upon the terms and conditions expressed in the above deed.

"Notes of Survey of Awikiwiki & Puhiaawa in Waikapu Maui."

"Commencing at S. E. Corner of this land at stake by water run joining James Kaurada on Makai side and land called Pohakuloa of South & running S.  $87^{\circ} 30'$  W. 9 Ch.  $6\frac{1}{2}$  ft. along between this and Pohakuloa to stake by Kalo patch - Thence N.  $88^{\circ} 15'$  W. 10 Ch  $39\frac{1}{2}$  ft. to stake and rock. Thence N.  $79^{\circ} 15'$  W. 6 Ch 5 ft. across stone wall to bottom Gulch - Thence S.  $74^{\circ} 15'$  W. 2 Ch.  $10\frac{1}{2}$  ft. along Gulch - Thence S.  $81^{\circ} 15'$  W. 10 Ch.  $3\frac{1}{2}$  ft. along gulch to cross water run at intersection of stone walls. Thence S.  $88^{\circ} 15'$  W.  $67\frac{1}{2}$  Ch. along up Valley between this land and Pohakuloa, to foot of lateral Ridge coming down from Papaleihua - Thence N.  $22^{\circ}$  W. 7 Ch. 53 ft. up lateral Ridge - the boundary line between this land and Kahaanui to top of Papaleihua - Thence N.  $87^{\circ} 15'$  E. 69 Ch. along down Papaleihua ridge, the boundary line between this land and James Noulens across stone wall to stake beside a Kalo patch Maui tree of Pauhata tree - Thence N.  $72^{\circ}$  E. 50 Ch. 58 ft. along down boundary line between this and

J. Nowlen's Land to pile of stones on S. edge of Gulch,  
 Mauka of Wm. Crowningburgh's wall. Thence S.  $2^{\circ} 15' W.$   
 $3$  Ch. 36 ft. along between this & Pohakoi to Crowningburgh's  
 S. W. corner. (The wall this line crosses stands upon this  
 land) Thence S.  $10^{\circ} W.$  8 Ch.  $39 \frac{1}{2}$  ft. along between this  
 land (Puhiaawawa) and Pohakoi to Stone beside  
 water run. Thence S.  $4^{\circ} W.$  8 Ch. 20 ft. along Pohakoi  
 and James Rourada Place to point of Commencement  
 including an area of Acres  $131 \frac{3}{10}$   
 Jan'y 21, 1827.



Board of Commissioners  
Adjudication of C. No 326. William Humphreys & Co

By incidental expenses &		1	
action of Commissioners &		1	
Draft deposition of Claim and Copying			
Original deed of Conveyance	\$3	1	50
Engrossed & T. Metcalfe's Survey	\$7	3	50
Report of Commissioners this day Rendered on the above Claim		5	
		<hr/>	
		12	
Copy of adjudication		1	
		<hr/>	
	\$	13	
		<hr/>	

Honolulu

Wale Kaawila

10 February 1849

W. Kaawila  
J. H. Smith

Note this award was left for signatures  
until some objection of bond to be cleared -  
it has never been duly signed - through neglect  
of the Commissioners - the President <sup>Wale</sup> wrote  
the award - and afterwards delivered it personally  
Received the Costs - see Transaction Book.  
W. H. Smith

C. 1027. John Kellel

A Certificate of the true character and position of this claim  
having been solicited and granted in order to obtain an  
allowance in the purchase of a general fee-simple title  
including this land. The case was thus disposed of  
without award from the Board upon formal adjudication  
and Costs levied and Paid amounting, in full, to  
September 5, 1848. for the same Commission by  
direction of J. H. Smith  
\$1.25.

See Vols  
Page 176

## Claim No. 16. John Crowder.

This is a claim to two Pieces of Land at Waikapu, Island of Maui. One Land is Called "Koolau", and the other is a house lot in the same district at "Aikanaaha".

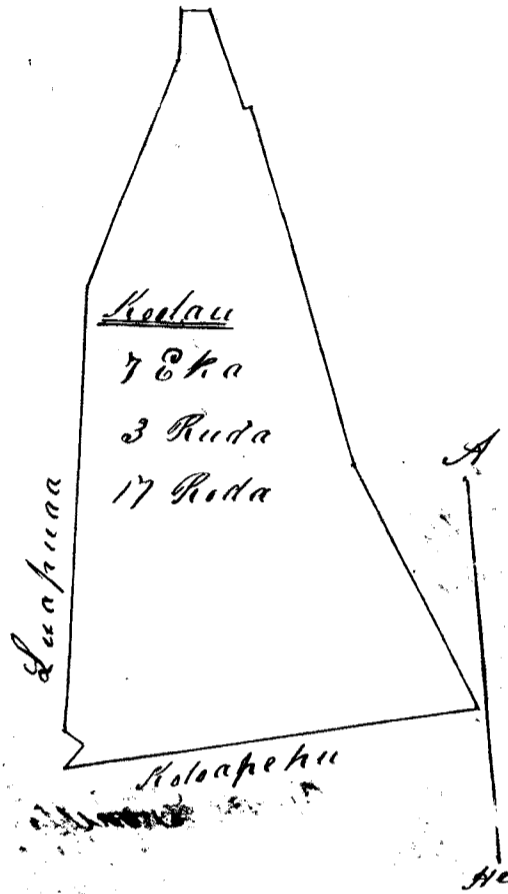
From the evidence taken it appears that the land, "Koolau" was given to the Claimant in the Year 1840 by Hoapili Wahine, Governess of Maui; and that being without a house lot the Konoiki of the district at the same time gave him the one he now Claims at Aikanaaha.

Claimant has occupied and held undisputed possession of these lands from 1840 down to the present time; and there being no doubt in the opinion of the Board, of the right of the Donors to bestow these lands upon the Claimant. We therefore award to John Crowder, a freehold Estate less than allodial, or in other words, a life Estate, in said lands, which title he may Convert into a fee-simple by Commutation as prescribed by law. The boundaries of said lands are as described in the annexed Survey of John Richardson dated 2<sup>d</sup> February 1847.

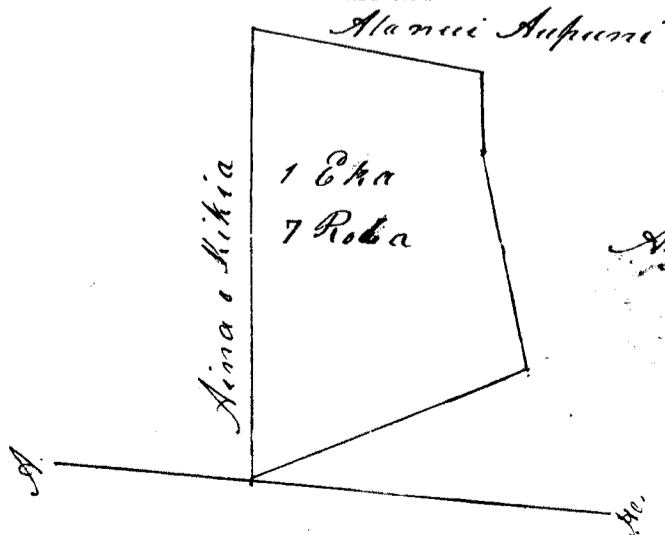
Ke kii o ka aina o John Crowder ma Waikapu i Maui. o Koolau ka inoa, aia hoi ma ka Akau o ka aina i ka paia o Koolapelu, ma ka hikina hoi o ka aina i ka paia o Luapuaa

"E hoomaka ana ma ka aoao o mua  
 4 Kapuai, mai ke kiki ae o kona pa, 6 Kapuai hoi mai kekahi wahi auwai mai malaila, A moe aku ia aoao N. 85° N. 8 Kaulahao 48  $\frac{1}{2}$  Kapuai, e pili ana keia aoao me Koolapelu, a hiki i kekahi wahi Loi huli N. 34° 30' Si. 40  $\frac{1}{2}$  Kapuai, huli N. 62° 30' N. 20  $\frac{1}{2}$  Kapuai, huli N. 8° 15' Si. 9 Kaulahao, 28  $\frac{1}{2}$  Kapuai, huli N. 27° 30' Si. 5 Kaulahao

33 Kapuai, huli A. 17° Si. 60 Kapuai, huli 303  
 A. 85° Si. 10 Kapuai, huli A. 18° 30' Si. 2 Kaula-  
 has 5 1/2 Kapuai, huli A. 11° Si. 7 Kaulahas, 13 1/2  
 Kapuai, Alaila huli i Kahi i hoomaka ai A. 33°-  
 30' Si. 5 Kaulahas 5 1/2 Kapuai  
 Eia hoi ka ili maloko 7 Eka 3 Ruda 17 Roda



Ke kii o kapa o John Crowder ma Aikana,  
 ha i Waikapu ma Maui, aia hoi ma ke koms  
 hana o ke Alanui Aupuni, ma ka hema hoi  
 o ka aina o Kikia. E moe ana ka aoao mua  
 A. 86° Si. 4 kaulahas 58 1/2 Kapuai, huli hema  
 6° K. 2 kaulahas 31 1/2 Kapuai, huli A. 83° 30' Ko.  
 2 kaulahas 26 Kapuai, Alaila huli i Kahi i hoo-  
 maka ai A. 34° Ko. 3 kaulahas 13 Kapuai Eia hoi  
 ka ili maloko 1 Eka 7 Roda



Ama ia e John Richardson  
 Feb. 3 1827



Board of Commissioners for Land Titles  
 Adjudication of Claim No 416 John Crowder Sr.

To Incidental exp <sup>ts</sup> of Commission	1
" action & 22 February 1847	1
" Citation	50
" draft depos. " Red <sup>d</sup>	50
" " Testimony do & eng <sup>d</sup>	75
" Survey by John Richardson of Claim in Koolau	2 50
" Survey by - do - do in Cl. of Aikauaha	2 50
Engrossing Copy of the above Surveys	3 75
Report of Commissioners this day	
Rendered in Claim 1	5
Report - do - do in Cl. 2	5
William L. Lee	
Joane di	
H. Kaunani	
J. H. Smith	
A. Vanaman	
	<hr/> 22 50 <hr/>

Hale Kaula  
 25 July 1848

Claim No 2272 John Lowth Bancroft by Henry Shinner atty.

This is a claim to a house lot situated in Honolulu I. Oahu, and generally known as the "Bancroft Lot".  
 From the evidence taken on this claim, it appears that this lot was formerly obtained by Wm S. Kinckley, from some person or persons unknown; but through the sanction of Kuatini (Governor Aletane); and that Kinckley afterwards sold it to William French, who with the consent of the Government, through Gov<sup>r</sup> Kekuanaoa transferred all his rights in this lot to John Bancroft father of Claimant, by deed bearing date 15<sup>th</sup> August 1838. That John Bancroft soon after purchasing this lot, was killed by the Indians on N.W. Coast

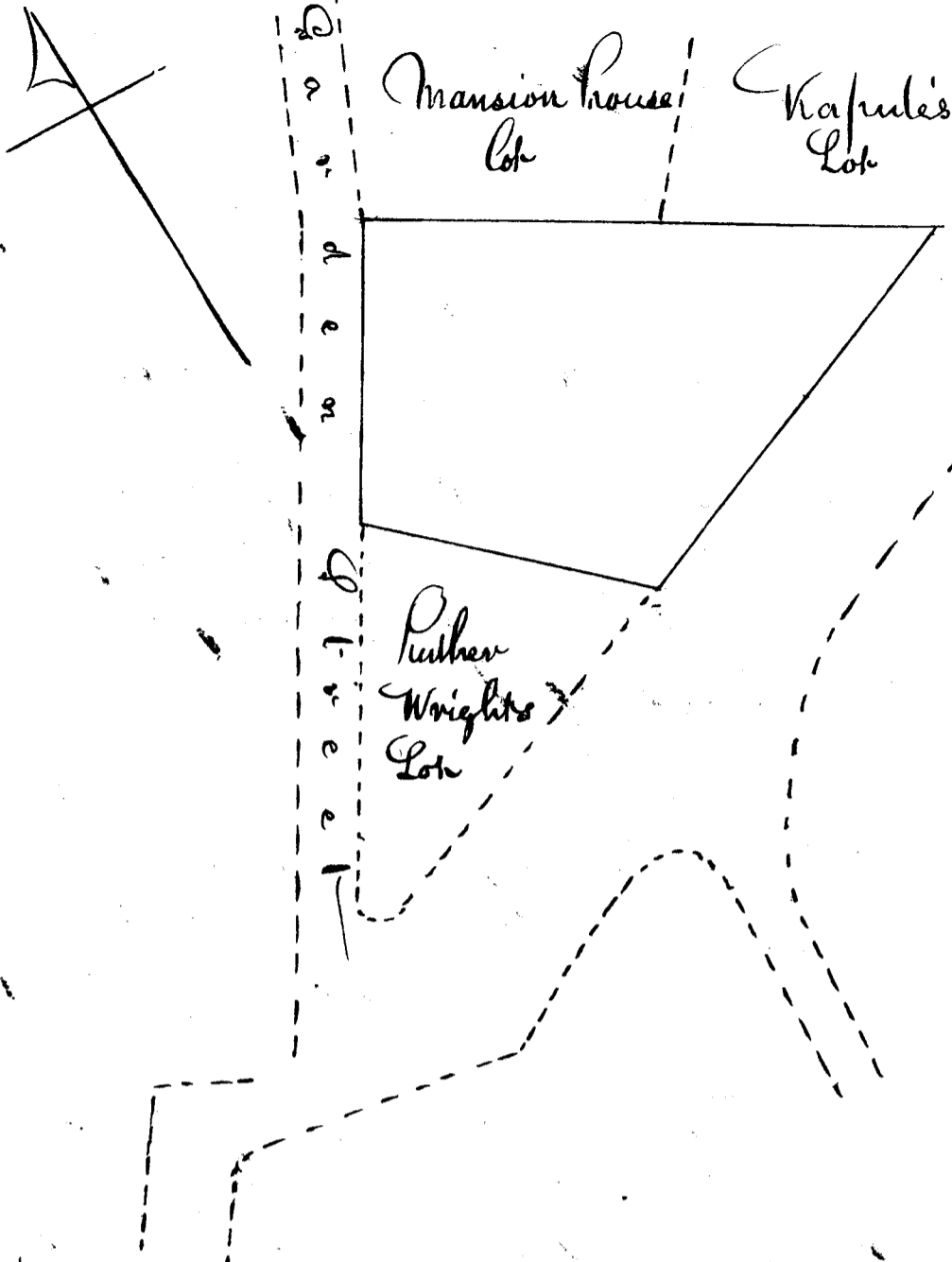
of America, and left a will by which this lot was given to his Son, the Claimant: that from the death of his father to the present time, the Claimant has rented this lot, and enjoyed the profits of the same, without hinderance from any quarter whatever.

In the opinion of the Board, there can be no question about the nature or validity of Claimant's title, coming as it does, directly under the first Rule of this Board. The Claimant has clearly had quiet possession of this lot since the death of his father in the Year 1838, and we therefore award to John Rowth Bancroft, a freehold Estate less than allodial, or in other words, a life-estate, in this lot, or otherwise a free grant of thirty years as prescribed by law, which freehold he may convert into a fee-simple Estate by paying the legal commutation.

Boundaries described by Survey of J. Metcalf  
"Bancroft Lot"

Commencing at mauka north corner of this lot - on Garden St. joining J. O. Coasters Mansion house lot - and running S. 38° 45' W. 1 Ch. 8 ft. along Garden St. to the Luther Wright lot at W. Corner of this - thence S. 40° E. 1 Ch. 9 <sup>3</sup>/<sub>2</sub> ft. along the R. Wright lot (including wall) to street on S. side of this lot - at N. Corner of this lot - thence N. 74° 30' E. 1 Ch. 47 <sup>1</sup>/<sub>2</sub> ft. along St. to E. Corner of this lot to Kapule's lot - thence N. 28° W. 15 <sup>10</sup>/<sub>12</sub> ft. to N. Corner of Cook's house - slight angle - thence N. 53° W. 1 Ch. 57 <sup>3</sup>/<sub>2</sub> ft. along Kapule's and Mansion house lots to place of Commencement including an area of  
Aug 19<sup>th</sup> 1848  
Fathoms 254. Feet 34.

diagram in next page



Board of Commissioners for Land Claims  
 Adjudication of Claim No. 2272 J. L. Bancroft. Sr

To Incidental Expenses of Commission &		1
" action of Board in relation to this Claim		
on 2 <sup>nd</sup> August 1848		1
" Citation for attend <sup>ce</sup>		50
" draft deposition rec <sup>d</sup> in relation to this claim		2
" " Testimony " engrossed	\$2	1 50
" Survey of S. Metcalf of lot claimed		5
" copy Eng <sup>d</sup>	\$2	1
Report of Comm <sup>rs</sup> this day rendered on above Claim		5
		17

Hate Maucida  
 September 5 1848

William L. Lee  
 McSmith  
 L. Kaurwai  
 Soanedi

Claim 689. Louis Gravier.  
See Award under No 28. Keaniani Page 109.

This claim is for a house lot in Honolulu and named "Kiapuukolo": the same having been previously claimed; and presented for file, to the Board under the number 28 by Keaniani - and the facts and evidence attaching to both cases, having been examined, & estimated by the Board, under that number; and a freehold title less than allodial, to the Premises contested, having been awarded to the present Claimant, Louis Gravier, on 15<sup>th</sup> April 1847. We have only to record, and confirm the decision in its place; and at the same time, substitute in this connection, a Survey of J. Metcalf's, of the Premises, in room of the Hawaiian one of John Richardson - the Awarded Party Louis Gravier being a foreigner by birth - inserting the amended bill of Costs as affected by the alteration.

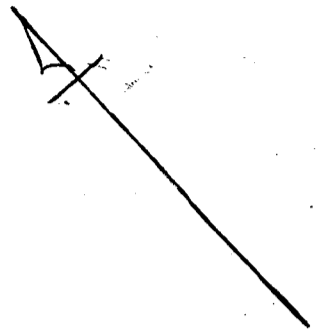
Survey of Kiapuukolo - Honolulu  
" Commencing at Mauka N. Corner of this lot on Church Street, joining the Manuel lot, now Samuel Thompsons, and running S.  $38^{\circ} 15'$  E. 1 Ch.  $35 \frac{3}{4}$  Ft. along Church Street to Alley leading towards Sea & Say Gravier's alley; E. Corner of this lot; thence 1 Ch.  $27 \frac{3}{4}$  Ft. along Gravier's alley to gate Post; the present S. Corner of this lot; thence N.  $39^{\circ} 15'$  W. 1 Ch.  $20 \frac{5}{12}$  Ft. along private alley and lot claimed by Napaki to the Antonio Manuel lot. W. Corner of this. Thence N.  $47^{\circ} 2'$  E. 1 Ch.  $30 \frac{1}{12}$  Ft. along the Antonio Manuel lot (Sam Thompsons) to place of Commencement -  
Including an area of Fathoms 253. Feet 14.  
March 1. 1848 J Metcalf Sur.

See diagram next page.

Church Street

Antonio  
Manuel Pohl  
now  
Samuel  
Thompsons

Napahis.



Board of Commissioners for Land Claims  
Adjudication of C. 689. Louis Gravier Sr.

To incidental expenses of Commission		1
action do of do on 16 June 1846		1
Citations		50
Reducing and engrossing draft- <sup>9</sup>	\$4	3
Survey of J. Metcalf		5
engrossing Copy of do	\$2	1
Report of Commissioners this day rendered on the above Claim		5
		<hr/> 16 50

Mate Handwritten  
August 10 1848

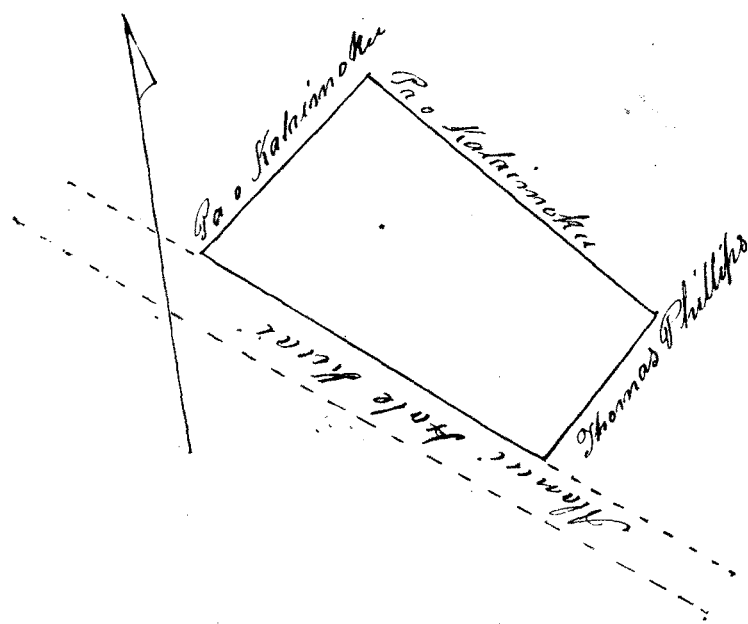
William L. Lee  
G. Smith  
C. Vannaman  
Joseph di  
L. Kammidi

Ahele 931Bekuaiaia

Ua hoi mai keia no kona wahi ma ka  
papakale o Kalaimoku ma Honolulu, ua loa  
ia ia i ka M. A. 1837 a ua noho no oia ma  
keia wahi a hiki i keia wa. Eia hoi na  
palena o keia aina.

Ana ia e John Richardson.

"E hoomaka ana ke ana ana ma ke kahi  
komohana o keia aina, e holo ana hoi ma  
ka aoao mauka o ke Manu Keai, i ka  $A. 59^{\circ} 45'$   
 $S. 2$  kaulahas  $10 \frac{1}{2}$  kapuai, oia hoi ka aoao  
makai o keia aina, a hiki i ka pa o Thomas  
Phillips alaila holo i ka  $A. 37^{\circ} 15'$   $S. 61 \frac{1}{2}$  kapui,  
a hiki i ka pa o Kalaimoku, alaila holo i  
ka  $A. 49^{\circ} 45'$   $S. 3$  kaulahas, oia ka aoao mau-  
ka o keia aina, alaila huli a holo i kahi i  
hoomaka i ke ana ana  $A. 43^{\circ}$   $S. 1$  kaulahas  
 $20 \frac{1}{2}$  kapuai. Epili ana no ia aoao i ke Ka-  
laimoku. Eia hoi ka ili malalo 379 ana ana 33 Kap.



O keia hoi ka makou e hoko nei no Bekuaiaia  
he kuleana kona malalo o ke ano alolio, ina ukui  
mai oia i ke ke Aupuni hapaha, alaila ua  
kuponu ia ia ka palapala sila nui.

Pono nae ia ia ke uku mai no ka hoo-  
kolokolo ana a me ka hooholo ana i ka  
olelo - Penei =

No ka rumi a me ke pai ana i ka olelo ma ka Nisepa	Dr	
No ke kope ana i na olelo koina 4 aooa		\$ 2. 00
No ka palapala kii		" 50
No ka hana ana i ka la 16 Aug. 1848		1. "
No ke kope ana i ka olelo a na hoike 14 Julai 1847 a me 16. Aug. 1848 aana		3. ..
No ke ana ana		2. 50
No ke kope ana i ke ana ana		1. "
No ka hooholo ana i ka olelo		3 50

Kate Naauwala

10 Septemba 1848

William L. Lee

J. Smith,

Yamam

Jouredi

L. Kaunani

12. 50

C. McCy B. Kaohipau by his Guardian Thomas Phillips.

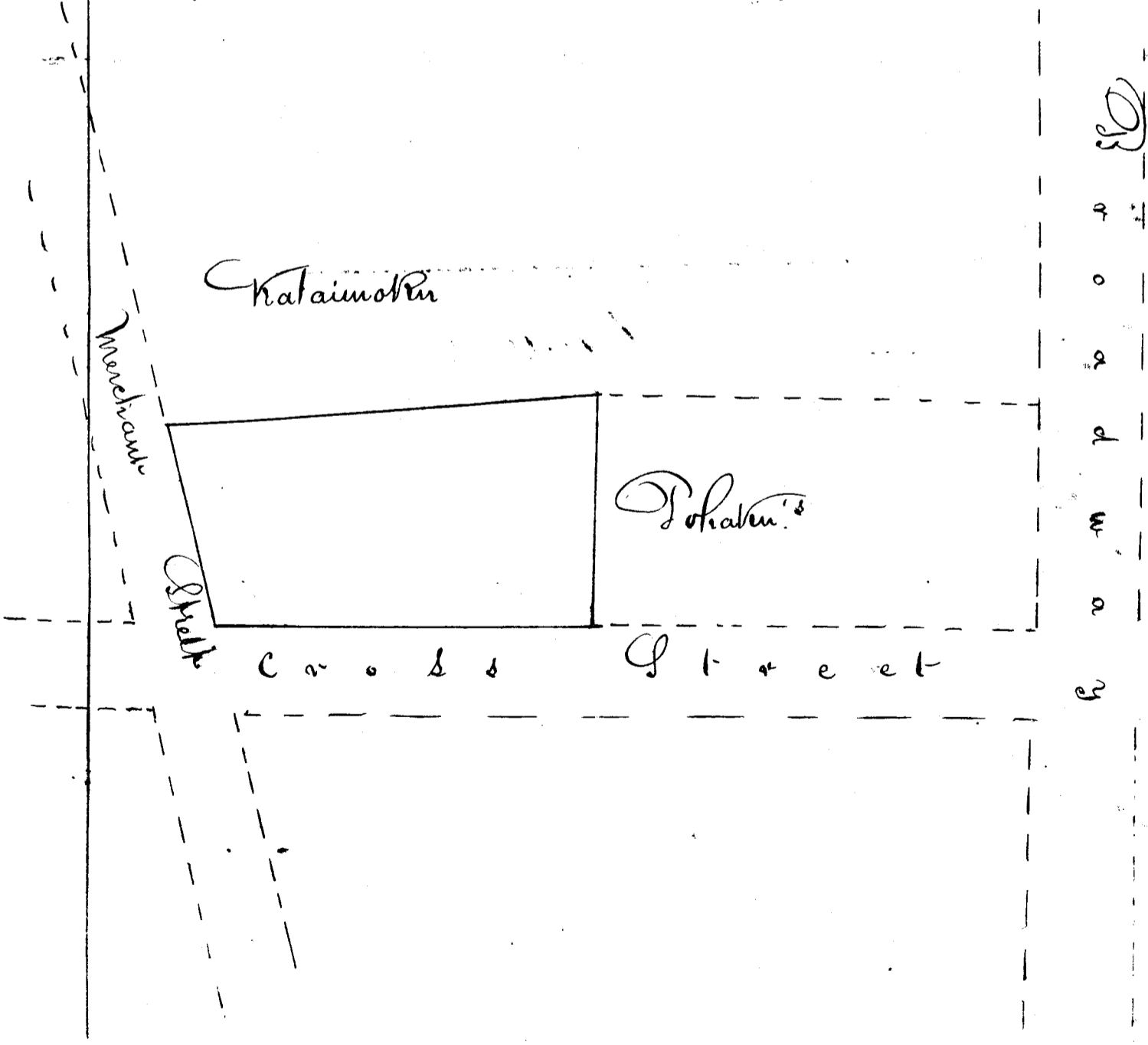
This is a claim to a house lot in Honolulu,  
which was left to Claimant by Will of Komai, dated  
January 8<sup>th</sup> 1844. On 21 June 1844, this will was  
proved before H. E. Joo? Nehuanooa, and the lot placed  
in the possession of Thomas Phillips as Guardian of  
the Claimant, who then was, and now is, a minor.

The Board, after due consideration of all the tes-  
timony offered in this case, are of the opinion, that  
the Claimant's Title is good for a Freehold Estate  
in said lot; and we do therefore award to Kaohipau  
such an estate; or in other words, a life Estate in

said lot, which he may commute for a Fee-Simple Estate as prescribed by law.

The bounds of this lot are those set forth in the following Survey of J. Metcalf Esq. dated 17<sup>th</sup> Sep<sup>r</sup> 1846.

In Honolulu - Commencing at S. Corner of this lot, being the junction of Merchant and Cross St. Coming down from W<sup>m</sup> French's and running N. 42° E. 1 Ch. 19 1/2 Ft. along N.W. side of Cross Street to stable (inside of wall) at Mahai and road-corner of Pohaku's lot. Thence N. 46° W. 54 7/2 Ft. across to Kalaaimoku's lot. Thence S. 38° W. 54 7/2 Ft. along boundary line between this and Kalaaimoku's place to slight angle in wall. Thence S. 36° 15' W. 45 7/2 Ft. to Merchant Street. Thence S. 62° 15' E. 48 1/2 Ft. along Merchant St. to place of Commencement - taking all surrounding walls except the one joining Kalaaimoku, and including an area of Palms 129.





312 Board of Commissioners for Land Claims  
 Adjudication of C. 978 Kohapau by J. Phillips Esq

To incidental Expenses of Commission		1
" Action of Comm <sup>rs</sup> in relation to this Claim on 8 September 1846 -		1
" Citation for Claimant & attend <sup>ts</sup>		50
" draft deposition of Cl. reduced	\$2	1
" " Testimony read & ans <sup>rs</sup> Eng <sup>d</sup> 8 Sep <sup>r</sup> 1846 (being an equal division between this and the other lot under this number)		6 75
" draft testimony read & Eng <sup>d</sup> 17 July 1848	\$3	2 25
" Engraving Copy of S. Metcalfe's Survey of this lot	\$2	1
" Report this day Rendered on the above Claim by Commissioners		5
W. L. Lee Kate Keulewa 10 September 1848		\$ 18 50
J. Smith J. Kauruanui S. M. K. am akau		

Vol 73

Unauna

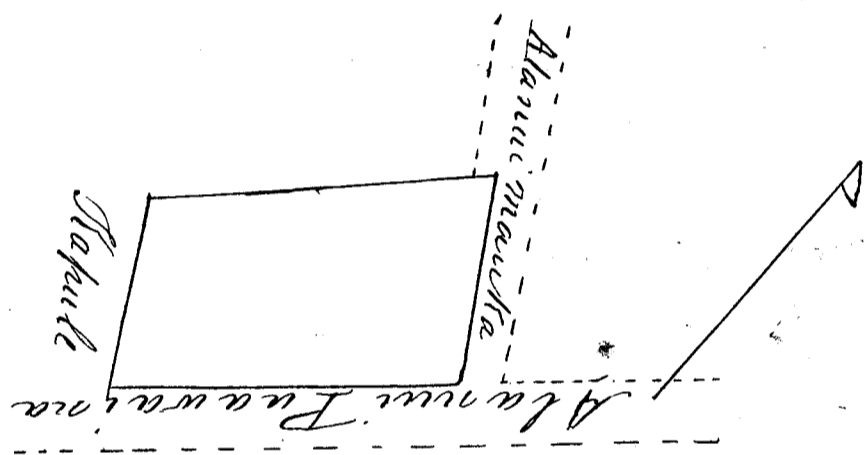
Wa koi mai oia no kona wahi pahale  
 ma Honolulu, he wahi keia ua loa i kona  
 makuahine i ka wa o Kaahumanu. I ka  
 wa o Kinanua ua mohi ua Unauna nei ma  
 keia wahi mailaila mai a keia wa.

Nobaila ua maopopo nona no keia  
 wahi ana e koi mai nei. Eia na palena o  
 keia aina.

Anaia e D. Kalanikahua

E hoomaka i ke ana ana ma ke kahi kiki  
 ma o ka pa o Kapule ma ka lihi ma Ewa o ke  
 alanui Puawaina. A moe aku ka awa mua i

ka Akau 31° Komohana 1 Kaulahas 10 7/12 Kapuai a hiki  
 ma ke kahi Akau o ka pa o Kapule, oia hoi ke kahi  
 Komohana o keia pa; alaila huli Akau 47° 15' Hiki  
 ma 1 Kaulahas 56 1/12 Kapuai a hiki ma ke kahi Hi-  
 kina o keia pa ma ka lihi hoi makai o ke Alanui  
 mauka, oia ka arao ma Ewa o keia pa. huli Hema  
 31° Hikiina 1 Kaulahas 4 7/12 Kapuai a hiki ma ke  
 kahi Hikiina o keia pa ma ka arao hoi ma Ewa o ke  
 Alanui Puawaina, makai hoi o ke Alanui mauka,  
 oia ka arao mauka, alaila huli a holo aku i kahi  
 i hoomakaaia i e holo ana ma ka lihi ma Ewa o ke  
 Alanui Puawaina i ka Hema 42° Komohana 1  
 Kaulahas 56 7/12 Kapuai oia ka arao ma Waikiki  
 Oia ka ili 250 Anana 25 Kapuai



Oia ka makou e hooke nei no Unanna, ke kulia-  
 na hoi kona malalo o ke ano Aloha. Ana uku mai  
 oia i ko ke Alanui kapaha, alaila ua kupona ia  
 ia ka palapala Sila Nui, ano Aloha.

Pono nae ia ia ke uku mai no ka hooKolokolo  
 a me ka hooholo ana i ka olelo penii.

- No ka oumi a me ke pai ana i ka  
 olelo hoolaha ma ka Pupepa
- No ke kope ana i na olelo koina 2 avao
- No ka palapala kii
- No ka hana ana i ka la 25. Aug. 1846
- No ke kope ana i ka olelo a ma hoike, 3 avao
- No ke ana ana i ka aina Aug 23. 1848.
- No ke kope ana i ke ana ana.

	D.
	1
	1
	50
	1
	2 25
	2 50
	50
\$ 8.75	

Enana i kela avao

Mai Kela avao mai	\$ 8 25
No ka hookolo ana i ka olelo 16 Sept. 1848	2 50
Keale Kaulaika 10 Septemba 1848	11 25

William L. Lee  
J. M. Smith  
I. M. K. amakau  
D. Kaunwai

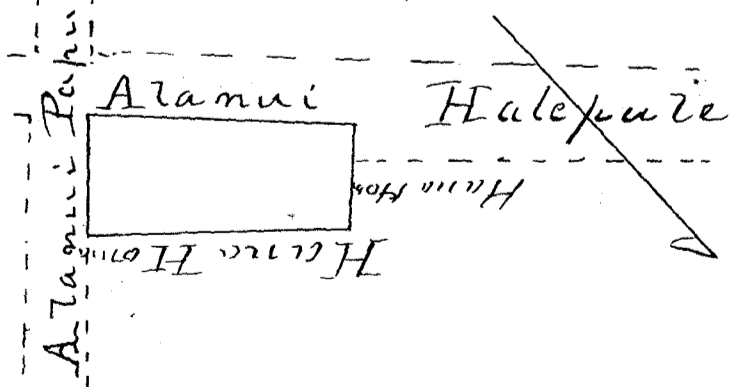
Heleu 540 ( Peekapu a me Pehus )

Ke koi mai nei laua no ke laua wahi ma Honolulu kulanakauhale, ma loa ia laua keia wahi mamia loa i ka wa o Kamehameha I i ka M.H. 1817 ka loa ana ia laua a hiki i keia wa.

No ia mea ua akaka m laua no keia wahi. Penei nae ma Palena. — Anaia e D. Kalanikakua. —

E hoomaka ana i ke ana ana ma ke kiki Hema o ka pa o Hana Homa, ma ke kiki Hikina o ka kiki Hale Kuai o Kauhuna Pake, ma ka avao koi ma Ewa o ke Alanui Papu. A hoo aku ka avao onua Hema 46° Komohana 20 1/2 Kapuai a hiki ma ke kiki Hema o Halekuai o Kauhuna Pake ma ka huina alanui, alaila huli Akau 41° Komohana 40 1/2 Kapuai a hiki ma ke kiki Komohana o keia pa ma ka avao ma Waikiki o ka puka e hoo aku ai i ka pa o Hana Homa ma ka avao makai, alaila, huli Akau 47° 30' Hikina 16 1/2 Kapuai a hiki ma ka kiki anakee o ka pa o Hana Homa, alaila, huli a holo pololei aku la i ka kiki i hoomaka i Hema 46° Hikina 44 1/2 Kapuai.

Cia ka ili maloko 23 Anana 13 Kapuai.



Oia no hoi ka makou e hooko nei no Keekapu ma, he kuleana hoi ko lona malalo o ke ano Alodis. Ina uku mai lona i ko ke aupuni hapaha, alaila ua kupaia ia ia ka palapala sila mui, ano Alodis.

Pom m ia ia ke uku mai no ka hookolokolo a ma ka hookolo ana i ka olelo penei.

No ka ouni, a me ke pai ana i ka olelo hooko -	\$	1 00
ka ma ka Mupapa - - - - -		1 00
No ke kope ana i na olelo koina 1 avaa		50
No ka palapala kii		1 00
No ka hana ana i ka la 20 Oct. 1847		1 50
No ke kope ana i na olelo a ma hoike 2 avaa		2 50
No ke ana ana i ka aina 23 Aug. 1848.		50
No ke kope ana i ke ana ana		2 50
No ka hookolo ana i ka olelo 10 Sept. 1848		
William L. Lee		\$ 10 50
Keale Kaulaita		
10 September 1848		

Hele 5444      Kahimu

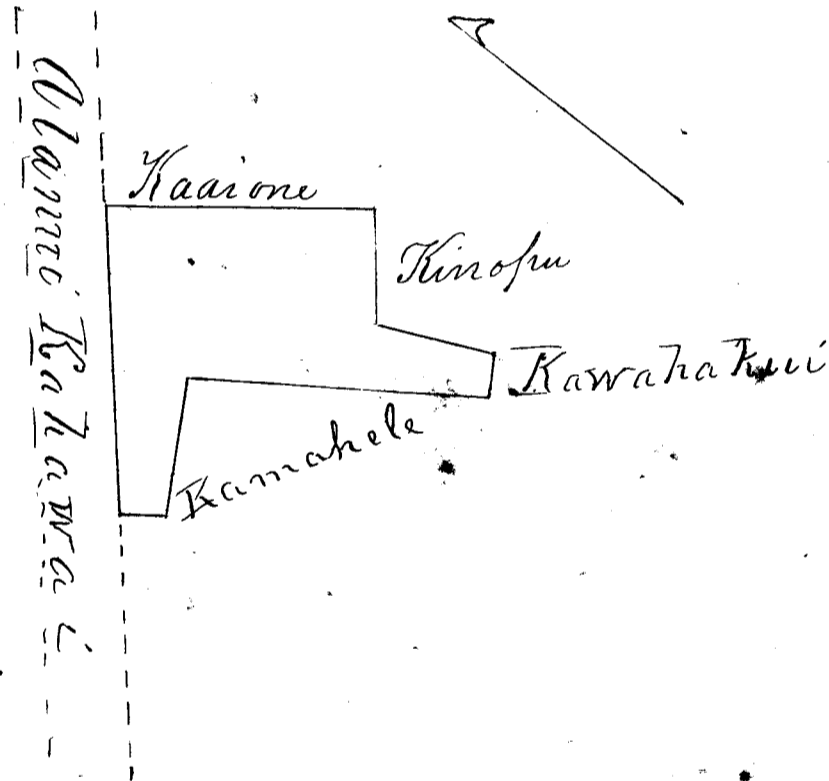
Ua koi mai hoi oia no kona wahi e noho nei ma Honolulu Kulana Kauhale, ua loa i kona kaiti, nane keia wahi manua o ke kau ana o na Kanawai, a ua noho no oia nei malaila i ka M. A. 1829 a hiki i keia wa. No ia mea ua masopopo kona keia wahi. Penei nae na Palena.

— Anaia e D. Kalanikahua —

E hoomaka i ke ana ana ma ke kahi Komohana o ka pa o Kaaiione ma ka avaa ma Waikiki o ke Alamui Kahawai, a moe aku ka avaa mua i ka Hema 38° 30' Hikiina i Kaulahao 29 Kapuai a hiki ma ke kahi Hema o ka halelepo i Kaaiione oia ka avaa mauka o keia pa, alaila huli Hema 54° Komohana 40 1/2 Kapuai a hiki ma ke kahi Hema o ka halelepo o Karawaepaa ma, alaila huli Hema

26° Hikina 42 1/2 Kapuai a hiki ma ke kiki A-  
 Kau o ka pa o Kawahakui, e pili ana ia mau aoao  
 i ka pa o Kinopu, huli Hema 64° 45' Komohana  
 15 1/2 Kapuai, a hiki ma ke kiki Hikina o ka  
 pa o Kamahale, alaila huli Akau 33° 30' Kom-  
 hana i Kaulahao 39 1/2 Kapuai, a hiki ma ke  
 kiki Akau o ka pa o Kamahale; alaila huli He-  
 ma 60° Komohana 47 1/2 Kapuai, a hiki ma  
 ke kiki hikina o Kahi hale lepo o Kamahale, a-  
 laila huli Akau 34° 15' Komohana 15 2/2 Kapuai,  
 a hiki ma ke kiki Akau o na wahi hale lepo nei  
 o Kamahale, alaila huli a holo aku ma ka  
 kiki ma Waikiki o ke Alanui Kahawai oia ka  
 holo ana i Kahi i hoomakauia i i ka Akau  
 32° Hikina i Kaulahao 34 4/12 Kapuai.

Eia ka ili 204 Anana 34 Kapuai.



Oia hoi ka makou e hooko nei no  
 Kahimu, he Kuleana hoi kona malalo o ke aoao  
 Alodio. Ima aku mai oia i koke Auferuni ha-  
 paha, alaila ua kupono ia ia ka palapala  
 Sila Ouni, au Alodio.

Pono maia ia ke aku mai no ka hookolo-  
 kolo, a me ka hookolo ana i ka olelo, penei;  
 No ka pumi, a me ke pai ana i ka  
 olelo hookolo ma ka Pulepa

No ke kope ana i na olelo koina 2 aoao

E nana i kaia aoao

\$	1.	~
	1	~
	2	..

Mai kela avao mai

No ka palapala kii  
 No ka hana i ka la 27 Oct. 1847.  
 No ke kope ana i na olelo a na hoike Darao  
 No ke ana ana i ka aina 24 Aug. 1848  
 No ke kope ana i ke ana aha  
 No ka hoooho ana i ka olelo 10 Sept 1848

\$ 2	50
1	50
2	50
2	50
2	50
<hr/>	
\$ 10	50

Hoate Kaula  
 to September 1848  
 William L. Lee  
 I. M. K. arm ak au  
 W. Haunwai

Heleu 557

Napalapala

Ua hoi mai oia no kona pahale e noho nei ma Honolulu, ua loa i kona pwe mana i noho mana a, a ia ia e noho nei i keia wahi mamua o ke Kauana o na Hanawai i ka M. H. 1836 mai a keia mana wa. Penei nae pa palena.

Anaia e George Richardsons

Hoomakaia ke ana ana i keia pahale ma ke kiki Hema, a holo aku la ka avao mua i ka Akau 70° 15' Hikiina 2 Kaulahas 14 Kapuai 6 inika. No Kalama Kahi e pili ana ma ia avao. Huli Hema 68° Hikiina 17 Kapuai 2 inika hiki i Kahi o Awana, alaila, huli a holo mawaena oia wahi a me keia Akau 68° Hikiina 2 Kaulahas 20 Kapuai 6 inika hiki i Kahi o Pookina, alaila huli a holo mawaena oia wahi a me keia wahi Akau 24° 30' Komohana 3 Kaulahas 7 Kapuai 3 inika. Hiki i Kaakopua, alaila huli a holo mawaena oia wahi, a me keia Hema 72° 30' Komohana 3 Kaulahas 49 Kapuai 6 inika hiki i ka pa o Makalawelawe; alaila huli a holo mawaena oia pa a me keia. Hema 22° 45' Hikiina 2 Kaulahas 23 Kapuai 9 inika. Huli Hema 68° 15' Komohana 44 Kapuai 11 inika. E pili ana no ka pa o Makalawelawe ma ia avao a hiki i Kahi o Kalama, alaila, huli a holo mawaena oia wahi a me keia, Hema 10° Hikiina 57 Kapuai 5 inika

hiki i kahi i hoomakāi.

Eia ka ili maloko 1 Eka 30 q ana 26 Kapuai  
 Oia ka makou e hooko nei nona keia wahi, ke kule-  
 ana nona malalo o ke ano alodio. Ima uhu mai oia  
 i ke ke Aupuni hapaaha, alaila, ua kupaona ia ia  
 ka palapala sila alodio.

Pono nae ia ia ke uhu nae i ke hooko-  
 hooko a me ka hooko ana i ka olelo penei;

No ka runni a me ke pihi ana i ka olelo ma  
 ka Kupepa

No ke kope ana i ka olelo koina, 1 Awa

No ka palapala kii

No ka koina ana i ka la 12 o Nov. 1847

No ke kope ana i ka olelo a me ke kope 1 Awa

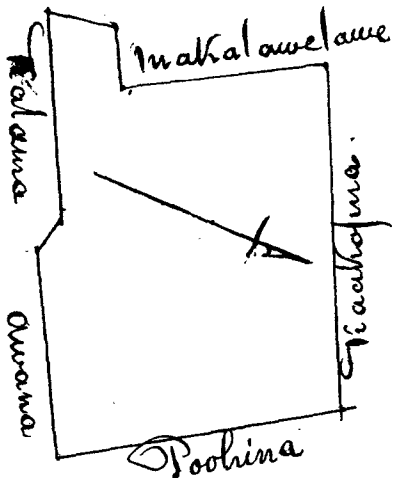
No ke ana ana i ka Aina 13 Nov. 1847

No ke kope ana

No ka hooko ana i ka olelo 10 Sept

1	00
	50
	50
1	00
	75
2	50
	50
2	50

No ka hooko ana i ka olelo 10 Sept \$9, 25



W. L. Lee  
 J. Smith  
 J. Jones  
 I. M. K. am ab ad  
 P. K. K. K. K. K.  
 State Kaulaia  
 10 Sept 1848.

Hele 422

Opunui

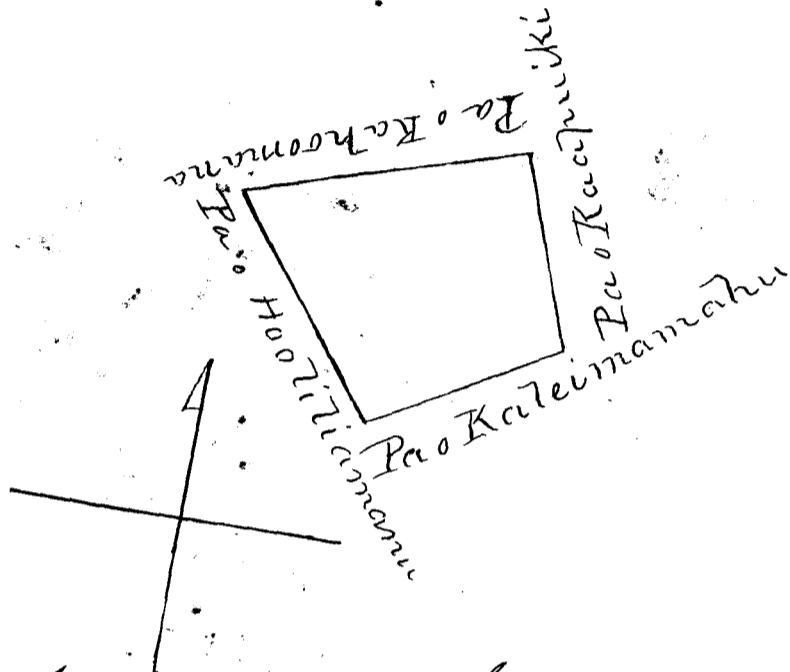
Ua koi mai keia no kona wahi ma Hono-  
 lulu, ua loa ia ia manua o ke kan ana o ma  
 kanawai i ka M. H. 1825, ua noho no oia ma keia  
 wahi ana e koi mai nei, a hiki i keia wa.

Alaila ua akaka nona no keia wahi. Penei  
 nae ma palena.

Anaia e George Richardson  
 E hoomaka ana i ke ana ana ma ke kahi  
 Komohana, a holo aku la ka ana ana i ka Aka  
 43° 30' Hihina, Kaula ha 33 Kapuai 8 inika e  
 pili ana ka pa o Kahoohana ma ia ana,  
 a hiki i ka pa o Kapauniki; alaila huli a holo

mawaena oia pa, a me keia pa Iema 21° Sikiina 1 ka  
 ulahao 4 Kapuai; a hiki i ka pa o Kuleimamahu;  
 alaila huli a holo mawaena oia pa a me keia pa  
 i ka Iema 56° 45' Komohana 1 Kaulahao 6 Kapuai,  
 Iinika hiki i ka pa o Hooliamanu; alaila huli  
 hou i ka hi i komakaia i Alau 36° 30' Komohana  
 1 Kaulahao 29 Kapuai Opili ana ka pa o Hooliamanu ma ia aoao

Eia ka iti maloko o keia pahale 193 Anana,  
 17 Kapuai



Oia no hoi ka matkou e hooke nei no Opunui  
 ke Kuleana hoi kona malalo o ke ano Alodio. Ina ulu mai  
 oia i ke ke Opunui kapaha, alaila ua kupo ia ia ka  
 Palapala sila Nui, ano Alodio.

Pono nae ia ia ke ulu mai no ka hookekeke, a me ka  
 hoohe ana i na olelo penei.

- No ka rumi a me ke paia ana i  
 ka olelo hoolaha ma ka Nupepa
- No ke kope ana i na olelo koina 1 aoao
- No ka palapala kii
- No ka hana ana i ka la 20 Oct 1847
- No ke kope ana i ka olelo a na hoike 2 aoao
- No ke ana ana i ka aina 23 Oct. 1847
- No ke kope ana i ke ana ana
- No ka hoohe ana i ka olelo 10 Sept. 1848

	\$
	1 00
	50
	50
	1 00
	1 50
	2 30
	50
	2 30
	\$ 10 00

Hete Kaula  
 10 Septemba  
 1848

W. L. See  
 J. Smith  
 J. Kane  
 M. Kamakau  
 W. Kaunani



Helelo 561

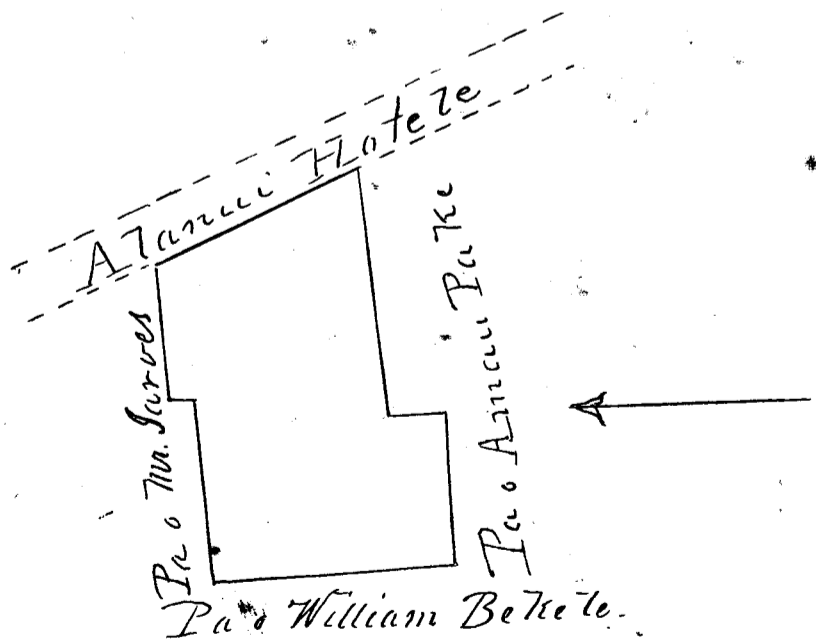
Kalei

Ua hoi mai keia no kona wahi pahale e no-  
ho nei ma Honolulu, ua loa ia ia ma mua o ke  
Kau ana o na Kanawai i ka M. 14. 1837 a hiki mai  
i keia wa kona noho ana.

Penei nae ke ana ana, a me na palena.

— Anania e Iohanna Richardson —

E hoomaka ana ma ka lili makai o ke A-  
lanui Hotele, ma ke kahi Hikiina hoi o ka paha-  
le o Mr. Sarves. A moe aku ka arao mua Hema  $67^{\circ}45'$   
Hikiina 1 Kaulahao  $12\frac{6}{12}$  Kapuai, a hiki i ke kahi  
Hikiina Kau o ka pahale o Anau pake. Huli  
 $39^{\circ}30'$  Komohana 1 Kaulahao  $25\frac{7}{12}$  Kapuai, a hiki  
i ke kahi Komohana o ka pahale o Anau pake, Hu-  
li Hema  $50^{\circ}$  Hikiina  $17\frac{10}{12}$  Kapuai, a hiki i ke kahi  
Komohana Hema no via Halelepo. Huli  $45^{\circ}$  Kom-  
hana  $53\frac{6}{12}$  Kapuai. A hiki i ke kahi Hikiina o ka  
pahale o William Bekele. huli A.  $45^{\circ}30'$  N. 1 Kaul-  
lahao  $17\frac{2}{12}$  Kapuai a hiki i ke kahi Hema o ka  
pahale o Mr. Sarves, huli A.  $41^{\circ}$  Ki. 1 Kaulahao a  
hiki i ke kahi Hikiina Hema o kahi hale anan o  
Mr. Sarves, huli A.  $53$  Ko. a holo iki 2 Kapuai,  
alaila huli i kahi i hoomaka i. Kau  $35^{\circ}30'$  Hi-  
kina  $46\frac{10}{12}$  Kapuai. Eia hoi ka ili malo ko  
2 Kaulahao, 30 Anana, 14 Kapuai.



Oia no ka makou e hooko nei no Kalei, he kuleana hona malalo o ke ano alodis. Ina uku mai oia i ke ke aupuni kapaha; alaila ua kupoia ia ia ka palapa Sila Nui, ano Alodis.

Homu ma ia ia ke uku mai no ka hookoloholo a me ka hookolo ana i ka olelo penei:

No ka rumi a me ke paia ana i ka olelo hookaha ma ka Nupepa	\$ 1.00
No ke kope ana i na olelo Honi 2 aua	1.00
No ka palapala kii	.50
No ka hana ana i ka la 12 o <del>Nov</del> 1847	1.00
No ke kope ana i na olelo a na hoike 1 aua	.75
No ke ana ana i ka aina 12 Aperila 1847	2.50
No ke kope ana	.50
No ka hookolo ana i ka olelo 10 Sept. 1848	2.50
	<hr/>
	\$ 9.75

W. Lee  
 Hoato Kaula W. Smith  
 10 September 1848 J. W. Smith  
 M. K. am ak au  
 D. Kaunani

Kulu 562.

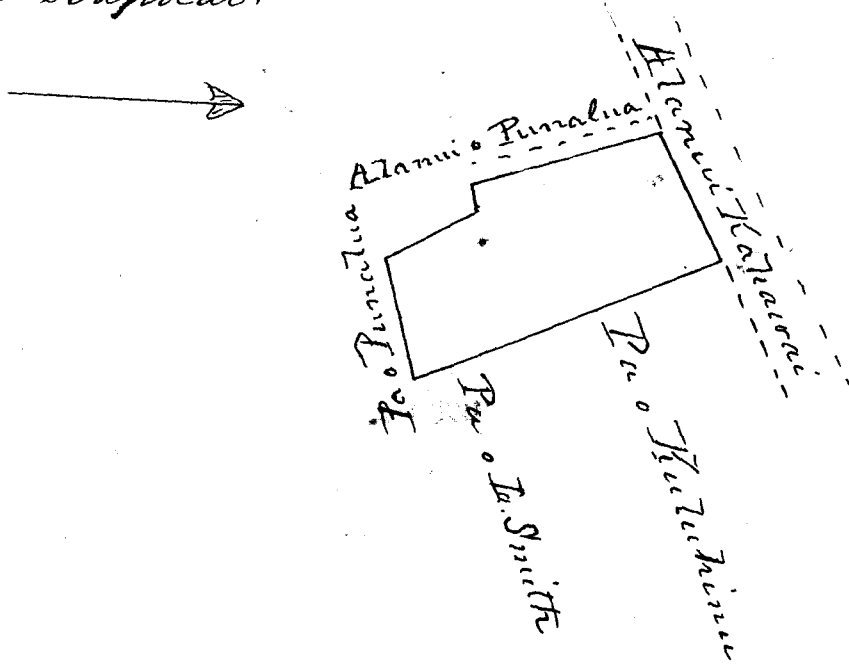
Kuapuu a me Kapea

Ua hoi mai laua nei no ko laua pahale ma Honolulu, he wahi keia ua loa mamua loa o ke kau ana o na kanawai i ka wa no o Kamehameha I. mailaila a keia wa ko laua noho ana. Penei na palena.

— Ania e John Richardson —

E hoomaka ana ma ka aoao Hema o ke alanui Kahawai, ma ka hiki hoi mauka o ka hiki alanui olei e hiki ai i ka hiki o Punalua ma, mai ke alanui Kahawai mai a moe aku ka aoao mua N. 34° N. 1 Kaulaao 5 3/12 Kapuai, a hiki i ka aoao Akau o ka pahale o Punalua, Iuli N. 57° N. 6 1/12 Kapuai, a hiki i ke kee o ka pa o Punalua. Iuli N. 38° 30' N.

38 3/2 Kap. a hiki i kekahi kee e ae o ka pa no o Punalua. Suli A. 57° Ki. 40 1/2 Kap. a hiki i ka aao Komohana o ka pahale o 'E. Smith e pili ana no i ka pa o Punalua. Suli A. 35° 45' Ki. 1 Kaulahas 50 1/2 Kapuai, a hiki i ka aao hema o ke alanui Kakaewai, ma ke kahi Komohana A. Kaula hoi o ka pahale o Kuluhiwa, alaila suli i kahi i hoomaka i A. 48° 15' Ki. 34 2/12 Kapuai. Eia ka ili maloko 1 Kaulahas 20 Anana 24 Kapuai.



Oia noka makou e hooko nei no lana, ke Kula-na ko lana malalo o ke ano Alodio. Ina uku mai oia i ko ke Kupuni hapaha, alaila ua kumpo ia ia ka palapala sita nei, ano Alodio

Pono nae ia lana ke uku mai no ka hookoloko-lo, a me ka hookolo ana i ka olelo, penei:

	D <sup>rs</sup>
No ka rumi a me ke pa ana i ka olelo hookaha ma ka Nupupa	\$ 1-
No ke kope ana i ka olelo Koina 2 aoo	1-
No ka hana ana i ka la 12 Nov. 1847	1-
No ka palapala Kii	50
No ke kope ana i ka olelo a na hiki 2 aoo	1 50
No ke ana ana i ka aina 16 Aper. 1847	2 50
No ke kope ana	50
No ka hookolo ana i ka olelo 10 Sept. 1848	2 50
<b>Total</b>	<b>\$ 10 50</b>

State Kaula W. Lee  
 J. E. Smith  
 40 September 1848  
 Joane di  
 J. M. Kaula  
 ap. Kaula

Hulu 569Puniwai

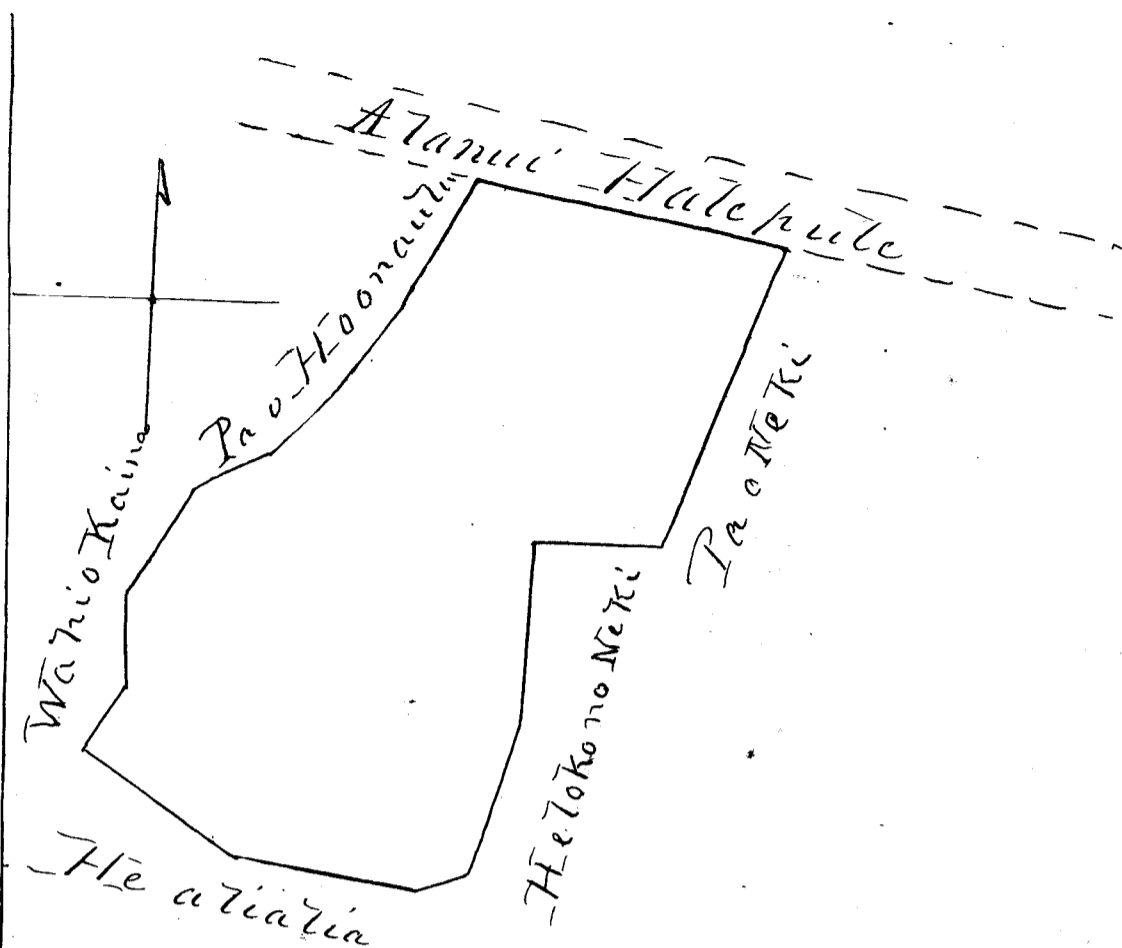
Ua hoi mai oia no kona wahi ma Honolulu,  
ua loa ia ia mamua o ke Kaulaana, na Kanawai,  
i ke M. H. 1834 a hiki mai i Keia wa.

Geni nae na palena -

Anaia e George Richardson

Choomaka ana i ke ana ana i Keia wahi ma  
ke Kahi Hema e pili ana hoi i ka loko o Neki, e  
holo aku la ka aoao mua i ka Akau  $23^{\circ}$  Hikina  
3 Kaulahas 29 Kapuai, 8 inika; e pili ana ka  
pa o Neki ma ia aoao a hiki i ke Alanui Halepu-  
le. alaila huli a holo mawaena oia alani a me  
Keia wahi Akau  $77^{\circ} 15'$  Komohana 3 Kaulahas, 25  
Kapuai, 9 inika, hiki i ka pa o Hornaulu, alaila  
huli a holo mawaena oia pa a me Keia Hema  $24^{\circ}$   
Komohana 48 Kapuai 10 inika, huli Hema  $35^{\circ}$   
Komohana 1 Kaulahas 4 Kapuai 7 inika, huli  
Hema  $38^{\circ} 30'$  Komohana 48 Kapuai, 2 inika, huli  
Hema  $47^{\circ}$  Komohana 1 Kaulahas, huli Hema  $60^{\circ} 30'$   
Komohana 59 Kapuai 5 inika, hiki i Kahi o Kaina,  
alaila huli a holo mawaena oia wahi a me Keia,  
Hema  $34^{\circ} 30'$  Komohana 1 Kaulahas 19 Kapuai 10  
inika huli Hema  $3^{\circ}$  Komohana 61 Kapuai 5 inika,  
huli Hema  $24^{\circ} 30'$  Komohana 61 Kapuai 5 inika,  
huli Hema  $55^{\circ} 30'$  Hikina, <sup>1 Kaulahas, 52 Kapuai 10 inika</sup> ke wahi alaila ke  
pili ana ma ia aoao, a hiki aku mawaena oia  
alaila; huli a holo i ka Hema  $78^{\circ}$  Hikina 2 Kaulahas,  
hiki i Kahi o Neki; alaila huli a holo ma-  
waena oia wahi a me Keia, Akau  $77^{\circ} 45'$  Hikina  
36 Kapuai 4 inika, huli Akau  $23^{\circ}$  Hikina, 1 Kaulahas  
39 Kapuai 7 inika hiki i ka loko o Neki; alaila  
huli a holo mawaena oia loko a me Keia wahi  
Akau  $3^{\circ} 30'$  Hikina 2 Kaulahas 6 Kapuai, 7  
inika. huli i Kahi i hoomaka i Hema  
 $86^{\circ}$  Hikina 1 Kaulahas 18 Kapuai 6 inika.

Eia ka ili maloko o Keia ana 3 Eka  
106 ana 5 Kapuai.



Oia no ka mākou e hōkō nei nona, he Kule-  
ana Kona malali o ke ano Alodio. Ina uku mai  
via i ko ke Aupuni Kapaha, alaila ua kupa  
ia ia ka Palapala Sita Nui ano Alodio.

Pono no ia ia ke uku mai no ka hōkolo-  
kolo, a me ka hōholo ana i ka olelo, penei:

No ka nūmi, a me ke pahi ana i ka olelo hoolaha ma ka Mupēpa	\$ 1 00
No ke kope ana i na olelo Koina 2 awao	1 00
No ka palapala Kii	50
No ka hana ana i ka la 15 Nov. 1847	1 00
No ke kope ana i ka olelo a na hoike 2 awao	1 50
No ke ana i ka aina 16 Nov. 1847	2 50
No ke kope ana	50
No ka hōholo ana i ka olelo 10 Sept. 1848	2 50
	\$ 10 50

Hoatū Kaniwa W. Lee  
10 September 1848  
I. M. Kawakau  
M. Kaunani

Claim N<sup>o</sup> 519. Taccheus Rodgers

This is a claim to a House lot in Honolulu; now occupied by Daniel P. True.

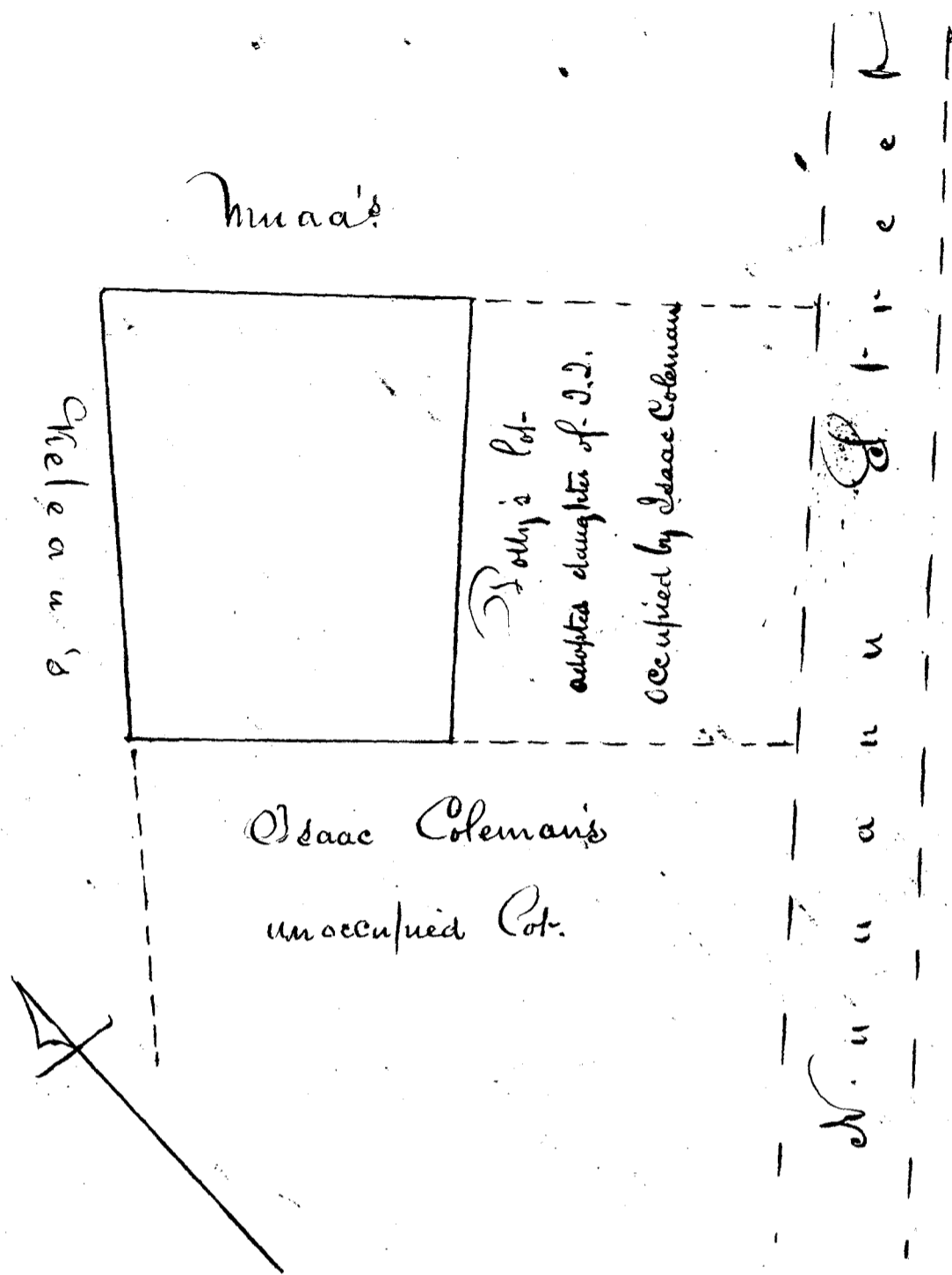
From the evidence taken in this claim, it appears that the Claimant took possession of this lot in the Year 1826 or 1827, according to the custom of those days, and built a house upon the same, which he occupied in peace until the Year 1840, when he left the Kingdom, and Daniel P. True, his Attorney, took possession of the lot and house, and has continued to occupy the same in peace, down to the present time.

There can be no dispute about Claimant's Title; and we do therefore award to Taccheus Rodgers a freehold or life Estate in said lot, which he, or his Attorney may commute for a fee-simple Title as prescribed by Law.

The bounds of the above awarded lot are set forth in the following Survey made by Mr. Metcalf on 7<sup>th</sup> of May 1846.

" House lot in Kalamaitiki Honolulu.  
Beginning at S. Corner of this lot, joining Isaac Coleman's unoccupied lot, on S. W. and joining lot on S. E. owned by Polly or Paaina Kinau, adopted daughter of Soane Si - and running N. 45° E. 1 Ch. 21  $\frac{1}{2}$  Ft. along boundary line between this and Polly's lot to the Muaa lot - Thence N. 27° W. 1 Ch. 7  $\frac{1}{2}$  Ft. along wall (including it) between this and the Muaa lot - to N. Corner of this lot - Thence S. 38° W. 1 Ch. 19  $\frac{10}{12}$  Ft. along Center of wall between this and Melaui lot to Isaac Coleman's unoccupied lot - Thence S. 47° E. 64  $\frac{7}{12}$  Ft. along S. Coleman's unoccupied lot to place of Commencement, including an area of  
May 7. 1846      165. Feet 25.

( Continued next page )



Boards of Commissioners for Land Claims  
 Adjudication of C. N<sup>o</sup> 539 Taccheus Rodgers D<sup>r</sup>

To incidental expenses of Commission		1
" action of Comm <sup>n</sup> in this Claim on 1 Dec <sup>r</sup> 1847		1
" draft defi <sup>n</sup> of this Claim reduced & set		50
" Citation for attendance		50
" draft testimony reduced & engrossed.	\$3	2 25
" Engrossing Survey of J. Metcalf	\$3	1 50
Report of Commissioners this day rendered on the above Claim		5
W. L. Lee		
J. Metcalf		11 75
George J. S. M. Kamaekau		
H. Kamaekau		

Hale Kaula  
 21 September 1848

Honorable  
 J. M. Kamaekau  
 H. Kamaekau

This is a claim to a land in Palama, Oahu, known by the name of "Kumuohia" near "Nūkelewai".

From the Evidence taken, it appears that this land, which consists of two distinct pieces, was given to the Claimant about the year 1833 by his Majesty Kamehameha 3, according to the Custom of that time, and that he has held the same in undisturbed possession ever since.

We do therefore award to the Claimant, in accordance with the first Rule of the Board, a freehold Estate less than allodial, or in other words, a life Estate in said land; which he may commute for a fee-simple title as prescribed by Law.

The boundaries of this land will be found correctly set forth in the following Survey made by J. Metcalf 10<sup>th</sup> March 1847.

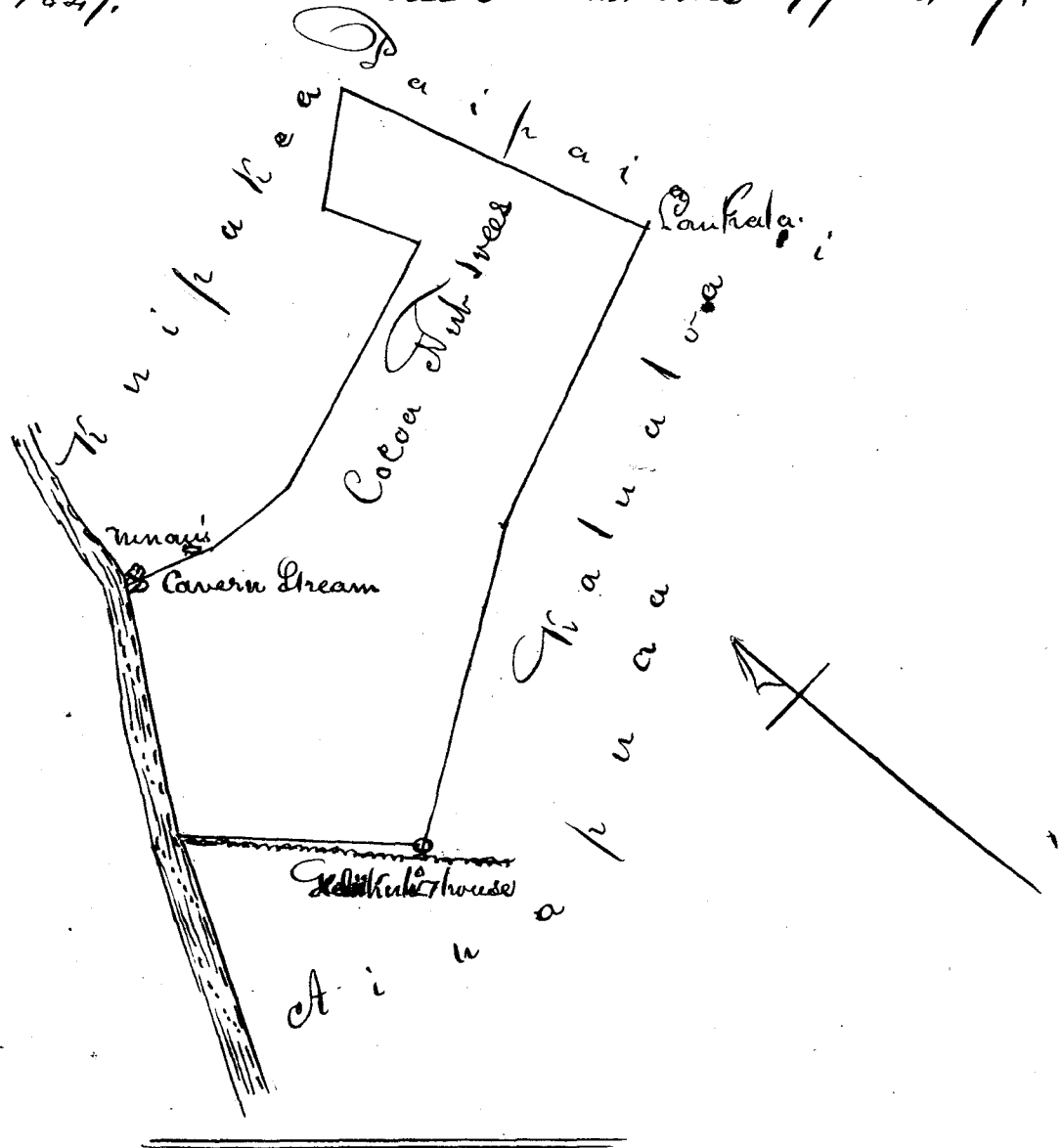
"Kumuohia - Palama - Oahu."

1<sup>st</sup> Coconut tree place - Commencing at buried Coral stone at S. Corner of this land 2 ft. mauka of old wall, on mauka side of Heiikule's house, joining land called Aina puua (Kana's) and running N. 40° W. 2 Ch. 30 ft. along to end of old wall, and 6 1/2 ft. passed into stream - thence N. 35° 30' E. 2 Ch. 60 ft. along stream called Nūkelewai to rock on edge of inlet of Caveria stream - thence N. 59° 30' E. 52 1/2 ft. along line between this land and Kuipakea (W<sup>m</sup> Katabattles) to stone 2 ft. mauka of S. Corner of Ninai's house. thence S. 77° 30' E. 62 ft. to stone angle - thence N. 78° E. 3 Ch. 8 1/2 ft. to stone, 1 1/2 mauka of marked flat Coral rock by path - thence N. 21° W. 1 Ch. to stone by kalo patch - thence N. 58° E. 1 Ch. 22 1/2 ft. along kalo patch to stone at mauka N. Corner of this land joining land called Paipaiatii (Nauapala) thence S. 15° 45' E. 3 Ch. 36 1/2 ft. along Paipaiatii, across low ground to newly planted lauheta bush by path joining land called Kahuatua - thence S. 76° W. 3 Ch 3 1/2 ft.



along Kalualoa to stone  $7\frac{1}{2}$  ft. above large flat  
 Coral Rock. - Thence S.  $63^{\circ} 30' W.$  3 Ch.  $35\frac{1}{2}$  ft.  
 along Kalualoa and Aunapuaa to place of Com-  
 mencement - including an area of  
 Acres 2 Fathoms 179 Feet 29."

March 10 1847.



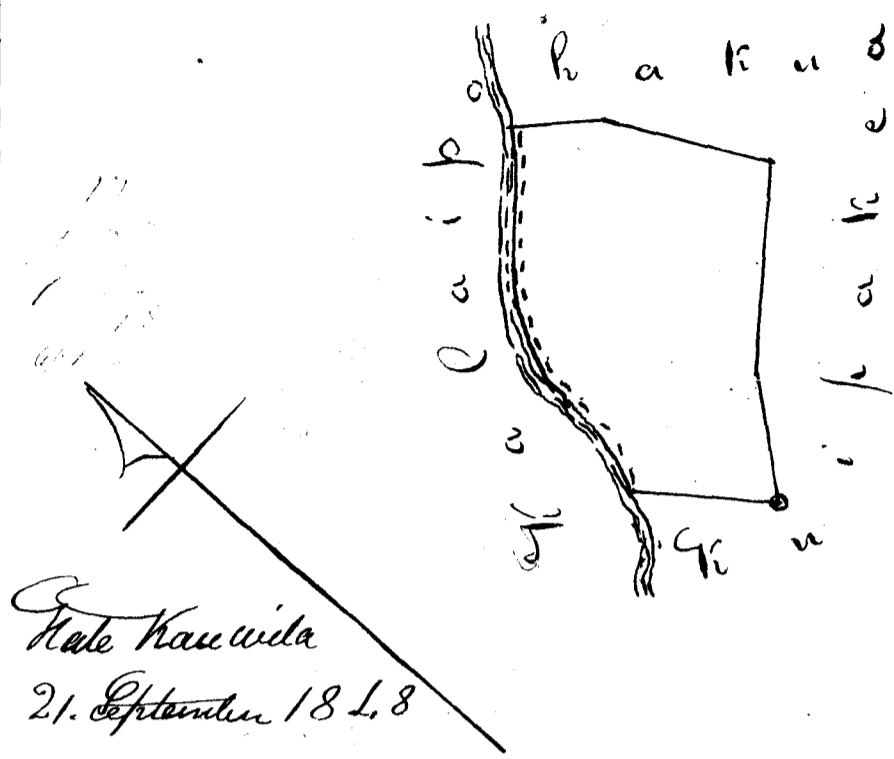
2<sup>nd</sup>

"Kalo Groundmauka

Commencing at Rock at S. Corner of this land, and  
 Running N.  $39^{\circ} E.$  1 Ch.  $22\frac{1}{2}$  ft. along Kiipatea  
 W<sup>m</sup> Hare bottles, to Corner of Kato Patch angle -  
 Thence N.  $56^{\circ} E.$  2 Ch. 13 ft. along Kiipatea to  
 E Corner of this land to Kalaipohaku. Thence  
 N.  $25^{\circ} 30' W.$  1 Ch. 62 ft. along Kalaipohaku  
 to corner of Kato patch angle. Thence N.  $49^{\circ}$   
 $30' W.$  along Kalaipohaku to stream. Thence fol-  
 lowing down stream to W. Corner of this land -  
 Thence S.  $38^{\circ} E.$  1 Ch. 31 ft. along Kiipatea to  
 place of Commencement - including an area of

Tatooms 1083 - Feet. 28

March 10 1847. "



Costs in this Claim \$ 10 75  
See next page

W. L. Lee

J. M. K. Smith

J. M. K. Smith  
J. M. K. Smith  
W. K. H. H. H. H.

Claim No 518 B. W. in Blossom Wilson.

This is a Claim to a House lot in Lahaina Ist. of Hawaii  
This lot, according to the testimony of Namau, was  
given to the Claimant, in, or previous to the Year 1839,  
and he has had quiet possession of the same from  
the time it was given down to the present.

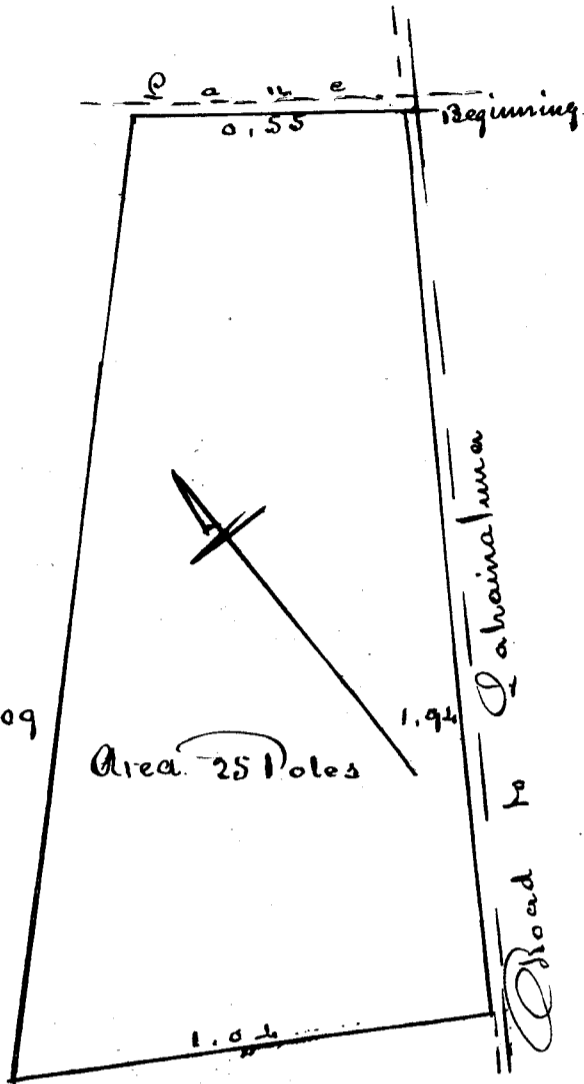
The above Evidence renders the Claimants  
Title to a freehold or life Estate in this lot perfectly  
Clear; and we therefore award to W. Blossom Wilson  
such an estate in said lot; which he may commute  
for a fee-simple title as prescribed by Law.

The Correct bounds of this lot are set forth  
in the following Survey made by W. F. Alexander.

"Survey of Mr. Blossoms lot in Lahaina"

Beginning at the E. corner of said lot, where a lane  
parallel with the sea beach meets the Road leading from  
the beach to Lahainakua and running: N. 37° E. 55 ch  
to a taro patch of Nihiau - thence S. 61° W. 2.09 ch thence  
S. 41° E. 1.04 ch. to Road leading to Lahainakua;  
thence N. 48° E. 1.94 ch. along said Road to beginning.

Area 25 Poles



The lot here described contains twenty-five square poles, as measured by me this 15<sup>th</sup> February 1849

W. P. Alexander

Board of Commissioners for Land Claims		
Adjudication of C. N. 518 W. P. Wilson D <sup>y</sup>		\$
To	Incidental expenses of Comm <sup>n</sup> action 1 Dec. 1847	2
"	Citation 50 <sup>cts</sup> de depos <sup>n</sup> of Claim reduced foll. 50 <sup>cts</sup>	1
"	draft Fee <sup>s</sup> reduced and engross <sup>d</sup> - foll 1	2 75
"	Engross <sup>d</sup> Copy of J. Metcalfe's Survey - 74	2
"	Report of Comm <sup>n</sup> this day rendered on above C.	5
		<hr/> 10 75
To	Costs in Claim N <sup>o</sup> 518B - Including Survey at above	
Wale Kautaha	by Geo <sup>d</sup> W. P. Alexander 2.50	
February 26 - 1849	J. Kaarua	13 25
	J. H. Smith	

(Note Carelessly overlooked by the other Commissioners in numerous hasty signings at a time)

Claim. No 570. Amow.

This is a claim to a house lot in Honolulu. From the Evidence taken it appears, that this land was obtained by Chin, alias Aaiana, a Chinaman, in, or previous to the Year 1825; and that he, in Company with the Claimant, and other Chinamen, occupied the same in peace, until 1<sup>st</sup> day of September A.D. 1846. when he sold all his Rights in said Land to the Claimant, and went to reside on Hawaii. Amow occupied the same in peace until his death, which happened by Drowning on 1<sup>st</sup> of September 1847.

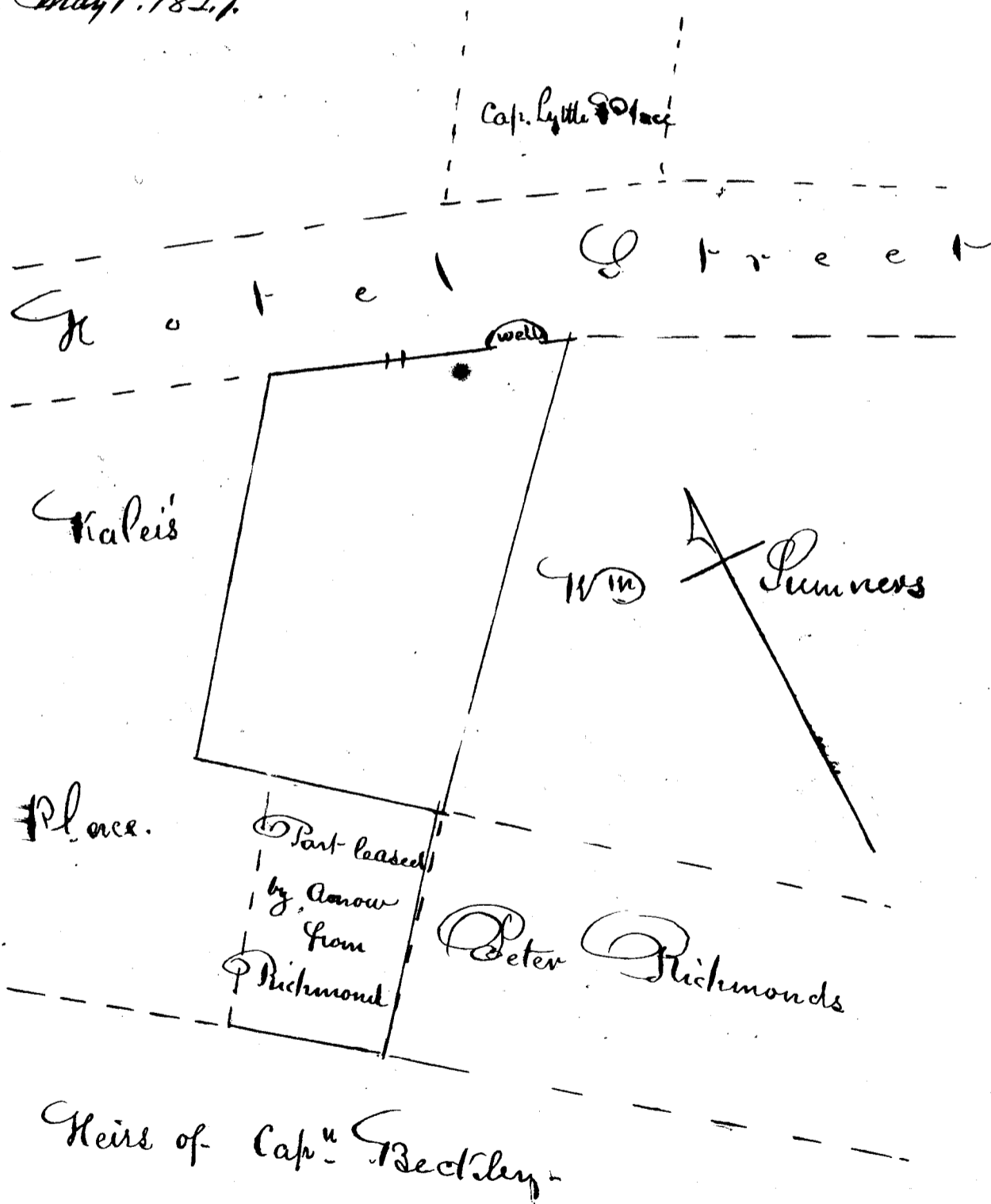
According to the Rules which govern the Board the Rights of Amow in this Land ceased with his death: he having nothing more than a Life estate in said Land; but the Claimant having been a worthy and exemplary Citizen, and having left a widow and two children, we would earnestly recommend to his Majesty in Privy Council, that he bestow on said Widow, named Debola, and her two children Ahoy a son; and Kaietele Ponuole a daughter, a fee-simple or life-estate in said Land.

While such a Gift on the part of his Majesty would be generous; we consider that it would be nothing more than just; and therefore we urge the bestowment of this favor with no small degree of earnestness.

The correct boundaries of this land are contained in the Enclosed Survey of J. Metcalf Esq<sup>r</sup>. made on 1<sup>st</sup> of May 1847.

"Bakehouse lot Honolulu commencing at E. Corner of this place on Makai side of Hotel St. joining W Sumner's place on S. E. and running N. 67° W. 65  $\frac{1}{2}$  ft. along Hotel St. to lot said to be owned by Kalei, daughter of Mayor Warren now living in California - (this line sweeps around & includes well - see diagram) thence S. 37° W. 55  $\frac{1}{2}$  ft. along Boundary line between this and Kalei's to slight angle in wall. thence S. 39° W. 31  $\frac{1}{2}$  ft. along Kalei's to

W. corner of this place. (also west corner of Adobie house in this lot) Thence S. 19° 45' E. 53 ft. along Kate's and boundary line between this & a piece of land leased by Amow from Peter Richmond to the corner of Wm Sumners & P. Richmonds lots. Thence N. 43° 30' E. 1 Ch. 4 inch. along Wm Sumners to slight angle (S. corner of house) Thence N. 46° E. 21 <sup>10</sup>/<sub>12</sub> ft. to E. corner of adobie house in this lot. Thence N. 41° 30' E. 17 <sup>10</sup>/<sub>12</sub> ft. to Hotel Street. - place of Commencement - taking in all surrounding walls, and including an area of 5 Attoms 153. Feb. 4.  
 May 1. 1847.



Board of Commissioners for Land Claims  
 Adjudication of Claim No 570 Amow 5<sup>th</sup>

So incidental Expenses of Commission		1	
" action of Commiss <sup>rs</sup> in this C. 22 <sup>nd</sup> Nov. 1847		1	
" Draft-deposition of Claim reduced	£2	1	
" Citation			50
" Draft testimony reduced and Engrossed	£2	1	50
" Engrossed Copy of Survey	£3	1	50
" Report of Commissioners this day rendered on the above Claim			5
			<hr/>
			11 50

W. L. Lee  
 J. H. Smith  
 State Maulwila  
 21 September 1848  
 J. M. To am akau  
 H. Kuanwai

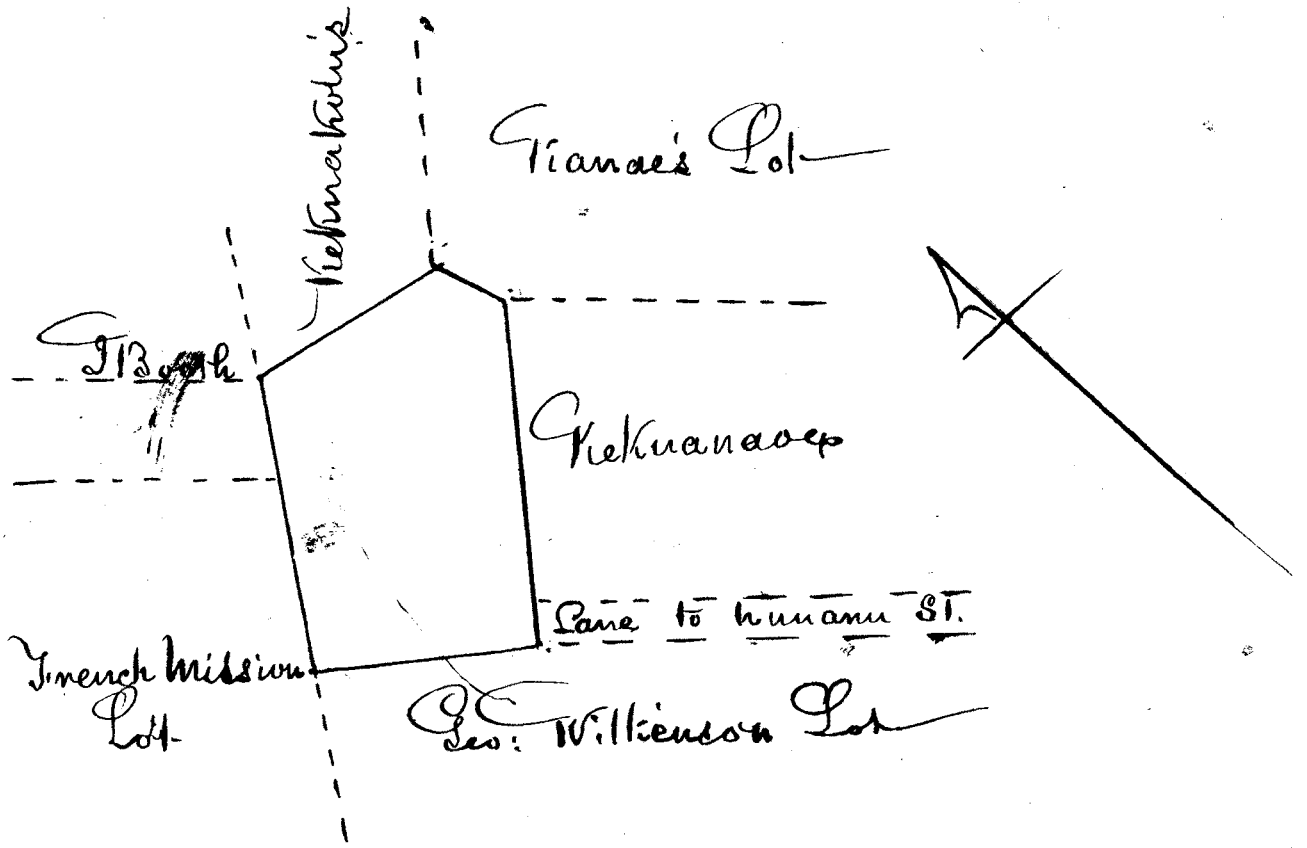
Claim No 601. John Hobbs

This is a claim to a house lot in Honolulu.  
 From the Evidence, it appears that the Claimant possessed a lot in right of his wife, which was badly cut up in the Year 1838 by the opening of Nuuanu St., and that H. E. Gov<sup>r</sup>: Kekuanoa in consideration of the same, gave him the lot now claimed. John J. testifies that by order of his Majesty, he cleared the Natives from this lot in the Year 1843, and put Claimant in possession of the same, which he has held in peace to the present by himself or others.

We therefore award to the Claimant John Hobbs a freehold or Life Estate in said lot, according to the 1<sup>st</sup> Rule of this Board. He is at Liberty to commute this Estate for a fee-simple one, as prescribed by law, or can have a lease of the same for 30 Years, free of Rent, without payment of any Commutation. The boundaries of the above land are correctly defined in the following Survey of J. Melcalf Esq<sup>r</sup>:

John Hobbs house lot Honolulu  
 Commencing at makai W. Corner of this lot joining  
 French Catholic mission lot (Kalanikahua) and  
 running S. 50° E. 51 1/2 ft along the Geo. Willian-  
 son lot to S. Corner of this by Lane. Thence  
 N. 40° 45' E. 1 Ch. 17 3/2 ft. along lot claimed  
 by M. Kekuanaoas to Kanae's lot. Thence N.  
 14° W. 15 3/2 ft. along Kanae's to lot claimed  
 by Kekuakohu - angle. Thence N. 75° 45' W.  
 49 1/2 ft. along Kekuakohu's to J. Booths lot.  
 Thence S. 31° 15' W. 25 ft. along J. Booths to  
 Catholic Mission lot Thence S. 36° 45' W.  
 44 3/2 ft. to place of Commencement, including  
 an area of 7 Fathoms 123.

February 24. 1848.



Board of Commissioners for Land Claims  
 Adjudication of Ch. No 601. John Hobbs Sr.

To	Incidental expenses of Commission	1
"	action of Comm <sup>n</sup> on	1
"	Citation for Claimants Att <sup>ce</sup>	50
	Car <sup>d</sup> over	2 50

	Pro'ced	\$ 2 50
To draft deposition of Claim reduced	Feb 4	2
" do Testimony reduced & Engraved	Feb 2	1 50
" Survey of J. McCall of land claimed		5
" Engraving Copy of survey	Feb	1
" Report of Commissioners this day Rendered on the above Claim		5
		<hr/>
		17
		<hr/>

W. L. Lee  
 Hoate Kaulaile  
 21 September 1848  
 J. H. Smith  
 Joanesi  
 S. M. S. am akul  
 U. Kaulaile

21  
Sept 57      S. Kou

O keia wahi a S. Kou e koi mai nei aia ma Ka  
 puukolo i Honolulu, he wahi keia ua hoopaapaaia  
 i waena o S. Kou laua me Kihewa. I ka mana ana i  
 ka na hoike, he wahi keia ua loa ia Piko ma Ka  
 wa o Kamehameha I. a hiki i ka wa o ua Piko nei  
 i make ai, ua lilo ia S. Kou kahi ana e koi mai nei,  
 no ka mea he kahi ia na Piko, a pila no o Kihewa he  
 mau keiki no laua nana. Aka, ma ko laua ua hoopa  
 paa no keia wahi, ua haalele o Kihewa i kona koi ana,  
 a ua hoihoi aku no S. Kou ua wahi nei.

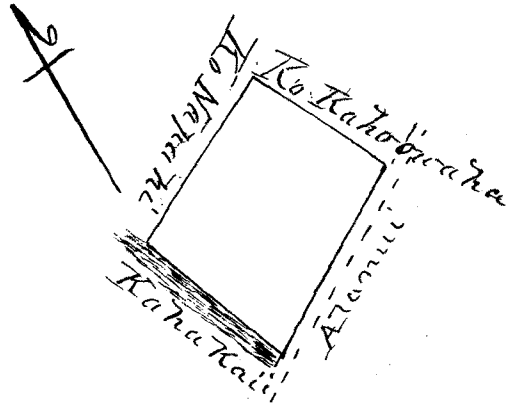
No laila ua kaka malaila no ua S. Kou keia  
 wahi. Penei nae na palena.

- Anaia e George Richardson -

Hoomakaia ma ke kahi Komohana, holo aku ka  
 aoo mua Akau 58° 31' Aikina 1 Kaulahao 1 4/12 Kapuai,  
 e pili ana i ko Napaki pahale, a hiki i ko Kahoowaha,  
 alaila huli Aema 30° 30' Aikina 5 4 9/12 Kapuai e pili a-  
 na i ko Kahoowaha pahale hiki i kahi alanui; alaila  
 huli Aema 57° Komohana 1 Kaulahao 11 3/12 Kapuai, e



pili ana i kahi Alamui hiki i Kahakai; alaila huli  
 a holo hou i ke kiki i hoomaka i ke ana ana A-  
 kau 20° Komohana 59 5/12 Kapuai e pili ana i  
 Kahakai, Eia ka ili oloko o keia wahi, he  
 49 ana ana 24 Kapuai. & Luea.



Aua hooko iho nei makou no J. Kou keia wa-  
 hi, he kuleana hoi kona malalo o ke ana Aloha;  
 ua komo no hoi maloko o ka Ipele 1. Ina uku mai  
 ia i ko ke aupuni hapaha, alaila ua kufono ia ia  
 ka palapala Sila Nui ano Aloha.

A pono nae ia ia ke uku mai no ka hookolo-  
 kolo, a me ka hookolo ana i ka olelo penei;

No ka oumi a me ke pahi ana i ka olelo ma ka Pupepa.	\$ 1 "
No ke kope ana i na olelo koina 2 ana	1 "
No ka palapala kii	50
No ka hana ana i ka la 9 Iune 1847	1
No ke kope ana i ka olelo a na Ihoike 2 ana	1 50
No ke ana ana i ka awa 8 Iulai 1848	2 50
No ke kope ana i ke ana ana	50
No ka hookolo ana i ka olelo	2 50

William L. Lee

Francis

10 50

Hoale Kauaia

13 October 1848

Wm. Smith

J. M. Kamae

W. Kamae

Hele 276.

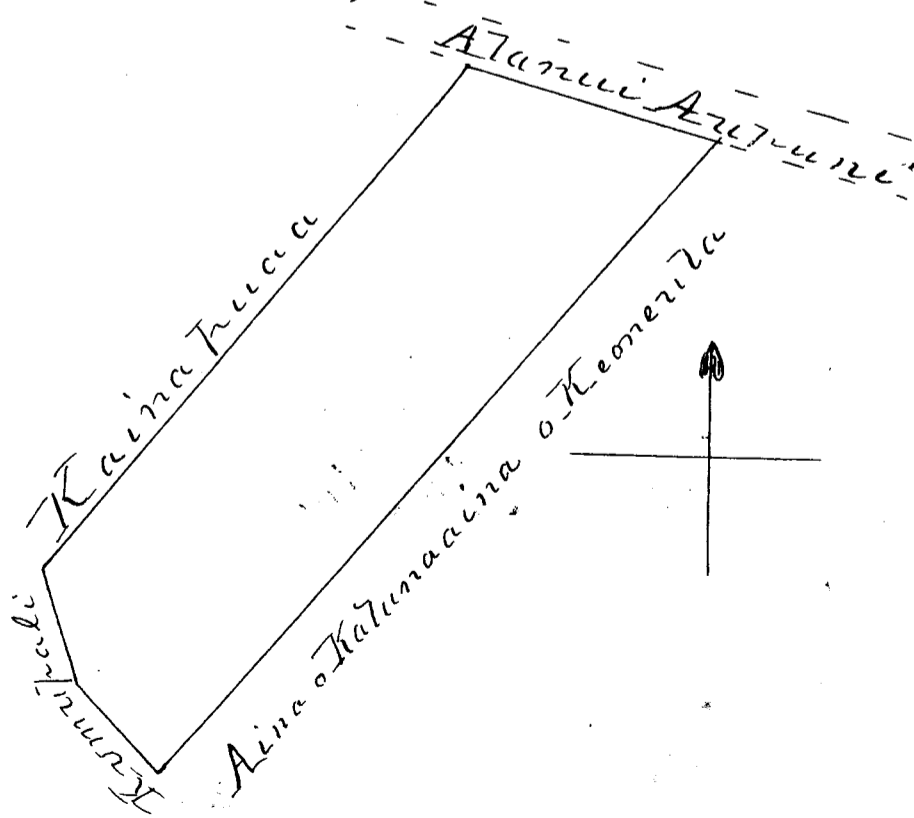
Kaholo

Ua koi mai nei oia no kona aina, Amama ma hou  
i keia aina ana e koi nei, he aina ua loa ia ia no ka  
alo Kamehameha III, i ka wa e noho kua aina ana  
o S. A. Suakini no Oahu nei Mo. 14. 1831 a hiki i nei wa.

No laila ua maopopo nona no kua aina, Penei  
mai na Palena.

Aina e George Richardson

O hoomaka ana i ke ana ana ma ka aoao ma ka  
i o ke Alanui e Aupuni, ma ka pahu hoi e ku ana ma  
ke kahi Hihina o keia aina, a holo aku la ka aoao mua  
Kema 51° 15' Komohana 8 Kaulahao 52 Kapuai 10 inika, e  
puli ana o Keoneula ma ia aoao hiki i Kumupali, alaila,  
huli a holo mawaena oia Aina, a me keia Aina. Ma  
u 14° Komohana 1 Kaulahao 21 Kapuai, 1 inika, Auli  
Ma u 13° 30' Hihina 1 Kaulahao 17 Kapuai 10 inika hi-  
ki i Kainapuaa, alaila; huli a holo mawaena oia Ai-  
na a me keia Aina i ka Ma u 44° Hihina 6 Kaula-  
hao 63 Kapuai 4 inika hiki i ke Alanui e Aupuni, alaila  
holo mawaena o ke Alanui e Aupuni, a me keia Aina.  
Kema 44° 30' Hihina 2 Kaulahao 59 Kapuai 5 inika  
hiki i kahi i hoomaka i. Oia ka ili maloko o keia  
Aina. 2 Eka, 227 Amama, 1 Kapuai.



Oia ka makou e hooko nei no Kaholo, he kuleana hoi kona malalo iho o ke ano Aloha. Ina uku mai oia i ke ke Aupuni hapakolu abaila kupono ia ia ka palapala Lila Nui, Ano Aloha

Pono nae ia ia ke uku mai no ka hookolokolo ana, a me ka hookolo ana i ka olelo penei.

No ka rumi, a me ke pai ana i ka olelo hookaha ma ka Nupepa	\$ 1
No ke kope ana i na olelo koina	1
No ka palapala kii	50
No ka hana ana i ka la 5 Oct. 1847	1
No ke kope ana i ka olelo a na huike	1 50
No ke ana ana i ka aina 3 Oct. 1847	2 50
No ke kope ana i ke ana ana	50
No ka hookolo ana i ka olelo	2 50
William L. Lee	
Ioane di	\$ 10 50*

Wote Kaniwala  
 13 October 1848  
 J. M. Kamaokau  
 W. Kauruanui

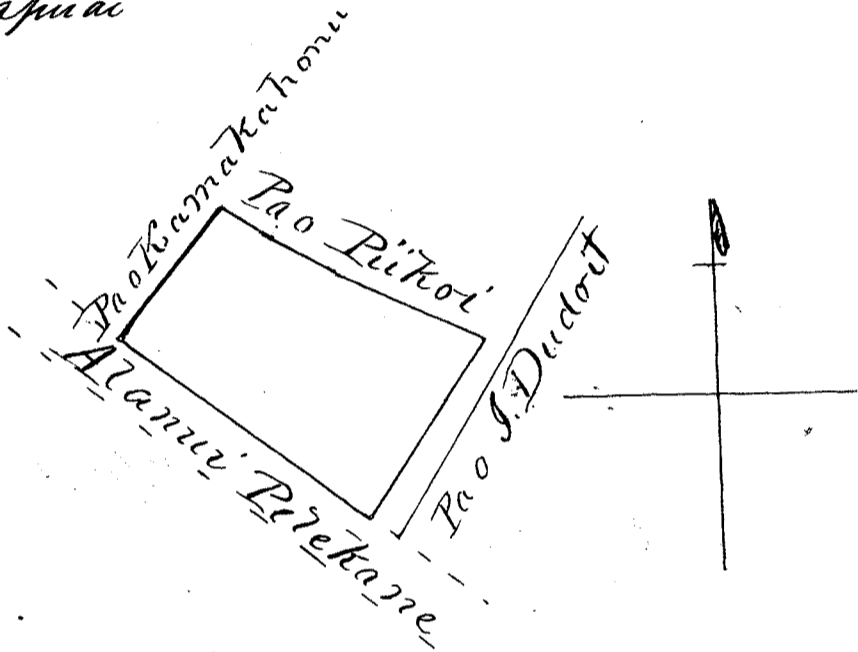
Aelu 590      Kauli Kamao

Ua hoi mai oia no kona wahi ma Honolulu nei, no ka mea, ua loaa no ia ia kela wahi mamua o ke kaa ana o na Hanawai, ma ka M. S. 4, 1828, a ua noho iho no oia mailaila mai a keia wa. Penei nae na Palena.

Anaia e George Richardson -

Hoomatia ke ana ana i keia pahale ma ke kiki Aema e pili ana i ke Alanui Pelekane, a holo aku la ka araa mua Akau 51° Komohana 3 Kaulakaa 19 Kapuai 2 inika. Epili ana ia araa i ke Alanui Pelekane hiki i ka pa o Kamakahonu, huli a holo

mawaina oia pa a me keia Akau 40° Iikina 1 Kaula-  
 hao 52 Kapuai 10 inika hiki i ka pa o Piihōi, alaila, huli  
 a holo mawaina oia pa a me keia Iema 47° Iikina 23  
 Kapuai 9 inika, huli Iema 59° 30' Iikina 1 Kaulahao 5  
 Kapuai, 3 inika, huli Iema 61° 30' Iikina 1 Kaulahao 43  
 Kapuai 7 inika hiki i Kahi Alanui uuku mawaina o  
 keia pa, a me ka pa o J. Dudoit, alaila, huli a holo mawa-  
 ina oia wahi Alanui <sup>(uuku S. L.)</sup> a me keia pa Iema 35° 30' Iomoha-  
 na 2 Kaulahao 19 Kapuai 2 inika hiki i Kahi i hōma-  
 ka'i ke ana ana. Oia ka ili maloko o keia pahale  
 776 Anana 29 Kapuai



Oia no ka makou e hōkō nei nona no ia wahi, ke  
 kulia ana hōi kona malalo o ke ano Aloha. Ina uku ma-  
 i oia i ke ke Aupuni hapaha, alaila ua kōpono ia ia  
 ka palapala Iia Nui ano Aloha.

Pono nae ia ia ke uku mai no ka hōkōkōlo, a me  
 ka hōhōlo ana i ka olelo peni.

No ka oumi a me ke paia ana i ka olelo  
 hōhōlo ana ka Nupēpa.

No ke kōpe ana i na olelo kōina 1 aoo

No ka palapala kii

No ka hana ana i ka la 17 Nov. 1847

No ke kōpe ana i ka olelo ana hōhōlo 2 aoo

No ke ana ana i ka aina Nov. 17, 1847.

No ke kōpe ana

	1
	50
	50
	1
	1
	2 50
	50
	7

Enana i kela aoo

Alai Kela aao mai  
No ka hooholo ana i ka olelo

7	50
2	50
-----	
9	50

Spate Kaula  
13 October 1848

William L. Lee  
Ivan di  
I. M. Kamaikai  
of Kaunani

Heu 241

Alere a I. I. I.

O Keia wahi kuleana ia no ma ke Kulanakau-  
hale o Honolulu, he wahi keia i waiho wale no ke Au-  
puni he alanui kahiko, ma ka wa i hanaia i na a-  
lanui hou i ka M. H. 1837 loa mai keia wahi, ma  
ke Kaauna i kaawi no ka lilo ana o ko lakou wahi ka-  
hiko i ua Kaauna nei, a mailaila no ka lilo ana ia  
ia a keia wa, pila ka olelo a ma hoohe.

