

FILED  
15 MAY 11 AM 7:32  
STATE OF FLORIDA  
TALLAHASSEE

**ARTICLES OF AMENDMENT  
TO  
ARTICLES OF INCORPORATION  
OF  
ALPHA EPSILON CHAPTER OF PI KAPPA PHI, INC.  
(Document No. N49764)**

Pursuant to the provisions of section 617.1006, Florida Statutes, Alpha Epsilon Chapter of Pi Kappa Phi, Inc., a Florida Not For Profit Corporation, adopts the following amendment to its Articles of Incorporation:

Article V is amended to read as follows:

**ARTICLE V CORPORATE POWERS**

There shall be no limitation on the corporate powers granted to this corporation under the Florida Not For Profit Corporation Act.

There are no members entitled to vote on the amendment, and the amendment was adopted by the Board of Directors on February 12, 2015.

Dated: 2/21/15

  
Michael L. Sullivan, President

**CERTIFICATE OF REINCORPORATION**

**FOR**

**FILED**

**ALPHA EPSILON CHAPTER OF PI KAPPA PHI, INC.**

**1997 JUL -2 PM 4 09**

**SECRETARY OF STATE  
TALLAHASSEE, FLORIDA**

The undersigned, states this certificate of reincorporation was duly authorized by a meeting of its members regularly called or by a meeting of its board of directors if there are no members entitled to vote on the reincorporation:

**ARTICLE I NAME**

The name of the corporation shall be:

**ALPHA EPSILON CHAPTER OF PI KAPPA PHI, INC.**

**ARTICLE II PRINCIPAL PLACE OF BUSINESS AND MAILING ADDRESS**

The principal place of business and the mailing address of this corporation shall be:

11 Fraternity Row  
Post Office Box 13254  
Gainesville, FL 32604

**ARTICLE III PURPOSE(S)**

The specific purpose(s) for which the corporation is organized is (are):

The general nature or the objects of this corporation shall be to promote social fellowship, fraternal companionship among its members, and social intercourse and contact with each other; to own, acquire, buy and sell real estate and any interest of any kind whatsoever therein and in furtherance of such ownership of real estate, to purchase, acquire, rent all manner and kinds of personal property suitable for use in connection therewith, to affiliate and associate with the National Greek letter college fraternity, known as the Pi Kappa Phi Fraternity.

**ARTICLE IV MANNER OF ELECTION OF DIRECTORS**

The manner in which the directors are elected or appointed is as follows:

As provided by the By-Laws.

**ARTICLE V. LIMITATION OF CORPORATE POWERS**

The corporate powers of this corporation are as provided in section 617.0302, Florida Statutes, unless limited as follows:

The highest amount of indebtedness or liability to which the corporation may at any time subject itself shall be One Hundred and Fifty Thousand (\$150,000.00) Dollars.

The amount in value of the real estate which this corporation may hold shall be Two Hundred Thousand (\$200,000.00) Dollars.

**ARTICLE VI. INITIAL REGISTERED AGENT AND STREET ADDRESS**

The name and the street address of the initial registered agent is:

Mark E. Timmes, Esq.  
Richards, Gilkey, Pite, Slaughter, Pratesi & Ward, P.A.  
1253 Park Street  
Clearwater, Florida 34616



Authorized signature

Mark E. Timmes

Typed or printed name of signature

Certificate of Reincorporation  
Filing Fee \$35

**CERTIFICATE OF DESIGNATION  
REGISTERED AGENT/REGISTERED OFFICE**

Pursuant to the provisions of sections 807.0501 or 817.0501, Florida Statutes, the undersigned corporation, organized under the laws of the State of Florida, submits the following statement in designating the registered office/registered agent, in the State of Florida.

1. The name of the corporation is: ALPHA EPSILON CHAPTER OF PI KAPPA PHI, INC.

2. The name and address of the registered agent and office is:

Mark E. Times, Esq.  
(NAME)  
1253 Park Street  
(P.O. BOX NOT ACCEPTABLE)  
Clearwater, FL 34616  
(CITY/STATE/ZIP)

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TALLAHASSEE, FLORIDA

HAVING BEEN NAMED AS REGISTERED AGENT AND TO ACCEPT SERVICE OF PROCESS FOR THE ABOVE STATED CORPORATION AT THE PLACE DESIGNATED IN THIS CERTIFICATE, I HEREBY ACCEPT THE APPOINTMENT AS REGISTERED AGENT AND AGREE TO ACT IN THIS CAPACITY. I FURTHER AGREE TO COMPLY WITH THE PROVISIONS OF ALL STATUTES RELATING TO THE PROPER AND COMPLETE PERFORMANCE OF MY DUTIES, AND I AM FAMILIAR WITH AND ACCEPT THE OBLIGATIONS OF MY POSITION AS REGISTERED AGENT.

