

OFFICE OF THE
ASSISTANT REGISTRAR, LAND COURT
STATE OF HAWAII
(Bureau of Conveyances)

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LAND COURT SYSTEM

REGULAR SYSTEM

AFTER RECORDATION, RETURN BY MAIL () PICKUP (X) TO:

MOTOOKA & ROSENBERG
CAROL A.L. ROSENBERG
1000 Bishop Street, Suite 801
Honolulu, Hawaii 96813
Tel. No. 532-7900

P:\Ala Wai Manor\Amendments\Restated Bylaws Amendment reducing size of BOD.doc
Ala Wai Manor
Condominium Map Nos. 25, 31-A, 86 and 87 (Land Court)
Transfer Certificates of Title Numbers: (see Exhibit "A" attached)

No. of Pages: 8

**AMENDMENT TO RESTATED BYLAWS OF THE ASSOCIATION
OF APARTMENT OWNERS OF ALA WAI MANOR**

WHEREAS, HOLIDAY INVESTMENT CO., INC., a Hawaii corporation,
hereinafter called the "DEVELOPER", as the owner of that certain Indenture of
Sublease dated December 9, 1964, filed in the Office of the Assistant Registrar of the
Land Court of the State of Hawaii as Document No. 348702, and noted on Transfer

Certificate of Title Nos. 20,711, 22,790, 80,198 and 80,199, submitted said Indenture of Sublease, hereinafter called the "MASTER SUBLEASE", together with all improvements thereon or thereafter built, to the Condominium Property Regime under said Chapter 170A (now known as Hawaii Revised Statutes Chapter 514A, and Chapter 514B, as amended), by instrument dated February 3, 1965, filed as aforesaid as Document No. 353478 (hereinafter called the "Declaration"); and

WHEREAS, said Declaration has since been restated in its entirety, pursuant to Section 514A-82.2 of the Hawaii Revised Statutes, which Restatement dated August 23, 1990 has been recorded in the Office of the Assistant Registrar of the Land Court of the State of Hawaii as Document No. 1769467 (hereafter called the "Restated Declaration"); and

WHEREAS, said Restated Declaration provides for the establishment of the Association of Apartment Owners of Ala Wai Manor ("Association"); and

WHEREAS, the Bylaws of the Association of Apartment Owners of Ala Wai Manor has been restated in its entirety, pursuant to Section 514A-82.2 of the Hawaii Revised Statutes, which Restatement dated August 23, 1990 has been recorded in the Office of the Assistant Registrar of the Land Court of the State of Hawaii as Document No. 1769468 (hereafter called the "Restated Bylaws"); and

WHEREAS, Section 514B-108(e), Hawaii Revised Statutes, provides that the Restated Bylaws may be amended by the vote or written consent of at least sixty-seven percent (67%) of all unit owners; and

WHEREAS, by written consent, more than sixty-seven percent (67%) of all Ala Wai Manor unit owners voted in favor of amending the Restated Bylaws as indicated below.

NOW, THEREFORE, Article III, Section 1 of the Restated Bylaws of the Association of Apartment Owners of Ala Wai Manor is hereby amended to read in its entirety as follows:

Section 1. Number and Qualifications. The affairs of the Association shall be governed by a Board of Directors composed of nine (9) persons; provided, however, that effective from the recording date of an instrument amending this Article III, Section 1 to reduce the number of Directors to seven (7), the Board shall be comprised of seven (7) persons, each of whom shall be the sole owner or co-owners, vendees under an agreement of sale, or an officer of any corporate owner of an apartment. The partners in a general partnership and the general partners of a limited partnership shall be deemed to be the owners of an apartment for this purpose. There shall not be more than one representative on the Board from any one apartment. If a corporation is an apartment owner, any officer of such corporation shall be eligible to serve as director so long as he remains an officer of such corporation. No resident manager of the project shall serve on the Board of Directors.

Notwithstanding any other provision herein:

(a) The reduction in the number of directors from nine to seven, as provided by the amendment of this Article III, Section 1, shall not serve to affect the term of office of any director serving on the Board as of the effective date of said amendment (the "Recordation Date"). Any director serving as of the Recordation Date shall serve until the expiration of said director's term of office or until his office otherwise becomes vacant.

(b) In the event that any position on the Board becomes vacant subsequent to the Recordation Date, no successor shall be elected unless necessary to increase or maintain the number of directors serving on the Board at seven.

(c) As soon as reasonably possible, the terms of office of the seven members of the Board shall be staggered so that in every successive year, the term of office of at least one director shall expire.

IN ALL OTHER RESPECTS, the Restated Bylaws of the Association of Apartment Owners of Ala Wai Manor, as amended, is hereby ratified and confirmed and shall be binding upon and inure to the benefit of the parties to it and their respective and permitted assigns.

AND the undersigned officers of the Association hereby certify that the foregoing amendment to the Restated Bylaws of the Association of Apartment Owners of Ala Wai Manor were adopted by the written consent of the owners of units to which are appurtenant at least 67% of the common interest of Ala Wai Manor.

IN WITNESS WHEREOF, the undersigned have executed this instrument
this 18 day of Sept., 2018.