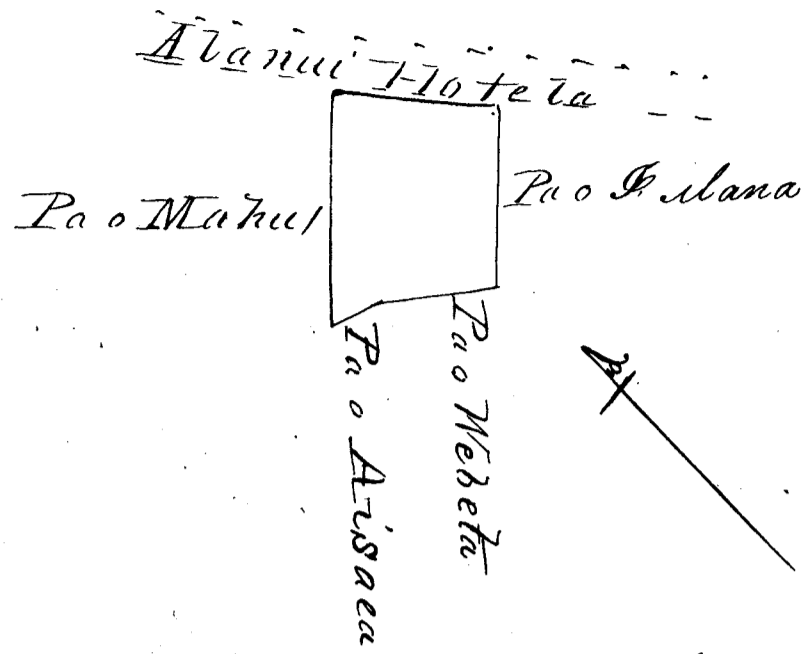
Nolaila wa maopopo ia makou keia wahi mona  
no. Ienei nae na Palena.

Anaia e George Richardson

E hoomaka ana i ke ana ana ma ke Kahi Akau  
o keia aina, a holo aku la ka aao mua makai o ke  
Alanui Aotela i ka Iema 43° Iikina 52 1/2 Kapuai,  
a hiki i ka o John Munn, alaila huli a holo mawa-  
ena oia pa, a me keia i ka Iema 38.30' Komohana,  
63 1/2 Kapuai a hiki i ka pa o Mr. Webster, huli Akau  
54.15' Komohana 41 1/2 Kapuai e pili ana i ka pa o  
Mr Webster, huli Akau 66.45' Komohana 16 1/2 Kapuai,  
e pili ana i ka pa o Aisaea, a hiki i ko slaku wa-  
hi, huli Akau ~~40.30~~<sup>43</sup> Iikina 1 Kaulakas 11 1/2 Ka-  
puai, hiki i Kahi i hoomaka i ke ana ana.

Oia hoi ka ili maloke o keia aina 108 Anana,  
27 Kapuai.

E hooia ke hoohele Akau 40.30' Iikina  
 o e hoohele, malaila Akau 43' Iikina  
 Honolulu, Iune 1848  
 George Richardson



Oia hoi ka makou e hooko nei no elee e iia wahi, he kuleana hoi kona malalo o ke ana Alois. Ina uku mai oia i ko ke Aupuni hapaha, alaila ua kupaia ia ia ka palapala Sila Nui ano Alois.

Sono no hoi ia ia ke uku mai no ka hookolo kolo a me ka hookolo ana i ka olelo, penei.

		D <sup>r</sup>
No ka rumi, a me ke pai ana i ka olelo hookaha ma ka Aupuni		1
No ke kope ana i ka olelo Kina	Aoo 3	1 50
No ka palapala Kii		50
No ka hana ana i ka la 5 Oct. 1847		1
No ke kope ana i ka olelo a ma Hoike aoo 2		1
No ke ana ana i ka aina 21 Sept. 1847		2 50
No ke kope ana o ke ana ana		50
No ka hookolo ana i ka olelo		2 50

Kate Kaulaia William L. Lee  
Joane di 10 50  
 13 October 1848 W. Smith  
L. W. Keam  
W. Kaulaia

Heu 224      Mahu

O kua kuleana a elaku e koi mai nei, he kuleana ka...

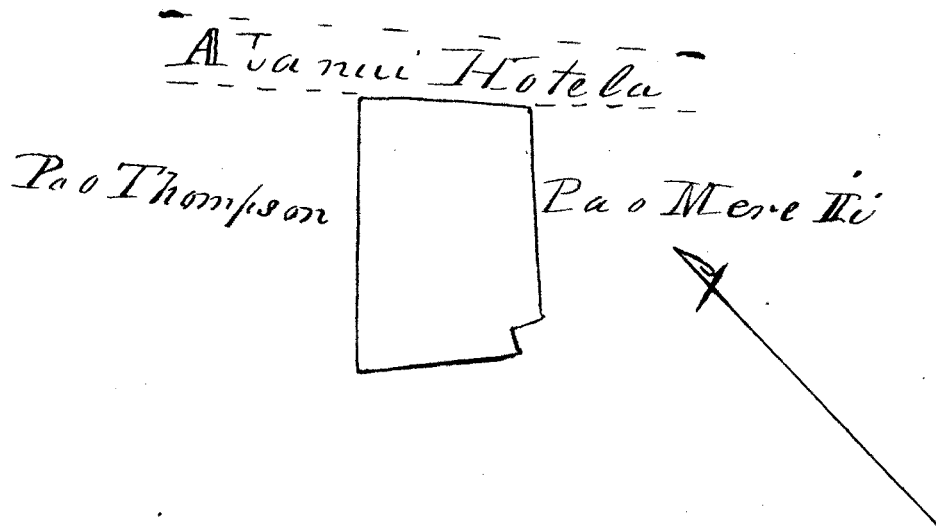
Ko loa mai a Hamehameka I mai, a ua lilo aku ia wahi ia Keaka Amara i ka wa i hanaia na alanui i ka manawa o Kinaw, haawi ke Heiauna i Keia wahi e pani no ko ulaku ma wahi i lilo ai, ua noho oia mailaila mai a Keia wa.

No haila ua kaka loa nona no Keia wahi ana e hoi mai nei, Iuninae na Palena.

Anaia e John Richardson

E hoomaka ana i ke ana ana ma ka aoao malkai o ke Alanui Hotela ma ke kahi Akau o ko ilere Ii wahi, a moe aku ka aoao mua i ka Hema ~~48.30~~<sup>43</sup> Homohana 1 Kaulahao 11 1/2 Kapuai a hiki i ka pa o Aisaea, a malaila aku i ka Akau 65° 15' Homohana a holo iki 9 Kapuai 11 inika, a hiki i kahi keke o ka pa o Aisaea, huli i ka Hema 33° Homohana, a holo iki 7 Kapuai 2 inika, a hiki hou i kahi keke o ka pa o Aisaea, a mailaila aku i ka Akau 54° Homohana 53 Kapuai 6 inika, a hiki i ka Hale Maita o J. Thompson, a malaila aku i ka Akau 44° 45' Hikina 1 Kaulahao 3 1/2 Kapuai, a hiki i ke Alanui Hotela e pili ana no i ka Hale Maita o J. Thompson, a malaila aku i ka Hema 43° Hikina 56 9/12 Kapuai, hiki hou i kahi i hoomakaia i ke ana ana. Eia hoi ka iti o Keia aina 153 Anana, 30 Kapuai.

E hiki i ka hualaha Hema 40° 30' kom. a e hoomaka i malaila Hema 43° kom. Honolulu June 1, 1852. John Richardson



O Keia huleana hoi ka makou e hooke nei no ulaku ke huleana nui hoi kona malalo o ke ano

Alodio. Ina uku mai oia i ko ke Aupuni kapaha, alaila, ua kupono ia ia ka palapala Lila Nui. Aho Alodio

Pono no nae ia ia ke uku mai no ka hooholoholo, a me ka hooholo ana i ka olelo penei;

No ka rumi a me ke pui ana i ka olelo ma ka Nupepa.

No ke kope ana i na olelo Koina

No ka palapala Kii

No ka hana ana i ka la 30 Aug. 1847

No ke kope ana i ka olelo a na hoike

No ke ana ana i ka aina 31 Aug. 1847

No ke kope ana i ke ana ana

No ka hooholo ana i ka olelo

Dfr

	1	
	1	50
		50
	1	
		75
	2	50
		50
	2	50

Wate Nauwila

13 Octoher 1848

William L. Lee

Kareedi

J. H. Smith

Makamakaau  
1/2, Hauunui

10 25

Heleu 127

Kauwi

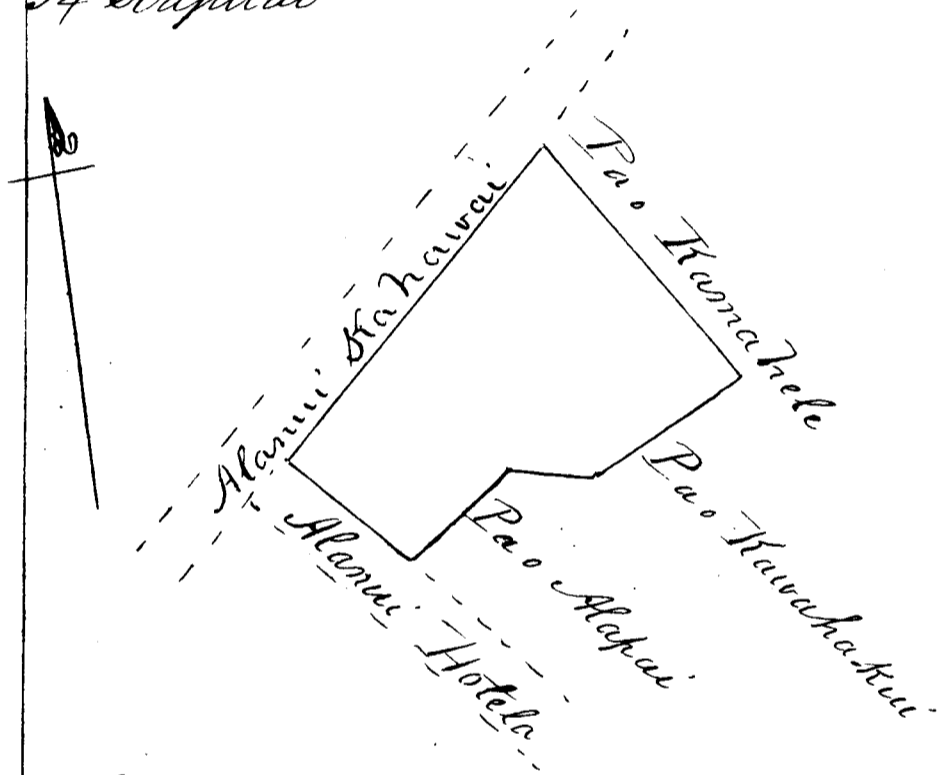
Ua koi mai o Kauwi no keia wahi ma Honolulu nei, mamuli o ka inoa o kana wahine, ua loa ia ia i ka wa o Kamehameha II., a ua koi mai ua Kauwi nei i kahi ia Liliuoe, e lilo pu ia wahi ia lona, e like me ka loa ana ia lona oia wahi a pau i kela manawa. Aka, i ko makou nana ana i kana hoike, ua lawe ke kiiaina a kaawi ia Liliuoe mamua o ke kau ana o na Kanawai oia ka M. H. 1838. Ua maopu pu no nae kahi a lona e noho nei no Kauwi, Penei na Palena.

Anaia e George Richardson

Hoomakaia ke ana ana ma ke kiki Kama, a holo aku ka aoao mua. Hana 41° 30' Komohana 57 1/2 ka-juai, o ke Alanui Hotel ke pili ana ma ia aoao



a hiki i ke Alanui Kahaawai, alaila huli a holo iuka ma  
 ka aoao oia Alanui Akau  $48^{\circ}30'$  Hikina 2 Kaulahas  $12\frac{1}{2}$   
 Kapuai hiki i ka pahale, Namakele; alaila, huli a ho-  
 lo mawaena oia pa, a me keia Hema  $31^{\circ}$  Hikina 1 Ka-  
 ulahas  $39\frac{1}{2}$  Kapuai hiki i ka pa o Kawahakui; a-  
 laila huli a holo mawaena oia pa a me keia Hema  
 $65^{\circ}$  Komohana  $62\frac{1}{2}$  Kapuai hiki i ka pahale o A-  
 lapai; alaila huli a holo mawaena oia pa, a me  
 keia Akau  $73^{\circ}$  Komohana  $26\frac{1}{2}$  Kapuai huli hou i ka  
 hi i hoomaka i ke ana ana Hema  $55^{\circ}$  Komohana  
 $46\frac{1}{2}$  Kapuai. Oia ka ili o keia pahale 314 anana,  
 34 Kapuai



Oia wahi ka makou e hooko nei no Kaiwi ma, ke  
 Kuleana nui hoi kona malalo o ke ano Aloha. Ina  
 uku mai oia i ko ke Aupuni kapaha, alaila ma  
 Kupono ia ia ka palapala Sila Nui Ano Aloha  
 Pono nae ia ia ke uku mai no ka hokohoko,  
 a me ka hoholo ana i ka olelo penei.

No ka rumi a me ke pai ana i ka olelo hoolaha ma ka Napepa.		\$	1
No ke hope ana i na olelo Koina	aoao 2		1
No ka palapala Kii			50
No ka hana ana i ka la 14 <sup>th</sup> Oct 1846			1
No ke hope ana i ka olelo a na hoike aoao 2			1 50
E nana i keia aoao			5

Alai Kela avao mai  
 No ke ana ana i ka aina 29 Dec. 1847  
 No ke kope ana i ke ana ana  
 No ka hooholo ana i ka olelo

\$	5
	2 50
	50
	2 50

Wate Kaula      William L. Lee  
 13 October 1848      Ipanedi  
 M. P.      M. P.      M. P.  
 M. P.      M. P.      M. P.  
 M. P.      M. P.      M. P.

\$	10 50
----	-------

Kela 70.

Waiaha

See Page 98

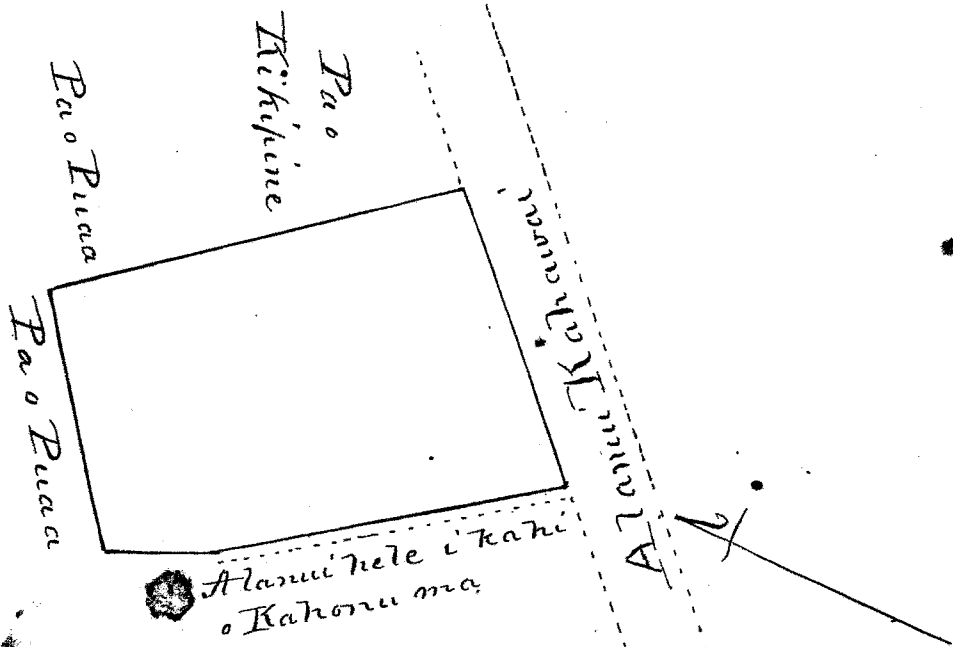
No ke koi ana mai o Waiaha i kona mau kuleana  
 He mau kuleana kahiko mai keia mai ka wa o Kamie  
 hameha I. mai ka noho ana a hiki i kona wa. He mau  
 kuleana maopopo maoli keia nona, o ka pahale, a me  
 ka aina hoi i ke ia ia, pela na hoi i olelo mai ai.  
 Ua maopopo nona no keia mau kuleana ana e koi  
 mai nei. Penei nae na palena.

Anaia e Wm. Richardson

Apana I      Ke kii o ka pahale o Kaione ma ke ku  
 lanakauhale o Honolulu i Oahu. Eia hoi kona mau Pale  
 na. Aka. Pahale o Puua. Sikiina, Pahale no o Puua,  
 a me Sikiipine. Aema. Alanui Kahawai. Komohana.  
 He wahi alanui loli e hile ai i kahi o Kahonu ma, mai  
 ke Alanui Kahawai mai, a me ka pahale o Ionaunani.

E hoomaka ana i ke ana ana ma ke lihi mauka  
 o kahi Alanui loli e hile ai i kahi o Kahonu ma, mai  
 ke Alanui Kahawai mai, ma ka avao Aka hoi o ke  
 Alanui Kahawai, a moe ake ka avao ~~ma~~ A. 48° 30'  
 S. 1 kaulaao 42 3/12 Kapuai, a hiki i ke kahi Aema o  
 ka pahale o Sikiipine, huli A. 34° 30' S. 2 kaulaao 15 1/12  
 Kapuai, a hiki i kahi Kekae o ka pa o Puua, huli H.  
 57° 45' N. 1 kaulaao 26 1/12 Kapuai, a hiki i ke kahi  
 Komohana Aema o ka pahale no o Puua, huli H.  
 22° 30' S. 35 1/12 Kapuai a hiki i kahi Manahua.

Keia pa ma ka aoao Ikiina hoi o ka pahale o  
Honannau, alaila huli i kahi i hoomaka i N. 35°  
45' Hi. 1 Kaulahas 62 1/2 Kapuai. Eia hoi ka  
ili maloko. 3 Kaulahas 84 Anana 31 Kapuai } Paea.



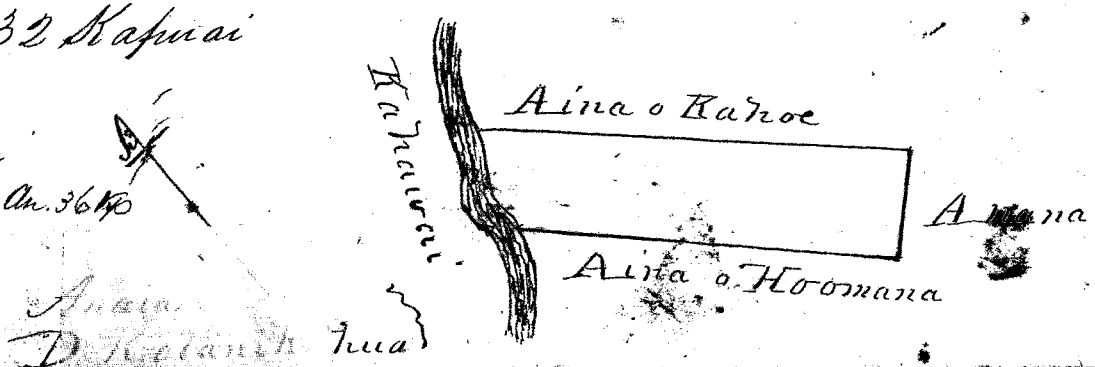
Apana 2. Ma ka Aina Kalo, Waiaha.

Waimanu  
Cwa

Ke kii o ke ana ana i kekahi Apana Aina  
o Waiaha ma ka Iki Aina i Kapuaia. Waholoo ma  
Waimanu i Cwa. Penei ma palena. Ma ka aina o  
Kahoe. Ma Honohulu nei o ka Iki Aina o Anana,  
Hooliamanu. Ma Iki Aina o Hoimana. Ma  
Waialua he Kahawai. E hoomaka ana i ke ana  
ana ma ke kahi Ikiina Hema o ka Aina o  
Hoimana. A ma ka aoao mua i ka Akau  
61° 30' Ikiina 1 Kaulahas 4 7/12 Kapuai; a hiki ma  
ke kahi Hema Aina o Kahoe, huli N. 33° Honohana  
4 Kaulahas Kapuai; a hiki ma ke kahi Honoha-  
na o ka Aina o Kahoe, huli Hema 25° Honohana  
1 Kaulahas 10 1/2 Kapuai a hiki i ke kahi Akau o  
ka Aina o Hoimana. Alaila huli a holo aku i ka-  
hi i hoomaka i i ka Hema 33° 30' Ikiina 3 Kau-  
lahas 52 1/2 Kapuai. Ka ili 4 Kaulahas 99 Anana-  
32 Kapuai

Op. 244  
4. 99. 22  
No. 386-1  
2. 794. 16  
1. 118. 29  
5. 5. 108. 32

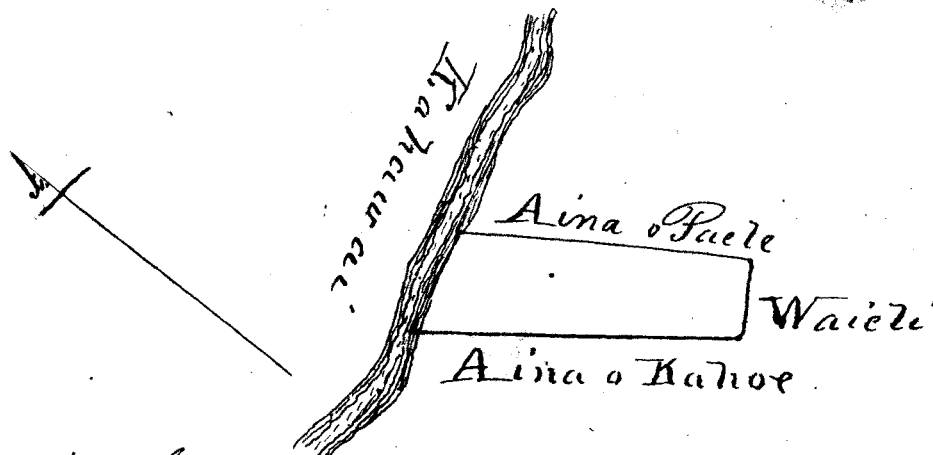
ap. apau  
68. 382. 53 An. 3640



Ana  
D. K. ... tua

Apana 3. Ma ka aina kato o Waiaha

Eia na palena o keia Apana. Mauka aina o Paale, Ma Honolulu nei ka aina i Kapuaia o Waielei. Alapai. Makai ka aina o Kahoe, Ma Waialua he Kahawai. E hoomaka i ke ana ana ma ke kiki Hikina o ka aina o Kahoe. A moe aku ka avao mua i ka Akau 61° Hikina 52 1/2 Kapuai, a hiki ma ka aina o Paale, alaila holo mawana oia Aina a me keia Akau 31° Komohana 2 Kaulahao 50 1/2 Kapuai, a hiki ma ke kiki Komohana o ka aina o Paale, huli hema 75° Komohana 58 1/2 Kapuai, a hiki ma ke kiki Akau o ka aina o Kahoe, alaila huli ae a holo aku i kahi i hoomaka i hema 35° Hikina 3 Kaulahao 21 1/2 Kapuai. Ka ili. 386 Apana 1 Kapuai



Anaia 6 Sept. 1849  
 J. Kalamikahua

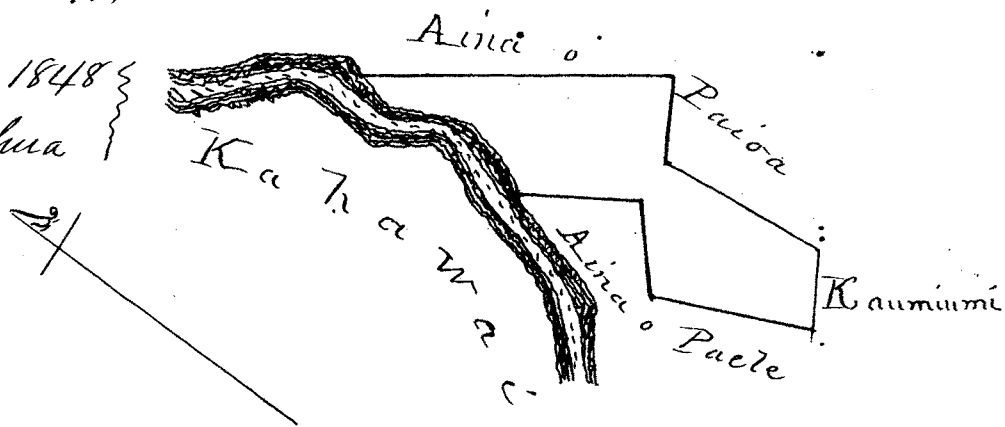
Waimanu  
 Ew

Apana 4. Ma ka aina kato o Waiaha

Ke ana ana i kekahi apana o ka aina o Waiaha. Penei na Palena mauka ka aina o Paia, Ma Honolulu nei ka aina o Paia, a me ka aina i Kapuaia o Kauniumi o Waiaha. Makai aina o Paale, Ma Waialua he Kahawai. E hoomaka ana i ke avao ana ma ke kiki Hikina o ka aina o Paale, a moe aku ka avao mua Akau 54° Hikina 46 10/12 Kapuai, a hiki ma ka avao makai o ka aina o Paia, huli Akau 43° Komohana 1 Kaulahao 44 1/2 Kapuai a hiki ma ka aina o Paia, alaila holo mawana oia aina, a me keia Akau 50° Hikina 62 Kapuai

alaila huli holo Akau  $44^{\circ}$  Komohana 3 Kaulahas,  
 $20 \frac{1}{12}$  Kapuai e pili ana ia mau aoao ma ka aina o  
 Paia; alaila huli a holo ma ka lihi Kahawai i ka  
 Hema  $17^{\circ}$  Hikina 1 Kaulahas  $23 \frac{1}{12}$  Kapuai, huli He-  
 ma  $9^{\circ} 30'$  Komohana 1 Kaulahas  $2 \frac{1}{12}$  Kapuai a hiki  
 ma ka aina o Paete, alaila, huli a holo mauaena  
 oia aina a me keia Hema  $41^{\circ} 30'$  Hikina 1 Kaula-  
 has  $13 \frac{2}{12}$  Kapuai, a hiki i ka anakee o ka aina o  
 Paete, huli Hema  $37^{\circ} 30'$  Komohana 1 Kaulahas  $4 \frac{7}{12}$   
 Kapuai, a hiki i kekahi anakee e ae o ka aina o  
 Paete; alaila huli ae a holo aku i kahi i hoomaka i  
 ke ana ana i ka Hema  $31^{\circ}$  Hikina 1 Kaulahas  $45 \frac{1}{12}$   
 Kapuai. Ka ili  $7.194$  Aniana 16 Kapuai  
 794

Anaia Sept. 6, 1848  
 D. Kalanikahua



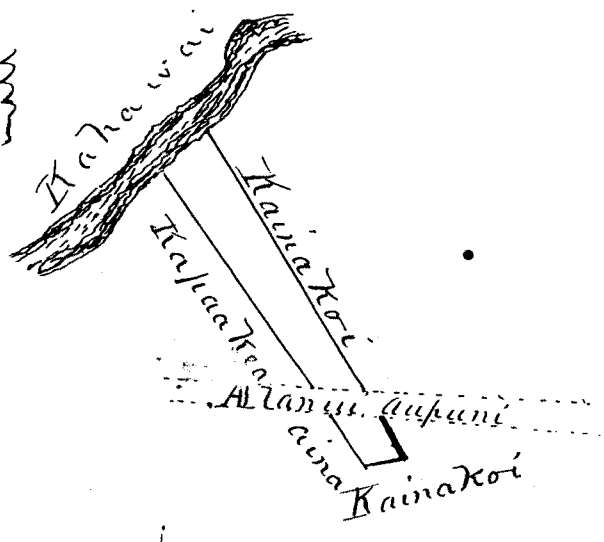
Apana 5  
 Waimanalo

He kii o ka apana kula o Waiaha ma  
 ka ili aina i kapaia o Waholoa ma Waimanalo i Ewa.

Oia na palena. Mauka ka aina i kapaia o  
 Kainakoi o Alapai, ma Waikiki o Kainakoi no. Ma  
 kai ka aina i kapaia o Kapaakia o C. Kanaina,  
 Ma Waiialua he Kahawai. E hoomaka ana i ke ana  
 ana ma ka lihi ma Waikiki o ke Kahawai, ma ka  
 aoao makai o ka aina i kapaia o Kainakoi. A  
 moe aku ka aoao mua Hema  $33^{\circ}$  Hikina 4 Kaulahas,  
 $7 \frac{1}{12}$  Kapuai, a hiki ma ka aoao Akau o ka pa Aina  
 o Ewa, huli Hema  $77^{\circ} 30'$  Komohana  $26 \frac{5}{12}$  Kapuai, a  
 hiki ma ka aoao mauka o Kapaakia aina o C. Kanai-  
 na, huli Akau  $36^{\circ}$  Komohana 2 Kaulahas  $52 \frac{1}{12}$  ka-  
 puai, a hiki ma ka lihi ma Waikiki o ke Kahawai,

alaila huli ae i kahi i hoomaka i Akau  $42^{\circ}30'$  Sitikina  $39\frac{1}{2}$  Kapuai. Ka ili: 1 Maulakas 118 Anana 21 Kapuai.

Anaia Sept. 7, 1848  
D. Kalamikahua



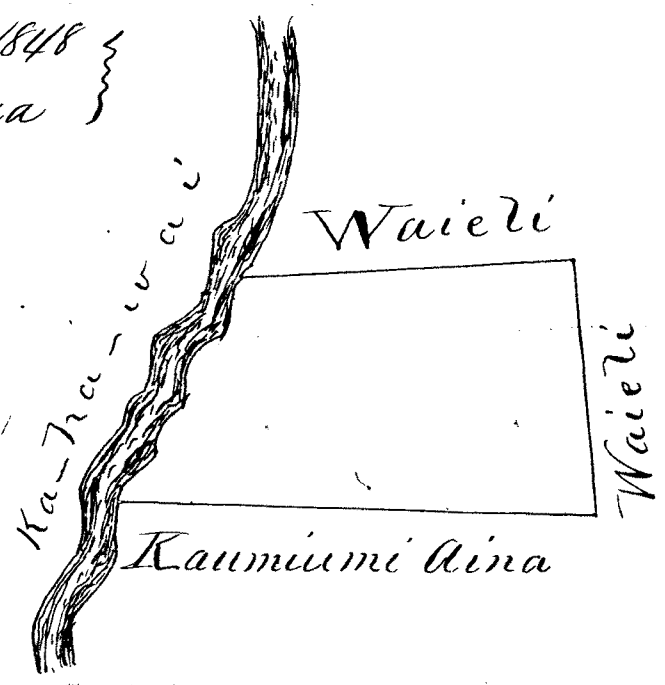
Apana 6.

Waimalu  
Ewa

Ke kii o ka Aina Mula o Waiaka ma ka ili Aina i Kapuaia o Waiholoa ma Waimalu i Ewa.

E hoomaka ana i ke ana ana ma ka lihi ma Wai-kiki o ke Kahawai, ma ka aoas mauka o kekahi Lile Mula o ka Aina i Kapuaia, Kaumiuni. Amoe aku ka aoas mua Akua  $44^{\circ}30'$  Sitikina 10 Maulakas, a hiki ma ka lihi Komohana o ka Lile Mula o ka Aina i Kapuaia o Waieli o Alapai, huli Akau  $38^{\circ}30'$  Sitikina 5 Maulakas,  $26\frac{5}{12}$  Kapuai, a hiki ma ka lihi makai o Waieli no, e pili ana no ia aoas ia Waieli, huli Akau  $49^{\circ}$  Komohana 7 Maulakas, a hiki ma ka lihi ma Wai-kiki o ke Kahawai, e pili ana no ia aoas ia Waieli, alaila, huli ae a holo ae ma ka lihi Kahawai i kahi i hoomaka i i ka Akua 7 Komohana 5 Maulakas  $26\frac{5}{12}$  Kapuai. Ka ili. 4 Akua, 5 Maulakas 108 Anana 32 Kapuai.

Anaia Sept 7, 1848  
D. Kalamikahua



Okeia mau kuleana ka makou e hooke nei no Waiaka ma ke ano kuleana nui malalo o ke ano Alodio, aka; ina uku mai oia i ke ke aupuni hapaha, alaila kuponu ia ia ka palapala Sila Nui ano Alodio.

Pono mo hoi ia ia ke uku mai no ka hooholoholo a me ka hooholo ana i ka olelo penoi.

No ka rumi, a me ke pai ana i ka olelo, hoolaha ma ka Nupepa		\$	1
No ke kope ana i na olelo Koina	awa 2		2
No ka palapala kii			50
No ka hana ana i ka la 26 Mar. 1847			1
No ke kope ana i ka olelo a na hoike	awa 2		1 50
No ke ana ana i ka aina i ka la	6		15
No ke kope o ke ana ana	awa 12		6
No ka hooholo ana i ka olelo			5

Kate Hauwala William L. Lee  
 13 October 1848 Board \$ 32  
 J. H. Smith M. W. Olanokau  
 W. K. Kaurui

Hulu 48 Kahanaumakai

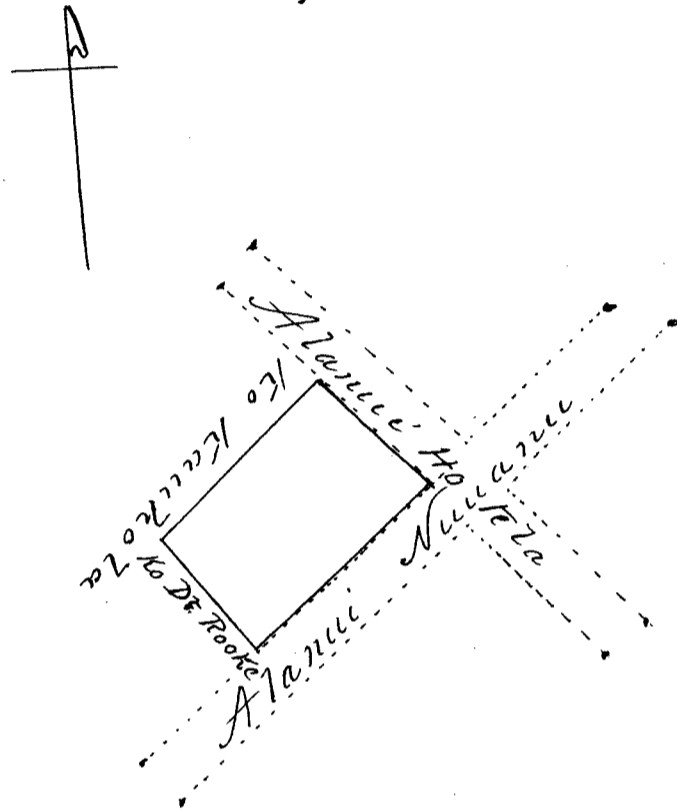
Ua hoi mai nei oia no kona wahi e noho nei aia ma Honolulu Kulanakauhale, ua loa ia ia ma ke kuai ana meuilama Hatabala ma ka M. St. 1841 ma ke Dai'a Kana Kuai ana. A ma ka ma ana i kana hoike, ua akaka malaila ke wahi kuleana kona ma ke kuai ana me na mea nona ia mau wahi i lilo ia ia koUILAMA HATABALA, a me Kauhola.

Alaila ua maopopo ia makou no Kahanaumakai no ia wahi. Peni nae na Palena.

Anaia e George Richardson

Hoona'aua ke ana ana ma ke kiki Hikiina Akau o keia wahi, a holo aku ka awa mua Hema

42° Hikina 52 1/2 Kapuai e pili ana i'ke Alanui Iotela,  
 a hiki i'ke Alanui Nuuanu, huli Hema 49° 30 Komoha  
 ma 1 Kaulakao 14 1/2 Kapuai, e pili ana i'ke alanui  
 Nuuanu, huli Akau 36° Komohana 50 1/2 Kapuai, e  
 pili ana i'kahi hoolimalina a Tyhour me Dr. Rooke,  
 huli a holo hou i'kahi i' hoomaka'i ke ana ana  
 Akau 48° Hikina 1 Kaulakao 13 1/2 Kapuai e pili ana  
 i'ke Kauhola pakale, Oia ka iti iloko o keia wa-  
 hi 110 Anana, 26 Kapuai 3 Kua.



Oia wahi ka makou e hooko oei mo Kahanaumakahi,  
 me kuleana nui hoi kona analalo o ke ano Aloha. Ina  
 uku mai oia i'ke ke Aupuni kapaka, alaila ua kupo-  
 no ia ia ka palapala Lita Nui, ano Aloha.

Pono no hoi ia ia ke uku mai mo ka hookohokoho  
 a me ka hookoho ana i'ka olelo penei.

No ka rumi a me ke pai ana i'ka olelo  
 hookaha ma ka Pulepa

No ke kope ana i'na olelo Moana.

No ka palapala Mii

No ka hana ana i'ka la 14 July 1846

No ke kope ana i'ka olelo a ma hoi ke Awa 2

No ke ana ana i'ka aina i'ka la 27 June 1848

	1	
Awa 2	1	
		50
	1	
Awa 2	1	50
	2	50
<hr/>		
	7	50

Onana i'ke la awa



Mai hēla aoao mai  
 No ke kope o ke ana ana  
 No ka hooholo ana i ka olelo

	\$	7	50
			50
		2	50
		<hr/>	
	\$	10	50
		<hr/> <hr/>	

Keate Kaulaides William L. Lee  
 13 October 1848 ~~John~~ ~~John~~ ~~John~~ ~~John~~ ~~John~~  
 Iogredi ~~John~~ ~~John~~ ~~John~~ ~~John~~ ~~John~~  
 1/2 Kaunani

Heu 88 Kekuananoha

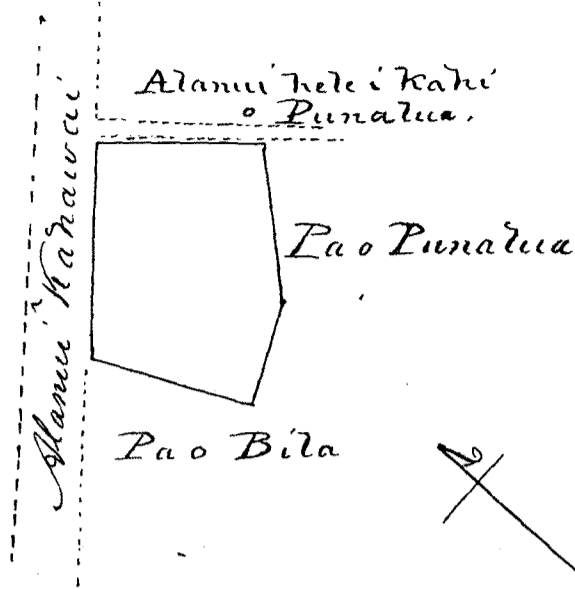
Ke koi mai nei oia he kuleana kona ma ka  
 haawi ana a Punalua ia ia, a ua noho ua kekua-  
 manoha nei ma keia wahi mai ka wa e noho ana  
 o Pahi, a hiki mai i keia manawa. Ua maopopo  
 he kuleana keia mamua o ke kau ana o na kana-  
 wai. Aolaila ua akaka maoli nona no keia wahi  
 ana e koi mai nei. Puni mai na Palena.

Anaia e John Richardson

Eia hoi kona mau palena, Akau, Alanui Kahawai,  
 Hikiia he wahi alanui ololi e hele ai i kahi o Puna-  
 lua mai ke Alanui Kahawai mai. Hema, Pahale  
 o Punalua, Komohana, Pahale o Bilo.

E hoomaka ana ma ka lihi makai o kahi alanui  
 ololi e hele ai i kahi o Punalua, mai ke Alanui  
 Kahawai mai, ma ka aoao Hema hoi o ke Alanui  
 Kahawai, a moe aku ka aoao mua S. 49° N. 1 Mau-  
 laha 8 1/2 Kapuai a hiki i ke kiki Hikiia Akau  
 o Bilo, huli S. 27° N. 57 1/2 Kapuai a hiki i ke kiki  
 Komohana Akau o ka pahale o Punalua, huli  
 N. 66° W. 35 1/2 Kap. a hiki i kahi anakee o ka  
 pa o Punalua, huli N. 39° W. 52 1/2 Kap. a hiki i  
 ka lihi makai o kahi alanui e hele ai i kahi o  
 Punalua mai ke alanui Kahawai mai, aolaila  
 huli i kahi i hoomakai N. 35° 15' W. 60 1/2 Kapuai.

Pia hoi ka ili maloko. 1 Kaulahas 25 Anana, 16 Kapuai } Kuea.



O keia kuleana ka makou e hooko nei no Ke Kuamano-  
ka ma ke ano kuleana nui malalo o ke ano Alodio,  
aka ina uku mai i ke ke aupuni kapaha, alaila ua  
kupono ia ia ka palapala Sila Nui ano Alodio.

Pono nae ia ia ke uku mai no ka hookolokolo, a  
me ka hookolo ana i ka olelo penei.

			\$
No ka rumi a me ke pahi ana i ka olelo, hookaha ma ka Nupapa			1
No ke kope ana i wa olelo Koina	Aoao 3		1 50
No ka palapa kii			50
No ka hana ana i ka la 15 Sept. 1846			1
No ke kope ana i ka olelo a ma hoi ke	Aoao 2		1 50
No ke ana ana i ka aina eleei 1847			2 50
No ke kope ana i ke ana ana			50
No ka hookolo ana i ka olelo			2 50

Keate Kani'ula William L. Lee \$ 11  
13 October 1848  
W. Smith  
W. K. amakan  
W. K. amakan

Helu 255

Lakau

uohala

Ua hoi mai oia no kona wahi ma Honolulu

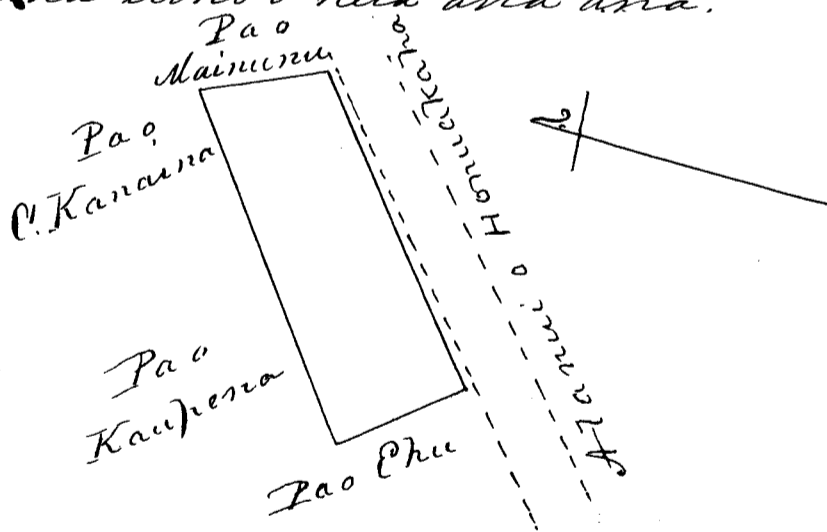
he kuleana kahiko no, no Kaahumahu I ia Kaha-  
manui ke Kane a ua hakahau la, ua noho laua ma  
keia wahi i ka wa e ola ana o Kaahumahu I, a  
me Kaahumahu II. a hiki mai i keia wa.

Alaila ua masipopo no Hakau no keia wahi  
Penei nae na palena.

Anaia e John Richardson

O hoomaka ana i ke ana ana i keia aina ma  
ka aoao Akau o ke Alani Homuakaha ma  
ke kiki Hema hoi o ka pa o Mainunu, a holo  
aku la ka aoao mua i ka Hema  $51^{\circ}$  Kom. 3 Kaula-  
haka  $48\frac{1}{2}$  Kapuai a hiki i ka pa o Ehu, huli  
a holo mawana oia pa, a me keia i ka Akau  
 $36^{\circ} 30'$  Komohana 1 Kaulahaka  $31\frac{1}{2}$  Kapuai, oia hoi  
ka aoao makai o keia aina a hiki i ka pa o Ka-  
upena; huli Akau  $53^{\circ}$  Hikina 4 Kaulahaka 4 Kapu-  
ai, a hiki i ka pa o Mainunu, alaila; huli i ka-  
hi i hoomaka i ke ana ana i ka Hema  $21^{\circ} 45'$   
Hikina 1 Kaulahaka 29 Kapuai. Oia hoi ka ili  
o keia aina 688 Anana 33 Kapuai & Kuea.

Ua komo pu na pa lefu a pau e hoopuni ana  
i keia aina iloko o keia ana ana.



O keia kuleana ka maku e hooko nei no Hakau  
he kuleana hoi kona malalo o ke ano Aloha.  
Aka, ina uku mai oia i ke ke aupuni kapa-  
ha, alaila ua kuponu ia i ka palapala Sila  
Nui Ano Aloha.

Pono nae ia i ke uku mai no ka hookolokolo

a me ka hoooho ana i ka olelo penei.

No ka pumi a me ke pui ana i ka olelo  
 hoooho ma ka Pupepa  
 No ke Kope ana i na olelo Koina Awao 2  
 No ka palapala Kii  
 No ka hana ana i ka la 20 Sept. 1847.  
 No ke Kope ana i ka olelo a ma hooike Awao 3  
 No ke ana ana i ka aina 17 Sept. 1847.  
 No ke Kope o ke ana ana  
 No ka hoooho ana i ka olelo

	\$	1	
		2	
			50
		1	
		2	25
		2	50
			50
		2	50
		<hr/>	
		12	25

*Hoboken* William L. Lee  
 13 October 1848 *Spanedi*  
*J. Smith* *M. K. am akau*  
*V. Kaunani*

Hulu 263

A. Waiakoa

Ke koi mai nei oia no ke la wahi ana e noho nei.  
 Ai ke maku nana ana he Kuleana Kahiko no, ua  
 loaa ia ia mamua o ke Kan ana o na Kanawai,  
 ua noho oia malaila mai ka M. H. 1828 a hiki mai i  
 nei wa no Kaahumanu mai.

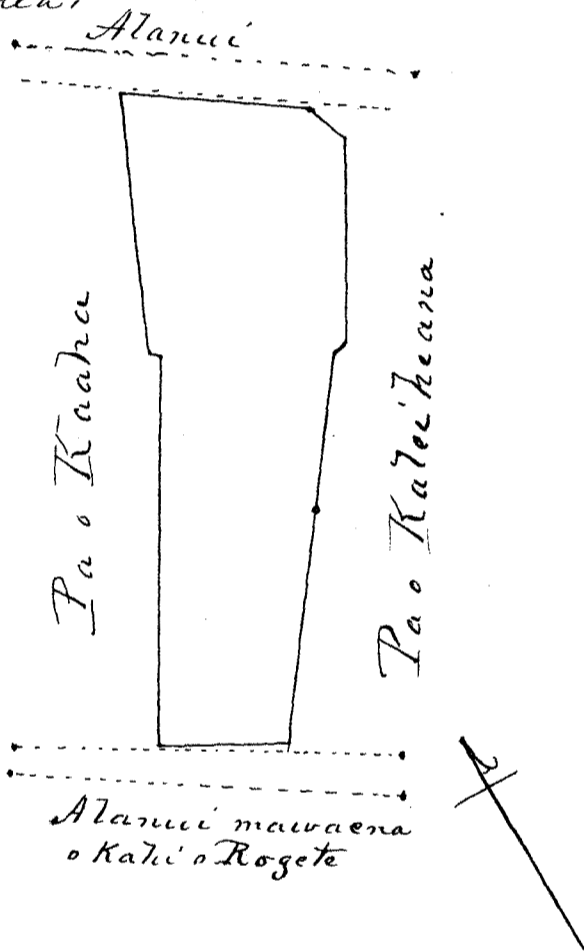
No laila ua maopopo maoli nona keia wahi ana e  
 koi mai nei. Penei pae na palena.

Anaia e *John Richards* ona

E hoomaka ana i ke ana ana ma ka awa mauka  
 o kahi alanui mawaena o kua pa a me ke Pogea  
 ma, e pili ana hoi i ka pa o Kalihiana, a holo  
 aku la mawaena o ka pa o Kalihiana a me keia  
 i ka Akaun 61° Hikiina 2 Kaulakaa 4 1/2 Kapuai,  
 huli Akaun 63° 30' Hikiina 1 Kaulakaa 3 1/2 Kapuai,  
 huli Akaun 89° 30' Hikiina 8 Kapuai, Yinitia, huli  
 Akaun 55° 30' Hikiina 2 Kaulakaa 6 1/2 Kapuai, a hiki  
 i ka awa mauka, huli Akaun 6° Hikiina 29 Kapuai,

huli Akau 28° Komohana - 2 Kaulahao 2 9/12 Kapuai, a  
 hiki i ka pa o Kaaha, huli a holo mawaena o Keia  
 pa, a me ka pa o ua o Kaaha nei, i ka Hema  
 49° 30' Kom. 2 Kaulahao 48 10/12 Kapuai, huli Hema  
 42° 30' Hikinā 3 4/12 Kapuai, huli Hema 56° 30'  
 Kom. 4 Kaulahao 7 3/12 Kapuai, a hiki i Kahi a-  
 lanui mawaena o Keia pa a me ko Pogete ma,  
 alaila huli a holo ma ka aoao maauka oia wahi  
 alanui i ka Hema 36° 30' Hikinā i Kaulahao 41 7/12  
 Kapuai hiki i Kahi i hoomaka i ke ana ana.

Oia hoi ka ili o Keia ana. 1 Eka 175 Anana  
 22 Kapuai i Keia.



Oia hoi ka makou e hooko nei no Waikeā, he  
 Kuleana hoi kona malalo o ke ano Alodio. Ina  
 ukou mai oia i ko ke Aupuni kapaka, alaila ua  
 kuponu ia ia ka palapala Ila Nui Oros Alodio  
 Pono nae ia ia ke ukou mai no ka hookolo-  
 kolo, a me ka hookolo ana i ka olelo pūnei,  
 No ka rumi, a me ke pai ana i ka olelo  
 hookaha ma ka Nupepa

No ke Kope ana i na olelo Koma. Aweo-5

O miana i Kula aoao

1	
2	50
3	50

Mai Kela arao mai  
 No ka palapala hui  
 No ka hana ana i ka la 24 Sept 1847  
 No ke kope ana i ka olelo a na hoike Aooa 3  
 No ke ana ana i ka aina 17 Sept. 1847  
 No ke kope ana i ke ana ana  
 No ka hoooho ana i ka olelo

3	50
	50
1	
2	25
2	50
	50
2	50

Hoate Kaula  
 13 October 1848  
 William L. Lee  
 J. Smith  
 J. Yauwui

\$ 12 75

Heleu 268 . Joane Pi . alatuahou  
J. Post

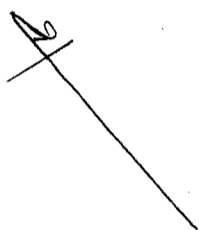
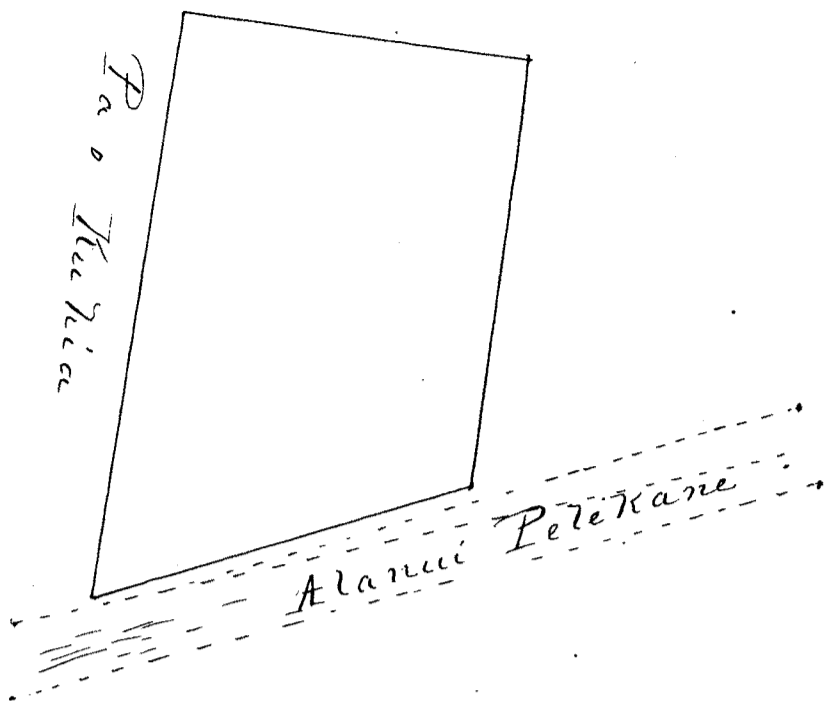
Ke Koi mai nei oia no kona wahi ana e noho nei. I ko makou mana ana ke Kuleana Kahiho ma na noho oia ma keia wahi, mai ka M. J. 1828 a hiki mai i keia wa.

No laila ua maopopo ia makou ma na hoike nona ia wahi ana e Koi mai nei, Lenui nae na Palena.

Anaia e John Richardson

E hoomaka ana i ke ana ana ma ke Kahi Homohana o keia aina, a holo aku la ka arao mua mawaena o ka pa o Kahi a me keia pa i ka Akaun 49° 5' Hikiina 6 Kaulahao 28 1/2 Kapuai, a hiki i ke Kahi Akaun o keia aina, huli Aema 40° 30' Hikiina 3 Kaulahao 53 1/2 Kapuai, oia ka arao mauka o keia aina, a hiki i ka pahu e Ku ana i ke Kahi Hikiina o keia aina, huli Aema 48° 30' Homohana 4 Kaulahao 46 10/12 Kapuai a hiki i ka arao mauka o ke Alau Pelekaue, huli Akaun 64° Hikiina 4 Kaulahao 8 1/2 Kapuai hiki i Kahi i hoomaka i ke ana ana. Eia hoi ka ili o keia

aina 2 Oka. 255 Anana 32 Kapuai Kuea.



Oia no ka makou a hooko nei nona no keia wa-  
hi, he kuleana hoi kona malalo iho o ke ano Alo-  
dio. Ina uku mai oia i ko ke Aupuni hapaha  
alaila ua kii pono ia ia ka palapala Sila Nui  
ano Alodio.

Pono nae ia ia ke uku mai no ka hookolokolo  
a me ka hookolo ana i ka olelo penei.

No ka pumi a me ke pai ana i ka olelo hookaha ma ka Nupepa	1	\$0
No ke kope ana i na olelo Koina Aous 2	1	\$0
No ka palapala kei		\$0
No ka hana ana i ka la 24 Sept 1847	1	\$0
No ke kope ana i ka olelo a ma hoike Aous 2	1	\$0
No ke ana ana i ka aina 20 Sept 1847	2	\$0
No ke kope o ke ana ana		\$0
No ka hookolo ana i ka olelo	2	\$0

Wate Kaniwela William L. Lee \$ 10 50  
13 October 1848  
Irene Li  
W. Smith J. M. Kawakani  
Y. Kuanani

Idu 269 Ioane Ii

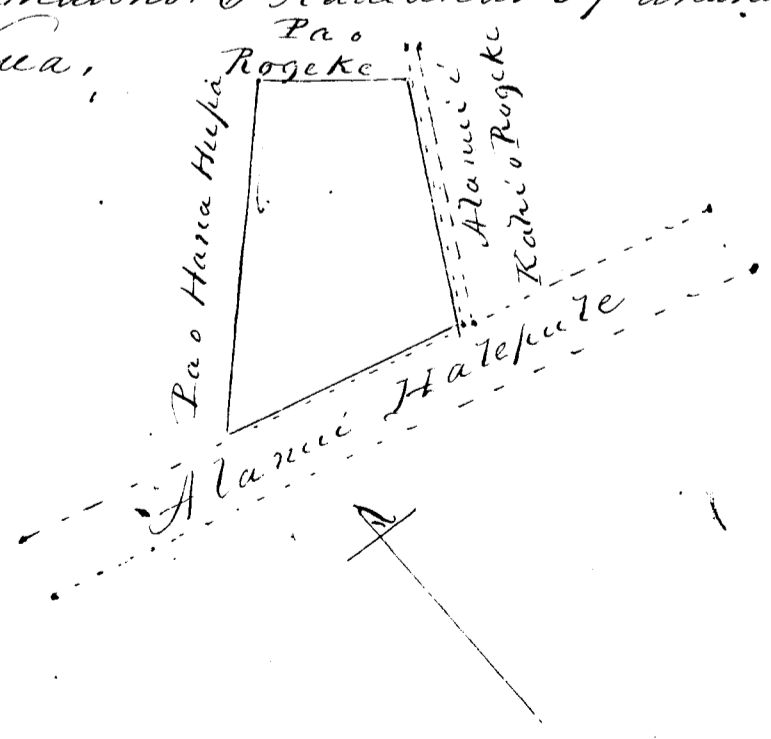
Ua koi mai oia nei he wahi kōna ma Keia helu maluna ua loa ia ia. Iko mākou mana ana, he wahi ua loa ia ia me S. Kākūhu i ka wa o Kamehameha II. ua lilo ma ia lāua Keia wahi, a holo o Kākūhu me Poki ma, Kauoha oia ia Ioane Ii ia wahi, a fula no ka lilo ana a hiki mai i Keia wa.

No laila ua maopopo mona no ia wahi ana e koi mai nei. Pēni nāe na Palena.

Anaia e Iohm Richardson

E hoomaka ana ma ka lili mauka o ke Alanui Halepule ma ke kīhi Komohana Hema hoi o ka pahale o Hana Hupa, a moe aku ka --  
awa mua H. 67° N. i kīna 2 Kaulaao 46<sup>8</sup>/<sub>12</sub> Kapuai, a hiki i ka ki alanui mauka e pū ai i ka ki o Pogete mai ke Alanui Halepule mai, huli A. 39° N. i kīna 2 Kaulaao 42<sup>10</sup>/<sub>12</sub> Kapuai a hiki i ke kīhi Komohana Hema o ka pahale o Pogete, huli A. 42° 15' N. 1 Kaulaao 36<sup>10</sup>/<sub>12</sub> Kapuai, a hiki i ke kīhi Komohana Alanui o ka pahale o Pogete, alaila huli i ka ki i hoomaka i H. 53° N. 3 Kaulaao 48<sup>2</sup>/<sub>12</sub> Kapuai.

Eia hoi ka ili maloko. 6 Kaulaao 39 anana, 33 Kapuai } Hema.





O Keia wahi hoi ka maku e hooko nei mona,  
 ke kule ana hoi kona malalo o ke ano Alodio I-  
 na uku mai oia i ke ke aufermi kapaha ma  
 Keia wahi, alaila ua kupomo ia ia ka palapa-  
 la Sila Nui ano Alodio.

Pono nae ia ia ke uku mai mo ka hookolokolo  
 a me ka hookolo ana i ka olelo penei.

No ka rumi a me ke pai ana i ka olelo hookolaha ma ka Wupepa.	1	50
No ke kope ana i ma olelo koina Uaoa?	1	
No ka palapala kii		50
No ke hana ana i ka la 27 Sept 1847	1	
No ke kope ana i ka olelo a na huike Uaoa?	1	50
No ke ana ana i ka aia eleei 1847	2	50
No ke kope o ke ana ana		50
No ka hookolo ana i ka olelo	2	50
	<hr/>	
	10	50
	<hr/>	

Hoate Kaurida  
 13 Octoee 1848

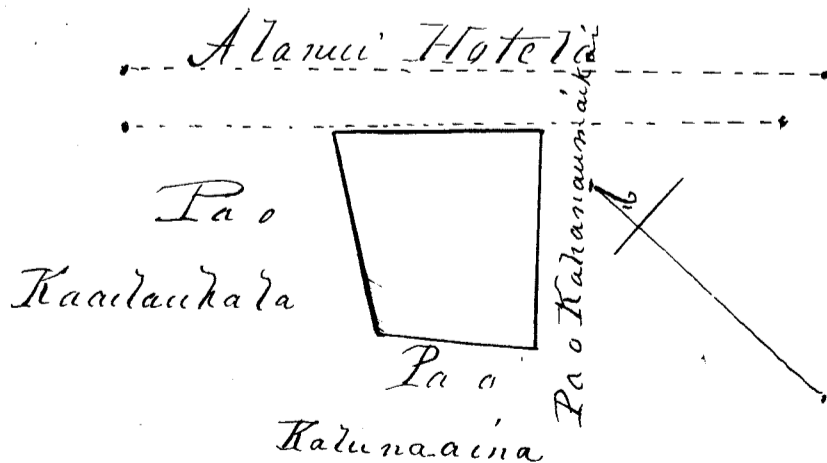
William L. Lee  
 Ipaedi  
 W. Smith L. M. So am ak au  
 W. Yauwai

Ke Kōi mai nei oia no Kona wahi e noho nui,  
he kuleana Kona malaila ua loa ia ia no Kona  
makuahine, ka wahine hoi a Kona makuakane  
ua loa no ia ia i ka wa o Kamehameha II.  
Ai ka wa o Kaahumanu I haalele ka maku-  
ahine i Keia wahi, a lilo ia ia nei Keia wahi,  
a ua noho no oia ma Keia wahi, a hiki mai  
nei i neia wa.

Malaila ua maopopo Keia wahi ana e Kōi  
mai nei nona no. Penei nae ma Palena.

Anaia e John Richardson

E hoomaka ana i ke ana ana ma ke Kihī Hi-  
kina o Keia aina, a holo aku la ka aoao mua  
i ka Hema 48° Komohana 1 Kaulahao 8 1/2 Ka-  
puai, e pili ana ia aoao i ka pa o Kahanau-  
māikāi, a hiki i kekahi hale o Tyhoun Pake,  
huli a holo mawaina o Keia pa, a me ka pa  
o Kalunaina i ka Akau 38° Kom. 54 1/2 Ka-  
puai, a hiki i ka pa o Kawilaakala huli a ho-  
lo mawaina oia pa a me Keia i ka Akau  
33° 30' Hikinā 1 Kaulahao 5 1/2 Kapuai; a hī-  
i ke Alanui Hotela, huli i ka Hema 41° 30' Hi-  
kina 1 Kaulahao 4 1/2 Kapuai, hiki i Kahi i  
hoomaka i ke ana ana. Oia hoi ka ili o Keia  
aina 12 1/4 Anana 1 Kapuai } Kua.



Oia ka makou e hooko nei no Kaupohala, ke Kuleana hoi Kona malalo o ke ano Alodio. Ina uku mai oia i ko ke Aupuni hapaha, alaila ua kupono ia ia ka palapala Sila Nui ano Alodio.

Pono mae ia ia ke uku mai no ka hookoloko-  
lo, a me ka hoooho ana i ka olelo peni.

No ka rumi a me ke pai ana i ka olelo hoolaha ma ka Nupepa	\$ 1
No ke kope ana i na olelo Koina	1
No ka palapala Kii	50
No ka hana ana i ka la 24 Sept. 1847	1
No ke kope ana i ka olelo a ma hoike Ao: 2	1 50
No ke ana ana i ka aina 17 Sept. 1847.	2 50
No ke kope o ke ana ana	50
No ka hoooho ana i ka olelo	2 00

Kate Paulita William L. Lee \$ 10 50  
 13 October 1848 <sup>Joaniki</sup> Smith <sup>Ho am skau</sup> Ho am skau  
 Ho am skau  
 Ho am skau

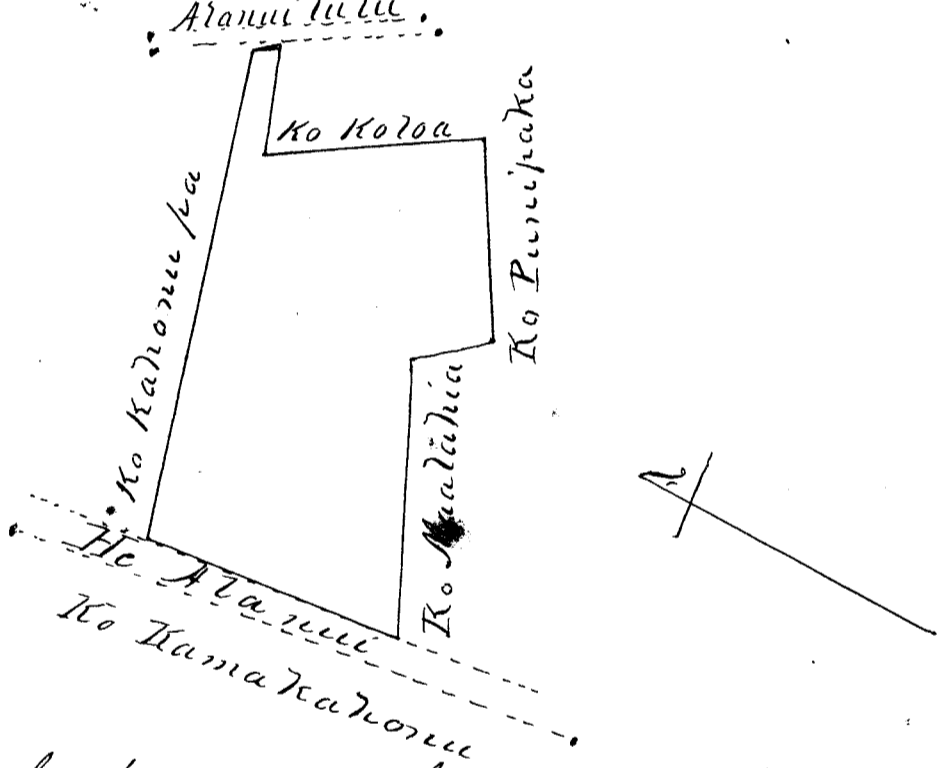
Ihema 27      Maaui

Ua hoi mai nei no hoi keia no Kona wahi e noho nei ma Honolulu nei, ke Kuleana Kauhilo no i ka wa e noho ana o Poki ma keia Aupuni ka noho ana a hiki mai nei i keia wa. I ko makou nana ana, ua akaka nona no keia wahi ana e hoi mai nei. Peni mae na Palena.

Anaia i George Richardson

Hoomakaia ke ana ana ma ke kahi Komohana Kona o keia wahi, a holo aku la ka aoao mua A-Kau 6° Komohana 1 Kaulakao 27 1/2 Kapuai, e pili ana ia aoao i kahi Alanui liliu mawana o keia pa, a me ko Kamakahonu, hiki i ko Kahunu pahale; alaila huli aku 72° 30' Hikiina

2 Kaulahas 42<sup>3</sup>/<sub>12</sub> Kapuai, e pili ana i ko Kahooune,  
 a hiki i Kahi Alanui liliu, alaila huli Hema 33° 15'  
 Hikinā 7<sup>1</sup>/<sub>12</sub> Kapuai, e pili ana i Kahi Alanui ololi,  
 hiki i Kapa o Koloa; alaila huli Hema 69° Komoha-  
 na 33 Kapuai, huli Hema 31.30' Hikinā 1 Kaulahas 11<sup>1</sup>/<sub>12</sub>  
 Kapuai, e pili ana kua mau avao i ko Koloa, a hiki  
 i ko Punipaka pahale, huli Hema 57° 15' Komohana  
 1 Kaulahas 5<sup>3</sup>/<sub>12</sub> Kapuai, e pili ana i ko Punipaka  
 pahale, a hiki i ko Maalahia pahale, alaila hu-  
 li Kau 39° Komohana 26<sup>5</sup>/<sub>12</sub> Kapuai, huli a holo  
 hou i ke kiki i hoemaka'i ke ana ana Hema 63°  
 Komohana 1 Kaulahas 32<sup>4</sup>/<sub>12</sub> Kapuai e pili ana kua  
 mau avao i ko Maalahia pahale. Eia ka ili:  
 404 Anana, 32 Kapuai } Kua  
 Alanui liliu.



Oia hoi ka makou e hooke nei no Maau, ni ka mea ke  
 kuleana hoi kona malalo o ke ano Aloha. Ina utu mai  
 oia i ko ke Aupuni hapaha, alaila wa kupo ia ia  
 ka palapala Sila Nui Ano Aloha

Pono nae ia ia ke utu mai no ka hookekeke  
 a me ka hoohele ana i ka olelo penei.  
 No ka rumi a me ke pai ana i ka olelo }  
 hoolaha ma ka Pūpepa.  
 No ke kope ana i na olelo Koina }  
 No ka palapala Nui

			D <sup>r</sup>
		1	
Ao.	3	1	50
			50
		3	

Omana i Kila avao

Alai Kela uae mai			\$ 3
No ka hana ana i ka la 27 Sept 1847			1
No ke kope ana i ka olelo a na poe Ke	Olo: 2		1 50
No ke ana ana i ka aina. 9 June 1848			2 50
No ke kope o ke ana ana			50
No ka hoholo ana i ka olelo			2 50
			<hr/>
			\$ 11.00

Kate Kaula  
 William L. Lee  
 Honolulu  
 13 October 1848  
 J. M. K. am ak au  
 H. Kaunani

Ikeu 228

Kalaiheana

O keia kuleana aina aia ma Waikiki, ua hoopaa-  
 pa aia na palena o keia Aina, aka; ua kaka  
 maoli ma ka wa o Kamehameha I. i haawi  
 ai i na aina i kona pue Alii ma kope iho o ke  
 Kaula ma Nuuanu, noho o Keaumoku ma keia  
 aina, aole i ano e ae ke palena o ka aina. Ai  
 ka pehenu nei haawi o Keaumoku i na aina  
 nei ia Kalaiheana, a ua noho Korohiki mo  
 oia ma keia aina, a hiki mai nei i keia  
 manawa, he mui wale na paau o keia aina.  
 ua pau nae i ke komo iloko o Manawa ka mui.  
 3 paau aina i ke mawaho. Ai ka wa nae  
 o ka Mahale aina ana iho nei, ua lilo keia  
 aina ma ke V. Kamamalu mahale, e like  
 me ka lilo ana o ke Kaahumanu I mau aina  
 o Kamehameha I mai, ua hoholoia oia ia  
 kinu.

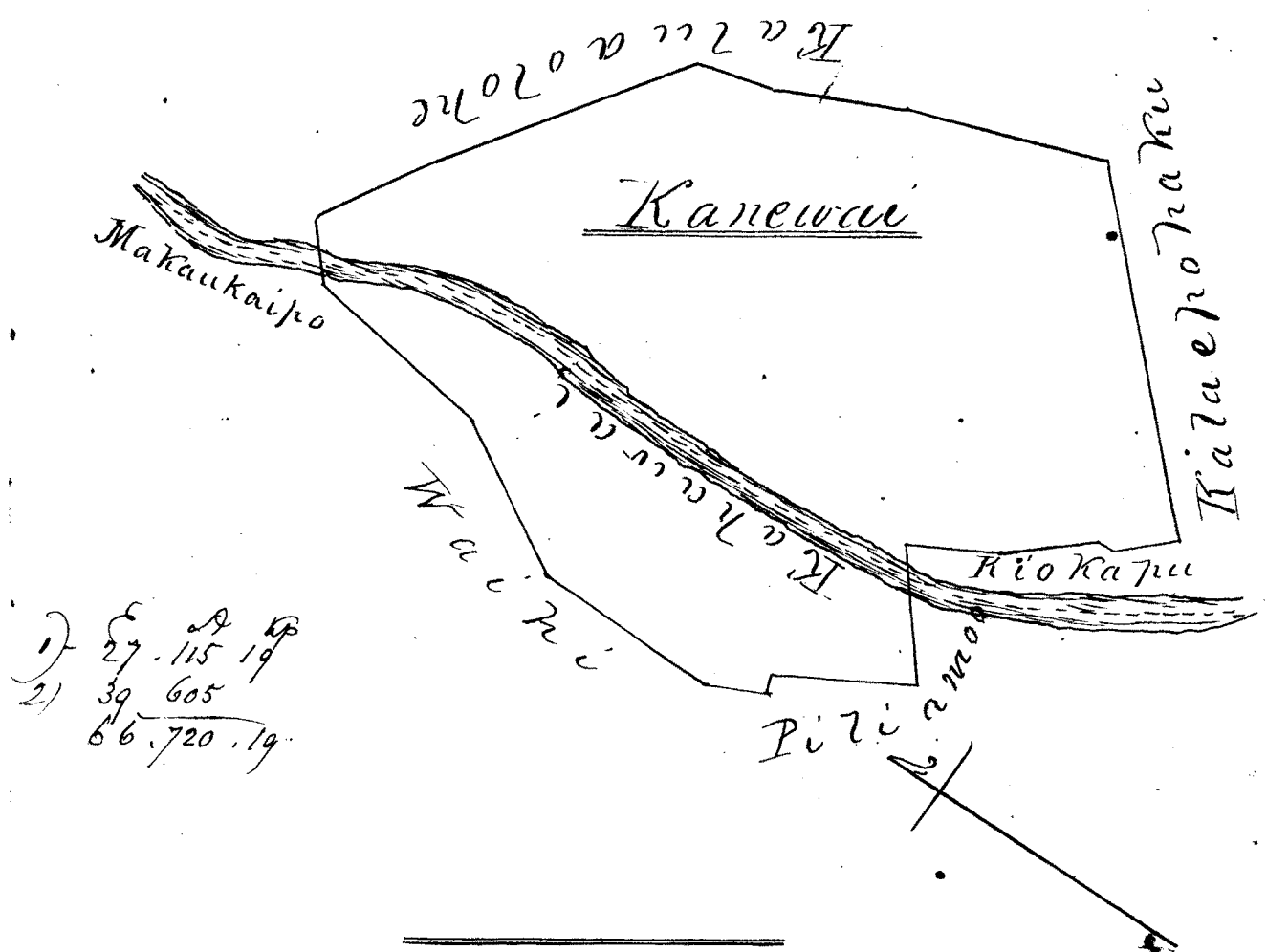
Nolaila ua kaka o Kalaiheana ka ma no  
 ho ma ua aina la malalo o V. K. Kaahuma-  
 nu. Pemi nae na Palena.

Pauku 1. Ke Kū o ka aina o Kalanianaʻone o Hanalei  
Ka inoa, aia ma Waikiki Mokupuni Oahu.

Anaia o John Richardson

Ehoomaka ana i ke ana ana ma ka pohaku e pili  
ana i ka pa puua i hoailonaia a holo aku la ka  
aoao mua i ka Hema  $27^{\circ}30'$  Hikina 4 Kaulahao, e  
pili ana ia aoao i ka aina i Kapaia o Piliamo,  
huli Akau  $52^{\circ}$  Hikina 3 Kaulahao 62 Kapuai, e pili ana  
no i Piliamo, huli a holo aku la wae ma Kela aoao  
o Ke Kahawai i ka Hema  $29^{\circ}$  Hikina 2 Kaulahao  $45\frac{1}{2}$   
Kapuai, huli Hema  $39^{\circ}$  Hikina 2 Kaulahao  $41\frac{1}{2}$  Ka-  
puai, e pili ana ia aoao i ka aina i ka aina i ka  
paia o Kiokapu, huli Hema  $5^{\circ}45'$  Hikina 27 Kapuai,  
e pili ana no i Kiokapu, huli Hema  $40^{\circ}$  Hikina 1  
Kaulahao 61 Kapuai e pili ana no i Kiokapu, alaila  
huli a holo mawena o Keia aina, a me ka aina i  
Kapaia o Kalae pohaku i ka Akau  $46^{\circ}30'$  Hikina 10  
Kaulahao 53 Kapuai a hiki malai mai o ka pali,  
alaila huli i ka Akau  $14^{\circ}45'$  Komohana 5 Kaulahao  
 $40\frac{3}{12}$  Kapuai, huli Akau  $24^{\circ}30'$  Komohana 3 Kaulahao  
 $36\frac{1}{12}$  Kapuai e holo ana mawena o ka aina i Kapa-  
ia o Kaluaolohe, a me Keia aina, huli Akau  $15^{\circ}$  Ko-  
mohana. 2 Kaulahao 31 Kapuai, huli Akau  $54^{\circ}15'$  Kom-  
hana 7 Kaulahao  $16\frac{1}{12}$  Kapuai, huli Akau  $46^{\circ}30'$  Kom-  
hana 6 Kaulahao 62 Kapuai, a hiki i ka lili Kahawai,  
huli a holo aku maluna o Ke Kahawai i ka Hema  
 $48^{\circ}15'$  Komohana 1 Kaulahao 46 Kapuai, e pili ana ia  
aoao i ka aina i Kapaia o Makaukaipo, huli Hema  
 $11^{\circ}30'$  Komohana 5 Kaulahao 46 Kapuai e pili ana  
i ka aina i Kapaia o Waiki, huli Hema  $32^{\circ}$  Komohana  
14 Kaulahao 46 Kapuai, huli Hema  $2^{\circ}30'$  Komohana  
5 Kaulahao  $22\frac{1}{12}$  Kapuai, huli Hema  $27^{\circ}$  Hikina  
1 Kaulahao  $51\frac{1}{12}$  Kapuai e pili ana i ka aina i Kapaia  
o Piliamo, alaila huli i Kahi i hoomaka i ke ana  
ana i ka Akau  $75^{\circ}$  Hikina 3 Kapuai. Eia hoi ka

ili o Keia aina. 27 Eka. 115 Anana 19 Kapuai 3 Kula.

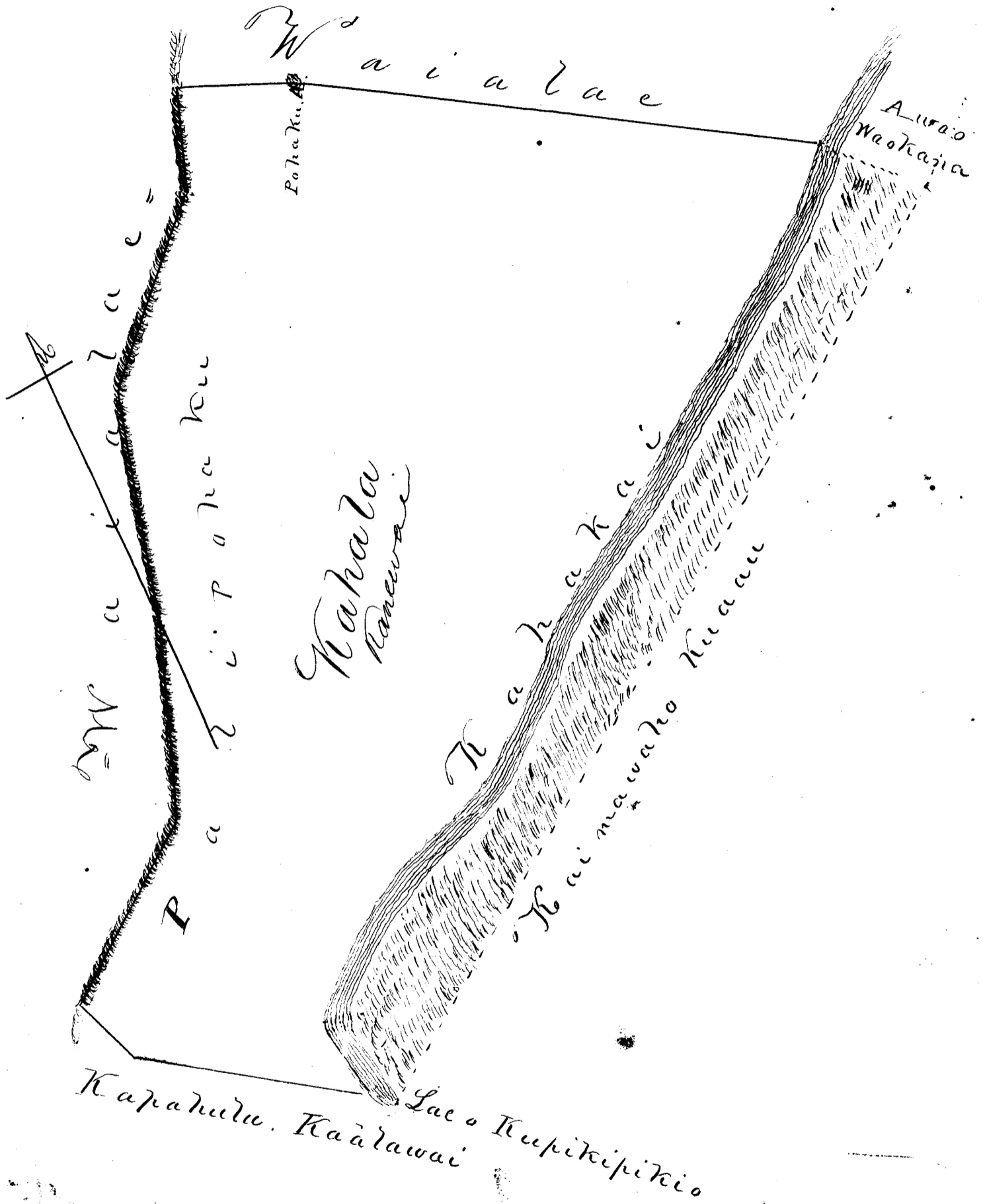


Pauku Aina 2. Kanevau, Kahala Keia.

Chomakana i ke ana ana ma ka lae o Kupitipitio e kokoke ana i Kahala Kahi i hoomakaa i, e pili ana hoi me Kaalawai, oia hoi ka palena ma ke Komohana o Keia aina, a holo aku la ka aoao mua i ka Akau 58°30' Komohana 14 1/2 Haulakas, o Kaalawai, e me Kapahulu na aina e pili mai ana ma ia aoao, huli i ka Akau 23°30' Komohana 4 Haulakas 49 Kapuai, a hiki i ke Kula o Waiālae, holo aku la ma ka lihi pali pohaku, e pili ana ma me ke Kula o Waiālae, penei, i ka Akau 55° Hikina 6 Haulakas 39 Kapuai, huli Akau 44°30' Hikina 6 1/2 Haulakas, huli i ka Akau

14° 51' 30" Sika 2 Kaulahas 11 1/2 Kapuai, huli i' ka Akaui 23° 30' Sika  
 Kina 10 Kaulahas 16 Kapuai, huli i' ka Akaui 39° 30' Sika  
 Kina 13 1/2 Kaulahas, huli i' ka Akaui 17° 30' Sika 6 Kau-  
 lahas 36 1/2 Kapuai, hiki i' ka aoao mauka, alaila huli  
 i' ka Akaui 68° 30' Sika 7 Kaulahas 49 Kapuai, a hiki  
 i' ka pohaku mui e ku ana ma ke Kula i' hoailonaia  
 (A) a malaila aku i' ka Akaui 51° Sika 33 Kaulahas  
 13 Kapuai, hiki ma Kakaikai ma ke awa hoi i' Kapaia  
 o Waikana via ka palena ma Kakaikai e pili ana  
 i' Waialae, a ma keia palena mo hoi, nana i' ka lapa  
 (C) a i' ka Akaui 2° Sika, a ma keia palena mo  
 hoi, nana i' ka holo ana o ka Mokuna mawaena o  
 ke Kai o keia aina, a me ke Kai o Waialae i' ka Akaui  
 40° Sika 6 1/2 paka Kaulahas, hiki i' Kahi e poi  
 ai ka nalu o ke Kai ma ku au. Eia hoi ka  
 mui o ka ili o keia aina mauka a hiki i' Kakaikai.  
 173 Eka, 54 Anana 3 Kula. Eia hoi ka mui o ka ili  
 o ke Kai o keia aina, mai Kakaikai, a hiki i' Kuaau,  
 39 1/2 Eka. Aole ou manao ua pololi loa keia ana  
 ana o ke Kai. Aka, ua maopopo mo na Mokuna  
 o keia Kai, Oka lae o Kupikipiki ka Mokuna e pili  
 ana i' Kaalawai, a o ke awa hoi o Waikana ka  
 Mokuna e pili ana i' Waialae, a o Kuaau mo hoi ka  
 Mokuna maikai mai.

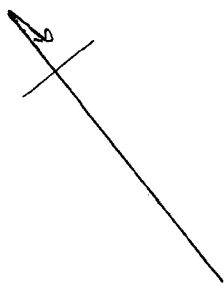
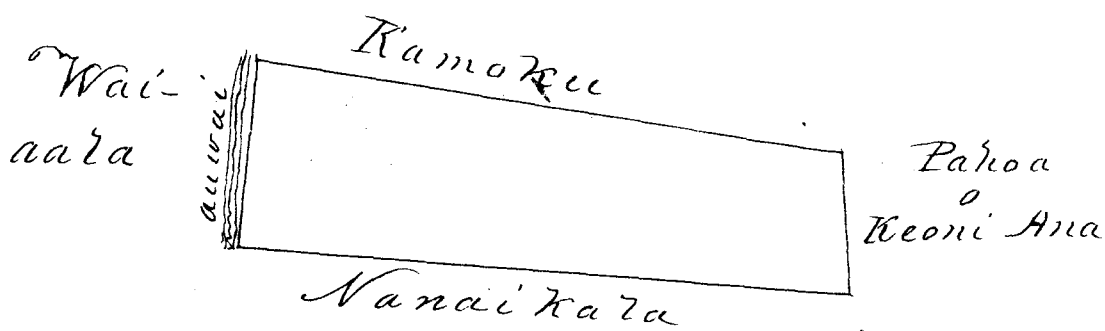




Pauku Aina 3. Pahoa ka inoa

Utihi.

O hormaka ana i ke ana ana i keia aina ma ke  
kahi Komohana Aka, a holo aku la ka aoao mua  
i ka Hema  $47^{\circ} 30'$  Hihina 6 Kaulahas 31 Kapuai, oia  
ka aoao makai o keia aina, a pili ana hoi i Nanaika  
la, a hiki i ka aina o Keoni Ana o Pahoa ka inoa,  
huli i ka Aka  $35^{\circ}$  Hihina 1 Kaulahas  $38\frac{1}{2}$  Kapuai,  
a hiki i ka aina i Kapaiia o Kamoku, alaila huli i  
ka Aka  $44^{\circ}$  Komohana 6 Kaulahas  $22\frac{1}{2}$  Kapuai, oia  
ka aoao mauka o keia aina, a me ka aina i Kapaiia  
o Waiaala, alaila huli, alaila huli i kahi i hormaka  
ai ke ana ana i ka Hema  $41^{\circ}$  Komohana, 1 Kaula-  
has  $61\frac{1}{2}$  Kapuai. Eia hoi ka ili o keia aina. 1 Eka  
 $137\frac{1}{2}$  Anana 3 Huea.



O keia mau aina hoi ka makou e hooke nei mo  
Kaliheana ka noho malalo o Kamamaku, he ku-  
leana nui hoi ko lona malalo o ke ano Alodio. Ina  
uhu mai lona i ke ke Aupuni hapakolu, alaila  
ua kupo ia lona ka palapala Lila Nui ano Alodio.  
Pono no hoi ia ia ke uku mai mo ka hooholohola  
a me ka hooholo ana i ka olelo penei.

No ka oumi a me ke pai ana i ka olelo  
hoolaha ma ka Vapepa.

No ke Kope ana i na olelo Koua

No ka palapala Kii

No ka hana ana i ka la

No ke Kope ana i ka olelo a na hoike

No ke ana ana i ka aina

No ke Kope o ke ana ana

No ka hooloholo ana i ka olelo

Included in one account next page.

Sept 28

Kalaikuanas

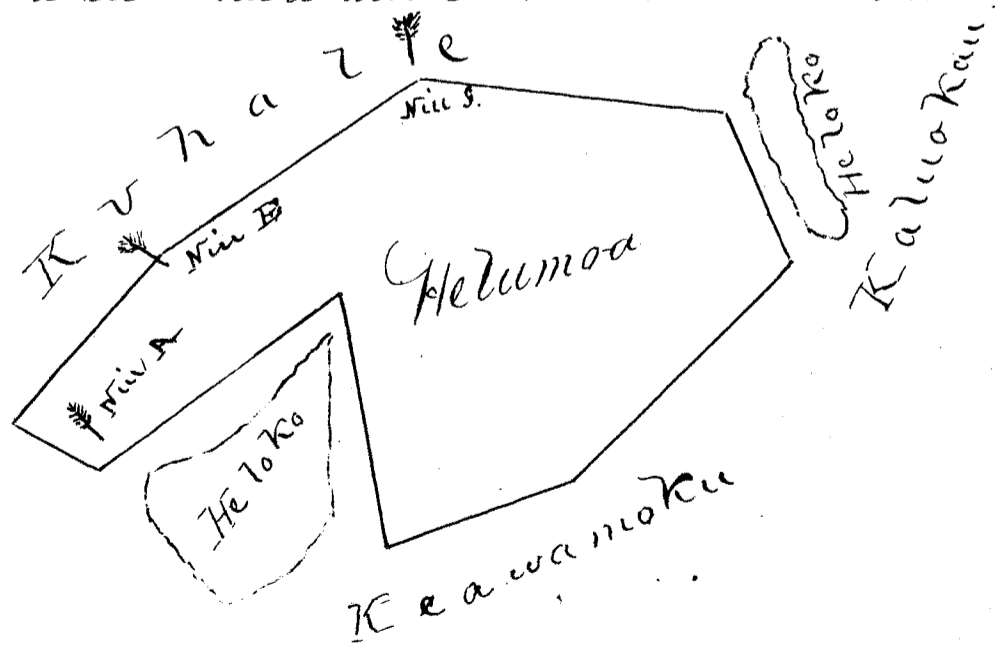
Kaititi

Ke kuleana keia ua hoopaapa mui ia. Aka,  
i ka makou nana ana ke kuleana kahiko loa  
mai a Kamehameha I, a mai a Kamehame-  
ha II mai, a mai ka wa o Kaahumanu I, a  
me Kaahumanu 2, a pila no a hiki mai i  
keia wa.

No laila ua maopopo ia makou no Kalaikuanas  
keia kuleana.

Penei na Palena. Anai John Richardson  
E hoonaka ana i ke ana ana ma ke kiki Ho-  
mohana Akau o keia aina, ma ka pahu hoi  
e ku ana makai iho o ka nui i hoailonaia (A)  
mai ia nui mai a hiki ia pahu Hema 73° Homoha-  
na 11 3/2 Kapuai, a holo aku ka aoao mua i ka  
Akau 2° Homohana 1 Kaulahao 37 Kapuai o Hea-  
wamoku ka aina e pili mai ana ia aoao, a hiki  
i kekahi pahu e ae, a malaila aku i ka Hema  
80° Lihina 3 Kaulahao 43 7/12 Kapuai, a hiki i ka

pahu e ku ana 6 Kapuai mauka iho o ka niu i hua  
 ilonaiia (E), a malaila aku i ka Hema 65° 15' Iiki-  
 na 5 Kaulahas, a hiki i ka pahu e ku ana 12 1/2 ka  
 puai, makai iho o ka niu i hua ilonaiia (S) no Mo.  
 Kekuanara ia niu, a malaila aku i ka Hema  
 24° 45' Iikina 4 Kaulahas 61 1/2 Kapuai, a hiki i  
 ka pahu e ku ana 12 1/2 Kapuai maluna mai o  
 kahi loko, a malaila aku i ka Hema 36° 30' Komo-  
 hana. 2 Kaulahas 39 Kapuai e pili ana ia aoo  
 i ka aina i Kapaia o Keawamoku, a hiki i ka  
 pahu makai iho o Kauhale a malaila aku i  
 ka Akau 76° 15' Komohana 4 Kaulahas 60 Kapu-  
 ai, a hiki i kekahi pahu e ku ana ma ka lili  
 one, a malaila aku i ka Akau 53° Komohana 3  
 Kaulahas 8 1/2 Kapuai e holo ana ma ka aoo ma  
 kai o kahi hale o Ku, a hiki i ka aina i Kapaia  
 o Keawamoku, a malaila aku i ka Akau 48° 15'  
 Iikina 4 Kaulahas 14 Kapuai a hiki i ka pahu  
 ma ka aoo mauka o kahi loko, a malaila aku  
 huli i kahi i hoomaka i ke ana ana e holo ana hoi  
 ma ka aoo mauka o kahi loko i ka Akau 42° 45'  
 Komohana 5 Kaulahas 50 Kapuai Eia hoi ka  
 mui o ka ili o ku i aina. 4 Eka, 1131 Anana 24 Kapuai



Oia ka maku e hooko nei no Kaluikana, he kule-  
 ana nui kona malalo o ke ano Abodio. Ina uku  
 mai oia i ke ke Aupuni hapaha, alaila ua  
 kupono ia ia ka palapala Lila Nui ano Abodio.  
 Pono no ia ia ke uku mai no ka hookolokolo,  
 a me ka hookolo ana i ka olelo.

No ka oumi, a me ke jai ana i ka olelo	3	\$	1
hookaha ma ka Pupepa			
No ke kope ana i na olelo Konia	2		1
No ka palapala Kii			50
No ka hana ana i ka la 30 Aug. 1847			1
No ke kope ana i na olelo a na hoike 2000			1 50
No ke ana ana i ka aina 4 Sept. 1847	4		10
No ke kope o ke ana ana	16		8
No ka hookolo ana i ka olelo	2		5

Hoete Wauwala William L. Lee  
 Ibauesi.  
 13 October 1848  
 W. Smith  
 J. M. Kamaekua  
 at Haurunui

---

\$ 31

Hele 210      Mainae      ( )

O keia wahi a Mainae e koi mai nei nona,  
 he wahi i noho kahiko ia e kona onau kupuna  
 mai o Kamehameha I mai, a make lona ili  
 mai no i ke Mainae makuakane o Kaiawa,  
 a ua noho no oia ma keia wahi mai a Ka-  
 mehameha 2 mai, a pua no ka noho ana  
 o ua Mainae la ma keia wahi, a make  
 o Kaiawa ili mai no ia wahi ia Mainae  
 a hiki i keia wa. Ua hoopapaa nui ia keia  
 wahi.

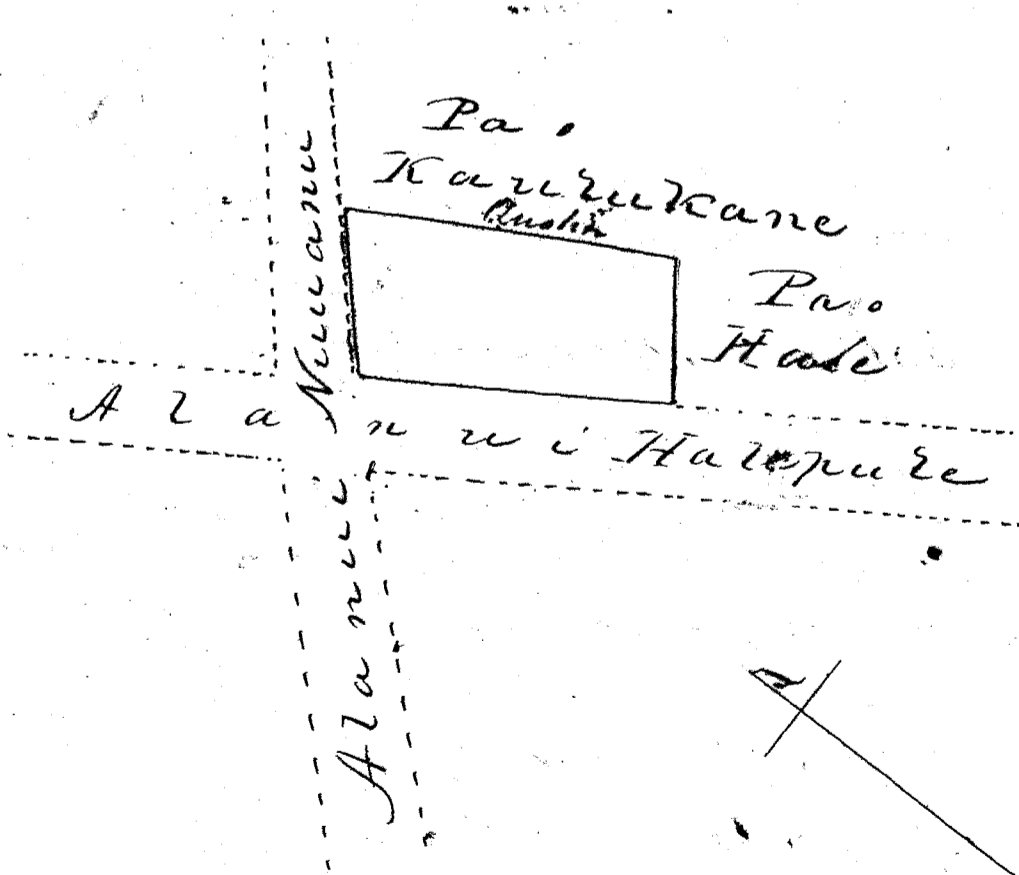
Aka, ua maopopo keia wahi no Mainae no.

Penei nae na Fakua.

Anaia e John Richardson

• E hoomaka ana i ke ana ana, ma ka wao ma  
 utka o ke Alanui Halepule, ma ka wao kema hoi  
 o ke Alanui Nuuanu, a moe aku ka wao ma  
 i ka Akau  $50^{\circ}$  Hikina 28 Kapuai 5 inika, a hiki i  
 ke Kaulukane ma waki, a malaila aku i ka  
 Homa  $31^{\circ}$  Hikina 58 Kapuai 7 inika, oia hoi ka  
 wao ma utka o keia aina, a hiki i ka pa o Hale,  
 a malaila aku i ka Hema  $53^{\circ} 30'$  Komohana  
 24 Kapuai 3 inika, a hiki i ka wao ma utka o  
 ke Alanui Halepule, e pili ana mo hoi i ka pa  
 o Hale, a malaila aku i ka Akau  $35^{\circ} 30'$   
 Komohana 56 Kapuai 9 inika hiki hou i ka hiki  
 i hooinaka i ke ana ana. O ka pa lipo ma ka  
 wao ma utka o keia aina, a me ka pa o ka wao  
 e pili ana i ke Alanui Nuuanu, na komo pu  
 ia i loko o keia ana ana.

Oia hoi ka ili o keia aina 42 Anana 30 Kapuai.



O Keia wahi ka makou e hooko nei in Mainae, ke Kuli ana nui kona malalo o ke ano Alodio, a ka, ina uku mai oia i ke ke Aupuni hapaha, alaila ua kupaia ia ia ka palapala Lila Nui ano Alodio.

Pons nae ia ia ke uku mai in ka hooko kolo, a me ka hooko ana i ka olelo penei:

No ka oumi, a me ke pai ana i ka olelo hookaha ma ka Nupepa.	\$ 1
No ke kope ana i ma olelo Koina	50
No ka palapala Kii	50
<hr/>	
No ka hana ana 4 Aug 1847 a ka la 27 Aug 1847	1
No ke kope ana i ka olelo a ma hooko 3 aono <small>equally divided with 651</small>	2 25
No ke ana ana i ka aina 2 Sepatema 1847	2 50
No ke kope o ke ana ana	1 50
No ka hooko ana i ka olelo	2 50

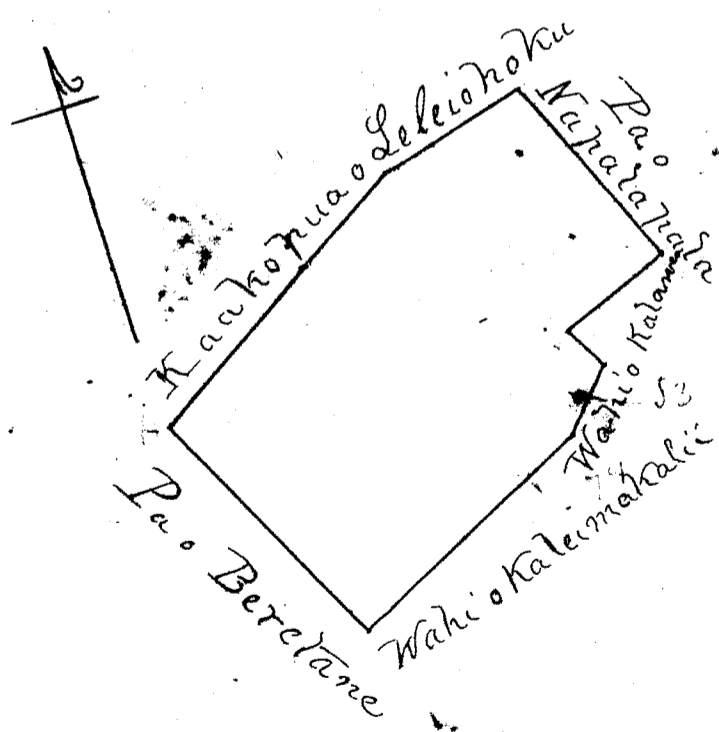
Keia Kaula William L Lee \$ 11.75  
 13 Octate 1848 Keia Kaula  
 Keia Kaula Keia Kaula

Page 556      Makalawelawe      Keia Kaula

Ua hoi mai no hoi keia no kona pahale e mo-  
 ho nei oia ma Honolulu, ua loa ia ia keia  
 wahi mamua o ke kau ana o na Kanawai  
 i ka M. H. 1828, ke moho nei no oia malaila  
 a hiki i keia wa. Penei nae ma Palena.

Anaia George Richardson  
 Ke kii o ka pahale o Makalawelawe ma Hono-  
 lulu. Hoamakaia ke ana ana oia ia pa ma  
 ke kibi Komohana, e pili ana i ka akopua  
 13 Kapuai 10 imiha hoi, mai ka pa mai o

Beretani, a holo aku la ka aoao mua i ka Hema  
 29° Hikina 3 Kaulakas 9 Kapuai 3 inika, hiki i ka  
 hi o Kalaimakalii, alaila huli a holo mawaena oia  
 wahi, a me keia wahi Akau 63° 30' Hikina 2 Kaulakas  
 62 Kapuai, hiki i kahi o Kalama, alaila, huli a holo  
 mawaena oia wahi a me keia Akau 40° Hikina  
 52 Kapuai 10 inika, huli Akau 25° 45' Komohana  
 37 Kapuai 7 inika, huli Akau 68° 15' Hikina 1 Kau-  
 lakas 21 1/2 Kapuai, hiki i kahi o Kapalapala, alai-  
 la, holo mawaena oia wahi, a me keia Akau  
 22° 45' Komohana 2 Kaulakas 23 1/2 Kapuai hiki i  
 Kaakopua, alaila huli a holo mawaena oia aina,  
 a me keia Hema 73° 45' Komohana 1 Kaulakas 43 1/2  
 Kapuai, huli Hema 61° Komohana 1 Kaulakas 28 1/2  
 Kapuai, huli hou i kahi i hoomaka i Hema  
 58° 45' Komohana, 2 Kaulakas 34 1/2 Kapuai, e pili  
 ana no o Kaakopua ma ia aoao. Eia ka ili ma-  
 loko o keia aina. 1 Eka, 730 Anana 16 Kapuai.



Oia hoi ka makou e hooko nei nona, he Kuleana  
 Kona malalo o ke ano Alodio. Ina aku mai oia  
 i ko ke aupuni hapaha, alaila ua kupoia ia ia  
 ka palapala Sila o ke ano Alodio.



Pons nac ia ia ke utau mai mo ka hookolokolo, a me ka hookolo ana i ka olelo peni.

No ka rumi a me ke pui ana i ka olelo } hookaha ma ka Nupepa.

No ke kope ana i na olelo koina 1 avao  
No ka palapala kii

No ka hana ana i ka la 12 Nov. 1847

No ke kope ana i ka olelo a na hoike 2 avao

No ke ana ana i ka aina 13 Nov. 1847

No ke kope o ke ana ana

No ka hookolo ana i ka olelo

	\$	
	1	
		50
		50
	1	
	1	50
	2	50
	1	50
	2	50

Hote Hauwila William L. Lee

13 Octaber 1848

Paipai  
Palmita  
\$ 11  
Mo ana ana  
i ka Hauwila

paipai in ahamela

Mon. aina

Hela 551

Kalimakalii

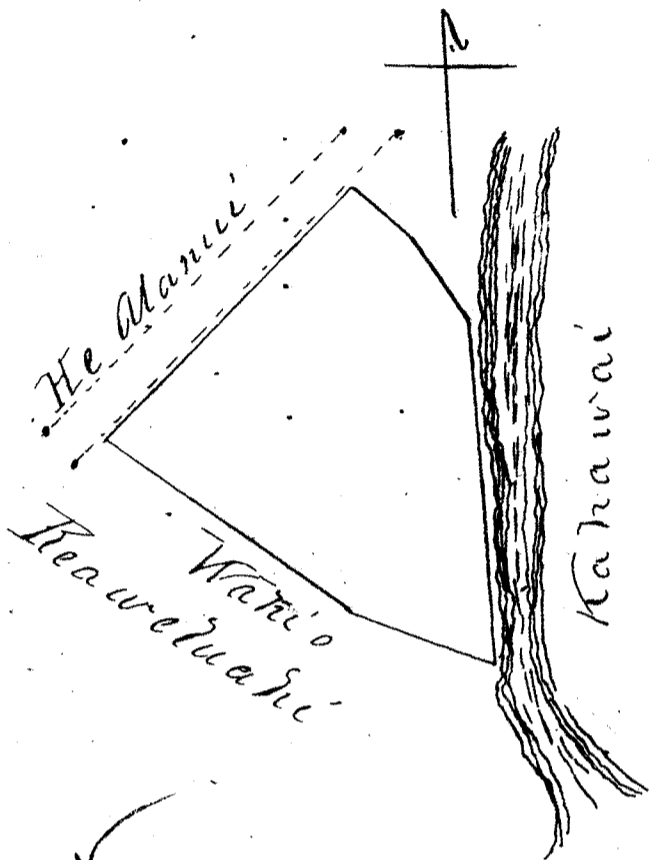
Ua koi mai hoi oia nei mo kona wahi ma Honolulu, ua loa mo keia wahi ia ia mamua o ke mau ana o na kanawai i ka M. H. 1823, aia mo ia ia keia wahi a hiki i keia manawa. Nolaila ua masipopo mona mo keia wahi ana e koi mai nei. Peni mai na Palena.

Anaia e George Richardson

Ke kii o ka pahale o Kalimakalii, ma Honolulu, aia ma ka aoao Akau o ke Kahawai, Hoimakaii ke ana ana i keia pahale ma ke kahi Hema, e pili ana i ke Kahawai. A holo aku la ka aoao mua Akau 64° Komohana 52 Kapuai 10 inika, mo keaweluaahi kahi e pili ana ma ia aoao. Huli Akau 49° 15' Komohana 1 Kaulaha 38 Kapuai 3 inika hiki i kahi Alanui, alaila huli a holo mo ka aoao oia wahi Alanui. Akau 48° Komohana 1 Kaulaha 55 Kapuai 5 inika. Huli Hema 44° 45'

Hikina 24 Kapuai, huli Hema 29° 30' Hikina 34 Kapua  
i, 4 inika, hiki i Kahawai, alaila holo ma ka lili  
Kahawai i ka Hema pouni, a hiki i Kahi i hoomaka  
ia i Kaulahao 63 Kapuai, 4 inika. Oia ka ili o keia  
pahale, 399 Anana, 23 Kapuai.

399 23  
1000 00  
501 30

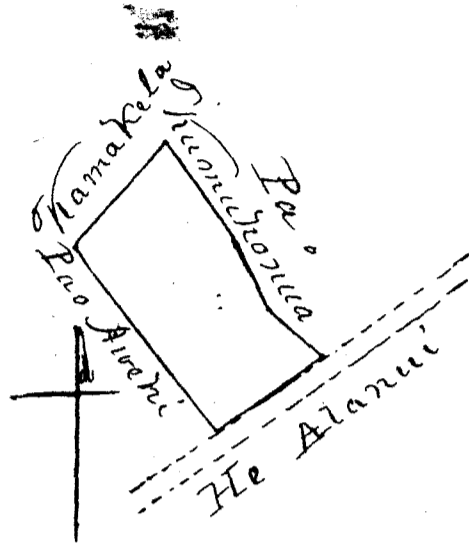


Apana 2.

He kii o kekahi pahale o Kaula Makani, aia  
no ma ka aoao Akau o ke Kahawai.

Oia kokoke no me kela pa mua, aia keia wahi ma  
ka Akau o kekahi wahi alanui, a ma ka Hikina o  
ka pa o Awehi, a ma ka Hema hoi o Kamakela, a  
ma ke Komohana o ka pa o Kumuhonua, hoomaka  
ia ke ana ana ma ke kiki Hema e pili ana i ka  
hi Alanui, ma ke kiki Hikina hoi o ka pa o Awe  
hi, a holo aku la ka aoao mua Akau 36° 30' Komoka  
na i Kaulahao 15 2/12 Kapuai, e pili ana ka pa o A-  
wehi ma ia aoao, a hiki i ka aina i Kapaia o Kama  
kela, alaila huli a holo mawaena oia Aina, a me  
keia Akau 40° 30' Hikina 46 2/12 Kapuai hiki i ka  
pa o Kumuhonua, alaila huli a holo mawaena oia  
pa, a me keia Hema 33° Hikina 42 3/12 Kapuai, huli  
Hema 28° Hikina 24 5/12 Kapuai, huli Hema 45° 30'  
Hikina 21 9/12 Kapuai hiki i Kahi Alanui, alaila hu  
li a holo ma ka aoao oia wahi Alanui Hema 53°

Komohana 42<sup>3</sup>/<sub>2</sub> Kapuai hiki hon i kahi i hoomaka ai. Eia ka ili maloko oia pakale, 106 Anana, 7 Kapuai.



O keia hoi ka makou e hooke me mo Kalimakkali, he kulanana hoi kiona malalo o ke ano Alodio, Iona uku mai oia i ke ke aupuni kapaha, alaila ua kupoia ia ia ka palapala Sila eue ano Alodio.

Pono nae ia ia ke uku mai mo ka hookeohalo, a me ka hookeo ana i ka olelo penei.

No ka rumi, a me ke pai ana i ka olelo hoolaha ma ka Aupuni

No ke kope ana i na olelo koina 3 aoo

No ka palapala kii.

No ka hana ana 17 Nov. 1847

No ke kope ana i ka olelo a na hoihe 2 aoo

No ke ana ana i ke aina 17 Nov. 1847

No ke kope o ke ana ana

No ka hookeo ana i ka olelo

	\$	1	
		1	50
			50
		1	
		1	50
	2	5	
		2	
		2	50

Kate Kaniwa  
13 October 1848

William L. Lee

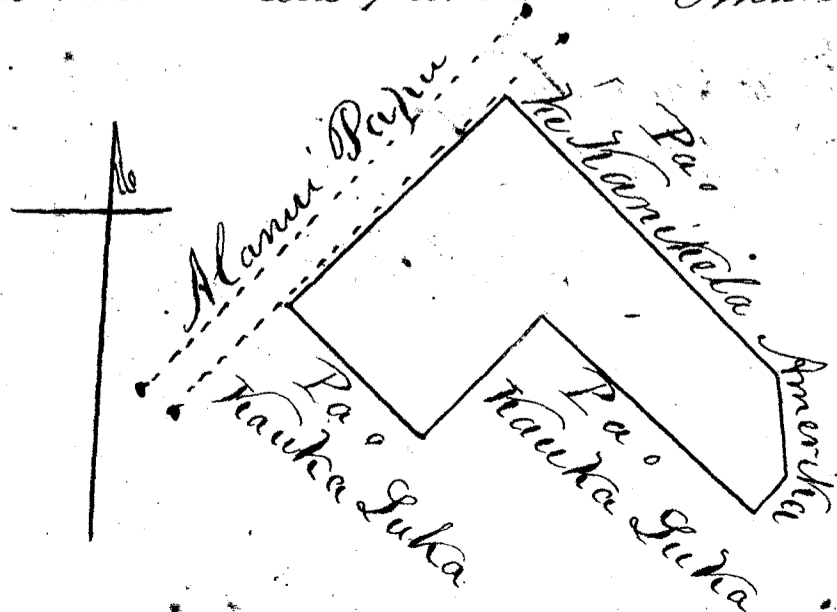
Isaiah  
M. Smith  
M. Kaniwa  
M. Kaniwa

15

Ua koi mai ia nei no Kona wahi ma Honolulu,  
 he wahi keia ua loa ia ia onama o ke Kau ana  
 o na Kanawai i ka Mo. A. 1833, ua noho oia mailai-  
 la mai ma keia wahi, a hiki mai i keia manawa  
 Peni na palena.