SIGNATURE Mark E. Times

DATE 6-30-12

REGISTERED AGENT FILING FEE: \$35.00

CERTIFICATE OF INCORPORATION OF  
ALPHA EPSILON CHAPTER OF PI KAPPA PHI FRATERNITY.

We the undersigned, David Barcus; S. P. Smith Jr; F J O'Connor, Byron Herlong; Richard Bardwell and Johnnie Seay; all being of full age and citizens of the United States and residents of the State of Florida, and being desirous of forming a corporation not for profit under Chapter 4231, Acts of 1893, together with the amendments thereto, do hereby respectfully present to the Honorable H. L. Sebring, Judge of the Circuit Court for Alachua County, Florida, the following proposed Charter, properly executed by the above named:

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TALLAHASSEE, FLORIDA

ARTICLE I.

The name of the corporation shall be Alpha Epsilon Chapter of Pi Kappa Phi Fraternity, Incorporated; the corporation shall be located at Gainesville, Alachua County, Florida.

ARTICLE II.

The general nature or the objects of this corporation shall be to promote social fellowship, fraternal companionship among its members, and social intercourse and contact with each other; to own, acquire, buy and sell real estate and any interest of any kind whatsoever therein and in furtherance of such ownership of real estate, to purchase, acquire, rent all manner and kinds of personal property suitable for use in connection therewith, to affiliate and associate with the National Greek letter college fraternity, known as the Pi Kappa Phi Fraternity.

ARTICLE III.

The qualifications of the members and the manner of their admission to this corporation shall be as follows:

All white male students or members of the faculty of the University of Florida of good moral character shall be eligible to membership in this corporation subject to the rules and regulations adopted by the membership from time to time in the by-laws and minutes of this corporation; provided however, that such proposed members shall subscribe to the tenets of the Pi Kappa Phi Fraternity and the ritual adopted by such body.

ARTICLE IV.

The term for which this corporation is to exist shall be without end in perpetuum.

ARTICLE V.

The names and residences of the subscribers are as follows:

- |                  |                      |
|------------------|----------------------|
| David Barcus     | Gainesville, Florida |
| S. P. Smith Jr.  | Gainesville, Florida |
| F. J. O'Connor   | Gainesville, Florida |
| Byron Herlong    | Gainesville, Florida |
| Richard Bardwell | Gainesville, Florida |
| Johnnie Seay     | Gainesville, Florida |

ARTICLE VI.

The following offices are hereby created for the purpose of managing the affairs of the corporation:

- |           |          |
|-----------|----------|
| President | Chaplain |
| Treasurer | Warden   |
| Secretary |          |
| Historian |          |

These officers are to be elected by a majority vote of the membership at large. Elections shall be held semi-annually, or twice each college year, one week or more prior to the close of each college semester, and shall serve until their successors are elected

ARTICLE VII.

The names of the officers who are to manage all the affairs of the corporation until the first election of officers under this charter are as follows:

President David Barcus  
Treasurer S. P. Smith Jr.  
Secretary F. J. O'Connor  
Historian Byron Herlong  
Chaplain Richard Bardwell  
Warden Johnny Seay

ARTICLE VIII.

The by-laws of this corporation are to be submitted to the membership at large by a committee appointed by the president for that purpose and by such membership at large altered, rescinded or adopted by a majority vote thereof.

ARTICLE IX

The highest amount of indebtedness or liability to which the corporation may at any time subject itself shall be Forty Thousand (\$40,000.00) Dollars.

ARTICLE X.

The amount in value of the real estate which this corporation may hold shall be Sixty Thousand (\$60,000.00) Dollars.

IN WITNESS WHEREOF, we have hereunto set out hands and affixed our seals this the 14th day of November, A.D. 1934.

David Barcus.	(Seal)
S. P. Smith Jr.	(Seal)
F. J. O'Connor.	(Seal)
Byron E. Herlong.	(Seal)
R. B. Bardwell.	(Seal)
Johnny Seay.	(Seal)

STATE OF FLORIDA

COUNTY OF ALACHUA

I HEREBY CERTIFY that personally appeared before me David Barcus, who being first duly sworn, deposes and says that he is one of the subscribers to the foregoing proposed charter of Alpha Epsilon Chapter of Pi Kappa Phi Fraternity, Incorporated; that he did sign seal and execute the above Articles of Incorporation as one of the incorporators thereof, for the uses and purposes and in the manner therein set forth; that it is intended in good faith to carry out the purposes and objects set forth therein.

