

N10130

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

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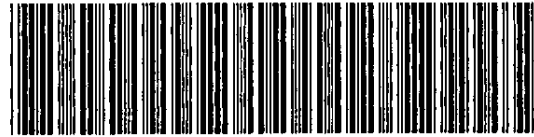
(Business Entity Name)

(Document Number)

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TALLAHASSEE FLORIDA

COVER LETTER

TO: Amendment Section
Division of Corporations

NAME OF CORPORATION: Botanical Gardens of Volusia, Inc.

DOCUMENT NUMBER: N10130

The enclosed *Articles of Amendment* and fee are submitted for filing.

Please return all correspondence concerning this matter to the following:

Robert J Gilpatrick, President

(Name of Contact Person)

Botanical Gardens of Volusia, Inc.

(Firm/ Company)

P.O. Box 214747

(Address)

Port Orange, FL 32121-4747

(City/ State and Zip Code)

bgilpat@gmail.com

E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

Robert J Gilpatrick

386

767-0996

at

(Name of Contact Person)

(Area Code)

(Daytime Telephone Number)

Enclosed is a check for the following amount made payable to the Florida Department of State:

- | | | | |
|---|--|---|--|
| <input checked="" type="checkbox"/> \$35 Filing Fee | <input type="checkbox"/> \$43.75 Filing Fee &
Certificate of Status | <input type="checkbox"/> \$43.75 Filing Fee &
Certified Copy
(Additional copy is
enclosed) | <input type="checkbox"/> \$52.50 Filing Fee
Certificate of Status
Certified Copy
(Additional Copy is
Enclosed) |
|---|--|---|--|

Mailing Address

Amendment Section
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

Street Address

Amendment Section
Division of Corporations
Clifton Building
2661 Executive Center Circle
Tallahassee, FL 32301



FLORIDA DEPARTMENT OF STATE
Division of Corporations

April 12, 2017

ROBERT GILPATRICK
878 LEMON RD
SOUTH DAYTONA, FL 32119

SUBJECT: BOTANICAL GARDENS OF VOLUSIA, INC.
Ref. Number: N10130

We have received your document for BOTANICAL GARDENS OF VOLUSIA, INC. and your check(s) totaling \$35.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

Amendments for nonprofit corporations are filed in compliance with section 617.1006, Florida Statutes. Please see the attached information.

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (850) 245-6050.

Carol Mustain
Regulatory Specialist II

Letter Number: 817A00007083

Articles of Amendment
to
Articles of Incorporation
of

Botanical Gardens of Volusia, Inc.

(Name of Corporation as currently filed with the Florida Dept. of State)

N10130

(Document Number of Corporation (if known))

Pursuant to the provisions of section 617.1006, Florida Statutes, this *Florida Not For Profit Corporation* adopts the following amendment(s) to its Articles of Incorporation:

A. If amending name, enter the new name of the corporation:

The new name must be distinguishable and contain the word "corporation" or "incorporated" or the abbreviation "Corp." or "Inc." "Company" or "Co." may not be used in the name.

B. Enter new principal office address, if applicable:

*(Principal office address **MUST BE A STREET ADDRESS**)*

C. Enter new mailing address, if applicable:

*(Mailing address **MAY BE A POST OFFICE BOX**)*

D. If amending the registered agent and/or registered office address in Florida, enter the name of the new registered agent and/or the new registered office address:

Name of New Registered Agent: _____

(Florida street address)

New Registered Office Address: _____

(City)

Florida

(Zip Code)

New Registered Agent's Signature, if changing Registered Agent:

I hereby accept the appointment as registered agent. I am familiar with and accept the obligations of the position.

Signature of New Registered Agent, if changing

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TALLAHASSEE, FLORIDA

If amending the Officers and/or Directors, enter the title and name of each officer/director being removed and title, name, and address of each Officer and/or Director being added:

(Attach additional sheets, if necessary)

Please note the officer/director title by the first letter of the office title:

P = President; V= Vice President; T= Treasurer; S= Secretary; D= Director; TR= Trustee; C = Chairman or Clerk; CEO = Chief Executive Officer; CFO = Chief Financial Officer. If an officer/director holds more than one title, list the first letter of each office held. President, Treasurer, Director would be PTD.

Changes should be noted in the following manner. Currently John Doe is listed as the PST and Mike Jones is listed as the V. There is a change, Mike Jones leaves the corporation, Sally Smith is named the V and S. These should be noted as John Doe, PT as a Change, Mike Jones, V as Remove, and Sally Smith, SV as an Add.

Example:

<u>X</u> Change	<u>PT</u>	<u>John Doe</u>
<u>X</u> Remove	<u>V</u>	<u>Mike Jones</u>
<u>X</u> Add	<u>SV</u>	<u>Sally Smith</u>

<u>Type of Action</u> (Check One)	<u>Title</u>	<u>Name</u>	<u>Address</u>
1) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____
2) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____
3) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____
4) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____
5) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____
6) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____

E. If amending or adding additional Articles, enter change(s) here:

(attach additional sheets, if necessary). (Be specific)

1. In ARTICLE V- OFFICERS, delete all language after that title.

2. In ARTICLE V- OFFICERS, insert the following language after that title: There shall be four officers of this corporation as follows: President, Vice President, Secretary and Treasurer. Said officers shall be elected biennially at a regularly scheduled meeting by a simple majority of those members present.

3. In ARTICLE VI-PERSONS CONSTITUTING FIRST BOARD OF DIRECTORS, delete all language after ARTICLE VI-

4. In ARTICLE VI - Insert the following language after ARTICLE VI -: BOARD OF DIRECTORS AND FUNCTION

There shall be a Board of Directors of this corporation consisting of all elected officers and two members in good standing selected and unanimously approved by the elected officers. Said members shall serve on the Board of Directors at the pleasure of the elected officers. The function of the Board of Directors is to ensure that the corporation is fulfilling its purposes as set out in Article II.

5. Delete ARTICLE XI - INCOME AND DISTRIBUTION entirely.

6. Renumber ARTICLE XII - PROHIBITED ACTIVITIES to: ARTICLE XI - PROHIBITED ACTIVITIES

7. Renumber ARTICLE XIII - INITIAL REGISTERED OFFICE AND AGENT to: ARTICLE XII - INITIAL REGISTERED OFFICE AND AGENT

8. Renumber ARTICLE XIV - CORPORATION TO BE NON-STOCK to: ARTICLE XIII - CORPORATION TO BE NON-STOCK

The date of each amendment(s) adoption: April 5, 2017, if other than the date this document was signed.

Effective date if applicable: April 5, 2017
(no more than 90 days after amendment file date)

Note: If the date inserted in this block does not meet the applicable statutory filing requirements, this date will not be listed as the document's effective date on the Department of State's records.

Adoption of Amendment(s) (CHECK ONE)

- ☒ The amendment(s) was/were adopted by the members and the number of votes cast for the amendment(s) was/were sufficient for approval.
- ☐ There are no members or members entitled to vote on the amendment(s). The amendment(s) was/were adopted by the board of directors.

Dated April 8, 2017

Signature Robert J. Gilpatrick
(By the chairman or vice chairman of the board, president or other officer-if directors have not been selected, by an incorporator - if in the hands of a receiver, trustee, or other court appointed fiduciary by that fiduciary)

Robert J Gilpatrick
(Typed or printed name of person signing)

President
(Title of person signing)