Anaia e George Richardson

Ke kii o ka pahale o Leviki ma ke Kulanakauhale  
 o Honolulu i Oahu, Peni na palena. A mau,  
 Alanui Papu, Hikina ka pa o ke Kanikela Ame-  
 rika, Aema ka pa o Kauhala Laha, Komohana o  
 ka pa no o Kauhala Laha. Hoomatikaia ke ana  
 ana ma ke tiki Komohana e pili ana ia kahi i  
 ke Alanui Papu, a me ka pa o Kauhala Laha, a holo  
 aku la ka arao mua A. 44° Hikina 1 Kaulahao 3 1/2  
 Kapuai, o ke Alanui papu ke pili ana ma ia arao,  
 a hiki i ka pa o ke Kanikela Amerika, alaila huli  
 a holo mawaena oia pa a me keia Aema 46° Hikina  
 2 Kaulahao 4 1/2 Kapuai, huli A. 44° Hikina 35 1/2 Kapu-  
 ai, hiki i ke Alanui, alaila, huli Aema 40° Komo-  
 hana 13 1/2 Kapuai, hiki i ka pa o Kauhala Laha,  
 alaila, huli A. 46° Komohana 1 Kaulahao 36 1/2 Kapuai,  
 huli Aema 43° Komohana 60 1/2 Kapuai, huli hore i  
 kahi i hoomatikaia i ke ana ana A mau 48° 30' Komo-  
 hana 1 Kaulahao, o ka pa no o Kauhala Laha ke  
 pili ana ma keia manawa hope a pau. Eia  
 ka ili e uhi ana i keia pahale 305 Anana, 6  
 Kapuai.



Via mo ka makou e hooko nei mo Lewiki; he kula-  
 ma kona malalo o ke ano Alodio. Ima uku mai oia  
 i ke ke Kupuni hapaha; alaila ua kufono ia ia  
 ka palapala Lila neu ano Alodio.

Pono nae ia ia ke uku mai mo ka hookolokolo  
 a me ka hookolo ana i ka olelo penei.

No ka oumi a me ke pai ana i ka olelo hookaha ana ka Kupuni	1	
No ke Kope ana i ma olelo Konia 1 aoao		50
No ka palapala kii		50
No ka hana ana i ka la 22 Nov. 1847	1	
No ke Kope ana i ma olelo a ma hooki 2 aoao	1	50
No ke ana ana i ka aina 29 Dec. 1847	2	50
No ke Kope o ke ana ana	1	50
No ka hookolo ana i ka olelo.	2	50

Route Kaula \* William L. Lee # 11  
 13 October 1848  
 Honolulu  
 J. Smith  
 L. M. Hoama  
 at Honolulu

Claim N<sup>o</sup> 272. Joseph Booth.

This is a claim to a house lot in Honolulu,  
 formerly known by the name of "Eagle Tavern".  
 This place which was originally the property of  
 Kapiki, was leased by him to Joseph Booth, the  
 claimant, on the 12<sup>th</sup> day of August A.D. 1840, during  
 the term of his natural life, at a rent of 40 dollars  
 per year. Kapiki died in the year 1844, and  
 willed all his property, including the "Eagle Tavern",  
 to H. M. Kamehameha III, who gave his written  
 consent on 24<sup>th</sup> day of August 1844, to the occupation  
 of the "Eagle Tavern" by the claimant, upon the terms  
 prescribed in the lease from Kapiki. On the

6<sup>th</sup> day of September following H. M. Kamehameha III & Kekaulaohi, then Premier, did by deed bearing date of that day, in consideration of certain services rendered by D<sup>r</sup> J. C. B. Cooke, give unto Joseph Booth the Claimant, certain lands, among which, is the "Eagle Tavern," to hold, during his life; And providing that upon the death of the said Joseph Booth, these lands should become the property of Doctor Cooke and his heirs, born within the Kingdom of Hawaii; And further providing that if the said Doctor Cooke shall wish to give away or sell to any person born within the Kingdom of Hawaii, and not a subject of any foreign Country, he shall be at liberty to do so: such person being subject to the laws of the Hawaiian Islands without resistance; and yielding compliance therewith.

On the same day - namely, 6<sup>th</sup> day of September A. D. 1841, the aforesaid J. C. B. Cooke, in consideration of the sum of two hundred dollars expressed in the deed, conveyed all the right, title and interest in the "Eagle Tavern," and other lands, which he had acquired by the aforementioned deed of his Majesty, Kamehameha III and Kekaulaohi, to the Hawaiian born children of Joseph Booth, for them and their heirs, to have and to hold forever; but not to sell or transfer the lands therein mentioned, to any foreigner, without the express consent of the Hawaiian Government, or such authorities as may be by them authorized.

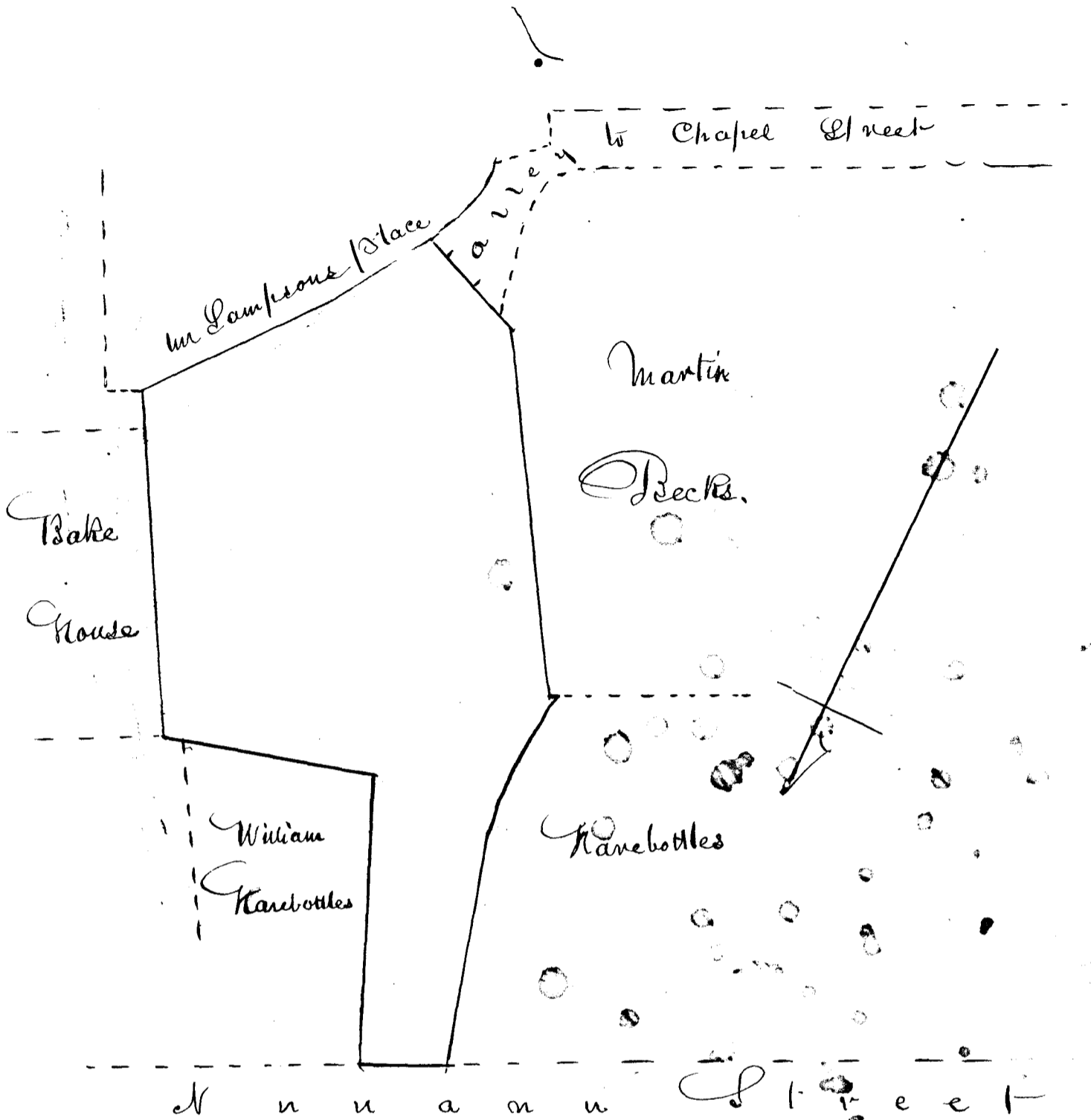
From the above facts, we are of the opinion that the claimant's title is beyond dispute, and we do therefore award to Joseph Booth the "Eagle Tavern" lot; the correct bounds of which, are defined in the annexed survey made by J. M. Kealy Esq<sup>r</sup> on 12<sup>th</sup> November 1846 to have and to hold, to himself during his natural life; and then to go to his Hawaiian born children, and their heirs, they being Hawaiian subjects, to have and to hold for ever.

There is a counter claim to this lot filed by James Towles - namely Claim N<sup>o</sup> 260; but said Towles never having appeared to prosecute his claim though he has been several times cited by the Board so to do; we are of the opinion that the claim of Towles should no longer stand in the way of this award.

"Eagle Tavern"

Commencing at N and W corner joining on Nuuanu Street and a land owned by Wm Harebottle (occupied by M<sup>c</sup> Duff & Fredk) and running S. 36° 30' E. 66 <sup>3</sup>/<sub>12</sub> ft. along wall (including it) between this lot & Harebottles to S. corner of Harebottles lot - thence N. 60° 15' E. 50 <sup>2</sup>/<sub>12</sub> ft. along E. boundary of Harebottles lot (including wall) and 5 <sup>3</sup>/<sub>12</sub> ft. beyond to the Bakehouse lot - thence S. 44° E. 83 <sup>2</sup>/<sub>12</sub> ft. along wall (including it) between this and the Bakehouse lot and to Mr. Sampsons dwelling house lot - thence S. 23° 30' W. 48 <sup>2</sup>/<sub>12</sub> ft. along line between this and Mr. Sampsons lot to slight angle in wall. thence S. 19° W. 27 <sup>3</sup>/<sub>12</sub> ft. to alley leading to Chapel St. thence N. 82° 30' W. 29 ft. across alley to corner of Cook house at Martin Becks lot - then offset to right 16 in: (width of wall) thence N. 46° 45' W. 48 <sup>2</sup>/<sub>12</sub> ft. along line between this and Martin Becks to slight angle in wall. thence N. 44° W. 38 <sup>2</sup>/<sub>12</sub> ft. to end of M Becks wall. then 2 <sup>3</sup>/<sub>12</sub> ft. to C. St. - thence N. 18° 30' W. 43 <sup>2</sup>/<sub>12</sub> ft. along line between this lot and another of Wm Harebottles lot to angle in wall - thence N. 34° 30' W. 45 ft. to Nuuanu St. - thence N. 50° E. 21 <sup>1</sup>/<sub>12</sub> ft. along Nuuanu St. to place of Commencement - including an area of

November 14. 1846. Square fathoms 316 - Feet 9.



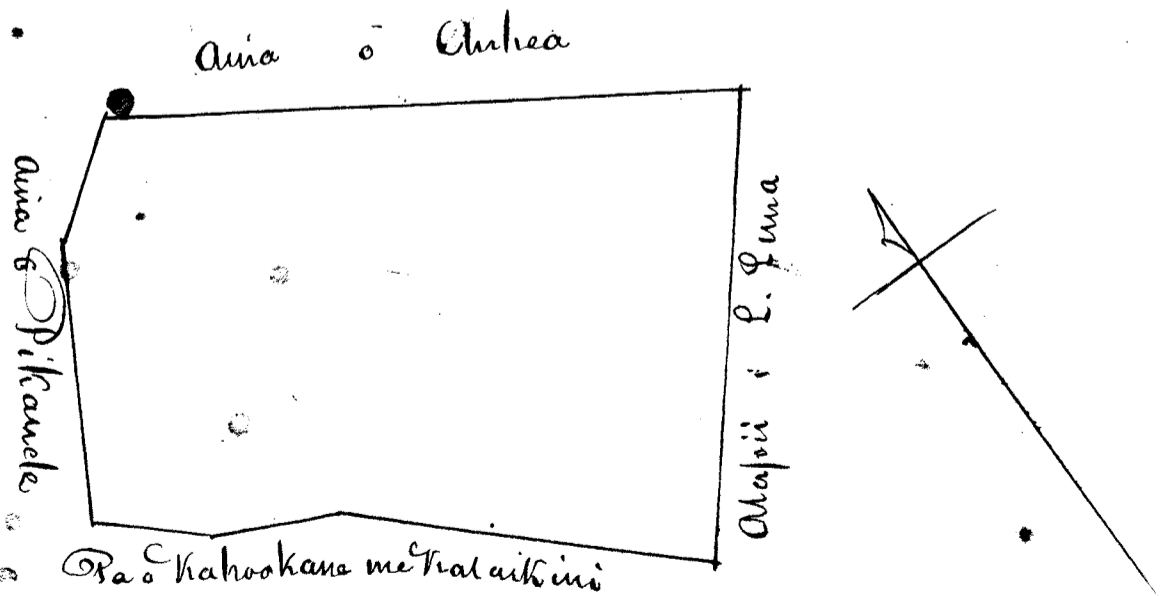
Board of Land Comm <sup>rs</sup> - Joseph Booth Claim <sup>n</sup> in N 272		Dr.
To incidental expenses of Comm <sup>rs</sup> &c		1 .
" action of Comm <sup>rs</sup> in this Claim on 1 <sup>st</sup> Oct <sup>r</sup> : 1847		1 .
" draft depos <sup>n</sup> of Claim reduced	\$1.	50
" Citation		50
" draft testimony red <sup>d</sup> and Engross <sup>d</sup> on 1 <sup>st</sup> Oct <sup>r</sup> : \$1		75
" Engrossing Copy of 3 deeds a. b. c.	\$8	1 .
" do do of Survey by J. Metcalf. of this lot \$5		2 50
" Report of Commissioners on the above Claim this day rendered to Oct <sup>r</sup> William L. Lee		5
Balance		
	\$15 25	
J. H. Smith Engrossing Copy	\$5	2 50
M. H. Hamblin Sup. Awards		17 75
W. H. Hammar		

Hale Hawaii  
October 13<sup>th</sup> 1848.



Claim No 77. Porin Andrews

The Board, after a due and Careful Consideration of the Evidence adduced by the Claimant, and at the desire of Kanaia, do in accordance with the wish of the late Premier, Kekaouahi, and in the absence of all Counter Claims, award to the Claimant - Porin Andrews - a fee-simple Title in the following described land - situated in Kahaina Waena Island of Maui - Hawaiian Islands, and bounded as follows: Beginning at the S. E. Corner of Kalaikini's Yard, lying on N. W. Side of the road leading from Kahaina lalo to Kahainaluna, and thence running in a N. E. by direction along said Road by a Stone wall 5 Ch. 700 of a Ch. to the fence of M. Kekaouahi - thence in N. W. by direction along said fence 6 Ch. &  $\frac{7}{10}$  of a Ch. - thence S. W. by along stone wall 1 Ch. &  $\frac{38}{100}$  of Ch. to the lot of Pikaete - thence turning slightly to the Southward along a Stone Wall and Water course 3 Ch. and  $\frac{13}{100}$  of Ch. thence turning to S. E. along Stone Wall 1 Ch.  $\frac{3}{20}$  of Ch. thence turning slightly to the East by Stone wall, 1 Ch. and  $\frac{38}{100}$  of Ch. thence slightly turning to W. running along stone wall, 3 Ch. and  $\frac{69}{100}$  of Ch. to the place of beginning - Containing 3 acres and  $\frac{2}{100}$  of an acre or thereabouts.



Board of Comm<sup>rs</sup> for Land Claims  
 Adjudication of C. No 77 Lorrin Andrews J<sup>r</sup>

To incidental exp <sup>ts</sup> of Comm <sup>rs</sup>	1
.. Action of Board in this C. on 8 <sup>th</sup> September 1846	1
.. Citation	50
.. Draft depos <sup>ts</sup> reduced in Engrossed Copy of lease of 6 <sup>th</sup> Sept <sup>r</sup> 1846	3
.. "Test <sup>ts</sup> red <sup>d</sup> & Engrossed <sup>d</sup> on 8 <sup>th</sup> Sep <sup>r</sup> "	75
.. Report of Commiss <sup>rs</sup> this day rendered on the above claim 10 <sup>th</sup> October. William L. Lee	5
<i>Koua Kaula</i> October 13 1848	
<i>Lorrin Andrews</i> <i>J. H. Smith</i> <i>L. M. Kamaekua</i> <i>H. Kaunani</i>	\$ 11 25

Claim No 74. Joseph Booth.

This is a claim for 3 fish ponds, and a portion of plain lands in Koua, Honolulu, Oahu.

This land is a portion of "Kewalo"; or rather a small land belonging to the larger land "Kewalo", and included in the general name of "Kewalo", although it is separated by a long distance from the main land of that name. This land, as being a portion of "Kewalo", was, in consideration of certain services rendered by D<sup>r</sup> J. C. B. Cooke given unto the Claimant, on the 6<sup>th</sup> day of September A.D. 1844, to have and to hold, during his life, by his Majesty Kamehameha 3<sup>rd</sup> in conjunction with the Premier Ka-Kaulaohi, upon the express agreement and understanding that upon the death of the Claimant, this and other lands, named in the deed, should then become the property of Doctor Cooke, and his heirs born within the Kingdom of Hawaii; and that if the said Doctor Cooke shall wish to give away, or sell to any person, born within the Kingdom, and not a subject of any foreign

Country, he shall be at liberty to do so: such persons living subject to the laws of the Hawaiian Islands, without resistance, and yielding compliance therewith.

By virtue of the above mentioned deed of his Majesty's made of the 6<sup>th</sup> of September A.D. 1844. The aforesaid Booth, on the same day, in consideration of the sum of Two hundred Dollars, conveyed all the right, title and interest in this and certain other lands, which he had acquired by virtue of the aforesaid deed from his Majesty and the Princess Nehaulohi, to the Hawaiian-born children of Joseph Booth - "for them and their heirs, to have and to hold for ever; but not to transfer the lands therein mentioned to any foreigner, without the consent of the Hawaiian Government, or such authorities as may be by them duly authorized.

We are of the opinion, that the Title to this land is a clear one; and we do therefore award to Joseph Booth, the aforesaid Fish Ponds and Plain lands, according to the boundaries set forth in the annexed Survey of J. Metcalf Esq; to have and to hold to himself during his natural life; and upon his death, then this land is to descend to his Hawaiian-born children, and their heirs: they being Hawaiian subjects - to have and to hold for ever.

"Joseph Booth's land in Koura Oahu, belonging to Estate of Niwoalo" (on plain towards Waititi from Honolulu -

Commencing at stake 6 ft. mark of Makai road leading to Waititi and 22  $\frac{1}{2}$  ft. mark of Kairua's N. E. Corner (as now walled in) and in

line with Kaina's E. wall and boundary, and turning  
 S. 22° W. 11 Ch. 50  $\frac{1}{2}$  ft. along boundary line between this  
 land, Kaina's and Kamaha's, to stake at S. W. Corner  
 of Fish ponds belonging to this land. Thence S. 78° 15'  
 east - 1 Ch. 52  $\frac{3}{4}$  ft. along ridge between this & Pehui's  
 Fish ponds - Thence S. 50° E. 43  $\frac{1}{2}$  ft. along mauka  
 side of two huts to P. Poohi's large fish ponds -  
 Thence S. 33° 15' W. 21  $\frac{3}{4}$  ft. to corner of large ponds.  
 Thence S. 42° 30' E. 1 Ch. 58 ft. along ridge between  
 large pond and Pehui's to angle. Thence S. 7° 30' W.  
 64 ft. along ridge between ponds to angle. Thence S.  
 24° W. 39  $\frac{1}{2}$  ft. to corner of fish ponds. Thence S.  
 66° 30' W. 4 Ch. 8 ft. (along mauka side of a fish pond  
 belong to this land outside and on W. of long ponds)  
 Thence S. 31° 30' E. 1 Ch. 23  $\frac{1}{2}$  ft. to S. W. corner of this  
 Pond. Thence S. 89° E. 2 Ch. 4 ft. along ridge back  
 to long ponds. Thence S. 21° 30' W. 1 Ch. 35  $\frac{3}{4}$  ft. along  
 ridge between long Pond, and Pehui's to corner of  
 another pond on W. side of long pond. Thence N.  
 66° W. 2 Ch. 35  $\frac{3}{4}$  ft. along ridge between this and  
 Pehui's to water run. Thence S. 10° 30' W. 2 Ch.  
 63  $\frac{1}{2}$  ft. to W. end of Pond and this land. S. 73° E  
 33 ft. across water run to stake on ridge dividing  
 Kalaau ponds from this land. Thence N. 62° E.  
 2 Ch. 64 ft. along between this and Kalaau pond  
 to long pond. Thence S. 70° E. 1 Ch. 11  $\frac{1}{2}$  ft. along  
 between long pond and Kalaau's to corner of Pitkoi's  
 ponds. Thence N. 1° W. 1 Ch. 19  $\frac{1}{2}$  ft. along ridge of  
 long ponds to angle. Thence N. 21° 30' E. 6 Ch. 12  $\frac{1}{2}$  ft.  
 along between this and Pitkoi's to angle. Thence N.  
 28° 30' E. 2 Ch. 46  $\frac{1}{2}$  ft. along ridge to angle. Thence  
 N. 41° E. 1 Ch. 6  $\frac{1}{2}$  ft. to angle in ridge. Thence N.  
 59° E. 2 Ch. along ridge. Thence N. 31° 30' 3 Ch.  
 5  $\frac{3}{4}$  ft. along between this and Pitkoi's to stake on  
 E. edge of well. Thence N. 17° E. 5 Ch. 9  $\frac{3}{4}$  ft.

to stake 6 1/2 ft. E. of S. E. Corner of the Moody French Place (now owned by James Vowles) Thence N. 67° W. 1 Ch. 62 ft. along Mahai side of the Moody French lot to S. W. Corner - Thence N. 30° 30' E. 2 Ch. 20 1/2 ft. along W. wall of M. French place and to stake 6 ft. Mahai of Mahai road leading to Waititi - Thence N. 79° W. 6 Ch. 31 1/2 ft. along road to place of Commencement including an area of (11 6/10 acres)  
 Nov. 14 - 1846. Acres 11 - Fathoms 845.

See diagram in next page.

Board of Land Commissioners.  
 Adjudication of Claim No. 274 Joseph Booth Sr.

To action of Commissioners on this claim on

1 October 1847

Engrossing Copy of Survey

\$ 7

3 50

Report of Commissioners this day rendered on the above Claim

\$

Engrossed Copy of the same

\$ 5

2 50

Note Kamehameha

William L. Lee

\$

12

19 October 1848.

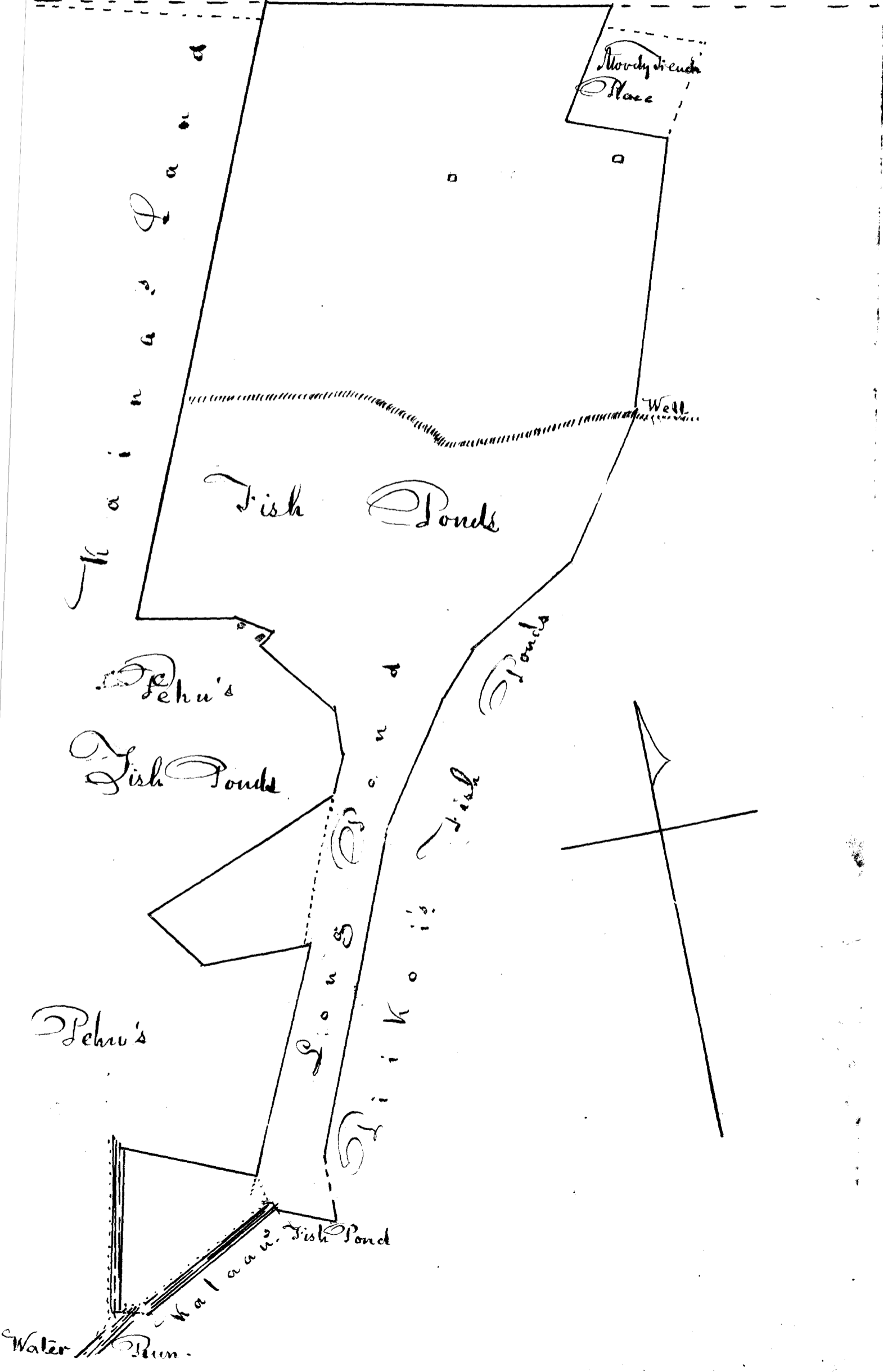
Ioane de

J. H. Smith

J. M. Keamaka

W. Kamehameha

Makahi Road to Waititi.



Claim by Louis Gravier.

This is a claim to a certain house lot, situated in the district of Wīkīhale, Honolulu, Oahu.

From the Evidence taken in this claim, it appears, that John Jason, some time previous to the Year 1837, obtained these Premises from H. E. M. Kekuanāoa, in consideration of certain services rendered by Jason in the capacity of Blacksmith, that Jason improved the place, and lived there in peace, until the Year 1844; when he sold the same to Isaac Montgomery, for the sum of Three hundred and fifty dollars: that subsequently in the same Year, Montgomery sold all his Right-Title and Interest, in these Premises to the Claimant Louis Gravier, for the sum of Five hundred dollars.

From this Evidence, it is clear that, whatever Rights or Title H. E. M. Kekuanāoa had in this Land, is vested now in the Claimant. The title of the Chiefs, and consequently of Kekuanāoa, has been settled to be a freehold title less than allodial; and therefore, we confirm the same to the Claimant Louis Gravier, which freehold less than allodial, the Claimant may commute into a fee-simple title as prescribed by law.

The boundaries of this lot are those set forth in the annexed Survey made by Metcalf Esquire on 4<sup>th</sup> day of March 1848.

House lot in Kikihale Honolulu  
 for L. Pravier. Commencing at Makai S. corner of this  
 lot on Maunakea St. joining the D<sup>r</sup> Ford lot and running  
 N. 48° E. 1 Ch. 4 1/2 ft. along Maunakea St. to theatre alley  
 the E. corner of this lot. Thence N 38° W. 26 1/2 ft. along  
 theatre alley to Spunyarns dwelling house lot. North cor-  
 ner of this. Thence S. 54° W. 23 1/2 ft. to W. corner of  
 house in this lot. Then offset 3 1/2 ft. at right angles to  
 corner of jog. Thence S. 61° W. 12 1/2 ft. along Spun-  
 yarns lot to D<sup>r</sup> Ford lot. Thence S. 30° E. 45' 1/2  
 feet along the D<sup>r</sup> Ford lot to place of Commence-  
 ment including an area of Suttons Co. Feb 17.  
 March 4, 1848 J Metcalf Sur



Board of Commissioners for Land Claims  
 Adjudication of Claim N<sup>o</sup> 691. Louis Pravier D<sup>r</sup>

In incidental expenses of Commission for Claimants	1
" action of Comm <sup>r</sup> in this claim on 7 Jan. 1848	1
Citation	50
Draft depos <sup>n</sup> of claim reduced	50
" testimony do & Engr <sup>s</sup> on 7 Jan <sup>y</sup> & 9 Feb <sup>y</sup>	10 50
Survey by J Metcalf of this lot	5
Report of Commissioners this day rendered in the above claim.	5
Wm L. Lee	
Spunyarns	
J. M. Smith	23 50
J. M. So am ak au	
Y. Karamai	

Kate Kauwila  
 October 19<sup>th</sup> 1848.



## Claim No 364. John White.

This is a Claim for a land in the district of  
 Pahaina - on the Isl<sup>d</sup> of Maui - called "Polaiki"  
 Consisting of 4 distinct pieces.

From the evidence taken in this Claim, it appears,  
 that the Claimant procured these lands from the Kawahiki  
 who gave them to him about the time of Pooki's depar-  
 ture, in the Year 1829; and that he has occupied  
 them ever since in peace; with the exception of a  
 small portion, which was taken from him a few Years  
 since by Kalaipaihala, without any good reason.  
 Kalaipaihala has clearly no right to the small strip  
 of land which he has taken from the Claimant; and  
 hence his claim can avail nothing in opposition to  
 that of White.

In the opinion of this Board, the Clai-  
 mant's <sup>right</sup> is made perfectly clear by the law of the land,  
 which prescribes that "wherever land has been obtained  
 from the King, or his authorized agents, without written  
 vouchers, anterior to the 7<sup>th</sup> of June 1839, and has  
 been continuously occupied, built upon, or otherwise  
 improved, since that time, without molestation,  
 the Board are to grant the Claimant a freehold title  
 less than allodial." In this case the Claimant  
 received his land from one of the highest Chiefs in  
 the Kingdom; and has occupied and improved  
 the same from the Year 1829, without any just  
 molestation; and we do therefore award to the  
 said Claimant, John White a freehold title,  
 less than allodial, in the aforesaid lands, called  
 "Polaiki", in the district of Pahaina, on the Isl<sup>d</sup>  
 of Maui; which lands are correctly bounded in the  
 annexed Surveys made by J. Metcalf Esquire on 13<sup>th</sup> & 14<sup>th</sup>  
 days of October 1846. This freehold title may be  
 commuted for a fee-simple title as prescribed by

Law, at the pleasure of the Claimant.

This is the full measure of the powers conferred upon the Doars by the ancient usages of the Hawaiian Kingdom, and the laws of the Hawaiian Legislature - but from the small extent of this land, and the large family of the Claimant; we would respectfully recommend to the King in Privy Council, that a fee-simple title be granted to John White and his Hawaiian heirs free of any Commutation.

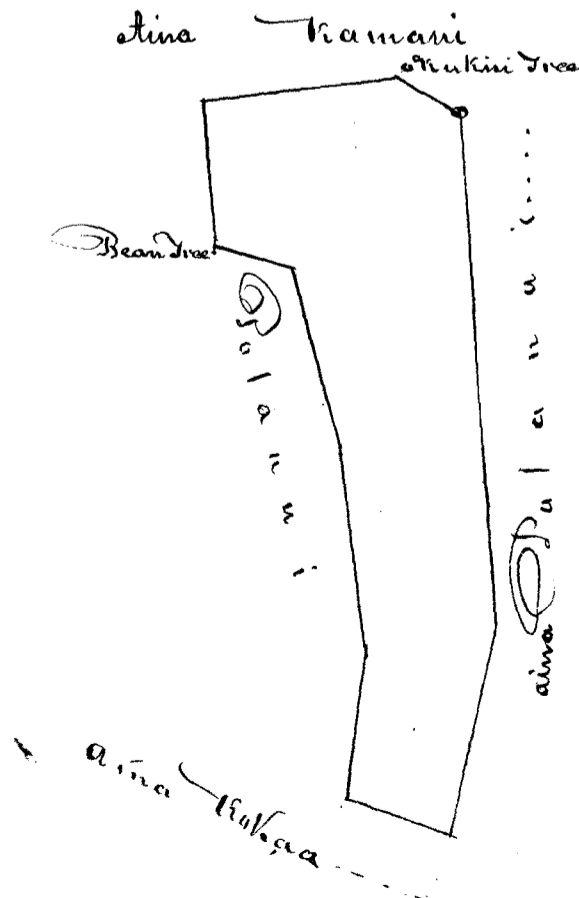
"Maui Potaiti in Lahaina:

Commencing at stake at S. Corner of this land, being at the corner of lands called Kamani and Polani, and running North  $66^{\circ} 30' W.$  5 Ch.  $31 \frac{1}{2}$  ft. along boundary line between this and Polani to stake - Thence N.  $51^{\circ} W.$  2 Ch.  $14 \frac{1}{2}$  ft. to a land called Keku. Thence N.  $49^{\circ} E$  1 Ch. 12 ft. along line between this and Keku to another land called Polani - Thence S.  $55^{\circ} 30' E.$  1 Ch. 29 ft. along line between this and Polani to angle - Thence S.  $41^{\circ} E.$  2 Ch.  $18 \frac{1}{2}$  ft. to N. corner of Grass house standing on this land; Thence S.  $78^{\circ} E.$  2 Ch. to stake - Thence N.  $38^{\circ} 30' E.$   $49 \frac{1}{2}$  ft. to Stake  $4 \frac{1}{2}$  ft. S. of Bean tree - Thence S.  $66^{\circ} 45' E.$  1 Ch.  $39 \frac{1}{2}$  ft. to stake - Thence S.  $22^{\circ} W.$  2 Ch.  $5 \frac{1}{2}$  ft. to stake 8 ft. N. of Kukui tree. Thence S.  $55^{\circ} W.$  15 W. to place of Commencement; including an area of

Acres 1 - fathoms 1.28

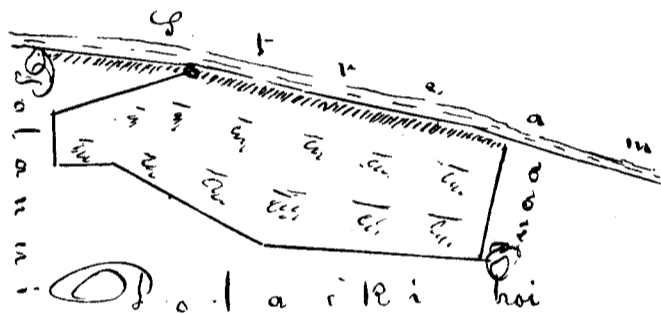
October 13. 1846

18428 Lu B. P. 468  
1.726  
28154

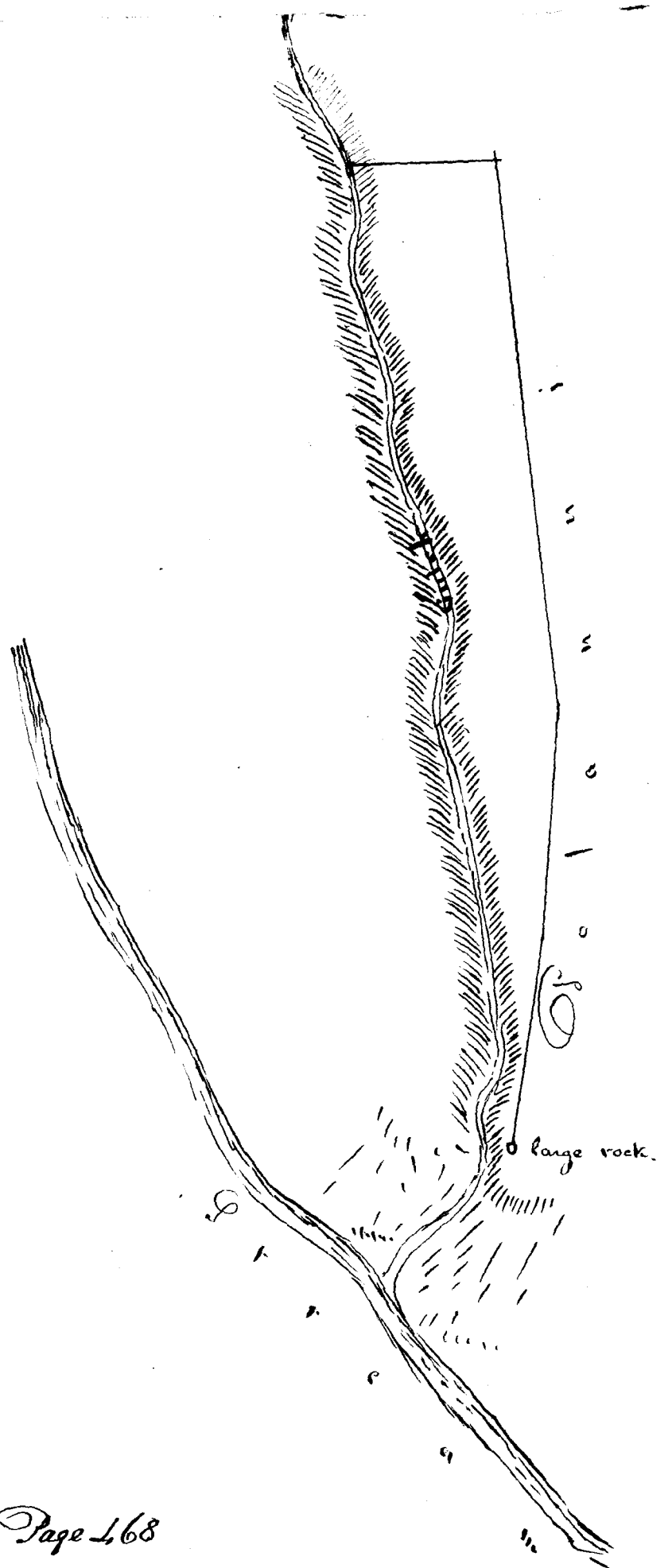


## "Polaiti Kato Land,

Mauka of Kahaina - Commencing at large flat rock, beside stream, on upper part of this land, and running N 34° E. 1 Ch. 40  $\frac{3}{12}$  Ft. to E. Corner - N. 46° W. 26  $\frac{7}{12}$  Ft. Thence S. 62° 30' W. 29  $\frac{8}{12}$  Ft. to angle - Thence S. 79° 30' W 1 Ch. 57  $\frac{3}{12}$  Ft. - Thence S. 57° W. 2 Ch. 21  $\frac{7}{12}$  Ft. to land called Puaa. Thence S. 25° E. 1 Ch. 1  $\frac{1}{2}$  Ft. to stream called Waiolimu - Thence following up stream to place of commencement - Polanui bounds this land on mauka side, and Polaiti on the North. Including an area of Square Fathoms 705.  
Kahaina Oct: 14. 1846.



"Polaiti. Mauka loa he ana Kula - Commencing at large rock at W. point of this, near pati, running down to stream, called Waiolimu, and 49  $\frac{1}{2}$  Ft. from bottom of gulch bounding this land on N. and running N. 77° 30' E. 5 Ch. 29 Ft. along line between this land and Polanui to rock. Thence N. 73° E. 6 Ch 4  $\frac{1}{2}$  Ft. along Polanui to rock. Thence N. 62° 30' E. 12 Ch. 57 Ft. along line between this and Polanui to irrigating stream and end of cultivated ground. Thence N. 20° 30' W. 3 Ch. 49  $\frac{1}{2}$  Ft. to bottom of Gulch - then following down Gulch to place of commencement - including an area of 7  $\frac{1}{2}$  Acres.  
Kahaina Oct: 14. 1846.



Ap 1-1-478 An  
 2-0-705  
 3 7-605  
 4 1-726 Page 468  
 E 734 64  
 11 E 44 Anana

See L. Lot Page 468

Board of L. Comm<sup>rs</sup> - Adjudication of C. N. 364. John White Dr

To incidental expenses of Comm <sup>rs</sup> for Claimants		1
Action of Board in this claim Aug <sup>st</sup> 14-1848		1
de. depos <sup>n</sup> red <sup>n</sup> and citation 50 <sup>cts</sup>	\$1	1
" tes <sup>ts</sup> reduced leng <sup>th</sup> on 14 Aug <sup>st</sup>	93	2 25
Engrossing Copy of Mr Metcalfe's Surveys (24)	7 <sup>cts</sup>	7
Report of Comm <sup>rs</sup> this day rendered on the above claim		5
Made Vidu wit William L. Lee Oct <sup>r</sup> 23 <sup>rd</sup> 1848 J. H. Smith J. M. K. ... Lawrence V. Kaarwai		17 25

Claim 248. Joseph Thomas

This is a claim for a piece of land in the district of Weiatua, on the Island of Oahu, generally known by the name of Ihimauu.

From the Evidence taken in this Claim, it appears that this land was given to the Claimant by Keaumoku sometime previous to the Year 1822; and that he has built upon, and cultivated the same in peace, from the time he received it, down to the present time.

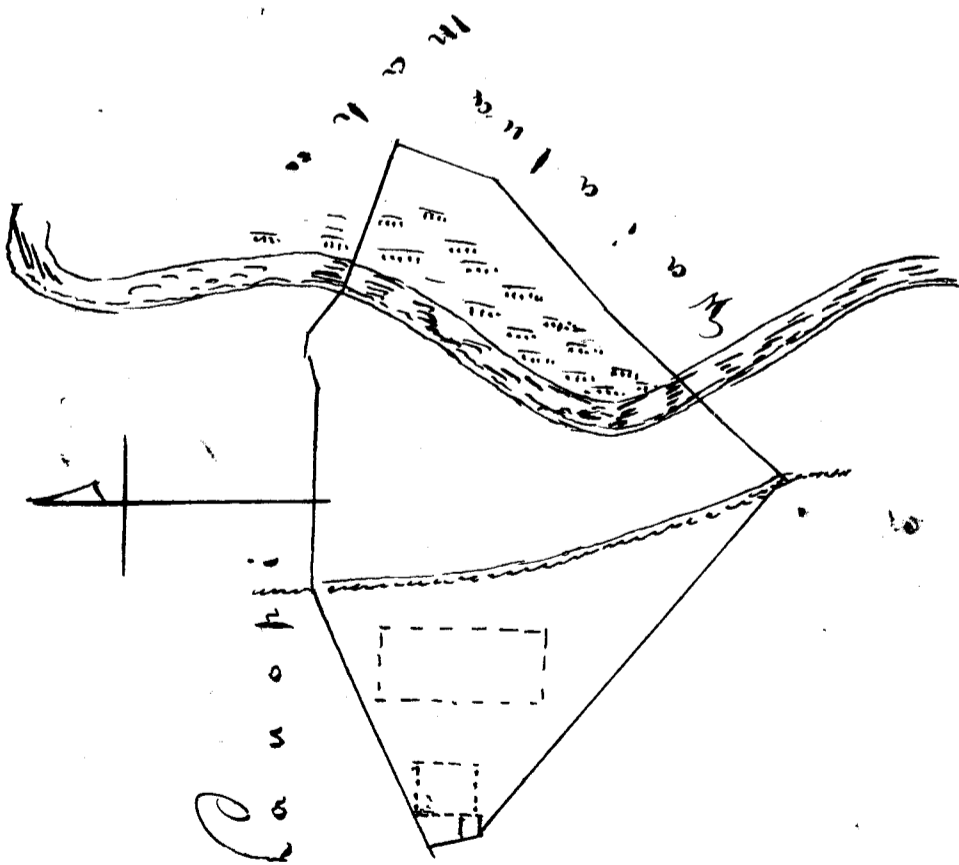
This land as appears by the Survey submitted by the Claimant made by J. Metcalf Esq<sup>r</sup> on the 10<sup>th</sup> of March last, consists of 8<sup>23</sup>/<sub>100</sub> acres of rich bottom land, which has been highly improved by the Claimant.

The Claimant's Title is a very clear one; and the Board do hereby award to Joseph Thomas all that they have it in their power to award, namely a freehold title less than allodial, to the above named land; while at the same time they beg to recommend to the King in Privy Council, that a title be granted to the aforesaid Thomas and his Hawaiian heirs for ever, free of Commutation.

Claimant is an old man, having a native wife, one Son, and two Grandchildren, his heirs; and we the more cheerfully make the above recommendation that the Claimant has been for so long a period a peaceable resident upon the land.

The limits of the Claimant's land are correctly defined in the following Survey, submitted by the Claimant; and made by J. Metcalf Esq<sup>r</sup> 10<sup>th</sup> August 1848.

"Thimane, in Waialua, Oahu.  
 Commencing at corner of stick fence on W. Edge of River  
 joining ~~land~~ called Lauope - and running  $N 48^{\circ} 30' W$   
 1 Ch. along fence to angle - Thence  $N. 79^{\circ} 30' W. 40 \frac{3}{4}$  ft.  
 along fence to angle - Thence  $N. 87^{\circ} 30' W. 1 Ch. 48 \frac{1}{2}$  ft. along  
 fence to Chia tree, angle. Thence  $S. 83^{\circ} W 2 Ch. 39 \frac{1}{2}$  ft.  
 to Stone Wall angle - Thence  $S. 65^{\circ} 15' W. 5 Ch 58$  ft.  
 always along Lauope to stake at W. Corner of this land.  
 Thence  $S. 50^{\circ} 15' E. 9 Ch. 56 \frac{1}{2}$  ft. along mauka side  
 of this land to S. Corner - Thence  $N. 41^{\circ} 15' E. 5 Ch 27$   
 $\frac{3}{4}$  ft. across River and along land called Waialua to  
 stake - angle. Thence  $N 48^{\circ} 30' E. 3 Ch. 26 \frac{1}{2}$  ft. along bank  
 of old fish pond to stake - angle. Thence  $North 24^{\circ} 30' E$   
 2 Ch.  $11 \frac{1}{2}$  ft. along bank of old fish pond to stake at  
 extreme east corner of this land. Thence  $N 73^{\circ} 45' W$   
 3 Ch.  $26 \frac{1}{2}$  ft. along Kalaupoi and across River to  
 place of Commencement - including an area of  
 Acres  $8 \frac{23}{100}$   
 March 10 1848. J Metcalf Sur.



Board of Commissioners for Land Claims  
 Adjudication of Cl. 248 - Joseph Thomas S.

In incidental expenses of Commission for Claims	1
action of Comm <sup>rs</sup> in this claim on 20 <sup>th</sup> Oct. 1848	1
Citation for attend <sup>ce</sup>	50
Craft depos <sup>ts</sup> reduced	\$3 1 50
" Testimony do and Eng <sup>d</sup> on 20 October	\$3 2 25
Survey by J. Melcalp Esq <sup>r</sup>	10
do engrossed	\$2 1
Report of Commissioners this day rend. - read on the above Cl.	5
Wm L. Lee	\$ 22 25
Wm Smith	
Laurel	
M. K. am akau	
U. Kaunani	

Kate Kauwila  
 October 27 1848.

Transferred from Page 123.

Notes of Survey in Cl. 40. P. S. Maignet corrected according  
 to deed by order of the Board 23<sup>rd</sup> October 1848.

" Corrected notes of Survey of the Catholic Mission Place  
 in Kulanikahua, Honolulu

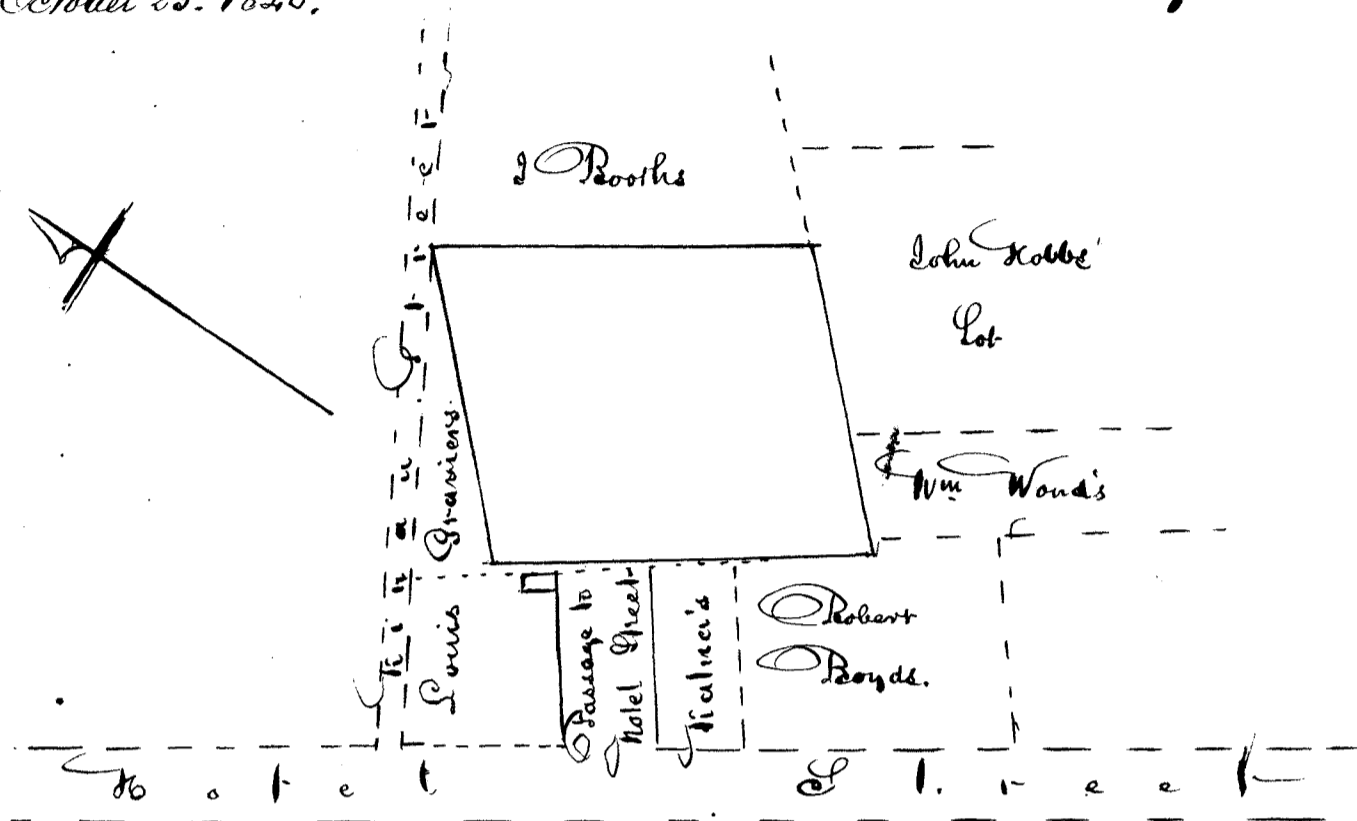
Commencing at Makai S. Corner of this lot, joining  
 Robert Boyds place, and running N. 36° 45' E. 1 Ch. 4 1/2 ft.  
 along Wm Wonds and John Hobbs lot to Joseph Booths  
 Burns place, lot to E. corner of this - thence N. 42°  
 15' W. 2 Ch. along Joseph Booths Place to Kinau St.  
 the N. corner of this lot - thence S. 37° 45' W. 1 Ch.  
 4 1/2 ft. along Louis Gravers house lot to Makai,  
 W. corner of this. thence along mauka sides of  
 P. Gravers, Kahuas, and Robert Boyds place to  
 place of commencement - Containing an area of  
 Fathoms 412 - feet 15

Note - The passage to Hotel Street is 33 feet wide;  
 the mauka and W. end is 53 3/4 ft. from Kinau St.

The Makai and W. end is 57  $\frac{1}{2}$  ft. from Kameh St.

October 23. 1848.

J Metcalf



Kalua 2071

Claim N<sup>o</sup> 602 William Woods

This is a claim for a House lot, situated in the Town of Honolulu, Islands of Oahu.

From the evidence submitted to the Board, it appears, that in the year 1827 or 1828, this land, then being waste land, was taken up by Richard Ford, with the permission of Boki, and built upon, and occupied by the said Ford until the 17<sup>th</sup> day of October 1839, when he transferred all his right, title and interest in the same, to John S. Mitchiner in exchange for a certain piece of land then possessed by the aforesaid Mitchiner, situated at Waikiki on the Islands of Oahu: that on the 16<sup>th</sup> day of March A.D. 1847 the aforesaid John S. Mitchiner and Raive, his wife, joined



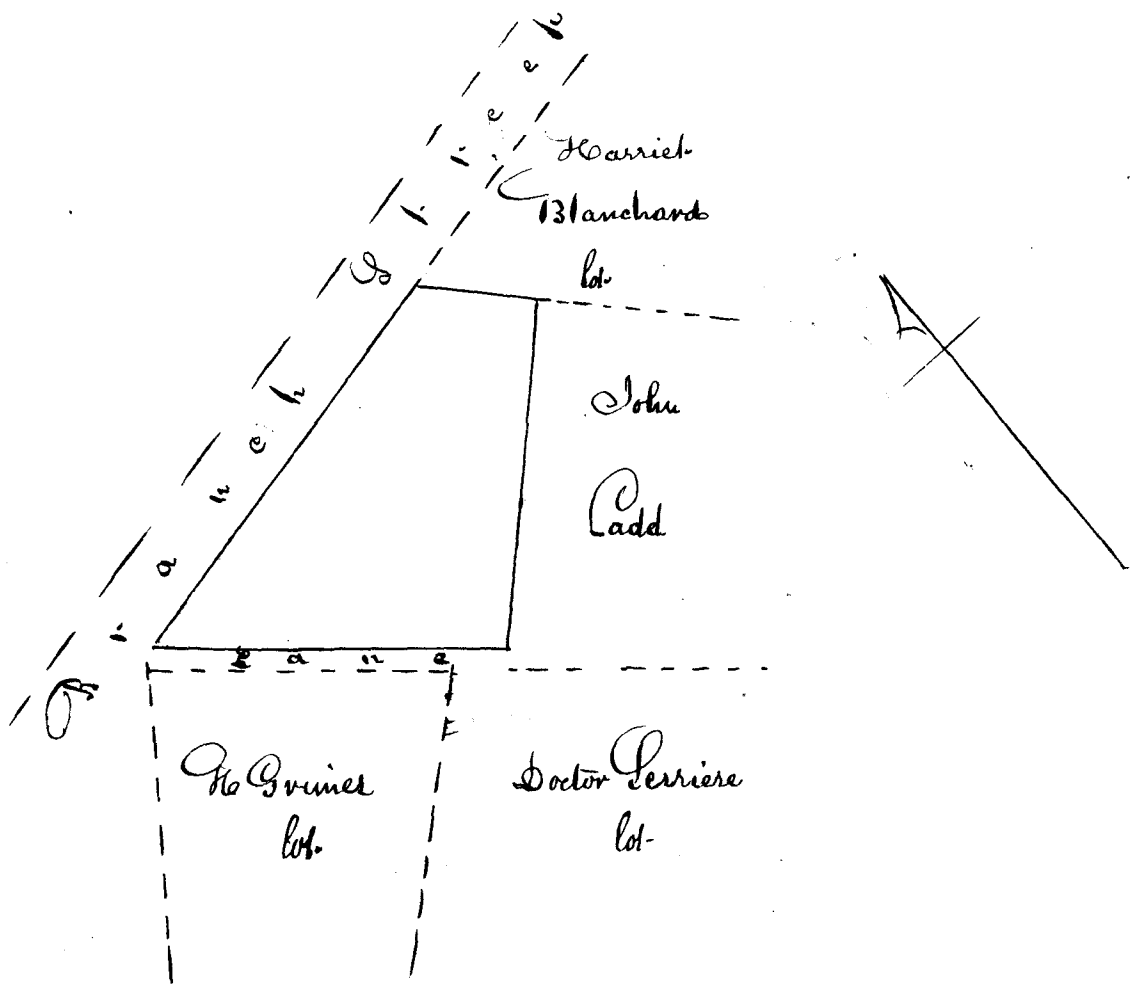
in a deed of Conveyance of this land to the Claimant-William Womb; and that from the last mentioned date, the Claimant has possessed and improved the same.

It is clear from the Evidence, that all the Rights which Iohi had in this land, are now vested in William Womb, the Claimant; and assuming those rights to be as great as those of any other Chief, to land, he would have a freehold title less than allodial.

We do therefore award to the Claimant-William Womb, a freehold title, less than Allodial, in said land; which freehold title he may commute for a fee simple title, as prescribed by law.

The correct bounds of this land are set forth in the following Survey, made by J. Metcalf Esq on 21<sup>st</sup> day of February A.D. 1848.

"Notes of Survey of L. J. Mitchiner lot Honolulu - Commencing at Mahai S. Corner of this lot joining the S<sup>t</sup> Perriere (P. Reynolds) lot; and running N. 52° 15' W. 1 Ch. 58 ft. along the S<sup>t</sup> Perriere lot, and lane between this and N Grimes lot to Branch Street at Mahai W. Corner of this - Then offset R<sup>t</sup> angles 2 ft Mauiwa to angle - Thence N. 75° 45' E. 2 Ch. 26  $\frac{1}{2}$  ft. along Branch Street to Harriet Blanchards lot at N corner of this - Thence S. 46° E. 1  $\frac{1}{2}$   $\frac{1}{2}$  ft. along to Blanchards to Mauiwa E. Corner of this lot. Thence S. 45° W. 1 Ch. 55  $\frac{3}{4}$  ft. along Will<sup>m</sup> French's lot (occupied by John Ladd) to place of Commencement - including an area of 7.4thous 287 - Feet - 22  
Feb. 21. - 1848. J Metcalf Esq.



Board of Commissioners for Land Claims  
 Adjudication of C. N<sup>o</sup> 602 W<sup>o</sup> Words

To incidental expenses of Commission in Land Claims	1
action of Board in this claim 26 Nov <sup>r</sup> : 1847.	1
Citation for attendance	50
draft deposition of Claim reduced	f6 3
" Testimony Red <sup>d</sup> & Eng <sup>d</sup> on 26 Nov <sup>r</sup> : and 8 Dec <sup>r</sup> : and	
engrossing copy of deede (Dec <sup>r</sup> : f2. 150. copy f4. 2)	f5 3 50
Survey of lot claimed by J. Mescaep	5
Engross <sup>d</sup> of do	f2 1
Report of Commissioners in the above claim	
this day rendered	5

Kate Kausuila  
 October 27. 1848.

William L. Lee  
 J. H. Smith  
 Joane  
 W. H. Armstrong  
 W. Kausuila

# 20

Claim No 273 Joseph Booth  
Part 2

This is a claim for a portion of the Kewalo Estate in the valley of Pauoa, Oahu, generally known as the Little Greenwich Hospital place.

From the evidence submitted to the Board by the Claimant, it appears, that this land, as being included amongst the lands comprised under the general name of "Kewalo", was conveyed to the Claimant by his M. Kamehameha III and K. K. Kihauohi, on the 6<sup>th</sup> day of September A. D. 1841, to hold during his life; with the provision, that upon the death of the Claimant, this, and other lands included under the general name of "Kewalo", should become the property of Doctor Brooke and his heirs born within the Kingdom of Hawaii; and that if the said Doctor Brooke wished to give away or sell to any person born within the Kingdom, and not a subject of any foreign country, he should be at liberty to do so: such person being subject to the laws of the Hawaiian Islands.

On the day of making the deeds above mentioned, namely the 6<sup>th</sup> day of September A. D. 1841, Doctor J. C. D. Brooke, by virtue of the powers conferred upon him by said deeds, transferred all his right, title and interest in said lands to the Hawaiian born children of Joseph Booth, "for them and their heirs, to have and to hold for ever, but not to transfer the lands therein mentioned to any foreigner, without the consent of the Hawaiian Government, or such authorities, as may be by them duly authorized."

Being of the opinion that the Claimants

Part 208.242 Page 457

2 211. '58  
3 2 - 85  
4 0-1043  
Kad 212.275.50  
E or a  
213.1140.50

It is made clear by the above-mentioned deeds, We do hereby award to Joseph Booth, the Little Greenwich Hospital place aforesaid, according to the metes and bounds set forth in the annexed survey of J. Metcalf Esq., to have and to hold to himself, during his natural life; and upon his death, to descend to his Hawaiian born children and their heirs, they being Hawaiian subjects, to have and to hold for ever.

"Survey of the Little Greenwich Place, belonging to the Kewalo Estate" Commencing at stake at East-Corner of this place 83 ft. in a direction S. 37° 30' W from S. Corner of Kalo patch stone wall, and running N. 26° W. 3 Ch 1 1/2 ft. along line between this place and the Manini's to stake. Thence S. 58° 45' W. 1/2 Ch. to angle in N.W. wall. Thence S. 54° 15' W. 1 Ch. 51 ft. to W. Corner of this place. Thence S. 38° E. 2 Ch. 17 ft. along mahai side to Corner. Thence N. 56° 30' E. 1 Ch. 36 1/2 ft. to angle. Thence S. 35° E 2 Ch. 23 ft. along mahai side to S. Corner of this place. Thence N. 29° E. 1 Ch. 23 7/2 ft. along E side to place of Commencement, including all walls, and containing an area of Acres 2. 3/4 Athoms 211 1/2 (for diagram see General Survey Page 460)

Board of Commissioners for Land Claims	
Adjudication of Part II Claim No 273 Joseph Booth & Co.	
To action of Board in this claim on 1 <sup>st</sup> October 1847	1
" Engrossing Copy of Survey by J Metcalf	1
Report of Commissioners this day rendered on the above claim.	5
(Note - the entire costs of Testimony &c. will be found charged under Part I of this number - inclusively)	7
Kate Kauwika	William L. Lee
October 31. 1848.	L.H. Smith D.
	Lapee di
	Mokomokau
	at Honolulu

Claim No 273 Joseph Booth  
Part 3

This is a claim for a portion of the Newalo Estate in the valley of Pauoa, Oahu, consisting of Kalo land, a title to the mauka of Little Greenwich hospital.

From the Evidence submitted to the Board, it appears, that the Claimant's title to this land is the same as that to the land comprised in Part II of this claim - namely the Little Greenwich Hospital Place; and to the other lands comprised under the general name of "Newalo"; and without reiterating the grounds of this title - We do hereby award to Joseph Booth, the aforesaid Kalo land consisting of two acres and (85 $\frac{1}{4}$ ) eight hundred and fifty four fathoms; according to the Metes & Bounds set forth in the annexed Survey of J. Metcalf Esq": to have and to hold to himself during his natural life; and upon his death, to descend to his Hawaiian born children, and their heirs; they being Hawaiian subjects, to have and to hold for ever.

"Survey of Kalo land a title mauka of Little Greenwich, belonging to the Newalo Estate in Newalo -"  
"Commencing at S. Corner of Kalo patch Stone wall, 1 Ch. 17 ft. in a direction N 37° 30' E from E. Corner of Little Greenwich Place & running S. 19° E. 3 Ch. 27 ft. along by Kalo patch on mauka side of large tamarind tree to stake. Thence S. 17° 20' E. 7 Ch 40 ft along boundary line between this and the Manini place to stake in middle of water run to Kupia's land - Thence N. 66° E. 63  $\frac{1}{2}$  ft. along water run and Kupia's land to stake. Thence N. 17° 30' W. 9 Ch. 39  $\frac{1}{2}$  ft. along land between

This and Piikoi's land to small kukui tree - Thence N. 76° 30' E 1 Ch. 50 ft. to stake (to corner of old ki stak fence)  
 Thence N. 21° W. 29 1/2 ft. to angle of old ki stak fence -  
 Thence N. 59° 15' E 1 Ch 37 1/2 ft. to E corner of the kula part of this land - Thence N. 19° 15' W. 3 Ch. 38 ft. to large stone wall surrounding Kaili - Thence S. 70° W. 4 Ch. 34 1/2 ft. to mark J.B. on E. side of wall - Thence S. 22° E 2 Ch. 55 ft. along line between this and the main place of commencement - including an area of (See General Survey Page 160) Acres 2 fathoms 8 1/2

Board of Commissioners for Land Claims  
 Adjudication of Part 3. Cl. 273. Joseph Booth B<sup>1</sup>

To action of Board in this claim on 1 October 1847	1
Engrossing Copy of Survey of this claim by Stielcamp	1
Report of Commissioners this day rendered on the above claim	5
W. L. Lee	
J. Smith S.	7
Loare di	
October 31 1848	
W. K. amakau	
Y. Kaamari	

Claim No 273 Joseph Booth  
 Part 4.

This is a claim for a portion of the Kewalo Estate in the Valley of Pauwa, Oahu, consisting of five Kalo Patches, in the ili of Kapuni.

From the Evidence submitted to the Board by the Claimant, it appears, that this land, as being included amongst the lands comprised in the general name of "Kewalo", was conveyed to the Claimant by K. M. Kamehameha III and K. K. the Premier Kekuauohi, on the 6<sup>th</sup> day of September A.D. 1844, to hold during his life; and providing, that upon the death of the Claimant,

These and other lands included under the general name of "Newah", should become the Property of Doctor Rooke and his heirs born within the Kingdom of Hawaii, and that if the said Doctor Rooke wished to give away or sell to any Person born within the Kingdom, and not a subject of any foreign Country, he should be at liberty to do so: such Person being subject to the laws of the Hawaiian Islands.

On the same day of making the Deeds above mentioned, the aforesaid Rooke, by virtue of the powers conferred on him by said Deed, conferred all his Right, title, and interest in said lands to the Hawaiian born Children of Joseph Booth - "For them and their heirs, to have and to hold for ever: but not to transfer the lands therein mentioned to any foreigner, without the Consent of the Hawaiian Government; or such authorities, as may be by them duly authorized.

Being of the opinion that the Grantor's Title is made clear by the abovementioned Deeds - We do hereby award to Joseph Booth, the Five Kato Patches aforesaid, according to the boundaries set forth in the annexed Survey of J. Metcalf Esq": to have and to hold to himself during his natural life; and upon his death, to descend to his Hawaiian born Children, and their heirs; they being Hawaiian Subjects, to have and to hold for ever.

"Notes of Survey of Kato Patches (5) Makai, from Little Greenwich, in Kapuni, belonging to Newah Estate"

- 1<sup>st</sup> First Kato Patch by name of Kauhū. Commencing at N. Corner and running S. 58° W. 56 - Thence S. 38° E. 1 Ch 56½ Ft. - Thence S. 45° 30' W. 49½ Ft. - Thence N 40° W. 2 Ch. 2½ Ft. to place of Commencement - including an area of Fathoms 184.
- 2<sup>nd</sup> Second of Patch by name of Kūlīka I. Commencing at E. Corner 41½ Ft. S. 60 W. of W. Corner of Kauhū, and

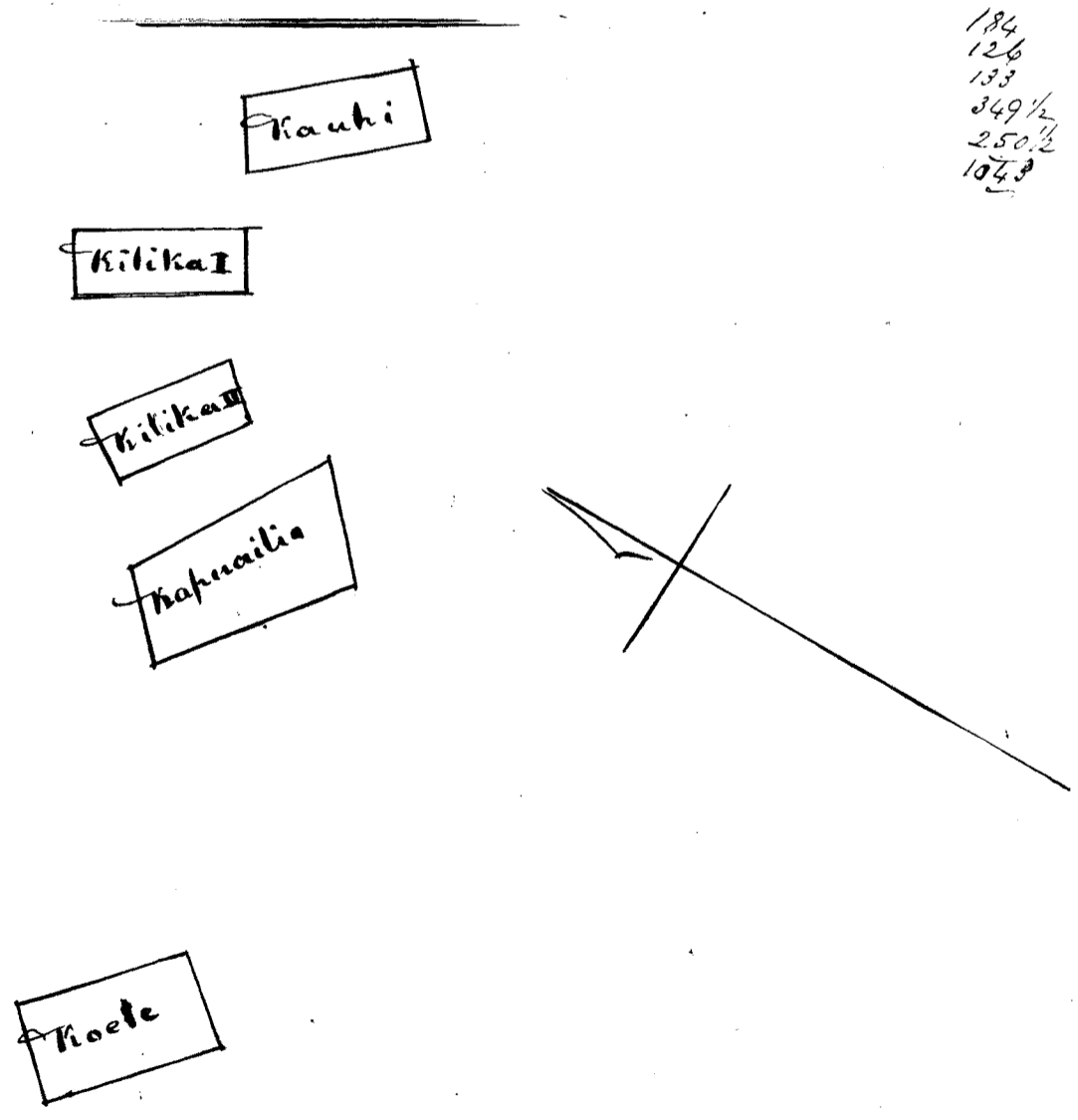
running N. 39° W. 1 Ch. 52 1/2 ft. Thence S. 49° 30' W. 46 ft. -  
Thence S. 33° 30' E. 1 Ch. 49 1/2 ft. - Thence N. 58° E. 39 1/2 ft. to  
place of Commencement - including an area of Fathoms 126

3 Third of Kilitika II alua - Commencing at W. Corner - 1 Ch 60 1/2 ft.  
S. 49° W. from W. Corner of Kilitika ahahi - and running S.  
54° 30' E. 1 Ch. 36 1/2 ft. Thence N. 44° E. 42 ft. Thence  
N. 49° W. 1 Ch. 39 1/2 ft. Thence S. 39° W. 51 ft. to place  
of Commencement - including an area of Fathoms 133

4 Fourth of Kapuaitio - Commencing at N. Corner 62 1/2 ft.  
S. 34° W. from W. Corner of Kilitika alua - and running  
S. 48° W. 1 Ch. 12 ft. - Thence S. 48° E. 2 Ch. 18 1/2 ft. Thence  
N. 50° 30' E. 1 Ch. 35 ft. Thence N. 56 1/2° W. 2 Ch. 23 1/2 ft.  
to place of Commencement - including an area of Fathoms 349 1/2

5 Fifth (2) of Koele - Commencing at E. Corner 3 Ch. S. 55°  
30' W. from W. Corner of Kapuaitio, and running S. 41° W.  
73 3/4 ft. - Thence N. 45° W. 1 Ch. 58 ft. Thence N. 43° E.  
78 ft. - Thence S. 43° E. 1 Ch 59 1/2 ft. to place of Commence  
ment - including an area of Fathoms 250 1/2

(Note 1210 Sq. Fathoms equal 1 acre - 1 Chain is 66 ft. in length.)





Board of Commissioners for Land Claims  
 Adjudication of Cl. No 273. Part III Joseph Booth Sr

To action of Board in this claim 1 October 1848	1
Engrossed Copy of Survey by J Metcalf in this Cl.	2
Report of Commissioners this day rendered in the above claim	5

W. L. Lee  
 W. Smith D.  
 I. S. S. S.  
 M. S. S. S.  
 W. S. S. S.

W. L. Lee  
 W. Smith D.  
 I. S. S. S.  
 M. S. S. S.  
 W. S. S. S.

Part  
 withdrawn

Claim No 591 Part 2 John Meek

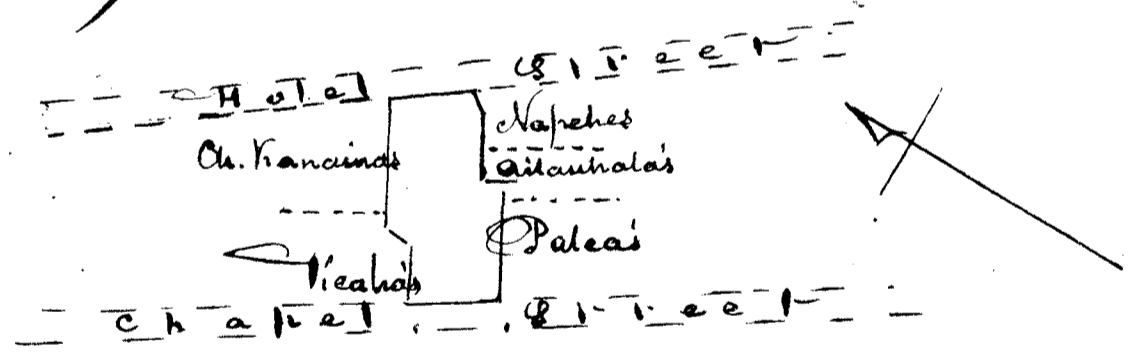
This is a claim to a house lot in Honolulu, now occupied by the Claimant.

From the Evidence taken in this claim, it appears that this lot was given to the Claimant by Boki, and that the Claimant has built upon, & occupied the same in peace, from the Year 1820 down to the present time. The long and peaceable possession of the Claimant, renders his title perfectly clear; and we do hereby award to the Claimant all that is in the power of this Board to award to him, namely, a freehold title less than allodial to the above named house lot, according to the metes and bounds of the annexed Survey of J. Metcalf Esq; which freehold title less than allodial, the Claimant may commute into a fee simple

title as prescribed by law.

Commencing at maikai S. Corner of the lot on Chapel St. and running N. 56° 15' E 1 Ch. 2 ft. along Palea's lot to slight angle in fence. Thence N. 56° 15' E. 1 1/2 Ch. along Palea's & Ailauhalas lots to corner. Thence N. 33° 15' W. 31 1/2 ft. to corner. Thence N. 52° 30' E. 57 1/2 ft. along Ailauhalas & Napheh's lots to S. corner of mudhouse. Thence N. 56° 30' E. 30 1/2 ft. to E corner of mudhouse. Thence N. 51° 45' E. 36 ft. along Napheh's lot to Hotel St. Thence N. 41° 30' W. 1 Ch. 1/2 ft along Hotel St. to maikai N. corner of this lot. Thence S. 55° W. 2 Ch. 60 5/12 ft. along C. Kanainas lot to corner of wall. Thence S. 6° 30' E. 26 1/2 ft. along Keah's to corner. Thence S. 60° W. 1 Ch. 12 1/2 ft. along Keah's lot to Chapel St. Thence S. 38° 15' E. 1 Ch. 55 7/12 ft. along Chapel St. to place of Commenced. Including an area of Fourteen 1002 Feet &c.

April 1847 J Metcalf Sur



Adjudication of Ct. 591. part 2 John Cleetor Jr.

To Incidentat Expenses &		
Action of Com <sup>n</sup> on 24 Nov <sup>r</sup> 1847	1	50
Ch. de pos. " of Ct. rec <sup>d</sup>		50
" Testimony rec <sup>d</sup> & Eng <sup>d</sup>		75
Survey by J. Metcalf charges Com <sup>n</sup> for new copy for one lost by Ct.	3	
Engross <sup>d</sup> do		1 50
Report of Commis <sup>n</sup> . this day rendered on the above	5	
31 October 1848		
J. Kaaruuai		13 25
J. H. Smith		

Claim N<sup>o</sup> 591 John Meek

Part 1.

see <sup>Kuwili</sup> Opama & Kona for this Case

This is a Claim for Kato Land in the district of Kapalama, Oahu; known by the name of "Kuwili."

From the Evidence of H. E. Inkehuanaava taken in this claim, it appears, that the claimant acquired this land from his Brother Captain Thomas Meek who, with the consent of the King Kamehameha 2 and Niniau the Premier, transferred it to the Claimant, about the Year 1835, and that the Claimant has been in peaceable possession of the same, from that time, down to the present. The witness adds-

"The title of Cap: John Meek to this land is the same as my title to lands given me by the King." There is no Evidence before the Board, as to manner or time in which Cap: Thomas Meek became possessed of this land - but from the statement of the Claimant which is undoubtedly correct, this land was given to Captain Thomas Meek by Kamehameha in the Year 1832.

In the opinion of the Board, the Claimant's Title is rendered perfectly Clear, by the evidence, and the laws enacted for the Government of this Board, and we do hereby award to the Claimant, John Meek a Title, equal to that of any Chief owning lands acquired by Gift from the King - namely, a Freehold title, less than allodial in the land "Kuwili," as bounded and described in the annexed Survey of J. Metcalf Esq: made on 22<sup>nd</sup> of February A.D. 1848.

This title may be commuted for a fee simple title as prescribed by law

"Notes of Survey of Waiuonae (Kuwili) in Kapalama Oahu"

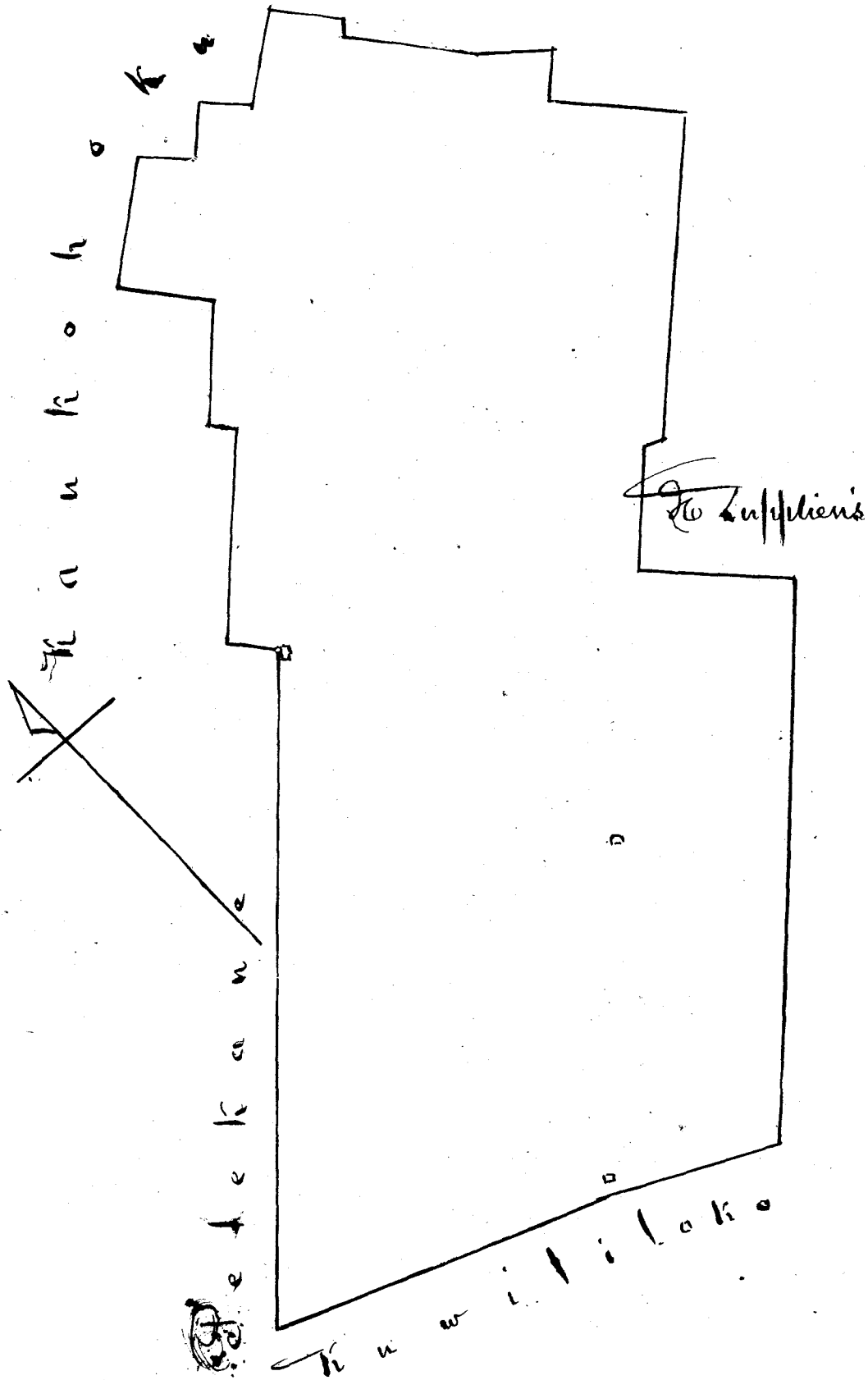
"Commencing at Mahai S. Corner of this land at Stake - and running N. 61° 15' W. 2 Ch. 28  $\frac{1}{2}$  Ft. along Kuwili loko to slight angle - thence N. 67° 15' W. 4 Ch 40  $\frac{3}{4}$  Ft along Kuwili loko to Mahai W. Corner of this land - thence N. 45° 30' E. 8 Ch. 46  $\frac{1}{2}$  Ft. along

Pelitrane to corner - thence N. 36° 30' W. 41 ft. to corner - thence N. 45° 30' E. 2 Ch. 52  $\frac{3}{12}$  ft. to corner - thence N. 39° 30' W. 19  $\frac{2}{12}$  ft. to corner - thence N. 43° E. 1 Ch. 39 ft. to corner - thence N. 39° 15' W. 1 Ch. 14  $\frac{1}{2}$  ft. to corner - thence N. 52° 30' E. 1 Ch. 46  $\frac{2}{12}$  ft. to corner - thence S. 41° E. 48  $\frac{2}{12}$  ft. to corner - thence N. 52° 30' E. 49  $\frac{1}{2}$  ft. to corner - thence S. 41° 15' E. 45  $\frac{7}{12}$  ft. to corner - thence N. 53° 15' E. 1 Ch. 22  $\frac{1}{2}$  ft. always along Kauhohokau, to extreme mauka N. Corner of this land - thence S. 38° E. 1 Ch. 5  $\frac{3}{12}$  ft. along mauka side of this land to corner - thence S. 41° W. 15  $\frac{10}{12}$  ft. to corner - thence S. 41° 30' E. 2 Ch. 34  $\frac{4}{12}$  ft. to corner - thence 42° 30' W. 46  $\frac{10}{12}$  ft. to corner - thence S. 41° E. 1 Ch. 50  $\frac{10}{12}$  ft. to E. Corner of this land - thence S. 49° 45' W. 1  $\frac{1}{2}$  Ch. to jog - thence N. 63° 30' W. 13  $\frac{10}{12}$  ft. to N. Corner of the Luppkins land - thence S. 48° W. 1 Ch. 41  $\frac{7}{12}$  ft. to corner - thence S. 42° 30' E. 2 Ch. 9  $\frac{3}{12}$  ft. along makai side of the Luppkins to corner - thence S. 47° W. 7 Ch. 8 ft. to place of Commencement - including an area of Acres 9 -  $\frac{58}{100}$   
 Feb. 22. 1843. J. Metcalf Sur.

See Diagram next Page

Board of Commissioners for Land Claims  
 Adjudication of Claim No 591 part 4 John Meets & Co

To incidental expenses of Commission		1
.. action of Board in this Claim 21 <sup>st</sup> Nov. 1847		1
.. Station for attend <sup>ee</sup>		50
.. draft deposition of Claim ved <sup>d</sup>	\$1	50
.. " testimony ved <sup>d</sup> and Eng <sup>d</sup>	\$1	75
.. Bill of Survey by J. Metcalf of land claimed		7
.. Engrossing Copy of Survey	\$4	2
.. Report of Commissioners this day rendered on the above claim		5
State Kauhaua	William L. Lee	
31 October 1848	J. H. Smith	\$ 17 75
	Laucedi	
	W. H. Kamae	
	W. Kamae	



Claim No 591. John Meek  
Part 5.

This is a claim for a small piece of land in  
Matihiti, Isl<sup>d</sup> of Oahu - used as a Cattle Pen -

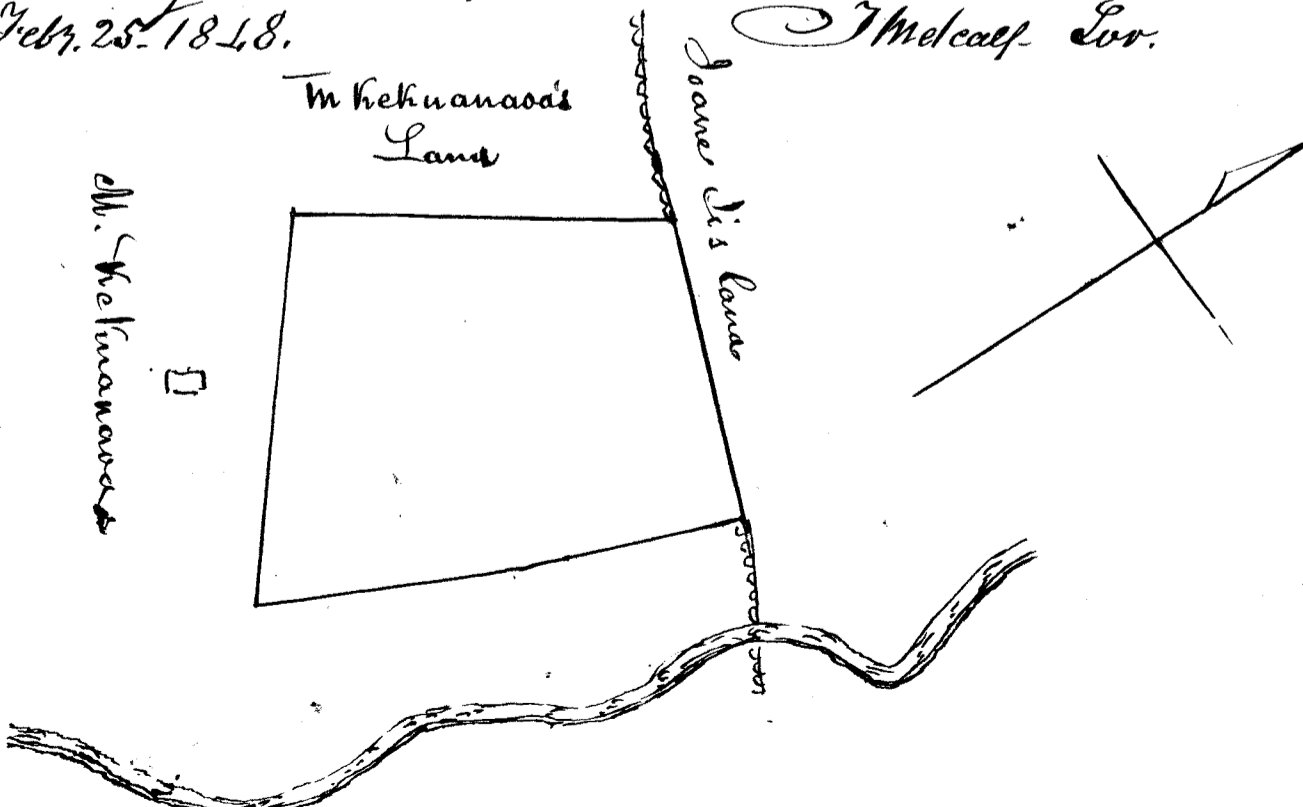
From the Evidence of M. Tehuancou taken  
in this claim 24<sup>th</sup> November 1847, it appears that  
in the Year 1840 the Claimant requested the King

to give him a piece of land at Makiki, for a Cattle Pen - that the King - Witness - Naalilo and Claimant, went to Makiki, when the King gave Claimant this land, which was measured off by Naalilo and Witness, and soon after fenced by Claimant; and that the Claimant has had peaceable possession of the same from the date of the Gift 1810 down to the present time.

Being of the opinion, that the Claimant's title is beyond dispute, we do hereby award to John Meek the Claimant, a freehold title, less than allodial, in said land; which freehold title he may commute for a fee-simple, as prescribed by Law.

The Correct bounds of the aforesaid Land, are set forth in the following Survey made by J. Metcalf Esq<sup>r</sup> 25<sup>th</sup> February A. D. 1848.

"Notes of Survey of Kaaihee, in Makiki Baku." Commencing at Mahai W. Corner of this land and stone wall enclosing it. and running S 53° E 4 Ch. 13 <sup>2</sup>/<sub>12</sub> Ft. Along M. Kekuanaoa's land to Mahai S. of this - Thence N. 25° E. 2 <sup>3</sup>/<sub>4</sub> Ch. Along land claimed by Joane Si' to slight angle in wall - Thence N. 21° 15' E. 2 Ch. 29 <sup>8</sup>/<sub>12</sub> Ft. to Mahai E. Corner of this land. Thence N 71° 15' W. 3 Ch. 17 <sup>10</sup>/<sub>12</sub> Ft. Joane Si's land to N. Corner of this - Thence S. 34° W. 4 Ch. Along M. Kekuanaoa's land to place of Commencement - including an area of **Acres 1 <sup>73</sup>/<sub>100</sub>**  
 Feb. 25. 1848. J Metcalf. Sur.



L.H.

Board of Commissioners for Land Claims  
Adjudication of Claim No 591 - Part 5. John Meek Dr

To incidental expenses of Commissioners &		1
" action of Board in this Claim on 24 November 1847		1
" Citation		50
" draft-deposition of Claim Red <sup>d</sup>	\$1	50
" " Testimony Red <sup>d</sup> and Eng <sup>d</sup>	\$1	75
" Survey by J. Metcalf Esq <sup>r</sup>		5
" do engrossed Copy	\$2	1

Report of Commissioners this day rendered on the above Claim \$ 5

Wate Haukaiwa  
31 October 1848

William L. Lee  
J. Smith  
J. S. Keane  
J. M. Keane  
Is. Kaurai

14 75

Claim No 620. Stephen Reynolds

This is a claim for a house lot, situated in Honohulu, Island of Oahu, and adjoining the American hospital grounds, owned by John Needles.

From the Evidence of William French and J. C. W. Rooker - witnesses sworn, and examined in this Claim: it appears, that this lot was originally taken possession of by Doctor A. P. De Serriere, about the Year 1829; and that he built upon, and occupied the same, until the Year 1831, - when he departed from these Islands; and the lot in question, then came into the possession of the Claimant, by virtue of a certain mortgage upon the lot, given to him by Doctor de Serriere, on the first day of September A.D. 1831 - for the sum of four hundred dollars.

It further appears, from the Evidence of the aforesaid

witnesses, that this lot was afterwards transferred by Claimant to Mr Greenway; but that it soon after reverted to Claimant; and that he has had the undisputed possession of the same ever since the departure of Doctor de Serriere.

In the opinion of the Board, the Claimant's title is rendered perfectly clear by the Evidence, and the laws enacted for the Government of this Board; and we do therefore award to Stephen Reynolds, the Claimant, a freehold title less than allodial, to the above-mentioned house lot, according to the metes and bounds of the Annexed Survey made by J. Metcalf Esq<sup>r</sup>, on 28<sup>th</sup> day of January 1848; which freehold title less than allodial, he may commute for a fee-simple, as prescribed by law.

"Notes of Survey of the Perriere Place in Honolulu" Commencing at Maunahi E. Corner of this Place on N.W side of Cross Street, joining lot owned by W<sup>m</sup> French, and occupied by John Radd; and running S. 38:30 W. 2 Ch. 4 1/2 Ft. along Cross St. to John Needles lot at S. Corner of this. Thence N. 16:45 W. 1 Ch. 56 3/4 Ft. along John Needles lot to Hiram Grimes dwelling house lot at W. Corner of this. Thence N. 44:45 E. 2 Ch. 4 ft along to Grimes lot, and by lane to W<sup>m</sup> Woods dwelling house lot (J. F. Mitchener Place) at N. Corner of this. Thence S. 54:30 E. 21 1/2 feet along W<sup>m</sup> Woods to his S. corner at W<sup>m</sup> French's lot. Then offset right angles, Maunahi 7 3/4 Ft. to W corner of W<sup>m</sup> French's lot. Thence S. 49 E. 1 Ch. 13 Ft. along W<sup>m</sup> French's lot to Place of Commencement. This lot has a lane 6 ft wide (Course N 51 1/2 W. 1 1/2 Ch) leading out between H. Grimes & W<sup>m</sup> Woods places to Street. Land including an area (exclusive of lane) of 7.31

Jan 28, 1848.

J Metcalf Sur.

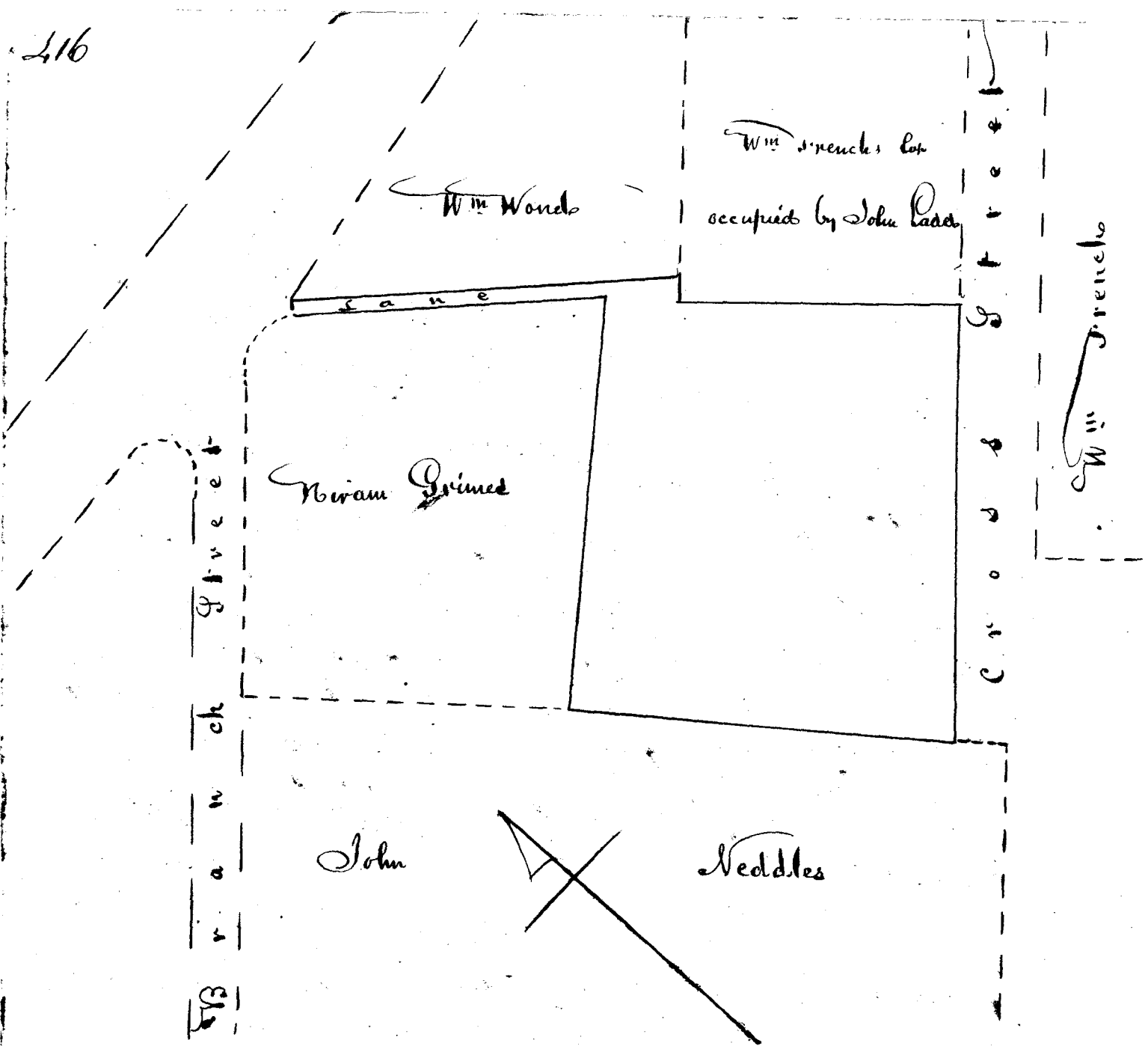
See diagram next Page.

Board of Commiss<sup>rs</sup> for Land Claims  
Adjudication of C. No 620. Stephen Reynolds vs

To Incidental expenses of Comon <sup>rs</sup> relating to Land Claims	1
" Action of Board in this Claim on 13 Dec <sup>r</sup> 1848.	1
" Citation for att <sup>o</sup>	50
draft depos <sup>ns</sup> of Claim reduced	91
" Testimony do and engrossed including drafts	3
Survey by J. Metcalf. 5 - engrossed Copy \$3 -	6 50
Report of Commissioners on the above Claim this day rendered	5
	<hr/> 17 50

see next Pages





State Kauwila  
 Honolulu  
 1 November 1848

William L. Lee  
 J. H. Smith  
 Francis  
 J. M. K. am akau  
 W. Kaaimai

Claim No 622. Stephen Reynolds.

This is a claim for a House lot, situated on the corner of Nuanu and Hotel Streets, in Honolulu, Island of Oahu, and designated as the David Owen Place. From the Evidence submitted to the Board in this claim, it appears, that this lot, at a period long anterior to the Year 1835, was in the

possession of one Captain Davis, who sold it to a man by the name of Conant, and that Conant sold the same to a person named John Crowne, a subject of St. Britain, who lived on the lot, and died in possession of the same in the Year 1835: that Crowne died in debt; that Richard Charlton, then British Consul at the Sandwich Islands, took the possession of his Property as his ex-officio Executor, and disposed of this lot to David Owens, for the sum of Four-hundred dollars in order to pay Crowne's debts: that Owens built upon, greatly improved, and occupied the premises from the Year 1835, until the Year 1841, when he sold them to the Claimant, giving him a deed for the same, in which Kahihi, the wife of said Owen, joined; and relinquished all her right to dower in the premises conveyed.

The Claimant has been in possession of the Lands from the date of his purchase from Owen, namely 19<sup>th</sup> of December 1841 down to the present time. But there has been a Counter Claim to this Land filed with the Board by the Son of John Crowne, who claims the Land on the ground that the proceedings of Charlton, in the disposition of this Land, were irregular, and consequently void.

But this Counter Claimant, whose native name is Neoni Kalaunu (see Cl. No 15) having been cited to appear before the Board on the 1<sup>st</sup> 7<sup>th</sup>, and 21<sup>st</sup> days of July 1846, and afterwards on 27<sup>th</sup> of December 1847, and having on all those occasions failed to produce any evidence of his Claim; or to show any good reason for not doing so; the Board are of the opinion, that said Counter Claim should no longer stand in the way of an Award to the Claimant Stephen Reynolds.

From the continued neglect of Neoni Kalaunu to produce any Evidence in opposition to the Evidence of Mr Reynolds, we view his Title as clear beyond dispute; and we do hereby Award to Stephen Reynolds, a Feehold Title less than allodial in this lot, according to the metes and bounds of the annexed Survey made by J. Meecham Esq<sup>r</sup> on 28<sup>th</sup> of January 1848, which Feehold Title less than allodial, the Claimant can commute for a Fee-simple as prescribed by Law.

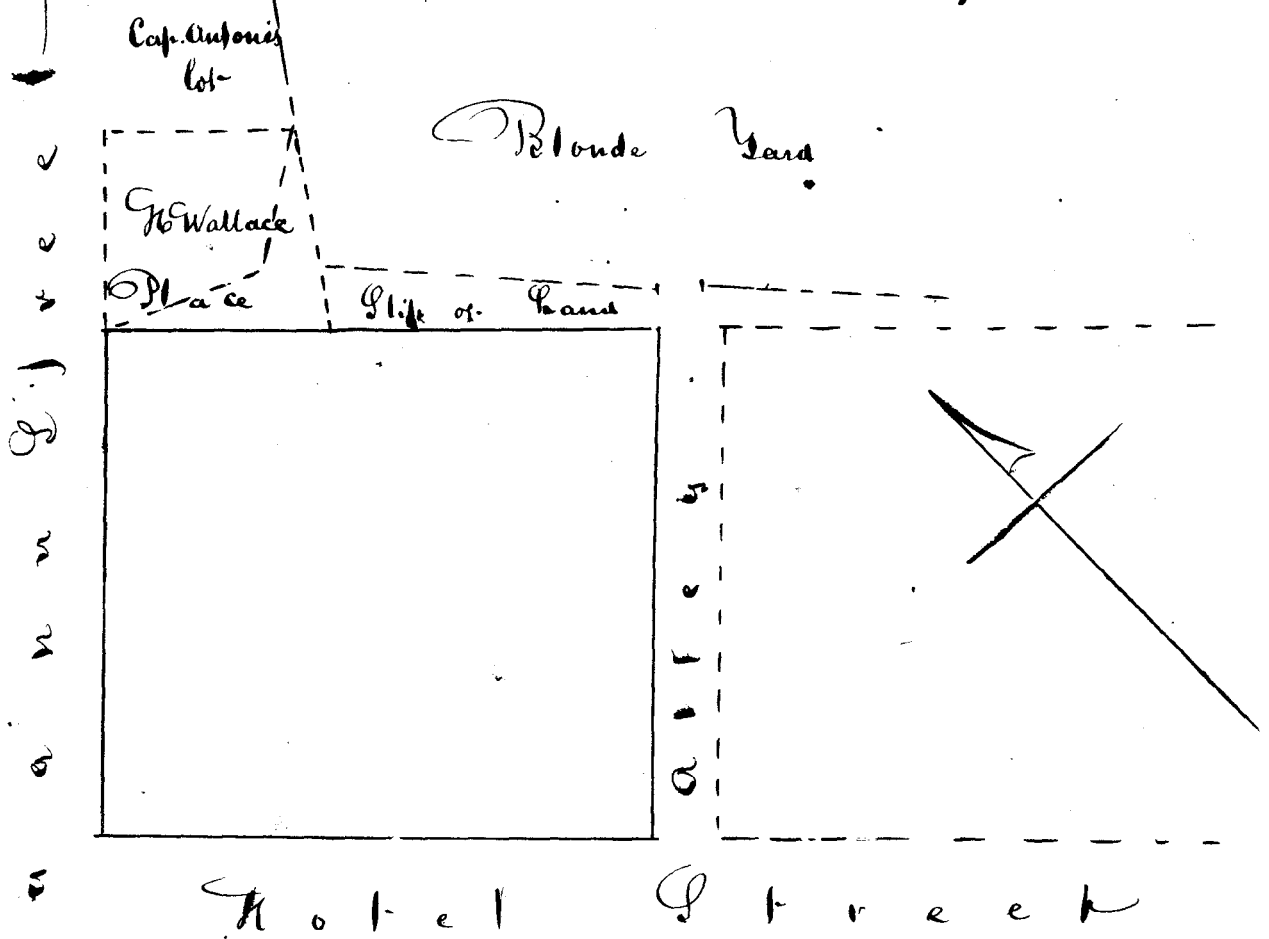
"Notes of survey of the David Owen Place on Corner of Nuanani and Hotel Streets."

"Commencing at Makei P. corner of this lot at intersection of alley leading into the Blonde Yard with Hotel Street and running N. 42° 30' W. 2 Ch. 4 inch, along Hotel Street

to Nuuanu St. at W. corner of this lot. Thence N. 49° E. 1 Ch. 50  $\frac{3}{4}$  ft. along Nuuanu St. to the K. Wallace place at N. corner of this lot. Thence S. 44° E. 1 Ch. 63 ft. along the K. Wallace place and slip of land between this and the Blonde Yard to alley at E. corner of this lot. Thence S. 47° 30' W. 1 Ch. 55  $\frac{3}{4}$  ft. along alley to place of Commencement - including an area of

Matthews 434 - Feet 19  
J. Metcalf Sur.

Jan. 28 - 1848.



Board of Comm<sup>rs</sup> for Land Claims  
Adjudication of Ct. N. 622. Stephen Reynolds Jr.

To Incidental Expenses of Commission etc	1
" action of Board etc in this claim 15 Dec <sup>r</sup> 1848	1
" citation and dr. dep <sup>n</sup> of Ct. rec <sup>d</sup>	1
" Survey of this land by J. Metcalf and engrossing	6
" Report of Comm <sup>rs</sup> this day rendered in above	5
draft testimony rec <sup>d</sup> & eng <sup>d</sup> on the 15 Dec <sup>r</sup>	4
	18

Kate Kauwika  
1 November 1848

W. L. Lee  
J. H. Smith  
J. J. J. J.  
M. K. K. K.  
H. K. K. K.

Claim 622. Stephen Reynolds

This is a claim for a house lot, situated in the town of Honolulu, Island of Oahu, and designated as the "Alexander Smith place".

From the evidence taken in this claim, it appears that this land was given to Alexander Smith in the year A.D. 1829 by Eku, the head man of Koinau; and that Smith built upon and occupied the same in peace, until the 12<sup>th</sup> day of March 1841, when he sold the same to the Claimant, who has possessed it without disturbance down to the present time.

Being of the opinion, that the Claimant's title is clear we do hereby award to Stephen Reynolds, a fee hold title less than allodial in said house lot, according to the metes & bounds of the annexed Survey; made by J. Metcalf on the 29<sup>th</sup> of January A.D. 1848, which Feehold Estate may be commuted for an Estate in Fee-simple as prescribed by law.

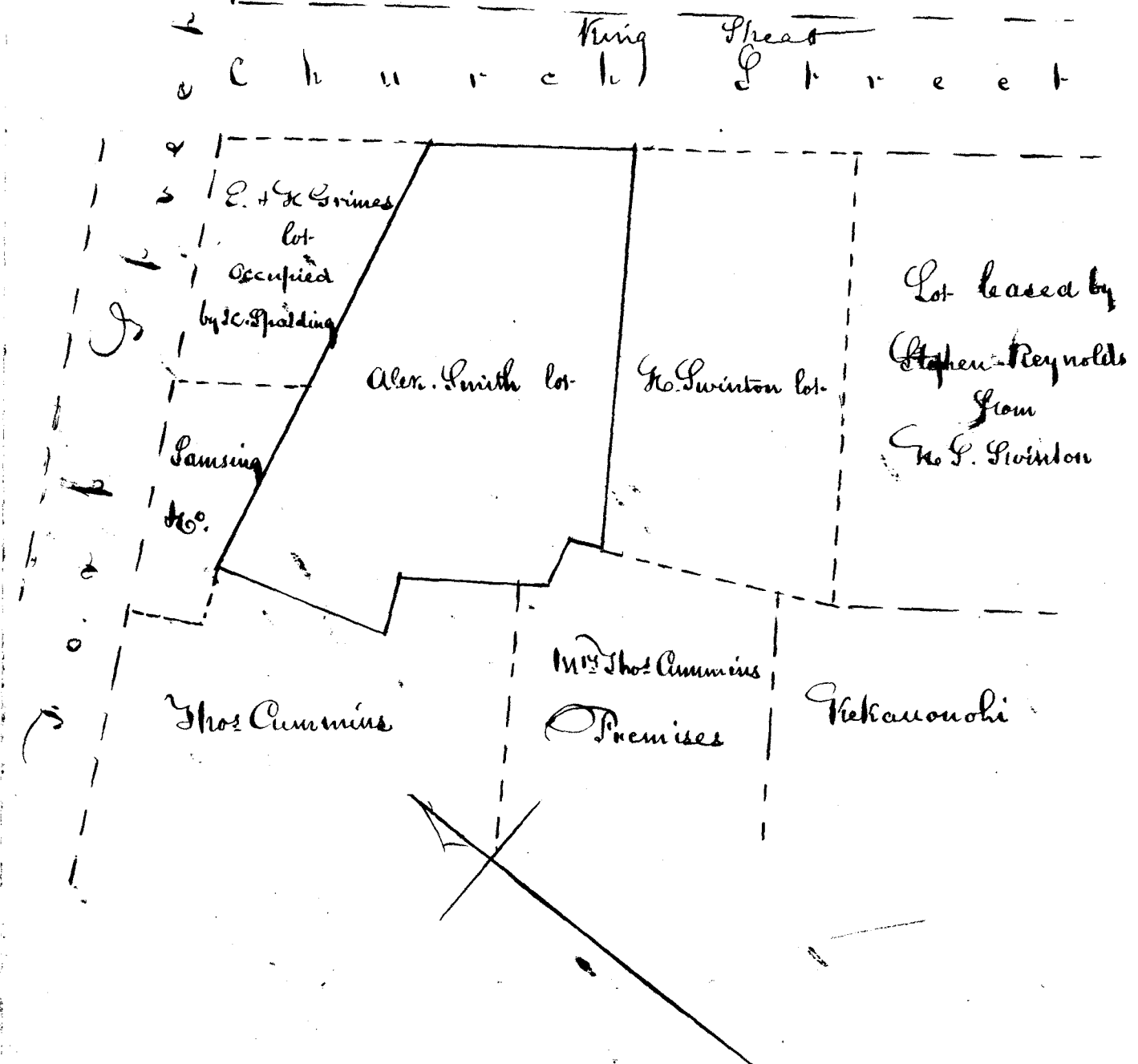
"Notes of Survey of the Alex<sup>r</sup>. Smith Place in Honolulu"

"Commencing at Mauka N. Corner of this lot, on Mahai side of Church Street, joining E. H. Grimes' premises (occupied by J. C. Spalding) and Running S. 48° 15' E. 59 <sup>3</sup>/<sub>2</sub> Ft. along Church St. to the Ho. Swinton lot. Thence S. 45° 15' W. 1 Ch. 50 <sup>3</sup>/<sub>2</sub> Ft. along middle of wall between this & the Ho. Swinton lot to its (Ho. S.) west corner. Thence N. 35° W. 8 Ft. to a corner of wall. Thence S. 67° 45' W. 12 <sup>1</sup>/<sub>2</sub> Ft. along Mrs. Tho<sup>s</sup>. Cummins' premises to angle. Thence N. 44° 38' W. 43 <sup>3</sup>/<sub>2</sub> Ft. along the Cummins' premises to corner at Chinamen's Cook house. Thence S. 55° W. 17 <sup>3</sup>/<sub>2</sub> Ft. to S. Corner of Cook house. Thence N. 32° 15' W. 32 Ft. along Mahai side of Cook house to angle. Thence N. 26° W. 20 <sup>1</sup>/<sub>2</sub> Ft. along house to Mahai W. Corner of this lot. Thence N. 66° 30' E. 2 Ch. 9 <sup>3</sup>/<sub>2</sub> Ft. along premises occupied by Jamsing Ho<sup>e</sup> and J. C. Spalding to place of Commencement - including an area of

Fathoms 308. Feet 22.  
J Metcalf Sur.

Jan 29. 1848

See diagram next page



Board of Commissioners for Land Claims  
 Adjudication of C. No 621 Stephen Reynolds Dr

To	Incidental expenses of Land Commission	1	
"	action of Board in this C. on 13 <sup>th</sup> Dec <sup>r</sup> 1858	1	
"	citation and dr. dep <sup>t</sup> : of claim ved <sup>d</sup>	1	
"	dr. Tes <sup>r</sup> ved <sup>d</sup> and eng <sup>d</sup> in this C. <sup>chiefly Cop<sup>d</sup> data</sup>	2	50
"	Survey of this Land by J. Metcalf Jengross #1	6	
"	Report of Commissioners in the above C.	5	
	this day I tendered		
	State Kauwila		
	1 November 1858		
	William L. Lee		
	J. Smith	16	50
	Keanohi		
	W. K. am skau		
	W. Kaumar		

Claim No 625 Stephen Reynolds

This is a claim for a lot of land situated in Honolulu Islands of Oahu - Hawaiian Islands, known as the Navarro lot, and now occupied by the Claimant as his shore premises.