IN WITNESS WHEREOF I have hereunto affixed my hand and official seal on this 14th day of November, 1934.

(Seal) W. B. Watson Jr.

Notary Public.

My Commission expires April 8, 1936.

IN THE CIRCUIT COURT OF FLORIDA.  
EIGHTH JUDICIAL CIRCUIT, IN AND  
FOR ALACHUA COUNTY.

IN RE: ALPHA EPSILON CHAPTER OF  
PI KAPPA PHI FRATERNITY, INCORPORATED.

**ORDER**

This cause comes on to be heard upon the presentation of a proposed Charter by the intended incorporators of Alpha Epsilon Chapter of Pi Kappa Phi Fraternity Incorporated, and it appearing to the Court that the same is in proper form and has for its object a purpose authorized by Chapter 4231 Acts of 1893, and acts amendatory thereto, and the Court being otherwise duly informed in the premises,

IT IS THEREUPON CONSIDERED, ORDERED AND DECREED that said Charter be and the same is hereby approved.

DONE AND ORDERED IN CHAMBERS at Gainesville, Florida this 14th day of November  
A.D. 1934.

H. L. Sebring.  
Judge.

FILED NOVEMBER 14th, 1934.  
RECORDED NOVEMBER 16th, 1934.

GEO. E. EVANS. CLERK.  
BY *G. E. Evans*

D.C.



A. Curtis Powers, Clerk of Circuit & County Court,  
Eighth Judicial Circuit of Florida, in and for  
Alachua County, hereby certifies this to be a  
true and correct copy of the document now of  
record in this office. Witness my hand and seal  
this 18th day of *January*, 19*32*  
A. CURTIS POWERS, Clerk of Circuit & County Court  
BY *James Williams*  
Deputy Clerk

6774

BOOK

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M.C.C.C.  
NO.

4834

IN CIRCUIT COURT OF THE  
EIGHTH JUDICIAL CIRCUIT OF THE  
STATE OF FLORIDA IN AND FOR  
ALACHUA COUNTY

IN THE MATTER OF THE AMENDMENT OF  
THE CHARTER OF ALPHA EPSILON CHAPTER  
OF PI KAPPA PHI INCORPORATED

To the Honorable John A. H. Murphree,  
Judge of the Eighth Judicial Circuit of the State of Florida:

Whereas Alpha Epsilon Chapter of Pi Kappa Phi Fraternity Incorporated was regularly incorporated as a corporation not for profit under the laws of Florida in the year 1934 A.D., and whereas the certificate of incorporation of the said Alpha Epsilon Chapter of Pi Kappa Phi Incorporated was approved by the Circuit Judge of Alachua County Florida on the fourteenth day of November A.D. 1934, and

Whereas the members of Alpha Epsilon Chapter of Pi Kappa Phi Fraternity Incorporated were desirous of amending the charter of said corporation in the manner provided in the by-laws of the said corporation and as provided by the laws of Florida governing corporations not for profit,

Therefore, as provided in the by-laws of the said corporation, after notice duly given at the two preceding regular meetings of the said corporation of the proposal to amend the charter of the said corporation, the following resolution was adopted by the members of the said corporation at a duly constituted meeting thereof on 19 October 1955:

"Be it resolved that the following articles of the charter of Alpha Epsilon Chapter of Pi Kappa Phi Fraternity Incorporated of Gainesville, Alachua County, Florida, Inc, and, are hereby amended to read as follows:

ARTICLE III

All active and alumni members of the Alpha Epsilon Chapter of Pi Kappa Phi shall be eligible to membership in this corporation subject to the rules and regulations adopted by the membership from time to time in the by-laws and minutes of this corporation.

ARTICLE VI

Section 1a:

Officers for the purpose of managing the affairs of the corporation shall be:

President  
Treasurer  
Secretary

Warden  
Historian  
Chaplain

Section 1b:

The officers listed in Section 1a of this Article are to be elected by a majority vote of those members who are active members of Alpha Epsilon Chapter of Pi Kappa Phi Fraternity. Elections shall be held semi-annually, or twice each college year, one week or more prior to the close of each college semester, and the officers so elected shall serve until their successors are elected. The duties of these officers shall be as set forth in the by-laws of this corporation.

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EIGHTH JUDICIAL CIRCUIT COURT  
ALACHUA COUNTY, FLA.



