

R & D

A RESOLUTION

Approving lease agreement between the State of Kosrae and Mr. Clarence W. Tulenkun.

1 **WHEREAS**, a lease agreement (the lease agreement) was made and entered into on the
2 22 of September, 2020 between the State of Kosrae (“Lessor” or “the State”) and Mr. Clarence
3 Tulenkun (“Lessee”); and

4 **WHEREAS**, under Article One (1) GRANT OF MARINE SPACE, the Government
5 hereby lease to the Lessee the marine space, as specified in the landfill application approved by
6 the Governor on September 15, 2020, which abuts to Parcel No. 006U04 of the Cadastral Plat
7 No. 006U00 situated at Finkol Section, Utwe Municipality, Kosrae State; and

8 **WHEREAS**, the term of this lease agreement shall be for twenty five (25) years
9 commenced on October 22, 2020 and shall expire on the 21st day of October 2045 at 12:00
10 o'clock midnight; and

11 **WHEREAS**, under Article 3: Purpose, the marine space is to be used by the Lessee for
12 the purpose of constructing a landfill; the landfill is to be used in accordance with purposes set
13 forth in the approved landfill application; and

14 **WHEREAS**, Under Article 5 RENEWAL, this lease may be renewed by the Governor at
15 anytime, however, in accordance with K.S.C. section 11.712, no renewal, when coupled together
16 with the original lease term, shall exceed the term of forty (40) years; **now therefore**

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