From the testimony of Wm French and John Si, witnesses produced, sworn and examined in this claim, on the part of the Claimant - it appears that this lot was possessed and occupied by Joseph Navarro, in the year A.D. 1825, when Navarro rented the same to Wm French, who occupied it in peace, by virtue of his lease from Navarro, until the year A.D. 1829, when the said Navarro sold the lot to Stephen Reynolds, the Claimant, who has had undisturbed possession of the same from the time of his purchase down to the present time.

The long and peaceable possession of the Claimant renders his title perfectly clear; and we do hereby award to Stephen Reynolds, a feehold title in the aforesaid lot and premises; which feehold title may be commuted for a title in fee-simple as prescribed by law.

The Metes and Bounds of the above awarded land are contained in the annexed survey, made by Metcalf Esquire, on the 28<sup>th</sup> day of January A.D. 1848.

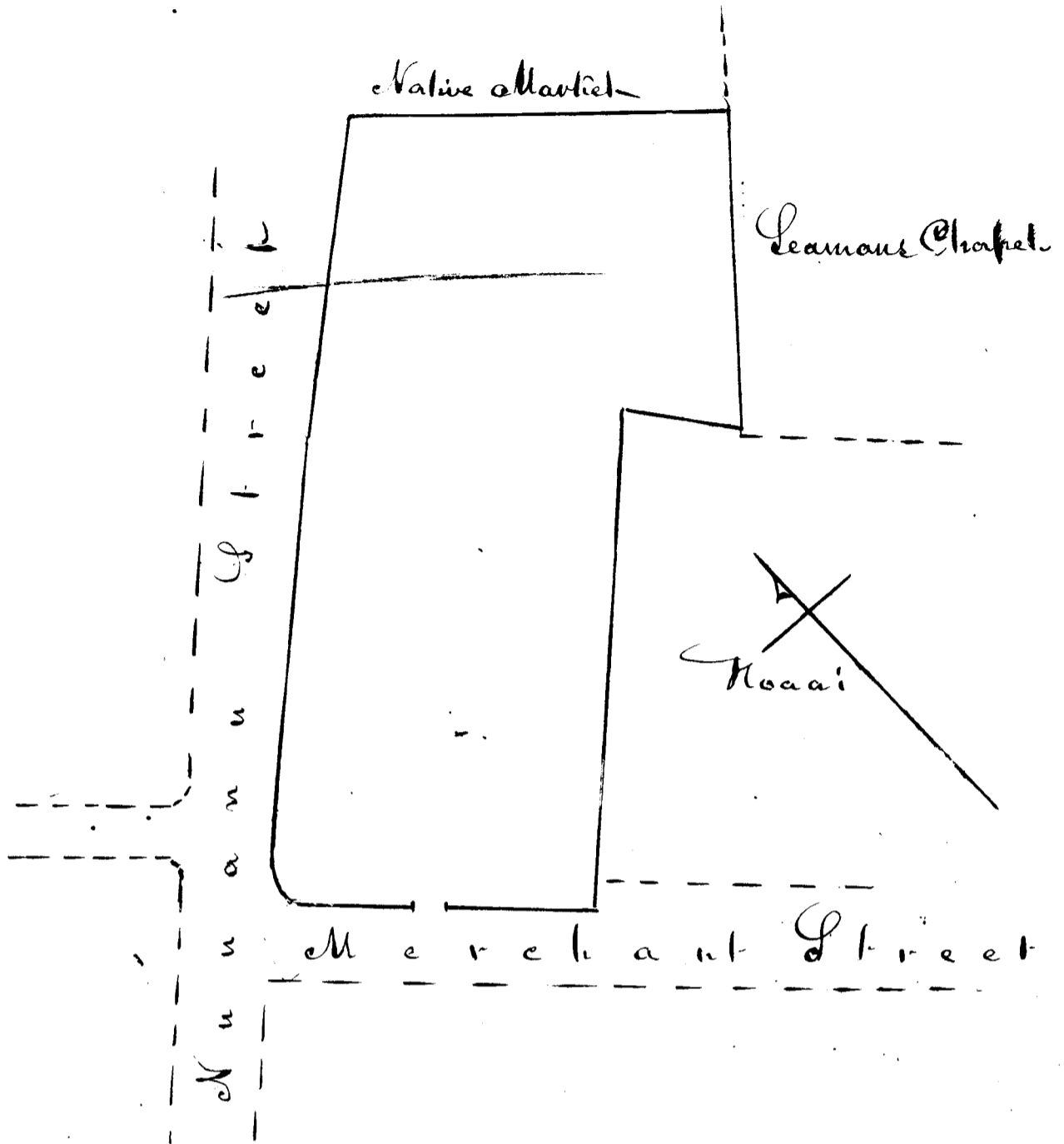
"Notes of Survey of Stephen Reynolds Store house lot (Navarro) Honolulu."

"Commencing at Mahai S. Corner of this lot on Mauka side of Merchant St., and running N. 36° W. 1 Ch. 25  $\frac{1}{2}$  ft. along Merchant Street to Nuuanu St. at W. Corner of this lot. Thence N. 56° 30' E. 1 Ch. 62 ft. along Nuuanu St. to slight angle in wall. Thence N. 60° 15' E. 1 Ch. 25  $\frac{5}{12}$  ft. along Nuuanu St. to Native Market at Mauka N. Corner of this lot. Thence S. 38° E. 1 Ch. 41 ft. along Native Market place to Seaman's Chapel lot. The E. Corner of this. Thence S. 50° 45' W. 1 Ch. 23  $\frac{7}{12}$  ft. along Seaman's Chapel lot to jog. Thence N. 26° 30' W. 33 ft. along Hoacai's lot to corner of jog. Thence S. 55° 30' W. 2 Ch. 7  $\frac{3}{12}$  ft. along Hoacai's to place of Commencement - including an area of

Jan 28. 1848

J. Metcalf Esq.

(See diagram next page.)



Board of Commissioners for Land Claims  
 Adjudication of C. N. 625 Stephen Reynolds & Co.

To incidental expenses of Land Commission		1
" action of Board in this C. on	1848	1
" Citation and draft dep: of C. red &	\$1	1
" dr. testin. red & Eng <sup>d</sup> in this C.	\$1	75
" Survey of this lot by J. Melcalk <sup>d</sup> Engross &	2	6
" Report of Commissioners on this claim this day rendered	William L. Lee J. Smith	5
Hate Nauwika	Ioanihi	12, 75
1 November 1848	J. H. Hamakau at Hanalei	

Claim No 623. Stephen Reynolds

This is a claim for a lot situated in Honolulu, 1st<sup>d</sup> of Oahu, Hawaiian Islands, and generally known as the Henry S. Swinton lot.

From the evidence submitted to the Board by the Claimant, in this claim, it appears, that in the Year A.D. 1839, Henry S. Swinton procured this lot from Kealiahono and Kekeuonohi, in exchange for a claim he had upon them for about eight hundred dollars, they having assumed the payment of a debt for this amount due from a man named Madduck: that the said Swinton immediately afterwards took possession of the lot, and built upon and occupied the same in peace until the Year A.D. 1842, when he sold it, with all its buildings, appurtenances and privileges to Stephen Reynolds, the Claimant, who has had undisturbed possession of the same ever since.

It is clear, that all the Right, title, and Interest that the original Grantors, Kealiahono and Kekeuonohi had in this Land, are now vested in the Claimant, and assuming their Rights to be as great as the highest Chief in lands received from the King, the Claimant would be entitled to a feehold Estate in said lot, less than allodial, which we do hereby award him, and which may be commuted for an Estate in fee simple as prescribed by Law.

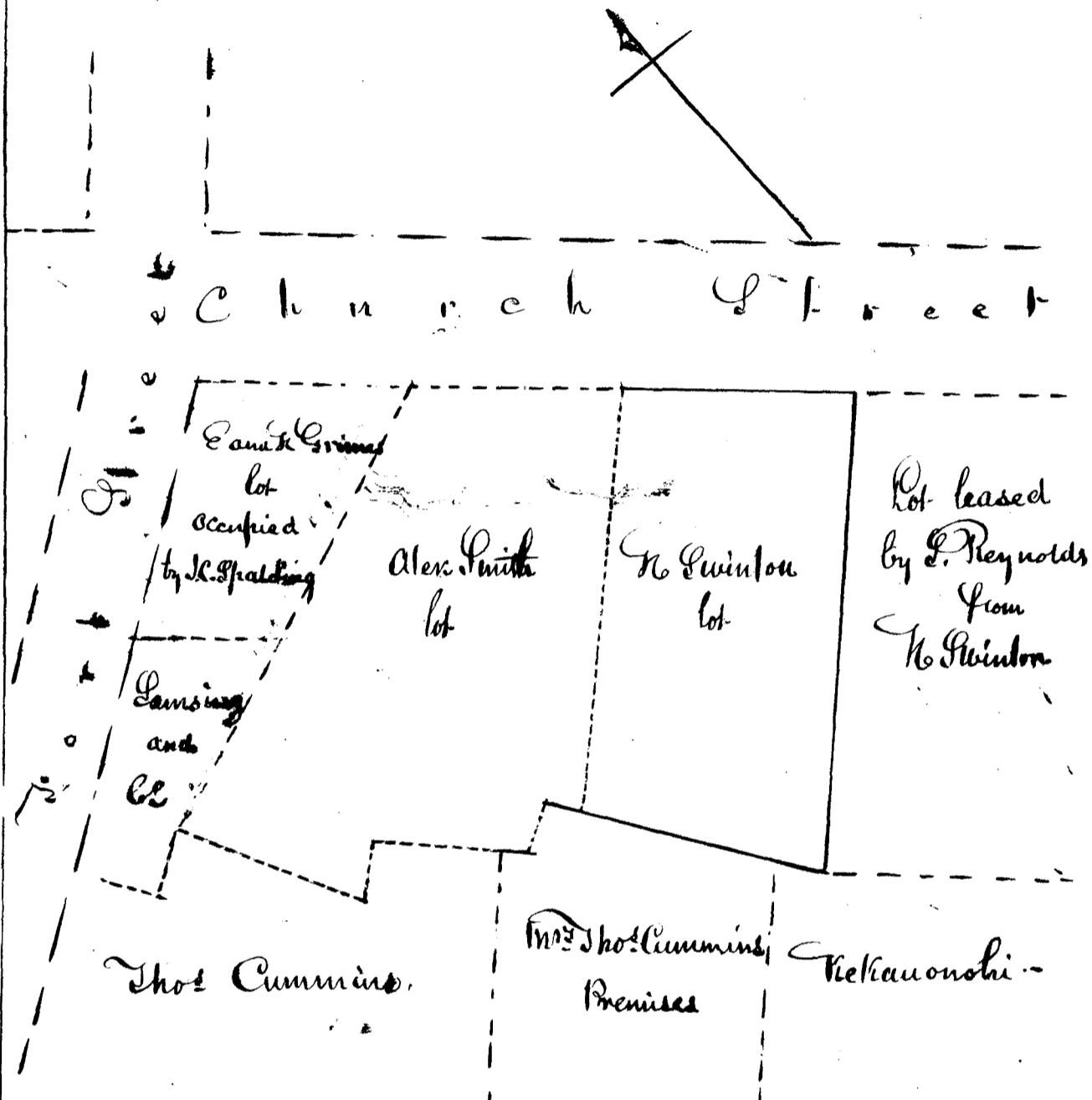
The correct metes and bounds of the aforesaid lot are contained in the following Survey, made by Metcalf on 29<sup>th</sup> day of January 1848.

"Notes of Survey of the Swinton lot in Honolulu for Stephen Reynolds"

"Commencing at Mauka N. Corner of this lot on Makai side of Church St., joining the 'Aler Smith lot' at its E. Corner - and running S. 48° 15' E. 65.  $\frac{3}{4}$  ft. along Church St. to E. Corner of this lot. Thence S. 43° 30' W. 2 Ch. along lot leased by Stephen Reynolds from H. Swinton, to premises claimed by Kekeuonohi at S. Corner of this lot. Thence N. 35° W. 1 Ch.  $\frac{1}{2}$  ft. along lots claimed by Kekeuonohi and his Sho' Cumonins to the 'Aler Smith lot' at W. Corner of this. Thence N.



45° 15' E. 1 Ch. 50 <sup>3</sup>/<sub>2</sub> ft. along middle of wall between this and the Alex: Smith lot. to place of Commence-  
ment - including an area of 7.333 feet 15.  
Jan 29. 1848. J. Metcalf Sur.



Board of Commissioners for Land Claims

Adjudication of C. N<sup>o</sup> 628. Stephen Reynolds D<sup>r</sup>

To	Incidental Expenses of Commission	1
"	action of Board in this C. on 11. Feby. 1848	1
"	Citation and dr. dep: of C. red <sup>d</sup>	1
"	Dr. Feb 9 red <sup>d</sup> & eng <sup>d</sup> in this C. chiefly copy <sup>d</sup> of 5	2 50
"	Survey of Metcalf's and engross <sup>d</sup>	0
"	Report of Comm <sup>rs</sup> this day rendered on the above claim	5
State Treasurer		16 50

1 November 1848

William L. Lee  
J. H. Smith  
James di  
S. M. Ho am akau.  
W. Ho am akau.

## Claim 629. Stephen Reynolds.

This is a claim for a House lot, situated in Honolulu, Islands of Oahu - Hawaiian Islands, now occupied by J. G. Sumner.

From the evidence taken in this claim, it appears that this lot was originally given to Chapman and Lottah by Bohi in the year 1828 or 1829, in exchange or, as part payment for the above premises: that Chapman and Lottah afterwards made it over to W. French; in payment of a certain mortgage they had given to him; that French afterwards sold this, and the adjoining lot on the Waikiki side, to Edward L. Grey: that about the year 1838, Grey sold that part of his purchase from French, which is included in this claim, to Benjamin Pitman J.; who had quiet possession of the same until the 26<sup>th</sup> day of October A. D. 1844, when he conveyed it to the Claimant Stephen Reynolds.

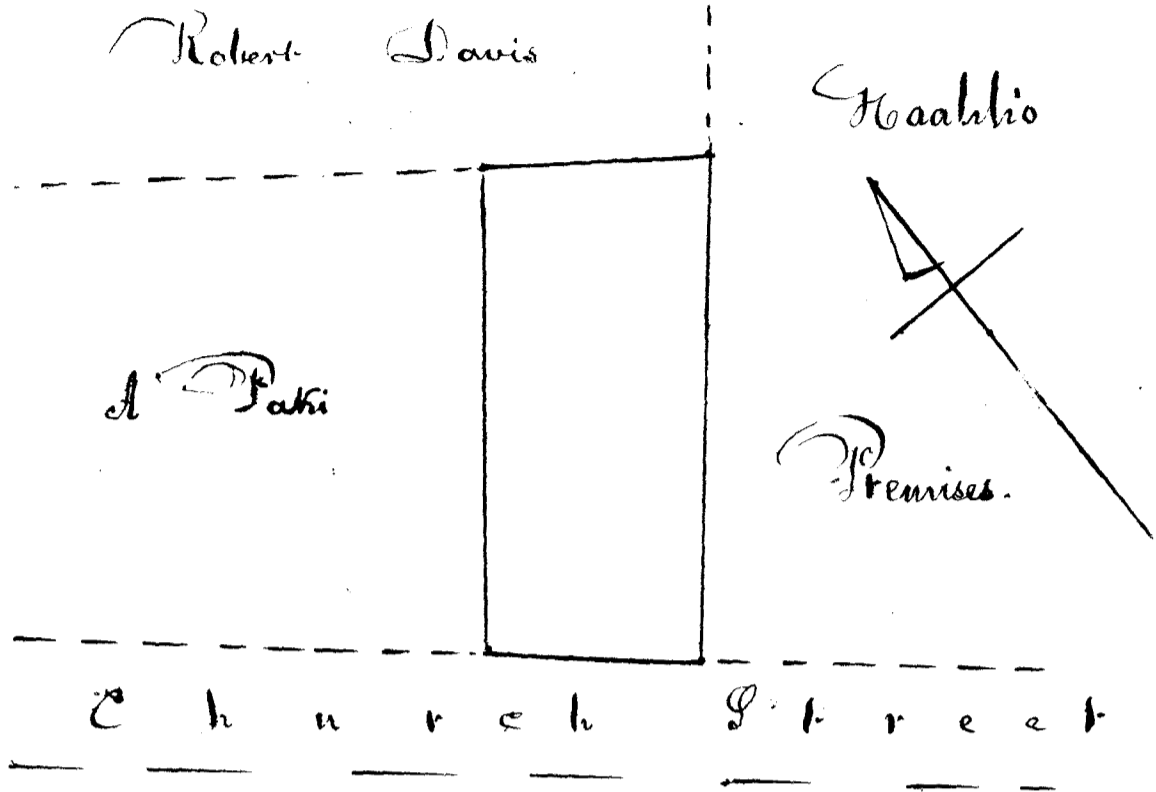
The Claimant's Title is indisputable, and we do hereby award to Stephen Reynolds, a freehold estate less than allodial, in said lot, which freehold may be commuted for a fee-simple estate, as prescribed by law.

The correct metes and Bounds of the above awarded lot are contained in the following survey made by J. Metcalf, on the 29<sup>th</sup> day of January A. D. 1848.

"Survey of lot occupied by Mr. Sumner  
" Commencing at Mahai W. Corner of this lot, on mauka side of Church St. joining A. Pakis' dwelling house lot, and Running S. 47° 45' E. 52  $\frac{1}{2}$  ft. along Church St. to the Kaalilio (Kanaana) place at S. Corner of this; Thence N. 41° 45' E. 1 Ch. 50  $\frac{1}{2}$  ft. along the Kaalilio place to Robert Davis' dwelling house lot at E. Corner of this. Thence N. 50° 15' W. 52  $\frac{1}{2}$  ft. along Robert Davis' lot to A. Pakis' premises at N. Corner of this; Thence S. 41° 45' W. 1 Ch. 48  $\frac{1}{2}$  ft. along A. Pakis' to place of Commencement: including an area of  
Fathoms 169 feet - 20.

Jan'y 29. 1848

J. Metcalf Sur.



Board of Commissioners for Land Claims  
Adjudication of Cl. No 629. Stephen Reynolds Sr.

To incidental Expences of Comm <sup>n</sup> in Land Claims		1
" action of Comm <sup>n</sup> in this Cl. on 26 Jan <sup>y</sup> 1848		1
" Citation and dr. dep <sup>n</sup> of C. red <sup>d</sup>	\$1	1
" dr. test <sup>y</sup> red <sup>d</sup> & Eng <sup>d</sup> in this Cl.	\$5	2 50
" Survey of J. Metcalf & Eng <sup>ng</sup>	\$2	6
" Report of Commissioners this day rendered on the above Claim	W. L. Lee J <sup>r</sup> Smith	5
<u>State Kauhila</u>	<u>James Di</u>	<u>16 50</u>
1 November 1848	T. Kauruan	

See next page

Board of Commissioners for Land Claims  
Adjudication of Claim No 631 Stephen Reynolds Sr

To Incidental Expences of Comm <sup>n</sup> in Land Claims		1
" action of Board in this Claim on 13 Dec <sup>r</sup> 1848		1
" Citation and draft deposition of claim	\$1	1
" draft Test <sup>y</sup> red <sup>d</sup> & Eng <sup>d</sup> (chiefly copying deeds)	\$5	2 50
" Survey of J. Metcalf in this Claim & Eng <sup>ng</sup>	\$2	6
" Report of Comm <sup>n</sup> this day rendered in the above Claim	W. L. Lee J <sup>r</sup> Smith	5
<u>State Kauhila</u>	<u>James Di</u>	<u>16 50</u>
1 November 1848	S. M. To amakau T. Kauruan	

Claim N<sup>o</sup>. 631. Stephen Reynolds.

This is a claim for a house lot, situated in Honolulu, Island of Oahu, Hawaiian Islands, and now known as the Residence of Stephen Reynolds the Claimant.

From the testimony of George Wood, taken in this claim, on 13<sup>th</sup> of December A.D. 1847, it appears, that this lot was originally acquired by the witness George Wood, from Pooki, in the year A.D. 1826 as a gift; that by virtue of said gift from Pooki, Wood then took possession of the lot, built upon, and occupied the same in peace down to the first day of May A.D. 1844, when he conveyed the same by deed to Stephen Reynolds, the Claimant, who has had undisturbed possession of it ever since.

Whatever Rights the Donor had (Pooki) in this land, which the Board take for granted, were as great as any other Chief possessed in lands, now belong to the Claimant; and we do therefore award to Stephen Reynolds, a freehold Estate, less than allodial, in the above mentioned lot, which freehold Estate may be committed for an Estate in fee-simple as prescribed by law.

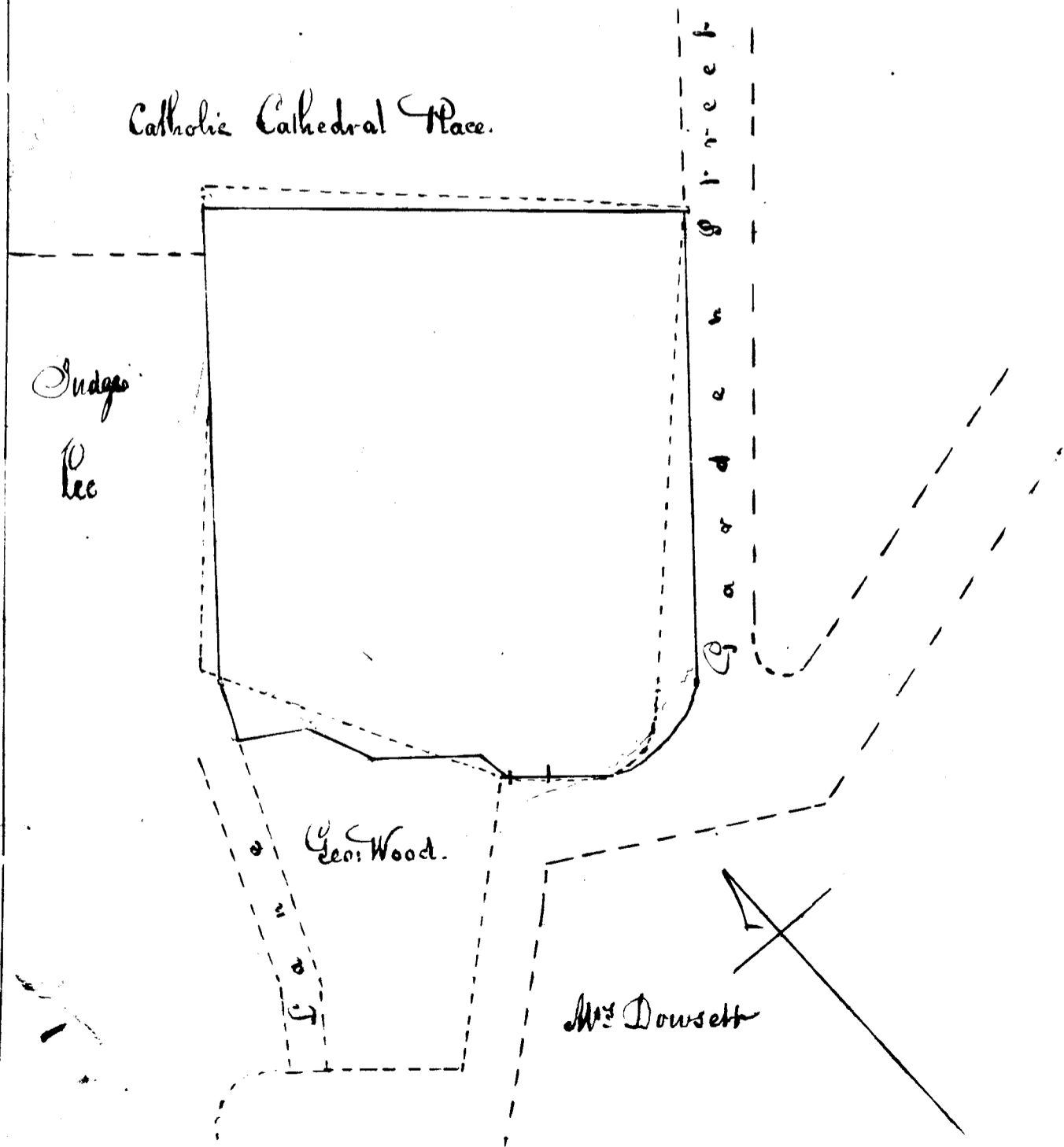
The correct metes and bounds of the above awarded land, are contained in the following survey, made by J. Metcalf, on 28<sup>th</sup> day of January A.D. 1848.

"Notes of Survey of Stephen Reynolds' dwelling house lot (George Wood Place) Honolulu"

"Commencing at mauka E. Corner of this lot on N.W. side of Garden St. - joining the French Catholic Mission Premises, and running S. 39° W. 2 Ch. 3 ft. along Garden St. to slight angle of wall, then following curving bend of wall (Chord S. 86° 30' W. 43 ft.) to within 28 1/2 ft. of E. Corner of Geo. Woods dwelling house lot, thence N. 51° 45' W. 28 1/2 ft. to Geo. Woods lot. Thence N. 14° W. 6 ft. along Geo. Woods to angle of fence, thence N. 50° 30' W. 31 1/2 ft. to angle of fence. Thence N. 22° 15' W. 17 1/2 ft. to S. Corner of Cook's house standing in this yard, thence N. 53 1/2° W. 23 1/2 ft. always along George Woods lot, to middle of wall by lane into Judge Lee's premises, thence

N. 20° 30' E. 16½ ft. to angle of wall along lane; thence  
 N. 36° 45' E. 1½ Ch. to slight angle of wall along  
 Premises occupied by Judge Lee; thence N 39°  
 30' E. 58½ ft. along Judge Lee's Premises (the  
 Wm 1<sup>st</sup> city lot) and Catholic Mission Place (always  
 center of wall) to make N. corner of this lot.  
 Thence S. 49° 45' E. 2 Ch. 10½ ft. along Catholic  
 Mission Premises to place of Commencement.  
 Including an area of *Fathoms 628*. Dec 29  
 Jan 28. 1848. *J Metcalf. Secy.*

Note. The red dotted lines in the annexed diagram  
 literally demarcate the boundaries of Stephen Reynolds  
 dwelling house lot according to deed - the line along  
 the Catholic Mission is given in the deed, as running  
 to the Wm 1<sup>st</sup> City premises (now occupied by Judge Lee)  
 but in fact, it is 15 ft. *mautred* of it.



See acc-  
 of Costs  
 in Page  
 420

Claim N<sup>o</sup> 632. Stephen Reynolds.

This is a Claim for a House lot, situated in Honolulu, Island of Oahu, Hawaiian Islands, known as the "John Robinson lot".

From the Evidence taken in this Claim, it appears, that this lot, in the Year A.D. 1830, was in the possession of a man, named Johnson, who sold it to Robinson, in the Year aforesaid, and went to the Dominican Islands: that from the Year A.D. 1830 Robinson has possessed, and held the same in peace: that on the 27<sup>th</sup> day of May A.D. 1842, Robinson conveyed the same to the Claimant by a deed, conditioned, that if the said Robinson his heirs, executors, administrators, or assigns should pay to the Claimant his heirs &c the sum of forty dollars with Interest, at the rate of one per cent. per month, before the expiration of two Years from the date of the deed - that then the deed should be null and void; otherwise in full force and Effect. The 40 dollars it appears, has never been paid; and upon this deed or mortgage, and the failure to make payment as aforesaid, the Claimant bases his Claim.

On 15<sup>th</sup> day of December A.D. 1847, the aforesaid Robinson, and the Claimant Stephen Reynolds, appeared before the Board, when it was agreed upon between them, that the aforesaid lot, should be awarded to Stephen Reynolds, with the following reservation, that whenever John Robinson, or any of his Heirs, shall pay to Stephen Reynolds or his Representative, the sum now owing by the said Robinson to the said Reynolds, namely, the sum of Eighty nine dollars, with Interest on the same, from date, then the said Reynolds should convey the same to the children of the said Robinson.

We do therefore award to the Claimant Stephen Reynolds, a freehold Estate less than allodial in said lot, upon the condition mentioned in the aforesaid agreement between the Claimant and Robinson. But in case the said Stephen Reynolds shall commute the above awarded freehold Estate into an estate in fee-simple, then he shall not be compelled to convey the same to the children of John Robinson, unless he is paid all the expenses

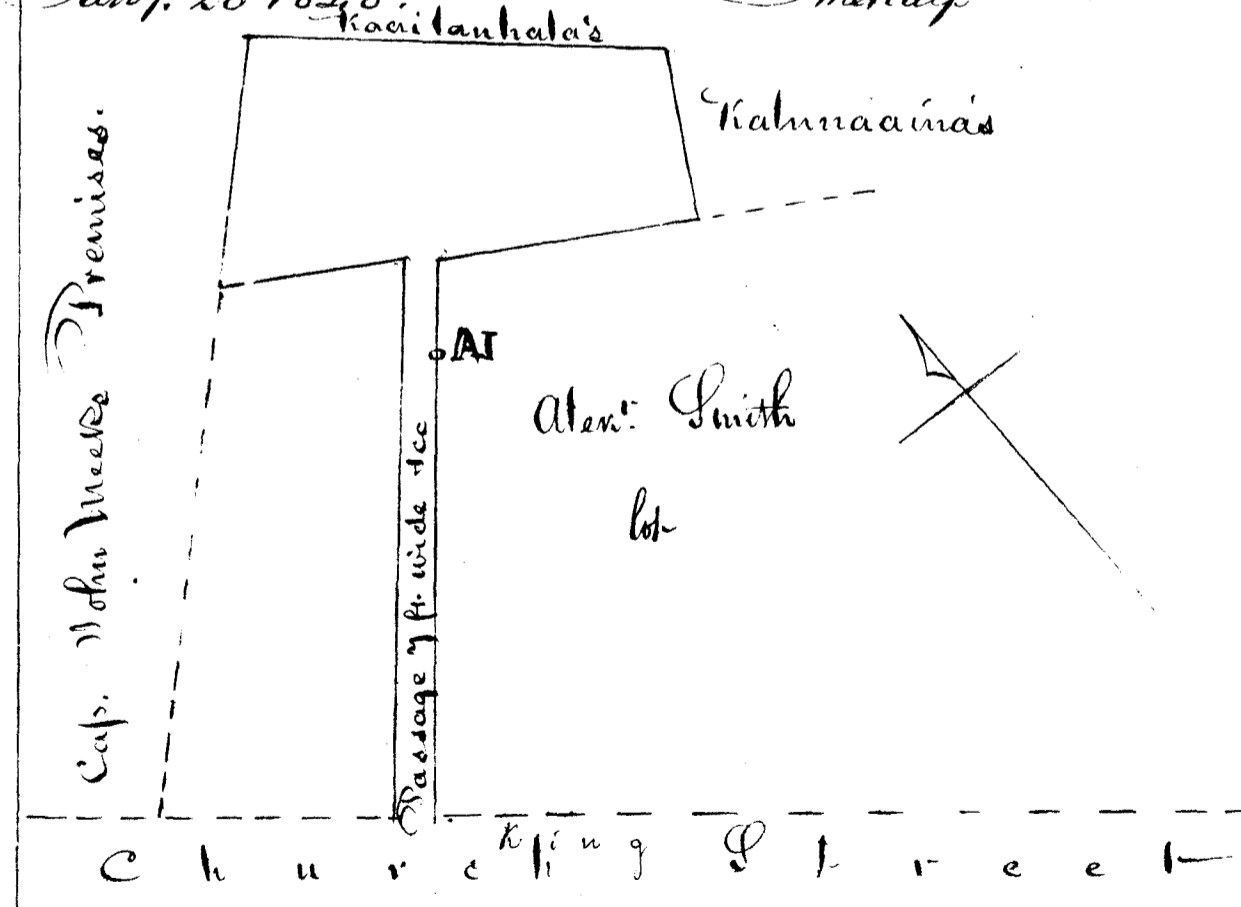
attending such commutation, in addition to the before-mentioned sum of eighty nine dollars with Interest.

The correct-metes and bounds of this lot are contained in the following Survey made by S. Metcalf on 28<sup>th</sup> of January 1848.

"Notes of the 'John Robinson lot' in Honolulu - Commencing at Church St. at Maikai W. corner of the Alex<sup>r</sup> Smith lot at foot of passage 7 ft wide leading to this lot - and Running N. 50° E. 98  $\frac{3}{4}$  ft. along Passage to N. corner of the Alex<sup>r</sup> Smith lot - Thence S. 49° E. 44  $\frac{1}{2}$  ft. along the Alex<sup>r</sup> Smith lot to Kalunainā's lot at S. corner of this; Thence N. 38° 45' E. 29  $\frac{3}{4}$  ft. to E. corner of this lot; Thence N. 39° W. 41 ft. along Naaitaukata's lot to slight angle in wall. Thence N. 34° 45' W. 31 ft. to Cap: John Meete's dwelling house lot at Maikai N. corner of this - Thence S. 56° 45' W. 45 ft. along Cap: J. Meete's lot to Maikai W. corner of this; Thence S. 49° E. 39  $\frac{3}{4}$  ft. to Passage way - Containing an area of 77 - Feet - 31.

Jan. 28 1848.

Metcalf Sur.



The width from Church St. to point marked AI in diagram is 80 ft.

Board of Commissioners for Land Claims  
 Adjudication of C. N. 632. Stephen Reynolds J.

370	Incidental Expenses of Commission in Land Claim	1	
"	Action of Comm <sup>rs</sup> in this Claim on 15 Dec <sup>r</sup> . 1848	1	
"	Citation and dt. depos <sup>ns</sup> red <sup>d</sup>	\$1	1
"	Testimony red <sup>d</sup> and Eng <sup>d</sup> on	\$5	2 50
"	Survey of this lot by Shetcaulf & Engross	\$2	6
"	Report of Commissioners this day rendered on the above claim		3
Total Paid			16 50
1 November 1848			
William L. Lee			
J. G. Smith			
J. J. Keene			
M. K. Amakau			
Y. Kaunani			

Helu 331

Asia Kahula

Ua hoi mai oia no kona mau kuleana pahale elua, aia ma Punnau i Lahaina, he mau wahi keia ua loaa ia ia i ka wa o Kaahumanu I; ua noho no oia ma keia mau wahi a hiki mai nei i keia wa. Pela ko makou mana ana i ka ma hoihe olelo ana. Nolaia ua akaka nona no ia mau wahi. Penei ma palena.

Anaia e John Richardson

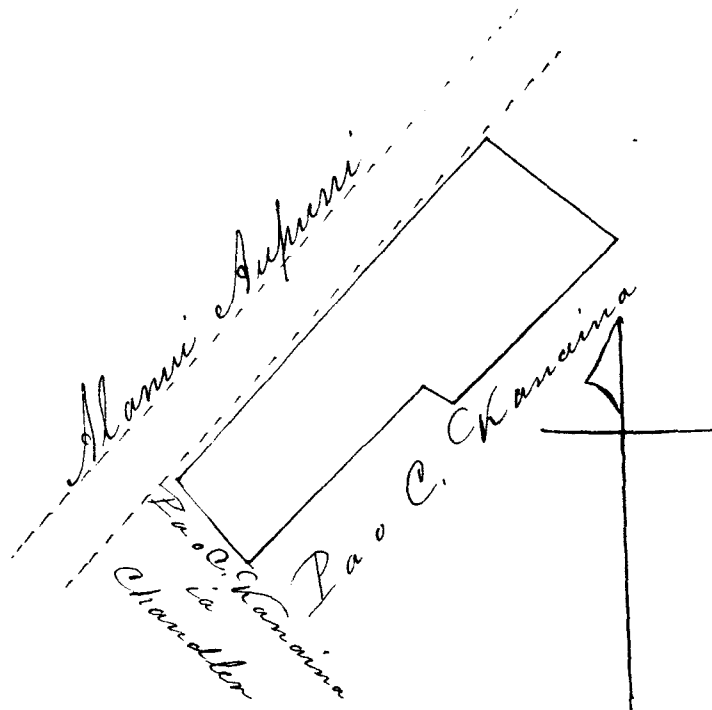
Apana I.

He kii o ka pahale o Kahula ma Punnau i Lahaina Mokupuni o Maui, aia hoi keia pa ma ka Hema iho o ke A-lanui Aupuni e pui ai i Lahainaluna, ma ka Akau iho o ka pa o C. Kanaina ia Hoaa ma.

E moe ana ka aoao mua N. 51° W. 2 Kaulahao 42 1/2 Kap. huli A. 43° W. 10 1/2 Kap. huli N. 42° 30' W. 2 Kaulahao 3 1/2 Kap. o ka pa o C. Kanaina ia Hoaa ma ke pili mai ana ma ia aoao, a hiki i ka pa o C. Kanaina ia Chandler, huli



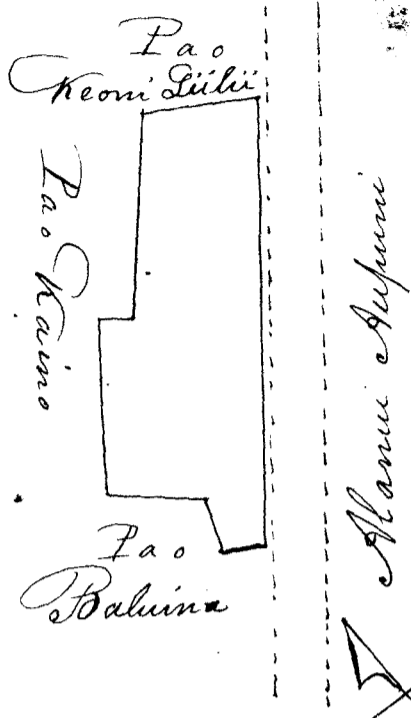
e A.  $43^{\circ}40'$  K.  $57\frac{1}{2}$  Kap. a hiki i ke Alanui Aupuni, huli A.  $40^{\circ}20'$  Hi. 5 Kaulahas 4 Kap. holo aku ma keia aoao, ma ka aoao Hema o ke Alanui Aupuni e pii ai i Lahainaluna, alaila huli i kahi i hoomaka i  $N. 46^{\circ}$  Hi. 1 Kaulahas  $47\frac{1}{2}$  Kap. Eia hoi ka ili maloko. 2 Ruda. 24 Ruda.



Apana 2.

Ke kii o ka pahale o Kahula ma Lawanai i Lahaina Motupuni Maui, aia hoi keia pa ma ka Akau o ke Alanui Aupuni e pii ai i Lahainaluna, ma ka Wikeka o ka pa o Paluina.

E hoomaka ana ma ka aoao Akau o ke Alanui Aupuni e pii ai i Lahainaluna, e pili ana hoi ia wahi i ke Paluina pa, a moe aku ka aoao mua A.  $53^{\circ}30'$  K. 22 Kap. huli A.  $34^{\circ}30'$  Hi.  $33\frac{1}{2}$  Kap. huli A.  $48^{\circ}$  K.  $61\frac{1}{2}$  Kap. o ke Paluina pa ke pili mai ana ma keia mau aoao, oia hoi ka aoao makai o keia pa, a hiki i ka pa o Kaino, huli A.  $38^{\circ}30'$  Hi. 1 Kaulahas 54 Kap. a hiki i kahi kekoo ka pa o Kaino, huli  $N. 46^{\circ}$  Hi. 16 Kap. a hiki hou no i kekahi wahi kekoo o ka pa o Kaino, huli A.  $48^{\circ}30'$  Hi. 2 Kaulahas  $14\frac{1}{2}$  Kap. huli A.  $55^{\circ}30'$  Hi. 1 Kaulahas, 10 Kap. a hiki i ke Alanui Aupuni e pii ai i Lahainaluna, alaila huli i kahi i hoomaka i  $N. 40^{\circ}10'$  K. 4 Kaulahas  $47\frac{1}{2}$  Kap. Eia hoi ka ili maloko. 2 Ruda. 19 Ruda.



Oia ka makou e hoohe nei no P. Kahala, he kuleana mui hoi kona analalo o ke ano Alodio. Ina uku mai oia i ko ke Aupuni mau kapaha elua, alaila; ua kupoia ia ia ka palapala lila mui, ano Alodio.

Pono ia ia ke uku mai no ka hooholoholo, a me ka hooholo ana i ka olelo, penei;

No ka rumi a me ke pai ana i ka olelo ma ka Kupepa.

No ke kope ana i ka olelo ko'ina.

No ka palapala kii

No ka hana ana i ka la 8 o Jan. 1848

No ke kope ana i ka olelo a na hoike Kawao

No ke ana ana i ka aina i ka la 31 Dek. 1846. a me ka la 1 o Januari 1847.

No ke kope ana o ke ana ana

No ka hooholo ana i ka olelo Aperila 13, 1849

W. L. Lee

M. S. ...

W. Kawarua

Keane

1	50
1	50
1	50
1	50
2	5
3	
2	50
<hr/>	
	15
<hr/>	

Helu 350.

Kamaihala & Kuhua Lakaina

See Vol 9 P. 70 for Award

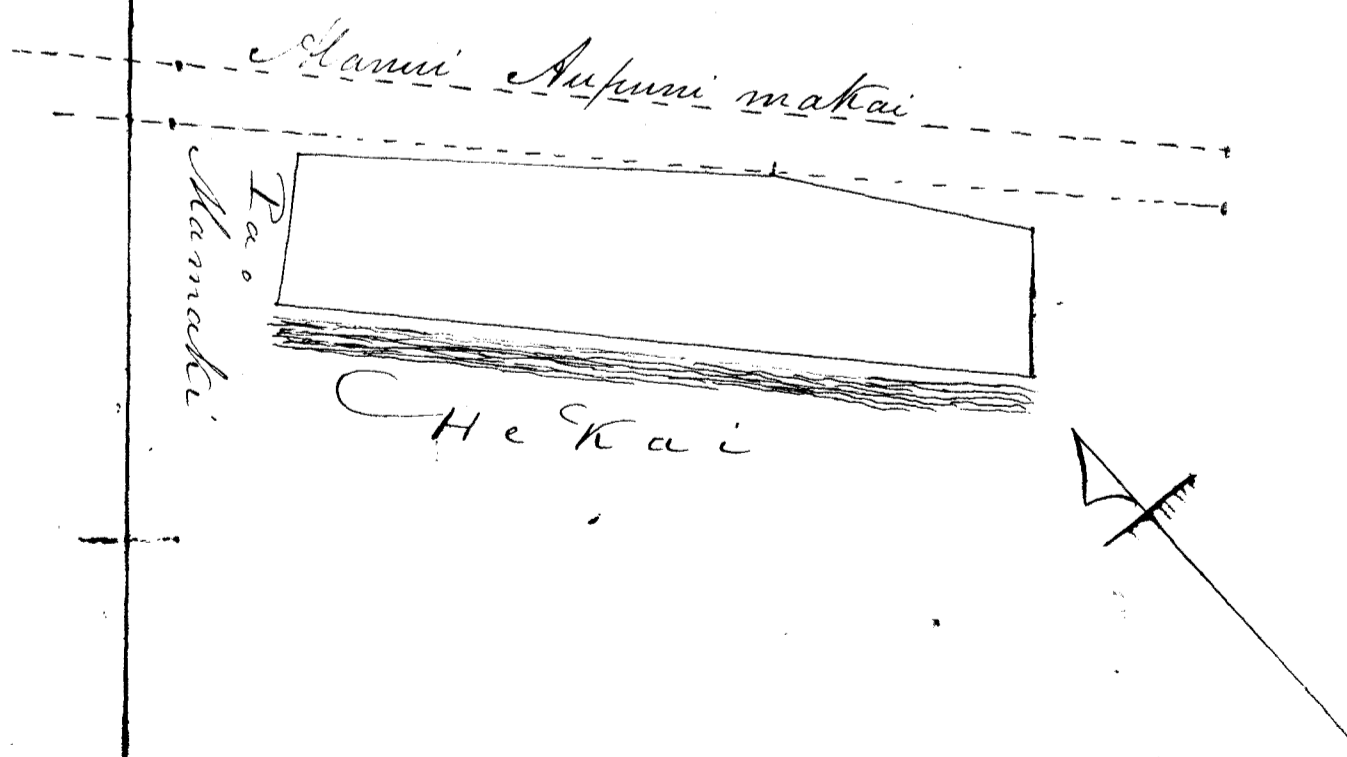
Ua koi mai oia no kona wahi ma Lakaina, ua hoo-  
loaa ia ia ma ka M. H. 1841, ke wahi kaawale keia ma  
ke Kuhua Kulaiaina mua ia ia a hiki i keia wa. Pela  
mai na hoike.

No ia mea ua akaka ia makou nona no keia wahi  
ana e koi mai nei. Penei na palena.

Anaia e John Richardson

Ke kii o ka pahale o Kamaihala ma Kuhua i Lakai-  
na Mokupuni o Maui, ua pili mai ka aoao mauka  
o keia pa i ke Alanui Aupuni makai, a o ka aoao  
hoi makai ua pili aku i ke kai.

E hoomaka ana ma kahakai, a moe aku ka aoao  
mua A. 44° Hi. 42 1/2 Kap. a hiki i ka lihi makai o  
ke Alanui Aupuni, huli A. 43° 30' N. 1 Kaulahao 27 1/2  
Kap. a hiki i kahi anakee o keia pa, e pili ana no i  
ke Alanui Aupuni, huli A. 50° 30' N. 2 Kaulahao 33 1/2 Kap.  
a hiki i ka pa o Mamaki, huli H. 41° 30' N. 53 1/2 Kap. a  
hiki i ka lihi kai, alaila huli i kahi i hoomaka i  
H. 48° Hi. 4 Kaulahao, e holo ana keia aoao ma ka lihi  
kai. Eia hoi ka ili maloko. 1 Puda. 14 Puda.



O kua hui ka maku e hooho nei no kamaihaaloa, he kua  
leana nui hoi kona malalo o ke ano Alodio. Ima uku meia  
i ko ke Aupuni hapaha, alaila; ua kupoia ia ia ka pala-  
pala Sela nui ano e Alodio.

Pono nae ia ia ke uku mai no ka hooholoholo, a me ka  
hooholo ana i ka olelo pono;

No ka nuni a me ke pai ana i ka olelo ma ka Aupuni.	1	
No ke kope ana i ma olelo koina 2000	1	
No ka palapala hui		50
No ka hana ana i ka la 11 o Jan. 1847	1	
No ke kope ana i ka olelo a ma hoihi 2000	1	50
No ke ana ana i ka aina 7 Jan. 1847	2	50
No ke kope o ke ana ana	1	
No ka hooholo ana i ka olelo Aperila 13, 1849	2	50
W. L. Lee		
S. W. L. am sk au		
W. Kaunani		
		11

Atto - Canceled  
This Claim is Awarded to Claimant in Page 70  
Vol. 9 - J. H. Smith Sec. Aug 19<sup>th</sup> 1853.

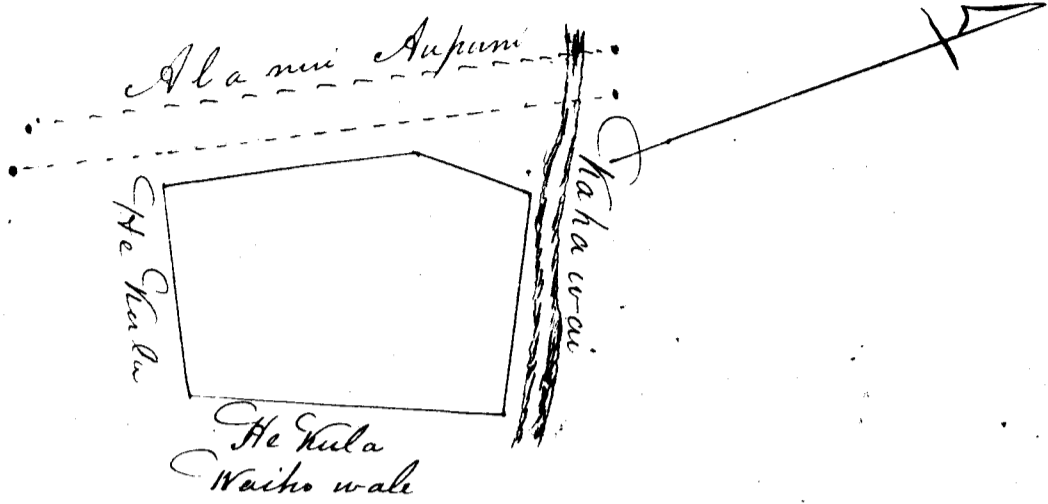
Hele 411 Poomi ✓

Ua hoi mai meia no kona pahale ma Waikapu i Maui  
i, he wahi wahi wale kua mamua loa o ke kua ana o ma  
Kauawai; a i ka M. N. 1843 wa inoho via malaila a hiki i  
kua wa. Poni ma Palena.

e Ania e S. Richardson  
He kua o ka pa o Poomi ma Kaunani i Waikapu Mo-  
kupuni o Maui, aia hoi ma ka Pihina o ke Hanui Au-  
puni, ma ka Kema hoi o ke Kahawai.

E hoomaka ana ma ke kae o ka pali Kahawai, a moe  
aku ka aoao mua He 38° No. 2 Kaulaha 40 1/2 Kap. huli He  
15° No. 5 Kaulaha 8 1/2 Kap. huli He 25° No. 4 Kaulaha  
34 Kap. huli A. 25° No. 6 Kaulaha 45 1/2 Kap. a hiki  
i ka pali Kahawai; alaila huli i kahi i hoomaka i  
A. 69° No. 4 Kaulaha 116 1/2 Kap. Eia hoi ke iti malohi.

3 Eka. 2 Puda. 5 Roda.



O keia no hoi ka makou e hoohe me no Poomi ke  
 kuleana hoi kona malalo o ke ano Alodio. Ima utu  
 mai ia i ke ke Aupuni hapaha, alaila ua kupa  
 ia ia ka palapala Sila mui ano Alodio.

Pono mae ia ia ke utu mai no ka hoohehoohe, a  
 me ka hoohe ana i ka olelo, penei:

No ka rumi a me ke pai ana i ka olelo,  
 ma ka hupepa

No ke kope ana i na olelo koina 1000

No ka palapala hu

No ka hana ana i ka la 5. Feb. 1847

No ke kope ana i ka olelo a ma hoike 2000

No ke ana ana i ka aina i ka la

No ke kope o ke ana ana

No ka hoohe ana i ka olelo Aperila 13. 1849

W. L. Lee

M. H. am akau

Joane Li

Y. Kuanwai

	1
	50
	50
	1
	3
	2 50
	1
	2 50
	12

Hele 408

Manu ✓

No ke hoi ana mai o ia nei i kona aina ma Pohakuloa Waikapa Maui, no ke Aupuni ia wahi, a no kona hoolimalima ana ia wahi; ua loaa ia ia keia aina ma ka hoolimalima ana. Penei na palena.

Anaia e John Richardson

Ke kii o ka aina Aupuni ia Manu, aia ma Pohakuloa i Waikapa Mokupuni o Maui. Eia hoi na palena. Akau, o Puhiaawaawa. Hi. Aina o Kimo. S. Hema. Palailaika. Kom. o Auwae.

E hoomaka ana ma kahi alanui ololi mai Haanui mai, ma ka aoao hoi makai o kahi i keia ia Auwae e pili ana ia wahi i Palailaika, a moe akii ka aoao mua A. 7° Hi. 2 Kaulakas 4 Kap. huli A. 44° 30' Hi. 1 Kaulakas 3 3/4 Kap. huli A. 12° 30' Hi. 2 Kaulakas, huli A. 51° 10' Hi. 3 Kaulakas 5 1/2 Kap. e pili onai ana no Puhiaawaawa ia aoao, huli A. 89° 30' Hi. 14 Kaulakas 19 1/2 Kap. e pili mai ana no Puhiaawaawa ia aoao, a hiki i ka aina o Kimo S. mauka mai ma o ka auwai, huli H. 10° N. 8 Kaulakas, oia ka aoao makai o keia aina, alaila huli i kahi i hoodna-ka i A. 89° N. 14 Kaulakas 14 Kap. Eia hoi ka ili maloko 11 Cha. 3 Ruda.

No William Humphreys kekahi mau loi maloko o keia aina, aole no ke Aupuni ia mau loi, no William Humphreys no, ua pili aku ia mau loi i Puhiaawaawa

Oia ka maku e hoohe nei no Manu ma ke au hoolimalima. Ina uku mai oia i ke ke Aupuni hapiakolu akahi alaila ua kupon ia ia ka palapala Ila nui Alodis.

Pono nae ia ia keuku mai ma ka hoohelelele a iue ka hoohelelele ia i ka olelo, penei;

No ka ruu a me ke pui ana i ka olelo }  
ma ka iupepa. —

No ke hope ana i na olelo koina 1 awa

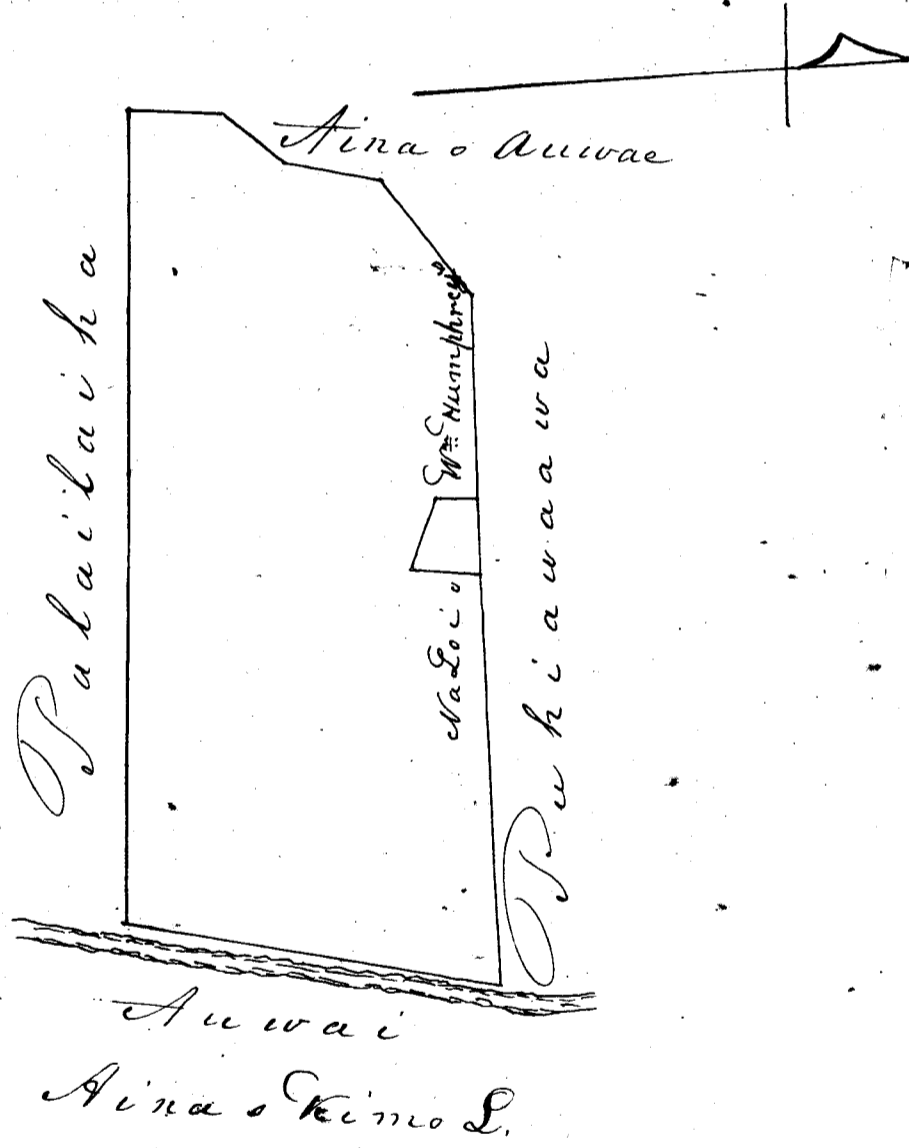
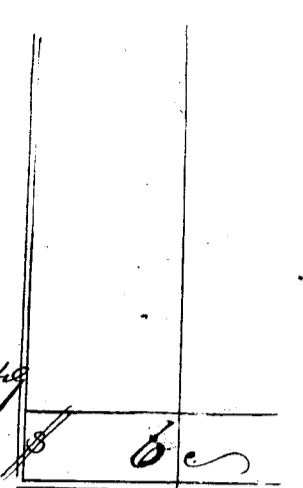
No ka palapala kii

E mana i keia aoao

Iwai hela arao mai  
 No ka hana ana i ka la 5 Feb. 1844  
 No ke kope ana i ka olelo a ma hoike 1 arao  
 No ke ana ana i ka aina i ka la  
 No ke kope o ke ana ana  
 No ka hooholo ana i ka olelo. 13 Aperila 1844

W. L. Lee  
 M. H. Amosau  
 U. H. Amosau

W. H. P. —  
 Franc. Li

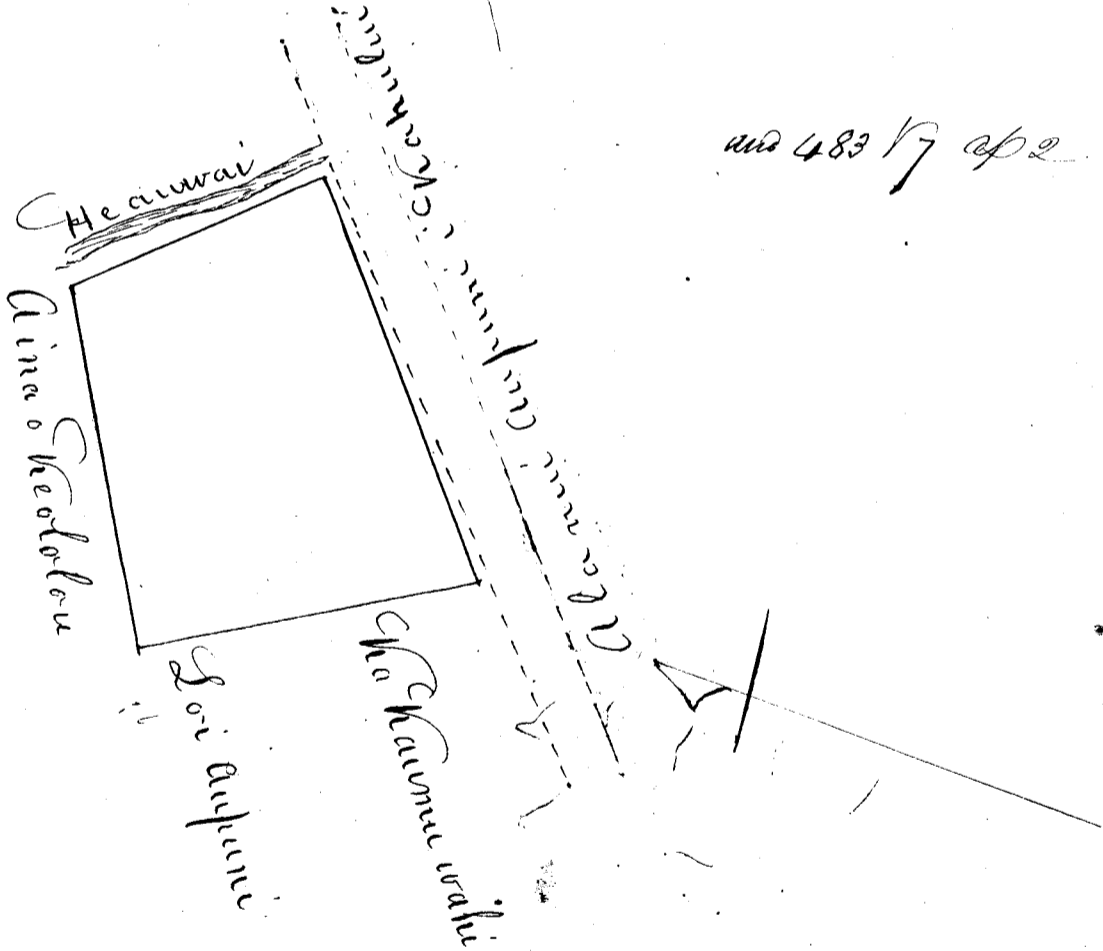


Hele 441      Apiki

Ua koi mai nei oia no kona aina ma Wailuku  
 i Maui, ua loa ia ia kua wahi mamua o ke kau  
 ana o ma kanawai ma ka M. H. 1835, ua noho no oia  
 ma kua wahi, a hiki i kua wa. Penei na palena

Anaia e John Richardson

Ke kii o kahi aina o Apiki i Wailuku Moku o Maui, ma  
 Walaia. Oia na palena. Akau. Aina o Keololon, Hikina. He  
 auwai. Wema. Alanui Aupuni e holo ana i Kahului. Komohana.  
 Ho kaumu wahi, a me ka loi Aupuni. E hoomaka ana ma  
 ka aoao Akau o ke Alanui Aupuni e holo ana i Kahului, e  
 pili ana hoi ia wahi i ka aoao makai o ho kaumu wahi, a moe  
 aku ka aoao mua. A. 28° 30' N. 3 Kaulahao 50 Kap. oia ka aoao  
 mauka o keia wahi aina e pili ana hoi ia aoao i ho kaumu wa-  
 hi, a me ka loi Aupuni, huli A. 60° 30' W. 3 Kaulahao 55 <sup>4</sup>/<sub>12</sub>  
 Kap. e pili ana ia aoao i ka aina o Keololon, huli N. 43° 40' W.  
 2 Kaulahao 62 Kap. oia hoi ka aoao makai o keia aina, a hiki  
 i ke Alanui Aupuni e holo ana i Kahului, alaila huli i kahi  
 i hoomaka i N. 49° 30' W. 4 Kaulahao 47 <sup>4</sup>/<sub>12</sub> Kap. Oia hoi ka  
 iti maloko. 1 Eka. Puda 28 Puda.



Oia ka makou e hooko nei no Apiki ke kuleana hoi kona ma-  
 lalo o ke ano Alodis, Ina uku mai oia i ho ke Aupuni kapaha,  
 alaila ua hupono ia ia ka palapala Sila nui ano Alodis,  
 pono nae ia ia ke uku mai no ka hookohokoho, a me  
 ka hookoho ana i ka oleli penei,  
 No ka oumi a me ke pai ana i ka oleli  
 ma ka Pupupepa  
 No ke hope ana i na oleli kama 1 aoao  
 E mana i kela aoao

afterward  
 made attor, at  
 in law  
 all out of  
 the 3 Cities

1	50
1	50



Mai kela a oao mai	1	50
No ka palapala kii		50
No ka hana ana i ka la 11 Feb. 1847	1	.
No ke kope ana i ka olelo a ma hoike 2 a oao	1	50
No ke ana ana i ka aina i ka la	2	50
No ke kope o ke ana ana	1	.
No ka hooholo ana i ka olelo Aperila 13 1849	2	50
W. L. Lee		10
L. W. O. Amakihi		50
V. Y. Kaurau		

Walu 395      Wahikona

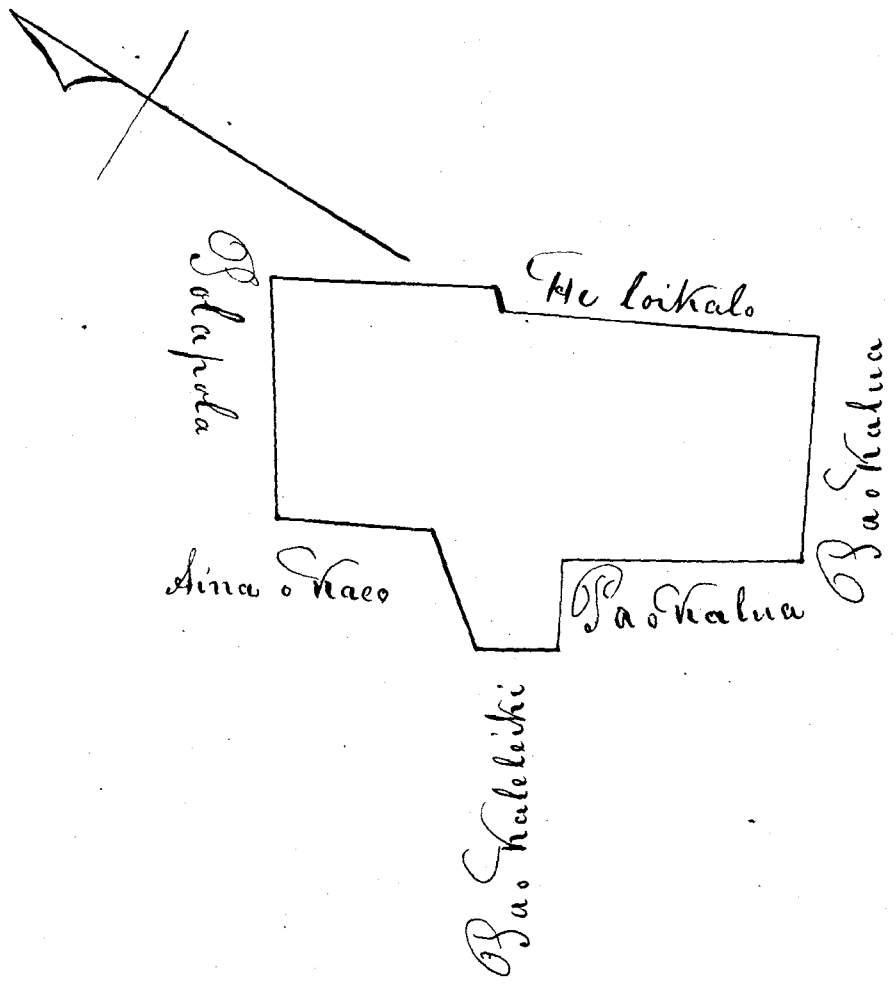
No ke koi ana mai o ia nei mo kona pahale ma Puako i Lahaina, he wahi kona ua loa ia ia mamua loa. He kahu ana o na kanawai i ka Mo. 14. 1828, a ua noho ia nei mailaila mai a hiki i keia manawa. Nolaila ua maopopo kuu i ke makou nana ana. Penei mae na palena.

Anaia e John Richardson

Ke kuu o ka pahale o Wahikona ma Waianae, a me Puako i Lahaina Moku o Maui. Eia na palena. Akau he aina o Polapola ka inoa. Nihina. aina o Kaleleiki. Hema. Pa o Kalua. Komohana. Pa o Kalua, a me ke Kaleleiki, a me ke Kaeo.

E hoemaka ana ma ke kahu Komohana Akau o keka-hi loikalo mui, ma ka a oao mauka. keia pa, a moe aku ka a oao mua  $A. 68^{\circ} 41'$   $12$  Kap. huli  $A. 25^{\circ} 4'$   $2$  Kaula-  
hao  $30 \frac{8}{12}$  Kap. e pili aku ana ia a oao i ka aina o Ka-  
leleiki, huli  $N. 56^{\circ} 4'$   $2$  Kaula-hao  $28 \frac{1}{12}$  Kap. o Polapola  
ka aina e pili mai ana ia a oao huli  $N. 24^{\circ} 30'$   $41'$ .  
 $1$  Kaula-hao  $40 \frac{8}{12}$  Kap. huli  $N. 42^{\circ} 30'$   $41'$   $1$  Kaula-hao  
 $32$  Kap. mo. Kaeo kahi e pili mai ana ia a oao, huli  
 $N. 31^{\circ} 30'$   $41'$   $64$  Kap. e pili ana ia a oao i ka pa o Ka-  
leleiki, a hiki i ka pa o Kalua, huli  $A. 62^{\circ} 41'$   $1$  Kau-

lahao 5 1/2 Kap. a hiki i ka aoao mauka o ka pa o Kaula; huli  
 43° Hi. 2 Kaulakao 33 1/2 Kap. huli A. 61° 30' Hi. 2 Kaulakao  
 28 1/2 Kap. no Kaula no ka pa e pili mai ana ia aoao, alaila;  
 huli i hiki i hoomaka i A. 26° N. 3 Kaulakao 32 Kap. Eia  
 hwi ka ili maloko. 1 Eka. 2 Puda. 8 Poda.



Cia ka mauka e hooko nei no Kahikona ke kuleana koina  
 malalo o ke ano Alodio. Ina iku mai oia i ke ke Aupuni  
 hapaha, alaila ua hupono ia ia ka palapala Sila Nui,  
 ano Alodio.

Pono nae ia ia ke iku mai no ka hookoloholo, a me  
 ka hookolo ana i ka olelo, penei;

No ka rumi a me ke pai ana i ka olelo ma ka Nupupa	1
No ke kope ana i na olelo koina 1 aoao	50
No ka palapala kii	50
No ka hana ana i ka la 16 Feb. 1847	1
No ke kope ana i ka olelo a na hoike 2 aoao	1 50
No ke ana ana i ka aina	2 50
No ke kope o ke ana ana	1
No ka hookolo ana i ka olelo April, 13 1849 W. L. Lee	2 50
Source li W. M. K. am akau of, Hoanua	10 50

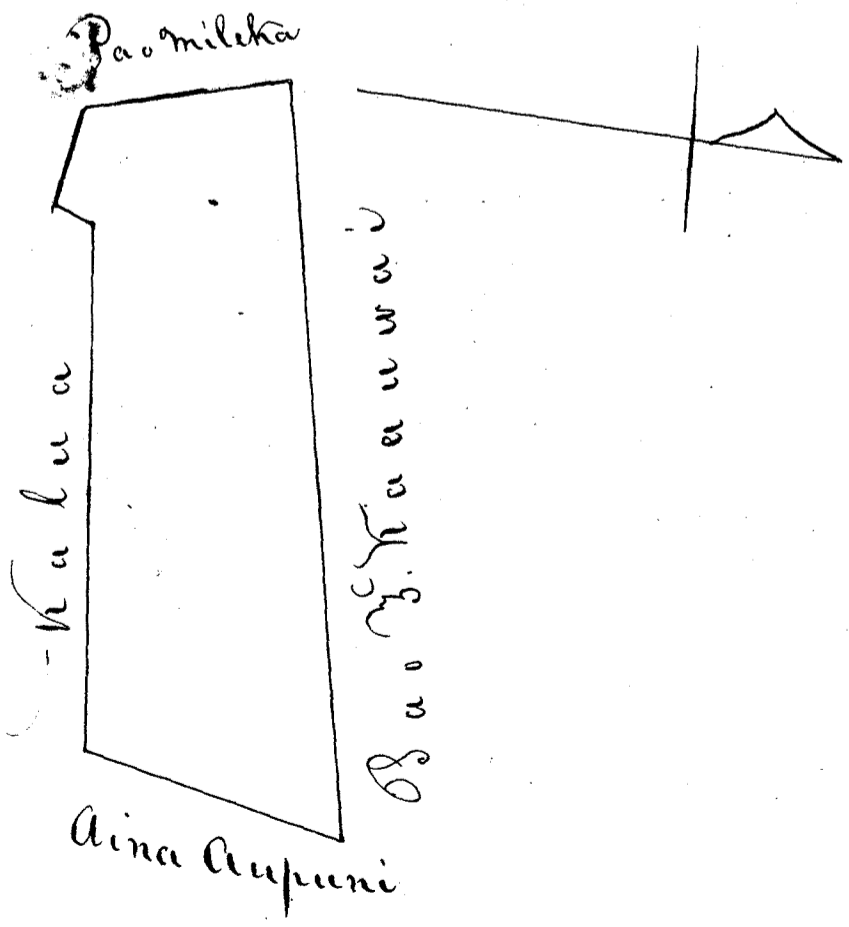
Hehu 405 Waili

Ua koi mai nei keia no kona wahi kuleana oia ma Wailuku i Maui, he wahi keia wa loa i kona kaitiua ana ia Patania, i ka M. H. 1838 ka loa ana ia ia, a mamua o kona make ana ma ka M. H. 1843. Ua kamaoha mai oia no Waili keia wahi, a me na wahi e ae i loa i kona kaitiua ana. Eia na palena.

Anaia e John Richardson

ke kii o ka pahale o Waili ma Kapaaiki i Wailuku, Mokuapu- ni o Maui, ma ka Hema iho o ka pa o 3. Kaauwai, ma ka Hikina hoi o ka pa o Mileka.

Choomaka ana ma ka aoao Hema o ka pa o 3. Kaau- wai, a moe aku ka aoao mua H. 15° 30' Hi. 4 Kaulahas 17 <sup>1</sup>/<sub>2</sub> Kap. huli H. 79° 40' Hi. 2 Kaulahas <sup>8</sup>/<sub>12</sub> Kap. huli A. 10° 30' Hi. 42 Kap. huli A. 84° 30' Hi. 11 Kaulahas 6 Kap. o Kalua ka aino e pili mai ana ia aoao, a hiki i ka aino Aupuni, huli A. 15° 30' Hi. 5 Kaulahas 47 <sup>1</sup>/<sub>2</sub> Kap. oia ka aoao makai o keia pa, a hiki i ka pa o 3. Kaauwai, huli i kahi i hoomaka i H. 79° 30' Kom. 15 Kaulahas 63 <sup>1</sup>/<sub>12</sub> Kap. Eia hoi ka ili ma- loho. 5 Eka. 3 Roda. 10 Roda.



Oia ka makou e hoo ko nei no Kaula, he kule ana hoi kona malalo o ke ano Alodio. Ina uku mai oia i ke ke Aupuni ka-paha, alaila ua kupo ia ia ka palapala Sila Mui, ano Alodio.

Pono nae ia ia ke uku mai no ka hoo holo holo, a me ka hoo holo ana i ka olelo, penei;

No ka rumi a me ke pai ana i ka olelo ma ka Nupepa	1
No ke kope ana i ka olelo koina 1 avao	50
No ka palapala hui	50
No ka hana i ka la 13 Jan. 1847	1
No ke kope ana i ka olelo a na hoike Baas	2 25
No ke ana ana i ka aina	2 25
No ke kope o ke ana ana	1
No ka hoo holo ana i ka olelo <i>April 13, 1849</i>	2 50
<i>W. L. Lee</i>	
<i>L. H. Armstrong</i>	
<i>V. Kaunani</i>	
	11

Welu 404 Kaupā

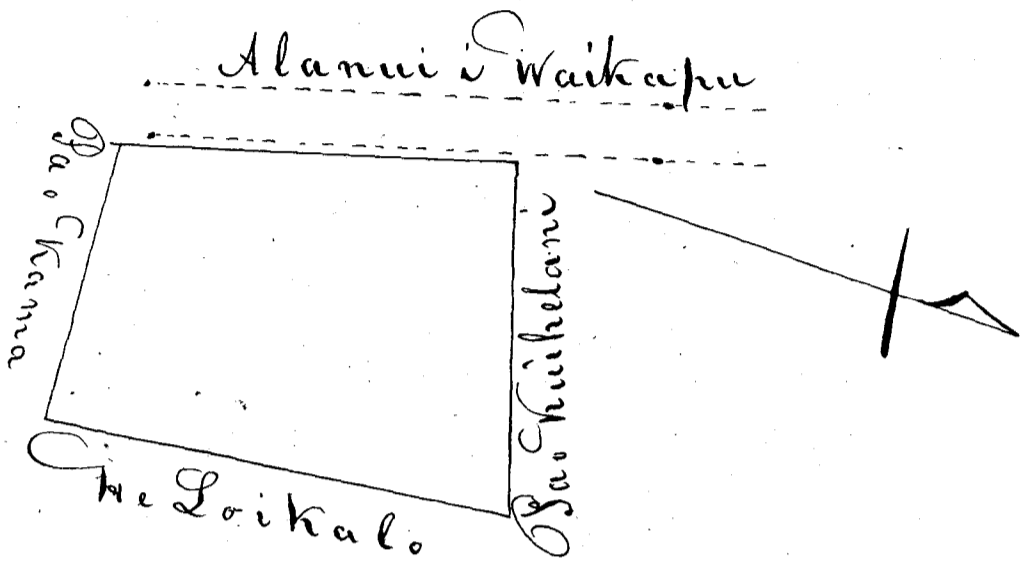
Ua hoi mai oia nei no kona pahale, aia ma Wailuku i Maui, he wahi keia ua loa ia ia mamua o ke kau ana o na Kanawai, ma ka olelo a na hoike, ua loa ua wahi nei ia ia i ka M. H. 1838 ka noho ana a keia wa. Penei na palena.

Anaia e *Solm Richardson*

Ke hii o ka pahale o Kaupā ma Wailuku Mokupuni o Maui, aia ma ka Hikina o ke Alanui Aupuni e holo ana i Waikapu, ma ka Hesma iho o ka pa o Kuikelani.

E hoomaka ana ma ka aoas makai o ke Alanui e holo ana i Waikapu e pili ana no ia wahi i ka pa o Kuikelani, a moe aku ka aoas mua, H. 15° Hi. 4 Kaulahas 13 1/2 Kap. huli A. 86° 45' Hi. 3 Kaulahas, e pili mai ana ka pa o Kamaia aoas, huli A. 5° 30' H. 3 Kaulahas 3 1/2 Kap. hi loikalo mai

Ke pili mai ana ia avaa, a hiki i ka pa o Kauhelaani, alaila  
 huli i kahi i hoomaka i H. 42° W. 3 Kaulahao 54 Kap.  
 Eia hoi ka ili maloko. 1 Eka, 2 Puda. 13 Poda.



O keia ka makou i hooke nei no kaupa he huleana kona  
 malalo o ke ano Alodio. Ina utu mai ia i ke ke Aupuni  
 hapaha, alaila ua hupono ia ia ka palapala Sela Mui  
 ano Alodio.

Pono nae ia ia ke utu mai no ka hooholoholo, a me ka  
 hooholo ana i ka olelo, penei;

- No ka mumi a me ke pai ana i ka olelo  
 ma ka Nupepa
- No ka palapala hui
- No ke kope ana i na olelo hoina 1 avaa
- No ka hana ana i ka la 13 Jan. 1847
- No ke kope ana i ka olelo a ma hoi ke 2 avaa
- No ke ana ana i ka aina
- No ke kope o ke ana ana
- No ka hooholo ana i ka olelo Aperila 13. 1849

1	
50	
50	
1	
1	50
2	50
1	
2	50
10.50	

W. L. Lee  
 G. M. Hoama  
 V. Maunui

Francis

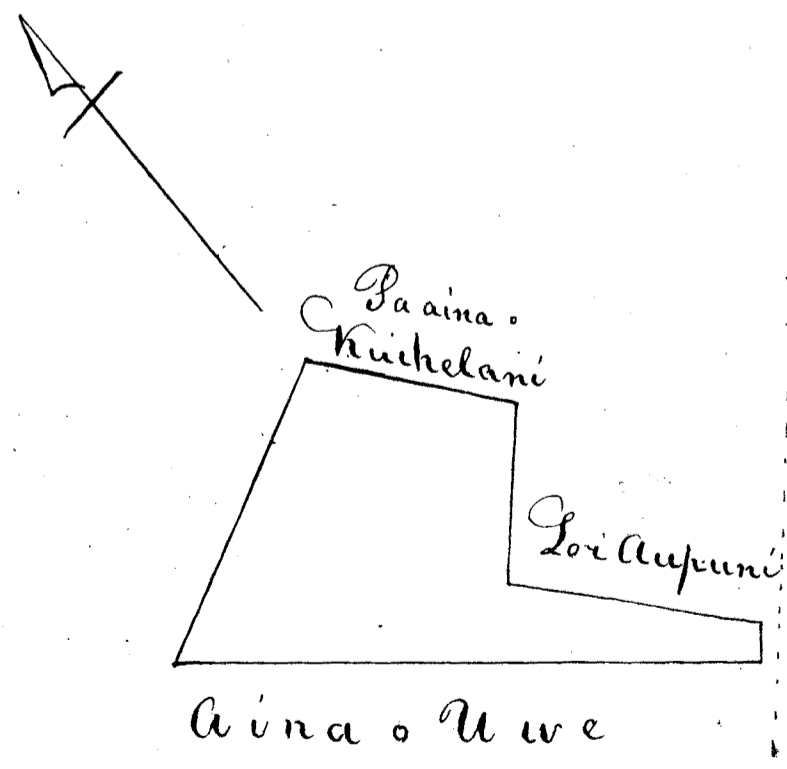
Hulu 414 Meeau

Ua hoi mai hoi keia mo kona wahi, aia ma Wailuku i Maui. He kuleana keia ua loa ka hiko loa mai o Nuuanu mai, ua noho mo nae ua Meeau nei ma keia wahi manua o ke kahu ana o na Kanawai mai ka M. H. 1837, jula mai ma hoike. Penei orae na Palena.

Anaia e John Richardson.

Ke kii o ka pa o Meeau ma Halaula i Wailuku Mokupuni o Maui, aia hoi keia wahi ma ka Akau o ke Alanui Aupuni e holo ana i Kahului, ma ka aoao Hikina o ka aina o Uwe, ma ke komohana hoi o ka pa aina o Kuikelani.

E hoomaka ana ma ka Hema o kona mau loikalo e piti ana i ka pa aina o Kuikelani, a moe aku ka aoao mua,  $N. 35^{\circ} 30' H.$  2 Kaulahas  $8 \frac{1}{2}$  Kap. huli  $N. 50^{\circ} K.$  2 Kaulahas a hiki i ka aoao mauka o kekahi loiaupuni, huli  $N. 36^{\circ} 30' H.$  2 Kaulahas  $53 \frac{1}{2}$  Kap. e holo ana ia aoao mauka oia loiaupuni, a hiki i ke Alanui e holo ana i Kahului, huli  $N. 47^{\circ} 30' K.$  24 Kap. huli  $N. 47^{\circ} 30' K.$  6 Kaulahas  $8 \frac{1}{2}$  Kap. e pili mai ana ka aina o Uwe ma ia aoao, oia hoi ka aoao mauka o keia wahi, alaila huli i kahi i hoomaka i  $S. 69^{\circ} H.$  3 Kaulahas  $35 \frac{1}{2}$  Kap. Oia hoi ka iti maloko. 1 Eka, 4 Roda.



Oia hoi ka makou e hooko mai no Meccau, he kuteana kona malalo o ke ano Alodio. Ima uku mai oia i ke ke aupuni hapaha, alaila kufono ia ka palapala Sila Mui ano Alodio.

Hono nasa ia ia ke uku mai no ka hookolokolo, a me ka hookolo ana i ka olelo, penei;

No ka oumi a me ke pai ana i ka olelo	}	1
ma ka Mupapa		
Ke ke kope ana i na olelo koina	4 <sup>3</sup>	1
No ka palapala kii		50
No ka hana ana i ka la 5 Feb. 1847		1
No ke kope ana i ka olelo a ma hooke 2000		1 50
No ke ana ana i ka aina		2 50
No ke kope o ke ana ana		1
No ka hookolo ana i ka olelo Aperila 13. 1849		2 50
W. L. Lee	Ioane ki	
S. M. Kamakau		11
A. Kaurau		

Hela 333

Waahianui

Ua hoi mai nei oia no kona pahale e noho nei ma Puunoa i Lahaina, he wahi keia ua loaa ia ia i ka wa i hanaia i ka Papu, mailaila kona noho ana mai a keia wa.

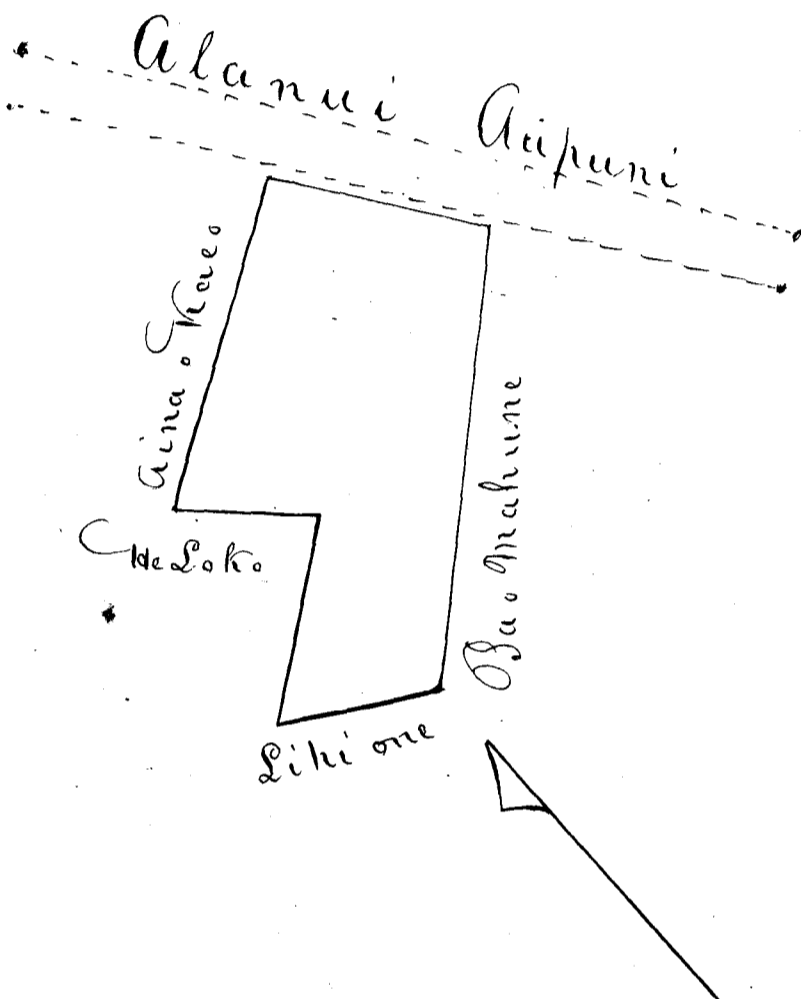
I ke makou nana ana ma ka olelo a ma hooke, ua maopopo maoli rona no keia wahi. Penei na Palena.

Anaia e John Richardson

Ke kii o ka pahale o Waahianui ma Puunoa i Lahaina Mokuapuni o Maui.

E hoomaka ana i ke ana ana ma ka libi one, a moe aku ka avas mua A. 47° Hi. 5 Naulahas 5 1/2 Kap. o ka pa o Mahune ke pili mai ana ma ia avas, a hiki i ke Alanui Aupuni makai, huli A. 36° 30' N. 2 Kau-

lakao 32 Kap. huli  $H. 55^{\circ} 30'$  N. 3 Kaulahao 42 Kap. e pili mai ana ia avao ka aina o Kaeo, huli  $H. 41^{\circ} 30'$  Hi. 1 Kaulahao  $29\frac{1}{2}$  Kap. huli  $H. 54^{\circ}$  N. 2 Kaulahao  $4\frac{1}{2}$  Kap. a hiki i ka lihi one, alaila huli i kahi i hoomaka i  $H. 57^{\circ}$  Hi. 1 Kaulahao  $35\frac{1}{2}$  Kap. e holo ana ia avao ma ka lihi one. Eia hoi ka ili maloko. 1 Eka, 35 Roda.



Oia hoi ka makou e hooko nei mona ia wahi, he kuleana hoi hona malalo o ke ano Alodio. Ina uku mai oia i ke Aupuni kapaha, alaila ua kupou ia ia ka palapala Sela Hui ano Alodio.

Penei mae oia e uku mai ai no ka hookolokolo ana, a me ka hookolo ana i ka olelo penei.

- No ka rumi a me ke pai ana i ka olelo } ma ka Kupepa —
- No ke kope ana i ka olelo hona 1 avao
- No ka palapala hui
- No ka hana ana i ka la 25 Dek. 1846
- No ke kope ana i ka olelo a ma poike 2 avao
- No ke ana i ka aina i ka la

	1	
		50
		50
	1	
	1	75
	2	50
<hr/>		
	7	25

E mana i kela avao



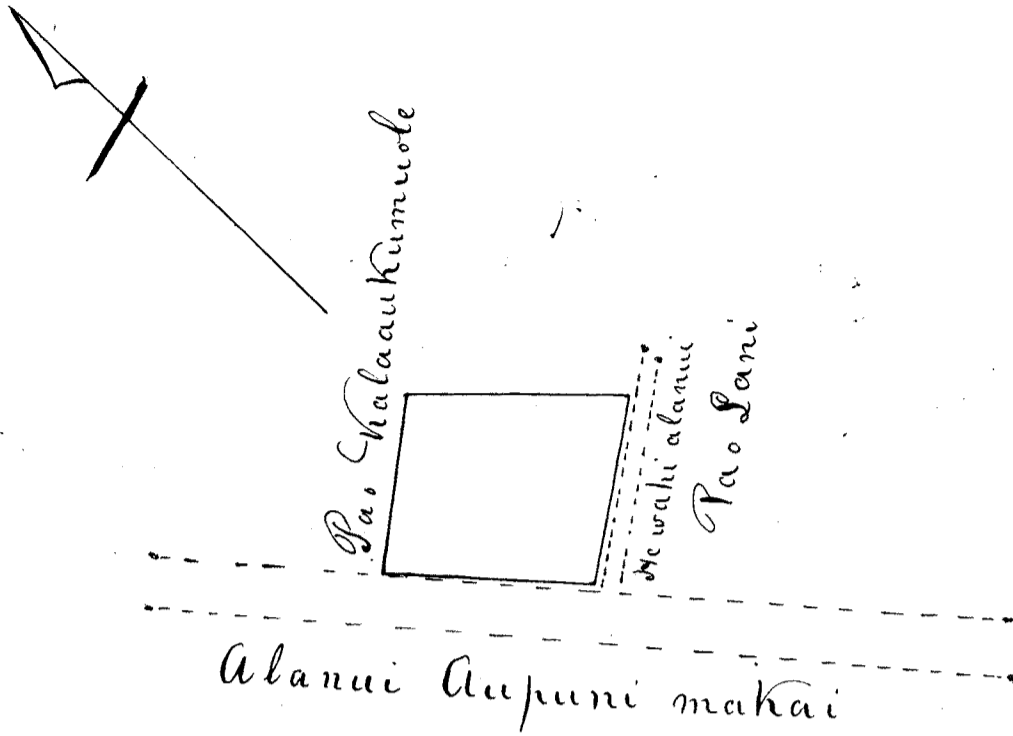
Mai keta avao mai	7	25
No ke kope o ke ana ana	1	
No ka hoooho ana i ka olelo Aperila 13. 1849	2	50
W. L. Lee	10	
J. M. Hamakua	75	
D. Kamehameha		

Kele 343      Kahiwahu

Ke hoi mai nei keia no kona wahi ma Kooka i Lahaina, ua loaa ia ia keia wahi mamua o ke kau ana o na kanaanai i ka Mo. H. 1834, a hiki mai nia wa. Molaila ua maopopo maoli keia wahi mona - Penei na Palena Anaiia i John Richardson.

Ke kii o ka pahale o Kahiwahu ma Molakia i Lahaina Mokupuni o Maui, aia hoi keia pa ma ka avao Hema iho o ka pahale o Kalaaukumuole, e pili ana ka avao makai o keia pa i ke Alanui Aupuni makai.

E hoomaka ana ma ka lili mauka o ke Alanui Aupuni makai, ma ka avao akau hoi o kahi alanui ololi mawaena o keia pa, a me ka pa o Lani, a me aku ka avao mua A. 44° N. 1 Kaulahao 2 Kap. a hiki i ka pa o Kalaaukumuole, huli A. 51° N. 58 <sup>8</sup>/<sub>12</sub> Kap. e pili ana no ia avao i ka pa o Kalaaukumuole, huli H. 45° 30' N. 1 Kaulahao 9 <sup>4</sup>/<sub>12</sub> Kap. a hiki i kahi alanui ololi mawaena o keia pa, a me ka pa o Lani, alaila; huli i kahi i hoomaka i H. 55° 30' N. 61 <sup>4</sup>/<sub>12</sub> Kap. Eia hoi ka iti maloko. 15 Roda.



O keia hoo ka makou e hookei nei no Kahiwala, he Kulana  
 kona malalo o ke ano Alodio. Ina uku mai oia i ke ke  
 Aupuni hapaha, alaila ua kupoia ia ia ka palapala Sila  
 Mui ano Alodio.

Pom nae ia ia ke uku mai no ka hooholokolo ana, a one  
 ka hooholo ana i ka olelo; penei,

No ka rumi a me ke pui ana i ka olelo  
 ma ka Nupepa  
 No ke kope ana i ka olelo Koina 1 avao  
 No ka palapala kii  
 No ka hana ana i ka la 9 Jan. 1847  
 No ke kope ana i ka olelo a na hoike 2 avao  
 No ke ana ana i ka ana  
 No ke kope o ke ana ana  
 No ka hooholo ana i ka olelo Aperila 13, 1849

	D <sup>r</sup>
	1
	50
	50
	1
	1 50
	2 50
	1
	2 50
<hr/>	
	10 50
<hr/>	

W. L. Lee                      Ioane de  
 J. M. K. am. kau  
 Y. Kaurwai

Mataua Keoki

Claim No 80. Mataua Keoki vs John G. Lewis.

This is a claim to a house lot in Honolulu Islands of Oahu. From the evidence taken in this claim, it appears, that the Claimant became possessed of this lot in the year 1839, by exchanging another lot for it, with one William Walker: that Walker obtained it many years before from Kenake, a native; and that the Claimant has been in peaceable possession of the same ever since the year 1839.

The Title to this land is clear; but since the hearing of the claim, the Claimant has died, leaving all his property to Kamatapu, his Widow; Kamatapu has, since Keoki's decease, exchanged the lot in question, with John G. Lewis, for a lot adjoining; and now requests that this Award be made out in the name of the said Lewis.

We do therefore Award to the said John G. Lewis, a freehold title less than allodial; or in other words, a Life Estate in said lot, according to the Bounds of the annexed Survey made by G. Richardson; which freehold less than Allodial he may commute for a Fee-simple title as prescribed by law.

Survey-

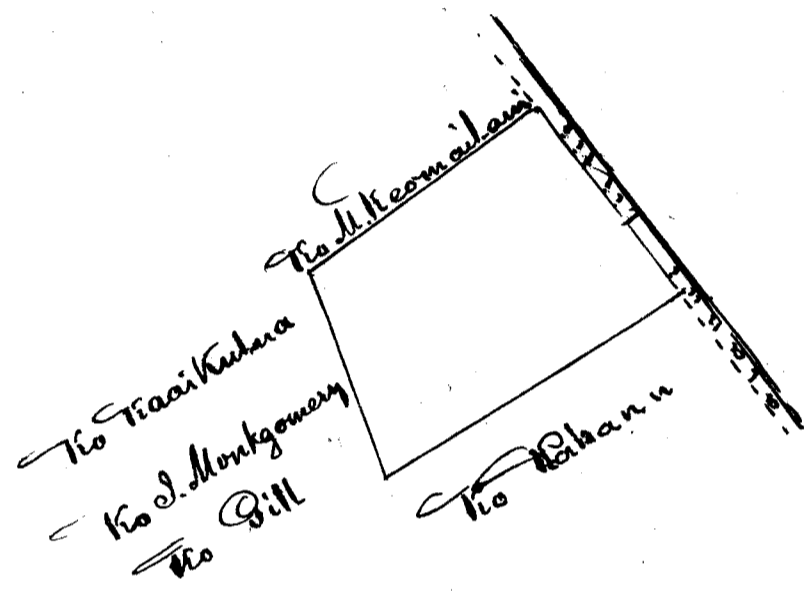
Ke ana o ka pa Hale o Mataua Keoki ma Honolulu Kulana Kauhale.

Koomakua Ke ana ana ma ke kahi aha o Keioi Wahi, a holo aku la ka aoao mua hema  $37^{\circ}$  Hikinika i Kauhaleo  $15^{\circ} \frac{1}{2}$  Kapuai, e pili ana i 'Kahi' alanui liliti e hele ai i ka pa o Keomaitani, huli hema  $61^{\circ} 30'$  Komohana i Kaulapao  $58^{\circ} \frac{1}{2}$  Kapuai, e pili ana i ko Kahamua hale huli aha  $15^{\circ} 30'$  Komohana i Kauhaleo  $8^{\circ} \frac{1}{2}$  Kapuai, e pili ana ia aoao i ko Gill + ko

Isaac Montgomery a One ko Kacitutu Kuli, a holokou i ke Kihiki i Koomakai ke ana ana ekae 56: 30' Kikina i Kaulaas 31-<sup>3</sup>/<sub>2</sub> Kapuui, e pili ana i ka pa o Keomaitani ia Kapauihi, eia Kaili Anaia June 27 1848

G. Richardson

Anana 232 } Kuaa  
Kapuui 14 }



Adjudication of C. 80. John G. Lewis

D!

So incidental expenses of Commission for Claimants	1
action of Board in this Claim on 2 Sep 1846	1
Citation for attendance	50
draft deposition of Claim reduced	1 50
draft Testimony reduced & Engrossed 2 Sep: 41	75
Survey of the lot and Engrossed	3 50
Report of Commissioners on the above Claim this day rendered	50
William L. Lee	
Honolulu Kote Kaula Joasahi	
25 December 1848	12 25
J. M. K. am akau	
M. K. K. am akau	

Claim No 807. Andrew Auld

Residence

This is a claim to a House lot, situated in Honolulu, Island of Oahu.

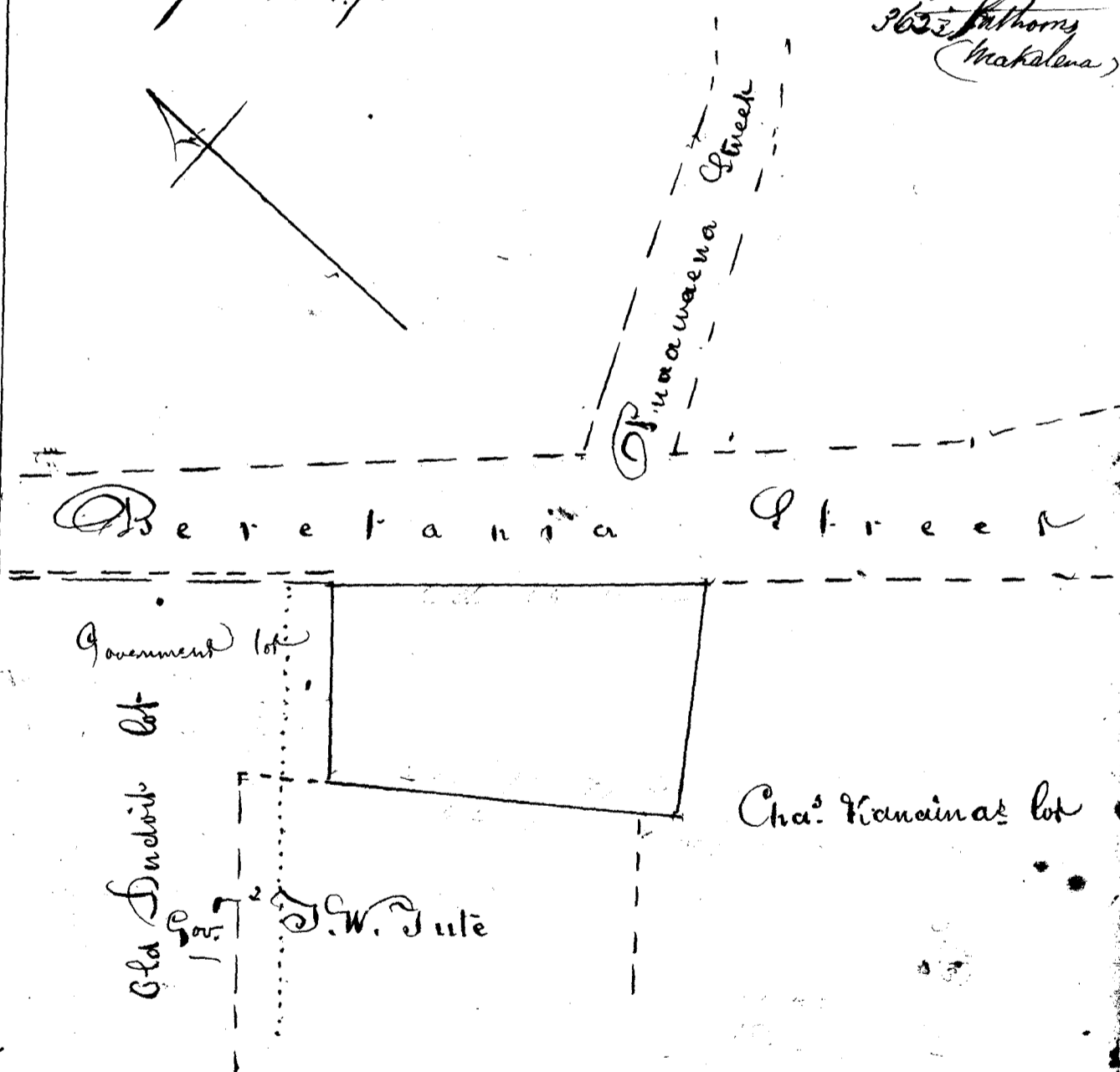
From the Evidence taken in this Claim, it appears, that Richard Charlton, some time in the Year 1827, acting by Virtue of a certain lease of Land from Karaimoku to the said Charlton, for the term of 299 Years, from 5<sup>th</sup> day of October in the Year 1826, gave to the Claimant this lot of Land as a dwelling place; that the Claimant soon after, built a house upon the lot; and has had undisputed possession of the same ever since.

There is no Evidence before the Board, shewing that this lot formed any part of the Land leased by Karaimoku to Charlton; but in the absence of all testimony upon this point, the Board will, for the purposes of this Award, and upon the express understanding that said Award is not to be taken as a precedent or authority, in any Case or Question that may now be pending, or that may hereafter arise respecting the Land leased by Karaimoku to Charlton, make the most favorable presumption possible in favor of the Claimant; and acting upon Mr. Auld's own statement, consider this lot as forming a parcel of said Leasehold.

We do therefore award to the Claimant, Andrew Auld, his heirs, executors and Assigns, the lot of Land described in the annexed Survey; to have and to hold the same during the term of Two hundred and Ninety nine Years from the Fifth day of October in the Year of our Lord one thousand Eight hundred & Twenty six, free of all Quit Rents, Fees or Charges, during the above term. But this Award is upon the following express condition, contained in the aforesaid Lease, namely that at the expiration of the aforesaid term the Land, with all houses, tenements, Buildings, and Improvements thereon, shall revert to the Sandwich Island Government; without any Cost or Charge on the same.

"Andrew Auld's dwelling house lot"  
 Commencing at Mauka E. Corner of this lot, joining  
 lot claimed by C. Kana'ina on Mauka side of Bere-  
 tania St. and running N. 40° 30' W. 2 Ch. 25  $\frac{3}{4}$  ft.  
 along Bere'tania St. to the Old Sudoik lot at Mauka  
 N. Corner of this. Thence S. 47° W. 1 Ch. 12  $\frac{1}{2}$  ft. along  
 the old Sudoik lot to J. W. Tute's dwelling house  
 lot at Makai W. Corner of this. Thence S. 34° 45' E  
 2 Ch. 10  $\frac{3}{4}$  ft. along J. W. Tute's lot, and to Makai  
 S. Corner of this. Thence N. 57° E. 1 Ch. 31  $\frac{3}{4}$  ft.  
 along C. Kana'ina's lot to place of Commencement  
 including an area of 363 Feet 2  $\frac{1}{4}$  (in)  
 January 5 - 1849.

J. Metcalf Cor.  
 363  $\frac{1}{2}$  fathoms  
 (Makalena)



1 Given to Kala'ea after his purchase of Tute's lot for  
 450 added to Gov't lot in exchange by Kala'ea

182

Adjudication of C<sup>l</sup> N<sup>o</sup> 807. Andrew Studd - 5<sup>th</sup>

Incidental expenses of Commission & action of Board in this claim on 17 May 1848	1
Citation for attendance	50
Draft-deposition of Ct. reduced	\$1 75
Draft-testimony reduced & engrossed 17 May 48	2 25
Survey of this lot by J. Metcalf	5
Engrossing do	\$2 1 50
Report of Commissioners this day rendered on the above claim	5
William L. Lee	
Wahauwaha	17
25 December 1848	
J. H. Smith	
J. M. Toomakau	
W. Kaunani	

Claim N<sup>o</sup> 850 Mary Dominis Reclaim

This is a claim to a House lot, situated in Honolulu, Island of Oahu.

From the evidence taken in this claim, it appears that Richard Charlton, by virtue of a certain lease of land from Karamoku to said Charlton for the term of 299 years from 5<sup>th</sup> day of October in the Year 1826, conveyed this lot, as a part and parcel of said leasehold premises, to John Dominis, his heirs & assigns, on 26 day of December, in the Year 1840, for and in consideration of the sum of Six hundred dollars paid to the said Charlton by the said Dominis; and that the said Dominis has built upon, improved, and by himself and representatives, had peaceable and quiet possession of said lot, from the date of the aforesaid conveyance, up to the present time.

There is no dispute about this claim, and we do hereby award the aforesaid lot, generally known

as "Washington place", to John Dominis, his Heirs and Assigns, or in Case he be dead, to Mary Dominis, his Widow, and John C. Dominis, his only Son & Child, and to his, her, or their Assigns, to have and to hold, the same during the term of Two hundred & Ninety Nine Years, from 5<sup>th</sup> day of October in the Year of our Lord one thousand Eight hundred & Twenty six, free of all Rent during the above term. But this Award is upon this Express Condition Contained in the aforesaid Lease, namely, that at the Expiration of the aforesaid term of 299 Years, the Land, with all houses & Tenements, Buildings and Improvements thereon, shall revert to the Sandwich Island Government without any Cost or Charge on the same.

Survey of "Washington Place Honolulu"

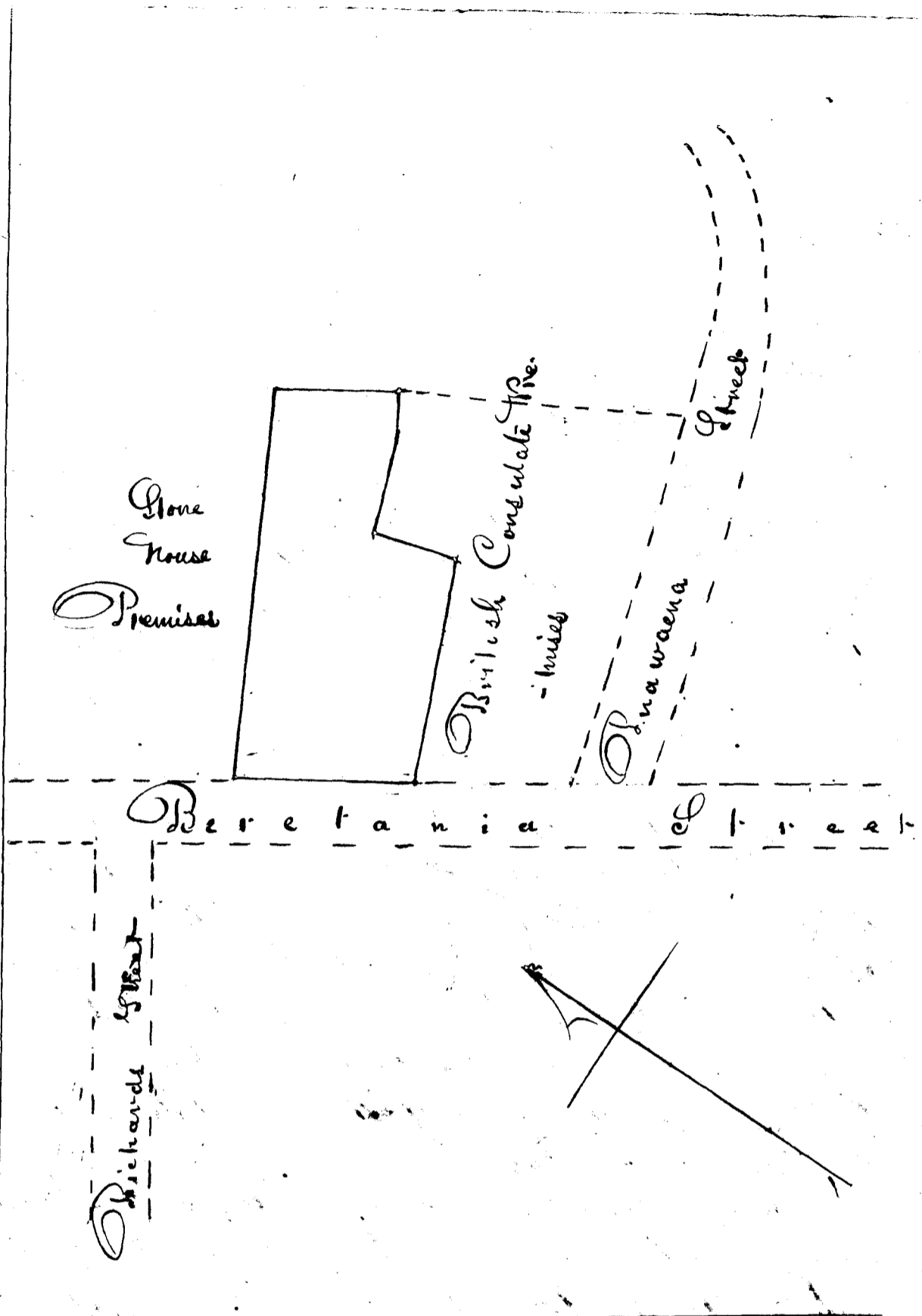
"Commencing at Mahai W. Corner of this lot, joining the "Stone House" lot, on Mauka side of Beretania Street - and Running S 38° 45' E. 162 <sup>3</sup>/<sub>12</sub> Ft. along Beretania St. to the British Consulate Premises. Thence N. 60° 15' E. 211 <sup>7</sup>/<sub>12</sub> Ft. along British Consulate lot to Corner of Wall. Thence North 23° W. 74 <sup>7</sup>/<sub>12</sub> Ft. along British Consulate lot to a corner of the Wall. Thence N. 63° 30' E. 93 Feet to Corner of an adobe house standing in British Consulate premises, slight angle. Thence N 52° 15' E 41 Feet along British Consulate place to Mauka East Corner of this lot. Thence N. 36° 15' W. 116 <sup>10</sup>/<sub>12</sub> Ft. along Mauka side of this lot to "Stone house" premises. Thence S. 54° 45' W. 359 Feet along "Stone house" lot to place of Commencement, Including an area of

Acres & Fractions 308.

Metcal. Sur.

Jan 5. 1849.





Adjudication of C. No 850 - Mary Dominis D<sup>o</sup>

To incidental expenses of Commission for Claimant's	1
action of Board in this claim on 19 June 1848	1
Citation for attendance	50
Draft-deposition of claim reduced with deeds, &c	4 50
Draft-Testimony reduced & engrossed 19 June 48	2 25
Survey of the above lot by J Metcalf	5
Engrossing same	1 50
Report of Com <sup>rs</sup> this day rendered on the above Claim	5
<u>Total</u>	<u>20 75</u>

Hate Hauwila  
25 December 1848

W. L. Lee  
for Mr Kamakay  
of Hauwila

J. H. Smith

Claim No 273. Joseph Booth  
Part 1

Kauai

See P. 102  
For Part 2, 3, & 4.

This is a Claim for a portion of the Estate of Kewalo  
Consisting of the ridge of Mountain pasture known as  
"Kaile".

From the Evidence submitted to this Board,  
it appears that this land, together with certain other  
lands comprised under the general name of "Kewalo",  
was conveyed to the Claimant on the 6<sup>th</sup> day of  
November, in the Year of our Lord 1844, by the Ch.  
Kamehameha III and K. K. Kekuauohi, then Premiers,  
to have and to hold the same during his life, and  
also providing, that upon the death of the said Booth,  
this and the other lands included under the general  
name of "Kewalo", should become the Property of  
S<sup>r</sup> J. C. B. Roche, and his Heirs born within the  
Kingdom of Hawaii; and that if the said Roche  
wished to give away or sell to any person born  
within the Kingdom, and not the Subject of any  
foreign Country, he should be at liberty to do so.  
Such person being Subject to the laws of the Ha-  
waiian Islands.

On the day of Executing the Deed above mentioned  
namely the 6<sup>th</sup> day of September A.D. 1844, the afore-  
said Roche, by virtue of the Powers  
vested in him by said deed, transferred all his  
right, title and interest in said land to the Ha-  
waiian born Children of Joseph Booth, for  
them and their heirs, to have and to hold for ever,  
but not to transfer the lands herein mentioned  
to any foreigner, without the Consent of the Ha-  
waiian Government, or such Authorities as may  
be by them duly authorized.

We do therefore Award to Joseph Booth  
the land of "Kaile", comprised in this Claim, ac-  
cording to the Metes and Bounds of the annexed

Survey of J. Metcalf Esq.; to have and to hold to himself during his natural life; and upon his death, the same is to descend to his Hawaiian born Children, and their Heirs: they being Hawaiian Subjects: to have and to hold for ever.

