Resolution

No _____ Introduced By [_____] Councilman

AUTHORIZING COUNTY ATTORNEY TO TAKE NECESSARY STEPS TO ACQUIRE TITLE TO HUI ROAD "A"

WHEREAS, in the partition proceedings in Equity No. 11.5, Baldwin Packers, Ltd., Petitioner, vs. Kapulu Along, et al., Respondents, Circuit Court of the Second Circuit, State of Hawaii, various roads were laid out, including Hui Road "A"; and

WHEREAS, title to said roads was transferred to the person for the time being holding the office of Clerk of said court as Trustee, "with full power and authority in said Trustee to convey said roadways to a public body corporate charged by law with the general control of roadways but without any duty whatsoever to construct, build, maintain, or repair such roadways or any of them;" and

WHEREAS, Hui Road "A" is described as follows:

A portion of L. C. A. 5524, R. P. 1663, to L. Konio, in the Ahupuaa of Alaeloa, Kaanapali, Maui, T. H.

A parcel of land 30 feet wide and 6,778.3 feet long, containing an area of 6.0456 acres, the center line of which is described as follows:

Beginning at a point on the South side of the Honolua-Lahaina Government Road Right of Way, the coordinates of which referred to Government Triangulation Station "HALO" are

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12,859.7 feet South an.

10,294.2 feet West, and running thence by tru.
azimuths:

1. 323° - 59' - 00", 75.13 feet, thence

2. on the arc of a circular
curve of a radius of
325.49 feet for a central
angle of 17°-20', the
direct azimuth and distance
being
315° - 15' - 00", 98.84 feet, thence

3. 300° - 31' - 00", 259.36 feet, thence

4. on the arc of a circular
curve of a radius of 200.90
feet for a central angl
of 41°-59', the direct
azimuth and distance
being
285° - 31' - 30", 149.30 feet, thence

5. 264° - 32' - 00", 355.52 feet, thence

6. on the arc of a circular
curve of a radius of 86.01
feet for a central angle
of 57°-21', the direct
azimuth and distance
being
293° - 12' - 30", 83.12 feet, thence

7. 321° - 53' - 00", 710.3 feet, thence

8. on the arc of a circular
curve of a radius of 191.84
feet for a central angle
of 29°-13', the direct
azimuth and distance being
307° - 16' - 30", 96.77 feet, thence

9. 292° - 40' - 00", 385.16 feet, thence

10. on the arc of a circular
curve of a radius of
390.31 feet for a central
angle of 14°-36', the
direct azimuth and distance
being
299° - 58' - 00", 99.19 feet, thence

11. 307° - 16' - 00", 448.44 feet, thence

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12.   on the arc of a circular
                                                       curve of a radius of
                                                       565.19 feet for a central
                                                       angle of 10°-06'-40", the
                                                       direct azimuth and
                                                       distance being
       312° - 19' - 20", 99.61 feet, thence

13. 317° - 22' - 40", 221.30 feet, thence

14.   on the arc of a circular
                                                       curve of a radius of
                                                       418.10 feet for a central
                                                       angle of 13°-38'-20", the
                                                       direct azimuth and distance
                                                       being
       324° - 11' - 50", 99.29 feet, thence

15. 331° - 01' - 00", 200.92 feet, thence

16.   on the arc of a circular
                                                       curve of a radius of 139.11
                                                       feet for a central angle
                                                       of 50°-39', the direct
                                                       azimuth and distance
                                                       being
       350° - 20' - 30", 122.04 feet, thence

17. 27° - 40' - 00", 101.00 feet, thence

18.   on the arc of a circular
                                                       curve of a radius of 82.43
                                                       feet for a central angle
                                                       of 101°-00'-00", the
                                                       direct azimuth and distance
                                                       being
       70° - 10° - 00", 127.22 feet, thence.

19. 120° - 40' - 00", 48.70 feet, thence

20.   on the arc of a circular
                                                       curve of a radius of 87.00
                                                       feet for a central angle
                                                       of 132°-31'-30", the direct
                                                       azimuth and distance being
       60° - 44' - 15", 159.28 feet, thence

21.   on the arc of a circular
                                                       curve of a radius of
                                                       196.00 feet for a central
                                                       angle of 42°-29'-00", the
                                                       direct azimuth and distance
                                                       being
       333° - 14' - 00", 142.02 feet, thence

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22. 317° - 59' - 30", 1323.60 feet, thence

23. 314° - 56' - 00", 221.15 feet, thence

24.   on the arc of a circular
                                       curve of a radius of
                                       338.80 feet for a central
                                       angle of 32°-53'-20", the
                                       direct azimuth and distance
                                       being
     298° - 29' - 20", 191.82 feet, thence

25. 282° - 02' - 40", 683.51 feet, thence

26.   on the arc of a circular
                                       curve of a radius of
                                       262.46 feet for a central
                                       angle of 21°-34'-20", the
                                       direct azimuth and distance
                                       being
     292° - 49' - 50", 98.23 feet, thence

27. 303° - 37' - 00", 672.58 feet, thence

28.   on the arc of a circular
                                       curve of a radius of
                                       218.51 feet for a central
                                       angle of 25°-46'-40", the
                                       direct azimuth and distance
                                       being
     290° - 43' - 40", 97.48 feet, thence

29. 277° - 50' - 20", 532.15 feet, thence

30. 289° - 15' - 00", 101.86 feet, thence

31.   on the arc of a circular
                                       curve of a radius of
                                       407.95 feet for a central
                                       angle of 13°-58'-30", the
                                       direct azimuth and distance
                                       being
     207° - 14' - 15", 99.26 feet, thence

