

1-14  
1  
IN THE OFFICE OF THE TREASURER OF THE TERRITORY OF HAWAII

TREASURER'S OFFICE

FILED, April 7, 1937  
RECEIPT ISSUED April 10, 1937  
14214

In the Matter of the Application )  
for a Charter of Incorporation for )  
WAIALUA COMMUNITY ASSOCIATION )  
----- )

H. H. J. daub  
REGISTRAR OF PUBLIC ACCOUNTS  
TERRITORY OF HAWAII

FILED, April 7, 1937  
RECEIPT ISSUED April 10, 1937  
CERTIFICATE  
TOTAL  
\$ 125.00

To the Honorable W. C. McGonagle, Treasurer of the Territory  
of Hawaii:

The undersigned Petitioners - FRANK E. MIDKIFF,  
C. H. BISCHOFF, ANDREW ANDERSEN, GORDON VIRGO, and GEORGE  
R. HELMICK - all being residents of the City and County of  
Honolulu, Territory of Hawaii, make this application for  
the grant of a charter to them in the form presented here-  
with for an eleemosynary corporation, and respectfully show  
as follows:

I

*Waialua Coop*  
That the name of the corporation shall be -  
"WAIALUA COMMUNITY ASSOCIATION".

II

That the purposes for which the corporation is to  
be organized are purely benevolent, charitable, educational  
and scientific, and not for financial gain or profit, and  
no financial gain or profit shall ever accrue to any member  
of the corporation, nor any other person in the conduct of

the corporation, except its salaried officers, agents and employees, and all receipts of the corporation shall be used exclusively for carrying out the objects of the corporation as hereinafter stated, and for no other purpose; and no stock shall be issued by the corporation, nor shall any part of its assets, income, or earnings be used for dividends, or otherwise withdrawn or distributed to any of its members, except upon liquidation of its property in case of corporate dissolution.

### III

That the objects for which the corporation is to be organized shall be:

1. To build, erect, maintain, equip, manage and operate a community center in the district of Waialua, Oahu, for the accommodation of a public library, boys' and girls' character forming and recreational clubs, facilities for sports, games, dramatics, hobby, art and craft work, educational classes and other welfare and recreational activities, and clinics to furnish medical and surgical attendance for the sick and the disabled, and to disseminate information relative to maternal and infant hygiene;
2. To construct and maintain athletic fields and play-grounds at said community center and elsewhere;
3. To sponsor athletic games and contests;
4. To work in all suitable ways either directly or by cooperation with other agencies, and as far as the resources of the corporation may permit in furthering the

improvement of the life of the residents of the district of Waialua.

IV

That the corporation shall have succession perpetually by its corporate name, with all the rights, privileges and immunities which are now or may hereafter be conferred by law upon corporations organized for the purposes aforesaid.

V

That in furtherance of any of its objects and purposes, and without limitation upon the generality of any of the terms hereinabove used, the corporation shall have power:

1. To sue and be sued in any court;
2. To make and use a common seal and alter the same at its pleasure;
3. To receive, acquire, hold, purchase, convey, lease, mortgage and dispose of such real and personal property not exceeding in value the sum of One Hundred Thousand Dollars (\$100,000.00), as the objects and purposes of the corporation shall require;
4. To appoint such subordinate officers, agents and employees as the objects and purposes of the corporation shall require;
5. To make by-laws not inconsistent with any existing law, for the management of its property, the election and removal of its officers, and the regulation of its affairs,

and alter, amend and repeal the same from time to time;

6. To receive donations of property or money, and to raise funds in any lawful manner, to be used to carry out the objects and purposes of the corporation;

7. To do any and all things necessary, suitable or proper for the accomplishment of any of the purposes, or for the attainment of any of the objects, or for the exercise of any of the powers herein set forth.

## VI

That the location of the corporation shall be in the District of Waialua, Oahu, with the right to receive, hold, and dispose of property in any part of the Territory of Hawaii and elsewhere.

## VII

That the undersigned Petitioners shall constitute the present membership of the corporation, and shall be empowered to increase such membership in such manner and under such conditions as may be provided in the By-Laws.

## VIII

That the powers of the corporation shall be exercised by a Board of Trustees, consisting of not less than five and not more than fifteen persons, who shall be elected in such manner and for such periods as may be provided in the By-Laws. There shall be such other officers as may be provided for in the By-Laws. The names and addresses of

the Trustees and other officers shall be filed from time to time, whenever changes occur, in the office of the Treasurer of the Territory. The By-Laws to be adopted and all amendments and additions thereto shall be filed in the office of said Treasurer within a reasonable time after the adoption thereof.