"Survey of Kaili"

"Commencing at S. Corner of this Land, the Corner of the large Stone surrounding it; the N. Corner of Stone wall enclosing "Little Greenwich" and running along Stone wall, including it, up the Puaa side of this Land to End of Wall at Gulch, Called Puiwa alua, the Mauka E. Corner of this Land. Thence N.  $70^{\circ}$  W. 23 Ch. 52 ft. across Kaili ridge by Kuo'i and Kapoo-Kaholua down on Nuuanu side to bottom of Pali at alapi in land Called Puiwa alua, the Mauka N. Corner of this Land. Thence along down on Nuuanu side, following along foot of Pali to the Mauka boundary of Land Called Kaimuohena; belonging to the Phillips. Thence along Mauka boundary of Kaimuohena up to top of Pali; thence along on upper ridge of Pali; to Makai S. Corner of Kaimuohena. Thence down Pali along Makai side of Kaimuohena to foot of Pali; Thence along foot of Pali and Stone Wall enclosing this Land, to End of wall just below Kapena Falls. Thence along stone wall, including it, forming Makai boundary of this Land, over Kaili Ridge to place of Commencement Including an area of Acres 208  $\frac{2}{3}$

J. Metcalf Esq.

See Page 160 for diagram

Board of Commissioners for Land Claims  
 Adjudication of Part 1. C. 273 Joseph Booth D<sup>r</sup>

To Incidentals Expenses &c of Commission		1
Action, &c of Comm <sup>r</sup> on 1 October 1847		1
Draft-deposition of Claims under No 273	£2	1
Citation for attendance Cell <sup>et</sup>		50
Draft-testimony reduced & Eng <sup>d</sup> Oct-1	£2	1 50
do do " " July 28 and 11 Aug		
1848. Feb. 14. - divided between this and Counter Cl.		
No 85 J. Phillips	£7	5 75
Actions of the Board July 28 & 11 Aug		2
Engrossing Copy of Survey &c of this land as		
Made by T Meale for Claimant	£10	5
Report of Commissioners this day rendered		
on the above Claim		5

William L. Lee D<sup>r</sup>

22 75

Francis

J. G. Smith D.

L. M. Kaimakau

W. Mauwau

Koale Nauwila

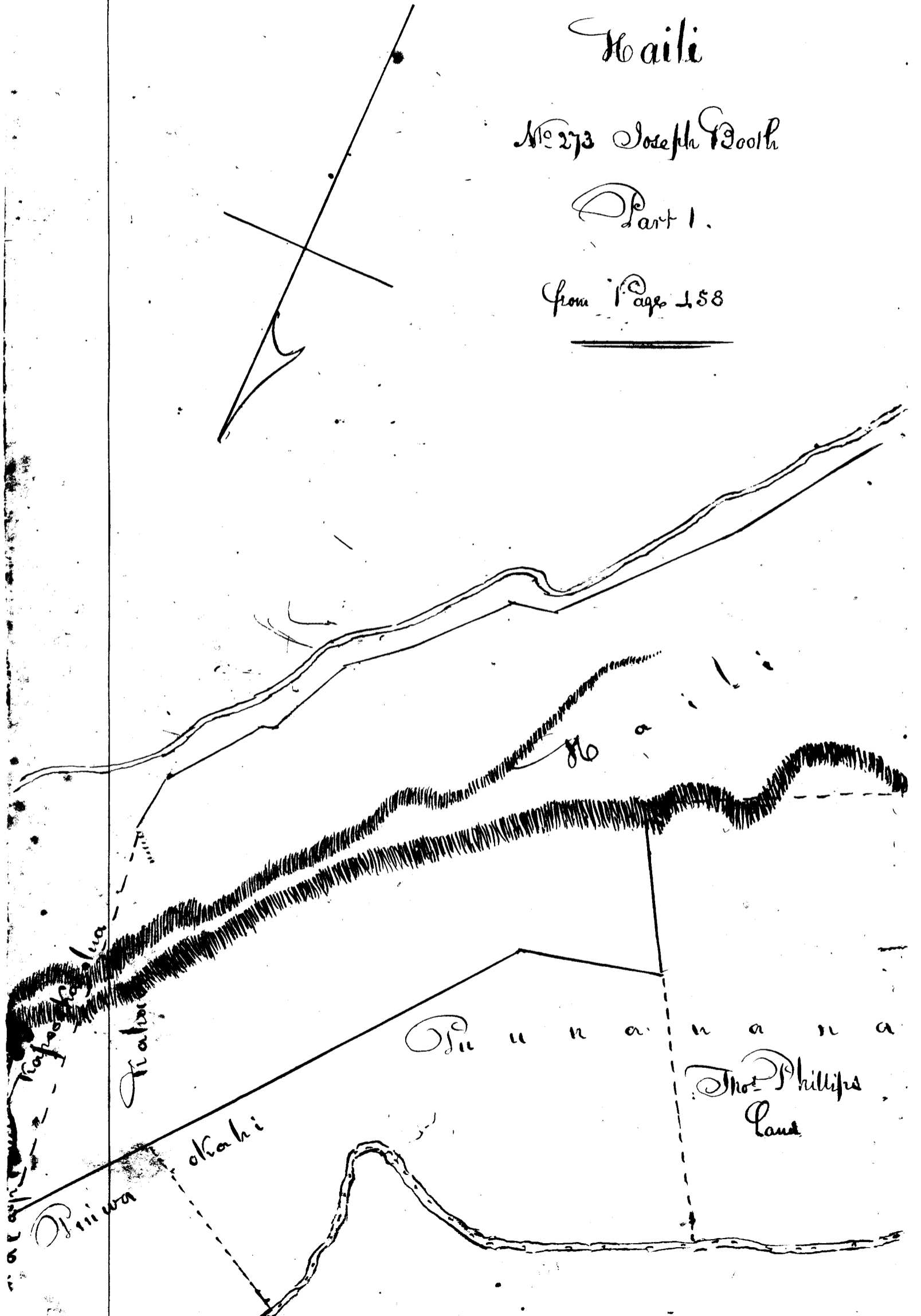
Honolulu 10 January 1849

# Maile

No 273 Joseph Booth

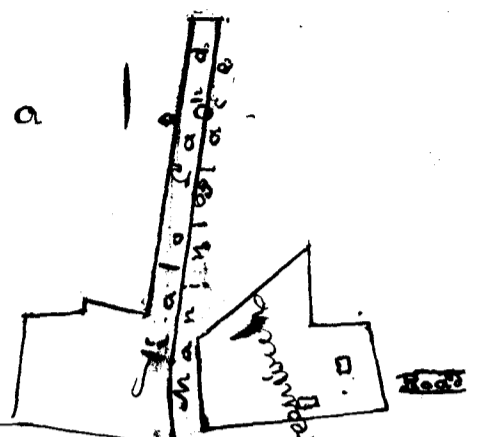
Part 1.

from Page 158



L. 51

K e w a l



W a l l

9 2 6

R

K a p e n a

F a l l s

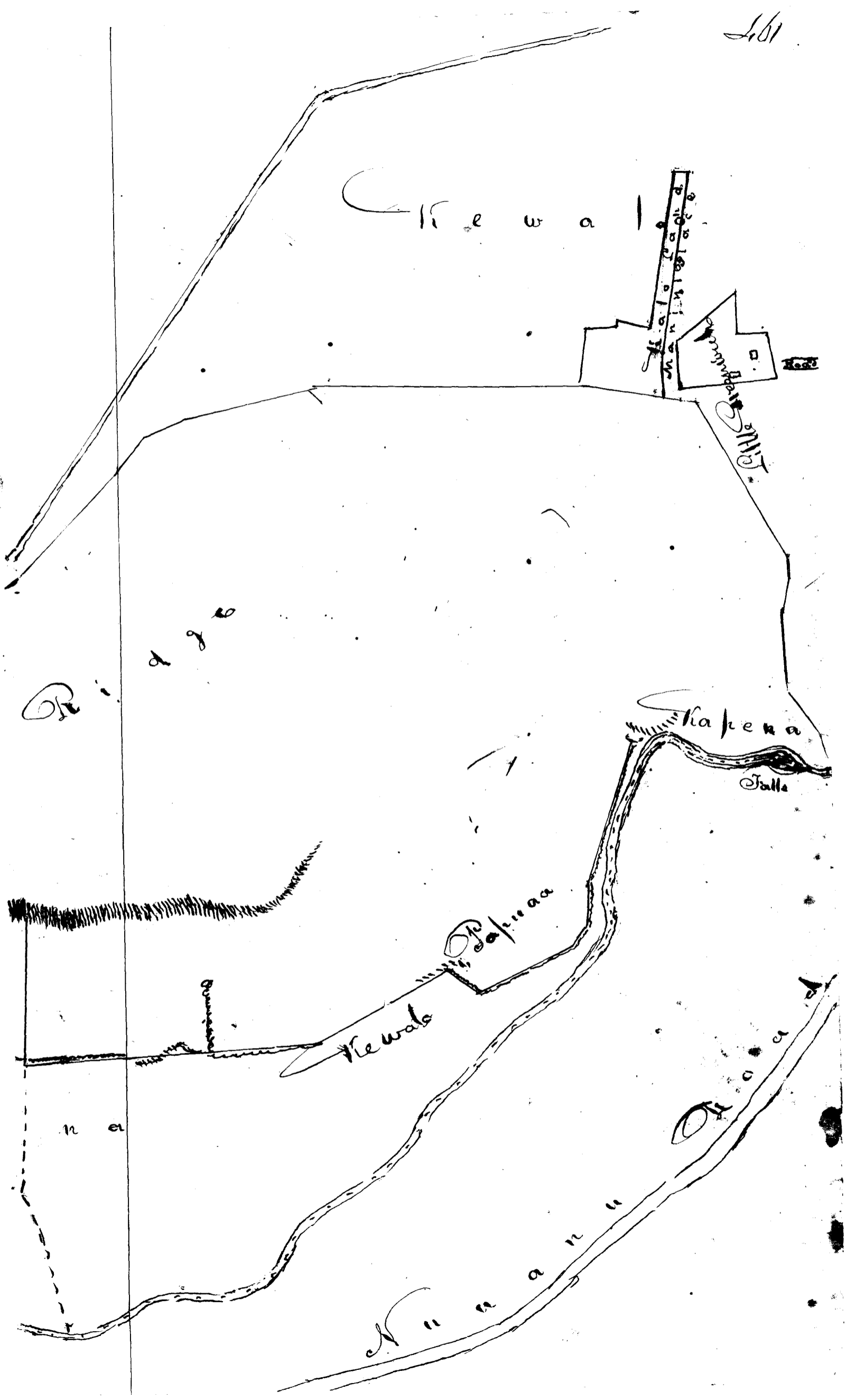
D a p u a a

K e w a l

D a m

n a

K u a n u



Claim No 807 Andrew Auda.

This is a claim to a house lot situated in Honolulu, Islands of Oahu.

From the Evidence taken in this claim, it appears that Richard Charlton, some time in the year 1827 acting by virtue of a certain Lease of land from Karcimotua to the said Charlton for the term of 299 Years from 5<sup>th</sup> day of October 1826, gave to the Claimant this lot of land as a dwelling place; that Claimant soon after built a house upon the lot, and has had undisturbed possession of the same ever since.

There is no evidence before the Board showing that this lot forms any part of the land leased by Karcimotua to Charlton; but in the absence of all testimony upon this point, the Board will, for the purposes of this Award, and upon the Express understanding that said Award is not to be taken as a precedent or authority in any case or question that may now be pending, or that may hereafter arise, respecting the land leased by Karcimotua to Charlton, - make the most favorable presumption possible in favor of the Claimant; and acting upon Mr Auda's own statement, Consider this lot as forming a parcel of said Leasehold.

We do therefore award to the Claimant Andrew Auda, his heirs Executors, and Assigns, the lot of land described in the Annexed Survey, "to have and to hold the same during the term of Two hundred & ninety nine Years, from the fifth day of October in the Year of our Lord, One thousand Eight hundred and twenty six; free of all quit Rents, Fees or Charges during the above term: - But this Award is upon the following Express Condition, Contained in the aforesaid Lease, namely, that at the expiration of the aforesaid term, the land, with all houses, tenements, buildings & improvements thereon, shall revert to the Sandwich

Islands Government, without any Cost, or charge on  
the same. See Page 452

Claim No 829. William Wright

This is a Claim for a house lot situated in Honolulu, Oahu, first in by William Wright, on behalf of himself, his Mother, Nealoha, and his Sisters, Caroline and Rebecca.

From the Evidence submitted to the Board, in this Case, it appears, that Luther Wright, the Father of Claimant, procured this place from William French in November 1837, and occupied the same in peace until the Year 1843, when he died, leaving this lot to the Claimants. Since the death of Luther Wright, the Claimants have held the possession of the Property without any dispute, or Counter Claim from any source, up to the present time.

We do therefore award the aforesaid lot, according to the Records of the Annexed Survey to Nealoha, the Widow, and to William, Caroline and Rebecca Wright, the Children of Luther Wright, to have and to hold, a freehold Estate less than allodial in the same; which freehold, they may commute for a fee-simple title as prescribed by law.

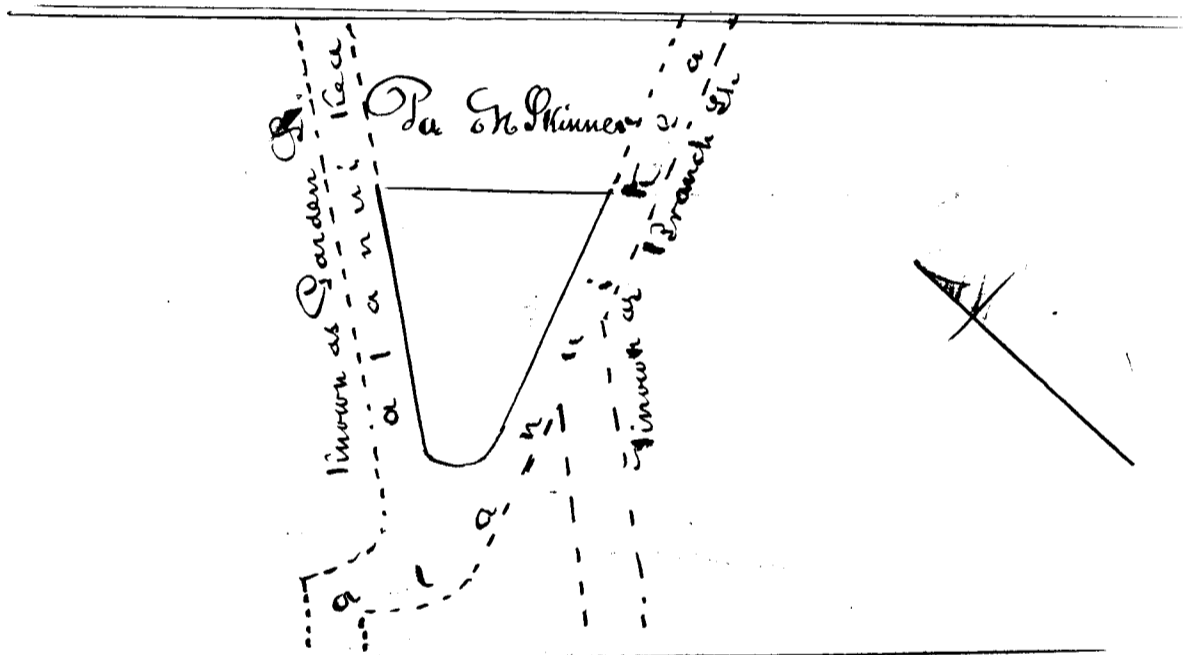
" Ke kii o ka pa o W Leika ma Honolulu, Oahu, Maikai i ke o ka pa o H Skinner, e koomaka ana i ke ana ana ma ke kii Komohana o ka pa o H Skinner, e pili ana no i ke Alanui Kea.

A moe ake ka aooa mea kema 38° 30' pihina i Kaulahao 8 7/2 Kapuai hiki i ke kii kema o ka pa o H Skinner; e pili ana no i ke Alanui Kea kuli kema 76° 30' Komohana i Kaulahao 31 Kapuai, hiki i ka anakee o keia pa e kuli a ai a holo itikualata, kuli kema 78° Komohana, a holo itiki 6 7/2 Kapuai, kuli ake 73° Komohana, a holo itiki 3 7/2 Kapuai, kuli



akau 52° Komohana, a holo iki 1  $\frac{7}{12}$  Kapuai,  
 huli akau, 14° 30' Komohana, a holo iki 6  $\frac{7}{12}$   
 Kapuai, o na anahee liliu keia o kahi huatata,  
 ulaita, hiki, kahi e huli ae ai a holo holo lei  
 aku i kahi i hoomakahi ke ana ana akau  
 42° hikiina i Kaulahao 27  $\frac{7}{12}$  Kapuai. Eia na  
 ili 117 Ahana } Kuea  
                   9 Kapuai }  
 Anaia Dec 19-1848.

J. Watanikakua



Land Commission - C. N. 849. William Wright Dec 17

Incidental Expenses of Comm <sup>n</sup>	1
Action of Comm <sup>n</sup> on 9 June 1848	1
Citation	50
Draft deposit <sup>n</sup> of Claim to deed Copying	2
" Testimony 9 June reduced	2
Survey by J. Watanikakua Aug <sup>r</sup>	3 50
Report of Commissioners this day rendered on the above Claim	2 50
William L. Lee	
Francis	
M. Smith	10 50
J. M. Hamakua	
J. Kaurani	

Honolulu  
 Kate Kaulaite  
 10 January 1849

C. 719 Stephaniah Sampson

468

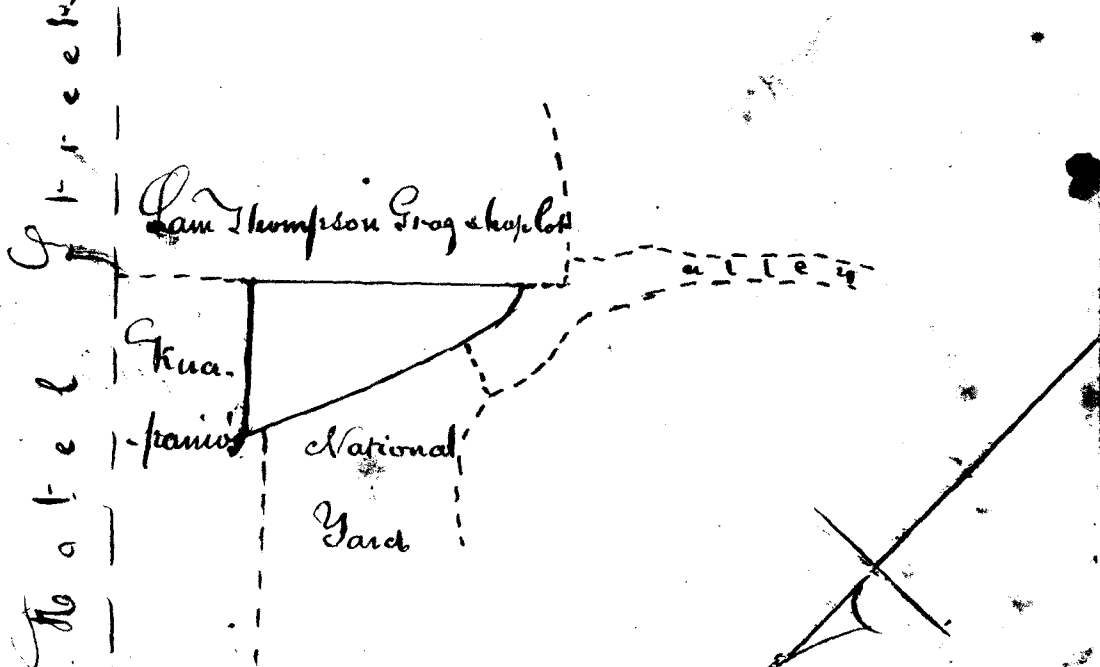
This is a claim to a house lot situated in Honolulu, Island of Oahu.

From the Evidence offered and taken in this claim it appears that the Claimant has had uninterrupted possession of this lot ever since the Year 1832.

This quiet and peaceable possession for the period of 16 Years, renders the Claimant's title clear under the first Rule prescribed for the action of the Boards - And we therefore award to Stephaniah Sampson - a freehold Title, less than allodial in said lot, which Title, said Claimant may commute for a fee-simple title to said lot, upon the terms prescribed by law.

The boundaries of the above awarded lot are described in the annexed Survey.

"Commencing at Mauka E. Corner of this lot joining the P. Thompson Grog shop lot owned by James Robinson & Co. and Kuapanio's lot, and running N.  $43^{\circ}$  W.  $52^{\circ}$   $\frac{8}{12}$  ft. along Kuapanio's lot to Mauka N. Corner of this. Thence S.  $26^{\circ}$  W.  $46^{\circ}$   $\frac{7}{12}$  ft. along Kuapanio's & National State Yard to slight angle. Thence S.  $17^{\circ}$   $15'$  W.  $37^{\circ}$   $\frac{7}{12}$  ft. along National yard to Gate post. to alley leading to Chapel St. - Thence S.  $11^{\circ}$  W.  $17^{\circ}$   $\frac{7}{12}$  ft. along alley to slight angle. Thence S.  $15^{\circ}$  E. 10 ft. to extreme Maikai Corner of this lot. Thence N.  $45^{\circ}$  E.  $1^{\circ}$   $\frac{1}{12}$  ft. along James Robinson & Co. lot to N. Corner of Stone House slight angle. Thence  $49^{\circ}$  E.  $23^{\circ}$   $\frac{7}{12}$  ft. to place of Commence. Includes an area of 74thoms 86 feet 9  
Jan 5 1849. J Metcalf Sur



Land Commission. Adjudication of Case No 719 T. Sampson  
 S!!

To Incidental Expenses of Commission	1
action of Board on 31 Jan. 1848	1
Citation	50
draft-deposition of Claim reduced	1
draft-Testimony Red. & Eng. 31 Jan. 41	75
Survey by J. Metcalf of this lot	5
" engrossed	1
Report of Commissioners this day rendered on the above Claim	5
Honolulu	15
Keolu Kāhala	25
10 January 1849	

William L. Lee  
 I. M. Smith  
 J. M. To am akau  
 L. H. Haurauri

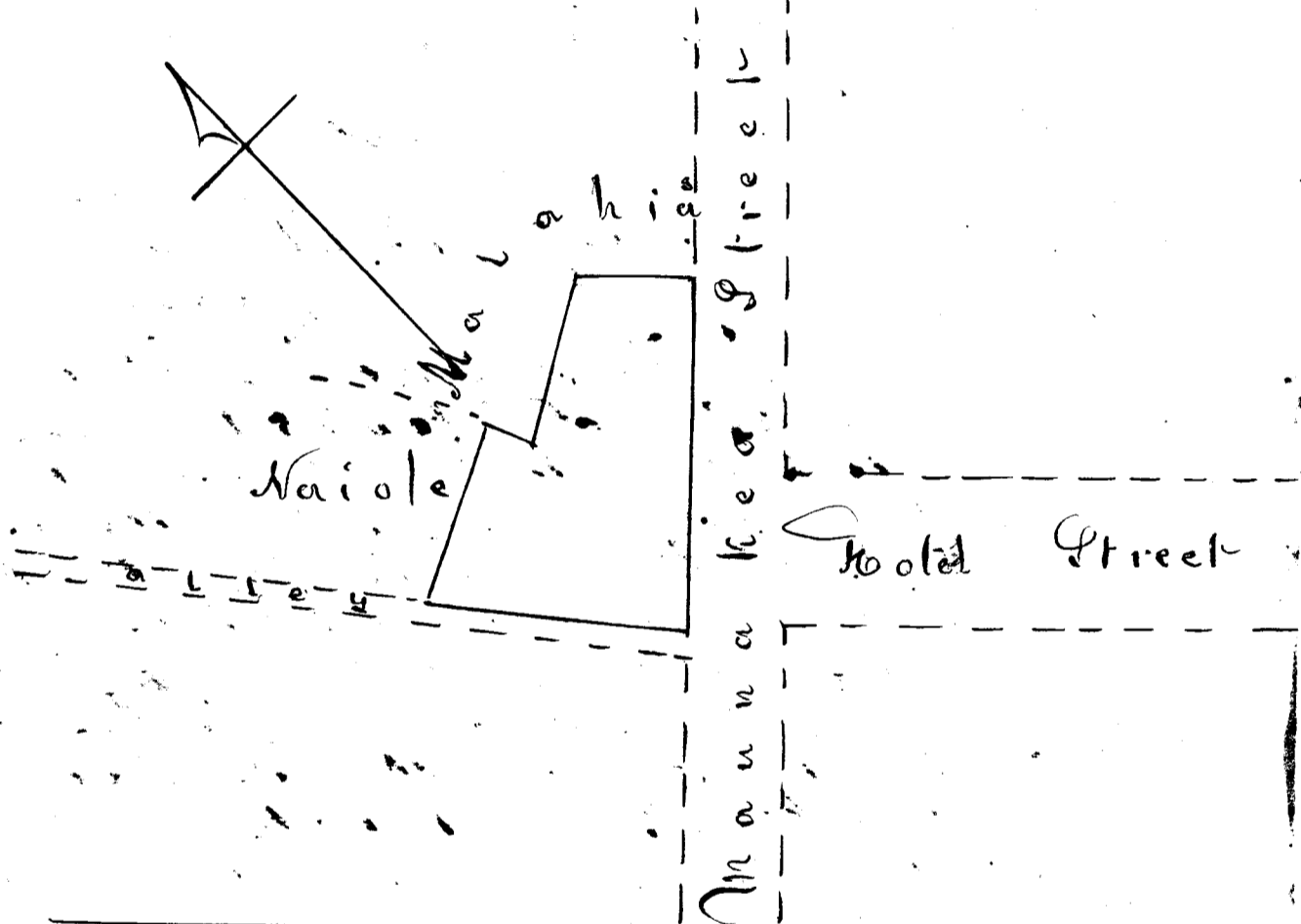
C. No 634 John Michel.

This is a claim to a house lot, situated in Honolulu Oahu. From the evidence submitted in this claim, it appears, that at the time of laying out the streets of Honolulu in 1837 or 1838, the Claimant was in possession of a piece of land, (which he states) was given to him by Kamehameha I, to occupy as long as he lived on this Island; that in making Maunakea St. said piece of land was badly cut up; and Claimant made application to the present Governor, of Oahu G. E. M. Kekuanana, for another piece; whereupon the Governor gave him the lot he now claims. And he immediately fenced it; built upon & occupied the same; which occupation he has continued down to the present time.

In the opinion of the Board, this claim is a clear one; and we do hereby award to the Claimant John Michel, a feehold title less than allodial in said lot; according to the metes and bounds of the annexed Survey made by J. Metcalf Esq.

on 3<sup>rd</sup> day of April A.D. 1813. which freehold or life estate he may commute into a fee-simple title as prescribed by law.

Survey - "Commencing at S. & E. Corner -  
 (at hidden Monument) and Running N. 47° E. 84 ft 5 in  
 thence N. 41.30° W. 27 ft 6 in. thence S. 59° W. 43 ft  
 thence N. 15° W. 11 ft 6 in. thence S. 66° E. W. 45 ft  
 thence S. 37° E. 61 ft 6 in. to place of Commencement  
 including 13 Rods 11 1/2 feet.  
 Honolulu April 3. 1813. J. Metcalf Sur.



Land Comm<sup>n</sup> - Adjudication of C. 631 John Michel

To Incidental Expenses of Commission	1
Action of Board on 8 December 1817	1
Citation	50
Draft deposition of C.	1
" Testimony Reduced & eng <sup>d</sup>	75
Engrossing J. Metcalf's Survey Comm <sup>n</sup> & Cated	50
Report of Commissioners this day rendered on the above claim	5
<b>Total</b>	<b>975</b>

Honolulu  
 Kate Kaniwila  
 10 January 1819

William L. Lee  
 Joane Si  
 W. Smith  
 S. M. Kamaokau  
 S. Kamaikai

Claim No 361, John White from Page 395

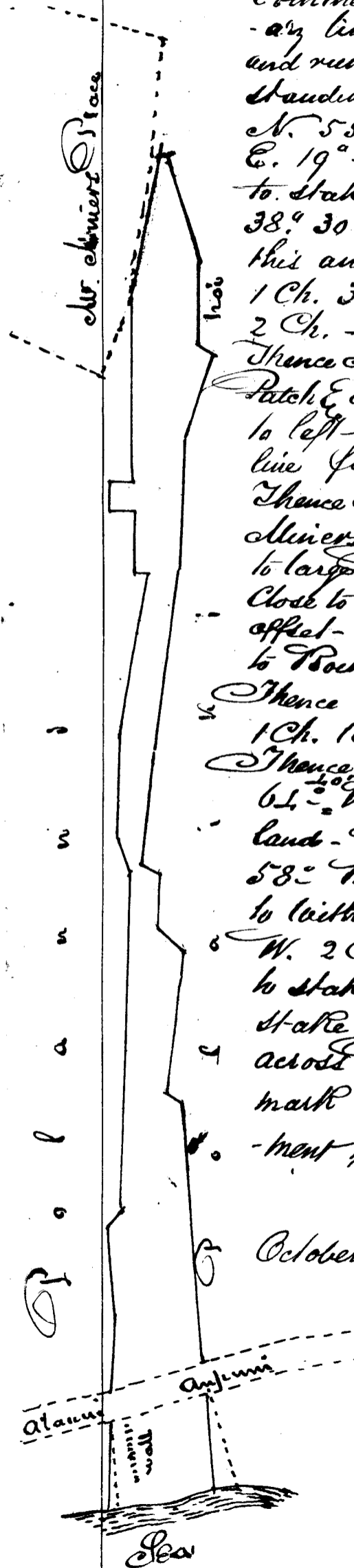
"Polauiki joining the Sea"

Commencing at stake at high water mark on ground - a line between this and the land called Polauiki and running N. 60° 15' E. 3 Ch. across St. & H. stake standing 15 links S. & E. of small *Hekei* tree. Thence N. 55° E. 1 Ch. 25  $\frac{3}{2}$  ft. to stake. Thence S. 74° E. 19  $\frac{3}{2}$  ft. to stake. Thence N. 58° E. 5 Ch. 13  $\frac{3}{2}$  ft. to stake at narrowest point of land. Thence N. 38° 30' E. 29  $\frac{3}{2}$  ft. (always following line between this and Polauiki) to stake. Thence N. 58° 15' E. 1 Ch. 36  $\frac{1}{2}$  ft. to stake. Thence N. 65° 30' E. 2 Ch. 41 ft. Thence right angle to left. 12 ft. Thence N. 57° E. 2 Ch. 15  $\frac{3}{2}$  ft. to corner of *Vialo* Patch & at 1 Ch. from point of last line offset 23 ft. to left - and run on parallel 26 ft., then back into line for purpose of including 2 *Breadfruit* trees) Thence N. 55° E. 2 Ch. 7  $\frac{3}{2}$  ft. to stake S. side of *Miners* Wall. Thence N. 69° 30' E. 2 Ch. 15  $\frac{10}{2}$  ft. to large *Rock*, extreme E. boundary of this land. Close to and opposite of Gate in *Miners* wall. Thence offset - 12 ft. to S. Thence S. 50° W. 1 Ch. 52  $\frac{3}{2}$  ft. to *Rock* at *Vialo* Patch. Thence S. 60° W. 1 Ch. 12  $\frac{1}{2}$  ft. Thence S. 2° 30' E. 17  $\frac{3}{2}$  ft. Thence S. 71° 30' W. 1 Ch. 16  $\frac{1}{2}$  ft. to *Makahi* side of *Vialo* Patch - Thence S. 62° 15' W. 2 Ch. 5  $\frac{3}{2}$  ft. Thence S. 61° W. 1 Ch. 45 ft. to narrowest point of this land. Thence S. 2° W. 19  $\frac{10}{2}$  ft. Thence S. 58° W. 49  $\frac{1}{2}$  ft. Thence S. 44° 30' W. 40  $\frac{3}{2}$  ft. to within 2  $\frac{3}{2}$  ft. of *Hekei* tree. Thence S. 65° W. 2 Ch. 6 ft. to stake. Thence S. 6° E. 17  $\frac{3}{2}$  ft. to stake. Thence S. 54° 30' W. 1 Ch. 27 ft. to stake. Thence S. 53° 15' W. 2 Ch. 41 ft. across *Road* and to stake at high water mark 1 Ch. 46  $\frac{10}{2}$  ft. from point of Commencement; including an area of

Acres 1.  $\frac{6}{10}$  (726 ac<sup>re</sup>)

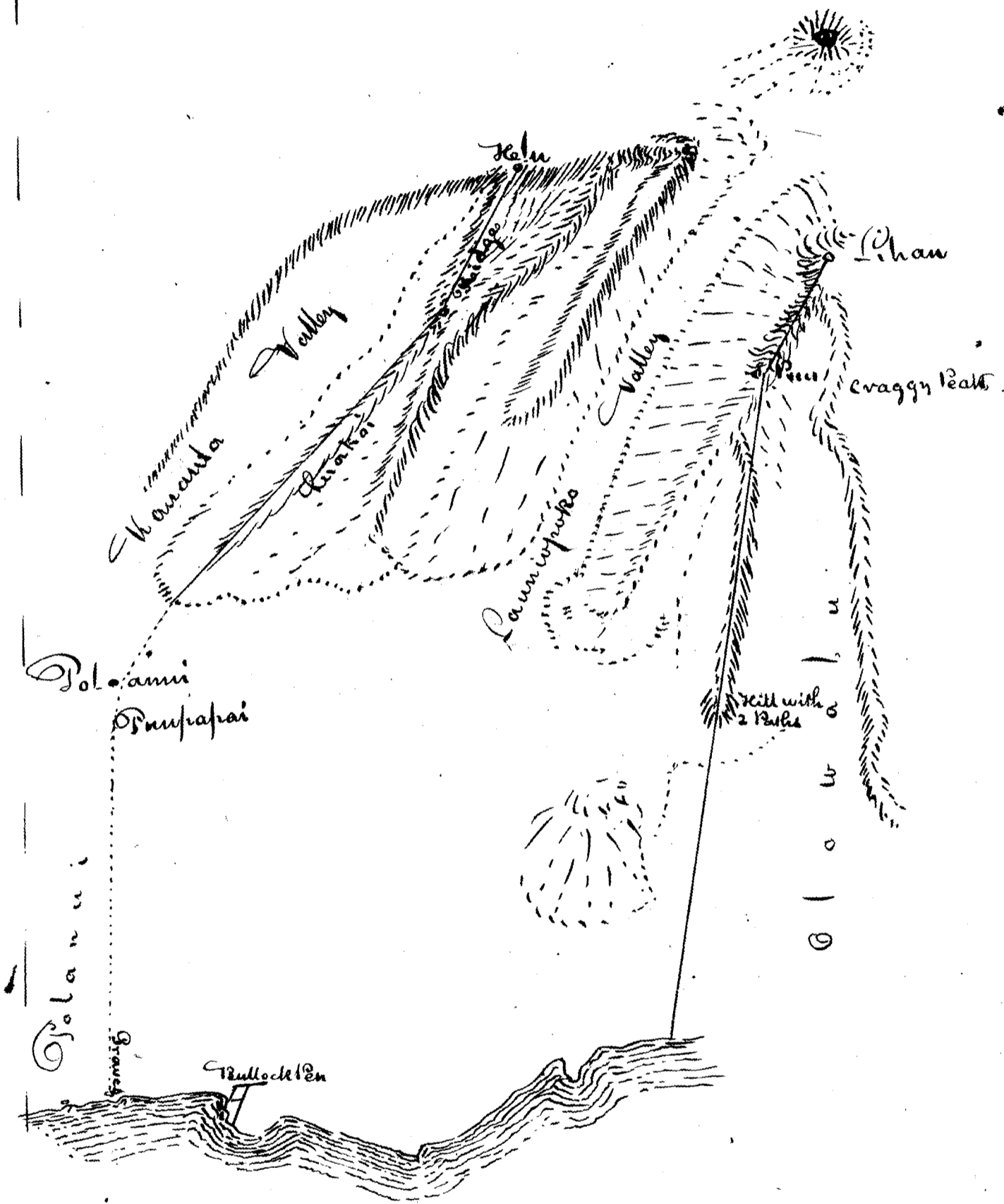
October 13, 1846.

(J Metcalf. S<sup>er</sup>: 361)



(Note: There is no bearing of Compass Points appended. J.M.S. Sec)

Continued from Page 231. C. 82 J. Phillips



1/2 Scale

## Claim No. 3. Catholic Mission

Continued from Page 150.

This is the last of the series of claims, denominated "Catholic Mission Claims", which have been presented to this Board for adjudication by the Rev. P. J. Maigret, and consists of a tract of land granted on the 10<sup>th</sup> day of November A. D. 1845, and signed by Ioane Ti and M. Kekuanaoa as Trustees for Victoria Kiamamatu. The signature also of Pitiroi is attached immediately under the Grant, and those of the King and Peoni-tia as approvers.

There is nothing specific in the deed on which the present claim is founded, upon those points which usually characterize such Instruments: neither consideration, term of years, nor Transferee, while much particularity is observed in defining the conditions of the Grant, and the boundaries of the land are given.

From the circumstance however of the object of the Grant relating only to the Catholic denomination, and that body being then, and to the present time, exclusively represented by the French Bishop Maigret formerly Apostolic Prefect; and the claim coming from him in connection with the preceding ones of the same class, and at the same time, - it may be safely adjudicated with them, being confirmed by the testimony of the Grantors, before the Board.

The following is the translation of the original document which gives rise to the claim, as rendered into English by his Honor Judge Andrews for the Board.

### "Site for a Catholic Seminary"

"We hereby set apart a certain piece of land at Ahumanu on Oahu for the purpose"

"1 of teaching scholars the use of letters, such as reading arithmetic, writing, geography, and such like studies, tending to mental improvement."

"2 When the scholars shall be well versed in the above they shall be taught some foreign language, calculated to improve their minds, such as the Latin or French"

languages, together with ancient & modern history, according as the scholars shall be fitted to proceed.

3. Both teachers and scholars shall energetically aim at whatever may be for the good of this Kingdom.

4. They shall yield obedience to his Majesty the King of the Islands, and all other Chiefs under him.

5. For the present, there shall be but two Teachers, and they Catholics.

6. The number of the Scholars to be admitted will depend on the quantity of food which can be produced on the land; and other items for the accommodation of the school.

7. The Teachers shall have power to make Rules regulating the school; but they shall be subject to the inspection of the Rulers, if they desire it.

8. If the Chiefs wish to choose a Trustee to oversee, with the Teachers, as to the personal welfare of the scholars, it is at their option so to do.

The following are the boundaries of the land. The beginning of the boundaries is from a strip of land running from the mountain; which strip or ridge is called "Nanai Kualoa"; from that Ridge the line runs towards the Sea, towards a certain hillock; thence to the house of Ho-o-ketee; thence to a kukui tree towards the Sea from the house; thence the line runs to the Westward to a stream of water; then straight forward to the sharp point of a hillock called "Kilakea nua nua"; thence forward toward the mountain to a precipitous valley; from said valley to the Ridge of "Nanai Kualoa" the place of commencing the boundaries.

This place shall become a site, with all its privileges, for a seminary before mentioned, according to the law of the Hawaiian Islands, and on the terms above stated: but any thing done contrary to the above agreement shall render its possession liable to be forfeited.

For the true fulfillment of these conditions, we hereunto set our names this 10<sup>th</sup> day of November A.D. 1825 at Honolulu Oahu Hawaiian Islands Signed Ioua Pitkoi

Signed Kamehameha  
Keoni Aia

John J. } Trustees  
M. K. K. } for  
- 1825



By the preceding Instrument, it will be seen that the present Grant consists, in "a certain land being set apart for a special purpose"; which purpose is made known with great particularity & precision - and that, "any thing done contrary to the above requisitions, shall render its possession liable to be forfeited;" and is of the same character as those which have been granted in so many instances by this Government both to the Protestant and Catholic denominations for the prosecution of professedly Religious and benevolent objects.

We accordingly award the land included in the present Claim according to the terms and conditions set forth in the original grant, as a freehold estate less than allodial, to the Roman Catholic Church of the Hawaiian Islands; over which the Rev<sup>d</sup> P. B. Maigret is at present Bishop: as the title thus conferred, inures in a public body, and not in any individual, it must be coextensive with the existence of that body, in order to constitute a freehold or life estate; and is as perfect, and ample a title as the subject of its bestowment can embrace - an allodial title could not extend it in time; nor dispense with its conditions.

For the purpose of greater precision & clearness in the description of the above land, the following metes and bounds as given in the Survey of S. Metcalf are those recognized and approved by the Board.

All Possessory rights of Native Tenants in any parts of the lands included in the present series of Claims, are required by the law of 1839 to be respected -

"Notes of Survey of 'Mhuimanu' in 'Keeia', Koolau  
Oahu. for the French Catholic Mission"

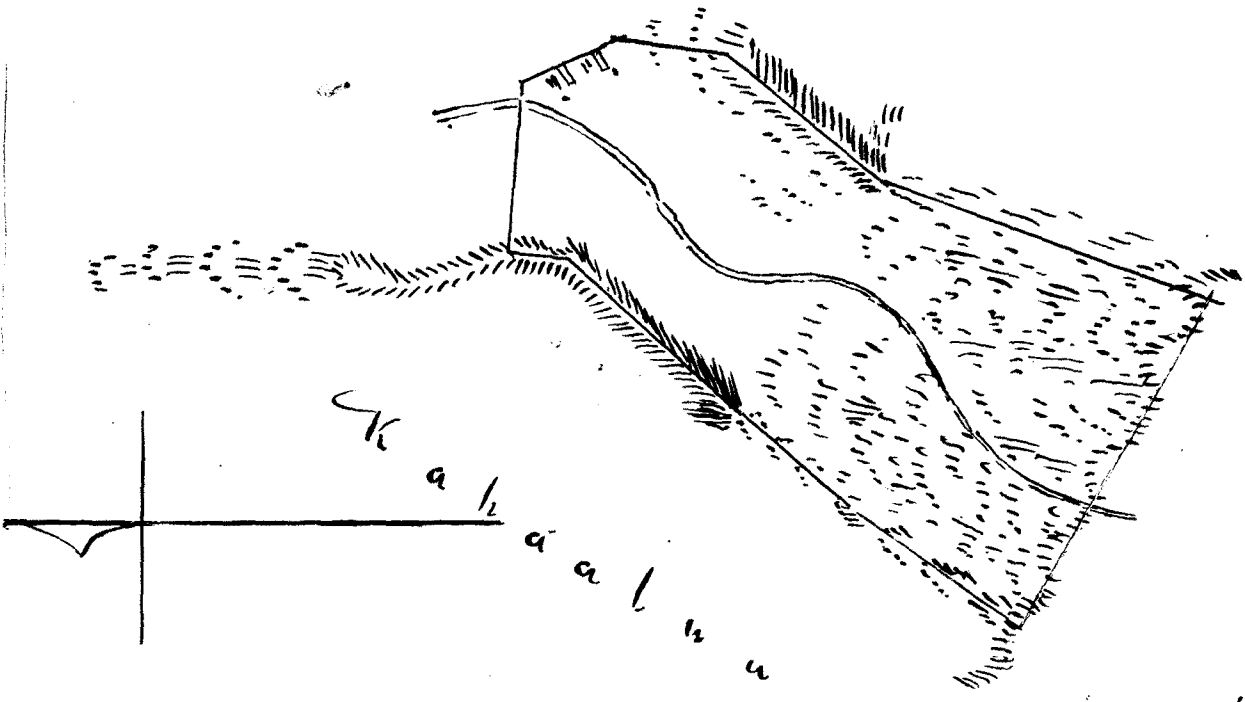
"Commencing at Muku tree at Mahai N. E. Corner  
of this land and corner of wall enclosing College grounds.  
And Running N. 89° 45' W. 19 Ch. along Mahai loah  
across stream and up to Cauchata tree on top of Ridge  
Called Kilo Keauenuu at Mahai N. W. Corner of this  
land to land Called Kahaaluu. Thence S. 1/2 W. 5 Ch.  
39 1/2 ft. along on top of Ridge to red spot at bend.  
Thence S. 40° 30' W. 23 1/2 Ch. along Ridge to peak at foot  
of inaccessible pali. Thence S. 16 Ch. 39 1/2 ft. up to high  
bush on peak directly above Kilo Keauenuu Ridge.  
Thence S. 32° 15' W. 22 Ch. up to highest mountain peak  
above Kilo Keauenuu Ridge at S. W. Corner of this land.  
Thence S. 63° 30' E. 39 Ch. 20 ft. along on top of mount-  
ain to highest mountain peak directly above Ridge  
Called Nanaihuatooa. Thence N. 16° 45' E. 36 Ch.  
59 5/12 ft. down ridge to Peak at foot of inaccessible  
Pali. Thence N. 38° 15' E. 22 Ch. 13 1/2 ft. along down  
on top of Nanaihuatooa ridge to stake at upper  
mahai bank of it. Thence N. 5° 15' E. 11 Ch. down  
to bottom of Ravine even with E. wall of College  
ground. Thence N. 25° 30' W. 10 Ch. 37 1/2 ft. up to  
and along wall to place of Commencement -

Including an area of Acres 216 1/2

May 17. 1848

J. Metcalf, Sr.

P. S. 126 acres of the above are an inaccessible Pali.



174  
 Hale Kaula  
 W. L. Lee  
 J. M. Smith  
 I. M. B. am am am

Costs of

Adjudication of Cl. N<sup>o</sup> 39, 40, 41 and 43 Catholic Mission Rev<sup>d</sup> & Maizes

To Incidental expenses relating to Land Claims	\$	1
" Action of Com <sup>n</sup> in above claims 39, 40, 41		3
" Citation 50 <sup>th</sup> dr. depos <sup>n</sup> of Claims reduced \$1. 50 <sup>th</sup>		1
" Testim <sup>l</sup> Rev <sup>d</sup> & Eng <sup>d</sup> on the above 3 Cl. 1 July 1846	\$13	9 75
Report rendered by Com <sup>n</sup> on 39, 40 41 - 3 cl.		15
Engrossed Copy of Reports &	\$16	8
	\$	37 75
action of Com <sup>n</sup> in Cl. 43 1 July 1846		1
draft dep <sup>t</sup> of Cl. in engrossed deed of Grant	\$3	1 50
Report of Com <sup>n</sup> this day rendered and copy	\$10	10
Amount Remitted by decision of the Board		50 25
affecting all Costs attending claims of benevolent Societies. not involving actual outlay by the Commission - as Surveyors.		
\$5 <sup>00</sup> to the Board for Surveys in Cl. N <sup>o</sup> 39, 40, 41		15
19 January 1849 " other Costs relinquished by Com <sup>n</sup> in Cl. 43		20
		35

Claim N<sup>o</sup> 635. Kawaiakao Church.

This is a claim made by the members of the First Church of Honolulu for their Church lot situated in the district of Kawaiakao in the Town of Honolulu, Island of Oahu.

In support of this claim, there has been submitted to the Board, the following deed of conveyance, made and executed by his Majesty Kamehameha III and her highness Nēkāūluchi on 21<sup>st</sup> day of July in the Year of our Lord 1842.

" He palapala koolilo no ka hale hale pohaku e ku ana ma Kawaiakao ma Honolulu.

O mana no o Kamehameha III  
 Ke alii nui o Ho Kawai nio pae aina  
 a me Nēkāūluchi Ke Kuhina Nui o  
 Ke Aupuni, Ke koolilo aku nei mana  
 i keia la i ka kuhini pohaku e ku ana  
 ma Kawaiakao ma ke Kulanakauhale

o Honolulu no na hoahanau Ekalesia a  
 pau i hana pu me maua i kua hale, a  
 haawi pu i ka lako waiwai no keia  
 hana maikai. No lako keia hale  
 a mau loa aku, a no ka poe hoi e manao  
 like ana me lako ma ka pono o ke  
 Akua, a e hoomana ana i ke Akua iloko  
 o keia hale e like me keia poe hoahanau  
 Ekalesia ma keia hope aku, a o ka poe  
 hoomana like ele me keia Ekalesia, aole a  
 lako waiwai iloko o keia hale a me keia  
 pu.

I akaka ke ano o ka manao i ma-  
 waoia i keia Ekalesia a i kuhikuha ole  
 hoi na hauna mahope aku ma ia mea  
 na pono no ke palapala a paa ma keia  
 pepa, na mea nui iloko o ka manao o  
 keia Ekalesia penei. Ke manao nei  
 ka lako ia Iehowa e noho Akua ana ia,  
 aole ona kumu, aole loa oia e pau aku,  
 aole ona ano hou ae, aole hoi oia i ikeia  
 e na maka o ke kino, aka, e noho ana  
 no oia i na wahi a pau loa, ke ike nei  
 no hoi oia i na mea a pau, ke mana loa,  
 ke akamai loa, ke pono loa kona, noma hoi  
 keia nani keia nani, keia maikai keia  
 maikai a pau loa, nana no i hana ka  
 honua, a me na lani, a me na kanaka,  
 a me na anela, a me keia ao keia ao, a  
 me na mea a pau loa iloko o laila, o ka  
 hoomau a me ka hoomalu kona i na  
 mea a pau manuli o kona makemake  
 iho no; oia wale no ke Akua, a o keia mea  
 keia mea e ae a pau i ka poe ke Akua, ke  
 lapuwale lako, ke hana na ka waha-  
 hee

He manao nei no hoi kakou i ka  
Palapala hemolele, o ke Hauoha kahiko  
a me ke Hauoha hou, o ka olelo ia a ke  
Akua, he oiaio, he hemolele, he kumu  
hookahi wale no ia no ka manao ana  
a me ka malama pono ana i ke  
Akua.

He manao nei no hoi kakou na  
hanaia ke Kanaka i kinohi manuli  
o ke ano o ke Akua, he maemae, he pomai-  
kai hoi, a ua haule ia i ka hana  
heua ana, a notaila ma ko Kanaka  
aoao maoli, aia no maloko o ka huwa,  
a me ka make na Kanaka a pau o  
na hanauna a pau loa.

He manao nei no hoi kakou  
ua olelo hoopomai mai la ke Akua  
no kona aloha wale mai, e haawi mai  
i ka Aola e ola i, a manuli no hoi o  
kana olelo hoopomai, ua hoouna mai  
no ia i kana Heiki i ke ao nei i hanaia  
e ka wahine manuli o ke ano o ke  
Kanaka.

He manao nei no hoi kakou  
i ka Hea ia Iesu Kristo o ke Heiki ia  
a ke Akua, ua make no ia ma ke Hea i  
Kalahala no ka huwa o kakou, a no na  
huwa hoi o ko ke ao nei a pau; he oiaio  
no hoi ke ola i kona Hea, o ke Kala  
ia mai o ka huwa, a me ka hooponoia  
mai, a ola mau loa no ka poe pono a  
pau i manao ia ia, aole inoa eae  
i haawi ia mai malalo nei o ka Lani  
i wana, na Kanaka e ola ai kakou,  
ia ke alii o Zina, nona ka mana a pau  
na ka Lani a me ka huna; ia ka

huna Kanawai nana e hoopai i ka poe ala  
a me ka poe make.

Ke manao nei no hoi kakou i ka  
Ukane hemolele ka Ukane o ke Akua, oia ke  
hoikeike i Kanaka i ke lakou heua, oia ke  
hoopahashas ia lakou ma ke ano o ke Akua,  
i pono a me ka hemolele, oia ke hoomatukau  
ia lakou e noho mau loa ma ka lani.

Ke manao nei no hoi kakou, he  
Kalesia ko ke Akua ma ke ao nei, a o kana  
mea ia i manao ai e hoonohe pono ai i na  
lahuitanaka a pau, a e hoolilo hoi i mea  
e nani mau loa; a he manao mahelehele  
Kona i ka poe a pau i hooauau houia  
ma ka olelo maikai a ka palu e hoolilo  
lakou ia lakou iho i ohua no Kona Kalesia,  
a e hele pu imua o Kona alo me ka naau  
hemolele ma Kona mau Kanawai a me kana  
mau eihana a pau ana i Kaula mai ai  
ia lakou.

Ke manao nei no hoi kakou i ke  
ala hou ana o ke Kanaka Kimo, a i ka  
ahaolelo ana i ka lani o ka palu, a i  
ke ala mau loa ana o ka poe pono, a me ka  
make mau loa ana o ka poe huwa.

Eia no hoi keia, o na auu haipule  
a pau i like ole ko lakou manao me keia i  
hoakakaia ae nei ma keia pepa, oia hoi o  
ka poe hoomatukii, a me ka poe puhi i  
ke Akua mona Kii, o ka poe manuli o ke  
Ka Pope uao, o ka poe hoolo ia Jehova a  
hoolo i ke Kahiko ana o ke Akua, o ka poe  
hoolo i ke Akua o Jesu Kristo a me ke Akua  
ana o ka Ukane hemolele, o ka poe hoolo i  
ka make mau loa ana o ka poe heua a  
me ke ala mau loa o ka poe pono, o ka  
poe hoikeike i ka palapala hemolele

Lawe aku i Kauhahi, a hui mai i ka  
 olelo e me ka ke Akua, aole a laka  
 waiwai i loko o keia luakini a me keia  
 pa.

Ke hoolilo nei mana i keia hale  
 a me keia pa a me ko laila waiwai a  
 hana no ke malama oiaio i ka ma-  
 niao i palapalaia maluna ae ma  
 keia papa, aole no ka poe manao ke.

A ke kau nei i ko mana mau  
 iroa a me ka wepa hoaitona ma  
 ka molu o ka ho Hauwai nei hae  
 aina i keia la Iwakalua Kumamakahi  
 o Iulai i ka makahiki o ko ka  
 haku, hoolaha tausani walu haneri me  
 Kanaka Kumamaua

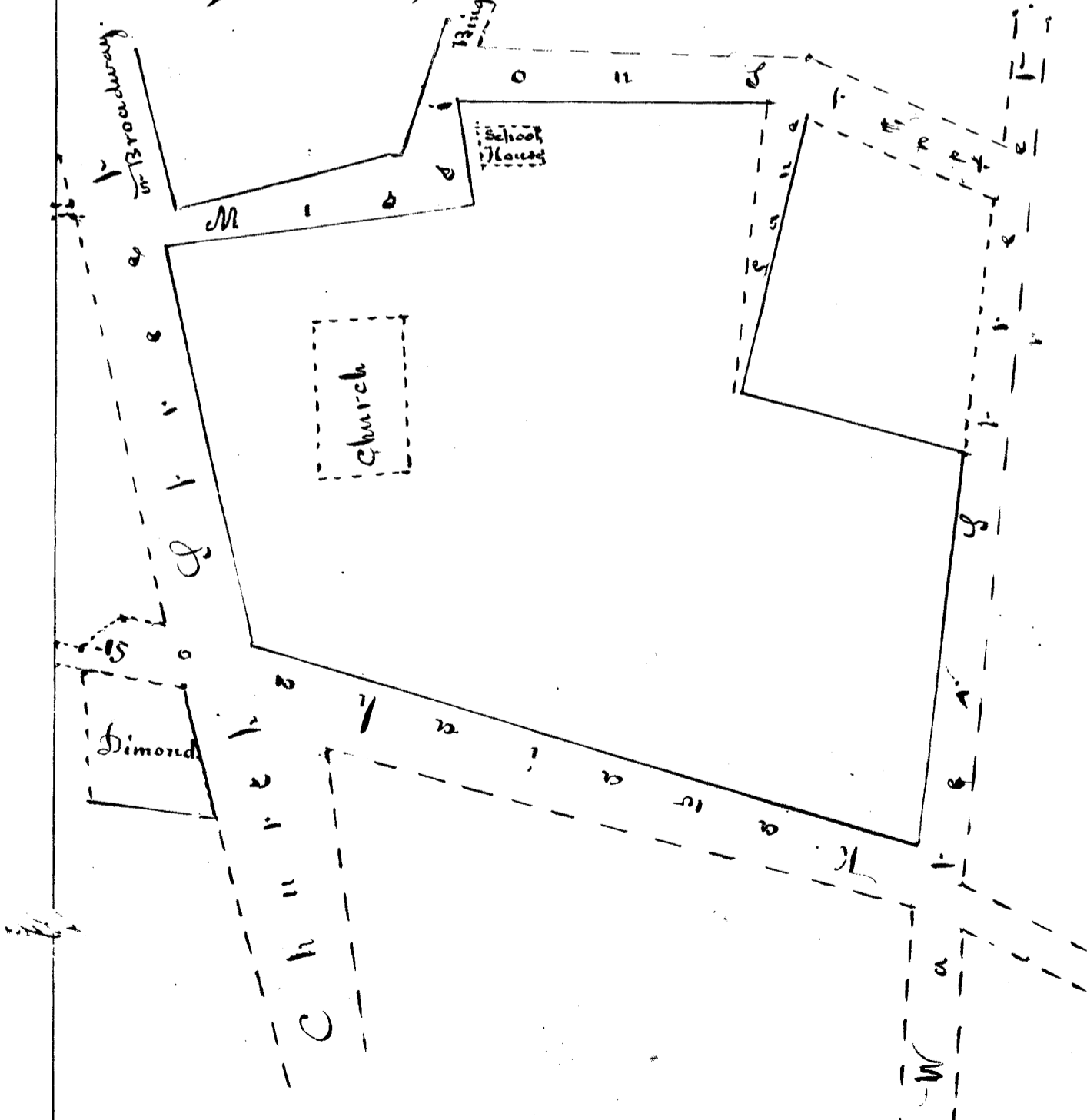
<u>The maka i ke kahu</u>	Kamehameha III
Kemi Kivini	Ke Kaula
B. Makune	
Sona Kapena	
J. Ke Kaula	

The Claimants Title to this lot is made  
 perfectly clear by the above deed: and We do hereby  
 award the same, to the members of the First Church  
 aforesaid, to have and to hold the same to them and  
 their Successors upon the terms and Conditions set  
 forth in the before mentioned deed; or in other words,  
 so long as they shall continue to exist as a Church  
 and sustain their present faith.

The correct metes and bounds of the above  
 awarded lot are contained in the annexed Survey  
 of J. Metcalf, made on the 1<sup>st</sup> day of March  
 A.D. 1848.

"Church Yard - Kawaiahae."  
 "Commencing at Mautha E. Corner of this Yard on  
 Mautha side of Church Street (or Broadway) joining

Mission Street. and Running N 67° W. 5 Ch. 39 ft. along Church to Kawaiahao St. at N. Corner of this lot. Thence S. 51° 45' W. 9 Ch. 38 3/2 ft. along Kawaiahao St. to Water St. at Mahai W. Corner, this lot. Thence S. 48° 15' E. 5 Ch. 29 ft. along Water St. to lot Claimed by Honolulu. Thence N. 50° 45' E. 3 Ch. 13 7/2 ft. to N. Corner of Honolulu's lot at Lane. Thence S. 40° 15' E. 3 Ch. 62 3/4 ft. along Lane to Mission St. at Maunua E. Corner of Honolulu's lot. Thence N. 55° 15' E. 35 ft. across Lane to corner of the school house part of this Yard (the area of this lane is not included in the Calculation) Thence N. 35° 15' E. 4 Ch. 18 1/2 ft. along Mission to Bingham St. Thence N. 62° W. 1 Ch. 29 3/2 ft. to Corner. Thence N. 27° 45' E. 4 Ch. 23 7/2 ft. along Mission St. to place of Commence. including an area of Acres 7 15/100





Board of Commissioners for Land Claims  
 Adjudication of C. 635. Kawaiakao Church &c

To Incidental Expenses of Comm <sup>n</sup>	1	
Action of Board on 31 February 1848	1	
draft statement of Claim in engrossed deed		
in Testimony reduced Aug <sup>d</sup> 21 Feb 49 \$12	6	75
Survey by T. Metcalf of land claimed	5	
Engrossing Survey	2	
Report of Commissioners this day rendered on the above Claim	5	
Amount remitted, by decision of the Board, of all costs not involving actual outlay, attending claims of Religious & benevolent Societies.	20	75

\$10 to Board for Survey and expense incurred  
 Kaka Kaula W.L. Lee  
 23 January 1849 J. H. Smith  
 S. M. Hamman  
 T. Kauruanui

The Award is only for the first large tract of 615 acres & then given in the above Claim No 692 Louis Gravier.

This is a Claim to a land situated in the district of Waialua in the Island of Oahu, known by the name of "Paukaula", and consisting of five distinct and separate pieces.

The only witness introduced to the Board by the Claimant is H. E. Gov<sup>t</sup> Kekuanaoa, who testifies that Governor Kuchini (John Adams) told him that he had given this land to the Claimant, and that the Claimant has had the same in quiet possession from the Year 1837 or 1838 to the present time. But he further testifies, that Kuchini had no right to transfer this land to Claimant, as it was not his to give: that he, Kekuanaoa

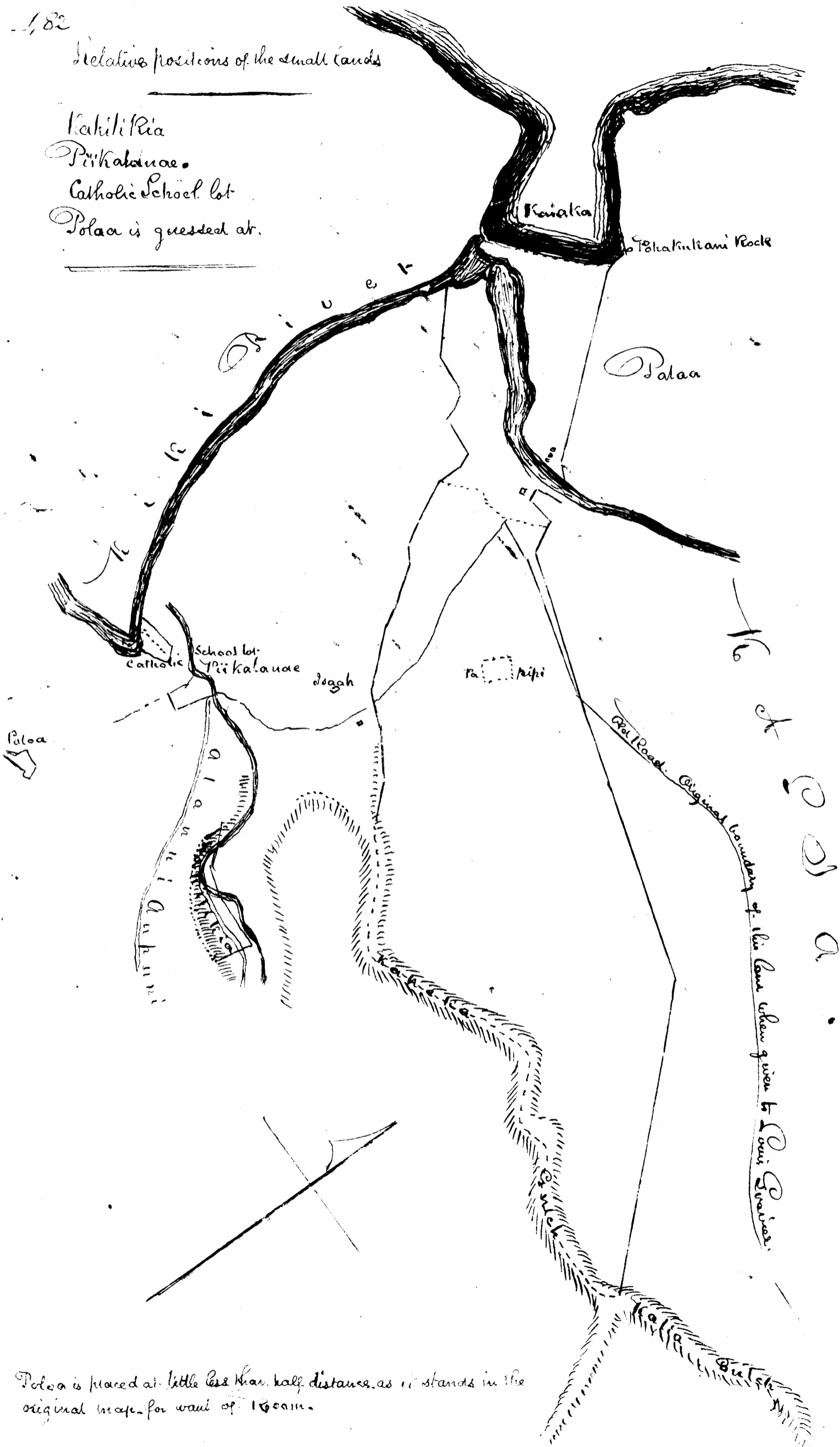
has always been the Konoohiki of the land, and that the claimant has lived under him, possessing and enjoying no greater rights than any other tenant.

This Evidence is far from supporting the present claim; but H. E. Gov<sup>l</sup> Tietuanooa, having at the solicitation of the President of the Board, consented that a freehold title less than allodial might be awarded to the Claimant. We do therefore award to Louis Slavier a Freehold Title less than allodial, or in other words a Life Estate in the land of Pauhauwita in the district of Waialua aforesaid, according to the metes and bounds set forth in the annexed survey made by J. Melcalf on 10<sup>th</sup> day of March A.D. 1828. This Award is upon the Express Condition, that the Claimant is to respect the rights of native Tenants to the fullest extent, and with this reservation: the Claimant may Convert the Freehold Awarded to him, into a Fee-simple title as prescribed by law

"Notes of Survey of Pauhauwita in Waialua Oahu" Commencing at Point on E. Side of Kaiaka Bay, called Pohakuhani, being the Makai N.E. Corner of this land, and Running S. 65° 45' E. 3 Ch. 36 1/2 ft. along rocky edge of bay to path by sand beach. Thence following around mauka end of bay at high water mark to mouth of River at mauka S. corner of Kaiaka Bay. Thence S. 23° E. 11 Ch. 52 3/4 ft. across Kihia River, to stake at boundary line between this and Mananui. Then following along up the very irregular boundary line between this and Mananui to mouth of Kahiha Gulch. Then along bottom of Kahiha Gulch up to its intersection with Kalia Gulch - the S. E. Corner of this land. Then following along down boundary line between this & Kalia to pile of Stones on Makai side of River near houses at Talaa. Then along boundary line between this and land called Talaa to Mauka E. Corner of Kaiaka Bay. Commencement - Containing an area of Acres 615

Relative positions of the small lands

- Kahikiia
- Piikalanua
- Catholic School lot
- Palaa is guessed at.



Palaa is placed at little less than half distance, as it stands in the original map, for want of room.

"Also of small land called *Kahilikia* in *Kuapali* *Tulua* belonging to *Paukauwida*."

Commencing at Rock on upper edge of *Pali* at S. corner of this land, and running  $N. 9^{\circ} 30' E.$  6 Ch.  $39 \frac{7}{2}$  ft. down *Pali* and across W. branch of stream to Rock marked  $\times$  at E. corner of this land. Thence  $N. 81^{\circ} 15' W.$  10 Ch.  $53 \frac{8}{12}$  ft. to point Angle near junction of streams. Thence  $N. 67^{\circ} 45' W.$  7 Ch.  $53 \frac{8}{12}$  ft. along right bank of stream to point  $\frac{3}{4}$  Ch. right of it. Thence  $N. 35^{\circ} 30' W.$  6 Ch.  $29 \frac{8}{12}$  ft. along and across stream to large Rock on left edge of stream. The *Makai* N. corner of this land. Thence  $S. 25^{\circ} 15' W.$  2 Ch. 20 ft. to Rock on upper edge of *Pali*, the *Makai* W. corner of this land. Then following along up on upper edge of *Pali* to place of Commencement - including an area of Acres  $15 \frac{8}{10}$ .

"Also of Land called *Pihatalanae* belonging to *Paukauwida*."

Commencing at N.E. corner of this land at crossing of the *Aupuni* road at stream, and running  $S. 11^{\circ} 15' W.$  2 Ch.  $14 \frac{1}{2}$  ft. to Rock marked  $\times$  at slight angle. Thence  $S. 14^{\circ} 45' W.$  3 Ch.  $55 \frac{3}{12}$  ft. to Rock at S. corner of this land. Thence  $N. 81^{\circ} W.$  3 Ch.  $3 \frac{1}{12}$  ft. to stone wall at S. W. corner of this land. Thence  $N. 6^{\circ} 45' E.$  3 Ch. 20 ft. along stone wall to slight angle. Thence  $N. 5^{\circ} W.$  2 Ch. 41 ft. along wall to stream at N. corner of this land. Then following up along stream to place of Commencement - Including an area of Acres  $2 \frac{23}{100}$ .

"Also of Catholic school-house lot, belonging to *Paukauwida*"  
Commencing at small hau tree on E. edge of *Pili* River, at canoe landing, the *Makai* W. corner of this land, and running  $N. 74^{\circ} E.$  7 Ch.  $13 \frac{2}{12}$  ft. along land called *Keoneka* to small *Widewill* tree at *Makai* N. corner of this land. Thence  $S. 21^{\circ} E.$  1 Ch.  $31 \frac{3}{12}$  ft. along land - (name unknown) to angle. Thence  $S. 35^{\circ} E.$  1 Ch.  $1 \frac{1}{12}$  ft. to E. corner of this land, at *Mahu*. Thence  $S. 56^{\circ} 30' W.$

484

5 Ch.  $4 \frac{7}{12}$  ft. along Maku to River. Then along down River to place of Commencement including an area of Acres  $2 \frac{29}{100}$

"Also of Poloa belonging to Paupauwila - (All of above small lands are in Mananui)

"Commencing at N. Corner of this, at corner Trial patch - joining Maku and Poloa, and running N.  $83^{\circ} 30'$  W. 2 Ch.  $28 \frac{7}{12}$  ft. along Maku to stake at corner. Thence S.  $22^{\circ} \frac{3}{4}$  W. 2 Ch.  $29 \frac{5}{12}$  ft. along Maku to Breadfruit stump - angle - Thence S.  $56^{\circ}$  W. 2 Ch.  $56 \frac{7}{12}$  ft. along Punanui to stake at W. corner of this land. Thence S.  $26^{\circ} 15'$  E.  $21 \frac{1}{2}$  ft. to stake at corner. Thence N.  $73^{\circ} 15'$  E. 5 Ch.  $43$  ft. along lands called Waiaua and Maku to stake, corner, near house. Thence S.  $15^{\circ} 30'$  E. 1 Ch.  $1 \frac{1}{12}$  ft. to stake at corner. Thence N.  $70^{\circ}$  E. 1 Ch.  $9 \frac{3}{12}$  ft. along land called Kuanopili to stake at E. corner of this land. Thence N.  $22^{\circ} 45'$  W. 3 Ch.  $5 \frac{3}{12}$  ft. to place of Commencement. Including an area of Acres  $1 \frac{28}{100}$

March 10. 1848

J. Metcalf. Sur.

Adjudication of C. N. 692. Louis Travier - S!

Incidental exp <sup>ts</sup> - and action of Board 7. Jan <sup>y</sup> . 1848	2
Draft-depos <sup>ts</sup> of Claim reduced fol 1 and Citation	1
draft-testimony red <sup>d</sup> & Eng <sup>t</sup>	71
Surveys of J. Metcalf. C. 692 (5 lots)	60
Engrossing Surveys	6
Report of Commissioners this day rendered on the above Claim	5
	<hr/>
	74 75

Kale Nauwila  
22 January 1849

Louise  
W. L. Lee  
J. H. Smith  
M. J. Amakua  
S. Haawani

## Claim No 801. Alexander Adams

This is a claim for a House lot, situated in Honolulu, Island of Oahu.

From the testimony of Mr. J. and Gov. Kekuanani it appears, that the Claimant received this lot in time of Kamehameha I, in part a remuneration of his services as the Kings Sailing Master, and that he has had undisputed possession of the same the Year A.D. 1822.

The Claimant's title is a clear one, and we do hereby Award to Alexander Adams, a Feehold title less than allodial in said lot, according to the metes and bounds set forth in the annexed Survey made by J. Meigs Esq. 15<sup>th</sup> Feb 1848.

This Board have no power, by either the Common or Statute Law of the Land, to Confer a greater title upon the Claimant, than that above awarded; But considering the Services of the Claimant, and the number of his Children; we would earnestly recommend to the King in Privy Council, to give to the Claimant, a Fee simple title for the same.

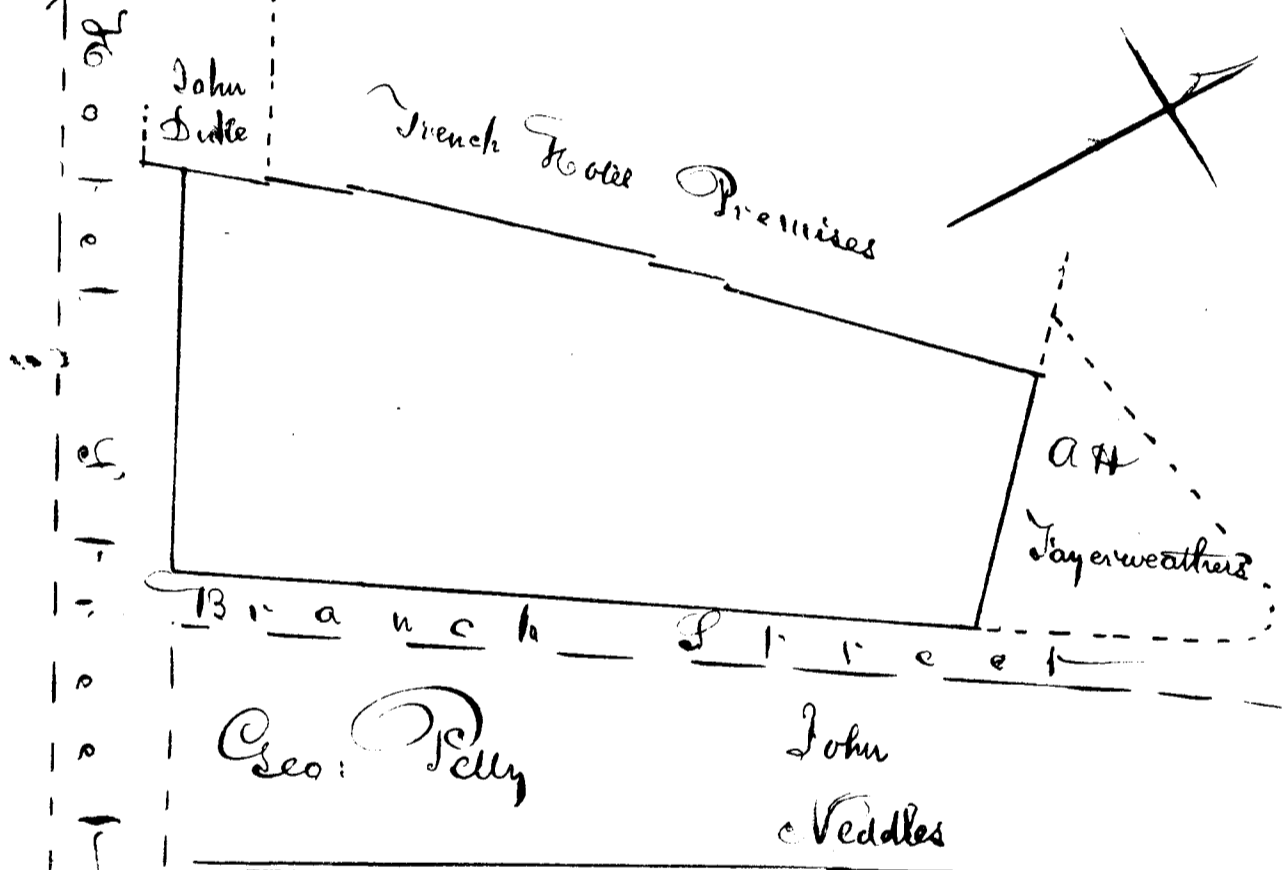
## "Survey of House lot - Honolulu"

"Commencing at Mauka E. corner of this lot on E Branch St. joined by lot owned by A.H. Jayerewattie and running S.  $29^{\circ} 45'$  W. 1 Ch.  $2 \frac{3}{12}$  Ft. along Branch St. to slight angle - thence S.  $31^{\circ}$  W. 3 Ch.  $9 \frac{3}{12}$  Ft. along Branch St. to Hotel St. at Maikai E. corner of this lot. Thence N.  $63^{\circ} 30'$  W. 2 Ch.  $6 \frac{7}{12}$  Ft. along Hotel St. to John Dukes lot at Maikai W. corner of this - thence N.  $37^{\circ} 15'$  E  $29 \frac{3}{12}$  Ft. along John Dukes to Log. Then offset  $1 \frac{1}{2}$  Ft. left to old Bowling alley - thence N.  $38^{\circ} 30'$  E.  $22 \frac{1}{12}$  Ft. along and to E. corner of Bowling Alley - Then offset 2 Ft. left along bowling alley to French Hotel premises - thence N.  $38^{\circ}$  E. 1 Ch.  $46 \frac{1}{12}$  Ft. along French -

Hotel premises (Owned by Mrs. Lowsett) to Cook house -  
 then offset  $4\frac{1}{2}$  ft. to right to S. corner of Cook house -  
 thence N.  $42^{\circ} 30'$  E.  $24\frac{1}{2}$  ft. along to long mud house -  
 then offset  $3\frac{1}{2}$  ft. to right to S. corner of mud house -  
 Then N.  $41^{\circ}$  E. 1 Ch.  $49\frac{1}{2}$  ft. to A.H. Jayerweathers  
 lot at maurea N. corner of this. thence S.  $49^{\circ} 30'$  E.  
 1 Ch.  $25\frac{3}{4}$  ft. along Jayerweathers lot to place of  
 Commencement - including an area of  
 Fathoms 977

J. Metcalf Esq.

Feb 15 - 1848.



Costs. adjudication of Ce. 801. A Adams - £11

To incidental expenses & action on 19 Jan 1848	2
draft deposition of Cl. 1. Citation \$50	1 50
draft test? on 19 Jan 1848 \$1	75
Survey of J. Metcalf.	5
Engrossed Copy of do	2
Report this day rendered on the above Claim	5
	16 25

Hale Naurua  
 29<sup>th</sup> January 1849

W. L. Lee  
 J. B. Smith  
 S. M. A. M. A. M.  
 B. Haavai  
 L. M. A. M.

187

Claim N<sup>o</sup> 802 Alexander Adams

This is a claim for a tract of land called "Niu," in the district of Waikiki, Oahu; consisting of 2 1/2 acres and a Kalo land belonging to "Niu," called "Kawaiakala," consisting of 1 1/3 acres.

From the testimony of Poo' Tiekuanooa, and M<sup>r</sup> Si, it appears, that the claimant was created Lord or Konoohiki of this land in the time of Kamehameha, and that he has exercised the Konoohiki-ship of the same, without dispute ever since the year of our Lord 1822. It further appears, that the claimant obtained his rights in this land in the same way that he obtained his rights in the land comprised in the claim N<sup>o</sup> 801: namely, in remuneration for services rendered the King as Sea Captain or Sailing Master.

The Board are of the opinion, that the claimant's rights in these lands are as large as those possessed by any Chief or other high Konoohiki in lands possessed by them; namely a freehold title less than allodial, subject to the rights of tenants.

We do therefore award to Alexander Adams, the claimant, a freehold title less than allodial, in the land of "Niu"; and in the Kalo land of "Kawaiakala" according to the metes and bounds of the annexed surveys, made by J. Attetorp Esq. on 12<sup>th</sup> day of February A.D. 1848. The claimant is to respect the rights of all tenants of these lands; and may commute this title for a fee-simple, as prescribed by law.

"Notes of Survey of 'Niu', in Waikiki."

"Commencing at Rock marked + at natural S.W. Corner of this land - by spring of water - joining Waikiki at Sea - and running N. 29° 30' W. 52 Ch. 39 1/2 Ch. up Pali and along middle of Ridge separating Niu from Waikiki Valley to large Rock at angle - thence N. 14° W. 14 1/2 Ch. 16 ft. along Waikiki on top of Ridge to a low oval shaped bare peak at foot of woods. thence N. 15° W. 76 Ch



along Waitupe to mauka N. W. peak of this land on top of Mountain next to Koolau. Then following along on top of Mountain ridge, the mauka side of this land and Koolau to Mountain peak at mauka E. peak of this, to land called "Kulioou" in Koolau, then following along down Ridge separating this from Koolau to Rocks on top of Sea Pali little above Sea - thence S.  $33^{\circ} 30' E.$  6 Ch.  $39 \frac{1}{2}$  ft. down Pali along Kulioou to Rock near corner of Kato patch little above Sea, at the Mahai S. E. Corner of this land; then along Sea to place of Commencement This land has a Sea to it as marked on map. and contains an area of

Feb. 14. 1848

Acres 2442

See Page 490 for diagram

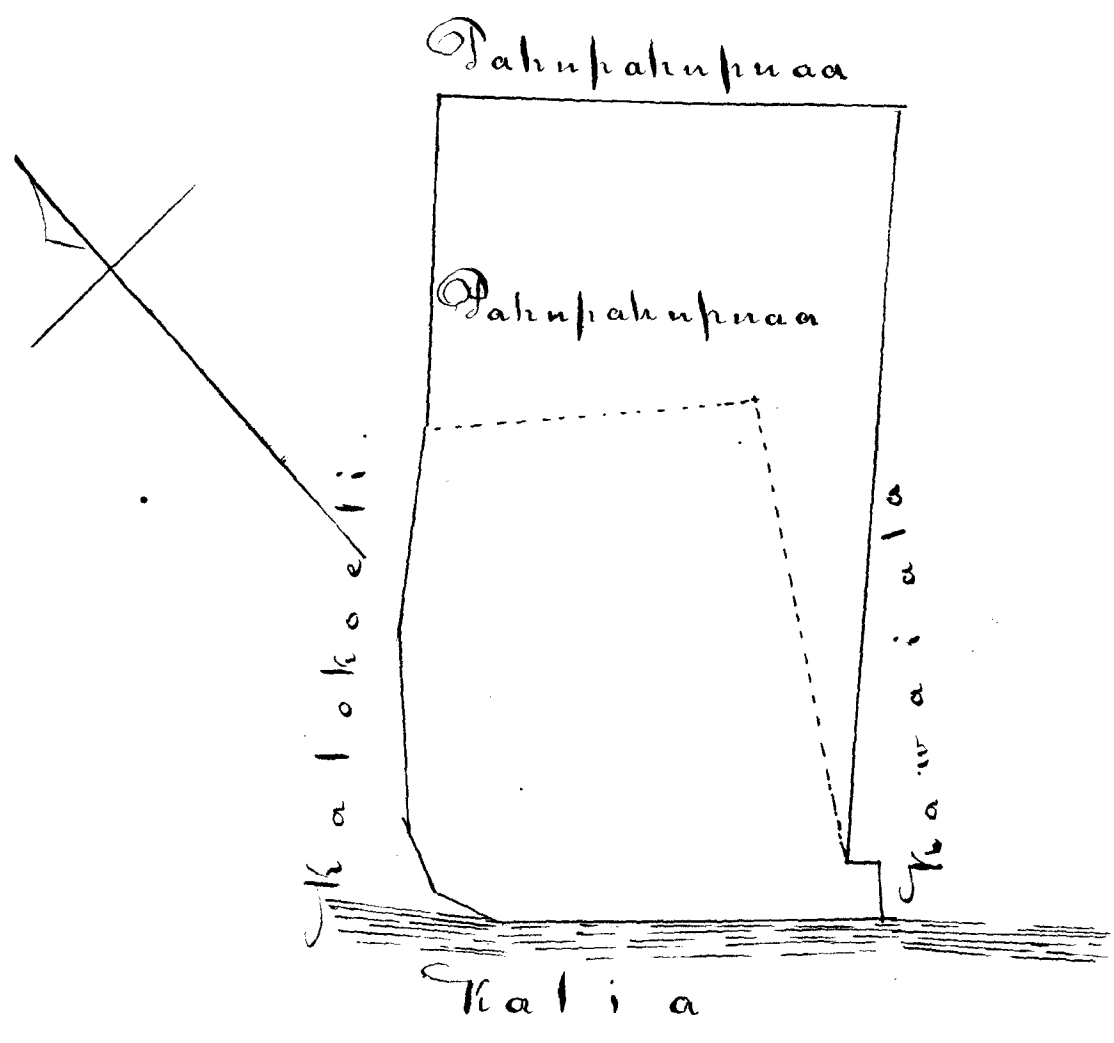
"Notes of Survey of Kato Lands in Waikiki called Kawaiata alua in Niue"

"Commencing at Mahai S. Corner of this land on Mauka side of stream called Nalia, and running N.  $44^{\circ} W.$  3 Ch.  $63 \frac{1}{2}$  ft. along Nalia stream to slight angle - thence N.  $19^{\circ} W.$  58 ft. to Mahai W. Corner of this land - thence N.  $24^{\circ} \frac{3}{4} E.$   $46 \frac{1}{2}$  ft. along Kato Kato: to slight angle - thence N.  $43^{\circ} 45' E.$  2 Ch. to slight angle - thence N.  $55^{\circ} E.$  2 Ch.  $11 \frac{1}{2}$  ft. along Kato Kato: to slight angle - thence N.  $48^{\circ} 30' E.$  3 Ch.  $33 \frac{1}{2}$  ft. to Mauka N. Corner of this land - thence S.  $42^{\circ} E.$  1 Ch.  $63 \frac{1}{2}$  ft. along Pahupahuapua to mauka E. Corner of this land - thence S.  $51^{\circ} W.$  8 Ch. along Kawaiata 182 to corner - then offset -  $21 \frac{1}{2}$  ft. to left to corner - thence S.  $42^{\circ} 30' W.$   $38 \frac{1}{2}$  ft. to place of Commencement - including an area of

Feb. 14. 1848

Acres  $4 \frac{13}{100}$ 

T. Metcalf Sur.



Costs. Adjudication of C. N. 802. Alex. Adams & Co.

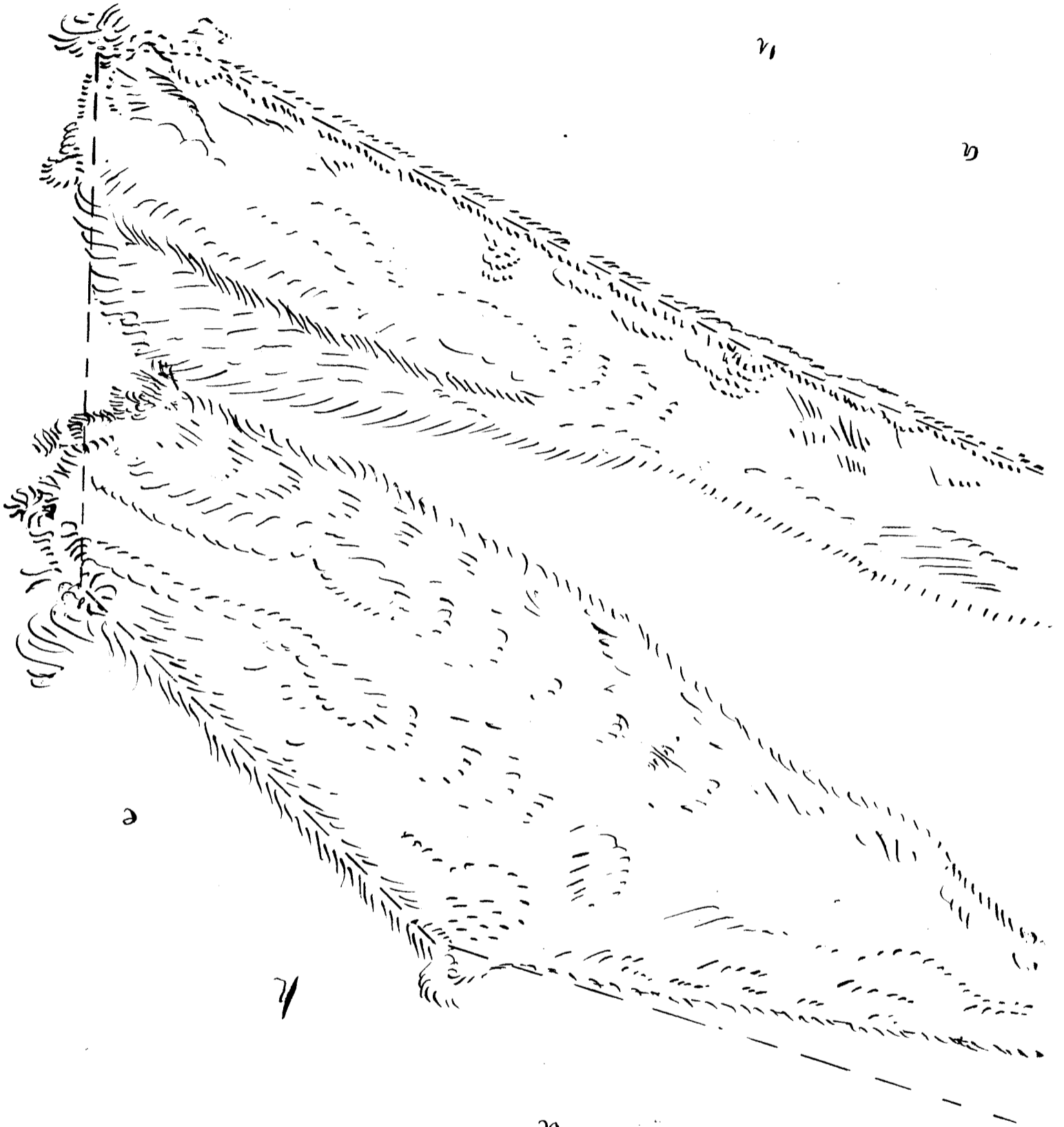
To Incidental Expenses &	\$	1
action of Commiss <sup>n</sup> in this Cl. 19 January 1848		1
draft deposition of Cl. reduced		1
Citation		50
draft testimony Reduced & Eng <sup>d</sup> on 19 Jan <sup>r</sup> .	\$1	75
Survey of J. Metcalf for two lands		20
Engross <sup>d</sup> Copy of do	\$12	0
Report this day rendered by Commissioners on the above claim		5
		35 25

Kate Kawaii  
29 January 1849

W. L. Lee  
J. H. Smith  
L. M. K. am akau  
L. Kawaii  
Loaudi

190

Wm Pageley. Cl. 802.



vi

b

e

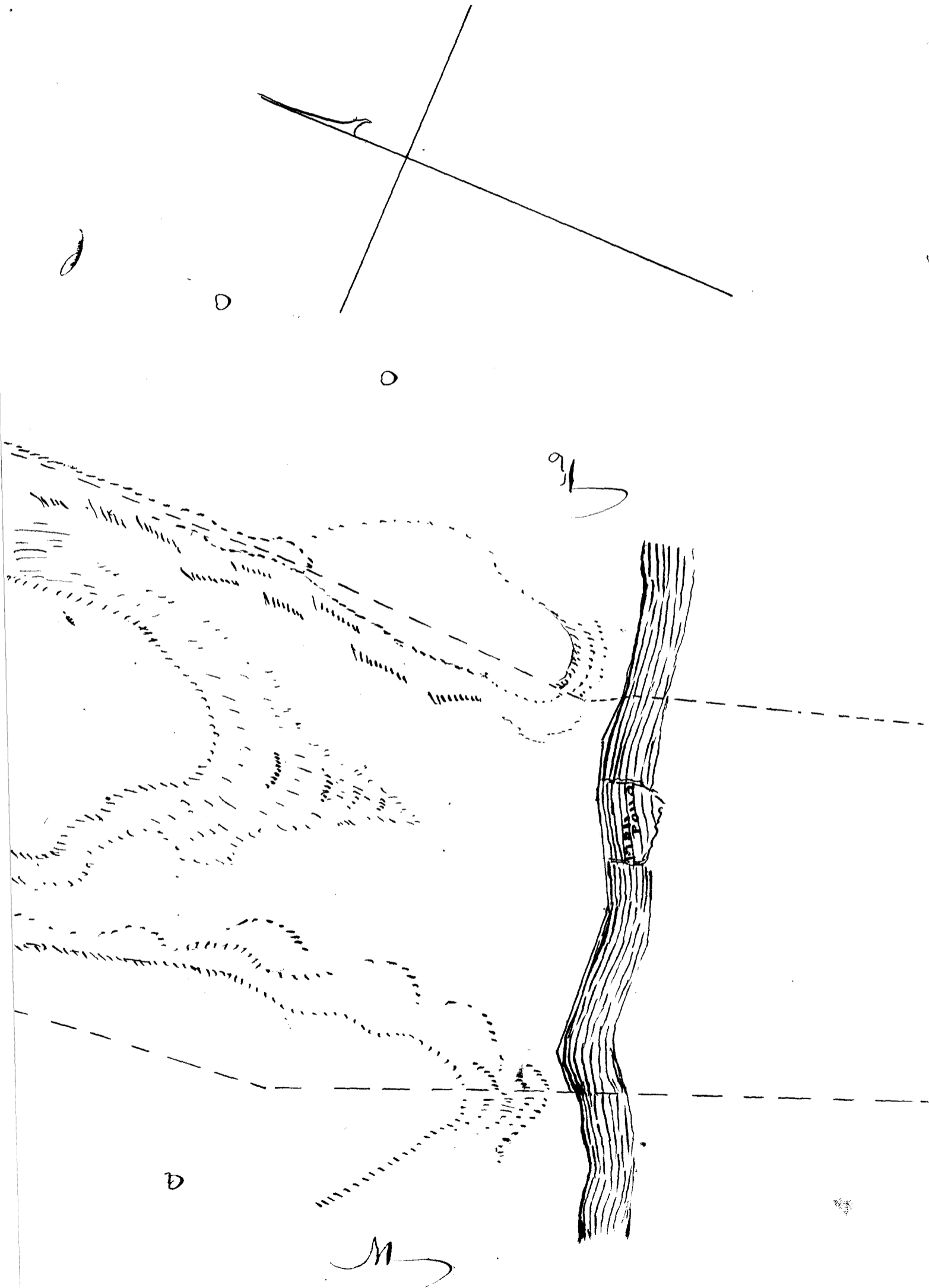
z

u

j

Miss Waititi

191



Claim No. 133 William Crouningburgh

This is a claim to a land in Waikapu, Island of Maui, known by the name of "Pohakoi".

From the evidence it appears, that the claimant, owning in right of his wife, a small land in Waikapu, by the name of Pili-pili, exchanged the same with Pupa-hoehoe, in the Year A. D. 1832 for "Pohakoi," the land now claimed; and that he has continued to occupy the same in peace down to the present time.

This Title is made clear by the first Rule of the Doara; and we do therefore award to the aforesaid Claimant - William Crouningburgh, a freehold title less than allodial; or in other words a life Estate in said land; which he may commute for a fee simple title as prescribed by law.

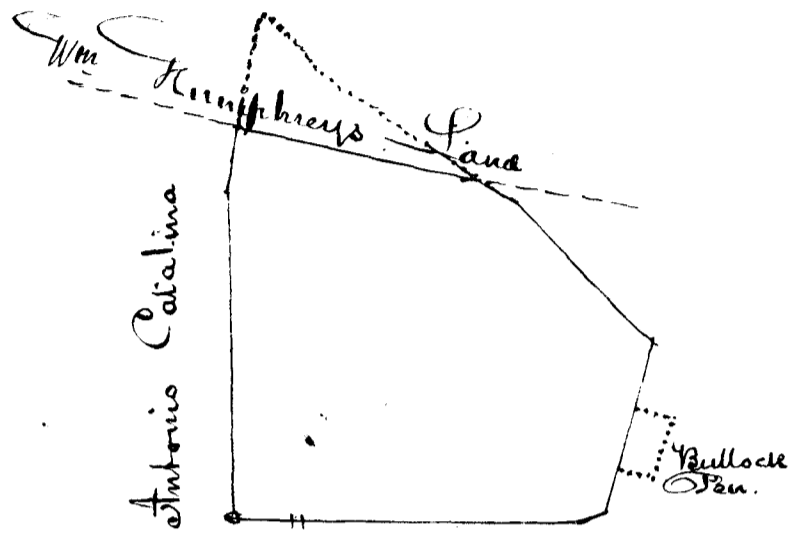
The Survey of the above awarded land is as follows: -

"Notes of Survey of Pohakoi in Waikapu Maui"

"Commencing at S. E. corner of wall enclosing this lot joining Antonio Catalena's land, and Running N. 8° 30' W. 7 Ch. 6  $\frac{7}{12}$  Ft. along E. wall to angle - thence N. 25° W. 39  $\frac{7}{12}$  Ft. to N. E. Corner of this lot - thence S. 82° 15' W. 3 Ch. 60 Ft. along N. wall to angle - thence S. 37° W. 4 Ch. 19  $\frac{10}{12}$  Ft. along wall to angle - thence S. 23° 15' W. 39  $\frac{7}{12}$  Ft. along wall to Wm Humphreys land - thence S. 4° W. 5 Ch. 17  $\frac{3}{12}$  Ft. along Wm Humphreys to S. W. Corner of this land - thence S. 87° E. 1 Ch. 27  $\frac{8}{12}$  Ft. along A. Catalena's to angle of wall - thence direct to place of Commencement"

Including an area of Acres 5  $\frac{93}{100}$

Sep. 29. 1847. Metcalfe Secy



Costs. C. N. 133. William Crooningburgh Adjudication.

To Incidental Expenses of Comm <sup>rs</sup>		1
Action of Comm <sup>rs</sup> in the above C. 21 Dec 1846		1
dr. deposition of C. reduced	\$1	50
" testimony rec <sup>d</sup> Ang <sup>r</sup> &	\$1	75
Survey of J. Metcalf		3
" Engross <sup>d</sup> Copy of same	\$3	1 50
Report of Commissioners this day rendered on the above Claim		5
	William L. Lee	
	J. H. Smith	12 75
	W. Kaimosi	
	Annua M. Kaimaka	
	Loanehi	

Hute Kaulaika  
March 25<sup>th</sup> 1849

Claim No 152 William Sumner Gen:




This is a claim for a tract of land in Moanaluia, Oahu. In support of this claim, the Claimant has produced an indisputable deed from the King Kamehameha & Hoapili Kame, bearing date November 6<sup>th</sup> A.D. 1839, the translation of which is as follows: -

" Hoapili Kame bargains with William Sumner for  
 " a piece of ~~land~~ and land up the Mountain of Moanaluia  
 " for the term of 55 Years from this date; in which the said  
 " William Sumner shall give to the said Hoapili Kame or  
 " to his heirs the sum of fifty dollars. So he shall continue  
 " to do, and also his heirs, to pay the sum of 50 dollars for  
 " every Year for the above said number of Years; after which  
 " time, the said William Sumner and his heirs, may continue  
 " to live there without paying the above sum. They shall  
 " pay however the accustomed land tax, or be liable to  
 " lose it. The said William Sumner shall not sell the  
 " same, but it shall be heritable by his heirs born on  
 " these Islands. His Heirs shall enjoy protection on  
 " the above place, called Moanaluia; but in no other  
 " place shall they go thither. His Herds also shall be  
 " protected by the Kouchike, lest they be killed without  
 " cause, but if the Common people wish to go up the hill  
 " for house timber, or fuel, or any other property, the produce  
 " of the Mountain, they may go for the supply of their wants.  
 " This privilege belongs only to the Residents of Moanaluia  
 " it belongs to no others; lest the herds should receive  
 " injury by others not belonging to the place. If the Herd  
 " shall not remain unmolested according to the provisions  
 " herein mentioned: then all men shall be prohibited  
 " from going to the Mountain: no one of the Common  
 " people of Moanaluia shall go up without the consent  
 " of the Keeper of said Herd: that shall be the result  
 " of disturbing the peace of the Herd. But if the  
 " Herd trespass, and eat the food of the Common people,  
 " then each animal shall pay according to the food des-  
 " troyed. If the Common people of Moanaluia may wish

495

" to bargain for any thing that grows of itself within the region  
 " that is otherwise prohibited from them, they may do so  
 " by paying to the said William Sumner one fourth part  
 " received from such place.

" For the truth of this agreement we affix our names  
 " this 6<sup>th</sup> day of November in the Year of our Lord  
 " one thousand eight hundred and thirty nine at  
 " Honolulu, Oahu."

Signed Kamehameha III   
 Na Houipili Kane   
 William Sumner 

Witness William Richards

We do hereby confirm said deed, and award to William Sumner and his Hawaiian-born heirs, the aforesaid land; as described in the annexed Survey, to have and to hold the same, upon the terms and Conditions of the above named deed.

For signature to same  
 See Cert. p. 506.

"Notes of Survey of Moanalua, Oahu."

" Commencing at large Rock at Mauka E. Corner of Fishpond wall. little N. of Island called Motu-moa, the extreme Maikai boundary point between this land and Hawaii's and Thence N. 16° E. 6 Ch. 30 lks along foot of bank to angle. Thence N. 2° W. 17 <sup>3</sup>/<sub>100</sub> Ch. to angle little Mauka of Road leading to Honolulu. Thence N 9° W. 19 Ch. to path, angle. Thence N. 28° E. 58 Ch. along bye East side of hill called Puhapu, and to top of main ridge forming boundary between this land & Hawaii's. Then following along up on top of this main Ridge to a mountain peak called Keasthi at Mauka E. corner of this land to Koolau. Thence N. 43° 30' W. 117 Ch. along Koolau to Mountain peak called Kai-inakolea at Mauka N. corner of this land to Hatawa. Then following along down Ridge called Hui-mua. the



496

boundary line between this and Kalaewa, and along Kalaewa to extreme Makai W. Corner of this land.

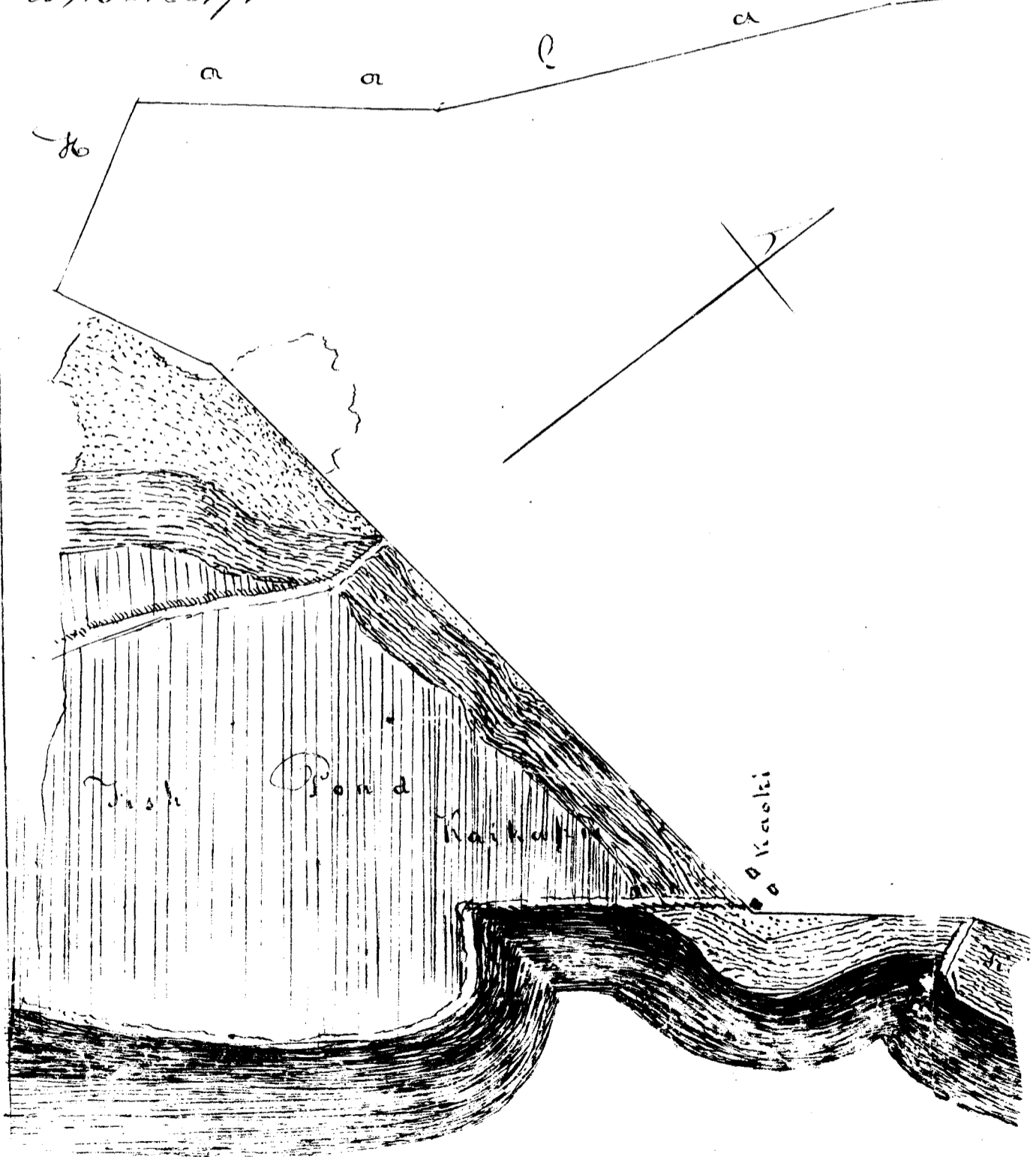
( ) Thence S. 26° E. 35 <sup>5</sup>/<sub>100</sub> Ch. along Makai end of this land to extreme S. Corner. Then along high water mark to point opposite of Mokuapile Island.

( ) Then running along edge of Bay and foot of Ridge (Crater) and around. Excluding all the low halo land formed by the Streams Kamanani and Kamanaihi, near their mouth, to the place of Com-

meencement. ( ) Including an area of Acres 6918

J. Metcalf Sur. W

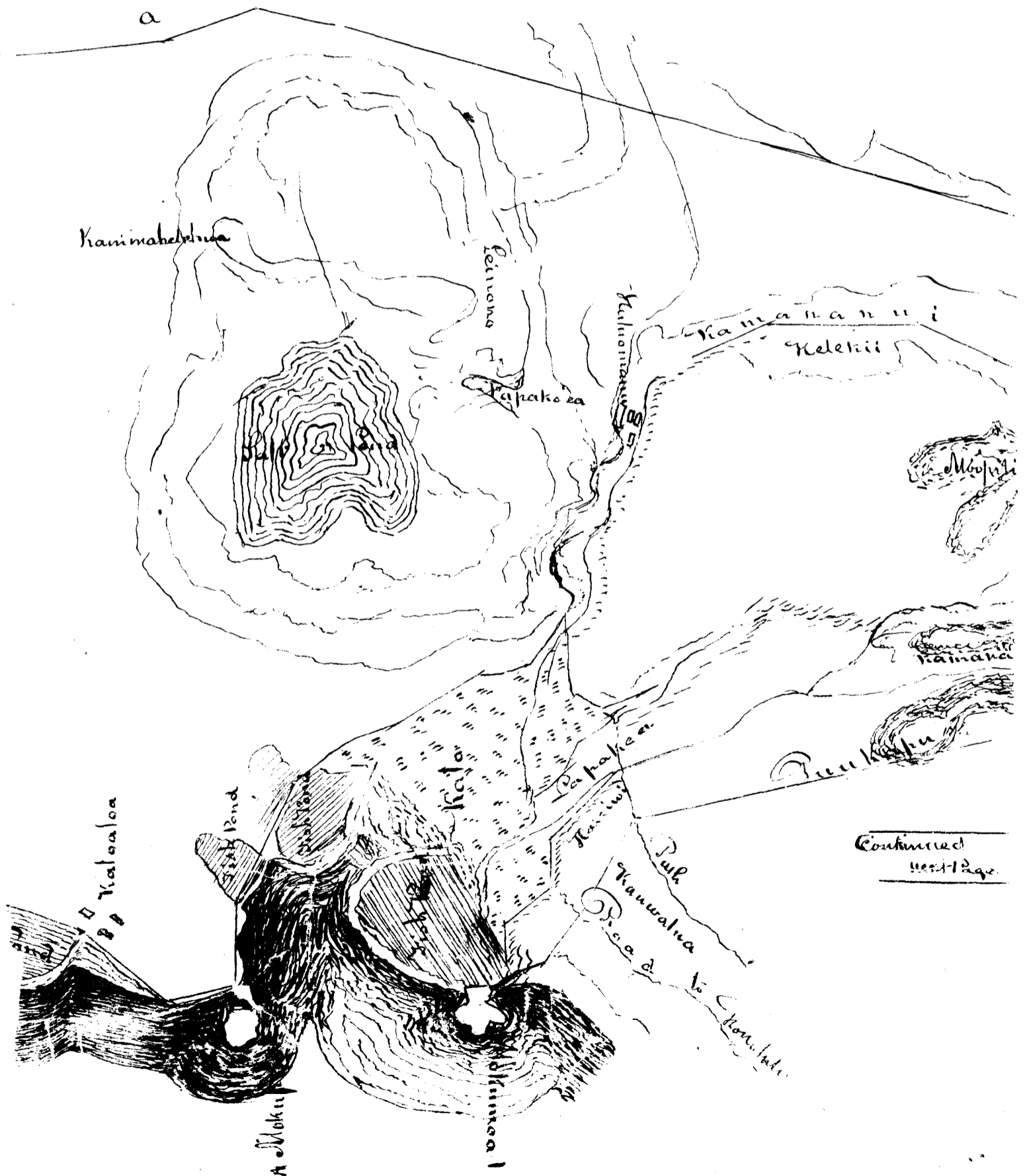
Feb 13 - 1849.



# M o o n a l u a

2 1/2 in. to the Inch

one Mile

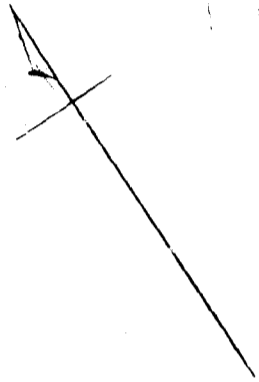


Continued  
next page

498

Kainakolea

Kiac



Kacheleokomatoloi

R m a

Poma East 1292

M ospiti

K a m a n a i t i

Koumana

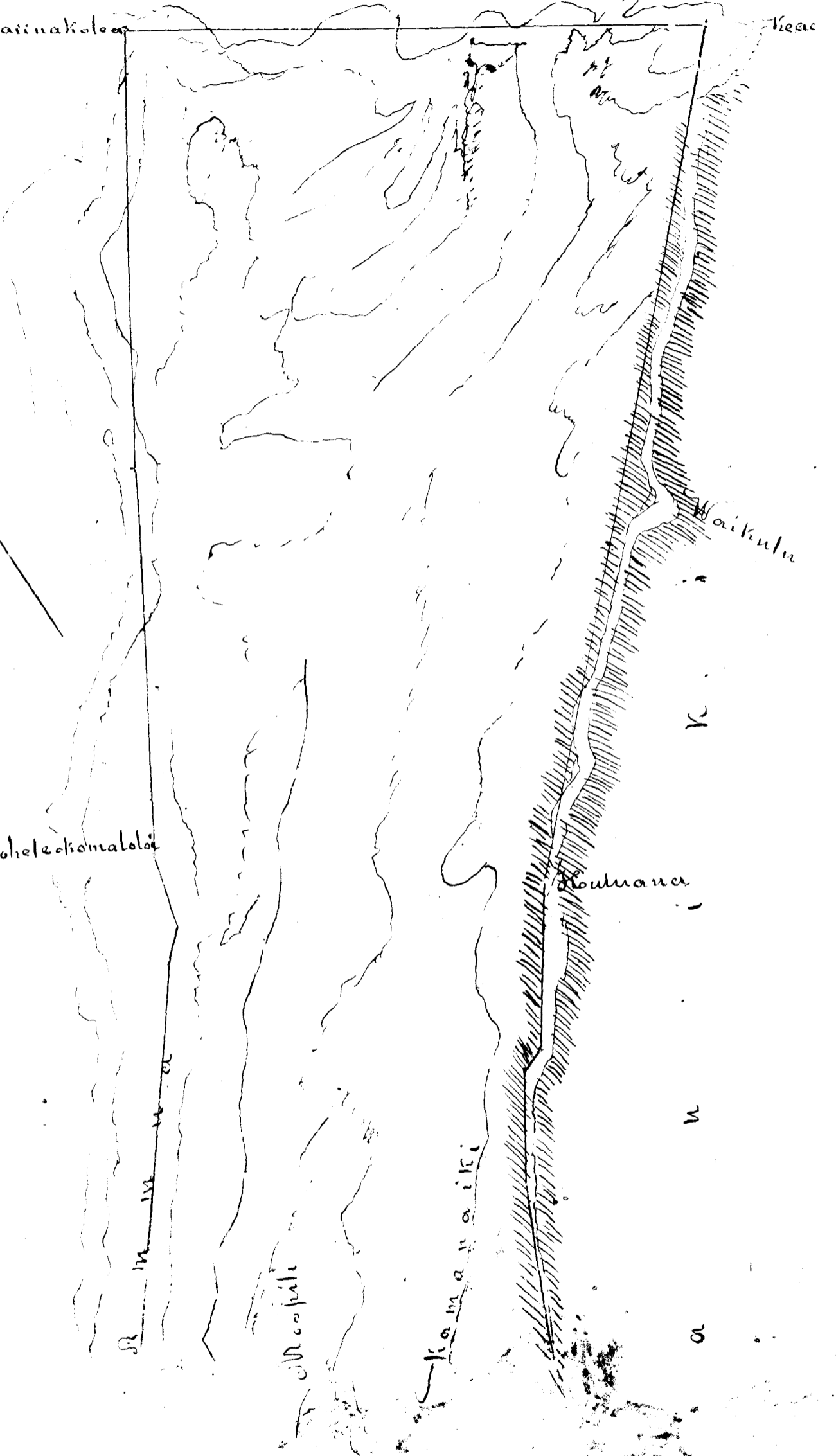
K . . i

w

a

Kaikulu

Ko



Claim 153. William Sumner Ten!