32. 304° - 14' - 30", 167.16 feet, thence

33.   on the arc of a circular
                                       curve of a radius of
                                       312.40 feet for a central
                                       angle of 35°-30', the
                                       direct azimuth and distance
                                       being
     311° - 58' - 30", 190.48 feet, thence

34. 329° - 43' - 30", 230.0 feet, thence

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Excepting, however, from said Hui Road "A"
and expressly not including in the fee simple title
thereto awarded to said Trustee that portion of
Allotment 6 (as said allotment is described in the
petition on file in these proceedings and is
hereinafter described) which is also covered by
the description of said Hui Road "A", and as to
such portion an easement for road purposes is
awarded to said Trustee for the use and benefit
of all persons having any interest in the land
partitioned by these proceedings, and the fee
simple title thereto is hereby awarded to the
Baldwin Packers, Limited, its successors and
assigns, said Allotment 6 being more particularly
described as follows, to-wit:

ALLOTMENT 6. (RAILROAD RIGHT OF WAY).

A Portion of L. C. A. 5524, R. P. 1663 to
L. Konia, in the Ahupuaas of Honokeana 1 and 2,
Alaeloa 1 and 2 and Mailepai, Kaanapali, Maui,
T. H.

A parcel of land, forty (40) feet wide,
5205.99 feet long, containing an area of 4.701
acres, the center line of which is described as
follows:

Beginning at a point, the coordinates of
which referm to Government Triangulation Station
"HALO" are.

    12,824.97 feet South,

    8,132.33 feet West, and running thence by true
                        azimuths:

1.   along the arc of a circular
                        curve having a radius of
                        418.35 feet, for a central
                        angle of 21° 48', the
                        direct azimuth and distance
                        being
    41° 54'   00" 158.87 feet, thence

2.   along the arc of a circular
                        curve having a radius of
                        490.31 feet, for a central
                        angle of 53° 44', the
                        direct azimuth and distance
                        being
    79° 23'   00" 442.90 feet, thence

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3. along the arc of a circular
curve having a radius of
413.30 feet, for a central
angle of 24° 45', the
direct azimuth and distance
being

110°	27'	30"	177.14 feet, thence

4. 132° 00' 00" 70.79 feet, thence

5. along the arc of a circular
curve having a radius of
547.18 feet, for a central
angle of 22° 44', the
direct azimuth and distance
being

110° 30' 00" 215.68 feet, thence

6. 100° 16' 00" 590.29 feet, thence

7. along the arc of a circular
curve having a radius of
205.69 feet, for a central
angle of 70° 41', the
direct azimuth and distance
being

60° 55' 30" 363.50 feet, thence

8. 20° 35' 00" 281.31 feet, thence

9. along the arc of a circular
curve having a radius of
302.55 feet, for a central
angle of 61° 30', the
direct azimuth and distance
being

60° 20' 00" 309.39 feet, thence

10. 91° 05' 00" 242.11 feet, thence

11. along the arc of a circular
curve having a radius of
296.66 feet, for a central
angle of 80° 55', the
direct azimuth and distance
being

50° 37' 30" 385.01 feet, thence

12. 10° 10' 00" 222.52 feet, thence

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1?.					along the arc of a circular curve having a radius of 300.10 feet, for a central angle of 43° 47', the direct azimuth and distance being
	2?°	0?'	30"	228.26	feet, thence
1?.	5?°	57'	00"	377.84	feet, thence
1?.					along the arc of a circular curve having a radius of 595.01 feet, for a central angle of 42° 06', the direct azimuth and distance being
	32?	5??	00"	427.44	feet, thence
1?.	1?°	5?'	00"	590.00	feet to Allotment 4.

AND WHEREAS, the County of Maui is a body corporate charged by law with the general control of roadways; and

WHEREAS, Hui Road "A" is needed by the County of Maui in order to effectuate a proposed exchange of land by and between the County of Maui and Maui Land and Pineapple Company in connection with the development of the low income housing project being initiated under Act 104 of the Session Laws of Hawaii 1970 and which project is called "Napili Hau" and is situate at Napili, Maui, Hawaii, and further, said project being initiated pursuant to a joint venture agreement by and between the State of Hawaii acting by and through the Hawaii Housing Authority of the Department of Social Services and Housing and Honolua Plantation Land Company, Inc; now, therefore,

BE IT RESOLVED by the Council of the County of Maui that it does hereby authorize and empower the County Attorney

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of the County of Maui to take such steps as may be necessary, by petition or otherwise, to acquire title to the above-described Hui Road "A" from the Clerk of the Court of the Circuit Court of the Second Circuit, State of Hawaii; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be transmitted to the County Attorney of the County of Maui.

	COUNCIL OF THE COUNTY OF MAUI								
	WAILUKU, HAWAII 96793								
	CERTIFICATION OF ADOPTION								
	It is HEREBY CERTIFIED that the foregoing resolution was adopted by the Council of the County of Maui, State of Hawaii, on the _____ day of _____ , 19___ by the following vote:								
MEMBERS	Goro HOKAMA Chairman	Richard I.C. CALDITO Vice-Chmn.	Joseph E. BULGO	E. Loy CLUNEY	Harry N. KOBAYASHI	Marco M. MEYER	Lanny H. MORISAKI	Bernard H. TOKUNAGA	Yonato YAMAGUCHI
ROLL CALL									