## IX

That for the purpose of effecting an immediate organization and in order that an opportunity may be afforded to perfect such organization by the acceptance of the Charter and the adoption of By-Laws, the Board of Trustees shall consist of the following persons who shall hold office until their successors are elected and qualified:

FRANK E. MIDKIFF

C. H. BISCHOFF

ANDREW ANDERSEN

GORDON VIRGO

GEORGE R. HELMICK

## X

That all property of the corporation shall be liable

6

for the payment of its just debts, but no member of the corporation shall be personally liable for any of the debts of the corporation.

WHEREFORE, Petitioners pray that a Charter for perpetual succession be granted to them in the form here-with presented, whereby Petitioners and their successors shall be made and constituted a body corporate under the name of - "WAIALUA COMMUNITY ASSOCIATION" - with all the powers, privileges and immunities incident to such corpo-rate existence.

DATED at Waialua, Oahu, this 5<sup>th</sup> day of April, 1937.

Frank E. Midkiff  
FRANK E. MIDKIFF

C. H. Bischoff  
C. H. BISCHOFF

Andrew Andersen  
ANDREW ANDERSEN

Gordon Virgo  
GORDON VIRGO

George R. Helmick  
GEORGE R. HELMICK

7

TERRITORY OF HAWAII, )  
CITY AND COUNTY OF ) ss  
HONOLULU )

Come now - FRANK E. MIDKIFF, C. H. BISCHOFF, ANDREW  
ANDERSEN, GORDON VIRGO and GEORGE R. HELMICK - and being  
first duly sworn on oath depose and say: That they are the  
Petitioners above named; that they have read the foregoing  
Application for Charter, know the contents thereof, and that  
the same is true.

Frank E. Midkiff  
FRANK E. MIDKIFF,

C. H. Bischoff  
C. H. BISCHOFF,

Andrew Andersen  
ANDREW ANDERSEN

Gordon Virgo  
GORDON VIRGO

George R. Helmick  
GEORGE R. HELMICK

Subscribed and sworn to before  
me this 25<sup>th</sup> day of April, 1937.

Notary Public, First Judicial  
Circuit, Territory of Hawaii.

Hawaii

C H A R T E R8  
ofWAIALUA COMMUNITY ASSOCIATION

WHEREAS, - FRANK E. MIDKIFF, C. H. BISCHOFF,  
ANDREW ANDERSEN, GORDON VIRGO and GEORGE R. HELMICK -  
all being residents of the City and County of Honolulu,  
Territory of Hawaii, did on the 14 day of April, 1937,  
file with the Treasurer of the Territory a Petition in  
accordance with the provisions of the laws of said Terri-  
tory, praying for a Charter of Incorporation for them-  
selves, their associates and successors, under the name  
of - "WAIALUA COMMUNITY ASSOCIATION" - for the purposes  
and with the powers, privileges, liabilities and immuni-  
ties hereinafter set forth, and good cause appearing for  
the granting of said Petition:

NOW, THEREFORE, KNOW ALL MEN: That I, - W. C.  
McGONAGLE - Treasurer of the Territory of Hawaii, with the  
consent of the Governor of said Territory, and by virtue  
of the authority and powers in me vested by law, and of  
all other powers me hereunto enabling, do hereby make and  
constitute - FRANK E. MIDKIFF, C. H. BISCHOFF, ANDREW ANDERSEN,  
GORDON VIRGO, and GEORGE R. HELMICK - their associates and  
successors, a body corporate under the name of - "WAIALUA  
COMMUNITY ASSOCIATION".

The purposes for which the corporation is to be organized are purely benevolent, charitable, educational and scientific, and not for financial gain or profit, and no financial gain or profit shall ever accrue to any member of the corporation, nor any other person in the conduct of the corporation, except its salaried officers, agents and employees, and all receipts of the corporation shall be used exclusively for carrying out the objects of the corporation as hereinafter stated, and for no other purpose; and no stock shall be issued by the corporation, nor shall any part of its assets, income, or earnings be used for dividends, or otherwise withdrawn or distributed to any of its members, except upon liquidation of its property in case of corporate dissolution.