This is a claim for a certain farm situated in Honolulu Island of Oahu, called "Kahaohao", and having connected with it a fishing ground known by the name of "Kaholaloa".

From the evidence submitted to the Board, it appears, that on the 17<sup>th</sup> day of April A D 1840, the aforesaid farm and fishing ground were granted by Kamehameha and the Premier, Kekeauloani, to W<sup>m</sup> Sumner, Claimant and his Sandwich Island born heirs for ever. After giving a description of the lands, the Grantors use the following language; "Said grounds as thus described are for William Sumner, and his Sandwich Island born heirs for ever; but they have not the right to transfer the ground to any other than a native born citizen of the Sandwich Islands."

See Native Register V. 1. 13 137 original Hawaiian land copied and Vol 2 testimony translated and collated by J. H. King

About the validity of the above named conveyance from the King and Premier to the Claimant and his Hawaiian Heirs, there can be no question, and we do hereby confirm the same; and award the aforesaid farm and fishing ground, according to the description contained in the deed of Grant above recited, to W<sup>m</sup> Sumner and his Sandwich Island born heirs for ever.

"Notes of Survey of Kahaohao (Kahaohao) Honolulu."  
"Of the Kula and Kalo Part."

"Commencing at pile of stones on old wall at E. corner of Kula part joining Kaholaloa (this) Sea, and Running N. 31° 15' W. 1 Ch. 9 1/2 ft. along Kuiti M. Kekuairao's land to corner of fence. Thence N. 12° 15' W. 8 Ch. 58 ft. along old Maika way to stone wall: the Maika N. corner of this Kula part. Thence S. 57° 15' W. 2 1/4 Ch. along Wall angle - Thence S. 33° W. 1 Ch. 37 ft. to Kai's land corner - Thence N. 6° 30' E. 1 Ch. 21 1/2 ft. along Kuauna to angle - Thence N. 51° E. 1 Ch. 59 1/2 ft. to E. corner of this Kalo land - Thence N. 17° 15' W. 10 3/4 Ch. always along Kuiti to Kahuake at Maika angle of this - Thence W. 3 Ch. 42 1/2 ft. to Water Course angle - Thence S. 40° 30' W. 10 Ch. 43 1/2 feet along

Water course to W. corner of this Kula part - thence S. 35° 15' E. 3 Ch. 18  $\frac{1}{2}$  ft. along water course and land called Kauhahookuni to angle - thence S. 42° 15' E. 1 Ch. 52  $\frac{1}{12}$  ft. along water course, angle - thence S. 57° 30' E. 1 Ch. 45  $\frac{1}{2}$  ft. along water course, angle - thence S. 71° E. 1 Ch. 56  $\frac{7}{12}$  ft. along water course to angle - thence S. 70° 30' E. 2 Ch. 27  $\frac{3}{2}$  ft. along Kuauna to corner - thence S. 20° 30' W. 63  $\frac{1}{2}$  ft. to angle of fence little makai of croton oil tree to Kula part - thence S. 31° 15' E. 2 Ch. 6 ft. to angle of Kula part - thence S. 18° 30' W. 8 Ch. 61  $\frac{1}{2}$  ft. along salt pans to angle - thence S. 60° 15' W. 8 Ch. 15 ft. along salt pans to coral. Rock marked + angle - thence S. 25° 45' W. 2 Ch. 41 ft. to Rock (in sea) at extreme makai point of this Kula part to Kauhahookuni sea - then along Kauhahookuni sea to place of Commencement  
 Including 21  $\frac{6}{10}$  acres of Kula - and 13 acres of Kalo land -

The Sea & Reef part are bounded as follows

Beginning at Rock at extreme makai point of the Kula part belonging to this Kaha - and Running S. 73° W. 75  $\frac{132}{100}$  Ch. to makai corner of Iwilei fish pond - thence N. 22° W. 11  $\frac{2}{100}$  Ch. to stake at Kaliki Sea - thence S. 60° 30' W. 6  $\frac{92}{100}$  Ch. along Kaliki Sea to large Rock - angle - thence S. 27° W. 25  $\frac{1}{2}$  Ch. to large Rock at W. angle of this Sea at Hanukua Sea - thence direct to Halou (Canoe) entrance at outside breakers. Then following along outside breakers to mouth of channel leading into Nonotulu harbor - then along Makai and W. side of channel to stake on Lai Ulakua (P.); then along bend on W. & Makai side of harbor in 5 ft. Water (wide Red dotted line on map) to point on north Breakwater - 15  $\frac{1}{70}$  Ch. makai of "Iron-bolt in Coral rock at Maunua E. corner of water lots - thence N. 20° 15' W. 10  $\frac{1}{2}$  Ch. to stake at corner of old fish pond wall. thence N.

10° 15' E. of 9<sup>th</sup> 100 ch. along old fish pond wall to point of  
 Commencement in survey of Nulapart-pite stones - 561  
 Feb. 20 - 1849. J. Metcalf Sur.

"Note - the above Survey of Reef is the best I can do with my  
 present Instrument -" J. Metcalf Sur.

See diagram Pages 562.

Costs - Adjudication of C. N<sup>o</sup> 153. W<sup>m</sup> Sumner this 11<sup>th</sup> day D<sup>13</sup>

No	Incidental Expenses	\$	1
	Action of Comm <sup>rs</sup> 29 <sup>th</sup> Sep: 1848	\$1	1
	Staff deposition of C. red &	\$1	50
	Citation & test <sup>s</sup> red <sup>d</sup> and Eng <sup>r</sup> : on 29 Sep	\$1	1
	Engrossed Copy of Original deed	\$3	1 50
	do do J. Metcalf's survey	\$12	6
	Charge of Surveyor		30
	Report of Commissioners this day rendered on the above Claim		5
	William Lees		16

Kalo Kauriwa  
 Honolulu  
 March 5 1849

J. H. Smith  
 W. Kauriwa  
 J. M. Kamakau  
 Board

Claim No. 151, William Sumner Sen<sup>r</sup>.

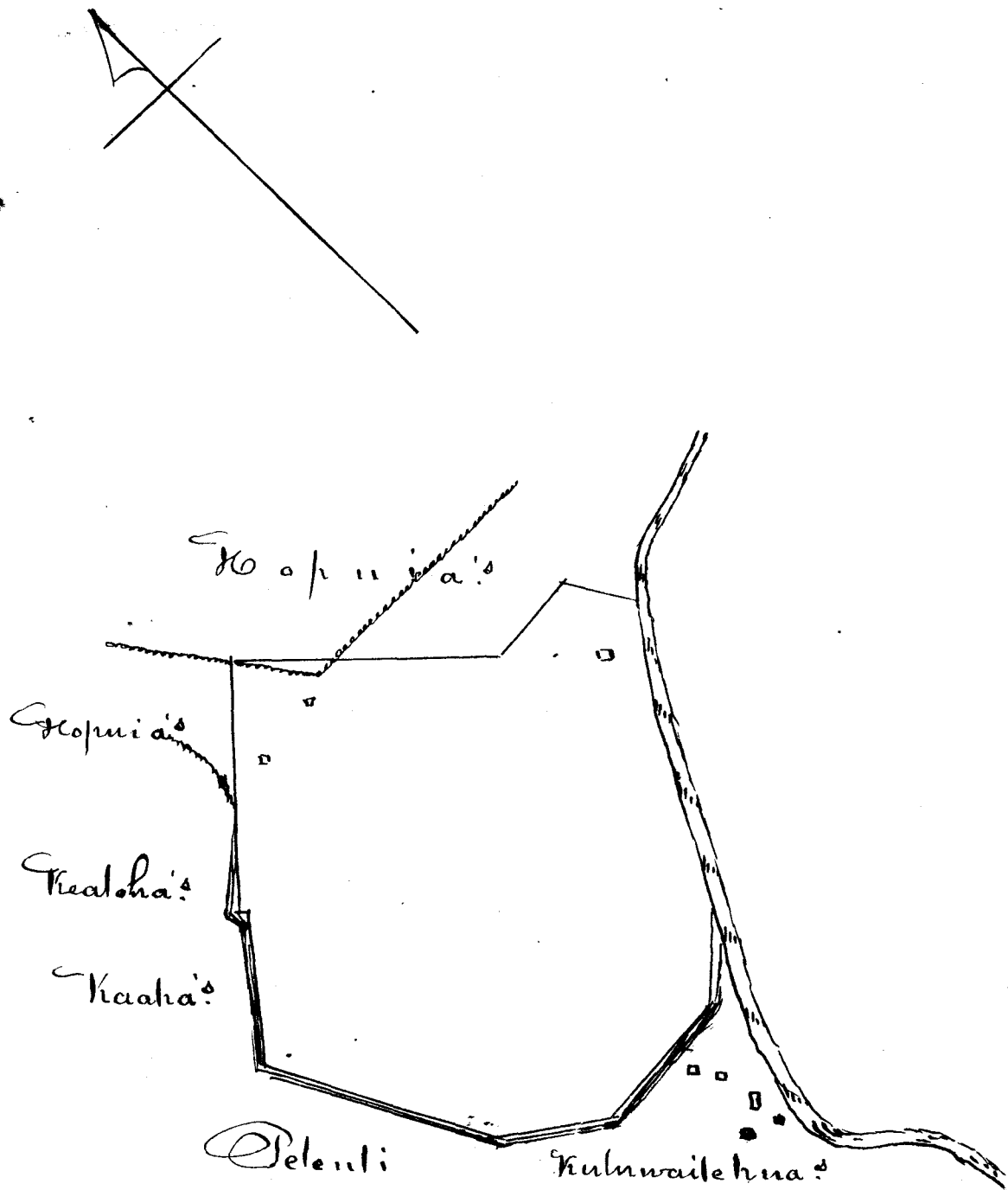
This is a claim to a land situated in the district of Waikitei, Island of Oahu; known as "Kuiilei".

From the Evidence taken, it appears, that this land consists of 4 distinct pieces, and a piece of Sea called "Ele", beyond Diamond Hill, that the Claimant obtained this land from King Kamehameha II in the Year 1822 or 1823, and that he and his heirs have had peaceable possession of the same ever since, that there are several tenants, who have Rights in the land, which the Claimant's Representative and attorney before the Board states, they do not wish to disturb.

This Claim is a clear one, and will hereby award to William Sumner the Claimant and his Heirs, a Freehold Estate less than allodial, in the lands of "Kuiilei", as described in the annexed Survey, but it is upon the express condition, that the said William Sumner and his heirs, shall at all times, respect the rights of Native Tenants to the fullest extent.

"Survey of lands in Waikitei, Oahu, called, 'Kuiilei' 'Kuiilei Proper'." Commencing at Mauka E. corner of this land by Waiaha stream on W. edge running N.  $36^{\circ}$  W. 1 Ch.  $59 \frac{5}{12}$  ft. along Kopua's land to Rock marked + at angle. Thence S.  $86^{\circ}$   $45'$  W. 2 Ch.  $11 \frac{1}{2}$  ft. to corner. Thence N.  $48^{\circ}$   $15'$  W. 6 Ch. 10 ft. along Kopua's land to point marked + in stone wall at Mauka N. corner of this land. Thence S.  $45^{\circ}$   $15'$  W. 5 Ch. 56 ft. along Kopua's & Kealoha's land to jog. Then offset  $19 \frac{10}{12}$  ft. left to corner of jog. Thence S.  $37^{\circ}$   $30'$  W. 3 Ch.  $59 \frac{5}{12}$  ft. along Kaaha's land to junction of water Courses. Thence S.  $32^{\circ}$  E. 6 Ch.  $1 \frac{7}{12}$  ft. along water Course to slight angle. Thence S.  $55^{\circ}$   $75'$  2 Ch.  $31 \frac{7}{12}$  ft. along to bend of water Course. S. corner of this land. Thence N.  $80^{\circ}$   $45'$  E.  $3 \frac{3}{4}$  Ch. along water Course to bend of it near stream. Then along up Waiaha stream to place of Commence.

Including an area of Acres 11  $\frac{43}{100}$





"Kuitai Kula"

"Commencing at Makai W. Corner of this land on E. edge of Pahoa stream (from Palolo Valley) and running N.  $41^{\circ}$  E. 1 Ch.  $43$  ft. along Pahoa stream, to N. Corner of this land. Thence S.  $45^{\circ}$   $30'$  E. 6 Ch.  $1\frac{7}{12}$  ft. along land claimed by Kahana-Imaihai, to E. Corner of this. Thence S.  $45^{\circ}$  W. 1 Ch.  $56\frac{7}{12}$  ft. along Kahuahinani's land to ridge at S. corner of this. Thence N.  $43^{\circ}$   $30'$  W. 6 Ch. along Hamohamo (Keahokalo's) to place of Commencement. Including an area of Acres  $1\frac{8}{100}$

"Kuitai Pahoa (Kalo land)"

"Commencing at Makai W. Corner of this land on E. edge of Pahoa stream - and running S.  $39^{\circ}$   $30'$  E.  $2\frac{1}{2}$   $\frac{5}{12}$  ft. to path at S. Corner of this land. Thence N.  $56^{\circ}$   $30'$  E. 1 Ch.  $6\frac{7}{12}$  ft. along Kahuakolohe to angle by Water Course. Thence N.  $3^{\circ}$   $45'$  W. 3 Ch.  $16\frac{2}{12}$  ft. along Water Course - to Mauka E. Corner of this Land. Thence N.  $68^{\circ}$  W.  $26\frac{7}{12}$  ft. along Ridge to Pahoa stream. Then along down Pahoa stream to place of Commencement.

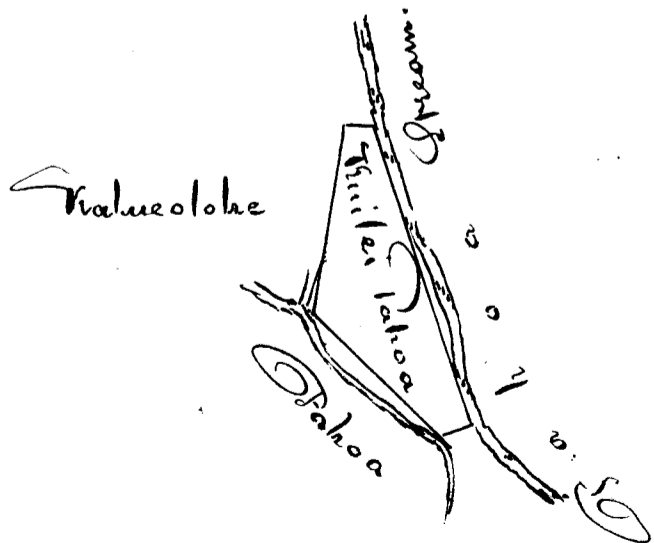
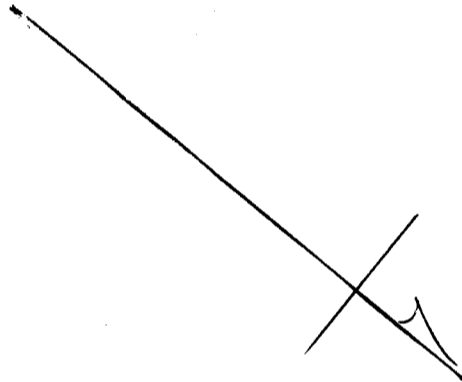
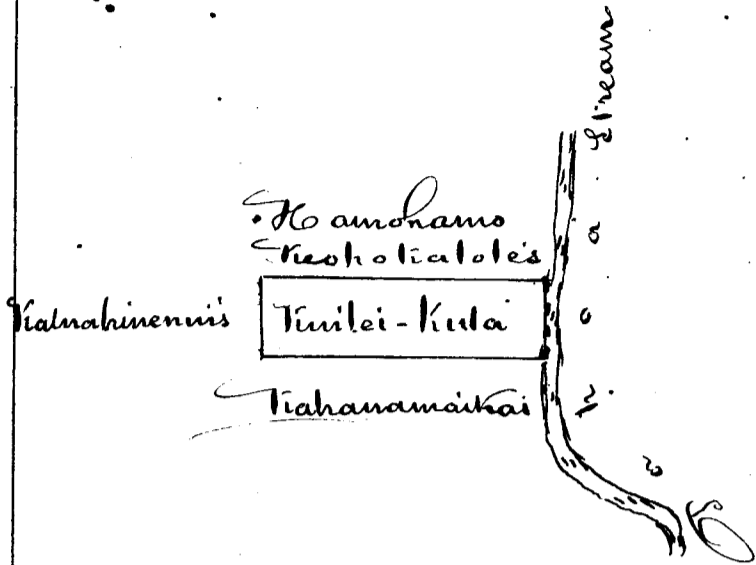
Including an area of  $92\frac{1}{100}$  of one acre.  
Feb. 6. 1849

J. Metcalf Sur.

Note. Kuitai has a Sea belonging to it - situate on South East side of Diamondhead (Leiahi) by the name of Eli.

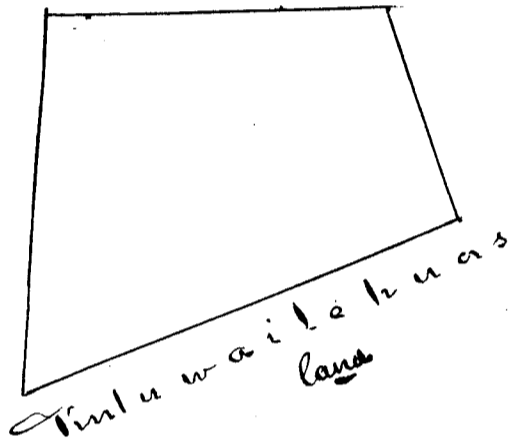
J. Metcalf

11.43
1 8
<hr/> 92
1 31
<hr/> 14.74



"Loko Kūilei (Kato Tatchi - mahaia in marsh)

"Commencing at Mauka E. Corner of this land on bank and running N. 10° W. 3 Ch. 1 1/2 ft. along bank to N. Corner of this - Thence S. 53° 30' W. 1 Ch along bank to Kuluwaitehūa's land at W. Corner of this - Thence S. 61° E. 1 Ch. 56 ft. along Kuluwaitehūa's land to S. Corner of this. Thence N. 32° 30' E. 2 Ch. 25 ft. along Bank to place of Commencement - Including an area of Acres 1 31/100



Costs - Adjudication of Cl. No 152 & 151. - Wm Sumner Esq. D<sup>r</sup>

To Incidental expenses & in Cl. No 152	\$	1	
action of Court <sup>m</sup> on this Cl. 29 Sep <sup>r</sup> 1848		1	
Draft depos <sup>n</sup> of Cl. ved <sup>d</sup> 50 <sup>cts</sup> Citation 50 <sup>cts</sup>		1	
Testimony reduced on 29 <sup>th</sup> Sep <sup>r</sup> 1848 and dect. <sup>engrossed</sup> \$ 2		2	75
J. Metcalfe's survey engrossed	\$ 8	1	
J. Metcalfe's charge for new notes of map		10	
Report of Commissioners this day rendered on the above Claim		5	
		22.75	
To Incidental expenses in Cl. No 151		1	
action & on 29 Sep. and Citation		1	50
dr. dep. of Cl. ved <sup>d</sup> 50 <sup>cts</sup> Tes <sup>n</sup> on 29 <sup>th</sup> Sep <sup>r</sup> 1848 and dect. <sup>engrossed</sup> \$ 2		2	
J. Metcalfe's Surveys in 1/2 part of this land	\$ 1.50	20	
Engrossing the same	\$ 8	1	
Report of Commissioners this day rendered on the above Claim		5	
		33.50	
Kate Kaeiwa	William L. Lee		58 25
15 February 1849	J. M. Smith Ap. Kaeurwai J. M. Kamohau Kaunani		

Claim N<sup>o</sup> 155. William Sumner Sen<sup>r</sup>.

507

This is a claim to a lot situated in Honolulu Island of Oahu, and described by the Claimant as "adjoining the Premises of Kekaunohi; measuring 262 ft. in length and 187 in Breadth; and given to him by Ho. M. Kamehameha II for his services to the Government; and which he has built upon and uninterruptedly occupied 26 Years.

The occupation of this lot by Mr. Sumner, from the Year 1819 until his decease in 1847 is sufficiently proved by testimony taken by the Commission; and though the Witnesses generally agree, that the land was originally taken up as waste, without grant, and afterwards sanctioned & Confirmed by the King and Chiefs, and thus constituting a kind of "verbal" grant "depending upon occupancy" for proof, as stated by Mr. Pea - the variation can amount to no difference affecting the title.

This claim was included in the joint examination of N<sup>o</sup> 156 - both of them resting on the same Grounds; while the latter portion of the land claimed under that number, has been long vacated; and claimed by Kekaunohi; and is now in her possession; remaining to receive the adjudication of this Board: there is no impediment in the way of the settlement of the portion included in the present claim; of which the Claimant has had undisputed and unalienated possession from the time of receiving or assuming it, to the Year of his death in 1847; from which time the heirs of the Claimant have held the quiet possession of the lot, without any Counter claim being advanced by the Government or others.

We therefore award to the said heirs of William Sumner deceased, a freehold title less than allodial, in said lot; which may be commuted for a fee-simple title upon the terms and Conditions prescribed by law.

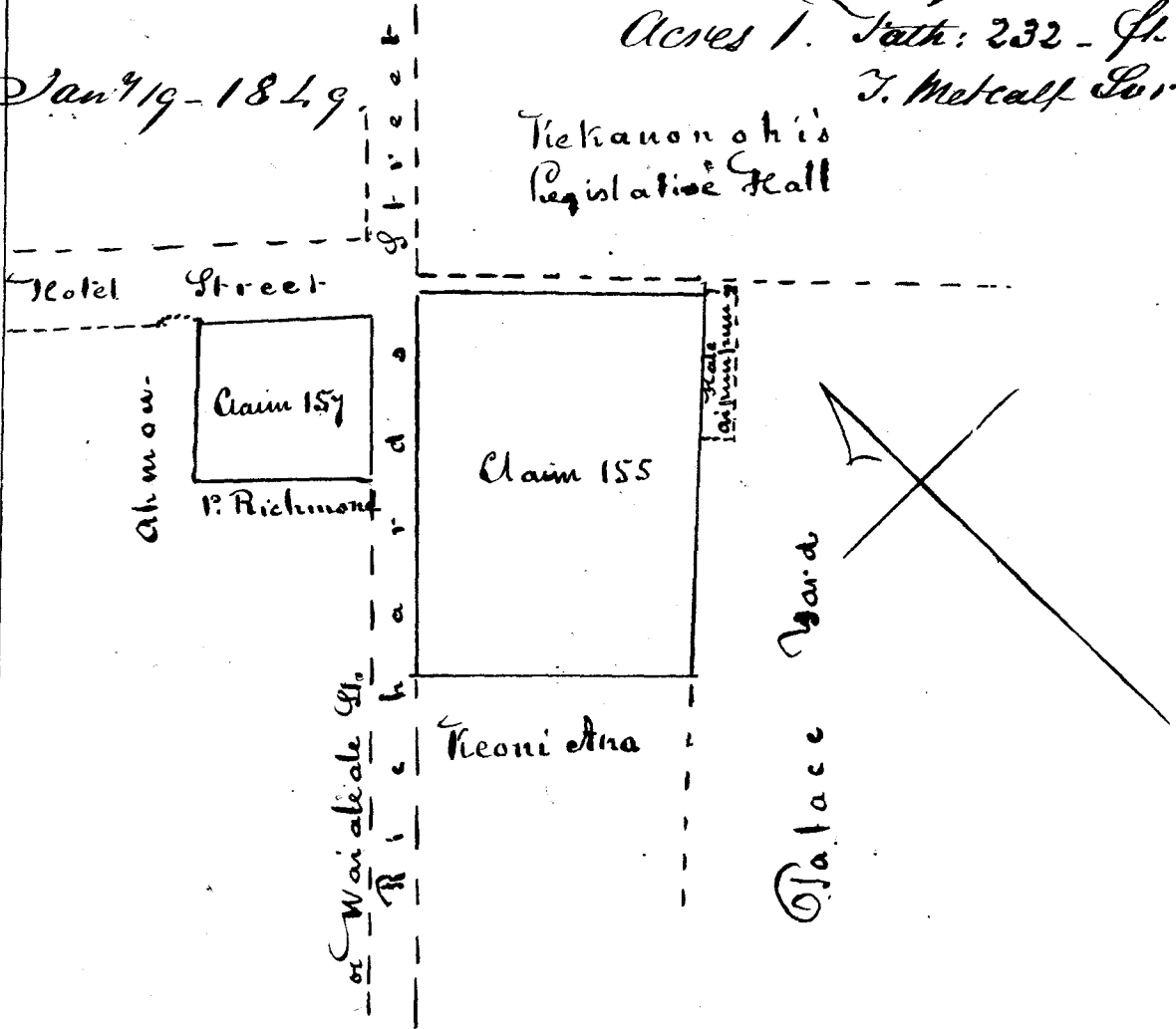
The bounds of this land are contained in the following Survey of J. Metcalf Esq:

"Notes of Survey of dwelling house lot in Kaliimaili Honolulu"

Commencing at Makai W. Corner of this lot - joining Keoni Ana's Premises and running N.  $45^{\circ} 15' E.$   $\frac{1}{2}$  Ch.  $5 \frac{3}{12}$  ft. along Waiialeale St. to Chiefs Lane at N. Corner this lot - Thence S.  $45^{\circ} E.$   $2$  Ch.  $62 \frac{8}{12}$  ft. (Along Chiefs Lane to E. Corner of this lot (which extends  $3 \frac{1}{12}$  ft. beyond even with NW Side of State Aipuupee standing in Palace Yard) Thence S.  $47^{\circ} 15' W.$   $\frac{1}{2}$  Ch.  $4 \frac{5}{12}$  ft. (Cutting hole - Aipuupee) along Palace Yard to Keoni Ana's Premises - S. Corner of this lot - Thence N.  $46^{\circ} W.$   $2$  Ch.  $52 \frac{8}{12}$  ft. along Keoni Ana's to Place of Commencement - including an area of Acres 1. Path: 232 - ft. 25

Jan 9/19 - 1849

J. Metcalf Sur.



Costs. adjudication of Claims 155 & 157 W<sup>m</sup> Sumner Sen<sup>r</sup> D<sup>r</sup>:

To Incidental Charges	1
Citation & action on 29 Sep. 1847	1 50
Draft Test <sup>r</sup> Red <sup>d</sup> & Eng <sup>d</sup> 18 Nov 1846. (Proportions of 2)	1 50
Draft dep. of Claim Red <sup>d</sup>	50
J. Metcalf's Survey <sup>d</sup> - engrossed - 4 - 7 - 50	6 50
Report of Commissioners this day rendered	5
Car. on	16

Claim No 157. William Sumner Esq.

This is a claim for a lot situated in Honolulu Ist<sup>d</sup> of Oahu, at corner of Hotel and Richard Streets.

From the evidence taken in this claim, it appears that the claimant came into possession of this land in the Year 1835; and that he has had undisputed possession of the same, up to the time of his death in 1847. From Mr Sumners death up to the present time, the heirs of Claimant have held the quiet possession of the lot, without any claim to the same being presented by the Government or any person or persons. And we do therefore award to the said Heirs of William Sumner, a freehold Estate less than allodial in said lot; which freehold they may commute for a fee simple upon the terms and conditions prescribed by law.

The bounds and metes of this land are contained in the following Survey of Metcalf Esq.

Notes of Survey of lot opposite the dwelling house lot across Waialeale St.

Commencing at Mahai S. Corner of this lot joining Peter Richmonds Residence and running N. 45° 15' E. 1 3/4 Ch. along Waialeale St. to Hotel St. E. Corner of this lot. Thence N. 49° 30' W. 1 Ch. 59 5/12 ft. along Hotel St. to Annours bake-house lot. Thence S. 41° 15' W. 19 10/12 ft. along Annours lot to Corner of house. Slight angle - Thence S. 46° 45' W. 21 1/2 ft. to S. Corner of above said house. Thence S. 44° W. 67 ft. to Peter Richmonds lot W. Corner of this - Thence S. 47° 15' E. Ch 57 ft. along P. Richmonds place to place of Commencement Including an area of Fathoms 768. Feet 7.

Jan 19. 1849 J Metcalf Sur See diagram in preceding page

		Pro <sup>d</sup> for <sup>d</sup>	\$ 16
Incidental charges and action in C. 157 & citation			2 50
draft testimony 29 Sep. 1849	Red <sup>d</sup> Jeng <sup>d</sup>	\$1	75
" dep Claim Red <sup>d</sup>		\$1	50
J Metcalfs Survey Jeng <sup>d</sup> \$2 \$1			6
Hale Kauriwa	William L. Lee Report		5
15. February 1849	J. Smith W. Haawua Amalia K. K. K.		30 75

Cl. No. 387. Part 1 of Honolulu Claims of Sandwich  
Islands Mission  
Oahu Part 1. Honolulu Sec. 1

This is a claim made by the "Sandwich Isl<sup>d</sup> Mission" on behalf of the American Board of Commissioners for Foreign Missions, to a house lot situated in Honolulu, Island of Oahu, and now occupied by Henry Dimock.

From the Evidence submitted to the Commission, upon this claim, it appears, that this lot was originally given to the Rev<sup>d</sup> W<sup>m</sup> Ellis of the London Missionary Society A. D. 1823, by Karamoku; that Mr. Ellis built upon and occupied the same for a few months, and then left the Islands; that some four or five years after his departure, the L. M. Society through Mr. Ellis, relinquished all their Rights in this lot, in favor of the present Claimants; and that the "Sandwich Islands Mission" have been in the quiet possession of the same ever since the departure of Mr. Ellis.

It further appears, that the whole district of Kawaiahou, of which this lot is a part was given to the "Sandwich Islands Mission"; not in fee simple, but for the use of said Mission, so long as they pursued the object for which they came here, and for which the lands were given, namely, the Christianizing of the Hawaiian Nation.

The Commission therefore, view this title as a freehold contingent upon the Existence and pursuits of the "Sandwich Islands Mission": that is to say, so long as the aforesaid Mission continues to exist, and labor to promote the Christian faith they profess, so long this land shall be theirs to possess in peace and quiet. But if they should cease to exist, or to pursue the objects of their profession, that then the land will revert to the King and Chiefs who gave it; or in other words, to the "Sandwich Islands Government." The Commission adopt the view expressed by Mr. Levi Chamberlain, in giving his evidence in

relation to the nature of the Mission Claims: namely, that it would be a breach of good faith for the Mission to lease, sell, or otherwise dispose, of this, or any other Mission lands, without first obtaining the consent of this Government, and that it would be equally a breach of good faith for this Government to dispose of this or any other Mission lands, without the consent of the Mission while they continue their appropriate work.

holding these views, we do hereby award to the American Board of Commissioners for Foreign Missions the before named lot, according to the metes and bounds set forth in the annexed survey, to have and to hold to them, and their Successors, during the Existence of the "Sandwich Islands Mission." The Commission view this award, as parallel to an award of a freehold or life Estate in land to an Individual.

"Notes of the lot occupied by Mr. Demons"  
 "Commencing at corner of Church and Kawaiakao St. at South corner of this lot, and running N. 41° 45' E. 1 Ch. 38 <sup>3</sup>/<sub>12</sub> ft. along Kawaiakao St. to lot claimed by Chas. Kanaiahi at East corner of this. Thence N. 53° W. 1 Ch. 56 <sup>7</sup>/<sub>12</sub> ft. along Kanaiahi's to slight angle. Thence N. 50° 45' W. 25 <sup>8</sup>/<sub>12</sub> ft. to Mauna N. corner of this. Thence S. 41° W. 2 Ch. 8 <sup>3</sup>/<sub>12</sub> ft. always along Chas. Kanaiahi's land to Church St. at W. corner of this. Thence S. 67° E. 2 Ch. 22 <sup>3</sup>/<sub>12</sub> ft. along Church St. to place of Commencement. Including an area of

Fathoms 504 Metcalf's Br.

March 1. 1848.

"For diagram see General Map of Honolulu claims. 139/3  
 Costs. Part 1 of No 387. P. J. Mission Sect - D"  
 Survey by G. Metcalf  
 Commission general charge

5
3
8

Honolulu  
 Kate Hauwida  
 1 February 1849

William L. Lee  
 J. H. Smith  
 U. S. Hawaiian  
 J. W. Keam & Co  
 Agents



Claim No 696. Louis Gravier.

This is a claim made by Louis Gravier, for, and on behalf of his daughter Elizabeth Gravier, for a house lot situated in Honolulu Island of Oahu.

From the Evidence submitted to the Board it appears, that his Exc<sup>ty</sup> M. Kekuanaoa, & Kalohe his Wife, in consideration of the sum of one hundred dollars paid the said Kekuanaoa by the said Louis Gravier, conveyed this lot to Elizabeth Gravier and her Hawaiian heirs for ever, on 25<sup>th</sup> day of July A.D. 1846. In other words, the said Kekuanaoa and Kalohe, conveyed to the said Elizabeth, a fee-simple title in said lot, which was more than they had any right or power to convey, as they thereby conveyed away the Rights of the King or Government in the lot. But the Board having made application to the Privy Council for power to confirm the conveyance, they passed the following Resolution.

"Whereas Matakaia Kekuanaoa did by his deed on the 25<sup>th</sup> day of July A.D. 1846. Convey to Elizabeth Gravier and her Hawaiian heirs for ever, a small house lot in Honolulu; & whereas a claim has been presented to the Land Commission, by the said Elizabeth, for a fee-simple title for the same; and the Land Commission have no power to grant such a title in conformity with the deed aforesaid, unless the Government first Relinquish their rights in said house lot:— therefore be it Resolved: that the Government, as a special favor to Governor Kekuanaoa, do hereby relinquish all Rights they may have in said land; and authorize the Land Commission to confirm the conveyance of M. Kekuanaoa; and award the said Elizabeth a fee-simple title for the same.

I hereby certify the above to be a correct copy of a Resolution this day passed in the

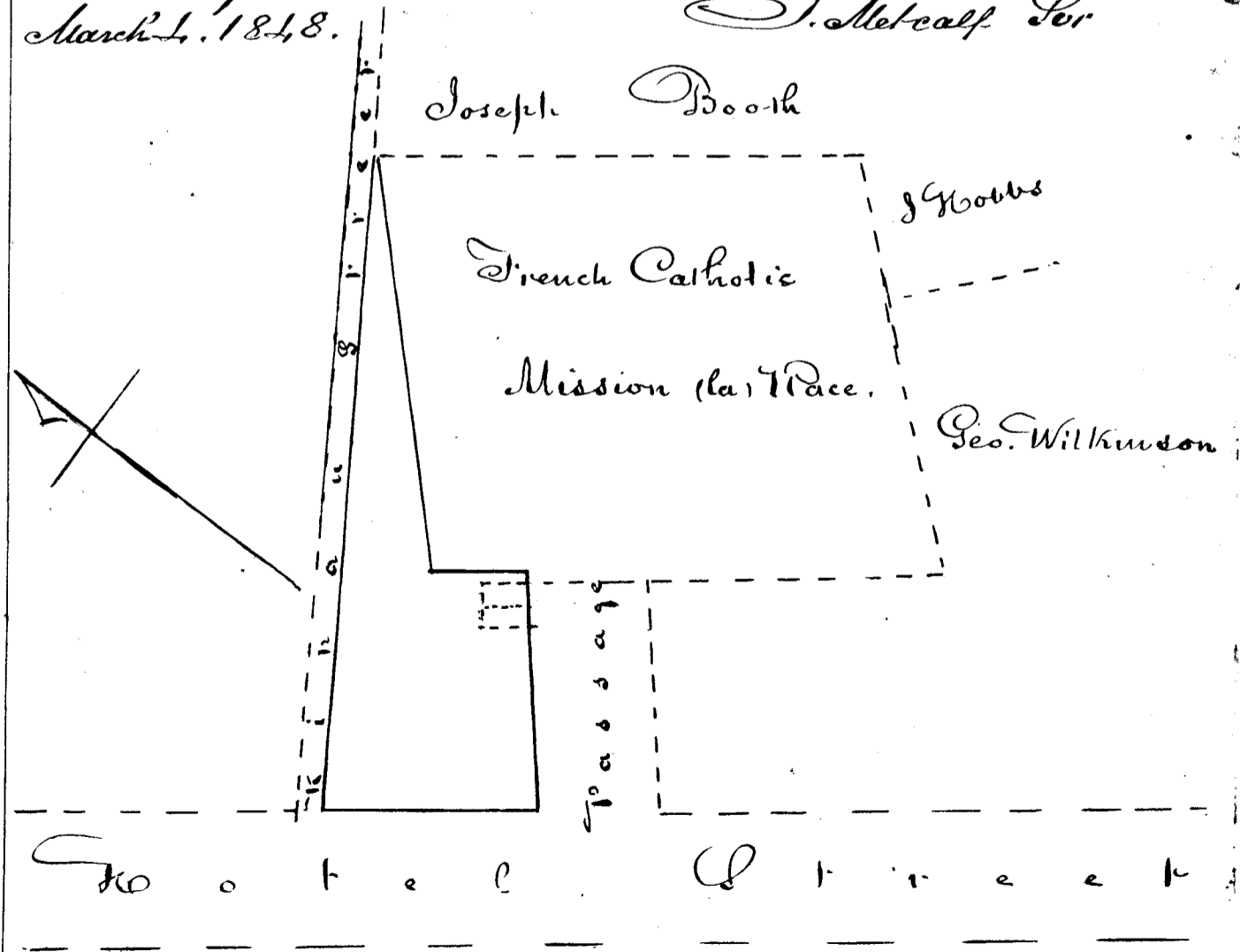
Privy Council of State.

Witness my hand this 23<sup>rd</sup> day of January (1829)  
in the Council Chamber in the Palace at Honolulu

Charles Gordon Hopkins.  
Secretary to the Privy Council.

"Notes of Survey of E. Graviell House lot in Kalaui-  
kahuia, Honolulu"

"Commencing at Matai S. Corner of this lot, on mauka  
side of Hotel St. joining Passage leading into French  
Catholic Mission Place, and running N. 41° 15' W.  
58 <sup>3</sup>/<sub>12</sub> ft. along Hotel to Kinau St. - the Matai W. Corner  
of this lot. Thence N. 51° 30' E. 2 Ch. 40 <sup>7</sup>/<sub>12</sub> ft. along  
Kinau St. to lot owned by Joseph Booth - the mauka  
Corner of this lot. Thence S. 37° 15' W. 1 Ch. 44 <sup>3</sup>/<sub>12</sub> ft. along  
and to W. Corner of the French Catholic Mission place  
at post - Thence S. 43° E. 23 <sup>7</sup>/<sub>12</sub> ft. along mauka side of  
of French mission place to passage leading to Hotel St.  
Thence along Passage 63 <sup>1</sup>/<sub>12</sub> ft. to place of Commencement  
Including an area of Fathoms 136. Feb 16  
March 4. 1848. J. Metcalf Sur



Costs. Adjudication of C. McGo Louis Xavier S<sup>r</sup>:

To Incidental Expenses of			
Action of Commission on 7 Jan <sup>y</sup> . 1848			1
Citation			50
draft deposition of Claim Reduced	\$1		50
" Testimony Red <sup>d</sup> in deed engr <sup>d</sup>	\$3	1	50
" Resolution of Privy Council 23 <sup>d</sup> Jan <sup>y</sup> 1849			
engrossed (See Award)	\$2	1	
Survey by J. Metcalf of this lot			5
Engrossing Copy of same	\$2	1	
Report of Commissioners this day rendered on the above Claim			5
			<hr/>
			16 50
Kate Kauhala	W. L. Lee		
2 February 1849	J. H. Smith		
	M. K. Kawakawa		
	W. Kauhala		
	Loani		

Claim No 786. James Robinson & Robert Lawrence

This is a claim for a lot situated in Honolulu,  
known as the Blonde Premises.

From the Evidence submitted to the Board  
it appears, that these Premises were in the Posses-  
sion of a man by the name of Fleming in the  
Year 1826; and were occupied by the said Fleming  
as a Groggery. That soon afterwards, Fleming  
sold them to Samuel Dowsett, who occupied  
them in the same way; keeping a house thereon.  
Called the "Ship and Whale"; until 1831; when he  
sold them to the present Claimants; who have  
had undisturbed possession of the same ever  
since. The Claimants title to this lot is clear;  
and we do hereby award to James Robinson  
and Robert Lawrence, a freehold Title less

than allodial; or in other words, a life Estate in said lot; which they may Commute for a fee-simple title as prescribed by law. The correct metes and bounds of this lot, are set forth in the annexed Survey made by J. Metcalf on 6<sup>th</sup> Jan. 1848.

"Notes of Survey of the Blonde Place in Honolulu"  
"Commencing at Mahai S. Corner of this lot, on Nuuanu St.; joining Premises occupied by Everett & Co.; and Running N. 53° E. 62 ft. along Nuuanu St. to Mauka E. Corner of this lot at intersection with Church St. - Thence N. 31° 30' W. 62 <sup>3</sup>/<sub>2</sub> ft. along Church St. to Gate angle. Thence N. 33° 15' W. 55 <sup>3</sup>/<sub>2</sub> ft. along Church St. to Mauka N. Corner of this lot. Thence S. 48° 30' W. 1 Ch. 8 Inch. along North west wall of this lot, to Mahai W. Corner. Thence S. 35° E. 1 Ch 46 <sup>3</sup>/<sub>2</sub> ft. along Premises occupied by Everett & Co. to place of Commencement - Including an area of

Fathoms 205. Feet 25  
at 1100

Jan. 6. 1848.

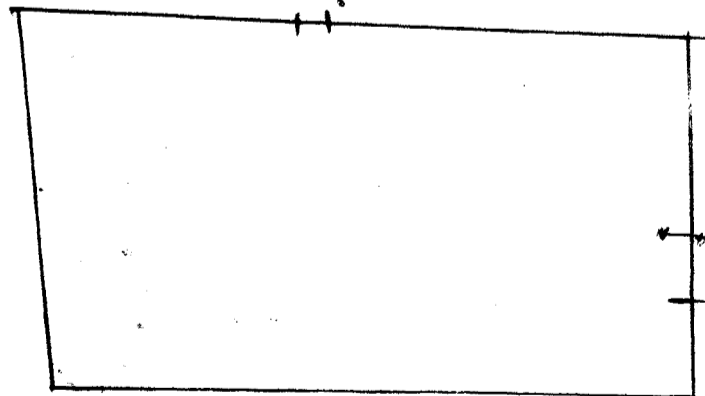
J. Metcalf Sur.

Alexander Smith

S  
t  
r  
e  
e  
t

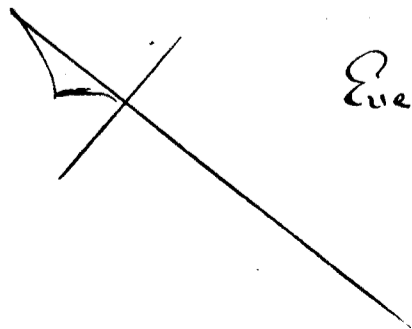
C  
h  
u  
r  
c  
h

S  
t  
r  
e  
e  
t



Market

Everett & Co.



Costs. Adjudication of C. No 786. James Robinson vs D<sup>r</sup>

To Incidental Expenses of Commission		1
Action of Comon <sup>n</sup> in this Claim on 7 Dec 1848		1
Citation		50
Draft depos <sup>n</sup> of Ct. Rec <sup>d</sup>	\$1	50
" Testimony Rec <sup>d</sup> & Long <sup>d</sup> on 7 Jan. 42	\$2	1 50
Survey by J Metcalf		5
Engrossing the same	\$2	1
Report this day Rendered on the above Claim by Commissioners		5
	W. L. Lee	15 50
	J. H. Smith Survey Paid by Claim <sup>n</sup> to	5
	J. M. Howland Sr.	10 50
	J. Kaunani Jouani	

Kate Kauloia

2. February 1849

C. No 787. James Robinson. Robert Lawrence

This is a claim for a House lot, situated in Honolulu, Oahu; and lately occupied by Samuel Thompson.

From the evidence submitted to the Board it appears, that these Premises were originally in the possession of one Captain Cole; that they afterwards passed into the hands of Henry A Pierce; and from Pierce to Alexander Smith who sold them to James Robinson, Robert Lawrence and Joseph Elliott in the Year 1833 that Elliott died in 1836; and willed his Rights in these Premises to the surviving part-owners James Robinson and Robert Lawrence; and that they have had the quiet Possession of the same ever since.

The Claimants Title is rendered Clear by the evidence, and We do hereby award to James Robinson & Robert Lawrence a freehold Title less than allodial in the afore said lot, according to the Metes & Bounds of the annexed Survey, which Freehold Title less than allodial may be Committed for a Fee-simple as prescribed by law.

"Notes of Survey of Maikai side of Hotel St. opposite Canton Hotel - Samuel Thompson place"

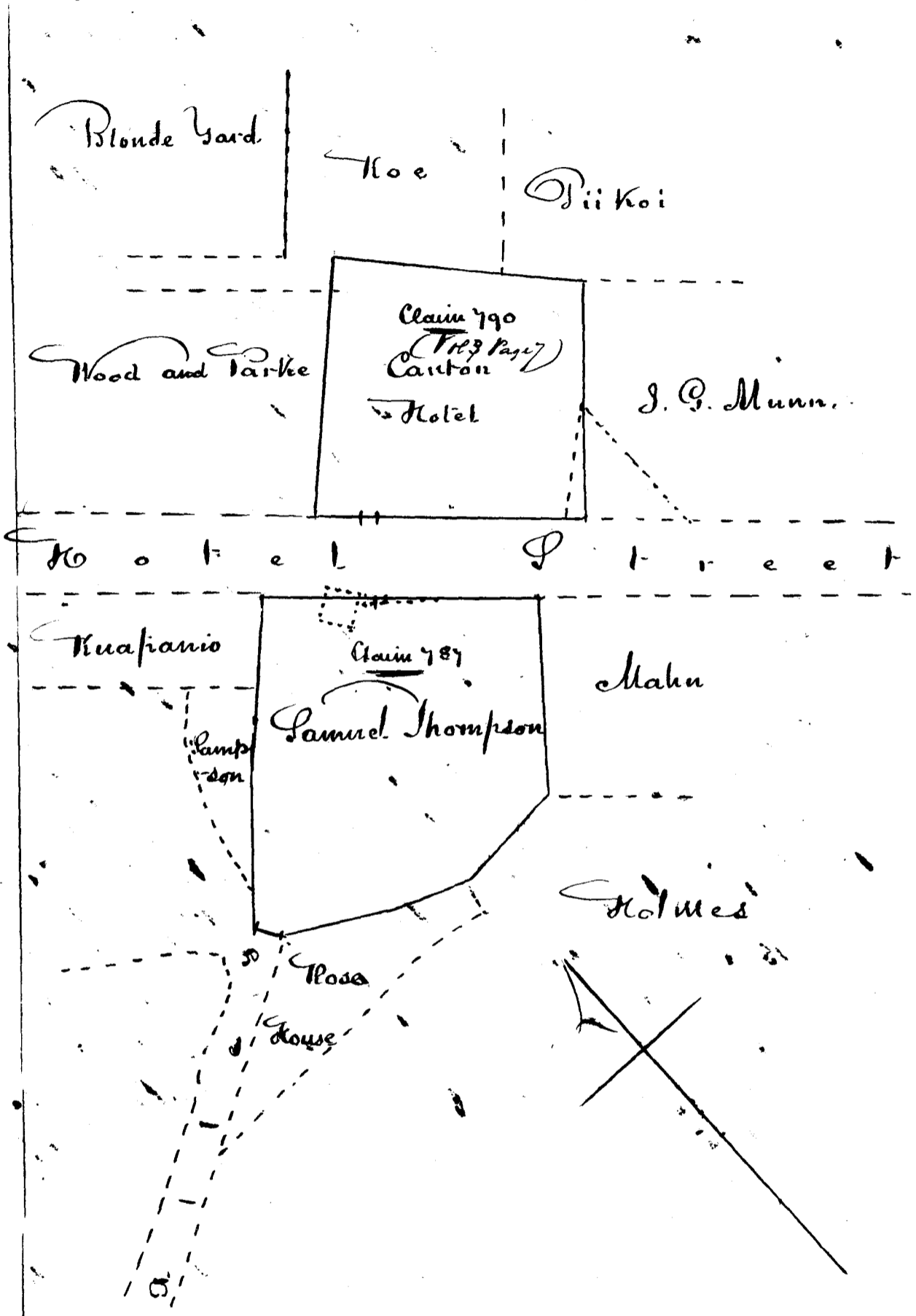
"Commencing at Mauka N. corner of this lot on Hotel St. joining lot claimed by Niapanio, and running S. 19° W. 1 Ch. 6 1/2 ft. along Niapanio's and Sampsons dwelling Place lot to N. Corner of Stonehouse on this lot. Thence S. 15° W. 1 Ch. 23 ft. along Sampsons lot and to Maikai W. Corner of of this lot. Thence S. 36° 15' E. 11 1/2 ft. along Gate way into this lot to the Rosehouse lot. Thence S. 56° 15' E. 53 1/2 ft. along Rose house lot to slight angle in wall. Thence S. 65° E. 35 ft. to Mauka E. Corner of Rosehouse lot - angle - Thence E. 26 1/2 ft. along the Holmes premises to Corner of Bowling alley on this lot. Thence N. 87° 15' E. 28 1/2 ft. to Maikai S. Corner of Bowling Alley. Thence N. 13° 15' E. 1 Ch. 31 1/2 ft. along Maikus lot to Mauka E. Corner of Bowling alley and this lot. Thence N. 13° W. 1 Ch. 62 3/2 ft. along Hotel St. to Place of Commencement - Includg. an area of 3 Aikous 53 1/2 feet 2

Jan 26. 1818.

J. Met-calf Sur

See diagram next Page

Costs - Adjudication of C. No 787. James Robinson & Co		\$
To Incidental Expenses &c	\$1	1
Citation 50 - Action in this Ct. on 5 Jan 1818		1 50
Draft depos <sup>n</sup> of C. Fee &c	\$1	50
" Testimony engrossed to 5 Jan 18	\$3	2 25
Engrossing Copy of Survey by J Met-calf and furnished by Claimants	\$1	2
Report of Commissioners this day rendered on the above Claim		5
	\$	12 25



Hale Kaula  
 3 February 1849

William L. Lee  
 St. Smith  
 St. Kaurmai  
 L. M. So am alan  
 L. M. So am alan

519

Claim N<sup>o</sup> 788. James Robinson, Robert Holt  
and Robert Lawrence.

This is a claim to a House lot, situated in Honolulu Oahu, and lately occupied by Israel H. Wright.

From the Evidence taken in this claim, it appears, that these Premises were originally given by Governor Poki to John Kellert in the Year 1826 or 1827, and that the said Kellert sold the same to the Claimants in the Year 1841; since which time, they have occupied the same in quiet.

The above Evidence renders the Claimants title Clear, and We do hereby award to James Robinson Robert Holt, and Robert Lawrence, a Freehold Title less than allodial in said lot, according to the Metes and bounds of the annexed survey, which they may Commute into a Fee-simple title as prescribed by Law.

" Notes of Survey of the Israel H. Wright  
paint-shop place in Honolulu "

" Commencing at Mauka E. Corner of this lot on Nuuanu Street, joining lot claimed by A. Paki, and running S.  $49^{\circ} 15'$  W. 2 Ch.  $17 \frac{1}{2}$  ft. along Nuuanu St. to Maikai S. Corner of this lot. Thence N.  $51^{\circ}$  W.  $31 \frac{3}{4}$  ft. along J. Coleman's Premises to angle of wall. Thence N.  $20^{\circ}$  W.  $48 \frac{3}{4}$  ft. along J. Coleman's & Mruac's lots to W. Corner of this. Thence N.  $47^{\circ} 15'$  E. 2 Ch.  $1 \frac{1}{2}$  ft. along Poki's lot, to Mauka N. Corner of this. Thence S.  $43^{\circ} 15'$  E. 1 Ch.  $11 \frac{1}{2}$  ft. along A. Paki's place to place of Commencement.

Including an area of

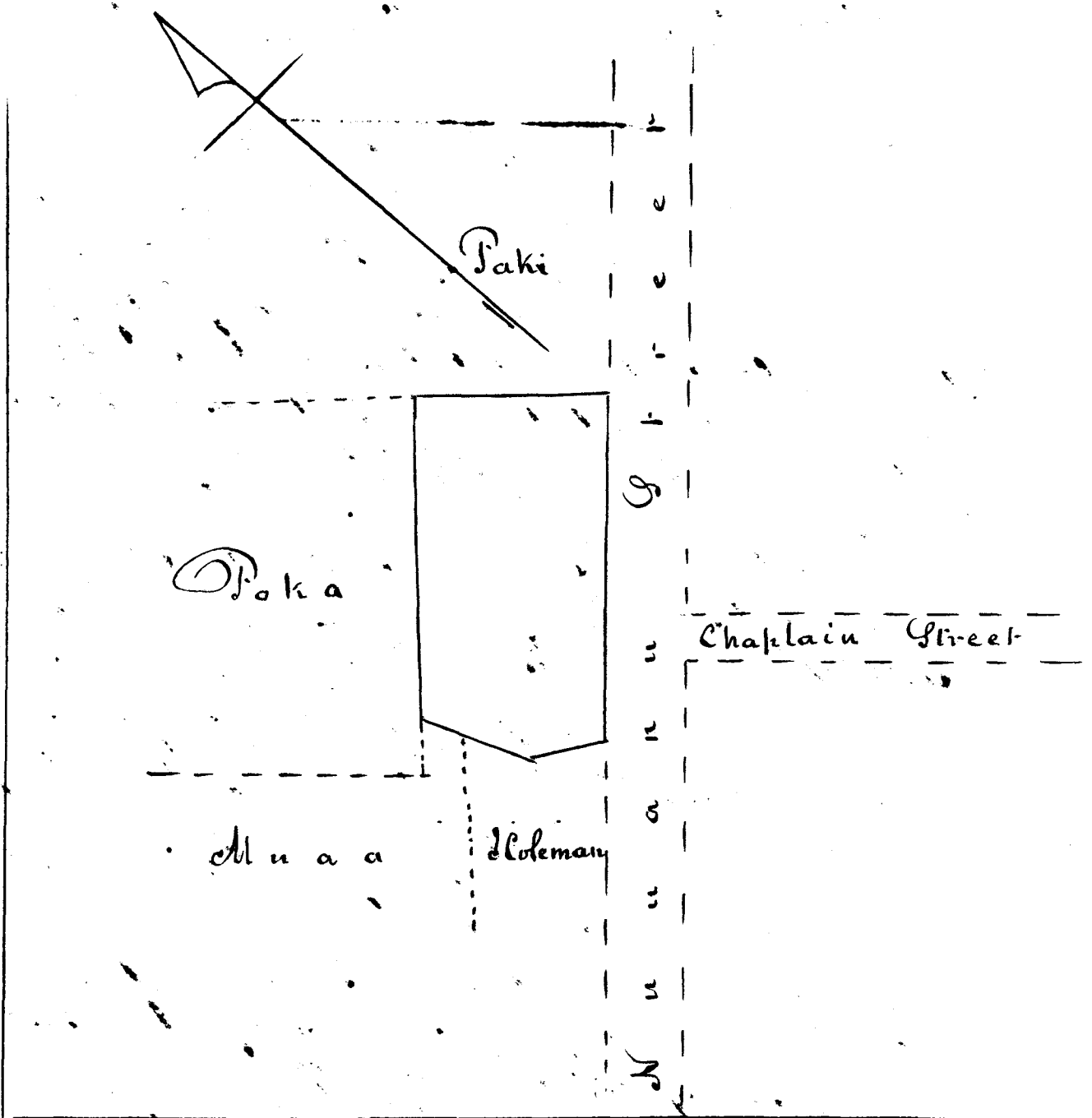
Fourths 321 - Feet 4  
Three eighths

January 6. 1848.

For.

(see diagram next Page)





Costs. Adjudication of Cl. 788 James Robinson & Co. vs. Do. & Co.

To Incidentat Expence of Commission	1
Action of Commission in this Claim 5 Jan <sup>r</sup> 1828	1
Citation 50 <sup>cts</sup> draft deposition of Cl. Red & Si. 50	1
Draft testimony Red and Eng <sup>r</sup> 5 Jan <sup>r</sup> 73	2 25
Engrossed Copy of J. Metcalfe's Survey furnished by Claimants 43	1 50
Report of Commissioners this day rendered on the above Claim	5
<i>Honolulu</i>	
<i>William L. Lee</i>	11 75
<i>J. H. Smith</i>	
<i>W. K. Kaurwai</i>	
<i>W. H. Lamaban</i>	
<i>Loonedi</i>	
3 February 1829	

Claim 963. John Richards

This is a Claim for a House lot called "Puhako," in Lahaina Island of Maui;

The Claimant states, that in the Year 1839 or 1840 he obtained this lot from Kalaikou, and paid for it in money and work: that he put up a house upon it, and lived in it nearly ten Years: that in his absence it had been pulled down, and himself dispossessed of the place, by order of Kehaunohi, through Kaeo the son of Kalaikou, deceased.

The above stated particulars, appear sufficiently proved in the Examination of this claim before Mr. Richards, the former President of this Board, when evidence was taken by him in the month of January 1847 at Lahaina upon it - having added to the minutes of the Proceedings his own sworn deposition; stating that the Claimant came to him after Kalaikou's death expressing his apprehensions that Kaeo, his son, would tear down his house, which Mr. Richards disbelieved, adding, "that property is now under the protection of the law." The house however, was destroyed, and the Claimant has ever since been unjustly deprived of his rights.

It is a small lot - described by the Witness Pillitter - to be about 60 ft by 30 ft. - who with two other witnesses Grant and Lawrence - confirm his right in it.

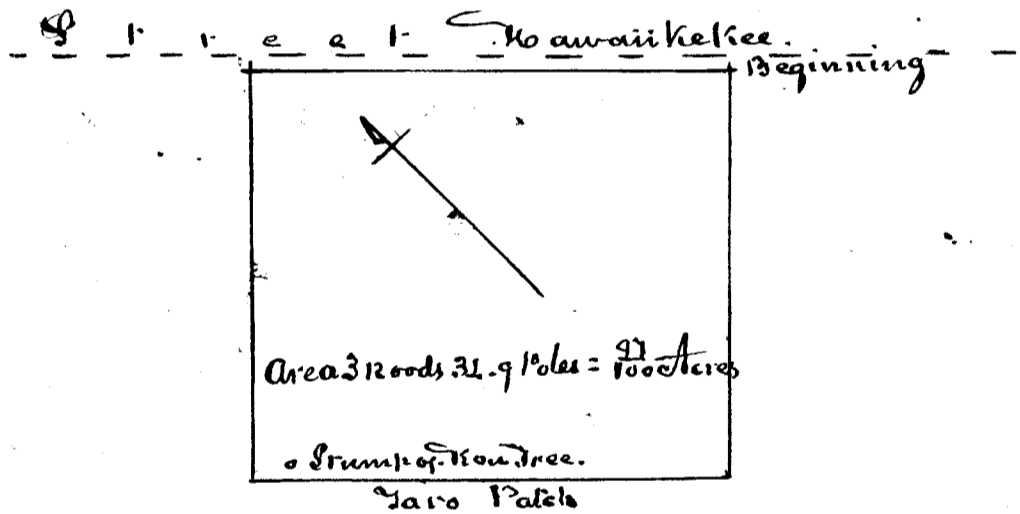
The occurrence which deprived the Claimant of its possession appears to have been the after action of an old principle of arbitrary Rule, not then sufficiently brought under the controlling power of the new laws of 1839 - but which properly constitutes one of those cases of irregularity and wrong legitimately belonging to the corrective adjudication of the Board of Land Commission.

From the testimony received, we consider the Claimant's title good to this lot of which he has been deprived; and accordingly award to John Richards a feehold estate in it - less

than allotted - which he may commute in accordance with the law.

The bounds of this lot are described as stated below in a Survey made by Geo<sup>d</sup> W. P. Alexander on 29<sup>th</sup> January 1849.

"Beginning at the East Corner on the street called Hawaii Kehee, where the lot joins one owned by Kaeo, and running towards the Sea, S. 1. 1. W, 89 Chains to a Taro patch thence N. 1. 6 W 1. 10 Chains to a point three feet beyond the stump of a Kou tree. thence N. 1. 1 E. 89 Ch. to the Street Hawaii Kehee. thence along said street S. 1. 6 E 1. 10 Ch to the beginning. Contents of the lot  $\frac{97}{100}$  acre.



Costs. Adjudication of Cl. 963 John Richards & Co

To Incid. Expenses & action of Commission in Jan <sup>y</sup> 1847 and 27 <sup>th</sup> Nov <sup>r</sup> 1848	1	
Citation 50 <sup>cts</sup> draft - 5 <sup>cts</sup> red - 5 <sup>cts</sup> - 5 <sup>cts</sup> -	4	50
Survey of the above lot by W. P. Alexander	2	50
Deposition of Cl. reduced	1	
Report of Commissioners this day rendered on the above Claim	2	50
William L. Lee		
John Smith	12	50
Asy. W. P. Alexander		
S. M. Hoam & Co		
London		

Hale Hawaii  
9 February 1849

Claim No 193 Lewis Rees.

This is a claim for a large tract of Land, comprising upwards of 3000 Acres, known by the name of Hoaeae, and situated in the district of Ewa, Island of Oahu.

The Claimant Rees, in his statement to the Commission, alleges, that this whole tract of Land was given to him by Manuia in the Year 1829; and that he has ever since held quiet possession of the same; with the exception of certain Claims and demands made by Namauu; and requests that the Commission will examine his Title, and settle the same according to the laws.

Namauu appears as a Counter Claimant to this Land: alleging that Manuia never gave the Land to Rees; but on the contrary gave the Land to him in the Year 1829. When he, Manuia, left the Islands with Doti: - that Rees, however, was to have the use of the Land, as a pasture, upon Condition, that he paid to Namauu and Manuia's wife, Kaupena, one half of the increase of the flock of Goats, Horses &c. put on the Land by Manuia; and one half the profits of the Land; and that the only difficulty existing between Rees and himself, is one growing out of the refusal of Rees to account to him for half the profits of the pasturage, according to the Conditions upon which he was to have the use of the Land. He contends, that the only Land given to Rees, was a small rich Land adjoining, or forming a part of Hoaeae, called Ualena: - That the uplands of Hoaeae formed no part of the Gift from Manuia to Rees; and that Rees was only entitled to the use of it; so long as he performed the Conditions upon which the use was granted.

This claim being a contested one, the Board, before proceeding to a decision, will examine the evidence adduced by the Parties, in detail.

The first witness called on the part of the Claimant Rees, is Mr. John G. Munn, who testifies, that he has known Mr. Rees at the Islands about 20 Years; that he recollects Manuia came into a house where he was in the Year 1829, and said to Rees, "Rees - I shall give You that land instead of another -" but he does not know what land Manuia referred to: - that Rees has lived on the land a number of Years: - that Rees was living there in 1837; and that he never heard of any other persons claiming the land.

James Walker - the next witness sworn for Rees, states, that Manuia gave Rees the land where he lives about 1828 or 1829. - Rees was Manuia's servant: - that he did not know of any one living on the land at the time: Rees has lived on it from that time till the present: - that he knows of no one interfering with him about the land except Nemaui: - that Rees gave Manuia half the stock raised on the land, from the beginning to the present time. The same witness testified on the 17<sup>th</sup> of May 1848, that when Manuia was leaving the Islands in 1829, he told witness he had given Rees a large place at Pearl River, but did not state the extent. Manuia said he had given him the land to raise stock upon: - that he, witness, never saw the land: - that the cattle on the land belonged to Manuia; and Rees was to give Manuia half the Increase of the herd.

Kanui - the next witness sworn for Rees, states, Mr. Rees and I were together, and did business for Manuia with the foreigners: - Manuia first gave him a land named Pava in Waititi; but that land being so much exposed to inroad of Animals, Manuia gave him another at Ewa instead of it. Rees has from that time (1829) lived undisturbed in the place then given. When Rees received the land, it was dry, and without value; but by labor, he prepared a taro patch,

and made it valuable. I do not know the precise boundaries of the land: its name is Hoavae. The taro ground has been since covered by a forest.

The particular reason why Rees wished to go there, was, that he might have better pasture; and he has pastured Goats, Horses and Cattle there; the pasturing of animals being his business. Manuia did not give him the whole of Hoavae: he gave him none of the taro ground. The next Witness sworn for Rees, was Kaupena, Manuia's widow. She testifies, she knows that Manuia let Rees have some pasture ground to feed Goats, upon the condition that Rees gave him one half of the produce: - that when Manuia left in 1829, he gave the land to Namanu.

The next Witness called for Rees was Kekeni, who testified, that he was a Relative of Manuia, and a servant under him. Rees was also a servant of Manuia's, being his herdsman. Rees and myself attended upon Manuia's call. Rees did some other work, besides attending to Manuia's Cattle. Before

Manuia sailed for Manilla (in 1827 or 1828) he gave Rees a small piece of dry, uncultivated upland in Pawa Waititi; fit only for the raising of Potatoes. Rees did not like the land; and after a while, wished to give it up because it was so small. Manuia took it back, and gave him a larger land in Ewa.

Ulatena, is the name of the land Manuia gave Rees at Ewa, and not Hoavae. It was a piece of low-land, surrounded with a fence, but the fence is now broken down. I could point out where the fence was. It was a place for growing kava, Corn &c. Outside of this, was the pasture land of Hoavae, and Rees was permitted to pasture his Cattle upon it. I went down to Ewa with Rees and Manuia when the land was given, and witnessed the Gift - he gave Rees the land inside of the fence - that is - Ulatena - but not the land outside of the fence - that is - Hoavae. The outside land Rees was to have the use of for the Cattle to run on.

Cross examined by Manuau.

The Cattle pastured were Manuau's. Rees took care of the cattle, and was to have half the Increase of the Cattle for his Care of the herd. Rees was to have the lowland Ubatena as his truly; and the use of the plains of Hoocae, as a pasturage, so long as he yielded half the produce to the Lord of the land; <sup>Manuau has been the Lord of the Land</sup> so far as my knowledge extends ever since 1830.

John Meek Sen<sup>r</sup>. sworn for Rees, says - Rees lived in the Fort with Manuau, and was one of Manuau's Confidential servants. Rees has been on this land from 19 to 20 Years, to my knowledge.

I don't know how Rees got the land, but I have heard that Manuau gave it to him, but I never <sup>heard</sup> Manuau say any thing about it. I never heard Rees' right disputed until lately. I have pastured my horses upon this land for some Years. I cannot give the bounds of the land, but it is not very large. (Rees here presented a map of the land claimed by him, - comprising some 3,000 acres) I never knew any person as being entitled to the pasturage money for my horses but Rees. I know nothing about the bounds of the land, and cannot say whether the Survey presented by Mr. Rees, is correct or not. Rees has had possession of the Land, I think since 1829.

Samuel Thompson, sworn for Rees, says. I know but little of the land in dispute. Rees was living on the land when I came here 18 Years ago.

Rees always spoke of this land as his own. When I came here, the place where Rees lived, was enclosed with a fence - but the fester swept over this place soon after, and rendered it of no value.

I never heard Rees' right to this land disputed until lately. I remember three or four Years ago that Rees and Kaupena (Manuau's wife) divided the Goats on this land. Whether this was a final

division or no, I cannot say. I never heard Manuia say any thing in reference to this land. I cannot give the boundaries of the land, they are not known to me. I have rode over the land, but I dont know the bounds, it is not fenced.

Cross examined by Namaanu.

I never understood that this land was given to Pees except from the old man Pees himself. I heard this from him lately, and in former years.

J. C. B. Cooke sworn for Pees, says, When I came here in March 1829 - the day the King arrived here from Maui - Kaupena, the wife of Manuia, had charge of the Fort. Manuia was then absent at Manilla. I, with others, visited the King in the Fort, and then saw Pees. He appeared to be a servant about the Fort; but I cannot say what his duties were. I saw Manuia afterwards when he returned from Manilla. Shortly after in 1830, I visited Pees down at Eoa, where he was then living he was then pasturing Goats there, perhaps some Horses also. From that time up to the present, I have almost always had Horses feeding on this land. I always paid Pees for the pasturage of these Horses. I heard that part of the Goats on this land belonged to Kaupena. I understood he pastured the Goats on condition of having half the Increase. I heard this from Pees, and also that the land was given him by Manuia. I never heard until lately, that Namaanu had any Rights in this land. I know nothing about the bounds of the land. I have rode over it. The lower part is of little or no value - The upland is only valuable, and the lowland being swept by a freshet, is only valuable, on account of its water.

Cross examined by Namaanu.

I never knew any thing about Manuias Gift of this land except what I have gathered from hearsay. I never heard Manuia say any thing about it.

Kahane sworn for Pees, says, I knew Pees



lived with Manuia in the capacity of a Servant. He lived in the Fort with him a short time. I heard that Manuia gave Rees a piece of land at Ewa. I don't know of Manuia's giving Rees any upland at Ewa. I know he gave him a piece of lowland in a circular shape. I once heard Manuia say to Mr. Rees. There is a place for your Goats, and Namaanu is to be your Lord.

Cross-examined by Namaanu.

The Goats belonged to Manuia, and not to Rees. It was the business of Rees to take care of these goats, and for this care Rees was to have a portion of the increase of the flock. I never heard of Manuia giving Rees the upland of Kooaeae. I understood the absolute Gift of Manuia to be confined to the lowlands. Rees has kept horses on this land on his own account, and not for Manuia, I believe.

William French sworn for Rees, says. I know very little in reference to these lands, except what I have heard from Rees himself. I know Rees has lived on the land. Rees stated to me that he received the land and Goats from Manuia - and was to have half the Increase of the Goats. I never understood from Rees; that Manuia had any Interest in the Horse-pasturage money, but he had in the Goats. The extent or bounds of the land, I know nothing about. I understood from Rees, that he had a piece of Lowland and some Pasturage. The old Custom of the Native Chiefs was to give their foreign servants land to hold during life, or while they lived on the Islands. Sometimes more and sometimes less. I never heard Manuia himself say a word in reference to this land.

Joane Si. sworn for Namaanu says -

In 1821 or 1822 I first became acquainted with Mr. Rees on board a ship, commanded I believe

by Captain Lewis. It was not pleasant for him to live on the ship, and he came on shore; he was a kind of Steward or Waiter, under Manuia in feasts, where foreigners were present. Sometime before Manuia sailed for Manilla. I know Manuia gave him a piece of land at Pawa. After this a piece of land was given to Rees as I heard, at Lewa. I always understood the gift to have been as stated by the Witness Keheni. When Manuia went away in 1829 on the Pandawood expedition - in which he was lost, he had goats feeding on the Kuda land (upland) above Rees' land and he gave this land to his wife Kaupenu & Namauu. This Kuda land (upland) is called Moaeae; and is bounded on the Waeanae side by Koonoutiuli - on the Honolulu side by Waitete; and Mauka it extends to where the two valleys meet. In 1841 I was at this place - and the fence surrounding the land given to Rees, was fallen down. I then saw that the cattle of Rees were running far inland on the Kuda land (upland). I always understood that the lowland belonged to Rees, and the upland to Namauu and Kaupenu. In 1841 or 1842 there was a difficulty between Rees and Namauu on account of the alleged appropriation by Rees of all the profits of this land to himself. Namauu complained, and objected to Rees pasturing any cattle on this upland but his own. Namauu complained that Rees did not pay over his share of the increase and profits. Rees and Namauu mutually complained to me concerning their difficulty, and I told Rees, I thought he ought to pay over half the profits of this land; and then, all would be quiet & right. Mr. Rees, I believe, did not do so.

At this stage of the Testimony, both parties requested, that the claim might be postponed; as they thought, they could settle the same amicably. Namauu said, he had no objection to Mr. Rees having the Land, if he only kept the condition on

which the use was given - namely - an equal division of the <sup>Repts or</sup> produce of the land. Mr. Jasper Counsel for Mr. Pees, said, this struck him as just, and he had no doubt the parties would arrange the matter amicably, if they had time.

The Board stated, that such a settlement would meet with great favor from them: that it would be a saving of Costs and much hard feeling, and they should be very happy to grant the request. The further hearing of the claim was accordingly postponed.

Some days afterwards, the Parties stated they could not settle the matter, though they were agreed on the terms, because Consul-General Miller would not let Mr. Pees settle. accordingly the testimony was resumed.

His Excellency M. Kekuanaoa Governor of Oahu. sworn for Namau. says. In the Year 1822 King Liholilo gave the Land of Hoaae to Manuia, from the Mountains to the Sea. Manuia kept possession of it until he sailed to a foreign land. When he was about to leave the Islands, he gave this land to Namau and Kaupena. I heard him give it to them. On his return from England - he made no change in the land. nor on his return from Manila - it still remained in the hands of Namau & Kaupena; and continued in their possession when he went with Poki to the Sandal-wood Islands.

Poki when he went on this Expedition, was Governor of Oahu; and left the Island in charge of his Wife Lilita. She took the land from Namau & Kaupena, and gave it to Kapote. Namau's wife. Kapote acquainted Namau with this fact; and he went with a Complaint to the present King Kamehameha III. I was present when Namau came with his

Complaint, and I verified the statement made.

The King said, "Let the land be given back to the Persons who owned it." From that time the joint ownership of Kaupena and Namauu Ceased; and it was given back to Namauu only, with the understanding, that he held it under the King.

Afterwards, when I was in conversation with the King about this land, the King said - "I have given it to Namauu, and he holds it under me." In the division of lands, this has been recognized as Namauu's, and there is no other Kōwhiri (Lord of the Land) but Namauu.

Cross examined by Mr. Jasper. Rees counsel - I know of the fact of Mr. Rees' living on this land - first under Namauu and Kaupena, and when Kaupena's title ceased, then under Namauu.

At first Claimant Rees had some land given him by Manuia at this Place. I only know this by hearsay. After being there awhile, a flood filled up the Kalo patches, and the land was rendered almost useless. Mr. Rees came to me, and represented this, and wished me to remit the tax on this land; which was about £3 or £4 dollars, and I reduced it to two dollars: - this was the Government tax.

It remained at two dollars p<sup>o</sup> Ann<sup>m</sup> until 1841, I believe: since which time

Rees has paid no tax, on account of the injury done by the flood. I saw the land: and told the tangatheres not to enforce the tax. This tax was for the Uki or Cultivated land only -

Namauu has always paid \$17 per year - the atupua tax - that is - the tax for Hoaeae, which is upland and uncultivated.

The evidence adduced in this case is clear and conclusive. It is shown by Mr. Rees' own witnesses, that while the lowland of Matena which forms a part of Hoaeae, upon which Mr. Rees has lived, and which was enclosed with a fence,

was given to him to be truly his; only the use of the Uplands of Hoaeae was given to him, upon the Condition of his paying to the Lord of the Land, the one half of the produce.

Kekeni, Mr. Rees' own Witness, who was present, and heard the Gift from Manuia, upon which Mr. Rees bases his claim, testifies that he went down to Ewa with Rees and Manuia when the Land was given, and witnessed the Gift. He gave Rees the land inside of the fence, that is Ulatena, but not the land outside of the fence, that is Hoaeae; - the outside land, Rees was to have the use of for the Cattle to run on.

Rees was to have the lowland, Ulatena as his tithy; and the use of the plains of Hoaeae as a pasturage, so long as he yielded half the produce to the Lord of the Land.

Kaupena, the Widow of Manuia, another witness of Mr. Rees, testifies, that she knows her husband gave Rees some land to feed Goats upon; but the gift was upon the Condition stated by Kekeni. namely - that he paid half the produce and that when Manuia left the Islands in 1829 he gave the land to Namau.

Kahane, sworn for Rees, testifies to nearly the same facts as Kekeni, stating, that he knows of no upland having been given to Rees, but that a lowland was given to Rees in a circular shape, and that he once heard Manuia say to Rees, "There is a place for your Goats, and Namau is to be your Lord". He understood the absolute Gift of Manuia to be confined to the lowland.

The Evidence of these witnesses is sustained by that of Mr. Si and Governor Kethuanaou. The latter of whom gives the history of this Land, from the Year 1822; and testifies that he heard Manuia give Hoaeae to Kaupena & Namau, and that it continued in their possession until

shortly after the departure of Governor Boki & Manuia in 1829 when Governor Boki's wife, Liliha, wrested it from their hands; - That by order of his Majesty it was restored to them; and soon after passed into the hands of Namaanu; - That Mr. Pees lived under Namaanu and Kaupene so long as they jointly owned the land, and afterwards under Namaanu alone; - That while Mr. Pees, as tenant of the lowland or Cultivated ground, has paid the annual tax of the same, up to the time when it was remitted on account of its being swept by a flood, Namaanu has been the recognized Lord of the upland of Hoaeae, and paid the annual tax of the same, from the Year 1829.

The only Evidence which militates in the least, if any, against the views of the ~~views~~ of the above-mentioned Witnesses, is that of James Walker and Kanui.

The first of these two Witnesses, Walker, testifies, that he knows that Manuia gave Pees the land where he lives: Now Mr. Pees has always lived at Malena the lowland; and whether the witness means, that he gave Pees the lowland, or both lowland and upland, cannot be told; for this witness says, he never saw the land. However taking the most favorable view of his testimony for Mr. Pees, it will be seen that he supports the testimony of Kekeni and others.

He testifies that Pees was to give Manuia half the Cattle raised on the land; and that he has done so from the beginning to the present time.

Kanui, the other witness, in speaking of the land given to Pees, says, that when Pees received the land it was dry and without value; but by labor, Pees prepared a Kalo patch, and made it valuable: showing clearly, that he had reference to the lowland where Pees lived; and which is the only land Cultivated by Pees, or prepared with a Kalo patch. This witness says, that Manuia did not give Pees the whole of Hoaeae, though he states the name of the land given to him was Hoaeae. Beyond question the land

given to Rees absolutely, was that <sup>part of the</sup> lowland of Hoacac-  
 which was enclosed with a fence, and called Ughene.  
 And when we scan the testimony of this Witness, and  
 Consider that the Counter Claimant was not present;  
 and had no opportunity of Cross examining him,  
 we shall find, that so far as it runs counter to  
 the testimony of Tekenē, Kaupena, Kahanea, Governor  
 Kekuanaoa and others, it is entitled to but little  
 weight.

Mr. Meek, Mr. Thompson, Mr. Brooke and  
 Mr. French, who testify that Mr. Rees has lived  
 on the land since 1829, all ~~frankly~~ state that  
 they know nothing of the Manner, or Conditions  
 upon which, Mr. Rees obtained this land:—that  
 they never heard Manuia say a word in relation  
 to the subject;—and that their Evidence on this point  
 is entirely hearsay Evidence, for the most part based  
 upon Mr. Rees' own assertions. They know he  
 has possessed the land, and received pasturage  
 money for horses, but upon what terms he has  
 possessed the land, they do not know:—Certainly  
 it has not been a quiet possession, according to Mr.  
 Rees own statement.

Mr. Meek testifies that the land was not very  
 large, but he knows nothing of the bounds.

Mr. Thompson knows of Rees dividing the Goats  
 raised on the land, with Manuia's Widow.

Mr. Brooke and Mr. French testify that Rees  
 told each of them that Manuia gave him the land,  
 and Goats, and he was to have half the Increase.

This evidence so far as the witnesses speak  
 from knowledge, and not from hearsay, strongly cor-  
 roborates the positive and lucid testimony of Gov.  
 Kekuanaoa, Tekenē and others; and in the opinion  
 of the Board, the Case is too plain to be misappre-  
 -hended.

See  
 translation  
 into Ha-  
 -waiian  
 Page 630

We do therefore Award to Lewis Rees  
 this land, upon the same terms and conditions,  
 upon which he received it from Manuia:—That is to

say - We do award <sup>that part of</sup> to him, the lowland upon which he <sup>and was formerly enclosed with a fence</sup> has lived, - namely, Materna, to have and to hold to him and his heirs for ever. There can be no doubt but that the absolute Gift of this lowland was confined to a life Estate in Pees; But having first obtained the consent and Authority of the King in Privy Council, we do award the same to him in Fee-simple.

And we do hereby further award to the aforesaid Lewis Pees, his heirs, and assigns, the Use of the Plains or upland of Hoaeae, to have and to hold the same for ever, upon the following terms - namely, upon Condition that the said Pees, his Heirs or assigns, shall annually account in writing, to the heirs or assigns of Namau, for all the Rents, or Produce arising, from the use of said Upland, and shall make annual payment to the Heirs or Assigns of Namau, of the one half of all such Rents or Produce: the first payment to be made one Year from the date of this Award.

And this Award is upon this express condition that upon the failure of the said Pees, his heirs, or assigns, to make the aforesaid annual account and payment as above mentioned, the Rights of the said Pees, his Heirs or Assigns, in said Upland, shall determine; and the same shall revert to the said Namau, his Heirs or Assigns.

Namau insisted that all the rights of Pees in the upland of Hoaeae had terminated, upon the ground, that he had forfeited the condition upon which he held the Land. But the Board have been spared the trouble of discussing and deciding this point, by obtaining the consent of the Heirs of Namau to the above Award.

The claimant Pees has handed to the Board a printed and sworn statement, made by him before Consul General Miller, excepting to the Constitution of this Commission, in its Capacity to decide this Case.



from the Circumstance, of Namauu's being one of the Members of this Board, and he expresses his fears, that he will be able to deceive the Board:— or in other words— that the Board are so deficient in purity of motive or judgment, that they are capable of being warped in their decisions, by the influence of one of its members.

Without regarding such insinuations we would simply remark that Namauu died and another Commissioner was appointed to fill his place in this Board, some months previous to the making of this Award.

The following Survey will shew the correct bounds of Hoaeae, and includes, though it does not particularly define, the bounds of that portion of the land of Ulatena, awarded in Fee-simple.

The law requires existing possessory rights of tenants to be respected.

"Notes of Survey of Hoaeae in Ewa Oahu"  
 Commencing at pile of stones by Sea (Kalahina bay) at Makai S. E. corner of this Land, joining Waitete, and running S.  $18^{\circ} 45'$  W. 15 Ch.  $6 \frac{1}{2}$  ft. along Sea to stake, near end of wall on top of Pali by Sea at Namauu's land. Then following along wall separating this from Namauu's land to Mauiha N. E. corner of wall. Thence N.  $29^{\circ} 15'$  W. 1 Ch.  $20 \frac{1}{2}$  ft. to stake by path at the N. E. corner of Namauu's land (where wall formerly was) Thence S.  $70^{\circ}$  W. 6 Ch.  $7 \frac{3}{4}$  ft. across Ravine or flats to Rock on Makai edge of new Gulch about 1 Ch. easterly of P. Pees' dwelling house. Thence S.  $50^{\circ} 15'$  W. 3 Ch.  $1 \frac{1}{2}$  ft. to large Rock at head (at present) of new Gulch. Thence S.  $45^{\circ} 30'$  W.  $5 \frac{1}{2}$  Ch. to W. corner of old stone pig pen. Thence S.  $55^{\circ} 15'$  W. 12 Ch.  $3 \frac{1}{2}$  ft. always along where old wall stood to wall again. Then following along around wall and Sea Pali to stake at

Makai S. W. corner of this land at or in place called  
 Kaulu (the Kula land ends here, but the Sea of this  
 land extends down to point marked Pon Sheep.)  
 Thence N.  $45^{\circ} 30'$  W. 51 Ch.  $13 \frac{1}{2}$  ft. to point in old  
 Road on mauka side of Gulch. near Mauka  
 N. W. corner of Namau's land - along land called  
 Hoonouliuli leased by J<sup>o</sup> Metcalf J<sup>r</sup> Thence N.  
 $47^{\circ} 15'$  W. 42 Ch.  $59 \frac{1}{2}$  ft. to Rock by Road called  
 Pohaku Palakalaka - Thence N.  $29^{\circ} 45'$  W. 29 Ch.  
 20 ft. to stone marked + by Road - Thence N.  $37^{\circ}$   
 $15'$  W. 71 Ch. to Rock marked + by Road - Thence  
 N.  $33^{\circ} 15'$  W. 97 Ch. 20 ft. to large Wiliwili tree -  
 Thence N.  $41^{\circ} 45'$  W. 57 Ch. 26 ft. to old Kukui tree  
 - angle. Thence N.  $29^{\circ} 30'$  W. 62 Ch. 13 ft. always  
 along Hoonouliuli to pile stones on N upper  
 bank of Ekahanui Gulch at Mauka N. W. corner  
 of this land - Thence N.  $32^{\circ} 15'$  E. 45 Ch. 20 ft. to  
 Kukui tree marked **A** in clump of Kukui's -  
 Thence N.  $36^{\circ} 15'$  E. 55 Ch. 20 ft. always along  
 land called Pihui in Hoonouliuli to large Kukui  
 tree marked **B** on bottom W. edge of Waithele Gulch  
 at Mauka N. W. corner of this land - Thence S.  
 $76^{\circ} 15'$  E. 12 Ch.  $6 \frac{1}{2}$  ft. along bottom Gulch to small  
 single Kukui tree - Thence S.  $38^{\circ} 15'$  E. 17 Ch.  $26 \frac{1}{2}$  ft.  
 along bottom Gulch to point - angle. Thence S.  $37^{\circ} 45'$  E.  
 $40 \frac{1}{2}$  Ch. along bottom Gulch to Rock marked + angle  
 Thence S.  $26^{\circ}$  E.  $46 \frac{1}{2}$  Ch. along bottom Gulch and up  
 Pali to small Koa tree marked + on right upper  
 edge - Thence S.  $26^{\circ} 30'$  E. 22 Ch. across dry Gulch  
 to high peaked Rock marked + N. of Ekahanui  
 Gulch - Thence S.  $21^{\circ}$  E. 19 Ch. 46 ft. across Eka-  
 hanui Gulch to stake - Thence S.  $31 \frac{1}{2}$  E.  $43 \frac{1}{2}$  Ch.  
 to stake on Ridge - angle - Thence S.  $25^{\circ}$  E.  $226 \frac{1}{2}$  Ch  
 always along Waithele to Place of Commencement  
 Including an area of Acres 31.53  
 Sep<sup>r</sup> 3. 1848. J. Metcalf Sur.

See diagram Page 539.

Costs Adjudication of Case No 193 Lewis Stees vs

To Incidental Expenses &c		1
Action of the Board on 26 May 1847		1
Citation for attend <sup>ce</sup>		50
deposition of Claim reduced	£1	50
Draft Testimony reduced and Engrossed on 26 May 1847	£1	3
do do on 26 April 1848	£12	9
do do " 17 May "	£2	1 50
do do " 22 " "	£3	2 25
Engrossing survey made by J Metcalf for Claimant	£10	5
Report of Commissioners this day rendered on the above Claim		5

Kete Kaula. Noniuku. 28 75

Oahu  
 15<sup>th</sup> February 1849 Deduction made by order of the Board of 3 75

William L. Lee £25  
 J. H. Smith S.  
 W. Kauruanui  
 L. M. Hamakou  
 Loane Li

Literal Copy of above Award delivered to Lewis Stees Feb. 20. 1849  
Page 630 & Hawaiian Copy of the last Part to Kauruanui. J. H. Smith Lee

539

continued over

Rock

K o a e a e

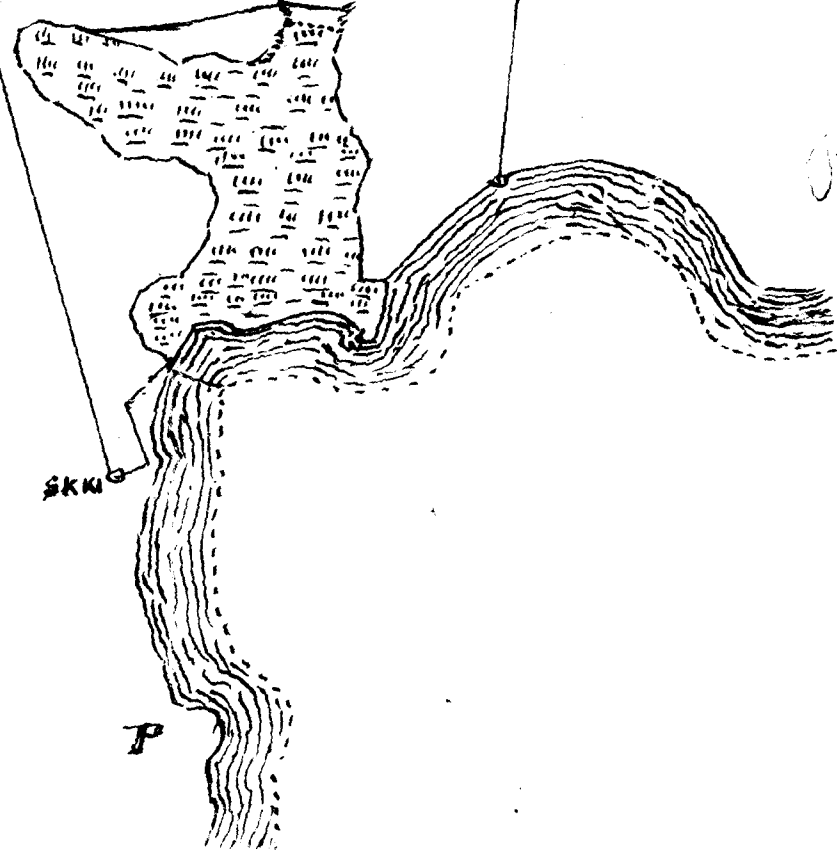
Cl. 193 - Low Reed

Rock

Pohatu Palahalaha

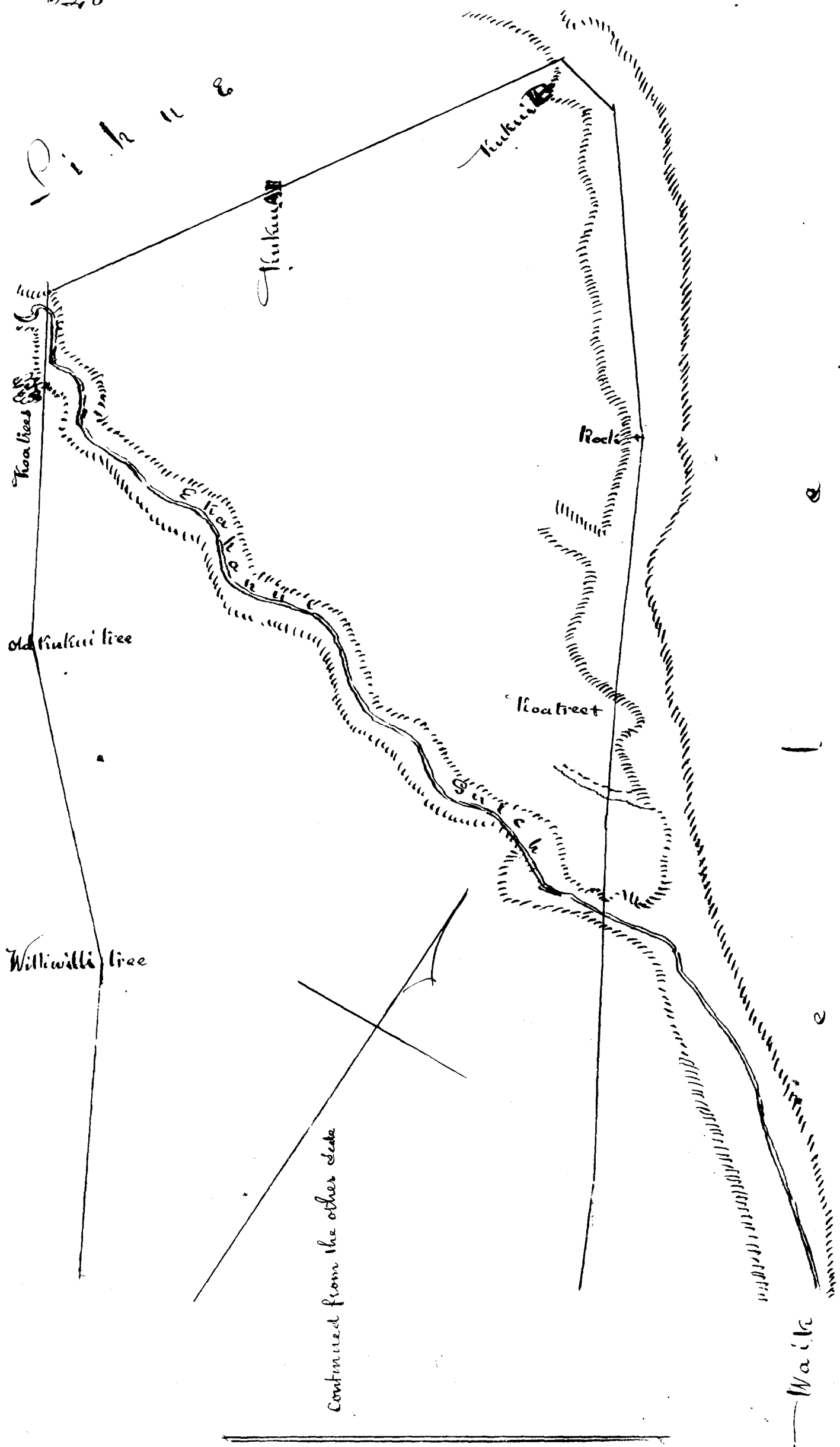
Main Road

i  
i  
u  
i  
i  
u  
o  
u  
o



M

P i h u e



Continued from the other side

Waik

C. No. 71. Michael J. Nowlin

This is a Claim for a tract of Land, comprising parts of Papakapu and Kahoi: situated in the district of Waikapu - Island of Maui.

From the Evidence taken, it appears, that this Land was given to the Claimant by Waahumanu (probably at the time stated by the Claimant, in the Year 1827) and that he has had peaceable possession of the same ever since the date of the Gift.

The Claimant's title is rendered clear by the Testimony: it being precisely of the same extent and nature, as that of any of the Chiefs to their Lands: namely: a freehold Estate less than allodial, or in other words - a life Estate in said Land.

We do therefore award to Michael J. Nowlin a freehold Estate less than allodial, or in other words, a life Estate, in said Land, which freehold or life Estate, he may commute for a fee-simple title as prescribed by Law. The correct bounds of this Land are set forth in the annexed Survey by J. Metcalf Esq<sup>r</sup> dated Jan<sup>r</sup> 22<sup>d</sup> 1847.

"Survey of Papakapu and Kahoi in Waikapu Maui."

Commencing at pile of stones on ledge of Gulch - it being the N. Corner of W<sup>m</sup> Humphreys Land, joining Puhiaawaawa and Pohakoi - and running N. 48° E. 7 Ch. 29 1/2 ft. along between this (Papakapu) and Pohakoi, to stone. Thence N. 55° 15' E 21 Ch. along Pohakoi across Roads to Rock at top of first sand Ridge at Land called Ohia. Thence N. 6° 15' E. 7 Ch. 47 ft. along sand Ridge, between this and Ohia to Rock. Thence S. 80° W. 152 Ch. along between this Land & Palama up Ridge called Lapakalis to Haanui. Thence S. 31° E. 18 Ch. along Ka Haanui down Lapakalis and up Lapakihua to top joining W<sup>m</sup> Humphreys N. W. Corner at intersection of

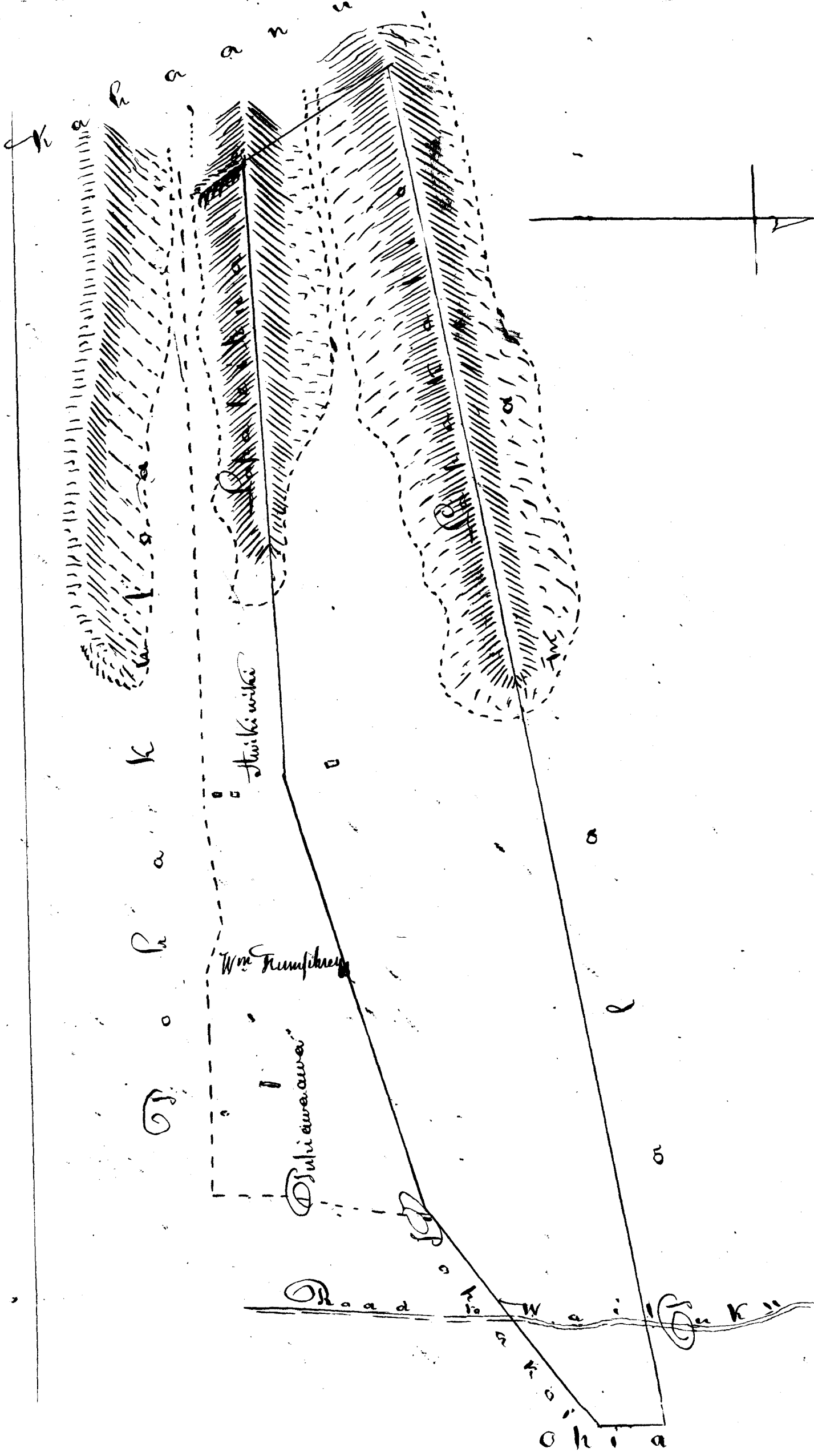
Lateral ridge with Lapaleihua. Thence N 87° 45' E.  
 69 ch. along down top of Lapaleihua - the boundary  
 line between this and Wm Humphreys, across  
 stone wall to stake. beside flat patch, maui  
 of Lauhata tree. Thence N. 72° E. 50 ch. 53 ft. along  
 between this and Humphreys to place of Commence.  
 Including an area of  
 Jan<sup>y</sup> 22. 1847. Acres. 303 <sup>1</sup>/<sub>2</sub>

Costs. Adjudication of C. No 71. M. J. Nowlen D:

To, Incidental Expenses of Commission	1
Action of Commission in this claim	1
on 21 December 1846	
Citation for attendance	50
draft deposition of Claim reduced	50
draft testimony reduced and engrossed	
on 21 December 1846	1 50
Engrossed survey of above lands	2
Report of Commissioners this day	
Rendered on the above claim	5
	<hr/>
	11 50

Hale-Kauwila  
 15 January 1849

William L. Lee  
 J. P. Smith  
 U. Yauwau  
 L. M. H. am skau  
 L. amedi



K

K

Hwikiwika

Wm Humphrey

Pulawaawa

Pulawaawa

Ohia

Road to Wai





C. No 1178 - George M. Moore 11.

This is a Claim to a lot situated in Pihouua Kilo, Island of Hawaii.

From the Evidence taken in this claim, it appears, that the Claimant and his Wife Naomi, have had the possession of the greater portion of this lot ever since the Year 1838: that in 1839 the title to this land was disputed by Messrs Coan and Wilcox - Missionaries - and that this dispute was settled by Governor Adams and the Representatives of Hawaii; who decided that it belonged to Naomi the Claimants wife; that a small portion of the lot included within the dotted lines of the annexed plot, was given to Claimant in the Year 1845 or 1846 by Ma, who received it from Gov: Adams; and that he has possessed the same up to the present time.

There has been, and still is, much dispute in reference to this land; but the Board being of the opinion, that the Claimant and his Wife, are clearly entitled to the same. We do hereby award to George M. Moore, a Feehold Estate less than allodial; or in other words, a life Estate in said land; which he may commute for a fee simple as prescribed by law.

The correct metes and bounds of said lot are set forth in the following Survey of Metcalf.

" Survey of George M. Moores dwellinghouse lot - Pihouua Kilo Hawaii.

" Commencing at W. Corner of this lot  $63\frac{1}{2}$  ft. north of corner of Main and Kings Streets on Puna side of Kings St. and running N.  $51^{\circ}30'$  E. 3 Ch.  $61\frac{1}{2}$  ft. along Kings St. to W. Corner of Cap: C. Hoyers dwellinghouse lot. Thence S.  $32^{\circ}8'$  2 Ch.  $60\frac{1}{2}$  ft. along Cap. Hoyers, and lot claimed by one Heanauaithai, to E. Corner of this. Thence S.  $63^{\circ}$  W. 3 Ch.  $5\frac{1}{2}$  ft. along Punahou -

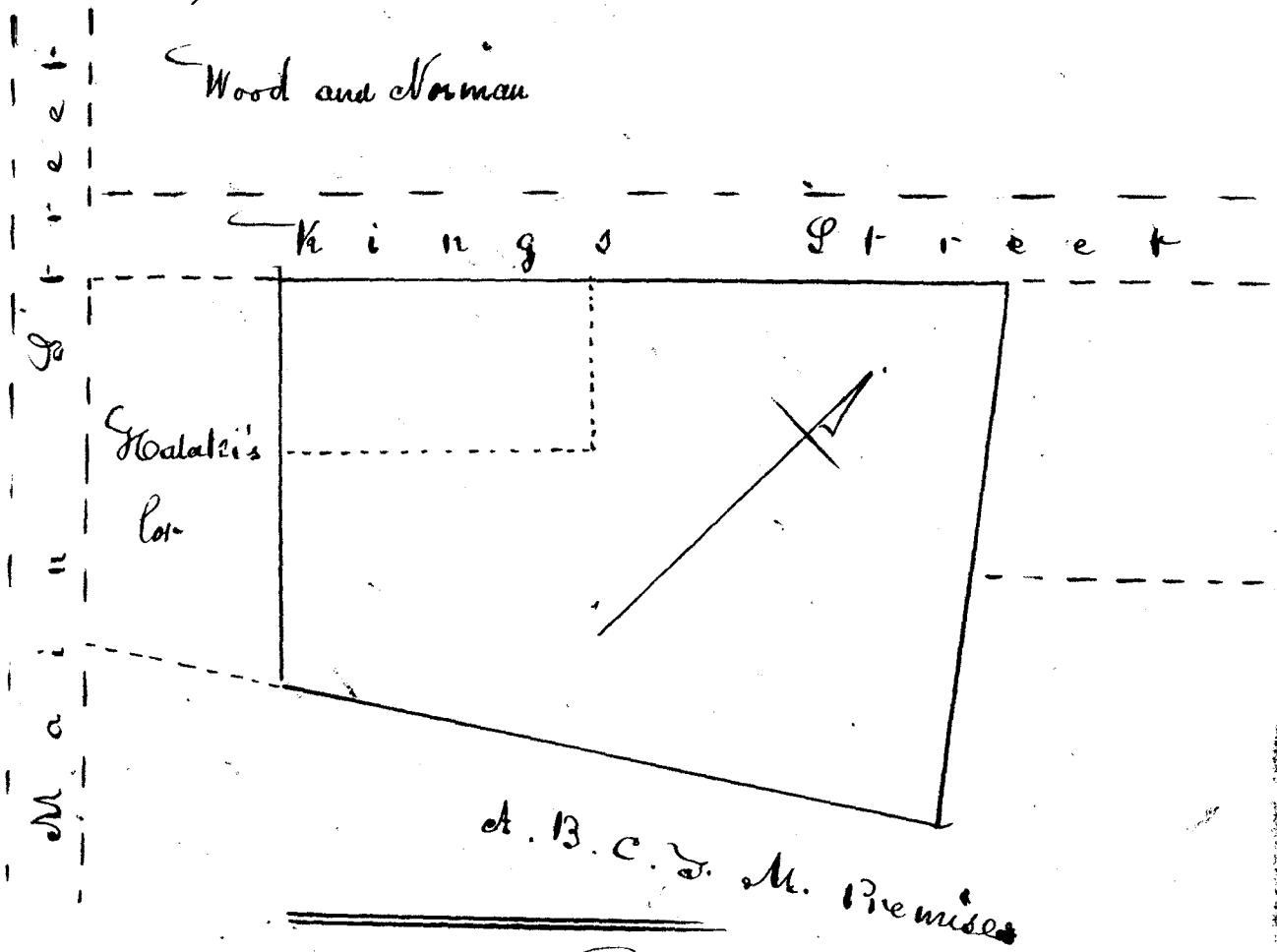
The A. B. C. D. M. Premises to S. Corner of this lot. Thence N. 41° 30' W. 1 Ch 19  $\frac{1}{12}$  ft. along Kalakie's (P. B. Pitman's Mother in law) to slight angle - Thence N. 43° W. 60  $\frac{1}{12}$  ft. along Kalakie's to place of Commencement Including an area of

$\frac{96}{100}$  of one acre.

Note. The dotted lines in W. Corner of diagram demark the Kouohiki Gift. it contains  $\frac{136}{1000}$  of one acre.

J Metcalf  
Snr

July 5. 1847.



Costs. Adjudication of C. 1178. T. M. Moore

Incidental Disput and action of Board on 26 Jan <sup>y</sup> 1848	2
draft dep <sup>n</sup> of Claim reduced fr. 1 and citation 50 <sup>cts</sup>	1 50
" testimony reduced & engrossed on 26 Jan <sup>y</sup> 1848	2 35
J Metcalf's Survey 8 - engrossed same 1.50	9 50
Report of Commissioners this day rendered in the above Claim	5

Hale Kakuwahi  
15 February 1849

William L. Lee  
J. H. Smith  
Up. Kakuwahi  
L. M. Kamakau  
Lanani

20 35

Claim No. 643. George W. Macy

This is a claim made by George W. Macy on behalf of his Wife Lydia Anne Macy, for a land situated in the district of Waitukuu Island of Maui. The land is known by the name of Kunaheananiui, and consists of two divisions, together with a fishing ground.

The claimant in support of her claim, offered in evidence, the following deed or contract, executed by his Majesty Kamehameha III and Keikauliki, of the one part; and Samuel Miles the father of the claimant, of the other part; on the 12<sup>th</sup> day of December A D 1840.

"I Kamehameha III hereby transfer forever, to Lydia Anne Miles, daughter of Samuel Miles, a certain farm in Waitukuu, Maui named Kunaheananiui. Said farm is in two divisions, together with a fishing ground, which makes the third. Said farm is transferred on the following conditions.

Said Samuel Miles is to finish for the King, the Stone house at Waitukuu in good style; that is, he is to do the Carpenters work. Furthermore, he is to repair the seven Carts of the King whenever they shall be broken; not however, if they shall be broken so as to be ruined.

Furthermore he is to Cooper four hundred barrels of Casks for the King; but he is not to go out of Waitukuu to do it; and the King is to furnish boards, lumber and tools for the whole of said business of every kind.

And it is further agreed, that during the period that said Samuel Miles is actually employed for the King, then the men on his land shall not be called to the Kings Paahao.

And it is further agreed, that should the said Miles decease before the work

mentioned above is all performed; the land shall,  
 nevertheless, be confirmed for ever to the daughter and  
 her heirs. But she, and the land, like that of all other  
 people shall be entirely subject to the law of the  
 Kingdom -

Samuel Mites is to be the Guardian of  
 his daughter, and is to have charge of the land,  
 during his natural life; but it can never be trans-  
 ferred to any other foreigner.

In testimony of our mutual assent,  
 to the above, we have hereunto subscribed our names  
 this 12<sup>th</sup> day of December, in the Year of our Lord  
 1840, at Lahaina Maui.

(Witness to the signatures)

William Richards

Kamehameha III

Kekaulaohi

Samuel Mites mark "

The above deed conveys a title in fee  
 simple to the Claimant, upon certain conditions  
 therein named; but the Land Commission,  
 upon the application of the Claimant's husband  
 George W. Macy, having been <sup>by the King in Privy Council</sup> authorized to release  
 the Claimant, and all other persons, from the  
 conditions and obligations <sup>contained in the aforesaid deed or contract</sup>, upon the payment  
 of the sum of one hundred and seventy five dollars,  
 agreeably with Mr. Macy's offer, and to award  
 the Claimant a fee-simple title to this land: -

We do therefore award to Lydia Anne  
 Macy, the wife of George W. Macy, and daughter  
 of Samuel Mites, the land of Kunakeanani,  
 according to the Metes and Bounds of the annexed  
 Survey, made by S. Metcalf Esq: on 24<sup>th</sup> day of  
 October 1846; to have and to hold, to her, and her  
 Hawaiian heirs for ever, upon payment to his Ma-  
 jesty's Chamberlain of the sum of One hundred  
 and seventy five dollars.

"Notes of Survey of Poioua in Waituku Valley -  
Maui."

Commencing at end of Wall at foot of Pali on the division line between this land and a land called Maniania, and Running N.  $89^{\circ}$  W.  $3\frac{3}{4}$  Ch. along wall & bank to angle - Thence N.  $70^{\circ}$  W. 63 ft. to angle of bank. Thence S.  $61.30$  W. 1 Ch. 31 ft. to stone wall - Thence N.  $44.0$  W. 1 Ch.  $51\frac{1}{2}$  ft. along wall to River (the land on Makai side of this wall belongs to a native by name of Keahi) Then (S.  $80^{\circ}$  W. 1 Ch.  $26\frac{1}{2}$  ft. - S.  $67^{\circ}$  W. 7 Ch  $62\frac{1}{2}$  ft. to a small Kukui tree - S.  $62^{\circ}$  W. 5 Ch  $26\frac{1}{2}$  ft. - S  $73^{\circ}$  W. 1 Ch. S.  $44.0$  W.  $8\frac{1}{2}$  Ch. - S.  $66.0$  W. 11 Ch. 13 ft. and S.  $13^{\circ}$  W.  $1\frac{1}{2}$  Ch. to Hakapu Stream) Following up Waituku River to a little Rivulet on S. side of Valley to land called Pili's Makai and on Makua side of hill called Hakapu, belonging to this land - then by following down foot of Pali to place of Commencement, it contains an area of about 25 acres.

