

*Law Offices*  
*Lamont & Neiman, P.A.*  
**N199000005202**

ROBERT S. LAMONT  
JAN S. NEIMAN  
A. STEPHEN KOTLER  
ELLEN BETH BELLET

Reply to: Miami Office

August 26, 1999

Florida Department of State  
Division of Corporations  
P.O. Box 6327  
Tallahassee, Florida 32314

MIAMI OFFICE  
ONE BISCAYNE TOWER • SUITE 3550  
TWO SOUTH BISCAYNE BOULEVARD  
MIAMI, FLORIDA 33131  
(305) 530-9400  
FAX (305) 530-9409

BOCA RATON OFFICE  
980 NORTH FEDERAL HIGHWAY  
SUITE 440  
BOCA RATON, FLORIDA 33432  
(561) 391-1266  
MIAMI LINE (305) 358-5710

Re: Reincorporation of Charter of Delta Sigma Phi Fraternity,  
Alpha Chi Chapter, Alumni Control Board,  
Incorporated, a Florida Not For Corporation

Gentlemen:

900002974989-2  
-08/31/99-01002-016  
\*\*\*\*\*516.25 \*\*\*\*\*516.25

Enclosed for Reincorporation of the above-captioned Florida Not For Profit Corporation, are:

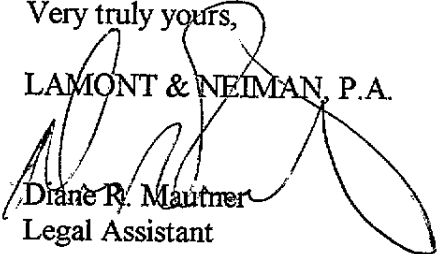
- 1) Application for Reinstatement and Reincorporation of Legislatively or Judicially Chartered Not For Profit Corporation;
- 2) Copy of Charter, certified by the Clerk of the Circuit Court of Volusia County, Florida;
- 3) Certificate of Reincorporation and Registered Agent Designation & Acceptance; and
- 4) Check for \$516.25, representing filing fee; registered agent fee, annual reports fee, fee for certified copy of Certificate of Reincorporation, and fee for Certificate of Status.

Please forward to us a certified copy of the Certificate of Reincorporation, and a Certificate of Status.

A pre-addressed envelope is enclosed.

Very truly yours,

LAMONT & NEIMAN, P.A.

  
Diane R. Mautner  
Legal Assistant  
enc.

**FILED**  
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SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

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R. VARNADORE AUG 31 1999

**APPLICATION FOR REINSTATEMENT AND REINCORPORATION OF  
LEGISLATIVELY OR JUDICIALLY CHARTERED NOT FOR PROFIT  
CORPORATION**

IN COMPLIANCE WITH S. 617.1623(1)(d), FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REINSTATE AND REINCORPORATE A NOT FOR PROFIT LEGISLATIVELY OR JUDICIALLY CHARTERED CORPORATION WHICH WAS DISSOLVED ON JULY 2, 1992, PURSUANT TO S. 617.1623(1)(c):

1. DELTA SIGMA PHI FRATERNITY, ALPHA CHI CHAPTER, ALUMNI CONTROL BOARD, INCORPORATED

Name of corporation exactly as it appears in legislative or judicial charter

2. c/o Lamont & Neiman, P.A., One Biscayne Tower, Suite 3550, Two South Biscayne Boulevard, Miami, Florida 33131

Street address of the principal office of the corporation.

(This address will be used for the mailing of corporation annual reports)

3. May 10, 1934

4. FEI Number: 59-1746731

5. Name, address and title of current officers and/or directors:

Title	Name	Street Address	City/State/Zip
President	William M. Thompson	7069 South Tamiami Trail Suite A	Sarasota, FL 34231
Treasurer	William H. Cross	601 North Fern Creek	Orlando, FL 32803
Secretary	Rick Halloran	6076 Pine Tree Drive	Bradenton, FL 34202
	Roger Sanders	375 Fishing Lane	DeLand, FL 32720
	Sidney H. Taylor	818 Oaktree Terrace	DeLand, FL 32724
	Kevin Feldman	1010 South Ocean Blvd.	Pompano Beach, FL 33062

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SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

Title	Name	Street Address	City/State/Zip
	Glen Teschner	96 Banyon Drive	Ormond Beach, FL 32176
	Arthur A. Fritz	11300 U.S. 1	North Palm Beach, FL 33408

6. Attached is a copy of the judicial charter and all amendments thereto certified by the Circuit Court of the county wherein recorded or a copy of the chartering law certified by the Department of State, Division of Elections as to legislative charters and completed Certificate of Reincorporation.

  
 William M. Thompson, President

IN WITNESS of the foregoing, we have hereunto set our hands and seals this 28th day of March, A. D. 1934.

Charlotte Louise Snipes  
Joseph F Snipes  
Mrs A M Viethaeyer  
Forrest A Newcomb  
Leslie Clare Manchester

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SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

STATE OF FLORIDA  
COUNTY OF VOLUSIA

Personally appeared before me this day Charlotte Louise Snipes, who, being first by me duly sworn, deposes and says that she is one of the subscribers to the within and foregoing charter, and that it is intended in good faith by her to carry out the purposes and objects set forth therein.