ASSOCIATION OF APARTMENT OWNERS
OF ALA WAI MANOR

By Marijane Holmes-Carlos
Name MARIJANE HOLMES-CARLOS
Its PRESIDENT

By Kristen M. Tanaka
Name Kristen M. Tanaka
Its Secretary

STATE OF HAWAII

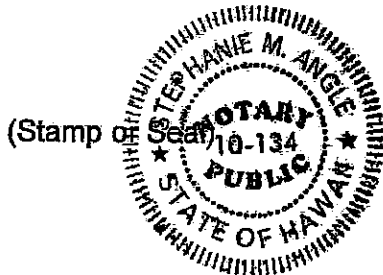
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) SS.

CITY AND COUNTY OF HONOLULU

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On this 18th day of September, 2018, before me appeared Marijane Holmes-Carlos, to me personally known or satisfactorily proved to me to be the person described in and who executed the within instrument, who being by me duly sworn, did say that she is the President of the ASSOCIATION OF APARTMENT OWNERS OF ALA WAI MANOR; that said instrument, an eight (8) page AMENDMENT TO RESTATED BYLAWS OF THE ASSOCIATION OF APARTMENT OWNERS OF ALA WAI MANOR, dated 9-18-2018, was signed on behalf of said Association by authority of its Board of Directors, and said officer acknowledged said instrument to be the free act and deed of said Association. Said Association has no seal.



Stephanie M. Angle 9-18-2018
Notary Signature Date
Typed or Printed Name: Stephanie M. Angle
Notary Public, State of Hawaii, First Circuit
My Commission Expires: 6-13-2022

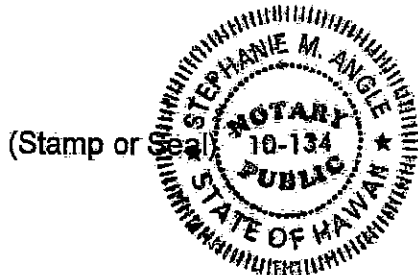
Doc. Date:	<u>9-18-2018</u>	# Pages:	<u>8</u>
Notary Name:	<u>Stephanie M. Angle</u>	<u>1st</u>	Circuit
Doc. Description:	<u>Amendment to Restated Bylaws of the AOA of Ala Wai Manor</u>		
<u>Stephanie M. Angle</u>	<u>9-18-2018</u>		
Notary Signature	Date		

STATE OF HAWAII)

) SS.

CITY AND COUNTY OF HONOLULU)

On this 18th day of September, 2018, before me appeared Kristen M. Tanaka, to me personally known or satisfactorily proved to me to be the person described in and who executed the within instrument, who being by me duly sworn, did say that she is the Secretary of the ASSOCIATION OF APARTMENT OWNERS OF ALA WAI MANOR; that said instrument, an eight (8) page AMENDMENT TO RESTATED BYLAWS OF THE ASSOCIATION OF APARTMENT OWNERS OF ALA WAI MANOR, dated 9-18-2018, was signed on behalf of said Association by authority of its Board of Directors, and said officer acknowledged said instrument to be the free act and deed of said Association. Said Association has no seal.



Stephanie M. Angle 9-18-2018
Notary Signature Date
Typed or Printed Name: Stephanie M. Angle
Notary Public, State of Hawaii, First Circuit
My Commission Expires: 6-13-2022

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<u>Stephanie M. Angle</u>	<u>9-18-2018</u>		
Notary Signature	Date		

Exhibit "A"

**Ala Wai Manor
Land Court Condominium Map No. 9**

List of Current Transfer Certificate of Title Numbers

<u>Unit No.</u>	<u>TCT No.</u>	<u>Unit No.</u>	<u>TCT No.</u>
1	776,912	402	1,045,506
2	776,912	403	528,111
3	776,912	404	1,087,036
4	776,912	405	928,084
5	776,912	406	479,138
6	776,912	407	532,337
7	776,912	408	701,371
8	776,912	501	782,957
9	776,912	502	1,061,197
10	776,912	503	1,132,357
201	574,406	504	1,056,965
202	1,112,725	505	1,163,861
203	823,030	506	730,965
204	1,003,403	507	493,005
205	291,437	508	821,793
206	1,110,019	601	429,547
207	560,963	602	1,067,352
208	339,828	603	1,147,999
301	562,065	604	823,783
302	762,112	605	1,117,599
303	1,044,252	606	1,092,501
304	382,695	607	1,065,012
305	1,046,591	608	1,157,037
306	729,203	701	1,125,207
307	1,121,972	702	985,477
308	379,011	703	1,021,652
401	1,062,087	704	1,158,925

Exhibit "A"

Ala Wai Manor
Land Court Condominium Map No. 9

List of Current Transfer Certificate of Title Numbers

<u>Unit No.</u>	<u>TCT No.</u>	<u>Unit No.</u>	<u>TCT No.</u>
705	419,771	1008	817,998
706	1,129,882	1101	1,095,407
707	765,993	1102	868,214
708	1,141,102	1103	1,084,763
801	1,069,162	1104	1,043,719
802	928,663	1106	438,180
803	1,047,079	1107	291,465
804	985,782	1108	821,794
805	901,626	P1A	807,382
806	513,114	P2B	560,217
807	1,048,112		
808	315,277		
901	1,089,573		
902	1,160,448		
903	1,122,075		
904	703,509		
905	431,336		
906	1,104,602		
907	291,451		
908	1,043,778		
1001	1,136,092		
1002	991,088		
1003	1,078,940		
1004	1,078,986		
1005	1,160,308		
1006	505,046		
1007	975,398		