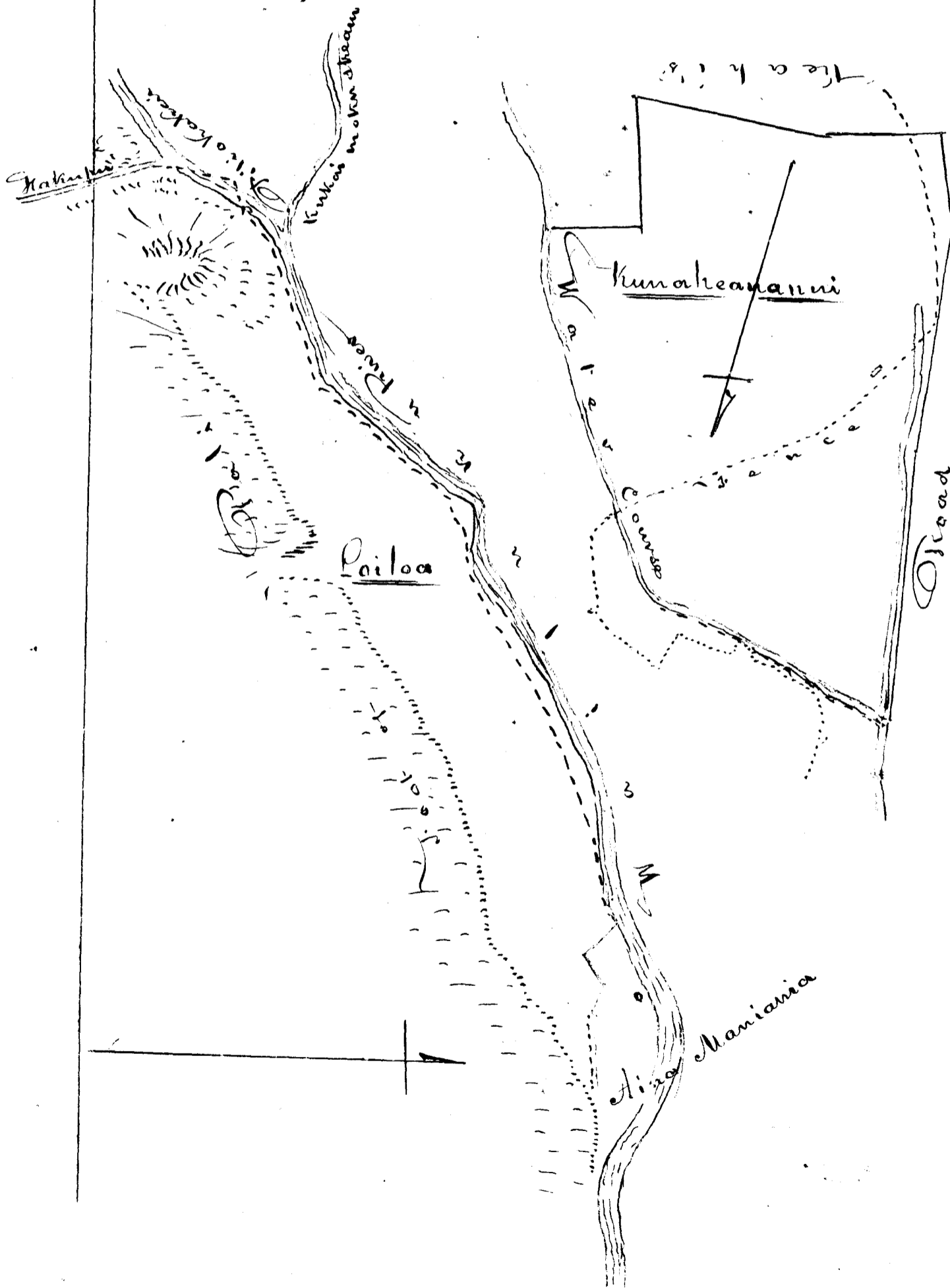
October 21. 1846.

"Notes of Survey of Land in Kunaheanani -  
Waituku Maui"

Commencing at stake by old wall joining Keahi's land on S. side of this by road, and running N.  $72^{\circ} 30'$  E. 2 Ch.  $30\frac{1}{2}$  ft. along Water Course to angle, the boundary line between this and Keahi's land - Thence N.  $81.0$  E.  $6\frac{1}{2}$  Ch. to stake along between this and Keahi's land - Thence N.  $20^{\circ} 30'$  W. 1 Ch.  $21\frac{1}{2}$  ft. along between this and Keahi's land to stake - Thence N.  $70^{\circ}$  E. 2 Ch  $65\frac{1}{2}$  ft. to Water Course - Thence (N.  $19$  W.  $2\frac{1}{2}$  Ch. N.  $33^{\circ} 30'$  W 7 Ch.  $41\frac{1}{2}$  ft. N.  $55^{\circ}$  W.  $3\frac{1}{2}$  Ch. + N.  $80^{\circ}$  W. 7 Ch. 26 ft.) Following up water Course to stake at Road by forks of Water Course. Thence S.  $12^{\circ}$  E. 8 Ch. 49 feet - along

Road to stake mauka side of prickly pear trees - Thence S. 8° E. 7 1/2 ch. along Road - Thence S. 21. 30' E. 3 ch 8 1/2 ft. to end of New-mud wall by Road - Thence N. 65° E. 1 ch. 12 ft. to place of Commence - including an area of Waialua Oct. 22. 1846 Acres 17 1/2

Note - There is a Sea belonging to the land of Kunaheanani of Loiloa for the purpose of fishing by the name of Koputua. extent unascertained -



Costs Adjudication of Claim No. 613. George W. Macy vs

Incidental Expenses of Commission	1
Attendance of Commission on 21 February 1849	1
Draft deposition of Claim reduced including copy of original deeds	2
Draft testimony reduced and engrossed on 21 February 1849.	2 25
Engrossing copy of two Surveys by J. Metcalf	4
Report of Commissioners this day rendered on the above claim	5
	<hr/>
	15 25
	<hr/>
Attest Kaula Honolulu	
21 February 1849	
William L. Lee	
J. H. Smith	
W. K. Kamaui	
J. H. Kamaui	

\$1 - 1170  
 2 - 686  
 3 - 630  
 4 - 480  
 5 - 3480  
 6 - 160  
 62 346

A. N<sup>o</sup> 327. B. John Preveer. (In 6 distinct parts)

Part I

This is a claim to a House lot, situated in the district of Kaanapali, Island of Maui.

The Claimant has submitted to the Board a deed of this land, from his Majesty Kamehameha III and Governor Adams, executed on 6<sup>th</sup> day of January in the Year of our Lord 1840 conveying this house lot in Connection with a land called Waikale with all the Rights, privileges and appurtenances thereunto belonging, to the Claimant John Preveer, and his Hawaiian-born heirs to have and to hold for ever; but upon the condition, that they shall never dispose of the same to any alien.

There can be no question about the Character or validity of the Claimant's title; and we do hereby Award to John Preveer and his Hawaiian born heirs, the above named house lot; to have and to hold to them for ever, upon the condition, that the said Preveer or any of his heirs shall never dispose of the same, or any portion thereof, to any alien. The bounds of this lot are defined by the following Survey of J. Metcalf Esq.

"Notes of Survey of Wainaleu in Kaanapali, Maui"

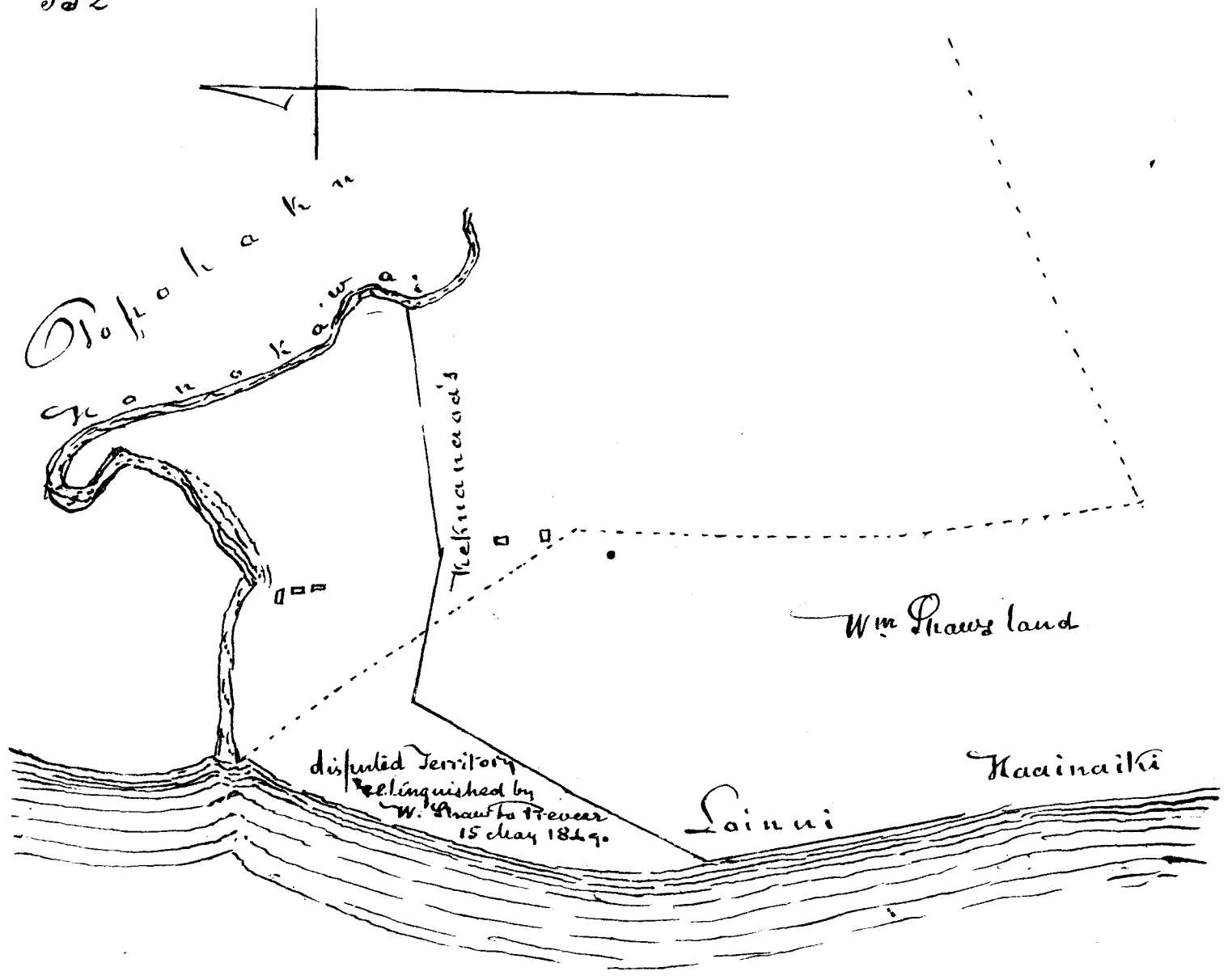
"Commencing at stake on bank by wall on S. boundary of this land, joining Kekuanaoa's; and running N. 77° 30' W. 5 <sup>3</sup>/<sub>4</sub> Ch. along between this land and Kekuanaoa's to Rock. Thence S. 35° W. 7 Ch. 12 ft. to Rock. Thence S. 28° 15' W. 6 Ch. 30 ft. along Loinui to Rock at high water mark. Thence S. 6° 30' E. 10 Ch. 22 ft. to little water Gulch between Loinui and Haainaiiki along Sea

Then from point of Commencement run N. 84° 30' E. 9 Ch. 17 ft. along Kekuanaoa's to Honokawai River. Then following the Course of Honokawai Stream to the Sea. Then following Sea shore to S. Boundary of this land.

Including an area of Acres 17 <sup>80</sup>/<sub>100</sub> Shaw

Note. Wm Shaw claims part of this land. See diagram dotted line - amounting to 6 <sup>1</sup>/<sub>10</sub> Acres - Included in above.





N<sup>o</sup> 327 B. Part II

This is a claim to a portion of land, called "Kou", and included under the general name of "Waikale", situated in the district of Kaanapali Island of Maui.

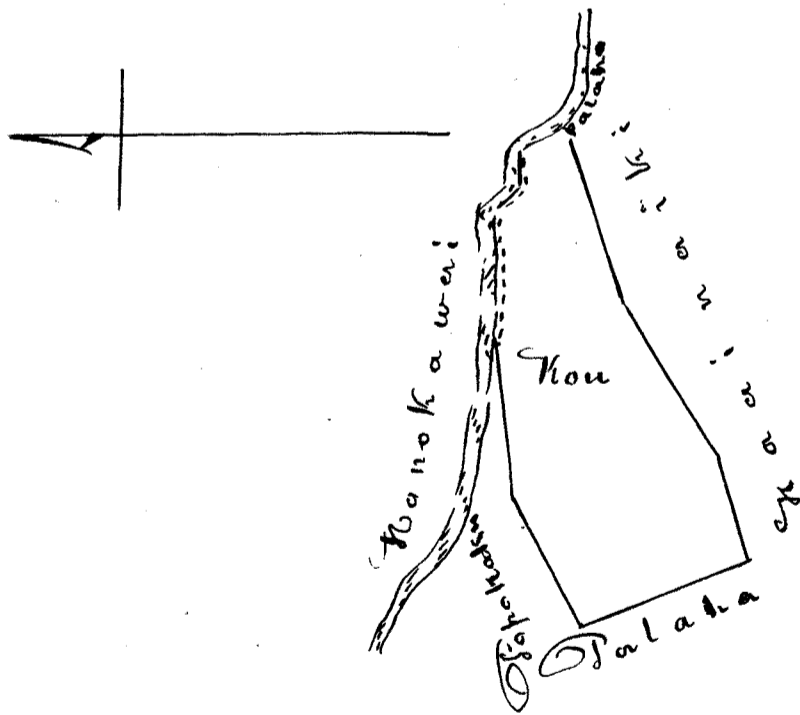
This land was conveyed to the Claimant by his M<sup>ty</sup> Kamehameha III and Gov: Adams, by deed executed on 6<sup>th</sup> day of January A. D. 1840.

The Claimant's title is made perfectly clear by the deed, and we do hereby confirm said conveyance; and award to John Preveer, the aforesaid land upon the terms expressed in the said deed; namely to have and to hold to him and his Hawaiian-born heirs for ever, upon the condition however, that said Preveer or any of

his heirs aforesaid, shall never dispose of the same, or any portion thereof to any alien. The correct bounds of this land are set forth in the annexed Survey made by J. Metcalf on 31<sup>st</sup> day of December A.D. 1846.

"Survey of Kou"

"Commencing at W. Corner of Stone wall enclosing this land joining Palaha on W. and Popohaku on N. and running S. 19° 45' E. 5 ch. 62 1/2 ft. along Palaha to Corner wall and ditch at Koaainaihi. Thence N. 74° 15' E. 3 ch. 15 ft. along Koaainaihi to angle. Thence N. 60° E. 6 1/2 ch. to Rock. Thence N. 74° 30' E. 5 ch. 23 ft. along Koaainaihi and Pali to Rock. S. E. Corner of this land. Thence N. 10° 30' W. 1 ch. 34 1/2 ft. along Palaha to Honohawai stream. Thence N. 89° W. 1 ch. 23 ft. along stream. angle. Thence N. 46° 30' W. 6 1/2 ft. along stream. angle. Thence N. 88° W. 1 ch. 36 ft. along stream. angle. Thence S. 81° 30' W. 1 ch. 6 1/2 ft. to junction of walls. Thence S. 69° 45' W. 1 ch. 67 ft. along wall - Popohaku to point of Commencement - including an area of  
Acres 6 <sup>86</sup>/<sub>100</sub>



N<sup>o</sup> 327 B. Part III.

This is a claim to a piece of Kula land, called "Pohakiti"; included under the general name

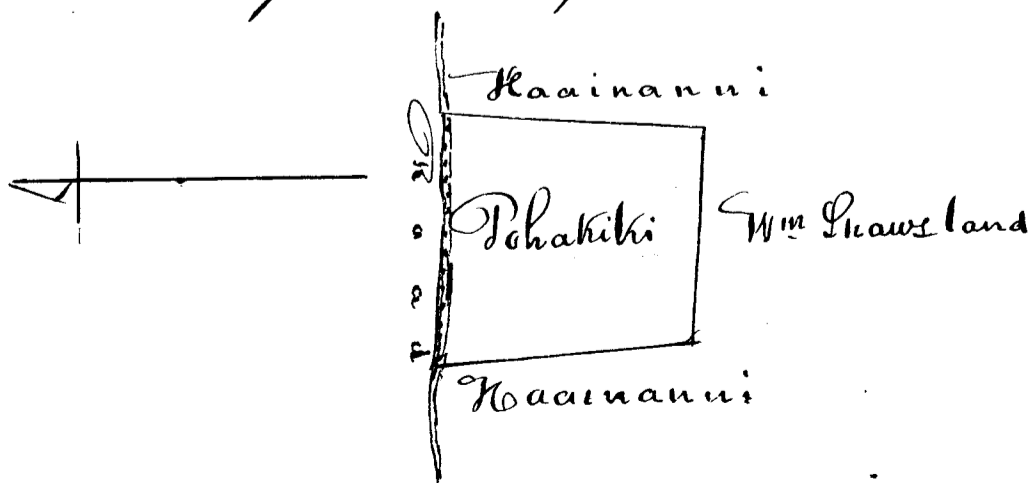
of "Waihole" situated in the district of "Kaunapali" -  
Island of Maui.

This claim is made perfectly clear by a deed from his M<sup>ty</sup> Kamehameha III and Gov<sup>l</sup> Adams, to the Claimant - executed 6<sup>th</sup> day of January A. D. 1840.

And we do hereby Confirm said Deed, and Award to John Preveer the aforesaid Land of Pohakiki, with all the privileges thereunto belonging, upon the terms expressed in said deed - namely - to have and to hold the same to himself and his hawaiian-born heirs for ever: - provided however, that said Preveer or any of said heirs shall never dispose of said land to any alien. The correct bounds of this land are described in the following Survey of J. Metcalf Esq.

"Survey of Pohakiki - Kula"

"Commencing at pile of stones by Road joining Kaainanii on Maunaloa - W<sup>m</sup> Shaws land and running S. 3° 30' W. 5 Ch. 1, 3 ft. along between this land & W<sup>m</sup> Shaws - to angle Thence S. 6° 45' W. 2 Ch. 29 ft. to two Rocks at old Road - thence N. 86° W. 7 Ch. along old Road to stone by old Road thence N. 8 Ch. 20 ft. along W<sup>m</sup> Shaws Kaainanii to new Road - thence S. 85° 45' E. 7 Ch. 1 1/2 ft. along new Road to place of Commencement - including an area of Acres 6 <sup>3</sup>/<sub>10</sub>



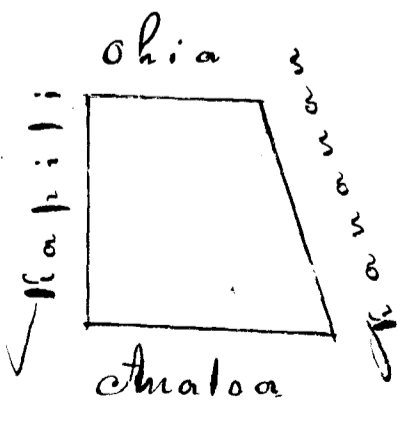
N<sup>o</sup> 327 B. Part III

This is a claim to a piece of <sup>rata</sup> land included under the general name of Waihale, located in the district of Maanapali, Island of Maui.

The claimant has presented to the Board in support of this claim, a deed for the same, executed by Ho. M. Kamehameha III and Governor Adams on 6<sup>th</sup> of January A.D. 1840; and which deed establishes the character and validity of his claim beyond a question.

In conformance with said deed. We do hereby award to John Prever and his Hawaiian-born heirs for ever, the aforesaid land, according to the metes and bounds of the annexed Survey, made by J. Metcalf Esq. 31 Dec<sup>r</sup> A.D. 1846. Provided however, that said John Prever or any of his heirs aforesaid shall never dispose of said land to any Alien -

" Survey of another piece of land on Kula - Called Waihale  
" Commencing at large Rock at S. W. corner of this land, near Kanamaui Gulch on S. and Analoa on W. and running N. 70° E. 7 Ch. 46 ft. along Kanamaui to Rock at Ohia. Thence N. 2° 30' E. 5 Ch. 15 ft. along between this land and Ohia to Kapili. Thence W. 7 1/2 Ch. along Kapili to Rock at Analoa. Thence S. 1/2° W. 7 Ch. 60 1/2 ft. along between this land and Analoa to point of Commence. - Including an area of Acres 4 2/10



N<sup>o</sup> 327 B. Part 5

This is a Claim for a piece of Kula and Kalo land, included under the general name of "Waihale", situated in the district of Kaunapali, Island of Maui.

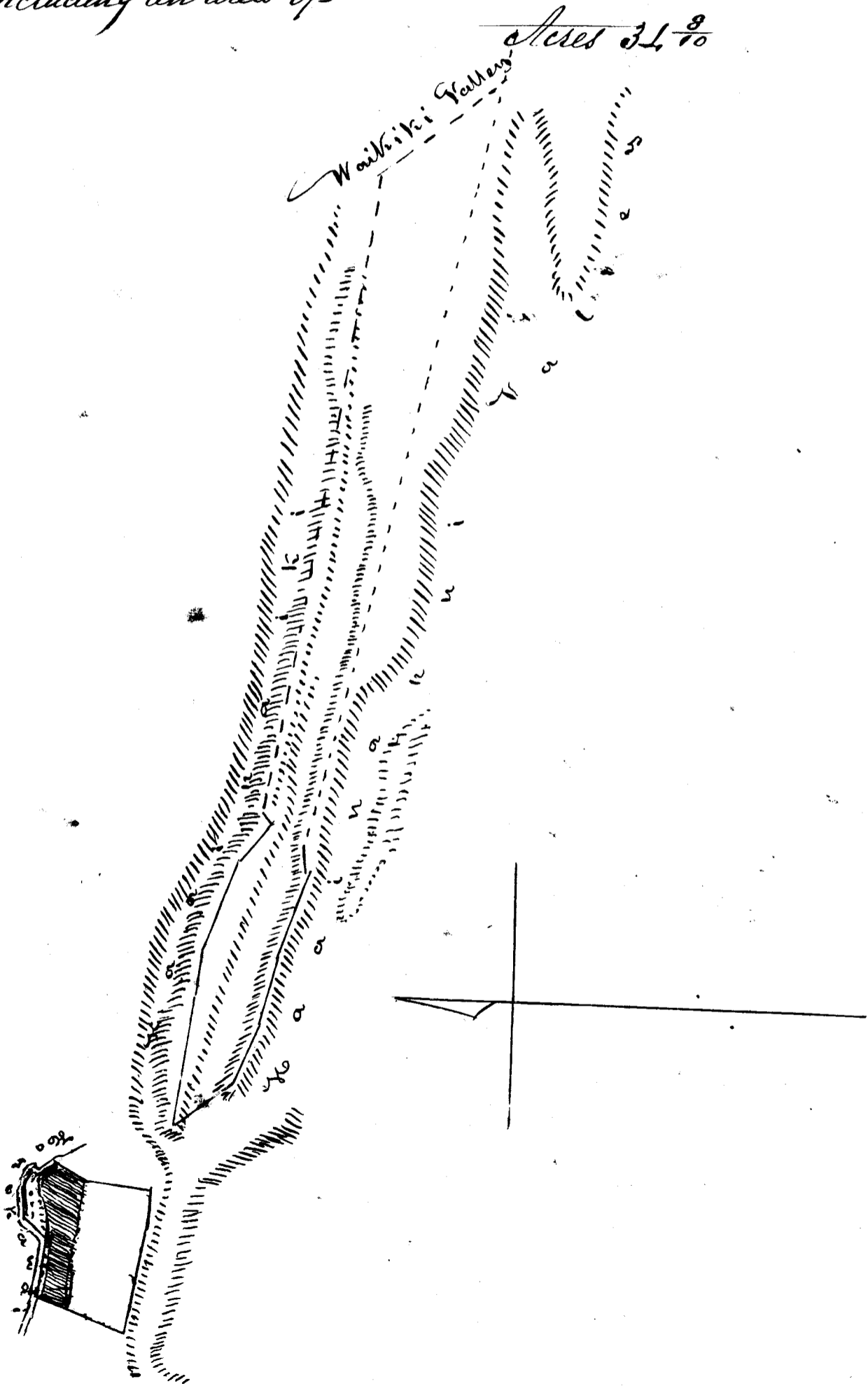
The claimant's title to this land is made perfectly clear by a deed from his est<sup>d</sup> "Kamehameha III and Gov<sup>r</sup> Adams - executed on 6<sup>th</sup> of January A. D. 1820 - and in accordance with the terms of said deed -

We do hereby award to John Preveer, the aforesaid land, according to the metes and bounds of the annexed survey, to have and to hold to himself and his Hei- waian heirs for ever - but this award is upon this express condition contained in the aforesaid deed; namely that the said Preveer, nor any of his heirs, shall ever dispose of this land to any alien.

"Survey of Kula and Kalo ground called Waihale  
 Commencing at W. boundary of this land at edge of S. pali of Honokawai Valley, joining land called Kapili on W. and running S. 25° W. 8 Ch 2½ ft. along Kapili, across gulch at S. bank at point 20 ft. mauka of large Rock. thence S. 18° 15' W. 2 Ch. 10 ft. to stone by foot path little mauka of prickly pear bush. thence S. 80° 30' E. 15½ Ch along top of Ridge on N. side of Kaainanui Gulch to angle. thence S. 86° 30' E. 6 Ch. 26½ ft. along same ridge to road crossing gulches - thence N. 4° 48' E. 3 Ch 28½ ft. across Gulch to point - thence N. 2° E. 6 Ch. 26 ft. between this and Mr Shaw's land, to brink of Honokawai pali - thence N. 29° 30' E. 3 Ch. 56 ft. down pali to Rock at foot upper side of water run - the point between this & W. m Shaw's Kalo land, thence N. 50° E. 61½ ft. along between this land and W. Shaw's to angle - thence N. 39° 30' W

554

3 ch. 21 ft. to and along Honokawai River - angle - thence  
 N. 18° 30' E. 1 ch. 29 1/2 ft. to large Rock in middle of  
 River - thence N. 56° W. 1 ch. 35 1/2 ft. to point side of  
 River stream - thence N. 89° 30' W. 6 ch. 20 ft. along River  
 thence S. 42° 45' W. 3 1/2 ch. to foot path by Rock little  
 below Lauhata trees - thence 86° 30' W. 9 ch. 13 ft. along  
 down River to end of Mr. Preece's Kato land. thence  
 S. 13° 30' W. 1 ch. 20 ft. up pali to place of Commenced -  
 Including an area of



## C. No 327 B. Part 6

This is a claim for a piece of Mountain Land called Kumukahi, being a portion of the large land of Waihale, in the district of Kaanapali Island of Mau.

This land was conveyed to the Claimant on 6<sup>th</sup> day of January 1840 by H. M. Kamehameha III and Governor Adams, and in accordance with the terms of said deed.

We do hereby award to John Peveer the aforesaid land according to the metes & bounds of the annexed Survey made by J. Metcalf on 31<sup>st</sup> December 1846; to have and to hold to himself and his Hawaiian heirs for ever. But this award is upon this express condition contained in the aforesaid deed; namely - that the said Peveer, nor any of his heirs, shall ever dispose of this land to any alien.

" Survey of Kumukahi Mountain Land  
 Commencing at Rock, makai corner of this land a little above intersection of Kaainaihi and Pohokahu gulches, and running S.  $85^{\circ} 30'$  E. 19 Ch.  $41\frac{1}{2}$  ft along N. of middle of Kumukahi ridge to stake - thence S.  $84^{\circ} 45'$  E. 6 Ch.  $62\frac{1}{2}$  ft along ridge to Rock 50 ft. from edge of Kaainaihi Gutch - thence S.  $70^{\circ} 30'$  E. 14 Ch.  $43$  ft. to stake - thence S.  $53^{\circ} 45'$  E. 7 Ch. - thence N.  $63^{\circ} 15'$  E. 2 Ch. to edge of Kaainaihi Gutch - thence S.  $81^{\circ} 45'$  E. 97 ch. following along top edge of feet of Kaainaihi Valley to low bushy Green tree to N of large dry Chia tree near Waihiki Valley maupa. then running along makai side of Waihiki Valley 22 Ch. to large bushy topped Chia tree standing on line between this land and Wm Shaw's - thence N.  $78^{\circ} 30'$  W. 117 ch along down Ridge to point stake on narrow point of Ridge between Kaainaihi & Kumukahi Valleys -

and between this land and W<sup>m</sup> Shaws opposite of Kahuwai  
 in Hoainanui Valley - thence S. 75° 45' W. 1 ch. 20 ft.  
 along top of Ridge between this and Shaws to angle -  
 thence N. 73° 30' W. 9 ch. 39 1/2 ft. along middle of  
 ridge to angle - thence N. 72° 45' W. 5 ch. 62 1/2 ft.  
 along Ridge to angle - thence N. 76° 45' W. 11 ch 26 ft.  
 along near Hoainanui Valley to angle - thence N 70°  
 15' W. 9 ch. 43 ft. to Rocks near maha'i junction of  
 Hoainanui and Kumuakahi Valley - thence N. 43°  
 30' W. 10 ch. across Kumuakahi Valley or Gulch to place  
 of Commencement - Including an area of about  
 Dec 31 - 1846 Acres 160

See Page 557 for diagram.

Costs - Adjudication of C. N° 327B. John Prevear & Co

To Incidental expenses of Comm <sup>rs</sup>	1
Action of Commissioners in this cl. 21 Dec. 1846	1
Deposition of Cl. reduced f2	1
Citation 50 <sup>cts</sup> dr. test. red <sup>d</sup> & Eng <sup>d</sup> for 21 Dec f2	75
Engrossing - Copy of Survey by Metcalf Part 1 f4	2
" " " Part II III & 4 - - - f12	6
" " " Part 5 - - - f6	3
" " " Part 6 f2	2
Report of Commissioners this day rendered on 6 separate claims included in Claim N° 327B - - - - -	30
	<hr/>
Deduction by order of Board of \$3 in Charge of Report attached to each of the 5 last claims	15
	<hr/>
	31 75

Kale Nauwale  
 Honolulu March 5<sup>th</sup>  
 1849-

William Lee  
 J. H. Smith  
 J. M. G. am akau  
 Loanihi



C. No 1177 William Bell

This is a claim to a house lot situated in Honolulu, Island of Oahu.

From the Evidence submitted to the Board it appears, that Claimant's Wife Mataea, purchased this land from William Stevens, in the Year of our Lord 1829; paying therefor the sum of twenty dollars; that in the Year 1837 Mataea died, leaving the Place to her Brother Patahea; and that in 1839 Patahea died, leaving it in the Possession of the claimant Bell, who has continued to occupy it by himself or his Agent, ever since. There is a counter Claim presented to the Board for this place by Wm Stevens; - but holding such counter claim to be without foundation, We do hereby award to William Bell, a Feehold Estate less than allodial; or in other words, a life Estate in said lot; which he may commute into a Fee-simple title as prescribed by law.

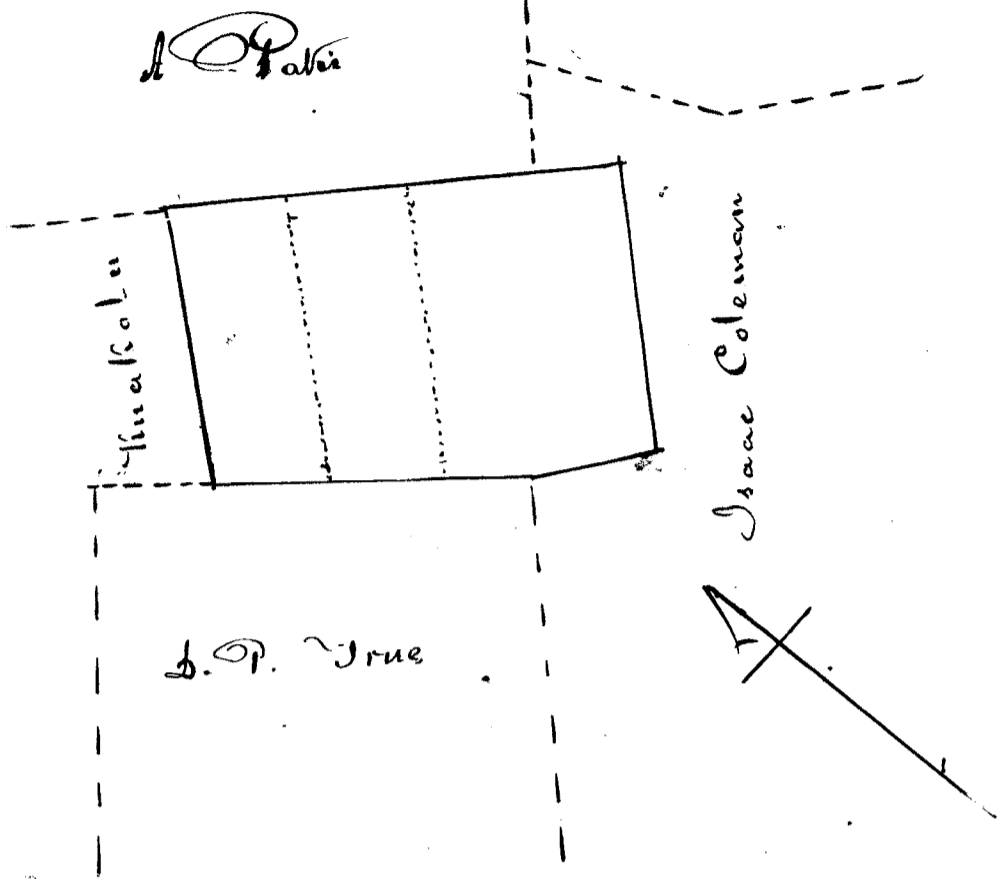
The correct Meters and Bounds are set forth in the following Survey -

" Survey of Wm Bell's house lot in Kaunakapili - Honolulu "

" Commencing at point in S. P. True's maunawali of House lot  $19\frac{1}{2}$  ft. from his N. Corner - being the W. Corner of this, and running S.  $47^{\circ}$   $30'$  E.  $55\frac{3}{12}$  ft. along to E. Corner of S True's house lot. angle - thence S.  $55^{\circ}$  E.  $20\frac{1}{2}$  ft along Isaac Cotemans lot to mark N. Corner of this thence N.  $39^{\circ} 15'$  E.  $52\frac{8}{12}$  ft. along Isaac Cotemans lot to E. corner of this - thence N.  $51^{\circ}$  W.  $1$  Ch.  $12\frac{10}{12}$  ft. along S. Cotemans and A Patis' lots to N. corner of this. thence S.  $36^{\circ} 45'$  W.  $50\frac{10}{12}$  ft. along Kuatrotus' premises to Place of Commencement - Including an area of 113 Sathoms 21 ft.

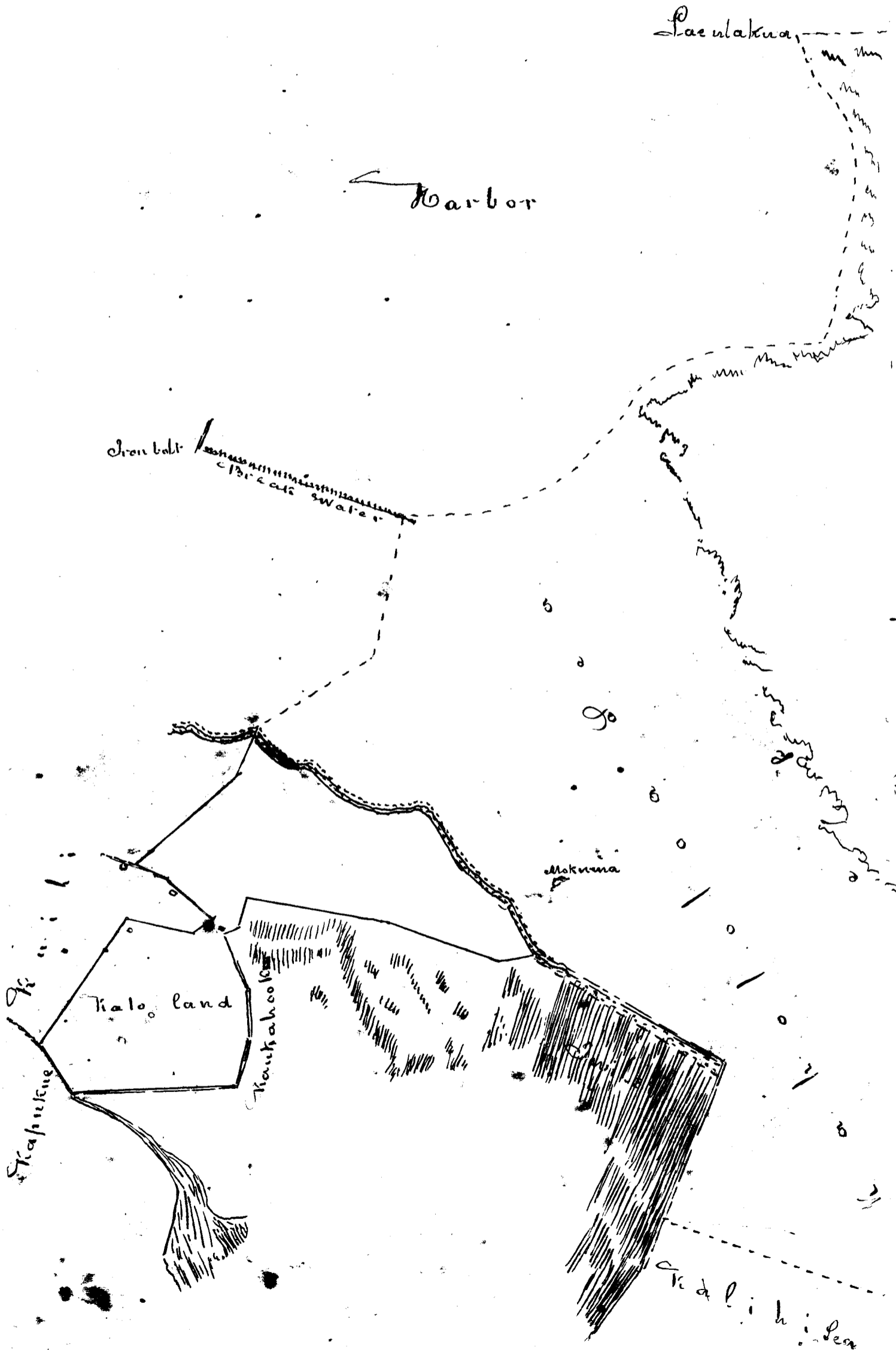
Jan<sup>y</sup> 13. 1843.

J. Metcalf Secy



Costs.		
To Adjudication of C. N. 1177. William Bell. &c.		
To Incidental Expenses.		
Action of Board on 13 Dec <sup>r</sup> . 1818		1
Citation 50 <sup>cts</sup> dr. deposition of Claim <sup>d</sup> . p. 2.	\$1	1 50
draft testimony Reduced and Eng <sup>d</sup> .	\$3	2 25
Survey of J. Metcalf.		5
Engross <sup>d</sup> . Survey	\$3	1 50
Report of Commissioners this day rendered on the above Claim		5
William L. Lee		
J. H. Smith		
of Kaunani		
J. M. Hoamaka		
Locum		
Hale Hauwita		17 25
26 February 1819		

Claim No 153. W<sup>m</sup> Sumner Continued from Page 501.



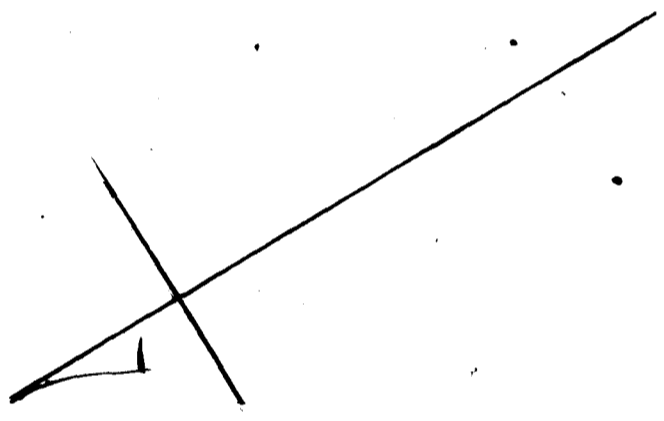
channel

Channel

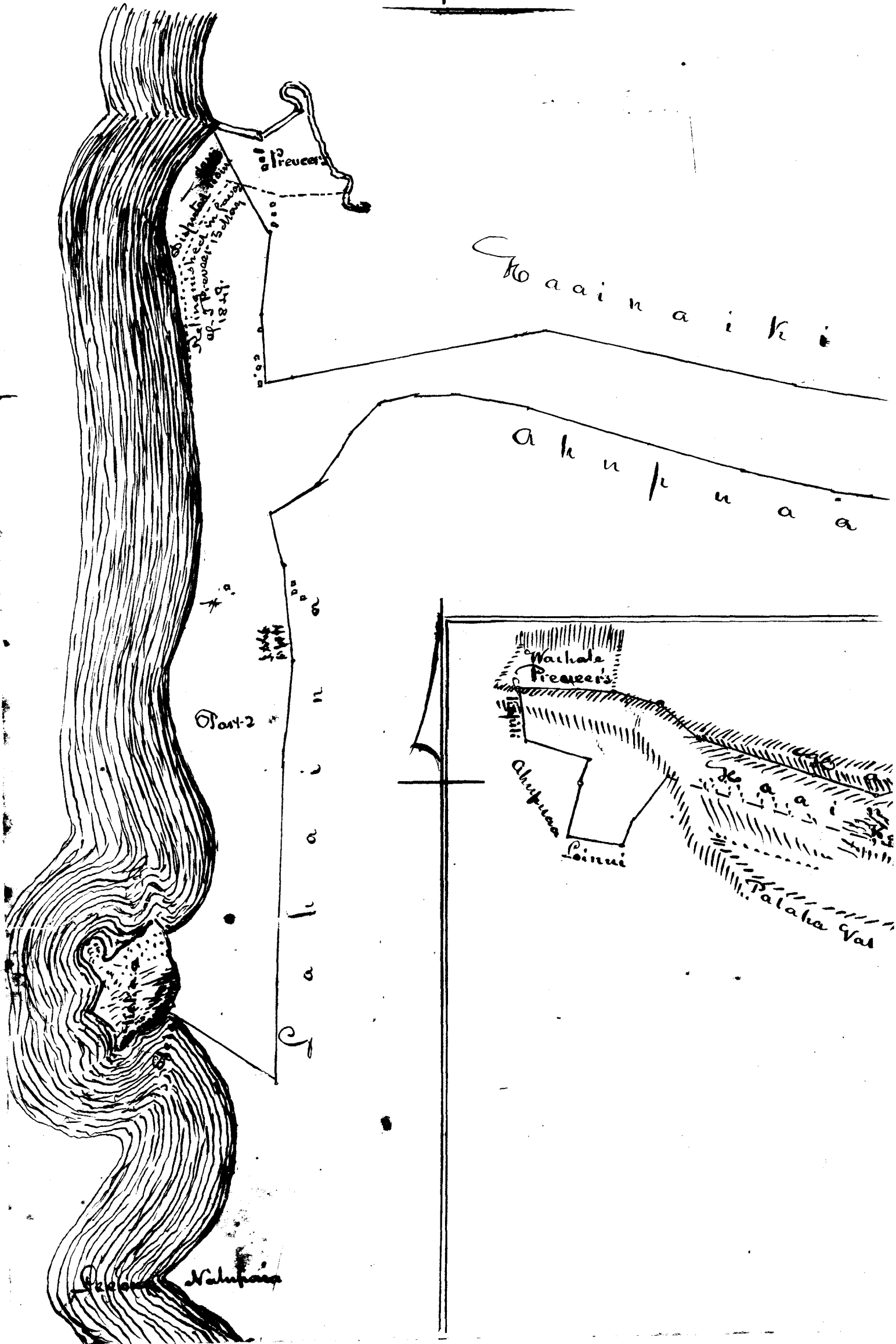
Outside Breakers

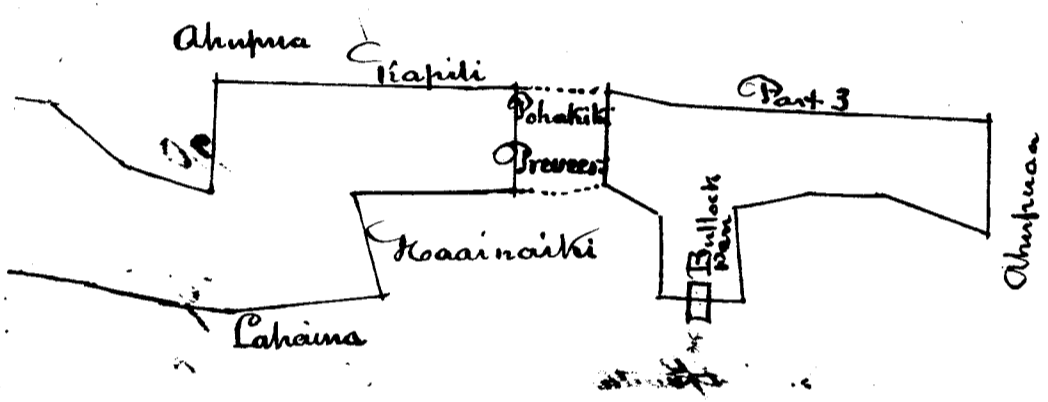
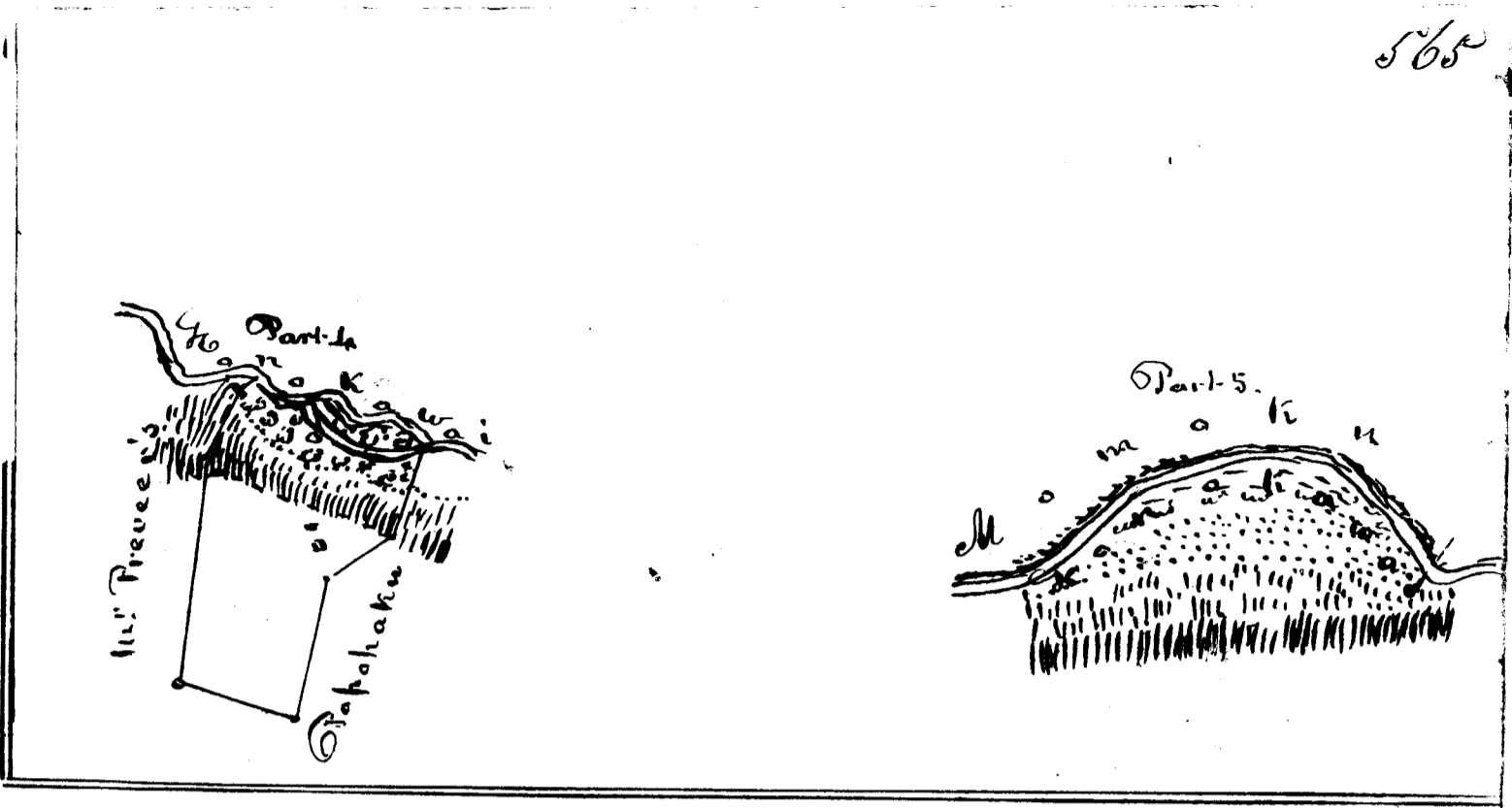
Channel Entrance

Stanku Sea

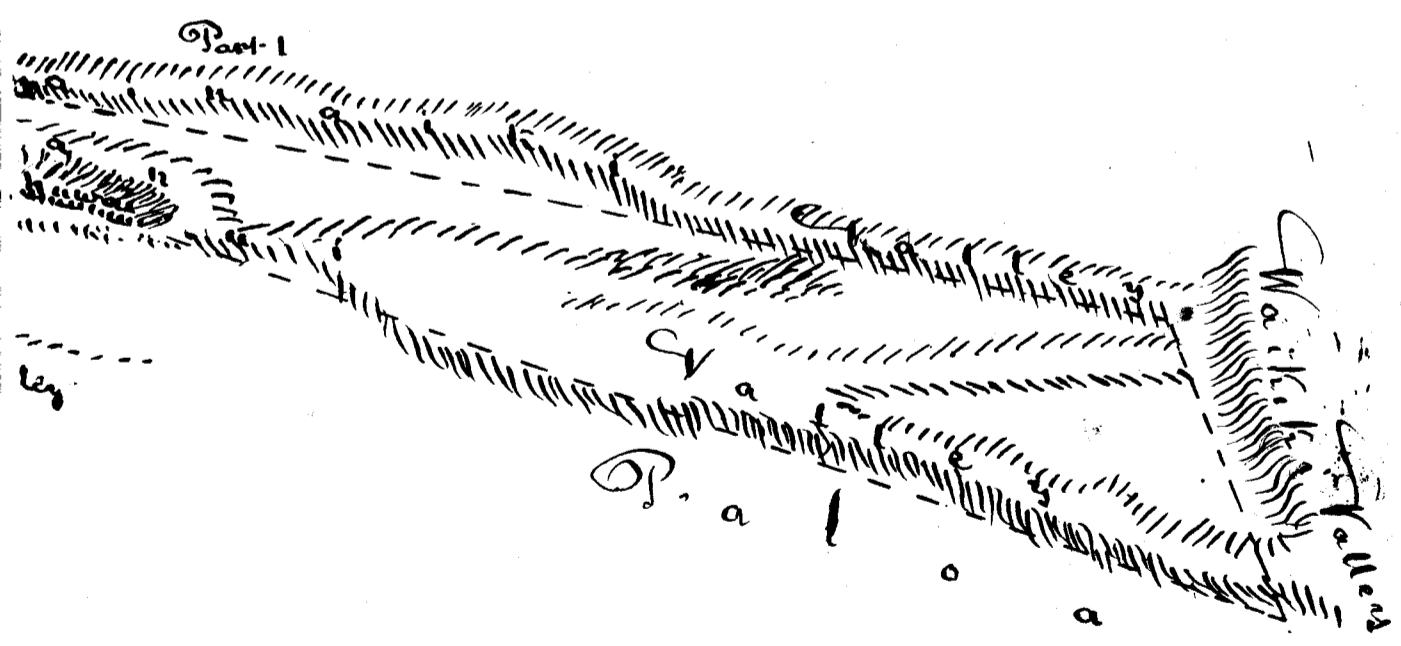


Claim No 76 William Shaw.





66



Board of Commissioners for Land Claims  
 Adjudication of Cl. No 76 William Shau D:

To Incidentat Expenses of Commission &	1	
Action of Commission on 21 Dec 1846	1	
Citation 50 <sup>th</sup> dr. depos <sup>n</sup> of Cl. red <sup>d</sup> of 3. 150	2	
dr. testimony red <sup>d</sup> & Eng <sup>d</sup> 21 Dec <sup>r</sup>	\$1 75	
Engross Copy of J. Metcalps survey of the lands included in this claim - being 6 in number	\$24 12	
do - do - Combined map - of 6	3	
Report of Commissioners this day rend- ered in the above claim consisting of 4, Seperate claims to land	20	
	<hr/>	
	39 75	
deduction of \$3 in each Report on second third & fourth claims - 9	9	
	<hr/>	
Male Kaula	William Lee	\$ 30 75
Honolulu March 5. 1849	J. H. Smith of Kauru S. W. K. am Kau Loaueli	

Claim N<sup>o</sup> 962 Joaquin Armas.  
Part 1

This is a claim for a lot, situated in Lahaina Island of Maui, and generally known as the "Hospital Place"

From the evidence submitted to the Board in this claim, it appears, that this land was given to the Claimant in the Year 1836 or 1837 by his Majesty, Kamehameha 3, and that the Claimant has had quiet possession of the same ever since. His Majesty, the Chief Witness of the Claimant states, that he gave this place to Armas, as stated by the Claimant, not in fee-simple, but to hold during his life.

We do therefore Award to Joaquin Armas, a freehold Estate less than allodial, or in other words, a life estate in said hospital place; which freehold or life estate, he may commute for a fee-simple title, as prescribed by law. The correct bounds of this lot are contained in the following Survey made by J. Metcalf Esquire on 25<sup>th</sup> December 1846.

Part 2

This is a claim for a Kalo land situated in Pahaina-lalo, Island of Maui, known by the general appellation of Moanui.

The Claimant's title to this land is the same as his title to part 1 of N<sup>o</sup> 962. It is proved that this land has been in the quiet possession of the Claimant ever since the Year 1837, and we do therefore Award to the Claimant, Joaquin Armas, a Freehold Estate less than allodial; or in other words, a life Estate in said land; which he may commute for a fee-simple title as prescribed by law. The correct-meters and bounds of this land are contained in the following Survey, made by J. Metcalf Esq<sup>r</sup>: 25<sup>th</sup> December 1846

Part 3

This is a claim for a Kalo land, situated in Hanaha Valley



district of Lahaina, Island of Maui:

The Claimant has shewn to the Board, that he has had quiet possession of this land ever since the Year 1837, and therefore we award to him Soaquin Armas, a Freehold or Life Estate in said land, which Freehold or Life Estate he may commute for a fee-simple title, as prescribed by law.

The correct metes and bounds of this land are set forth in the following Survey, made by J. Metcalf, Esq: on 25<sup>th</sup> December 1846.

"Notes of Survey of 3 Lands called Moanui in Maui" 1<sup>st</sup> Hospital Place in Lahaina.

Part I

Commencing at S. Corner of this lot joining Alanui Aupuni and Wahinepio's lot, and running N. 51° E. 2 Ch. 13  $\frac{10}{12}$  ft. along line between this lot and Wahinepio's to jog in wall - then offset at right angles to right 6 ft. - thence N. 51° 30' E. 3 Ch 8  $\frac{7}{12}$  ft. along between this lot and Wahinepio's to Kapuli's lot - thence N. 30° 15' W. 2 Ch along Kapuli's to Jona Pitko's premises - thence S. 52° 15' W. 5 Ch 42  $\frac{3}{12}$  ft. along between this and Pitko's to Alanui Aupuni - thence S. 42° E. 1  $\frac{3}{4}$  Ch. along Alanui Aupuni to place of Commencement taking in all surrounding walls and including an area of Acres 1 Fathoms 38.

Part II

of Part I

"Notes of Survey of the part of Moanui makai of Alanui Aupuni belonging to the American Hospital Place Lahaina Maui"

Commencing at N. Corner of this piece opposite 40  $\frac{1}{2}$  ft. of W. Corner of Hospital place and in line with N.W. side of Ho. place and running S. 50° 30' W. 2  $\frac{1}{2}$  Ch. along between this lot and Napela's (or J. Pitko's) leaving 7 ft. for alley between this and Napela's to Sea, low water mark. - then along Sea 1 Ch. 8 ft. to Kauhikawai's boundary - thence N. 47° 30' E. 2  $\frac{1}{2}$  Ch. along boundary between this and Kauhikawai's to Alanui Aupuni - thence N. 43° W. 57 ft. along makai side of Alanui Aupuni to place of Commencement.

Including an area of Fathoms 520 - ft 18.  
Feb. 15. 1857.

"2nd Kalo Land in Mauka part of Pahainalalo"

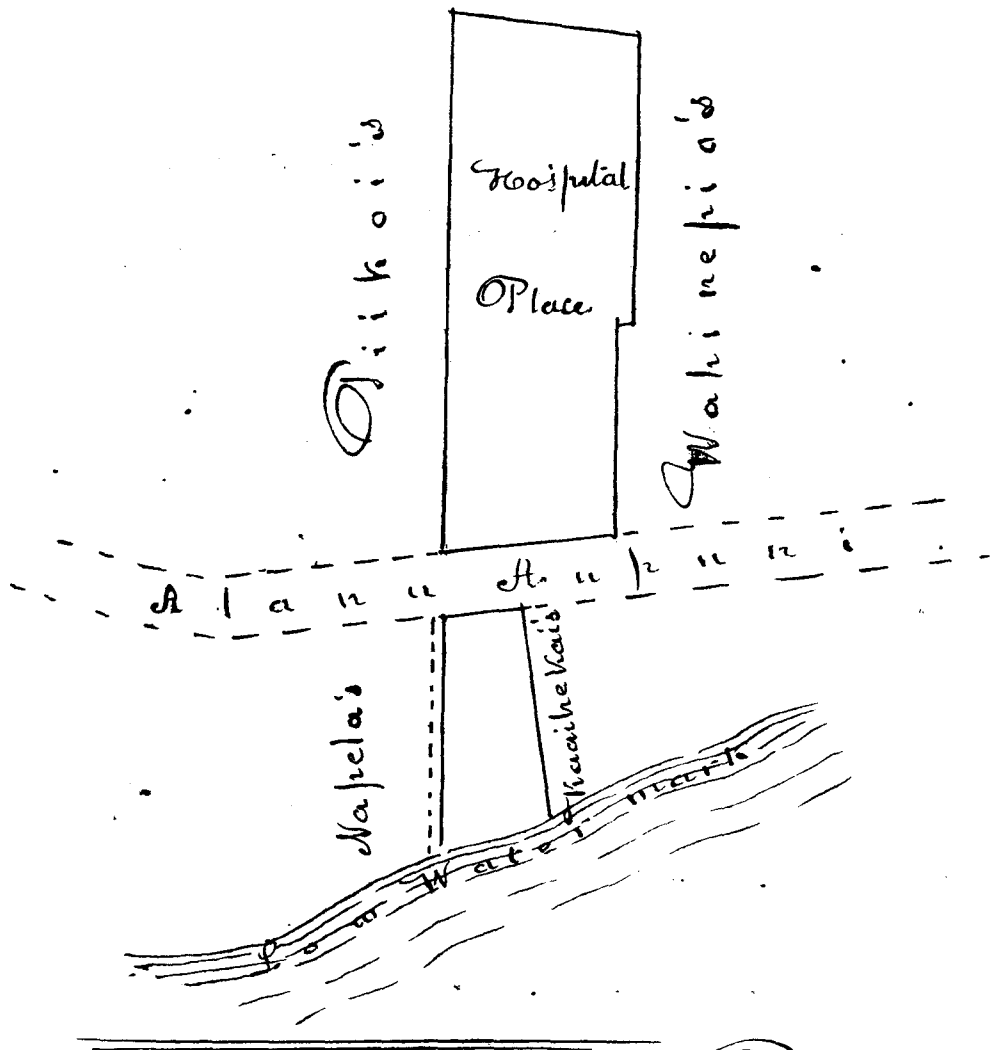
Commencing at Rock S. corner of Kalo patch, joining Moanui on S. and Ahi on W. and running S. 83° E. 54 ft. along Moanui to angle - thence N. 69° E. 60 ft along. along Moanui to angle - thence N. 50° 15' E. 5 ch 9 1/2 ft. along Moanui to extreme E. corner of this lot - thence N. 56° 30' 16 1/2 ft. to water run - thence S. 55° W. 2 Ch. 64 7/2 ft. along Ahi to angle - thence N. 63° W. 59 1/2 ft. to angle - thence S. 53° W. 3 Ch. to Rock W. corner of Kalo patch - thence S. 22° 30' E. 40 3/2 ft. along Ahi to point of Commencement - Includs. an area of Fathoms 659 Feet 21.

~~Part 11~~ 3rd Kalo Land in Hanaha Valley. Commencing at a mark on large Rock at most S. point of this land near new water cut and right hand Pali, and running S. 80° E. 2 Ch. 35 1/2 ft. along between this land and Kaia parallel with water cut to Rock at E corner of this land - thence N. 8° E. 27 ft. to S. bank of Hanaha River - thence N. 55° W. 3. Ch 6 1/2 ft along River to angle - thence N. 63° W. 1 Ch. 2 1/2 ft. along River to angle - thence S. 77° 30' W. 1 Ch. 36 1/2 ft. to W. Corner of this lot joining Wakinapios - thence S. 19° E. 36 1/2 ft. to corner of Kalo patch - thence N. 87° E. 1 Ch 10 1/2 ft. along Wakinapios land to angle - thence S. 37° 30' E. 1 Ch. 52 8/12 ft. to place of Commence! Including an area of Fathoms 613 - Feet 30.  
of Dec. 25. 1846

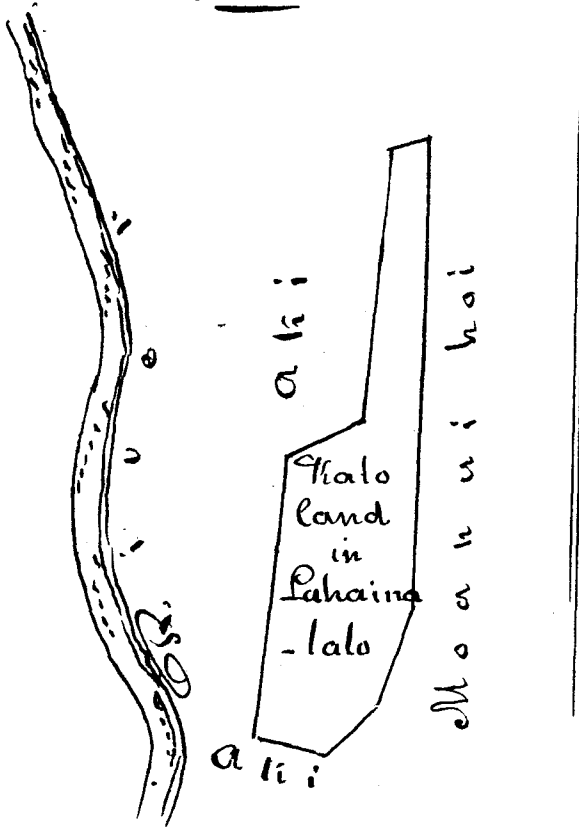
38  
52  
20  
648  
1218  
1871

570

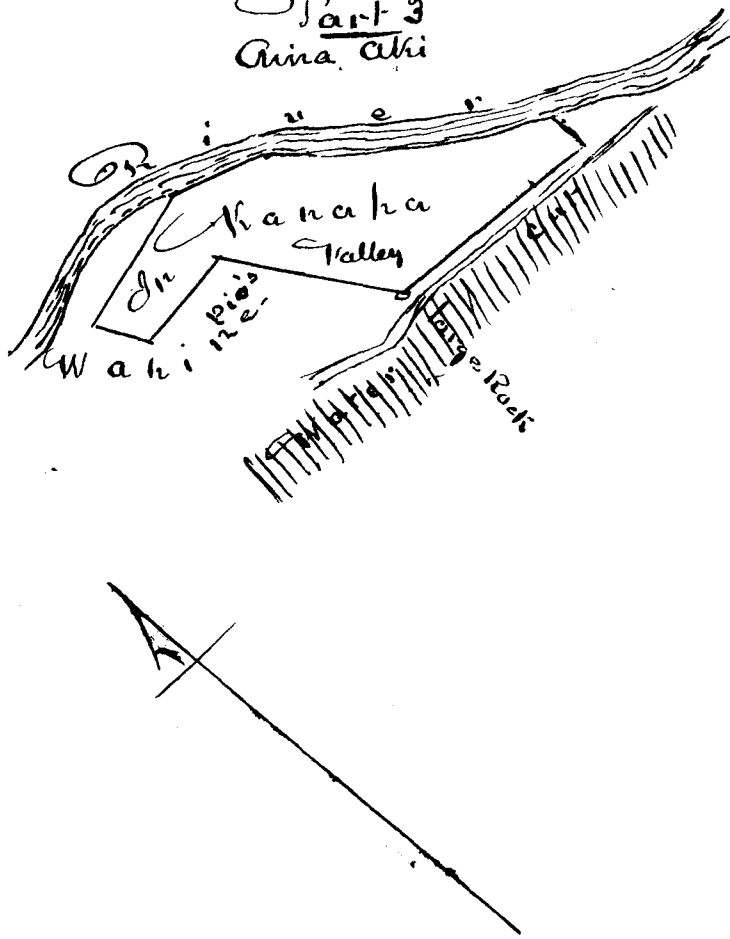
Part 1  
Kapules



Part 2



Part 3  
Aina Ahi



Board of Commissioners for Land Claims  
Adjudication of C. N<sup>o</sup> 962 Joaquin Armas L<sup>o</sup>:

Incidental expenses of Commission	1
Action of Commission on 19 <sup>th</sup> Nov. 1857	1
Citation 50 <sup>cts</sup> dr. def <sup>o</sup> of claim rec <sup>d</sup>	42
draft Testimony rec <sup>d</sup> & eng <sup>d</sup> on 19 Nov -	43
Engrossed J. of all calls surveys (3)	18
Report of Commissioners this day rendered on the above claim in 3 Parts	15
	<hr/> 24 25
deduction by direction of Comm <sup>rs</sup> . \$3 in each Report of Part 2 & 3 - \$6	6
	<hr/> 18 25

Hale Kaula  
Honolulu March 5 1859

William L. Lee  
J. H. Smith  
Ys. Kaunani  
J. W. Hancock  
Loane Li

C. N<sup>o</sup> 1026. Mary Dowsett

This is a claim to a house lot and Premises situated in Honolulu, Island of Oahu.

From the evidence it appears, that this land is a portion of a lot that was originally given to Alexander Adams, by King Kamehameha I in the Year 1815. That Adams occupied the same until the Year 1834, when he sold the same to the Claimant, who has possessed it in peace ever since.

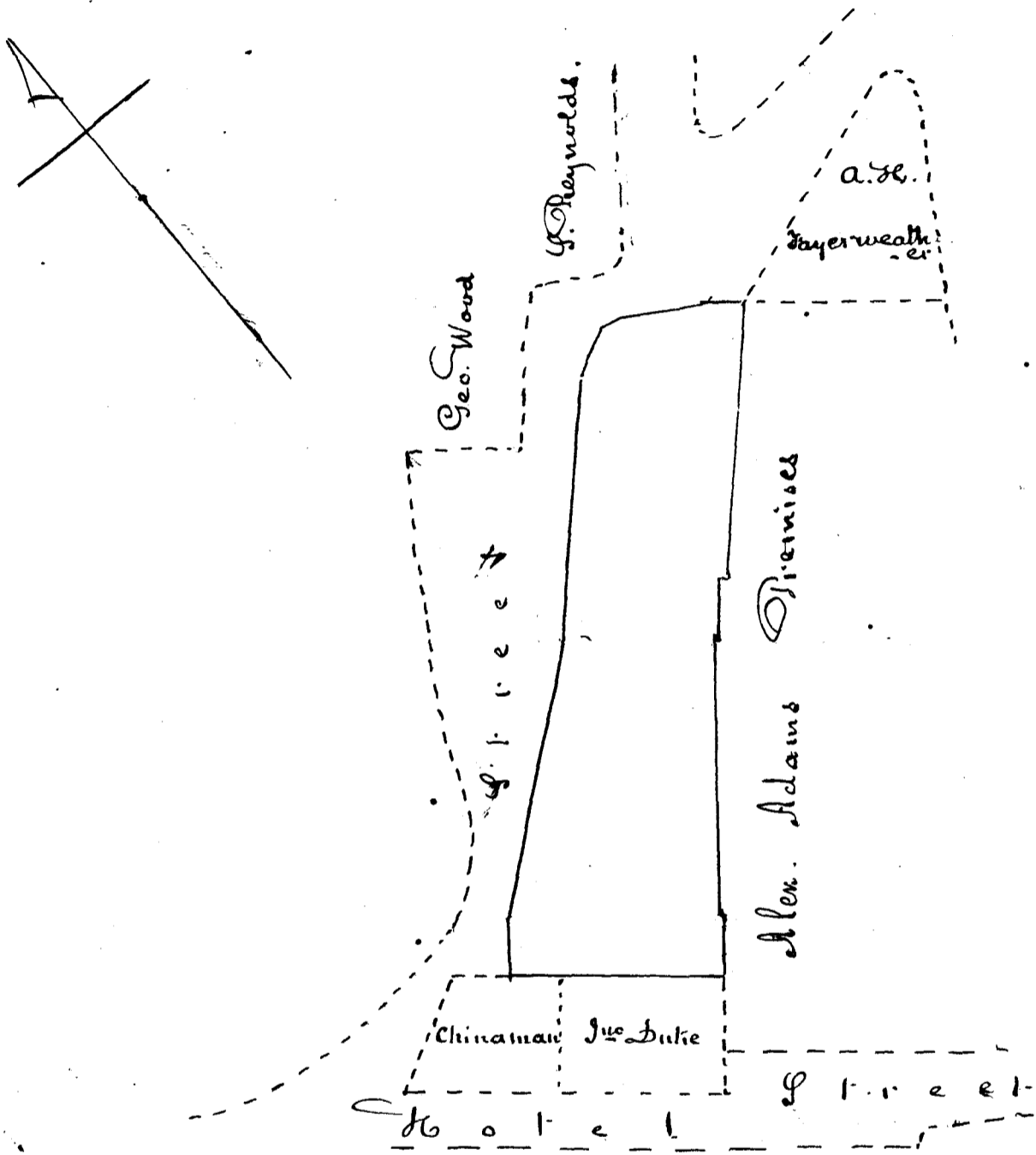
The utmost that the Board have it in their power to award the Claimant, upon this Evidence, was a freehold title less than allodial for this land.

but having obtained on 23<sup>rd</sup> day of February 1848 the authority of the King in Privy Council to award a "fee-simple" title to Mary Dowsett and her Hawaiian born heirs, for her house-lot in Honolulu:— We do hereby award to the Claimant the aforesaid fee-simple title to this lot, which is more particularly described in the annexed survey made by J. Metcalf Esq. on the 13<sup>th</sup> January 1849.

"Survey of Mary Dowsett's dwelling house lot & Premises Honolulu—

"Commencing at Matai S. Corner of this lot, and old bowling alley, joining Alex<sup>s</sup>. Adams' and John Dukes Premises, and running N.  $52^{\circ} 30' W$ . 1 Ch.  $18\frac{1}{2}$  ft. along John Dukes and Chinaman's house lot to Matai W. Corner of this and old bowling alley. Thence N.  $38^{\circ} E$ .  $23\frac{7}{12}$  along Street to N. Corner of old bowling alley. Thence N.  $47\frac{3}{4}$ , E. 1 Ch.  $48\frac{10}{12}$  ft. along Street to W. Corner of Hotel house. Thence N.  $44^{\circ} E$ . 1 Ch.  $46\frac{10}{12}$  ft. along street to bend of wall. N.  $61^{\circ} 45' E$ .  $18\frac{1}{2}$  ft. — Thence S.  $77^{\circ} 15' E$ .  $11\frac{7}{12}$  ft. Thence S.  $64^{\circ} 45' E$   $29\frac{7}{12}$  ft. around bend along street to Matai W. Corner of A. H. Fayertweathers' house lot. Thence S.  $51^{\circ} E$   $16\frac{10}{12}$  ft. along A. H. Fayertweathers' lot to Alex. Adams Premises. the Matai E. Corner of this lot. Thence S.  $41^{\circ} W$ . 1 Ch.  $49\frac{10}{12}$  ft. along A. Adams lot to jog — then offset right angles to right  $3\frac{7}{12}$  ft. — Thence S.  $42^{\circ} 30' W$ .  $21\frac{11}{12}$  ft. to Corner of Cook house — jog — then offset 2 ft. to right — Thence S.  $38^{\circ} W$ . 1 Ch.  $46\frac{10}{12}$  ft. to old bowling alley. Then offset 2 ft. left — to East Corner of Bowling alley. Thence S.  $38^{\circ} 30' W$ .  $32\frac{7}{12}$  ft. always along A. Adams Premises to Place of Commencement. Including an area of  
 Yathoms  $525\frac{1}{2}$   
 J Metcalf Esq

Jan: 13. 1849.



Costs. - Adjudication of Ce. N<sup>o</sup> 1026 Mary Dowsett - 5''

To Incidental Expenses - Action of Com <sup>rs</sup> on 7 Feb: 1849.	2
Citation of A. Adams - 50 <sup>cts</sup> de. depos <sup>n</sup> of Claim reduced $\frac{1}{3}$	1 50
Testimony Red <sup>d</sup> - Eng <sup>d</sup> on 7 <sup>th</sup> February 1849.	1 50
Survey of J. Metcalf of this lot $\frac{1}{5}$ Engrossed the same $\frac{1}{3}$	8
Report of Commissioners this day rendered on above Claim	5
	18

Hale Kaunwilo  
 1<sup>st</sup> March 1849.

William L. Lee  
 J. H. Smith  
 H. Kaunwilo  
 S. M. Hoam at all  
 Locmeli

C. N<sup>o</sup> 1723 B. John Neddles Part 1.

This is a claim for a house lot and premises situated in Palama - Island of Oahu -

From the evidence, it appears that this land was given to the Claimant by Ho. M. Kamaha-meha III A. D. 1832; and that he has had peaceable possession of the same from that time down to the present. The Claimant's title is made clear by the evidence; and we do hereby award to John Neddles, a freehold Estate, less than allodial; or in other words, a life Estate in said lot; which freehold estate less than allodial, he may commute for a title in fee-simple as prescribed by law.

The correct bounds of this lot are contained in the following Survey of J. Metcalf made on 11<sup>th</sup> of March A. D. 1847.

## Part 2

This is a claim for a piece of Kalo Ground, called "Olani" situated in Palama, Island of Oahu.

The Claimant's title to this land is precisely the same as in Part 1 of this claim; and we do hereby award to John Neddles a freehold Estate less than allodial in said lot; which he may commute for a fee-simple title as prescribed by law.

"Notes of Survey of two pieces of land in Palama Oahu: - one called "Pulehu" - and the 2<sup>nd</sup> "Olani".

" 1<sup>st</sup> "Pulehu"

"Commencing at stake at E. Corner of this land by Koolitiamantia's mahai wall; joining Ainafuaa, on Maaka, and Kawaiiki on E. or Honolulu side; and running S. 12° 30' W. 1½ Ch. along between this land and Kawaiiki to stake. Thence S. 14° 15' E. 1 Ch. 19 ¼ ft. along Kawaiiki to stake joining land called Keonaula - thence S. 56° 30' W. 3 Ch. 9 ¾ ft. along through prickly pear bushes: the boundary

The Boundary line between this and Keone ula to stake between Maunā corner of Kato patches - thence S.  $59^{\circ}$  W. 1 Ch.  $54\frac{1}{2}$  ft. along between Kato patches to stake at Kawaiiki - thence N.  $38^{\circ}$  W. 1 Ch.  $59\frac{1}{2}$  ft. along Ridge between Kato patches to slight angle - thence N.  $28^{\circ}$  W. 1 Ch.  $10\frac{1}{2}$  ft. along ridge between this land and Waināue to stake at Makai W. Corner of this land - thence N.  $52^{\circ}$  E. 2 Ch.  $14\frac{1}{2}$  ft. along Kato Ridge between this land and Kūpūlolei to Rock - by edge of low ground - thence N.  $12^{\circ}$  W.  $1\frac{3}{4}$  Ch. along near Coral pati to Coral rock marked x at Makai end of prickley pear fence - (pa-pipi) thence N.  $66^{\circ}$  E. 3 Ch.  $10\frac{1}{2}$  ft. along prickley pear fence - the boundary line between this land and Kūpūlolei to W. corner of Hobliliamanus stone wall - thence S.  $41^{\circ}$   $30'$  E. 2 Ch.  $22\frac{1}{2}$  ft. along wall to place of Commencement -  
 Including an area of Acres 2 - fathoms 152 feet 28.

2<sup>nd</sup> Olani

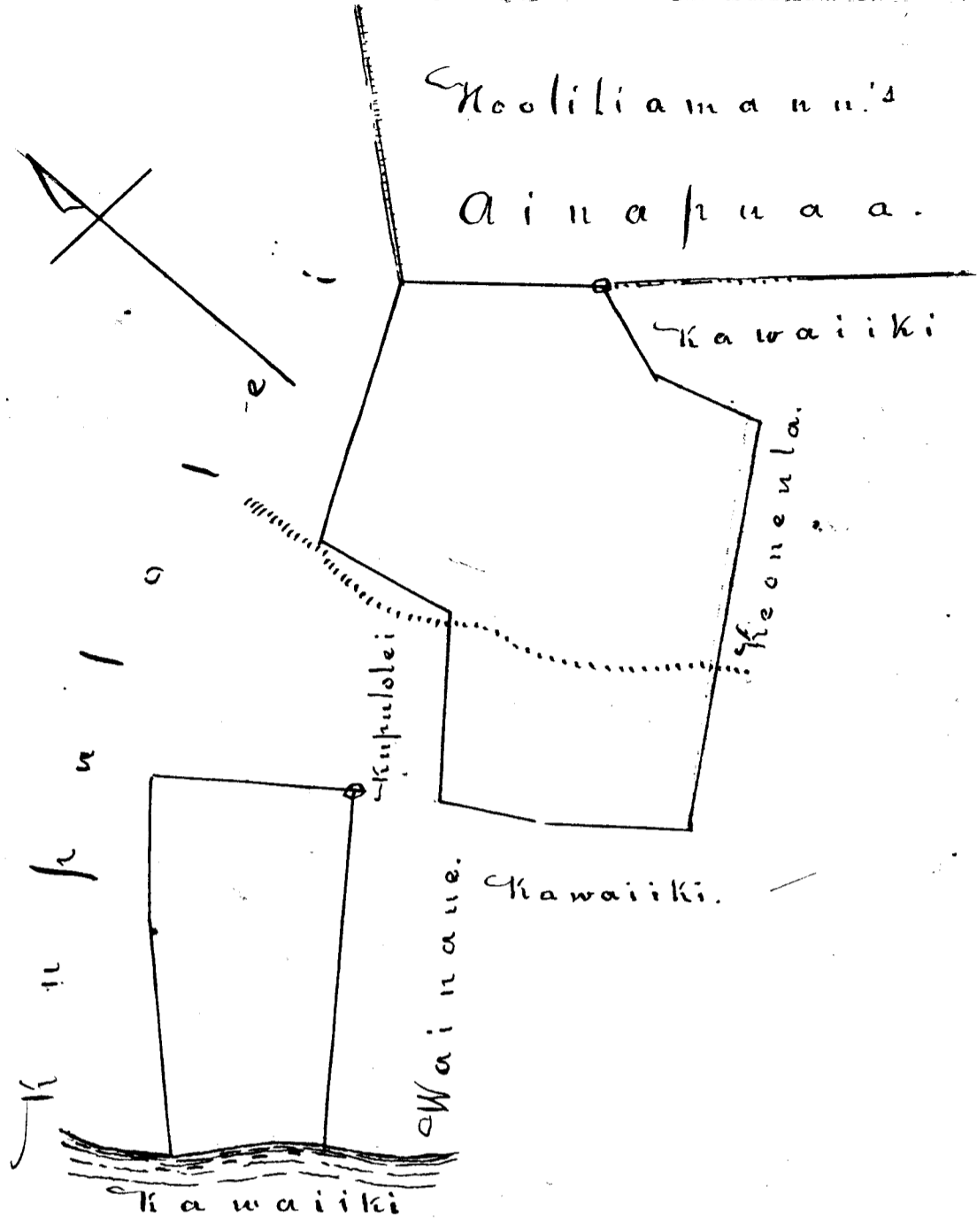
"Commencing at E. corner, 1 Ch. in a direction N.  $39^{\circ}$  W from Makai W. corner of preceding survey (Pulehu) at corner of Kato patches joining Kūpūlolei on Maunā side, and Waināue on Honolulu side, and Running S.  $53^{\circ}$   $15'$  W.  $1\frac{1}{4}$  Ch. 13 ft. along Waināue to middle of stream on Makai side of this land, dividing it from Kawaiiki - thence N.  $45^{\circ}$   $30'$  W. along middle of stream to W. corner of this land joining Kūpūlolei - thence N.  $44^{\circ}$   $30'$  E. 2 Ch. 38 ft. along Kato Ridge to slight angle - thence N.  $49^{\circ}$  E. 1 Ch.  $51\frac{1}{2}$  ft. to N. corner of this land - thence S.  $33^{\circ}$   $30'$  E. 2 Ch.  $25\frac{3}{4}$  ft. along Kato patch ridge to place of Commencement -  
 Including an area of 3 fathoms 1192 - feet 23  
 March 15. 1847. J. Meale

2. 1644 - 51  
 1210  
 3. 434 - 57

See diagrams next page



576



Costs. Adjudication of Claims N<sup>o</sup> 1723 B John Veddles B<sup>r</sup>

Incidental Expenses 1. action of Com <sup>rs</sup> 21 Feb <sup>r</sup> 1829	\$1	2
Citation 50 <sup>cts</sup> de. deposition of C. f 2.	\$1	1 50
draft testimony reduced & Eng <sup>d</sup> on 21 <sup>st</sup> Feb.	\$2	1 50
Engrossed Copy of Survey by G. Metcalf	\$6	3
Report of Commissioners this day rendered on Claim N <sup>o</sup> 1723 B - Part I - \$5 - on Part II \$2.		7

Hoale Kawaiiwa  
1 March 1829.

William L. Lee  
J. H. Smith  
Is. Hawaii  
S. M. Kamaehu  
Looni

15

577

C. No. 266.9. Thomas Gandall.

This is a Claim for a piece of Land situated at Hau-  
Kahoku - Nuuanu Valley, Island of Oahu.

The Claimant in support of his Claim, has offered  
in Evidence the following Lease from H. E. M. Kekuana-  
naoa Governor of Oahu, to which Lease is annexed  
the Assent of H. M. Kamehameha III and the late  
Premier Kekuauohi.

"I. Mathew Kekuanaoa hereby Lease a certain  
piece of Land up at Haukahoku; adjoining the Land  
leased by Charles Brewer, and bounded as follows:  
"Commencing at the point on the South Corner of the  
fence of C. Brewer's Land, and running N. Easterly  
ten chains in length; thence turning and running  
Northerly to the fence of D. Brooke's Land seven chains  
and twelve feet in breadth; then turning and running  
Westerly, fourteen chains and fifty four feet in length;  
then turning, and running S. Easterly, two chains in  
breadth to the Corner where the measurement began;  
which are the boundaries of the said Land"

Said Land is transferred to Thomas Gandall  
a British foreigner, as a dwelling place for himself,  
his heirs, and assigns, with protection, for the term  
of twenty five Years from the date hereof: - but he  
shall not manufacture ardent spirits, nor sell them,  
on said Land; and shall pay annually to Kekuanaoa  
his heirs or assigns, twenty five dollars, as rent for  
said Land; and when the above-mentioned term of  
Years is expired, he shall restore the Land and  
houses on it, and all that is connected with the  
Land to Kekuanaoa, his heirs or assigns, the owners  
of the Land. (But if there be a durable house, or a  
stone one, it shall be theirs; and they may take it  
away and sell it to whoever wishes to buy it.)

In testimony whereof we bind ourselves and our  
heirs and assigns to the fulfilment of the same, and  
subscribe our names this 20<sup>th</sup> day of December A.D. 1814  
at Honolulu Oahu

Hawaiian Islands  
 Witness Paalua

Thomas Randall  
 M. Kekuanaoa.

We approve of the preceding agreement.

Kamehameha III  
 Kekuauohi

"  
 Honolulu Oahu. I. J. I Thomas Randall have this  
 day (January 18-1844) sold and transferred  
 to C. Brewer Esq. a certain portion of the land  
 mentioned in above Lease. as described in  
 the Instrument given them dated Jan 18. 1844,  
 Tho. Randall."

The above Lease makes the claim of  
 Mr. Randall clear beyond dispute; and we  
 do hereby confirm the same, and award the  
 Land to Thomas Randall, his heirs & assigns  
 upon the terms and Conditions contained in  
 the aforesaid Lease.

By an indorsement made on the Lease.  
 it appears that the Claimant has transferred  
 a portion of this land by an Instrument  
 bearing date January 18-1844, to C. Brewer Esq.  
 which transfer cannot be affected by this Award

Costs. Adjudication of C. N <sup>o</sup> 2669. Thomas Randall Esq.	
To Incidental Expenses & Action on 1 March 1849	\$1 2
Engrossing Copy of conveyance & deposition of Claim	4 6 3
Report of Commissioners this day Rendered on the above claim	5 5
	10
Kate Kauloia 1 March 1849.	W. L. Lee J. H. Smith Esq. Hawaiian J. M. Ham & Kau Iromedi

Claim No 816 A. H. Jayerweather

This is a House lot claim, situated in Honolulu Island of Oahu, and now occupied by John Robson.

The Claimants title to this lot is perfectly clear; it having been shewn to the Board that the land was given to him at a period long anterior to 1839; and that he has improved, built-upon, and possessed the same in peace, from the date of the Gift until the present time.

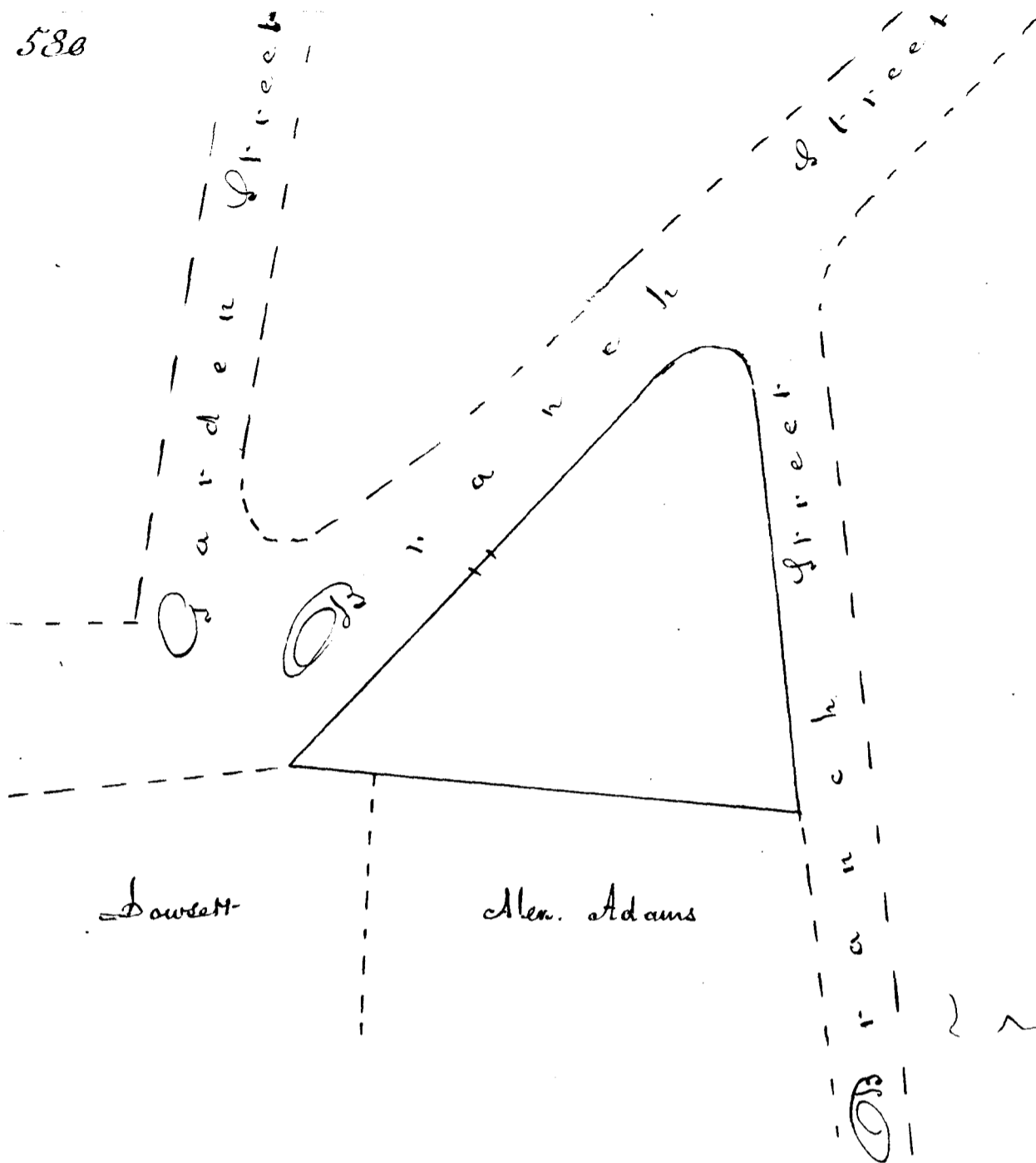
We do therefore award to the Claimant A. H. Jayerweather, a freehold title less than allodial, or in other words, a life estate in said lot; which freehold or life estate the Claimant may commute for a fee-simple title as prescribed by law. The correct bounds of this lot are contained in the annexed Survey, made by J. Metcalf Esq: on 30<sup>th</sup> December 1847.

" Survey of House lot in Makuina, Honolulu Oahu  
" Commencing at Mahai S. Corner of this lot on N.W. side of Branch St. - joining A. Adams premises on Mahai; and Running N. 28° 30' E. 1 Ch. 29 <sup>8</sup>/<sub>12</sub> ft. along Branch St. to Mauka E. corner of this lot. Thence N. 29° 30' W. 13 <sup>40</sup>/<sub>12</sub> ft. to Mauka N corner (bend) of this lot. Thence S. 78° 15' W. 1 Ch. 57 ft. along Branch Street. The N.W. boundary of this lot to Mahai W. corner at M<sup>rs</sup> Dowsetts dwelling house lot. Thence S. 49° 30' E. 1 Ch. 42 <sup>3</sup>/<sub>12</sub> ft. along M<sup>rs</sup> Dowsetts and Allen-Adams lots to place of Commence' Including an area of Fathoms 164 - feet 7.

Dec. 30 - 1847.

J. Metcalf

See diagram and Costs next page.



Costs. Adjudication of Cl. No 816. A H Fayerweather & Co.

$\frac{3}{4}$ Incidental Expenses & action of Com <sup>n</sup> on 19 June 1858	2
Citation \$50 - draft depos <sup>n</sup> of Cl. reduced \$1.50	1
do. testimony read <sup>d</sup> and Eng <sup>d</sup> 19 June	\$2 1 50
Engross <sup>d</sup> Copy of Survey by J. Metcalf	\$4 2
Report of Commissioners on the above claim this day rendered	5
William L. Lee	
State Kaula	
Honolulu March 1 - 1859	
J. M. Smith	
vs. Hoarwai	
J. M. Hoarwai	
Honolulu	
	11 50

1875 Part 1. R. W. Wood

This is a Claim for a piece of land situated in Honolulu, Island of Oahu, forming the Maikai part of the enclosure now known as Robert W. Wood's dwelling house lot. From the evidence submitted to the Board, it appears that the Claimant purchased this land from a Chinaman, of the name of Aigong, in the Summer of 1847: that Aigong obtained this land from a native, named Aniani some ten or twelve Years since, and held peaceable possession of the same, up to the time of his selling it to the Claimant.

This evidence renders the Claimant's title clear beyond dispute, and we do hereby award to Robert W. Wood, a free hold Estate less than allodial in this lot, which freehold Estate he may convert for an estate in fee-simple, as prescribed by law.

The correct bounds of this land are contained in the following Survey made by J. Metcalf Esq. L. Surveyor 1847

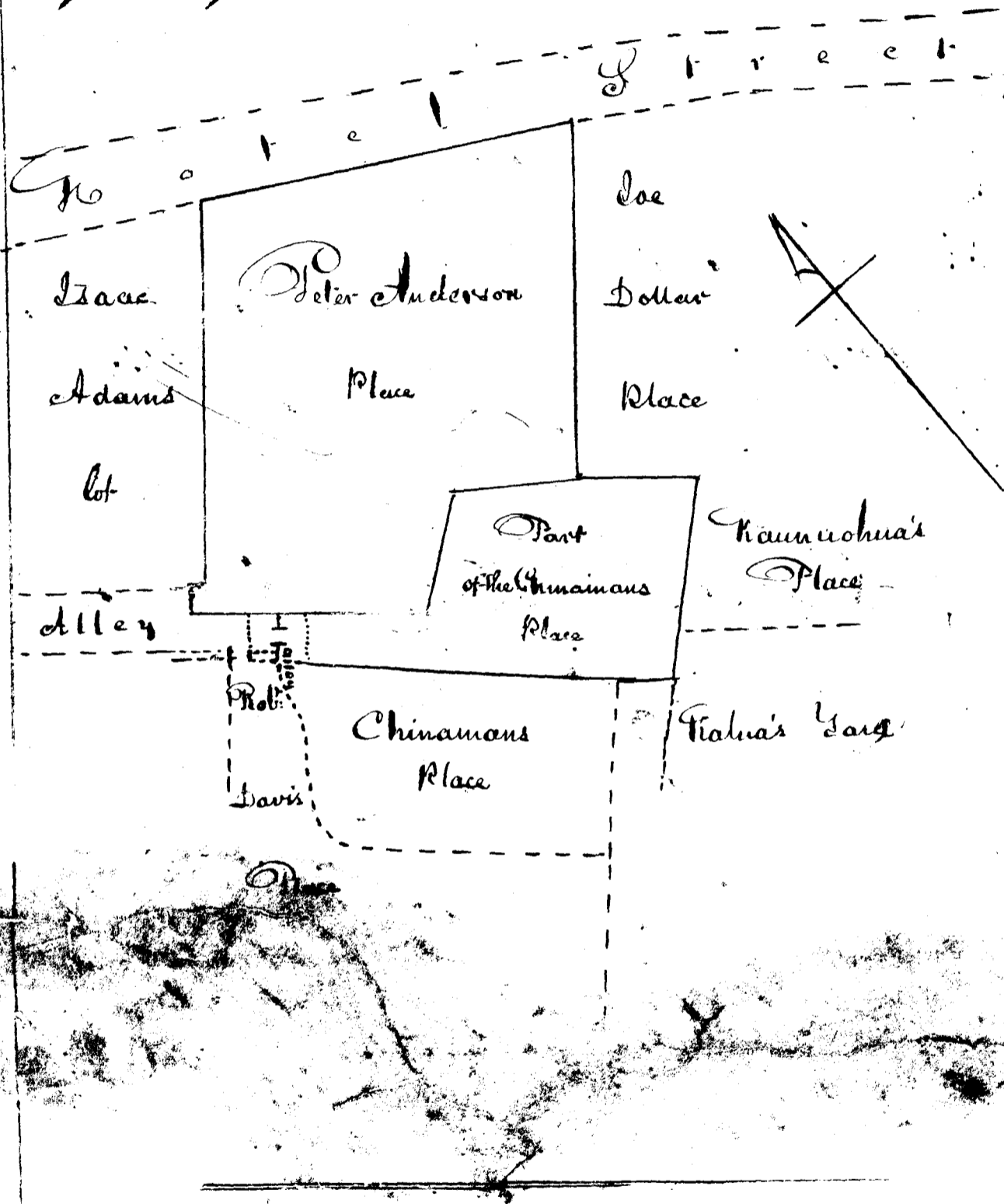
"Notes of survey of Maikai part of place (Chinaman) in Aigupite Honolulu"

"Commencing at extreme E. corner of this place, the 'Joe dollar' - (J. Bedfords) place on Maikai Kaunuoheua's house lot on S. E. of this, an angle N. 51° 30' W. 36 ft. along Joe dollar place to point of Maikai of W. corner of J. D. Spok house. Thence 58° 15' W. 37  $\frac{1}{2}$  ft. along the Peter Anderson place to corner. Thence S. 15° 15' W. 37  $\frac{1}{2}$  ft. along P. Anderson place to corner of (whose was, more) Thence N. 52° 15' W. 41  $\frac{3}{4}$  ft. along Maikai side of P. Anderson place to wall (in charge of) running at end of alley leading from Robt. Davis's place line property extends on 1/4 Ch. taking site of 1744, as to first Gate post, entering Robt. Davis's place. Thence S. 38° 15' W. 13  $\frac{1}{2}$  ft. along wall at end of alley to Maikai side of wall on Maikai house lot. Thence S. 18° E. 1 Ch. 35  $\frac{1}{2}$  ft.

into Chinamans place and along wall to a corner of  
 Kahuai's lot. thence S. 50° E. 15 1/2 ft. along ~~foot~~  
 in Kahuai's lot to corner thence N 44° 30' E.  
 60 1/2 ft. along Kahuai's and Kaunuchua's lots  
 to place of Commencement. Including an

acre of  
 Aug 4. 1847.

135 Feet 28 feet  
 J. Measey Secy.



Continued next Page

Costs - Adjudication of Cl. No 1975 Part - D. W. Wood - 5:

Incidental expenses of Comm <sup>n</sup>		1
" Action of Comm <sup>n</sup> on 28. Feb. 1849		1
draft deposition of Claim Rec <sup>d</sup>	\$1	50
Citation for att <sup>ce</sup>		50
draft testimony reduced & engrossed 28 Feb.	\$3	2 35
Engrossed copy of J. Metcalf's survey	\$5	2 50
Report of Commissioners this day rendered in the above Claim		5
William L. Lee		
Honolulu	J. H. Smith	12 75
15 March 1849	Sp. Kauruan J. M. Kauruan L. Lee	

Continued from Page 215

Costs - Adjudication of Cl. No 105 - William Walker - 5:

Incidental expenses of Commission		1
Action of Comm <sup>n</sup> Sep 10. 1847		1
Citation for attendance		50
draft deposition of Claim two entries as Cl. 105 and No. 220	\$2	1
dr. testimony reduced & engrossed 10 Sep 1847	\$1	75
Surveys by J. Metcalf (two)		28
Engrossed same	\$12	7
Report of Comm <sup>n</sup> this day rendered on the above claim		5
William L. Lee		
Honolulu	J. H. Smith	14 25
Hale Kauruan	Sp. Kauruan J. M. Kauruan	
15 March 1849		

Rec<sup>d</sup> paid pay of above \$10 fr. Ch. Magnet for Land of Oahu sold by Marshall of H. Is<sup>ds</sup> at Auction. J. H. P. Sec.

Received for costs sold 10.00  
Commission Deduction 12.25  
12.25

See Continuation next page in diagrams

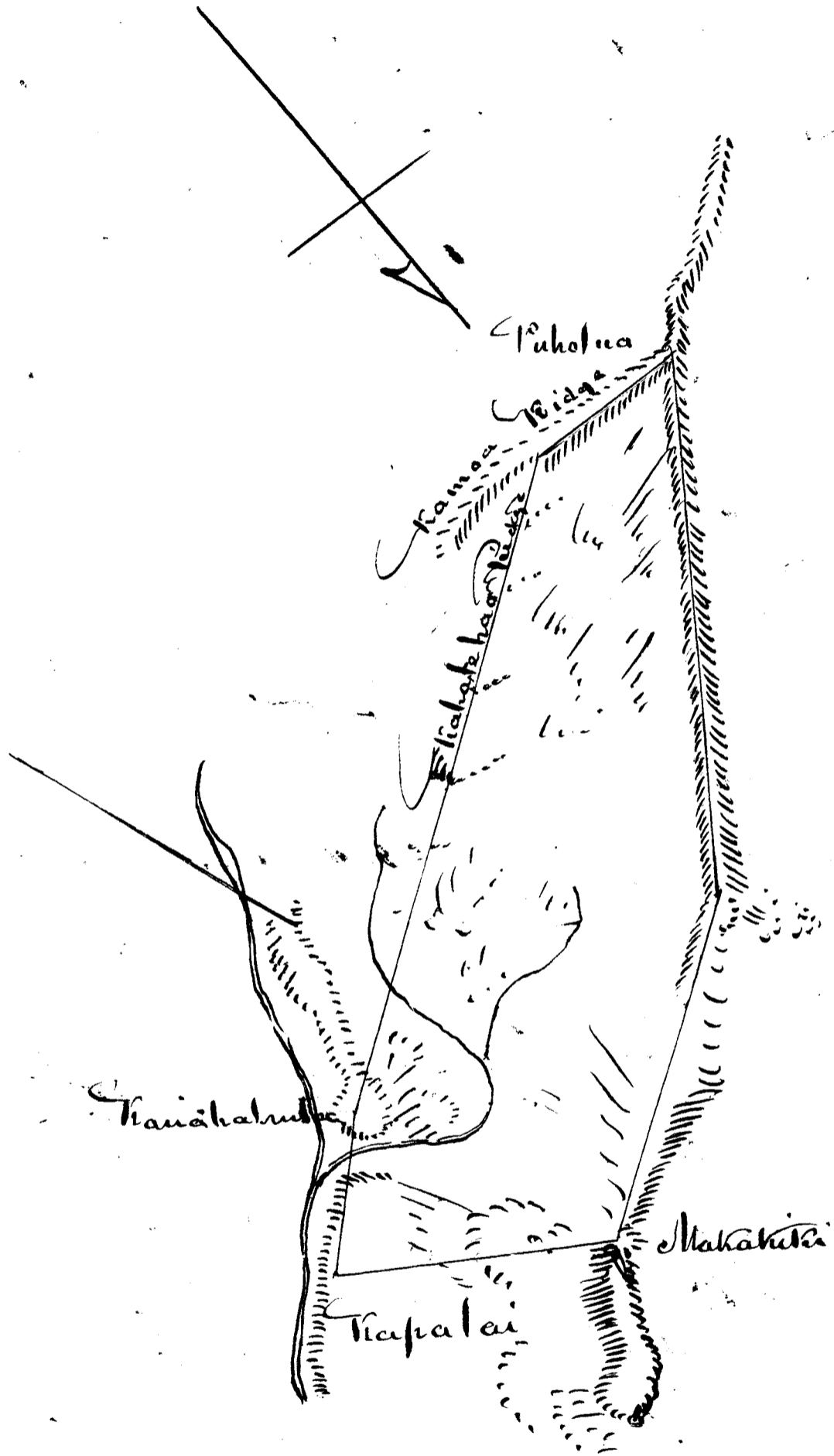
14 25  
10.00  
12.25



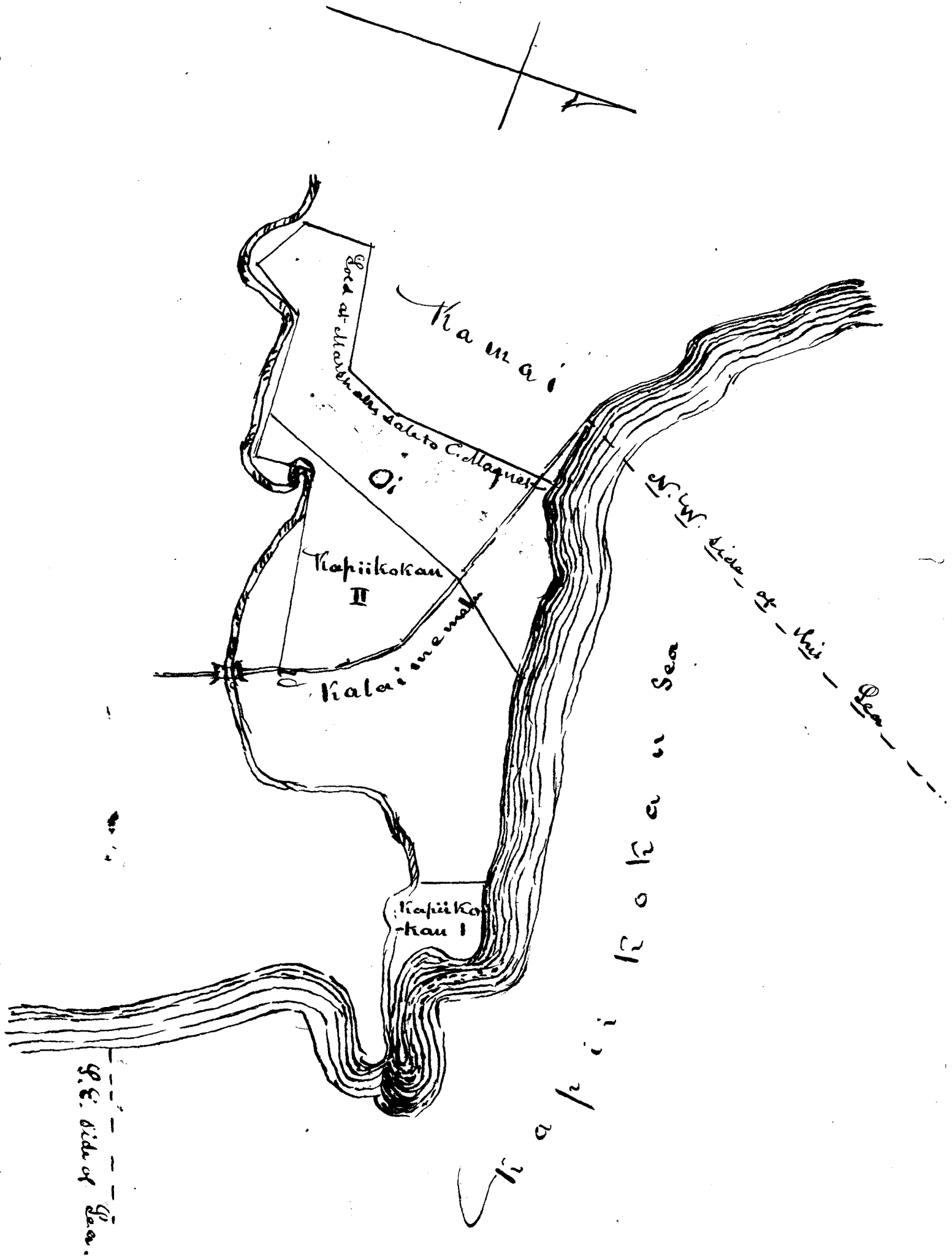
584

Diagrams in Ce. 105. William Walker

---



from Page 215



C. No 113 Robert Read.

This is a claim for a House lot in Lahaina, Island of Maui. From the evidence taken in this claim, it appears that this land was given to the Claimant, Robert Read in the year 1839, by his Majesty Kamehameha III, and that Read held quiet possession of the same up to the time of his death in the spring of 1848; since which time, the same has been in the quiet possession of his only Child Stephen Read.

Clearly the Claimant had no more than a freehold Estate less than allodial in this lot; which terminated with his life; but there being no counter claim to the lot; and Stephen Read the son of the Claimant, having been permitted to occupy the same since his fathers death, without molestation, the Board feel justified in awarding to the aforesaid Child of the Claimant, Stephen Read, a freehold estate less than allodial; or in other words, a life estate in said lot; which freehold or life estate he may commute for a fee-simple title as prescribed by law.

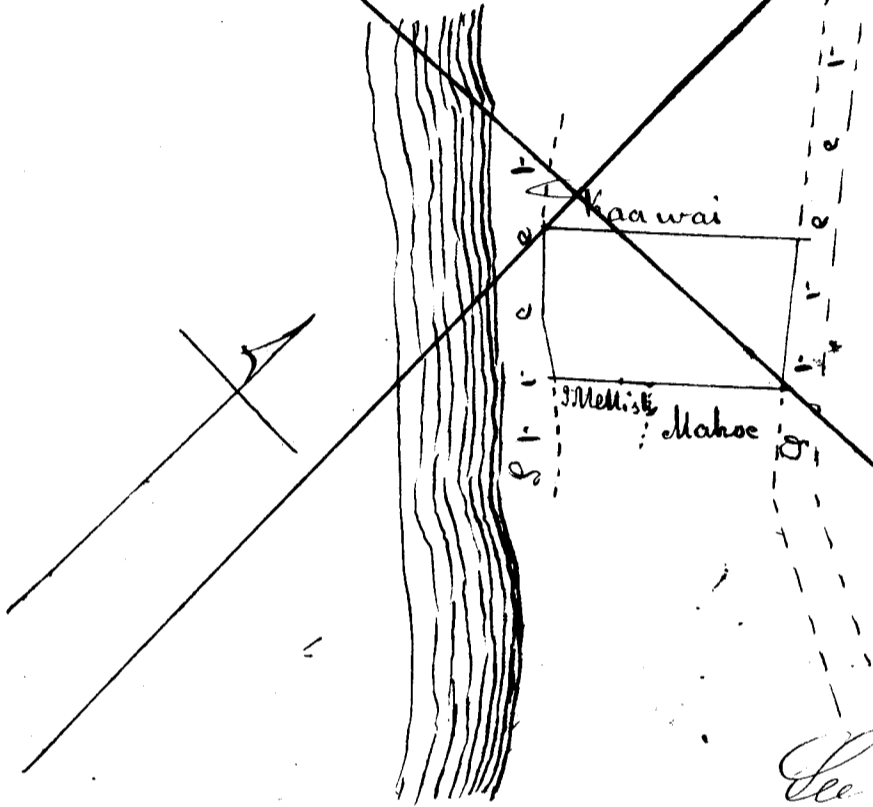
The Correct metes & Bounds of this lot are set forth in the following Survey. See Page 605

See New Survey appended in place of this which was an error of the Surveying a wrong lot 2nd Sec. 8<sup>th</sup> 1851

" Commencing at Mahai W corner of this lot joining Kaaiwai's lot; and running S. 57° E. 1 Ch. 3 1/2 ft. along S. by Sea to angle of fence. Thence S. 57° 15' E. 11 7/12 ft. along S. to W corner of lot occupied by Joseph Mellish. Thence N. 12° 45' E. 62 1/2 ft. along J. Mellish lot to Jog in wall. Thence N. 12° E. 1 Ch. 27 1/2 ft. along Mahoes lot to a street the E. corner of this lot. Thence N. 14° W. 1 Ch. 43 1/2 ft. along S. to N. corner of this lot. Thence S. 23° W. 2 Ch. 12 3/4 ft. along Kaaiwai's lot to place of Com<sup>o</sup> including an area of

Suttons 508 feet 30  
July 27 - 1849.

J. Metcalf. Ser.



See Page 605

Costs. Adjudication of C. 143 Robert through Stephen Peau & Co.

Incidental Expenses &	1
Action of Com <sup>rs</sup> 27 November 1848	1
Citation 50 <sup>cts</sup> Ch. testim <sup>g</sup> . Red <sup>d</sup> & Eng <sup>d</sup>	1 50
Survey of J. Metcalf	6
Eng <sup>r</sup> 's Same	1
Report of Commissioners this day rendered on the above Claim	5
Wm L. Lee	15 50
J. H. Smith	
To: Kaanawai	
Looney	

Hale Hoona  
15 August 1849

## C. N. 325. Michael J. Nowlin

This is a claim to a house lot situated in Lahaina Island of Maui.