## Section 2a:

The Board of Trustees of this corporation shall consist of ten (10) members. The President and Treasurer of the corporation shall be members of the Board of Trustees. The eight (8) additional members shall be elected by the alumni members of Alpha Epsilon Chapter of Pi Kappa Phi Fraternity. The election of these eight (8) members shall be as provided in the by-laws of this corporation, provided that two (2) of these eight (8) members shall be residents of Alachua County, Florida. The Board of Trustees shall elect a President and a Secretary-Treasurer in the manner provided in the by-laws of this corporation. The duties of the Board and of these officers shall be as set forth in said by-laws.

## Section 2b:

Business transactions of this corporation involving the purchase, sale, mortgaging, pledging or borrowing of real and/or personal property in excess of One Thousand (\$1,000.00) Dollars must be approved by the Board of Trustees.

## Section 2c:

Decisions of the Board of Trustees must be reached by a majority vote of the Board members present at a called meeting of the Board where a quorum is present. A quorum shall consist of five or more of the members of the board.

## Section 2d:

Any member of the Board of Trustees who is unable to attend called meetings may give a proxy to any alumnus member of the corporation. Such proxies may be counted in determining a quorum of the Board of Trustees. Ten (10) days notice shall be required for any called meeting of the Board of Trustees.

## ARTICLE VII

## Section 1:

The names of the officers who are to manage all the affairs of the corporation until the first election of officers under this charter are as follows:

President	David Barcus
Treasurer	S. P. Smith, Jr.
Secretary	F. J. O'Connor
Historian	Byron Kerlong
Chaplain	Richard Bardwell
Warden	Johnnie Seay

## Section 2:

The members of the Board of Trustees of the corporation until the first election of such Board under this charter are as follows:

Richard Hill	John W. Jones
Frank E. Maloney	Morris Cummings
Byron Kerlong	Marvin Henderson
Robert Scholze	William Combs
L. B. Vocelle, Jr.	Charles Anders

## ARTICLE VIII

The by-laws of this corporation may be altered or amended at any meeting of the corporation by a vote of two-thirds of the members present. The method of proposing, amending or rescinding any by-laws shall be as prescribed in said by-laws.

## ARTICLE IX

The highest amount of indebtedness or liability to which the corporation may at any time subject itself shall be One Hundred and Fifty Thousand (\$150,000.00) Dollars.

## ARTICLE X

The amount in value of the real estate which this corporation may hold shall be Two Hundred Thousand (\$200,000.00) Dollars."

Wherefore the members of Alpha Epsilon Chapter of Pi Kappa Phi Incorporated respectfully petition for the approval of the said resolution by you as Circuit Judge of the Eighth Judicial Circuit of Florida as being in the best interest of the corporation.

*Richard Allen Hill*

RICHARD ALLEN HILL  
President, Alpha Epsilon Chapter  
Pi Kappa Phi Incorporated

*Charles Alden Stewart*

CHARLES ALDEN STEWART  
Secretary, Alpha Epsilon Chapter  
Pi Kappa Phi Incorporated

STATE OF FLORIDA  
COUNTY OF ALACHUA

Before me, a Notary Public of the State of Florida, this day personally appeared Charles Alden Stewart, to me personally known, who executed the foregoing instrument, and who being first duly sworn says that on the 19th day of October A.D. 1955 he was and that he now is Secretary of Alpha Epsilon Chapter of Pi Kappa Phi Incorporated and as such he was on 19th day of October 1955, and now is custodian of the books and records of the said corporation not for profit; that the foregoing resolution was adopted by a two-thirds vote of the members of the said corporation present at a regular meeting of the corporation called upon notice duly given as required in the by-laws of the corporation and held on the 19th day of October A.D. 1955; and that the said resolution was regularly adopted in accordance with the by-laws of the said non-profit corporation.

IN WITNESS WHEREOF, I hereunto set my hand and official seal at Gainesville, Alachua County, Florida, this 31 day of November, 1955.

*Martha B. Colquhoun*  
Notary Public

ORDER

It appearing that the amendments to the charter of Alpha Epsilon Chapter of Pi Kappa Phi Incorporated are for a purpose authorized by law and that the law providing for amendment of the charter of such corporation has been complied with, the amendments to said articles of incorporation set forth above are hereby approved and confirmed and shall become and be taken as part of the original charter of said corporation. Done at Gainesville, County of Alachua, State of Florida, this 3rd day of November 1955.

*John C. St. Martin*  
Judge, Eighth Judicial Circuit  
State of Florida

STATE OF FLORIDA  
COUNTY OF ALACHUA  
THIS INSTRUMENT FILED AND RECORDED  
ON NOV 27 1955 IN BOOK 6  
PAGE 175  
GEO. R. EYAL, CLERK OF THE CIRCUIT COURT  
BY *CRW* D. O.