The objects for which the corporation is to be organized shall be:

1. To build, erect, maintain, equip, manage and operate a community center in the district of Waialua, Oahu, for the accommodation of a public library, boys' and girls' character forming and recreational clubs, facilities for sports, games, dramatics, hobby, art and craft work, educational classes and other welfare and recreational activities, and clinics to furnish medical and surgical attendance for the sick and the disabled, and to disseminate information relative to maternal and infant hygiene;

2. To construct and maintain athletic fields and play-grounds at said community center and elsewhere;

3. To sponsor athletic games and contests;
4. To work in all suitable ways either directly or by cooperation with other agencies, and as far as the resources of the corporation may permit in furthering the improvement of the life of the residents of the district of Waialua.

The corporation shall have succession perpetually by its corporate name, with all the rights, privileges and immunities which are now or may hereafter be conferred by law upon corporations organized for the purposes aforesaid.

In furtherance of any of its objects and purposes, and without limitation upon the generality of any of the terms hereinabove used, the corporation shall have power:

1. To sue and be sued in any court;
2. To make and use a common seal and alter the same at its pleasure;
3. To receive, acquire, hold, purchase, convey, lease, mortgage and dispose of such real and personal property not exceeding in value the sum of One Hundred Thousand Dollars (\$100,000.00), as the objects and purposes of the corporation shall require;
4. To appoint such subordinate officers, agents and employees as the objects and purposes of the corporation shall require;
5. To make by-laws not inconsistent with any exist-

ing law, for the management of its property, the election and removal of its officers, and the regulation of its affairs, and alter, amend and repeal the same from time to time;

6. To receive donations of property or money, and to raise funds in any lawful manner, to be used to carry out the objects and purposes of the corporation;

7. To do any and all things necessary, suitable or proper for the accomplishment of any of the purposes, or for the attainment of any of the objects, or for the exercise of any of the powers herein set forth.

The location of the corporation shall be in the district of Waialua, Oahu, with the right to receive, hold, and dispose of property in any part of the Territory of Hawaii and elsewhere.

FRANK E. MIDKIFF, C. H. BISCHOFF, ANDREW ANDERSEN,  
GORDON VIRGO and GEORGE R. HELMICK shall constitute the present membership of the corporation, and shall be empowered to increase such membership in such manner and under such conditions as may be provided in the By-Laws.

The powers of the corporation shall be exercised by a Board of Trustees, consisting of not less than five and not more than fifteen persons, who shall be elected in such manner and for such periods as may be provided in the By-Laws. There shall be such other officers as may be provided for in the By-Laws. The names and addresses of

## 12

the Trustees and other officers shall be filed from time to time, whenever changes occur, in the office of the Treasurer of the Territory. The By-Laws to be adopted and all amendments and additions thereto shall be filed in the office of said Treasurer within a reasonable time after the adoption thereof.

For the purpose of effecting an immediate organization and in order that an opportunity may be afforded to perfect such organization by the acceptance of the Charter and the adoption of By-Laws, the Board of Trustees shall consist of the following persons who shall hold office until their successors are elected and qualified:

FRANK E. MIDKIFF

C. H. BISCHOFF

ANDREW ANDERSEN

GORDON VIRGO

GEORGE R. HELMICK

All property of the corporation shall be liable for the payment of its just debts, but no member of the corporation shall be personally liable for any of the debts of the corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Office of the Treasurer of the Territory of Hawaii to be hereunto affixed this

*Alphonse*  
*Attoomey General of the Territory*  
*of Hawaii*

Approved as to form

Governor of the Territory of Hawaii

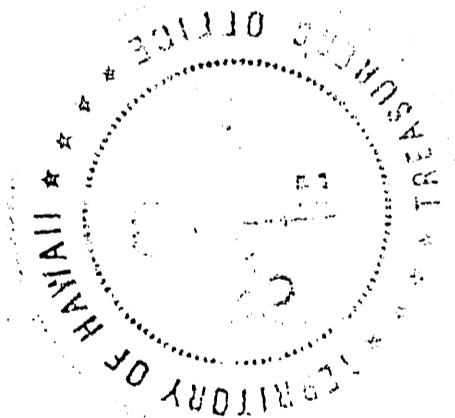
*John C. Young*  
Charter of Incorporation, this 26 day of April, 1937.

I hereby consent to the granting of the foregoing

Treasurer of the Territory of Hawaii

*W.C. McLean*

8th day of April, 1937.



Okayed by Jon Naiq  
before it was submitted  
to the Treasurer's office

RECEIVED  
TREASURER'S OFFICE  
on April 7, 1987  
Original file  
1987 APR - 9 AM 11 26  
TERRITORY OF HAWAII  
Governor's Office  
Honolulu, Hawaii