From the evidence taken in this claim, it appears that this lot was given to John J. Caswell, & Charles Cocket by Hoapili Kane in the Year 1836; and that they occupied it jointly for some time; when Caswell disposed of Interest in the lot to Cocket; that Cocket sold all his rights in this lot to the Claimant on 12 day of May A.D. 1845 since which time, he has been in the quiet possession of the same -

The Rights of Cocket in this lot are the same as those possessed by any other person receiving land by Gift; namely, a freehold Estate, less than allodial, or life Estate; and whatever Rights Cocket held, are now owned by the Claimant.

We therefore award to Michael J. Nowlin a freehold title less than allodial in this lot, which he may commute for a fee simple title according to law -

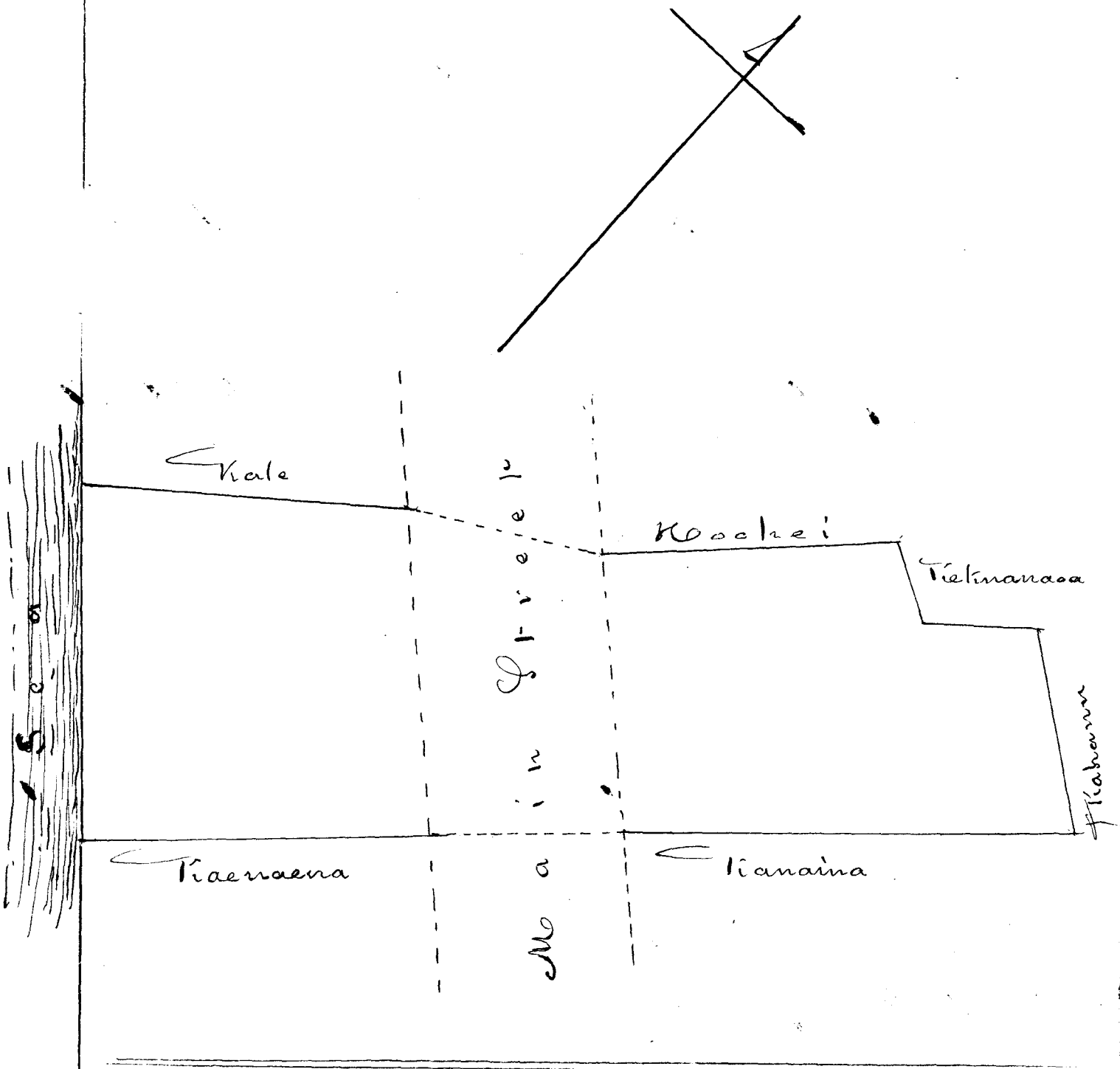
The Metes and Bounds of this lot are set forth in the following survey of W. T. Alexander. 7 Poles less 7 1/2 Poles awarded.

Notes of Survey of a land situated in the Ahupuaa of Ahi, Lahaina, Maui.

Beginning on South side of Main Street adjoining the house of Hoohei & running

N. 45° E.	0.86	Chains	along house lot of Hoohei
S. 57° E.	0.26	"	" lot of Kamaoana
N. 51° E.	0.34	"	" "
S. 52 1/2° E.	0.59	"	" lot of Kapanu
S. 47 1/2° W.	1.26	"	" Kanaia to Street
S. 46° W.	0.56	"	across main Street
S. 46° W.	1.06	"	along lot of Kanaena to sea
N. 40 1/2° W.	1.02	"	" sea side
N. 50 3/4° E.	0.97	"	" lot of Kala to Street
N. 60 1/2° E.	0.56	"	across St. to Commencement.

Containing area of 7 Poles - 7 1/2 Poles of which area are covered by the Public Street "



Inclusive Costs

\$ 10

Dec 2<sup>nd</sup> 1851

Wm. Lee  
J. H. Smith  
Lanai

This is a claim to a house lot situated in  
Lahaina, Island of Maui.

From the evidence taken in this claim, it  
appears that this lot was given to Claimant  
by a Native, named Waikua; about the Year  
1837; and that Mr. Shaw has built upon it;  
and occupied it ever since.

This evidence renders the Claimant's title  
perfectly clear, and we hereby award to John Shaw  
a freehold Estate, less than allodial; or in other  
words, a life estate, in said lot; which he may  
commute for a fee-simple title, as prescribed  
by law.

The correct bounds of this lot are set forth  
in the annexed Survey of W. P. Alexander, situated  
in Papakea, in the Town of Lahaina, on the Island  
of Maui. Beginning at the West Corner and running

S. 46 1/2 E 0 - 64 ch along Main Street

N. 51 " 1 - 23 "

N. 28 3/4 W. - 38 "

N. 52 E. 1 - 51 "

N. 28 1/2 W. - 42 "

S. 57 1/2 W. - 72 "

S. 27 W. 2 - 25 "

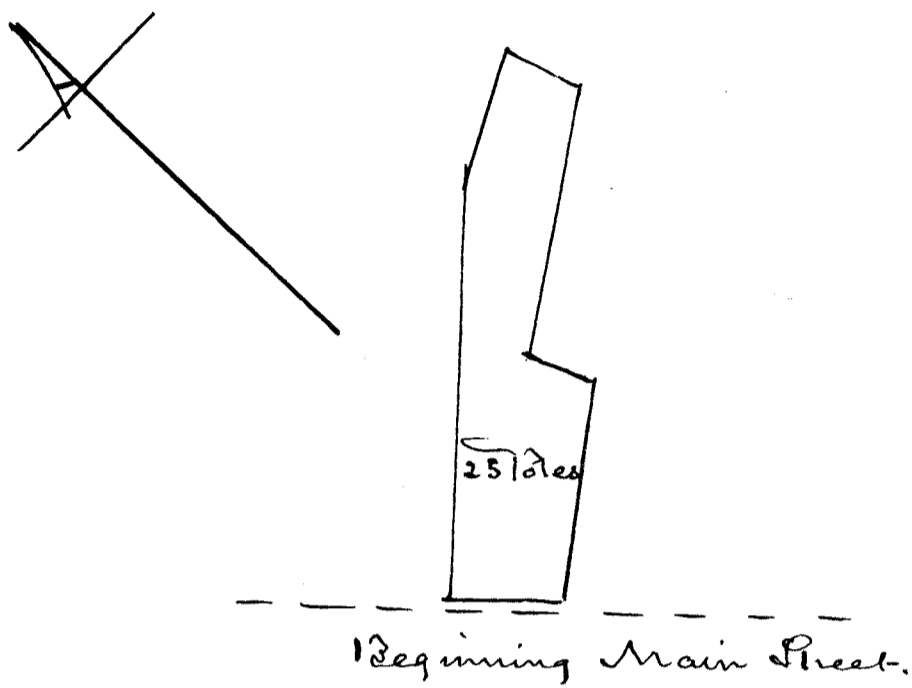
to the beginning

Containing  
Acre 25 - 1880.  
Lahaina Maui

25 Poles

W. P. Alexander  
Surv.

See diagram & Costs next page



Costs. Adjudication A. 207 John Shaw, Jr

Commission Expenses	\$ 10
Engrossed Copy of Survey	1
	<hr style="width: 50px; margin-left: auto; margin-right: 0;"/>
	11
	<hr style="width: 50px; margin-left: auto; margin-right: 0;"/>

21 May 1850

Wm. Usher  
 J. H. Smith  
 Landlord



[Volume 1 Missing Pages 592-593 in Original]

[Volume 1 Missing Pages 592-593 in Original]

U. S. 209 Stephen Grant

This is a claim for Two lands called "Pakea" & "Poukea" situated in the district of Koolau, Island of Maui.

From the Evidence received by this Commission, it appears, that these two lands were given to the Claimant about the Year 1839 by a minor Chief named Kikiau; as a gift made according to the Custom of the Country when Hoapili was Governor. It further appears that from the day of the Gift to the present time Claimant has occupied these lands to the present time in undisturbed peace.

There can be no dispute about the title and we do hereby award to Stephen Grant a freehold Estate less than allodial, or life Estate in the aforesaid lands, which he may commute for a fee-simple title as prescribed by law. Reserving all other Rights.

The metes & bounds of these lands are not described in the usual form of Survey - being pronounced by the Surveyor J. Metcalf impracticable of Survey, & are herein awarded under their designating names of "Pakea" & "Poukea"

Inclusive costs of Commission \$12

November 21. 1851

W. H. Ke  
J. G. Smith  
Loanedi

C. No 4888. John O Dominis Claimant in behalf of himself and Mary Dominis his Mother

This is a claim for a small lot, one hundred and twenty feet square, situated in the Town of Honolulu, just in the rear of, and adjoining the dwelling house lot of Mary Dominis; known as "Washington Place".

The Board being satisfied from the evidence submitted to them, that John Dominis, his heirs and assigns, are clearly entitled to a leasehold Estate in this lot, for the term of two hundred and ninety nine years from the fifth day of October in the Year A.D. 1826.

We do therefore award to the said John Dominis, his heirs and assigns: or in Case he be dead, to Mary Dominis, his widow; and to John O Dominis his son and only child, and to his, her, or their heirs and assigns, the aforesaid lot, to have and to hold the same during the term of 299 Years from the 5<sup>th</sup> October in the Year of our Lord 1826, free of all rent during the above term: But this award is upon this express condition, contained in the original lease from Karamoku to Richard Charlton - namely that at the expiration of the aforesaid term of 299 Years the land, with all houses, tenements, buildings and improvements thereon; shall revert to the Sandwich Islands Government, without any charge or cost on the same. The correct bounds of said lot are contained in the following Survey made by J. Metcalf Esq. on 20<sup>th</sup> day of February 1829.

"Notes of Survey of Mary Dominis"  
 "120 feet square lot" Mauka of her present dwelling-house lot - Washington Place.

"Commencing at Mauka N. corner of Washington place - and running N. 54° 15' E. 120 ft along "Spore house" lot to stake at N. corner of this -

596

Thence S.  $36^{\circ} 15'$  E. 120 ft. to stake  $3\frac{1}{2}$  ft. Marka  
 of present wall - E. corner of this lot - Thence S.  
 $54^{\circ} 15'$  W. 120 ft. along British Consulate Prem-  
 -ises to stake  $3\frac{1}{2}$  ft. to left of the Marka  
 E. corner of Washington Place - Then along  
 British Consulate and Washington Places  
 120 ft. to point of Commencement - including  
 an area of 400 fathoms  
 Feb. 20. 1849. J. Metcalf Esq.

Costs.

To Adjudication of Ct. 1838. John O. and Mary Comins Esq.

To Incidental Expenses &c.

Action of Court on 10 January 1849	1
draft deposition of Ct. reduced including	1
Copy of original conveyance	£ 8 4
draft testimony red <sup>d</sup> and eng <sup>d</sup> on 10 Jan 1849	5
Including Copying of Sheriffs writ &c.	£ 8
Citation for attendance.	50

Report of Commissioners this day rendered on above Claim	2 50
---	------

Wm L. Lee

Hale Kaulaika  
 31 March 1849

J. G. Smith  
 at Waianai  
 J. H. Kamakau  
 Lumbi

Claim No 197 Henry Weeks

This is a claim for an *ʻĀ* of land, called "Maulili, or North Maulili", situated in the district of *Hilo*, Island of *Hawaii*.

From the evidence submitted to the Board, it appears, that the claimant received this land from his Majesty, *Kamehameha 3*, to dwell upon and occupy in the capacity of *Konohiki*. When this grant was made, it does not appear, but it has been shown that the claimant has improved and held peaceable possession of this land ever since the year of our Lord 1837.

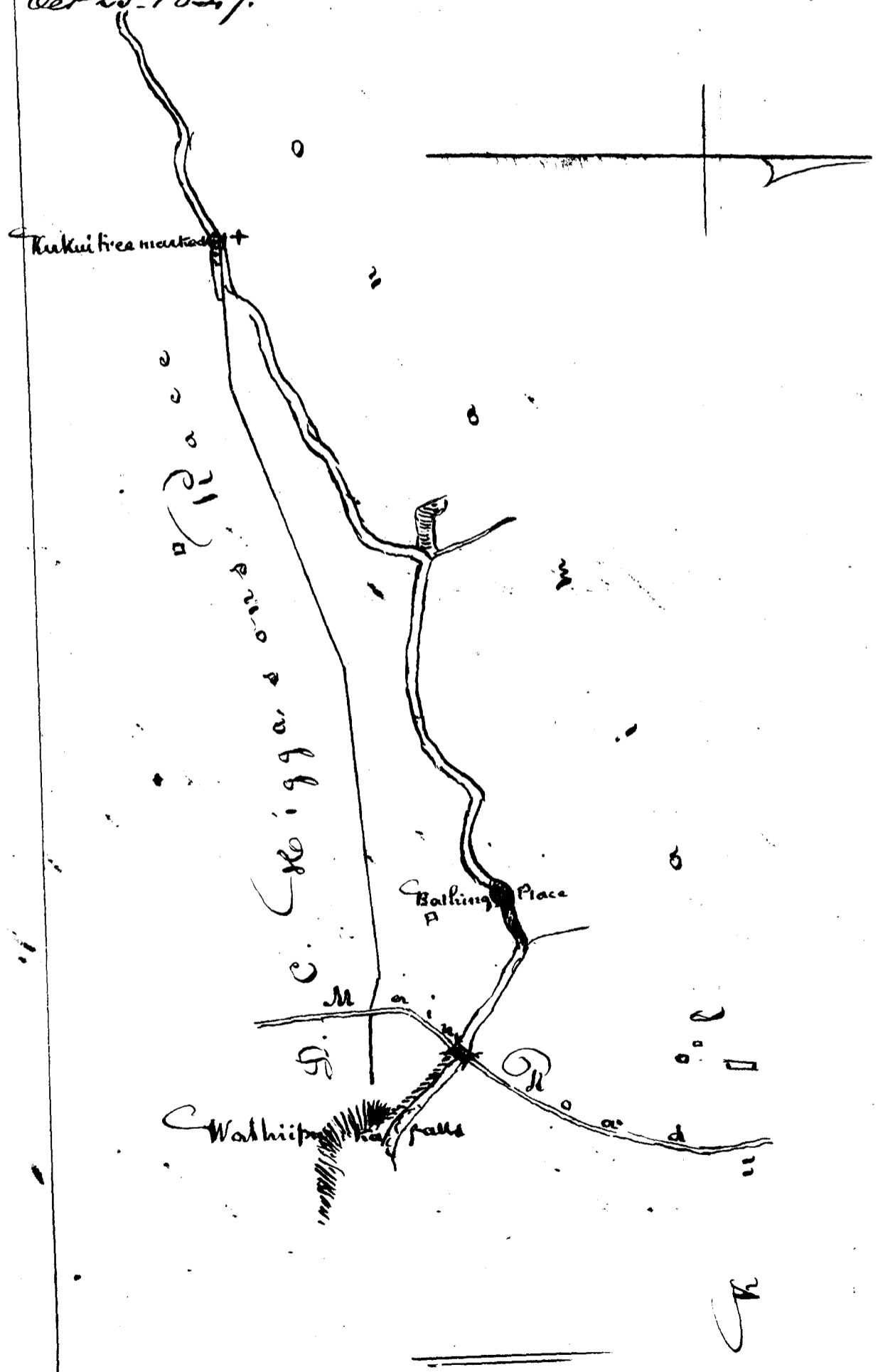
In the absence of any counter claim, we consider the Title of the Claimant as clear; and we do hereby award to Henry Weeks a Feehold Estate less than allodial, or in other words, a life estate in said land, according to the meter and bounds of the annexed survey, made by *J. Metcalf* on 23<sup>rd</sup> October 1847: which Feehold estate less than allodial, he may commute for a fee-simple as prescribed by law

"Survey of North Maulili, *Hilo*, *Hawaii*."

"Commencing at *Kukui* tree marked  $\ast$  on edge of *Waiana* stream separating this land from *Kulaimano* (*D. Castle's* place) at extreme mauka point of this, joining the *D. C. Higginson* place, and running *N. 88° 15' E. 8 3/4 Ch.* along the *D. C. H.* place to stake on ridge - then *N. 70° 45' E. 8 Ch. 20 ft.* to stake on little rise - angle - thence *N. 68° E 10 Ch. 13 1/2 ft.* to stake at mauka edge of *D. C. H.'s* Coffee plantation - thence *N. 82° 45' E. 8 1/2 Ch.* along - cutting a few of *D. C. H.'s* Coffee trees to stake - angle - thence *N. 86° 30' E. 9 Ch. 55 3/4 ft.* to Grave on *N. side* of little *Pravine*, mauka of main Road - thence *S. 69° 30' E. 2 Ch. 51 ft.* to stake on *mahai* edge of main Road - thence *S. 86° E. 4 Ch. 13 1/2 ft.* always along boundary line between this and the *D. C. Higginson* place to

598

Stake S. Nuai pali of Waiama stream - the mahai  
boundary of this land - then following along nuai pali  
to Waihiipuka falls - then following along up  
middle of Waiama stream to place of Commem-  
-Cement - Including an area of Acres 2 1/2  
Oct 23 - 1847. J. Metcalf Sur.



Costs. Adjudication of Cl. No 197 Henry Weetia &c.

Incidental expences of Commission &c		1
Action of Com <sup>rs</sup> on 26 May 1847		1
Citation		50
draft deposition of Cl. red <sup>d</sup>	\$1	50
draft testimony Reduced of Eng <sup>d</sup> 26 May	\$1	75
Survey by Tallett &c		10
Engross <sup>d</sup> Copy of do	\$2	1 50
Report of Commission this day rendered on the above claim		5
		<hr/>
		20 25

Wm L Lee  
 J H Smith  
 of Kaimu  
 J M Hamakau  
 Laureli

Hoale Kamevira  
 7 April 1849

Cl. No 387 (Sec 2) Sandwich Islands Mission  
Punakou

This is a claim made by the Sandwich Islands Mission, on behalf of the American Board of Commissioners for foreign Missions, for a certain land situated in the district of Waikiki, Island of Oahu, called "Punakou"; and consisting of two distinct pieces: one, known by the name of Punakou proper; and the other, a sea-land, called "Kuhuluaes."

From the Evidence submitted to the Board, it appears, that this land was given by Governor Horn about the Year 1829 to Meriam Bingham for the use of the Sandwich Islands Mission, and that the same, with the exception of certain portions occupied by Kaui, Wahineins, and other Natives, has been in the peaceable possession of the said Mission, from the date of such Gift up



to the present time.

We consider the Title of the "American Board of Commissioners for Foreign Missions" to "Punahou proper", and to the "Sea land 'Kukuluao'", to be the same in its nature as that set forth in the Award of February 1<sup>st</sup> 1819 of the Lot now occupied by Henry Dimond, and designated as Claim "No. 384 - part of Honolulu Claims."

We do therefore award to the "American Board of Commissioners for Foreign Missions" the aforesaid lands of "Punahou proper" and "Kukuluao"; with the exception of those portions occupied by Natives: - to have and to hold to them, and to their Successors, during the existence of the "Sandwich Island Mission": - that is to say - so long as the "Sandwich Islands Mission" shall continue to exist, and labor to promote the Christian faith they profess. But if they should cease to exist, or to pursue the object of their profession, these lands will then revert to the Sandwich Islands Government.

The above Award, however, is made upon the express understanding, that if the "American Board of Commissioners for Foreign Missions", shall desire to lease, ~~sell~~, or otherwise dispose of these lands, or any portion thereof, they shall be at liberty to do so, by first obtaining the consent of the Sandwich Island Government, to such lease, sale, or other disposition.

The correct metes and bounds of the above awarded lands, are contained in the following surveys, made by J. Metcalf on the 6<sup>th</sup> and 9<sup>th</sup> days of May 1818.

"Notes of Survey of Punahou premises"  
"Commencing at Mautu N. corner of enclosed

premises by Road leading to Manoa valley - and running S.  $20^{\circ}$  W. 1 Ch.  $5\frac{3}{12}$  ft. along wall to slight angle. thence S.  $35^{\circ}$  W. 15 Ch.  $26\frac{1}{12}$  ft. along Road to W. corner of enclosed Premises. thence S.  $26^{\circ}$  W.  $16\frac{3}{4}$  Ch along Road to makai W. Corner of this land. ( $9\frac{3}{4}$  Ch. on to new Road) thence S.  $63^{\circ}15'$  E. 22 Ch. 29 ft. along Pausa to Stake. at makai S. corner of this land. thence N.  $58^{\circ}15'$  E. 7 Ch.  $8\frac{7}{12}$  ft. along Keauhou to Rock marked + angle. thence N.  $64^{\circ}15'$  E. 26 Ch. 47 ft. along Halepaha to Rock marked + on stoney rise - angle. Thence N.  $55^{\circ}$  E. 11 Ch.  $59\frac{5}{12}$  ft. along P'ilipili to pile of stones by path - angle. thence N.  $15^{\circ}30'$  E.  $6\frac{1}{2}$  Ch. along P'ilipili to Rock on makai side of stone wall by Path N.  $1^{\circ}15'$  W. 7 Ch.  $54\frac{7}{12}$  ft. to E. angle of this lot - thence N.  $37^{\circ}15'$  W. 13 Ch.  $13\frac{2}{12}$  ft. along Mauka side of this land to Waitale Path - angle. thence N.  $37^{\circ}15'$  W. 9 Ch.  $19\frac{10}{12}$  ft. to stake at intersection of Roads leading up Manoa valley. thence N.  $27^{\circ}$  W. 20 Ch. 13 ft. to point on Pulumala - the mauka N. Corner of this land - then direct down Hatalaia to place of commencement. Including an area of Acres  $224\frac{68}{100}$   
 May 6, 1848. J. Metcalf Per.

See diagram Page 603.

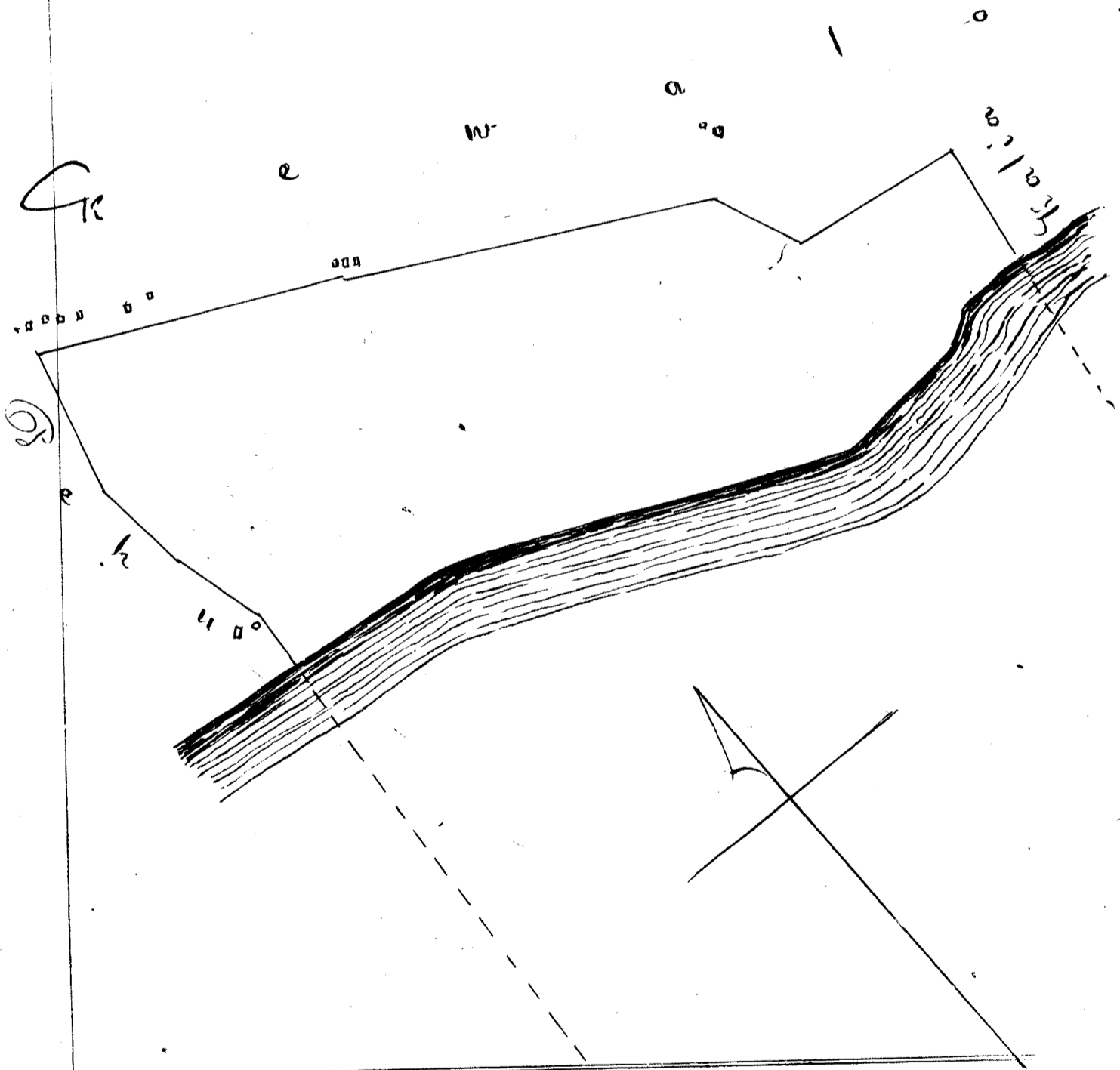
"Notes of Survey of 'Kukuluao' - the sea-land belonging to Punahou -"

"Commencing at buried Stone at Mauka N. corner of this land - joining 'Kewalo' on Mauka and Pehu on N. W. side, and running S.  $16^{\circ}$  W. 8 Ch. 41 ft. along Pehu to angle - thence S.  $5^{\circ}15'$  E. 5 Ch.  $19\frac{10}{12}$  ft. along and to E. corner of large fish Pond, thence S.  $12^{\circ}15'$  E. 6 Ch.  $23\frac{7}{12}$  ft. to E. corner of Laeoka's house angle - thence S.  $5^{\circ}15'$  W.  $2\frac{3}{4}$  Ch. to, and indefinitely into Sea. Then from point of commencement and running S.  $61^{\circ}15'$  E. 17 Ch.  $19\frac{10}{12}$  ft. along Kewalo to post in front of Onewa's house - angle. thence S.  $60^{\circ}$  E. 21 Ch.  $6\frac{7}{12}$  ft. along Kewalo to angle (about 4 ch. makai of Samuel Joddys house) thence S. 21 E.

602

$5\frac{1}{2}$  Ch. along Kewalo to angle - thence S.  $81^{\circ}$  E.  
 9 ch.  $59\frac{5}{12}$  ft. along Kewalo to Maunaloa E. corner  
 of this Land - thence S.  $11^{\circ}$  W. 7 ch.  $9\frac{3}{12}$  ft.  
 along land called Kalia, to, and indefinitely  
 into Sea - Containing an Area of dry land of  
 Acres 77  
 J. Metcalf Sur.

May 9 1848.



Costs Part 2 of No 387. S. I. Mission Dr

To Bill of Survey of J. Metcalf  
Commission Wm Lee

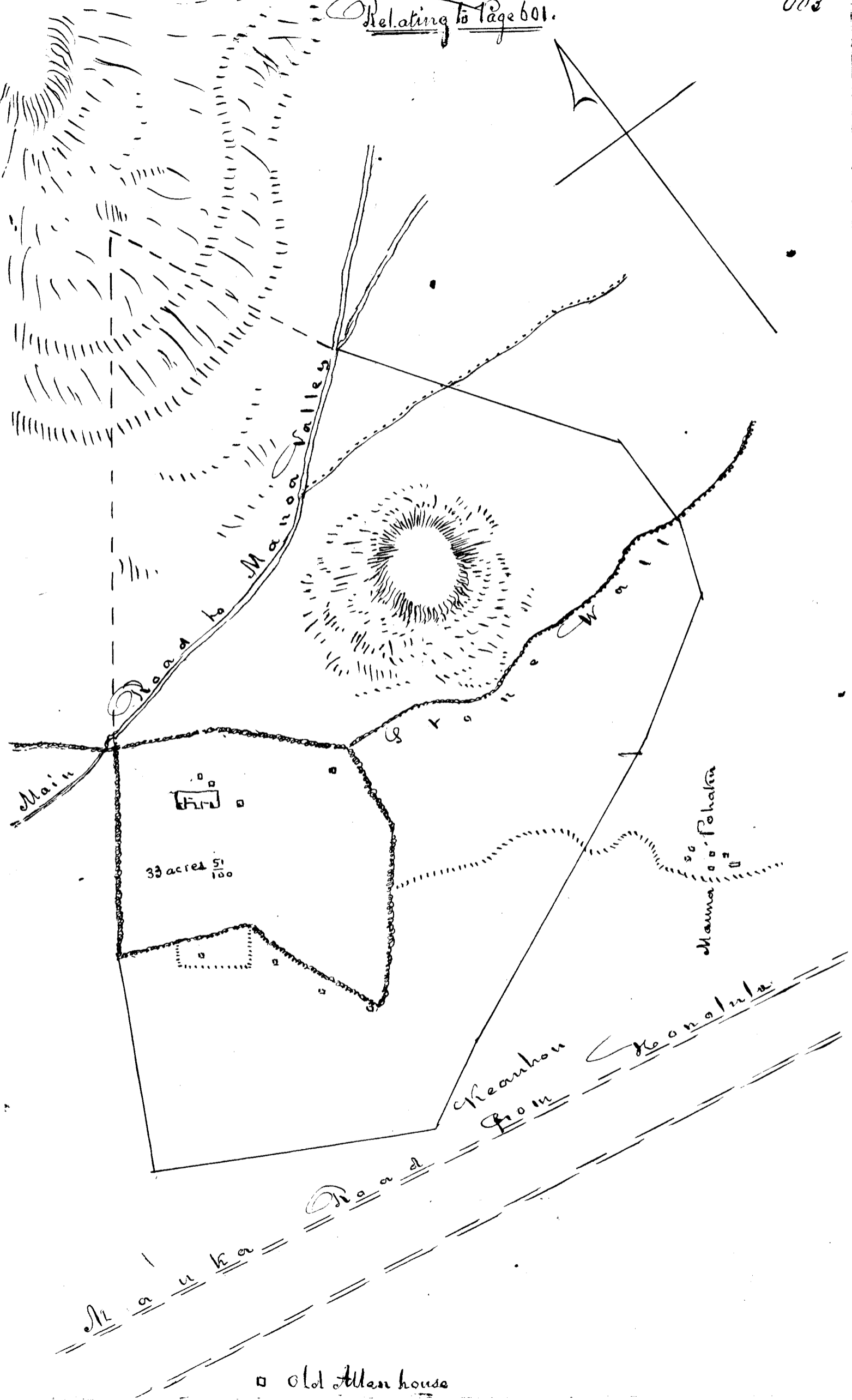
Kale Kalamela  
7 April 1849

J. H. Smith  
of Naawai  
M. W. Kamohau  
D. W. W. W.

15
5
20

Relating to Page 601.

603



C. No. 72 — J. C. Higginson.

This is a claim for a tract of land situated in the district of Kilo, Island of Hawaii, containing an area of about 150 acres.

The Commission on the 19<sup>th</sup> day of May 1847 after a due consideration of the evidence taken in this claim, voted a Right of tenancy in said land to the claimant and his heirs; with the privilege of converting such right of tenancy into a fee-simple title, by paying  $\frac{1}{3}$  of the present unimproved value of said land.

Since the above-named vote, the claimant has deceased; and we do hereby award to his heirs, a right of tenancy; or in other words a life estate in said land; which they may commute into a fee-simple title upon the terms named in the before mentioned vote. Viz by paying the one third of the present unimproved value of the land. The rights of native occupants if any, are to be respected.

The correct bounds of this land are set forth in the following Survey.

See Vol 3 - Page 106.

"Notes of a lot claimed by Stephen Read in Ahupuaa of Kukuia, in Lahaina Isl. of Maui.

Beginning at N.W. Corner & running

N 46° E	1.45	Chains	along lot of Isaac Lewis
S. 45½ E	0.55	"	" Imiwale
S. 18. E	0.06	"	" "
S. 13¾ E	0.42	"	" "
S. 47¾ W.	1.41	"	" Isaac Harbottle
N 44¾ W	0.99	"	" Main Street to Commence

Area 23 Poles

He Pahale Kuleana aia ma ke Ahupuaa o Kukuia ma Lahaina Maui.

E Hoomaka ana ma ke Kahi A-Ko a e holo ana

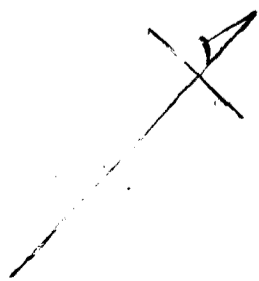
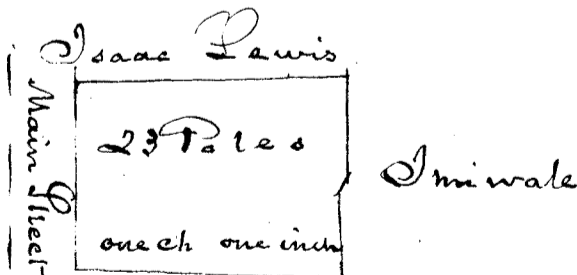
A 46° Ki	1.45	Kaul.	epili ana me ko Isaac Lewis
Ke 45½ "	0.55	"	" Imiwale
" 18 "	0.06	"	" "
" 45¾ "	0.42	"	" "
" 47¾ Ko	1.41	"	" Isaac Harbottle
A 44¾ "	0.99	"	" alama' aupuni a hiki

akua i Kahi i hoomaka ai

Ma Iki Iwahala Kumu ma Kolu mau Poda.

W.P. Alexander

Maui



Ulu 30. Kahowaha. Mai 111 mai

See Transactions Page 41.

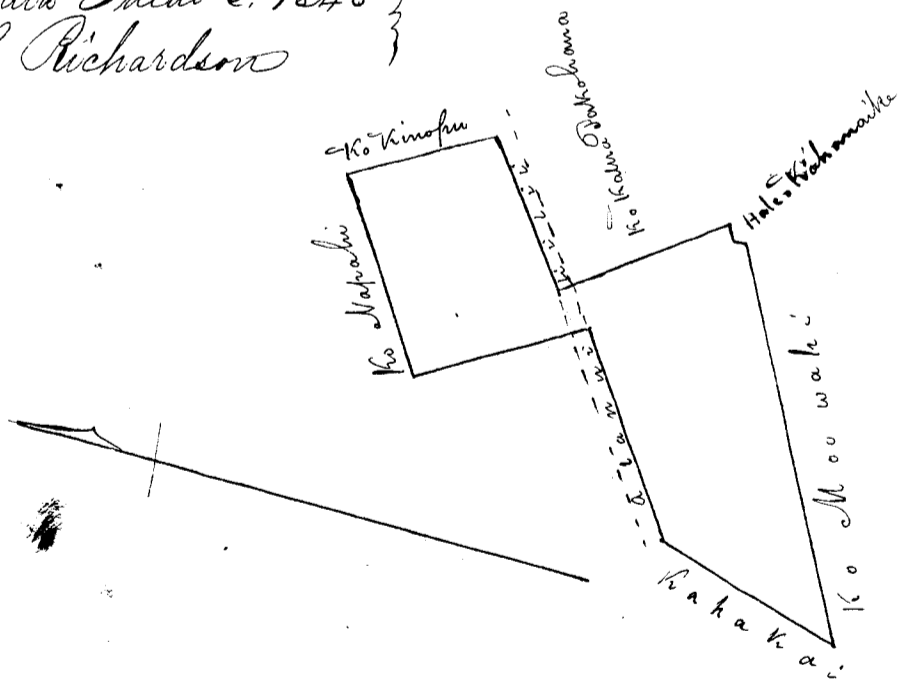
Ke ana o ke kahuahale o Kahowaha ma Kapunakolo i Honolulu kulanakauhale.

Hoemakaia ke ana ana ma ke kahi Komohana Nema, a holo  
 aku la ke awa mua Akaun 62° Nihina, 2 kaulahao, 15 1/2 kaupua, e  
 pili ana i ke Moo wahi, a pili i ke hale o Mahanaike, alaila Akaun  
 29° 30' Kom. 4 1/2 kaup. huli Akaun 64° 30' Ni. 5 1/2 kaup. e pili ana  
 ia man awa i ke hale o Mahanaike, hiki i ke Malua Pakohana  
 wahi, alaila huli Akaun 35° Kom. 82 3/2 kaup. e pili ana i ke Malua  
 Pakohana wahi, hiki aku i ke awa Akaun o kahi Alanni liti,  
 alaila huli Akaun 53° Ni. 56 1/2 kaup. e pili ana i kahi Alanni liti,  
 huli Akaun 27° 30' Kom. 52 10/2 kaup. e pili ana i ke Niropu pahale.  
 huli Nema 55° 30' Kom. 1 kaul. 10 7/2 kaup. e pili ana i ke Napahi.  
 huli Nema 30° 30' Ni. 60 9/2 kaup. e pili ana i ke P. Hou wahi,  
 hiki i ke awa Nema o kahi Alanni, huli Nema 55° 15' Kom.  
 1 kaul. 13 2/2 kaup. e pili ana i kahi Alanni, huli a holo hou i ke  
 kahi i hoemakaia ke ana ana, Nema 16° 30' Kom. 1 kaul. 4 kaup.  
 e pili ana i kahuakai.

Cia ka ili. 284 Anana, 19 Kapuai, 3 Kua

Anaia Iulai 8, 1848

G. Richardson



See Page 180. Vol. 10 award.

C. N<sup>o</sup> 517. Manuel Joseph, William Joseph & Marie Joseph.  
C. N<sup>o</sup> 815. Athoni — Counter.

The piece of land which is the subject of the present Contested Claim is situated in Honolulu, Oahu.

Testimony of considerable extent has been taken by the Commission on four several occasions in relation to both these cases; and the principal facts necessary to establish a title, have been elicited in favor of both Contestors, in nearly equal proportion - viz early possession and long residence.

It appears that Katala, the mother of Claimants in N<sup>o</sup> 517 who make a joint claim, gave her rights in the lot to her three children above named, at the time of her death, and that she had received it from her husband, Joseph Sylva, better known as Portuguese Jo, at the time of his death; and he from Boti in the first Instance. In the absence of certain precise dates, there can be no doubt of the family of the Josephs having had a right in this lot, or in the one for which it was given - from a period anterior to 1830 to the Year 1842 - having occupied a part of it to that time, when they removed to another place, for some cause unexplained; without abandoning their former rights in this.

The Counter Claimant in N<sup>o</sup> 815. Athoni, has also produced evidence to prove that he has lived on the same lot with the Josephs family, from the Year 1828, when he received it, or rather a right in it from the King, through Boti - the ostensible Grantor of both parties, and that he has held possession of it in its substituted form; unto the present time.

There is nothing in the testimony to indicate that either of these donations clashed with each other; or that one party received what the other claimed by the same right of title; which circumstance conclusively proves that the grants regarded a joint or common occupancy of the same piece of land. Nor does there appear to have been any dispute between them about limits, till after the new roads had cut up &



destroyed, a great part of the old lot, when "they were moved together to the present place" as stated by Nahunu one of the witnesses, and land under the Government at the time. He further says. "I was commissioned to inform them together, that that was their place. I could point out the distinct spots which I then shewed to Kalaau, Atoni, & the Wife of Hobbs, as the place awarded to them by the Government, for those they had lost by the new Road. In my opinion, both Claimants have equal Rights."

Without attempting to trace the varying limits of this moving Claim from its origin to its present position, we consider, the statement just quoted of Nahunu, in connection with the other evidence on record, is sufficient to guide us to as equitable a judgment in the case as can be arrived at under all the circumstances attending it. The apparent disproportion between the dimensions thus awarded to these several parties, as appears by the Surveys to be made in company with Nahunu and at his direction - in accordance with the adjustment of this case by the Committee appointed to superintend the Road making & acting in this affair - seems to disagree with the "equal rights" which Nahunu considered to belong to both parties - if the sense of that expression is extended to any thing beyond the right of occupancy - which he evidently alluded to. - As there is no evidence before the Board, relating to the original extent of this lot, or to separate limits and relative proportions - which do not appear to have formerly existed in the case - and as the adjudication of this case occurred before such disposals were controllable by law, - The Commission have neither authority nor light to authorize them to disturb the transaction alluded to in that particular.

We therefore award to Manuel Joseph - William Joseph, and Marie Joseph, a freehold title less than allodial in that portion of land as described in

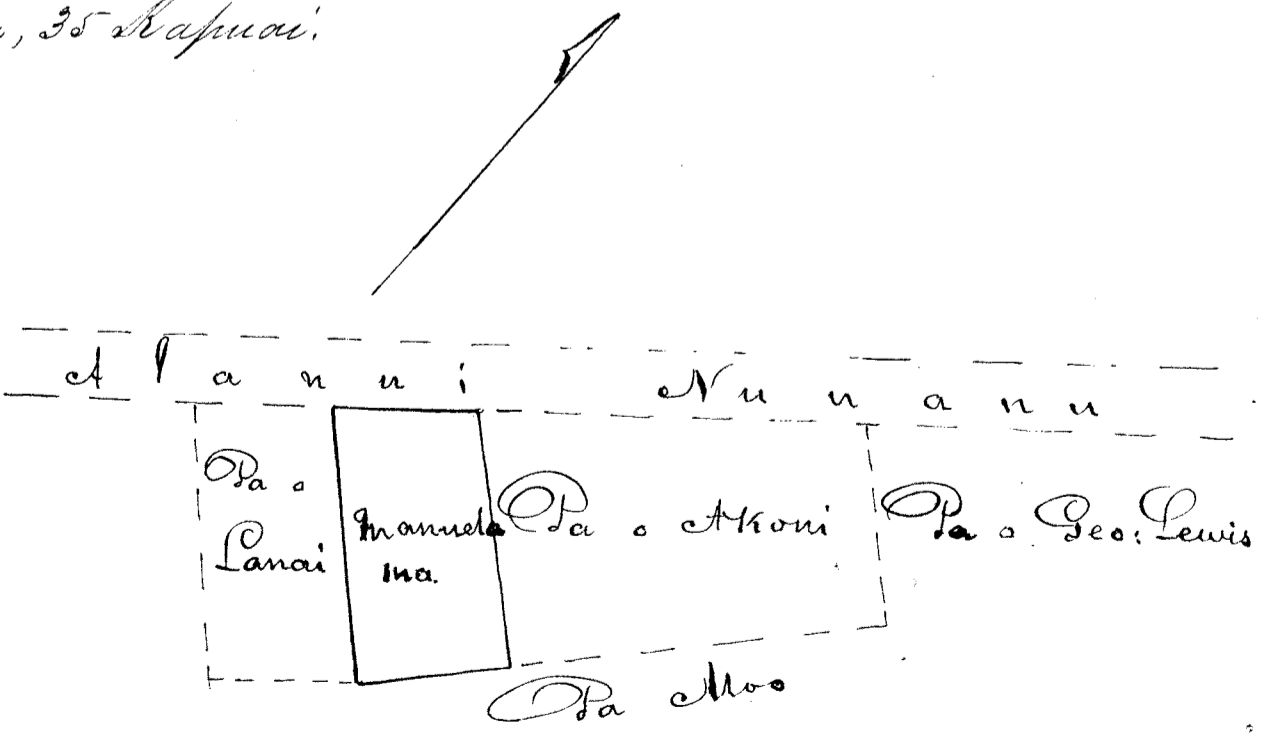
The annexed Survey of D. Kalamitakua - and which they may commute for a fee-simple as prescribed by law.

And we do further award to Attoni, a freehold title less than allodial to that portion of land as described in the annexed Survey of D. Kalamitakua - which he may commute for a fee-simple as prescribed by law.

Survey and Costs in Ct. N.E. 17. M. W. S. M. Josephs "Manuela Ina"

Ke ano o ke ana ana i ka pahale o I. Manuela Ina, ma Honolulu i Oahu, Makaiiho o ka pa o Attoni, ma ka aoao Hihina hema hoi o ke alanui Nuuanu, a Maunahiho o ka pa o Lanai E. hoomaka ana i ke ana ana ma ke kiki Komohana o ke Attoni wahi a ma ke kiki Whau hoi o keia pa, e pili ana hoi i ke Alanui Nuuanu.

A moe ake ka aoao mua hema 49° 30' Komohana 25 9/12 kapuai, e pili ana ia aoao i ke alanui Nuuanu kiki i ke kiki Whau o ke Lanai wahi, huli hema 47° Hihina 48 10/12 kapuai, e pili ana ia aoao i ke Mr. Lanai wahi, kiki i ke kiki Hema o keia pa, huli Whau 42° Hihina 35 9/12 kapuai, e pili ana ia aoao i ka pa Moo, kiki i ke kiki Hema o ke Attoni wahi, a ulu, huli i kahi i hoo-makahi ke ana ana Whau 48° Komohana 45 1/2 kapuai, e pili ana ia aoao i ke Attoni wahi. Eia ka ili, 33 Inama, 35 Kapuai.



610

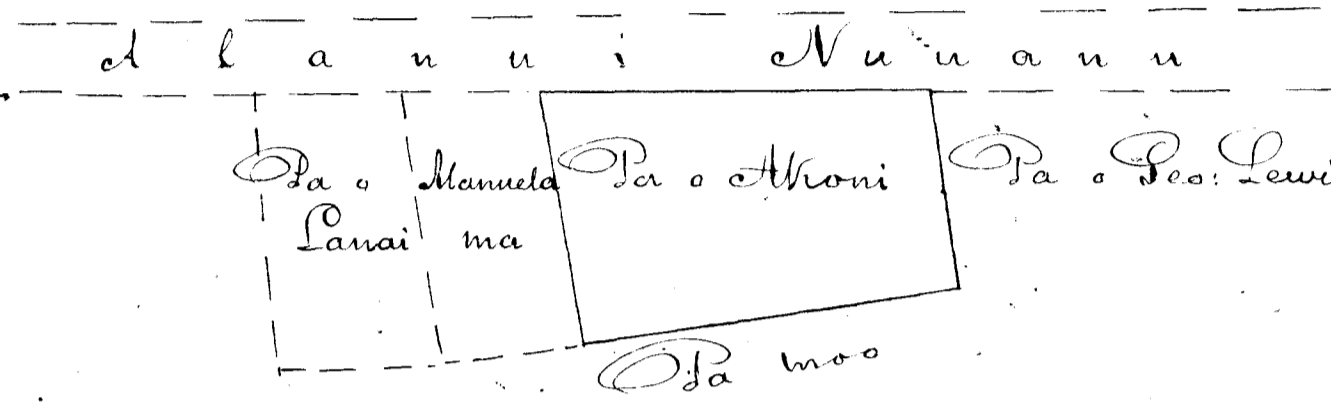
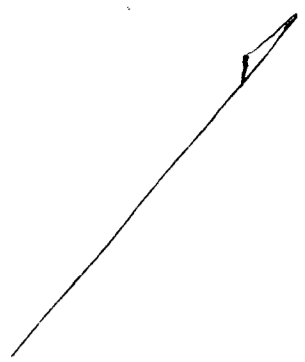
Costs. C. 577. Manuel. William and Marie Joseph Esrs

To Incidentals expences &		
Action of Commission on 18 October 1847		1
Citation		50
Draft dep. of Claim reduced	£2	1
" testimony Red. and Eng. 18 Oct.	£2	1 50
" " " "	£2	1 50
Survey of S. Kalarikakua		2 50
Engrossed same		50
Report of Commissioners on the above Claim this day rendered		2 50
	Wm. L. Lee	
	J. G. Smith	12
	Ms. Kaunwai	
	Ernesti	
Hale Hoona		
27 April 1849		

### Survey and Costs in C. N<sup>o</sup> 815. Akoni

Ke ano o ke ana ana i ka pahale o Akoni ma Honolulu i Oahu. Ma ka aoao Hikina Hema o ke Manui Nuiamu, Makai iho hoi o ka pa. Joe Lewis, Mauka iho o ke Manuella ma wahi.

E hoomaka ana i ke ana ana ma ke kahi Akau o ka pa, ma ke kahi Komohana hoi o ke Joe Lewis wahi, e pili ana i ke Manui Nuiamu. A moe aku ka aoao mua Hema  $49^{\circ}30'$  Komohana Kaulaha  $2\frac{1}{2}$  kapuai, e pili ana ia aoao i ke Manui Nuiamu, a hiki i ke kahi Akau o ke Manuella ma wahi, huli Hema  $48^{\circ}$  Hikina  $45\frac{1}{2}$  kapuai, e pili ana ia aoao i ke Manuella ma wahi, hiki i ka pa Moa, huli Akau  $42^{\circ}$  Hikina Kaulaha  $1\frac{1}{2}$  kapuai hiki i ka pa Moa, ma ke kahi Hikina hoi o ka pa, a huli, huli i kahi i hoomaka i ke ana ana Akau  $47^{\circ}$  Komohana  $35\frac{1}{2}$  kapuai. Eia ka iii: 70' ana, 29 Kapuai.



Costs. C. 815. Ahoni      ———— \$1

To Incidental Expenses &	1
Action of Comm <sup>rs</sup> on 22 March 1848	1
Citation	50
Draft dep. of claim	41 50
" Testimony red. & eng <sup>d</sup>	3
Survey by S. Kalanikahua	2 50
Engrossed same	50
Report of Commissioners this day rendered on the above claim	2 50
	11 50

Hale Kooona  
27 April 1849

Wm L. Lee  
J. H. Smith  
To Kaunwai  
Loawale

Claim No 1100 William Livingston

This is a claim for a small land in Honolulu called "Katorwahine" Oahu.

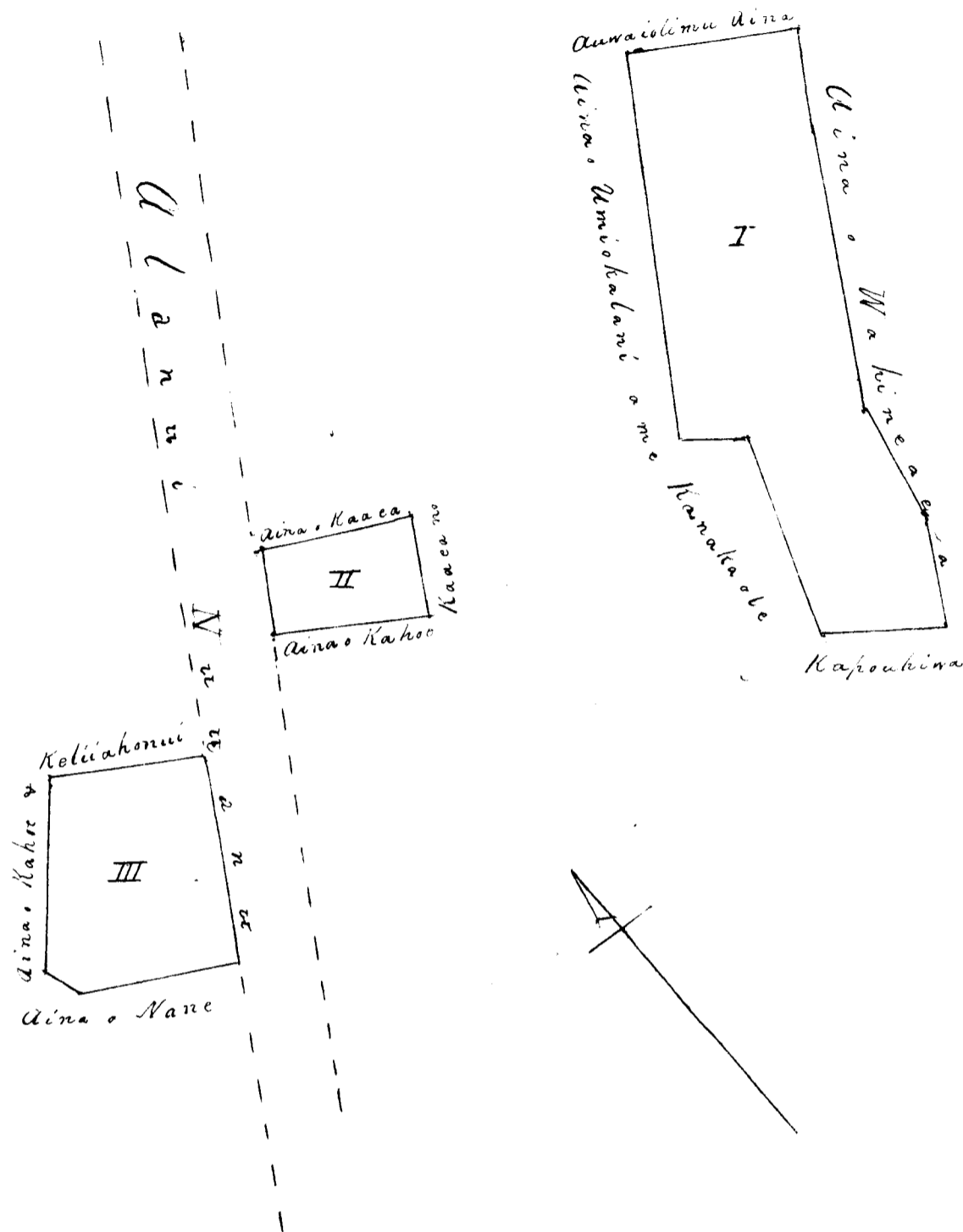
It consists of three pieces, having been divided by the Nuuanu Road, which was made in 1838 and leaving the part on which the house stood on one side of the present Road with the greatest proportion of the Kato ground; <sup>in two lots</sup> and the other part consisting of one Kato patch on the other side.

The Claimant alleges that he received this land in the Year 1836, and the Testimony taken before the Board proves that he has held undisturbed possession of the same ever since the time of Kinau, and that he had it from Mapee and Nawai about the time stated above. We accordingly award to William Livingston a feehold title to this land, less than allodial, which he may commute for a fee simple as the law prescribes.

The boundaries of the above land are described in the following survey of D Katanikahu.

It is proper to state that the cause of the present claim of high number appearing thus early on the Record of adjudications, is owing to Claimant's sworn allegation before the President of the Commission, that this claim with its accompanying survey, had been entrusted by him to James Bastion Esq: to place on file with the Board at a very early stage of its institution, and that it was not till after the lapse of the legal period for such presentations, that he was aware of said documents never having been presented.

Surveyors notes and diagrams Pages 613, 614



See Notes on the next page.

Costs. Adjudication of Ct. No 11100 William Livingston Is.

Incidental Exp <sup>ts</sup> & action of Com <sup>rs</sup> on 29 Sep. 1848	2
Citation 50 <sup>cts</sup> draft depos <sup>n</sup> of Ct <sup>l</sup> p <sup>er</sup> 2- <sup>1</sup>	1 50
Dr. testimony Red <sup>d</sup> of Leg <sup>d</sup> on 29. Sep. 1848, p <sup>er</sup> 2	1 50
Survey, Hengross <sup>d</sup> 2 <sup>5</sup> . Report of Com <sup>rs</sup> 2.50	7 50
William L. Lee	
J. H. Smith	12 50
Is. Kaunwai	
Soave	

Hale Hoouua  
May 7. 1849

614

Notes to Survey of N<sup>o</sup> 11100 W. Livingston

Apana I He ana o ka Pakale o Livingston ma Kalarahine, ma Honolulu, Mokuapuni Oahu. Ma ka aoao Komohana Akau o ka Aina o Wahineaea, Makai Iho o ka Aina i Kapuaia o Auwaiolimu, e hoomaka ana i ke ana ma ke kiki Hikina o keia Aina, e pili ana i Auwaiolimu Aina.

A moe aku ka aoao mua. He ana 39° 20' Komohana 2 Kaulahas, 29 1/2 Kapuai; alaila, He ana 18° Komohana 50 1/2 Kapuai alaila, He ana 31° 30' Komohana, 46 1/2 Kapuai, e pili ana ia pae aoao i ka Aina o Wahineaea, hiki i ka Aina o Kapouhiwa; alaila, Akau 47° Komohana, 50 1/2 Kapuai, e pili ana ia aoao i ka Aina o Kapouhiwa, alaila, Akau 27° Hikina 1 Kaulahas 24 1/2 Kapuai, alaila, Akau 42° 20' Komohana, 23 1/2 Kapuai, e pili ana ia mau aoao i ka Aina o Kanakaale, alaila, Akau 39° 30' Hikina 2 Kaulahas, 33 Kapuai alaila, huli i kahi i hoomakai ke ana ana He ana 48° Hikina 1 Kaulahas 7 1/2 Kapuai, e pili ana ia mau aoao i ka Aina o Umiokalani, a me Houne. Eia ka ili, 3 Kaulahas, 100 Anana, 24 Kapuai - Kuea

Apana II He ana o ka Aina o Livingston ma Kalarahine, ma Honolulu Aina, Mokuapuni Oahu, Mauka Iho o ka Aina o Kahoe. Ma ka aoao He ana Iho o ke Alanui Nuuanu Makai Iho o ka Aina o Kaaha.

E hoomaka ana i ke ana ma ke kiki Akau o ka Iho o Kahoe, e pili ana i ke Alanui Nuuanu. A moe aku ka aoao mua He ana 48° Hikina 64 Kapuai, hiki kahi Komohana o ka Iho o Kaaha, huli Akau 40° 30' Hikina 44 1/2 Kapuai, hiki i ke kiki Akau o ka Iho o Kaaha huli Akau 56° Komohana 1 Kaulahas, hiki i ke kiki Komohana o ka Iho o Kaaha; alaila, huli i kahi i hoomakai ke ana ana He ana 41° 30' Komohana, 34 1/2 Kapuai. Eia ka ili, 70 Anana, 24 Kapuai - Kuea

Apana III He ana o kekahi apana Aina o Livingston ma Kalarahine, ma Honolulu Aina, Mokuapuni Oahu. Ma ka aoao Akau o ke Alanui Nuuanu, Makai Iho o ka Aina o A. Keliakouui, Mauka Iho o ka Aina o Sane. E hoomaka kahi He ana o ka Iho o A. Keliakouui e pili ana i ke Alanui Nuuanu.

A moe aku ka aoao mua Akau 53° 40' Komohana, 1 Kaulahas, e pili ana ia aoao i ka Aina o A. Keliakouui, alaila, He ana 44° Komohana 1 Kaulahas 17 1/2 Kapuai, e pili ana ia aoao i ka Aina o Keliakouui a me Kahoe, alaila, He ana 13° 10' Hikina 16 1/2 Kapuai, alaila, He ana 57° Hikina 1 Kaulahas 3 1/2 Kapuai, hiki i ke Alanui Nuuanu, e pili ana ia mau aoao i ka Aina o Sane; alaila, huli i kahi i hoomakai ke ana Akau 32° 30' Hikina 1 Kaulahas, 22 1/2 Kapuai e pili ana ia aoao i ke Alanui Nuuanu. Eia ka ili, 1 Kaulahas, 59 Anana, 32 Kapuai - Kuea

C. No. 132 Anthony Sylva

This is a claim for a certain piece of land in Waikapu, Island of Maui.

The Claimant obtained this land from Kaahe the Honohiki of the District, and he from his parents who received the with other lands from Kaahumanu I: his possession has always been peace-able.

This title is clear; coming under the 1<sup>st</sup> Rule of the Board: and we do hereby award to Anthony Sylva a freehold Estate less than allodial; or in other words, a life Estate, in said lot, which he may commute for a fee-simple title as prescribed by law.

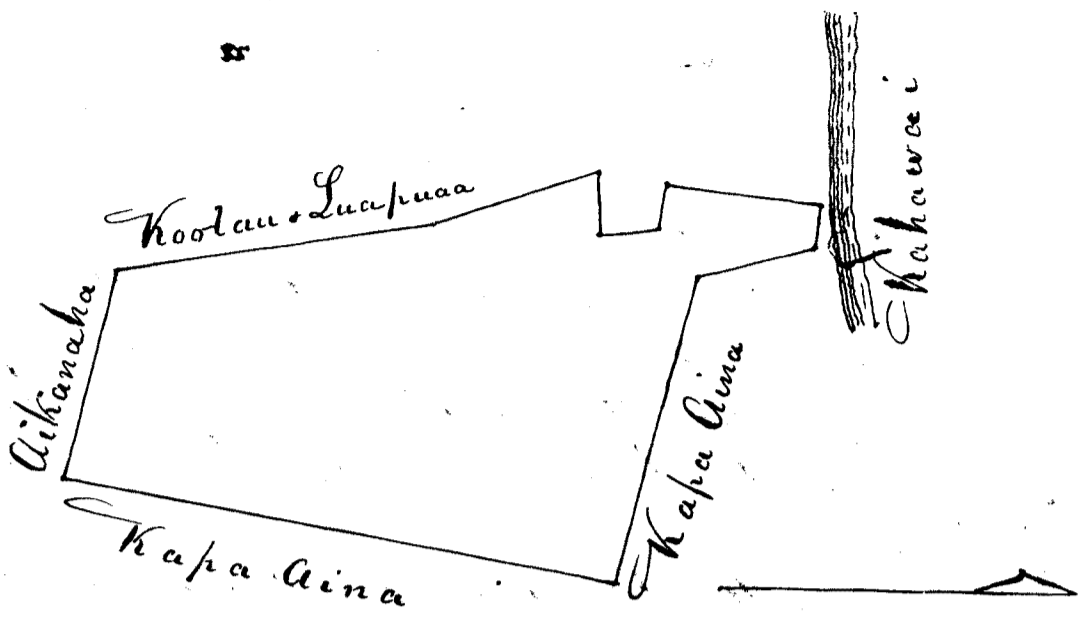
The correct metes and bounds of this lot are contained in the annexed survey made by John Richardson on 19<sup>th</sup> January 1857.

Ke hui o ka aina o Anani Sylva o Lihua puaa ka inoa, aia ma Waikapu i Maui, aia hoi ma ka kapa ma ka aiaa hema o ka kahawai nui, ma ke Honohana o ke Alamui Aupuni, ma ka Akau hoi o ka aina i kapaia o Aikanaha, ma ka Hikina hoi o na aina i kapaia o Koolau, a me Luapuaa.

Chomaka ana ka arao mua, ma ka lili mauka o ke Alamui Aupuni, a mwe aku i ka H. 9° 30' No. 11 Kaulahao, 6 1/2 kapuai, huli A. 78° No. 1 Kaulahao 33 1/2 kapuai, a hiki i ka aina i kapaia o Koolau, huli A. 10° No. 6 Kaulahao, 60 kapuai, huli A. 18° No. 3 Kaulahao, 36 1/2 kapuai, hiki i ka lili Aupuni i kapaia o Kaimuilio, huli A. 86° Hoi. 1 kaulahao, 16 kapuai, huli A. 1° 30' Hoi. 1 Kaulahao, 18 kapuai, huli A. 86° No. 58 kapuai, huli A. 8° 30' Hoi. 3 kaulahao, 16 1/2 kapuai, hiki i ka lili o ke kahawai nui, huli H. 83° Hoi. 58 kapuai, huli H. 10° 30' Hoi. 2 Kaulahao, 46 1/2 kapuai, alaila huli i kahi i hoomaka i H. 73° Hoi. 7 Kaulahao, 6 1/2 kapuai. Cia hoi ka ili maloko o Eka, 32 Roda



676



Costs Application of C. N. 132 Anthony & Co. L.

Incidental expenses Sec. of Commis <sup>rs</sup> .	1
Action of Comm <sup>rs</sup> at Maui Dec. 1846	1
Citation, 50. Staff testimony reduced and Engrossed f2	1 50
Engrossing Survey made by John Richardson	1
Report of Commissioners this day rendered on the above claim	5
	<hr/> 9 50
Al. depos <sup>ns</sup> of Claim reduced f2	1
	<hr/> 10 50

Heale Koono  
Aug 10, 1849.

W. L. Lee  
S. H. Smith  
Is. Kaunani  
Loauehi

(27)

No 372. D. Anthony Silva

This is a claim for a house lot situated in the Town of Lahaina, Island of Maui.

From the Evidence taken it appears, that the Claimant received this lot from the late Premier Kekaulaohi, and the late Sovereign of Maui Hoapili Wahine in 1841 or 1842, and that he has had peaceable possession of the same ever since.

This Claim is clear beyond dispute, and we do hereby award to Anthony Silva, a freehold Estate less than allodial, or in other words a life Estate in said lot; which he may commute for a fee simple Estate, as prescribed by law.

The correct bounds of the above awarded lot are contained in the annexed survey made by John Richardson Esq. May 17. 1849.

Ke kii o ke aina o Anthony Silva, ma ke kulanakauhale o Lahaina, Moku o Maui, Aia hui ma kahi i kapaia o Ahiakaiole.

11  
E hoomaka ana ma ke kahi Komohana o keia aina, e ke lo ana hui ma ke awao mauka o ke Alanui Aupuni i ke Aema  $46^{\circ}30'$  Heikina  $4\frac{1}{3}$  kapuai, a hiki i kahi alanui ololi e holo ana mawaena o ke pa o Hoohe, a me keia pa, a malaila aku holo i ke Aema  $39^{\circ}$  Heikina 1 Kaulahao, 8 kapuai, alaila hiki i ke Aema  $48^{\circ}$  Heikina 1 Kaulahao  $4\frac{2}{3}$  kapuai, a malaila aku holo mawaena o ke aina o Timoteo Keawe-iwi, a me keia aina i ke Aema  $40^{\circ}45'$  Komohana 62 kapuai, oia hui ke awao mauka o keia aina, a hiki i kahi kumu uhu, a malaila aku holo no mawaena o ke aina o Timoteo Keawe-iwi, a me keia aina i ke Aema  $49^{\circ}30'$  Komohana,  $46\frac{1}{2}$  kapuai, a malaila aku holo mawaena o ke aina o Haa-alea, a me keia aina i ke Aema  $39^{\circ}30'$  Heikina 17 kapuai, a malaila aku holo no mawaena o ke aina o Haa-alea, a me keia aina i ke Aema  $42^{\circ}$  Komohana 1 Kaulahao, 34 kapuai, a hiki i kahi i komaka i ke ana ana. Eia hui ke ili o keia aina 1 Kaulahao, 85 Aema, 28 Kapuai. 3. Hui a:



Costs. Application of C. N. 374. B. Anthony <sup>nd.</sup> Pwa D'

Incidental Expenses of Comm <sup>n</sup> & Action of Comm <sup>n</sup> & on 15 May 1849		1	
Citation		1	50
Draft test? reduced Eng <sup>d</sup> 15 May 1849	f2	1	50
Engrossed. Survey by John Richards	f2	1	
Report of Commissioners this & rendered on Above claim			5
Wm L. Lee			10
J. H. Smith			
To. Kaariri i			
Francis			

Kale Hoona  
10 August 1849

C. 781. Alexander M. P. Dirck.

619

This is a Claim for two <sup>(Omana Maieku)</sup> Isles of land known by the names of "Kalelenu", and "Hananiu"; situated in the Mokuaua of Napoko, Island of Maui. The Claimants Title is based upon the following deed.

"O Māua O Kamehameha ʻa me Kekahi Luohi, he kaawī aku nei māua me ka Kooliloha aku no Alexander M. Dirck, i Kekahi māua aia ma Napoko, o Kalelenu ka inoa, o Kekahi aia. No na Dirck la ia māua aia eua, a no kona māua kooitina kāuaka maole i Hanania ma Kaawāi nei, au takou māua loa aku, aole hoi e lilo aku i ka maole no ka aia e māi:

A he kaawī aku nei māua ia Alexander M. Dirck, i na pono a pau e pili i ua māua aia la māi ka wakahiko māi.

No ka Cicio o Keia, ua kekahi no māua i'ho māua inoa i Keia la i wakahiko Kumamaha O Sekemaha i ka mahahiki o ka kaku kookahi taulani ewalu haneri me Hanakolu Kumamāiwa, mā Lahaina, Maui.

Witness. Wm Richards. Kekauluohi Kamehameha III.

The Board do hereby confirm the above deed, and award the said lands "Kalelenu" and "Hananiu", with all the rights and privileges belonging thereto, to Alexander M. Dirck and his Hawaiian-born heirs, to have and to hold forever, upon the conditions expressed in said deed.

The correct bounds of the above lands are described in the following Survey of J. Metcalf Esq.

"Of "Kalelenu". Commencing at Clump of rocks marked & called Pohaku nakaha, at W. Corner.

of this land joining Pohakunui, and running S.  $56^{\circ} 15' W.$  11 Ch.  $13 \frac{1}{2}$  ft. across Waikule Stream to pile of stones on Ridge at S. Corner of this land. Thence N.  $27^{\circ} E.$  7 Ch.  $51 \frac{1}{2}$  ft. along Waikule to stake at Entrance of water Run into Kalo patches. Thence N.  $40^{\circ} 45' E.$  2 Ch.  $37 \frac{1}{2}$  ft. to stake by stream, to Edwin Miners land. Thence N.  $26^{\circ} E.$  3 Ch.  $38 \frac{3}{4}$  ft. across stream and Kalo lands to stones. Angle. Thence N.  $4^{\circ} 15' W.$   $2 \frac{1}{2}$  Ch. up Pali to stones at angle. Thence N.  $2^{\circ} 15' E.$   $5 \frac{1}{2}$  Ch. to corner of stone wall. Thence N.  $35^{\circ} W.$  3 Ch.  $6 \frac{1}{2}$  ft. along stone wall to pile of stones by water run at N. Corner of this land. Thence S.  $48^{\circ} 30' W.$  21 Ch.  $59 \frac{1}{2}$  ft. along Pohakunui to place of Commencement. includg. an area of

19 Acres  $\frac{13}{100}$

Moanani

\* Commencing at pile of stones at head of water Course, on Waikule side of this land, and running N.  $19^{\circ} 30' E.$  51 Ch. along Waikule to top of Sand hill at angle. Thence N.  $65^{\circ} 15' E.$   $16 \frac{3}{10}$  Ch. to boundary point, between Aame and Niukukahi Seas. Then along Sea  $17 \frac{37}{100}$  Ch. to the N. W. to coral rock at Boundary point between this and Kahola Sea. Thence S.  $42^{\circ} 45' W.$  70 Ch. along Kou over Sand hills to angle, nearly opposite point of Comm. Thence S.  $67^{\circ} 15' W.$   $61 \frac{1}{2}$  Ch. along Kou to stake on Oriki Ridge at angle. Then following along up on top of Oriki Ridge to highest peak visible from below. Then from point of Comm. again and running S.  $11^{\circ} 45' E.$   $8 \frac{37}{100}$  Ch. along Waikule to angle of Water Course. Thence S.  $18^{\circ} 30' W.$   $7 \frac{58}{100}$  Ch. to pile of stones at angle of water Course. Thence S.  $60^{\circ} 15' W.$   $6 \frac{1}{2}$  Ch. to large rock marked + angle. Thence S.  $88^{\circ} 30' W.$   $2 \frac{16}{100}$  Ch. to corner of wall of Lelehu's land. Thence S.  $67^{\circ} W.$   $37 \frac{500}{100}$  Ch. along Lelehu's + to angle

of water Course. Thence N. 73° 15' W. 2  $\frac{66}{100}$  Ch. to Stake at  
 Angle of water Course - Thence S. 80° W. 2  $\frac{70}{100}$  Ch. to Lauhala  
 by water Course - Thence S. 67° W. 3  $\frac{36}{100}$  Ch. to Rock  
 little Maunaka of water Course - Thence S. 58° W. 1  $\frac{1}{2}$  Ch.  
 to flat rock marked +. Thence S. 62° W. 50  $\frac{1}{2}$  Ch. to top  
 of Pou Ulaue on Ridge dividing this land from  
 Waiehu. Then following up said Ridge to highest  
 Mountain peak visible from below - Including an  
 area of 167 Acres to this end to the highest  
 peak mentioned on Ohihi Ridge.  
 Sep. 25. 1847. J. Metcalf Sur.

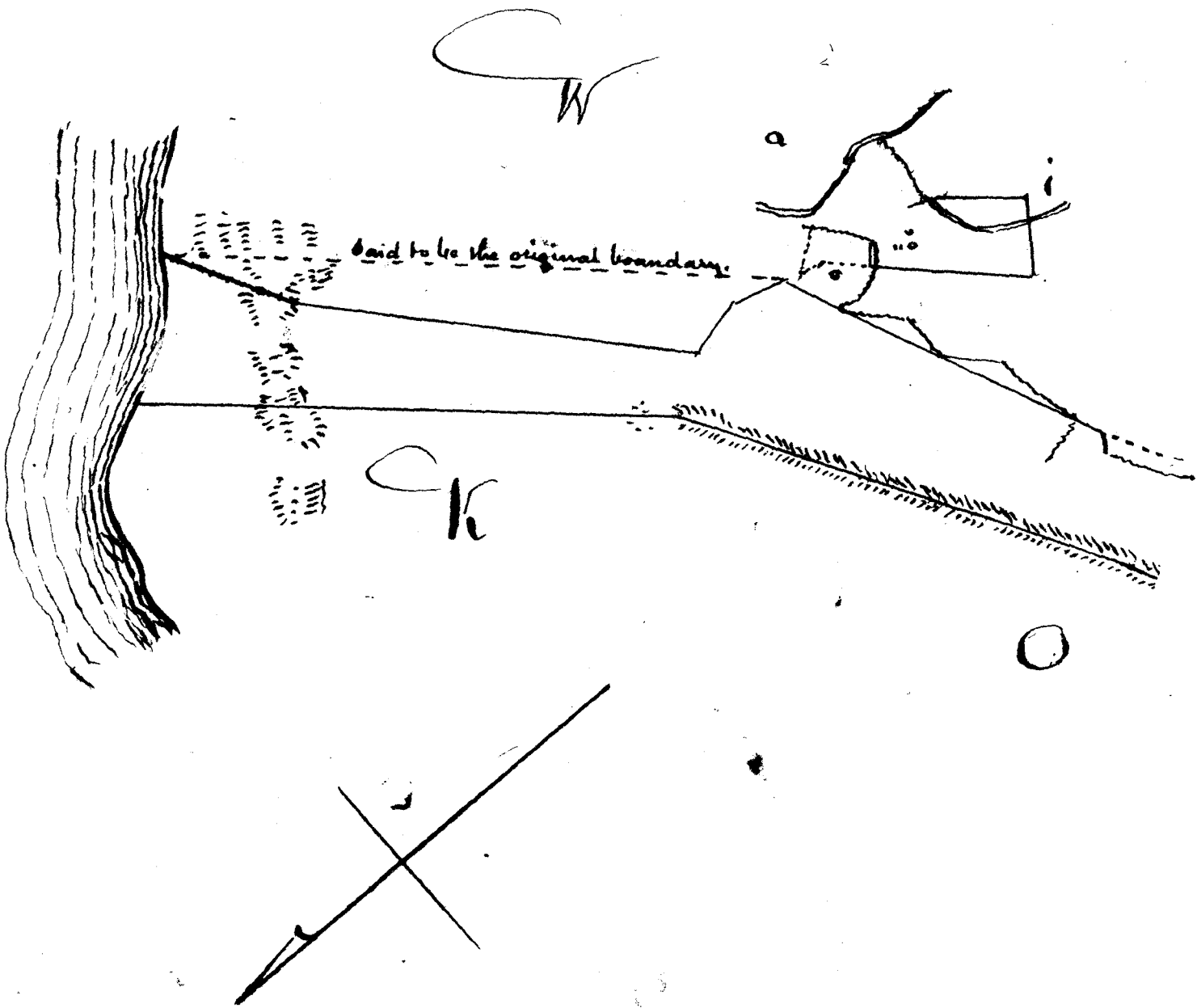
Note - It is Conceded on all sides, that this Land Continues  
 on, from the last visible peaks mentioned in the above  
 Notes, until it intersects Waiehu Valley - the distance  
 and number of Acres of which it would be next to  
 impossible to get at. J. Metcalf

Cross. Adjudication of Cl. N<sup>o</sup>. 781. at Mt. Pirck

J. Incidental expenses of Commission	1
Action of Comm <sup>n</sup> 21 Aug. 1849 on bench	1
Al. dep <sup>s</sup> of Cl. reduced - - -	12
Engross & Copy of Survey by J. Metcalf	8
Report of Commissioners this day rendered in the above Claim	5
Wm L. Lee	
J. H. Smith	12
Hala Koono	
21 August 1849	
J. Kaunani	
Launani	

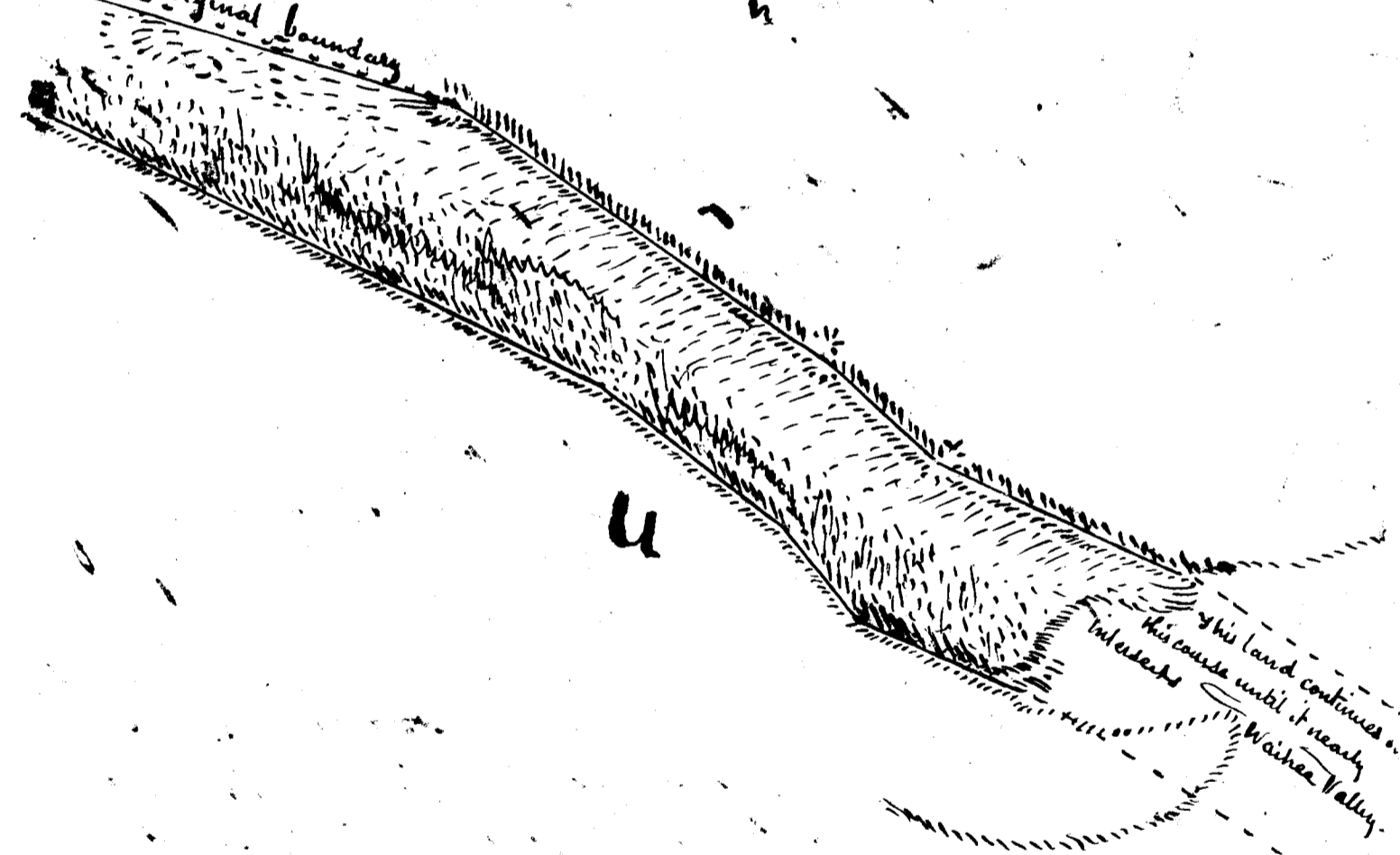
622

Claim No 781 -



St. M. Birch

reported original boundary



u

his land continues on  
this course until it nearly  
intersects Waieha Valley



024

C. No. 511. J. P. Parker. ✓

This is a Claim for two ilis of land in the district of Kihala on the Island of Hawaii, known by the names of "Makanaha" & "Ahu Lanikiki".

These lands were conveyed to the Claimant on the 1<sup>st</sup> of January 1843 by Kamehameha III and the late Premier Keikaikahi, to have and to hold, to him and his Hawaiian born heirs for ever; upon the Condition, that he should never transfer said lot to any alien or non-resident of the Hawaiian Islands.

This is equivalent to a fee-simple title; and we do hereby Award to J. P. Parker, and his Hawaiian born heirs said lands, according to the metes and bounds of the annexed Survey; to have and to hold for ever; subject only to the Condition expressed in the deed from the King and late Premier - viz. that said land shall never be transferred to any alien, or non-resident of the Hawaiian Islands.

"Makanaha" in Waikapu.

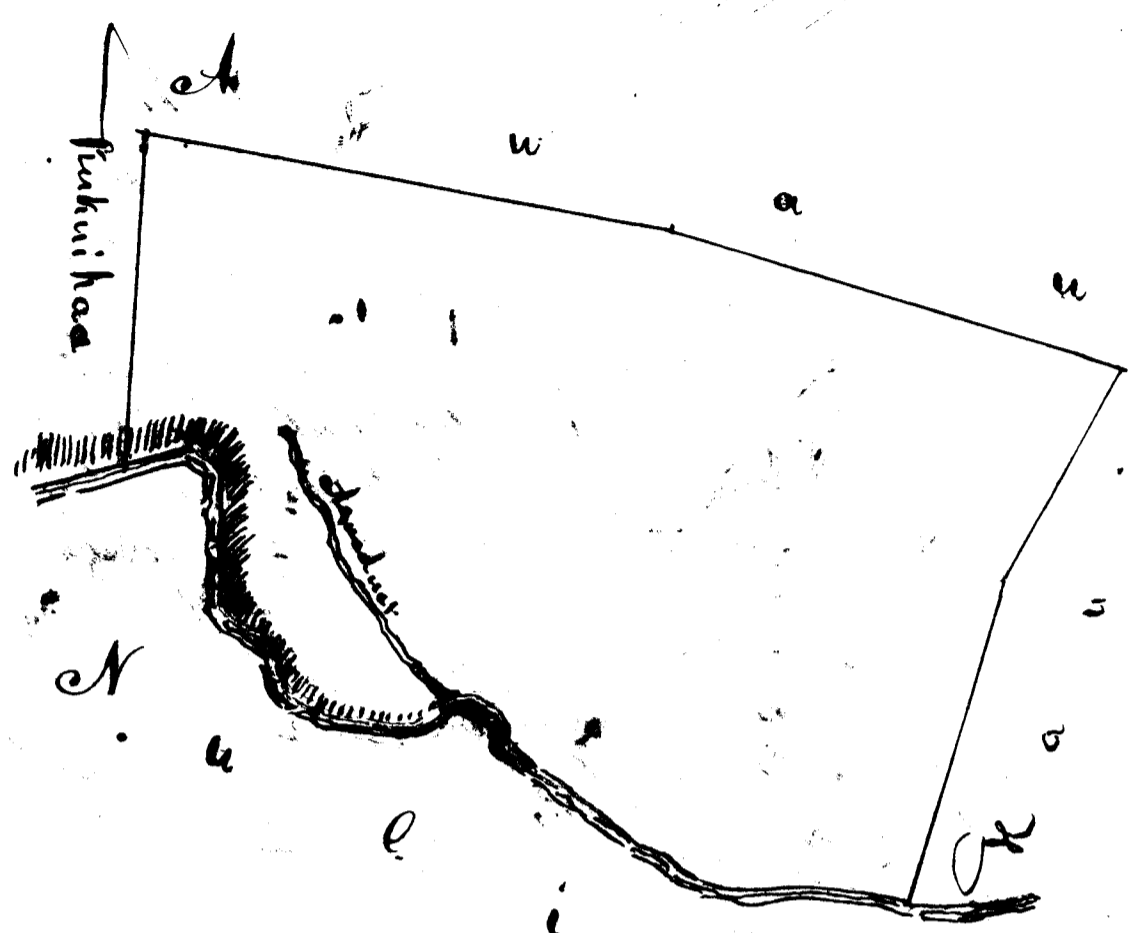
Commencing at Katahush at N.E. Corner of this land, joining land called Auau; and running N. 85° W. 7 1/2 Ch. along land called Kukihae to Ueue stream by falls. then following along up middle of Ueue stream to large Rock marked + on E. edge to land called Kavi. the mauka S.W. corner of this. Thence S. 71° 15' E. 7 Ch. 20 1/2 ft. along Kavi to stake. angle. Thence S. 60° 5 Ch. 4 1/2 ft. along Kavi to pile stones at S.E. corner of this land. Thence N. 17° 15' E. 3 1/2 Ch. along Auau to stake. angle. Thence N. 20° 15' E. 6 Ch. 13 ft. to Rock marked +, angle.

then direct to place of Commencement.

Includg. an area of 20 acres 7/10

April 18. 1849

J. Metcalf Sec.

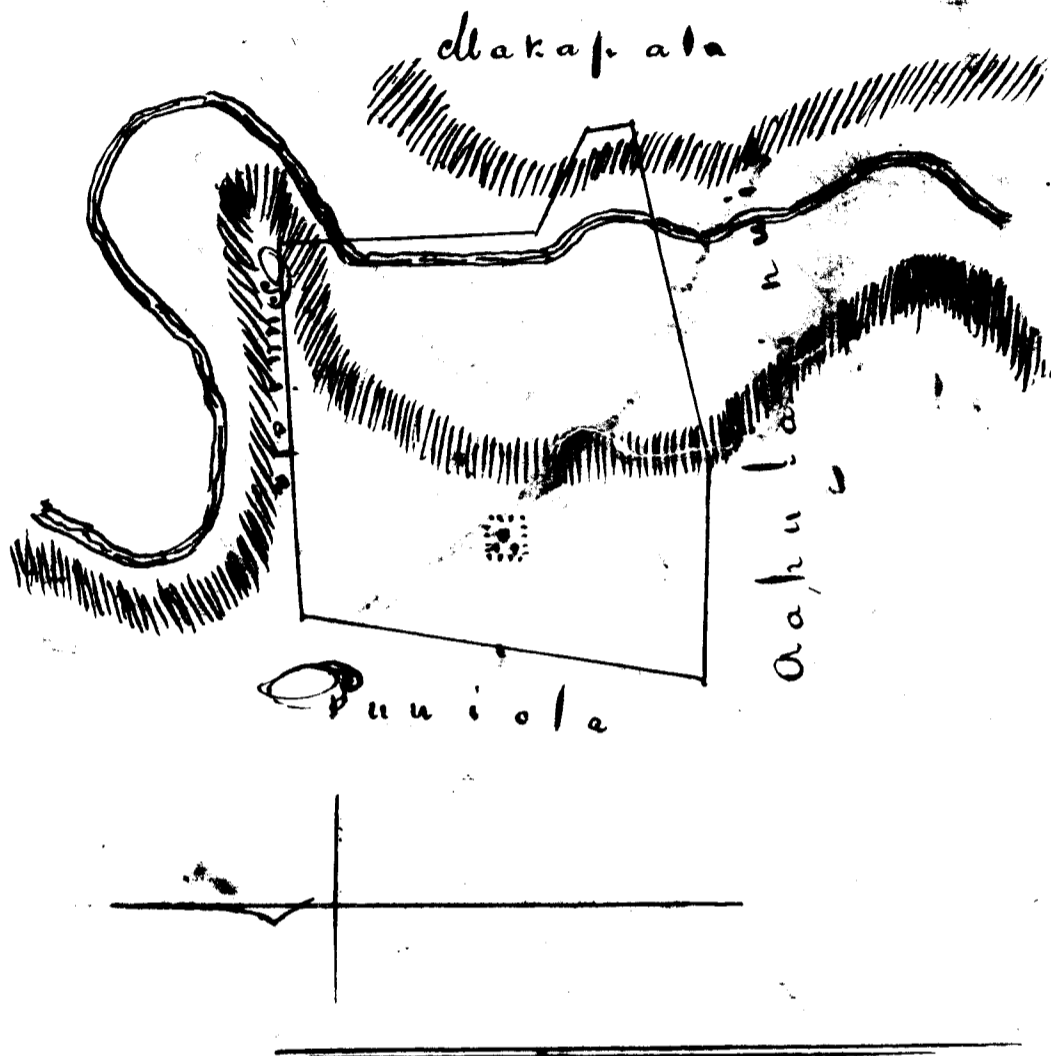


"Ahuaniiki" in Amakau. Kohala.

Commencing at Rock marked + at Maheau N.E. corner of this land on Lau Alaneu, and running S.  $85^{\circ} 45'$  W. 7 Ch. 60  $\frac{3}{12}$  ft. along land called Puniole to stake at N.W. corner of this land. Thence S.  $10^{\circ}$  W. 8 Ch. 47  $\frac{1}{2}$  ft. along Puniole river to stake at mauka S.W. corner this land. Thence S.  $87^{\circ} 30'$  E. 5 Ch. 4  $\frac{1}{2}$  ft. along Ahuani river to stake on top of W. bank of River - angle. Thence N.  $75^{\circ} 45'$  E. 7 Ch. 18  $\frac{1}{2}$  ft. across river, up to stake on E. bank at mauka S.E. corner this land. Thence N.  $7^{\circ} 30'$  W. 1 Ch. along Mahepata to stake - corner. Thence N.  $69^{\circ} 30'$  W. 2 Ch. 39  $\frac{7}{12}$  ft. down to large Rock marked + on E. edge of stream. Thence

626

N. 1° 15' W 5970 Ch. to place of Commencement  
Including an area of Acres 8 <sup>1</sup>/<sub>10</sub>  
April 18, 1849. J. Metcalf Sur.



Costs. Adjudication of C. S. Ft. Parker & Co.

To Incidental Expenses of Com <sup>rs</sup>	1
Retention of Comm <sup>rs</sup> & C <sup>l</sup> Aug 10, 1849	1
Reducing dr. deft. of Comm <sup>rs</sup> - 43	1 50
Two Surveys of J. Metcalf	20
Engross of Copy of same	2 50
Report of Commissioners this day rendered on the above Claim	5
Wm L. Lee	30
J. H. Smith	
T. Kairimani	
L. Amaki	

Kale Hoona  
10 August 1849

U. N. 2342. James Ruddocks

627

This is a Claim for a piece of land situated in Nuuanu Valley, Island of Oahu, and included in a land designated "Laimi," which it is stated by the Claimant he obtained from Kekuauohi, late Premier, about the Year 1831, in exchange for a valuable horse.

On 19<sup>th</sup> of March 1849 this case was taken up for investigation, when it appeared there were several Counter Claimants to the same: the principal ones being Governor Kekuanaoa and Saki. Mr. Ruddocks voluntarily offered to relinquish all claim to the land on the North side of the Road, provided the Counter Claimants would relinquish their claim to the large portion on the South side of said road. After much persuasion, the Board has prevailed on the Counter Claimants to settle this vexed case in that way; and we do therefore sustain the claim of James Ruddocks to that piece of Land designated as "Laimi" as described in the annexed Survey; confirming to him according to said Survey, an area of 12 Acres  $\frac{31}{100}$  which still exceeds his own Estimate in his original claim by more than two acres.

Upon the special application of the President of the Board of Land Commission to the Privy Council that a fee-simple title might be allowed in the present instance. We are empowered accordingly, and do therefore award to James Ruddocks and his Hawaiian born heirs, to have and to hold for ever, that portion of land within the land designated, "Laimi," according to the sites and bounds described in the annexed Survey of J. Metcalf, dated 21 March 1849 - on the condition that said land shall never be transferred to any Alien, or non-resident of the Hawaiian Islands.

"Notes of Survey of James Ruddock's Land of Laimi in Nuuanu Valley";

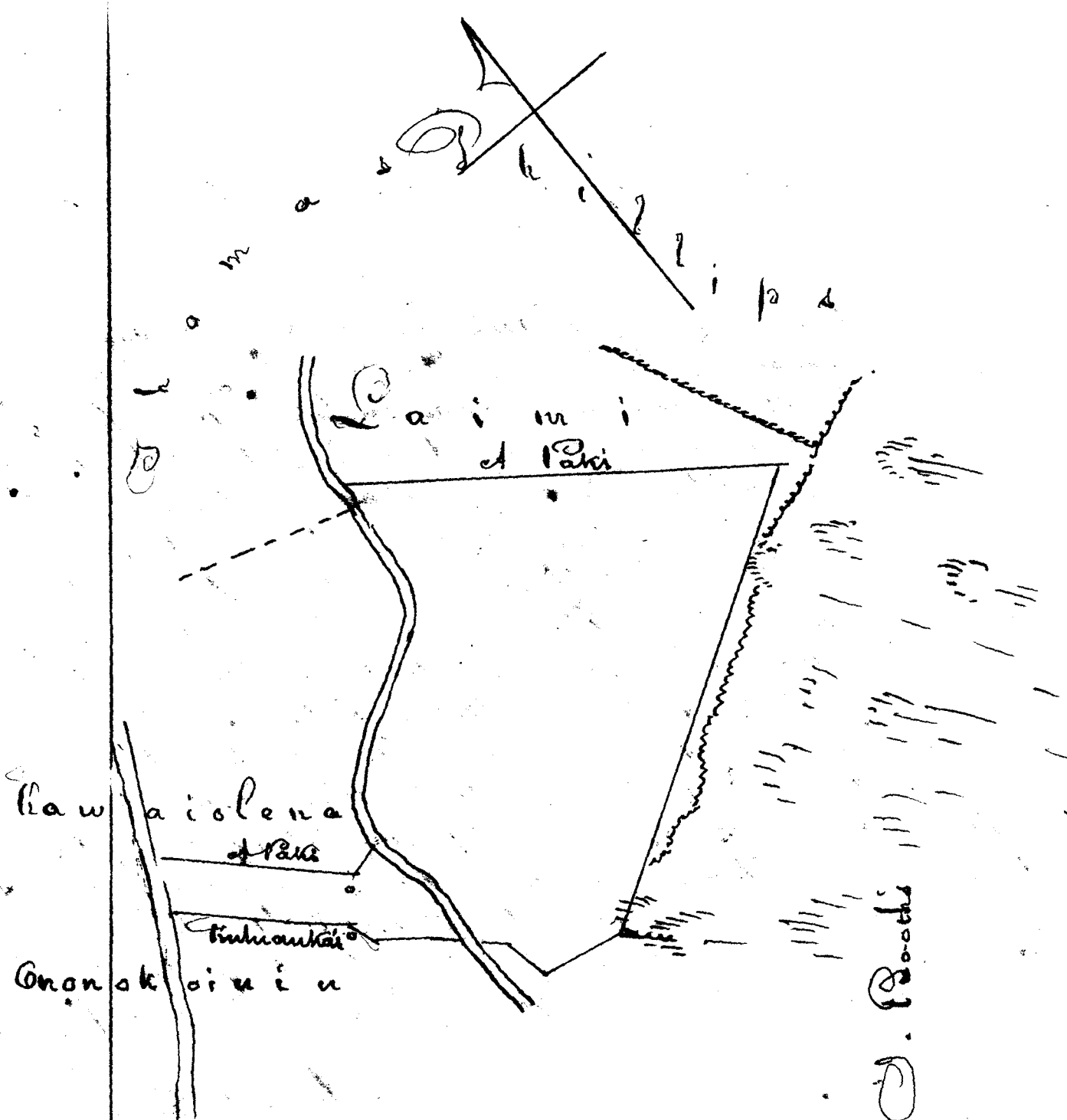
Commencing at Rock marked + on W. edge of Nuuanu River, joining Kawaiolona (E. Pahi) and running S. 70° 45' W. 52 3/12 ft. up to stake on top of River bank - (near Ruddock's house) Thence N. 15° 45' W. 5 Ch. 21 1/12 ft. along row of hau trees to main road. Thence along Road (makai) to Ononokoiu corner of stone wall. Thence S. 43° E. 3 Ch. 45 3/12 ft. along Ononokoiu to angle of wall. Thence S. 48° 15' E. 4 Ch. 44 3/12 ft. to angle of wall. Thence S. 25° 30' E. 42 3/12 ft. to angle of wall. Thence S. 57° 45' E. 1 Ch. 35 3/12 ft. to bank of River. Thence S. 46° 45' E. 2 Ch. 21 3/12 ft. across River to angle. Thence S. 12° 30' E. 1 Ch. 36 3/12 ft. along water to angle. Thence S. 24° 45' E. 2 1/2 Ch. up Kali always along Ononokoiu. to S. Pooka (Kaali) Thence along Kaali 12 3/4 Ch. to E. corner of this. Thence N. 52° 30' W. 42 Ch. along small piece of land between this and J. Phillip (Kaumuohi) called Laimi to River. Then along down River to place Commencement -

Including an area of Acres 12 3/100  
 March 21. 1819. J. Metcalf Sur

Correct  
 Copy  
 J.R.S.  
 Dec 1828.

"I Andrew Auld the duly authorized Agent of James Ruddock do hereby acknowledge, that I have this day received from the Board of Land Commissioners to quiet Land Titles on the Hawaiian Islands, the Award of said Board to James Ruddock, for his land situated in Nuuanu Valley Island of Oahu, Conveying the same to the said Ruddock & his Hawaiian heirs in fee-simple: which Award is entirely satisfactory, and in accordance with Mr Ruddock's wishes, as expressed before the Board on 1<sup>st</sup> day of May last  
 Honolulu September 10<sup>th</sup> 1819  
 Witness W. Smith Sec. B. L. C.

Signed Andrew Auld  
 Agent to James Ruddock



Costs Adjudication of C. N. 2342. James Puddocks S<sup>r</sup>

Incidental Expenses of Commission for Claims	1
Action of Commission on 19 <sup>th</sup> March 1849	1
Citation 50 <sup>cts</sup> & draft depos. of Cl. reduced	1 50
Draft Testimony ved. Tang - 19 March & 1 May 1849	6
Survey of S. Metcalf	10
Engrossing do	1 50
Report of Commissioners on the above claim this day rendered	5
W <sup>m</sup> L. Lee	
J. H. Smith	
T. Karamai	
Loonceli	
<b>Total</b>	<b>26</b>

Keale Hoona  
8<sup>th</sup> September 1849.

Nolaia ke hoko aku nei makou i kua aina ia Lewis Pees  
 ma ke humu like, a me ke ano like ana i loaa'i mai a Mannaia  
 mai, oia hoi kua. Ke hoko nei makou ia ia i kela Apana Aina  
 malalo kahi ana i noko ai oia, a mamua ua hooumua i ka  
 pa, a ua kapaia ka inoa o Alalana, inana no e noko nana no  
 e hoopaa, a me kona mau hoolina, a me kona pue hope a mau  
 loa. Ake onia e kanalua ai, o ka haawi oia o kua wahi  
 malalo, ua pili i ke kuleana malalo o ke kuleana Alodio no  
 Pees. Aka no ka ae ana mai o ka Mui, a me ka pue kuka-  
 kuka Malu. Nolaia, ke hoko aku nei makou ia ia i  
 kuleana Alodio.

A ke hoko hoo aku nei makou i ua Lewis Pees nei,  
 a me kona mau hoolina, a me kona pue hope, e noko, a  
 ai i ke aina kula oia ka aina maluna i kapaia o Akae,  
 ia ia no e hoopaa, a e noko ma ia wahi a mau loa, a  
 ma kua ano hoi; peneia. Na Pees, a o kona hoolina paha,  
 a o kona hope, e hoike mai ma ka palapala i kela ma-  
 kahi, kua makahi i na hoolina, i ka pue hope.  
 Iaha o Mannaia, i na uku makahi, a me na waiwai  
 a pau i loa mai no kela aina maluna, a e hokoa  
 no i kela makahi, kua makahi i na hoolina,  
 a i ka pue hope paha o Mannaia, i hokahi kapaia  
 o na uku makahi, a me na waiwai a pau.

Oka hokoa onia ana e haawi no ia i ka  
 pau ana o ka makahi hokahi, mai ka la aku o  
 ke hokoa ana o kua palapala hoko.

Eia hoi ke ano o kua palapala hoko, eia aole e  
 hoke mai o Pees, a me kona mau hoolina, a me kona  
 mau hope paha i ka palapala waiwai makahi,  
 aole hoi e hokoa e like me ka mea i oleia maluna,  
 alaila pau ke kuleana o ua Pees nei, a me ke kona mau  
 hoolina, a me kona pue hope paha, aole ona kuleana  
 hou i ua aina kula ia, a e hoi hou no ia ia Mannaia,  
 a me kona mau hoolina, a me kona pue hope.

Hale Hauwila Honolulu

15 February 1849

Ua hope ia mai ka ole hokoa mai e Mr. Menn.  
 Andrews Translator from original English.

# Index. Vol. 1

631

<u>A</u>	No	Page	
James Austin	37	132	
Aiona	636	272	
Ahu	6506	"	
Amow	570	331	
Andrews Corin	77	384	
Apika	441	438	
Auld Andrew	807	452	
Adams Alexander	801	485	Honolulu
"	802	487	Ahu
Amas Joaquin	962	567	
Akoni	818	610	
<u>B</u>			
Blanchard Harriet	10	76	
Butler Edmund D	32	115	
Brosseau John	53	172	
Bacle William	65	187	
Booth Joseph	81	195	
Brooks Henry L	215	269	
Burrows Solomon D	241	273	
Bush George H	262	285	Honolulu
"	261	287	withdrawn
Blossom W. Wilson	578	327	Pahama
"	518B	329	Pahaina
Bell William	1177	560	
Booth Joseph Part I	273	457	Kaili
" " " II	"	462	Little Greenwich
" " " III	"	404	Tealo lot, near do.
" " " IIII	"	405	do in Ili of Kapuni
"	274	385	Fish ponds & land in Koula
"	272	380	Eagle Tavern lot.
Birk Alex. Sr.	781	619	"Napoko"
"	782		
<u>C</u>			
Cummins Thomas	33	123	Honolulu
"	251	275	Kaipu Kurauu
"	252	278	(continued over). Honolulu



Index Vol 1

C continuation		No	Page	
Cummins	Thomas	261	281	Pawaa Waititi (old Aklen pl.)
Carter	Joseph	111	209	
Catalena	Anthony	205	260	Kali-pala-hataha Waikapei Maui
"	"	206	263	Pakalei "Lakauna
Crowningburg	Wm	193	192	" Maui
Crowder	John	116	302	
<hr/>				
Chamson	John	199	253	
Dominis	Mary	850	154	House lot Honolulu
"	and John B.	1888	595	120 ft sq. lot do
Dowset	Mary	1026	571	
Dudwit	Julius	26	100	
Daves	Harriet	27	103	
		187	250	
<hr/>				
<u>F</u>				
Fayerweather	A. G.	816	579	
Farmer	Henry & Co	51	169	
<hr/>				
<u>G</u>				
Grimes	E. & H.	38	135	House lot - Honolulu
"	"	51	175	Corner of Fort and Church St.
"	"	55	177	Relinquished to Walker (Rose Ho)
"	"	56	180	Branch St. Lot
"	"	71	192	Worlds End - Kaunakapili.
Gravier	Pouss	691	390	Kikihate - Honolulu
"	"	692	180	Paukauwila - Waialua Bahu
"	"	690	512	Kalanitrahua - Honolulu
"	"	689	307	"Kapuekolo" do
Gandall	Thomas	2669	577	
Grant	Stephen	209	594	
<hr/>				
<u>H</u>				
Hunt	Thomas	60	123	
Hina		89	211	
Humphreys	Wm	326	297	
Hobbs	John	601	333	
Hakau		255	353	
Higgelson	J. B.	72	604	

Page 109  
Identical  
659

# Index Vol 1

	No.	Page	
<u>J.</u>			
Johnstone Rebecca	11	78	
Jones Eli	16	82	Stone lot Honolulu
" "	17	82	dwellling house do
Ji Joane	268	357	
	269	359	
Josephs. Manuel. W <sup>m</sup> and Maria	587	607	
<u>K.</u>			
Kidday Robert	2	43	
Kaapuiki	3	51	
"	69	51	Kaniau's cl.
Kamaha T Pihuala	8	69	Page 71 Heirs of Makune.
Kalama ke Wakine	14	79	
Kawaina G	22	91	
" Tue Koihina Weloula	"	129	
Keaniani	28	107	
Kaahowaha	30	111	
Kaunuuohua	47	153	
Keohokalole	49	154	
Kalakeana	50	155	
Kaailauehala	53	156	
Kalukinu	87	210	
Kakani	222	215	
Kauihau	219	217	
Kaha a me Pahou	265	219	
<del>Kaahou</del>	<del>62B</del>	<del>223</del>	
Kellet John	1027	301	
Kekuai'ea	221	309	
Kaohipau Guardian T.P.	97B	310	
Keekapu a me Olu	540	314	
Kahinu	544	315	
Kalei	561	320	
Kuapuu a me Kapea	562	321	
Kou Limeona	57	335	
Kaiwi	127	343	
Kaahou	62B	223	
Kauhola	358	361	
Kaleimakahii	351	376	

Continued over.

Index Vol. 1

From last Page	K	No	Page
	Kahanau maitai	48	350
	Kehuamanoha	88	352
	Kalaikeana	228	364
	" "	228	370
	Kahula Josia	331	434
	Kahikona	395	440
	Kamaihakaloa	350	434
	Kaili	405	442
	Kaupā	404	443
	Kaahani	333	446
	Kahiwahu	343	448
	Keoki Mtataio	80	450
	Kawakahao <i>Chun</i>	635	474
	Kaholo	276	337
	Kauliokamoa	590	338
	Kaaione	24	98

Waik

1212

Hon

P

Pons David	21	98
Peiti	611	379
Pwington Wm	11100	612

M

Maunahina	20	89
Margret C. Miss.	39	140
"	40	142
"	41	144
"	42	147
"	43	170
Maughan Joseph	46	151
<i>Mafunua Boat</i>	87	71
Montgomery Kēpane	90	199
	91	201
Mines Edwin	202	258
	203	257
	202	259

Catholic Cathedral Place Honolulu  
 Kalamikahua  
 "Pulivan Place"  
 "Waialele" in Manoa Valley  
 "Ahuimanu" - "Heeia", Koolau  
 House lot Honolulu  
 3 Lands in Pūwā - Pūwā and  
 Kalamikahua in Pūwā - Pūwā  
 Palam.

Index Vol. 1

	No	Page	
Mere a Ione Ii	271	340	
Mahu	224	341	
Maau	270	362	
Manu	408	437	
Meeau	414	445	
Mission J. J. Part I	387	510	N <sup>o</sup> 387 <i>Part II</i> Punahou 599 Page
Moore George M	1178	544	
Mary George W.	643	546	
Mainae	210	372	
Makahawe laue	556	374	
Meek John Part II	591	408	House lot Honolulu
" " 4	"	410	"Kauwili" Kaka land Palama
" " 5	"	412	"Kauwili" Makiki - Oahu.
Michel John	634	466	
<b>N</b>			
Napahi o Kuu ia Kauwaina	66	92	
Napahi Tawa o Kekuakaua	31	113	
Neddles John	34	125	
Napalapala	557	317	
Nawlien M. J.	71	541	
Neddles John	1723B	574-125	
Nawlien M. J.	325	588	
<b>O</b>			
Opunui	422	318	
<b>P</b>			
Principles of L.C. in Engl.	1	1	
" " " " " " " "	19	19	
Pelly George	4	51	dwellings house lot Honolulu
	5	56	"Prakaha" Nuuanu
Penhallow S. P.	6	63	Peasehold Palama
	7	65	

Continued next page

Index Vol 1

<u>P. continued</u>	<u>N<sup>o</sup></u>	<u>Page</u>	
Poeha	36	130	
Pitman Benjamin	67	189	
Poha	99	212	
Phillips Thomas	82	233	"Launiopoko" Maui
"	83	235	House lot Lahaina
"	85	238	"Kaunohena" Nuuanu
"	86	288	House lot - Honolulu
Puniwai	569	323	
Poonui	411	435	
Preves John P. 1	327B	551	House lot Kaunapali Maui
" " 2	"	552	Kou, Waihale do
" " 3	"	553	"Pohakiki" do
" " 4	"	555	Kula Waihale do
" " 5	"	556	do and Kala do
" " 6	"	558	"Kumukahi" do
Parker J.P.	511	624	Kohala
<u>R</u>			
Reynolds Stephen	9	74	Honolulu N. of Nuuanu St
"	620	414	"Gerriere lot"
"	622	416	"David Owen" do
"	624	419	"Alex" Smith lot
"	625	421	Navarro lot
"	628	423	G. P. Swinton do
"	629	425	Occ. by J. G. Gumm
"	631	427	Presid. of Cl.
"	632	429	J. Robinson lot
Rhodes G. H.	44	163	
Rives John & George	62	221	
Rodgers Taccheus	529	325	
Robinson James H.	786	514	Blonde lot Honolulu
"	787	516	J. Thompson M <sup>r</sup> & B <sup>o</sup>
"	788	519	J. H. Wright Place do
Richards John	963	521	
Rees Lewis	193	523	
Reed Robert	123	586	
Rendall James	2319	625	

Index Vol 1

	NC	Page	
Syba Anthony	375B	617	Lahaina
" "	432	615	Waikapu
Sumner William	152	194	"Moanalua" - Oahu
" "	153	199	"Kahaohas" "
" "	154	502	"Kauai" "
" "	155	507	Resid <sup>ce</sup> of A. Honolulu
" "	157	509	House lot opposite do
Smith Oliver	23	96	
See H for estate of S. Bond	604	158	
Stevini W <sup>m</sup>	211	214	
Smith Lowel	259	283	
Shaw William	76	225	
Swinton Henry P <sup>r</sup>	280B	295	
Skinner H for S. Bancroft	2272	304	
Shaw John	207	590	
Sampson I	719	165	
<u>J</u>			
Thompson Samuel	132	216	
Thomas Joseph	218	396	
<u>U</u>			
Unauna	73	312	
Upai W.	29	111	
<u>V</u>			
Voss V John	1	39	
Vowles George B.	212	265	
Vowles James	213	267	
Vonpfeffer J. A.	45	167	
<u>W</u>			
Dr. W. Wood	1975	581	
Wood James	281	161	Dr. W. Wood 1975 581
Rose Hotel Walker. William	104	212	Henry Weeks 197 591
"Kapitohau	105	214	
"Koolau	106	212	
Waiaha	70	345	
Waiakea Hana	263	355	
Walker William	106	272	Euphonia Henry 275B 29
White John	364	392	" " 275 29
Wood William	602	399	
Wright William	849	163	
Wood George	18	87	