Charlotte Louise Snipes

Sworn to and subscribed before me this 28th day of March, A. D. 1934.

(Seal)

Larned Bowman  
Notary Public, State of Florida, at large.  
My commission expires January 15th, 1935.

The within and foregoing charter having been presented to me and examined, I find the same to be in proper form and for an object authorized by law, and direct that the same shall be recorded in the office of the Clerk of the Circuit Court, Volusia County, Florida, and from the date of said recordation, the subscribers and their associates, and their successors shall be a corporation by the name of "FLORIDA SPIRITUALIST ASSOCIATION".

DONE and ORDERED this 30th day of March, A. D. 1934.

M G Rowe,  
Judge Seventh Judicial Circuit, in and for Volusia  
County, Florida.

Recorded March 30th, A. D. 1934 at 11:57 A. M.

CLERK CIRCUIT COURT

BY *Walter S. Larkin*

DC

-O-O-O-O-O-O-O-

CHARTER (FILE #6188)

PROPOSED CHARTER OF DELTA SIGMA PHI FRATERNITY,  
ALPHA CHI CHAPTER, ALUMNI CONTROL BOARD,  
INCORPORATED

#### ARTICLE I

Section 1. The name of this corporation shall be the Delta Sigma Phi Fraternity, Alpha Chi Chapter, Alumni Control Board, Incorporated.

Section 2. Its principal place of business shall be in the City of DeLand, County of Volusia, and State of Florida.

#### ARTICLE II

The object of this corporation shall be (1) to further the purposes of the National Collegiate Fraternity of Delta Sigma Phi (2) to build, acquire, own, exchange, operate, lease, rent, or otherwise control a fraternity house in the vicinity of John B. Stetson University at DeLand, Volusia County, Florida, (3) to borrow money and issue bonds, notes or other indentures of indebtedness (4) to rent, lease, hold, exchange, own, and acquire such real and personal property as may be necessary or convenient for the use of this corporation, and to sell, convey, mortgage and otherwise dispose of the same.

ARTICLE III

Section 1. Membership shall be confined to those members of Alpha Chi Chapter of Delta Sigma Phi Fraternity who are in good standing with the fraternity and Alpha Chi Chapter.

Section 2. The members of this corporation shall be admitted by vote of the Board of Directors upon such terms and regulations as may be provided by the by-laws of this corporation.

ARTICLE IV

This corporation shall exist perpetually as authorized by law.

ARTICLE V

The names and residences of the subscribers to this Charter are:

W. J. Gardiner of Daytona Beach, Florida  
Donald Faulkner of DeLand, Florida  
Lewis H. Tribble of DeLand, Florida  
Tom B. Stewart of DeLand, Florida  
C. Robert Burns, DeLand, Florida  
William M. Tomin of Ocoee, Florida  
Frank H. Ortman of DeLand, Florida

ARTICLE VI

The affairs of this corporation shall be managed by a President, Vice-President, Secretary, Treasurer, and a Board of Directors consisting of not less than three directors. The office of Secretary and Treasurer may be held by one and the same person, and the number of the Board of Directors may be changed from time to time by the by-laws, which shall never be less than three members. There shall be seven members of the Board of Directors of this corporation until the number thereof is changed by the by-laws as herein provided.

The number of Directors to be elected, the terms for which they shall serve, and the manner of such election shall be provided by the by-laws of this corporation. The elective officers of this corporation shall be elected by and from the Board of Directors of this corporation, and their duties shall be such as are provided by law and the by-laws of this corporation.

ARTICLE VII

The names of the officers who shall manage the affairs of this corporation until the first regular election as herein provided, or until their successors shall be elected, are W. J. Gardiner as President, Donald Faulkner as Vice-President, Lewis H. Tribble as Secretary and Treasurer, and Board of Directors consisting of the following subscribers to this Charter: W. J. Gardiner, Donald Faulkner, Lewis H. Tribble, Tom B. Stewart, C. Robert Burns, William M. Tomin and Frank H. Ortman.

ARTICLE VIII

The highest amount of indebtedness or liability which this corporation may at any time subject itself, shall never be greater than two-thirds of the value of the property of the corporation.

ARTICLE IX

The amount in value of the real estate which this corporation may hold shall not be more than One Hundred Thousand (\$1,000,000.00) Dollars.

ARTICLE X.

The By-Laws of this corporation may be made, altered, or rescinded by the Corporation at any general meeting of the active members of this corporation, or may be made, altered or rescinded by the Directors of this corporation provided that no By-Laws shall be made, altered or rescinded by the Directors of this corporation unless a written notice of the proposed amendment or change in the By-Laws shall have been given to each member of the Board of Directors at least thirty days prior to the date of the meeting at which such By-Laws are to be made, altered or rescinded. The adoption of any By-Law or any amendment or change in the By-Laws of this corporation

whether made by the members of this corporation or the Directors, shall require the favorable two-thirds vote of those voting.

The By-Laws of this corporation shall not be made, altered or rescinded contrary to the rules and regulations of Delta Sigma Phi National Fraternity, and upon receipt of revised national rulings and regulations from the officers of Delta Sigma Phi Fraternity the By-Laws of this corporation shall be made, altered or rescinded to conform to such rules and regulations.

ARTICLE XI

Section 1. The annual meeting of this corporation shall be held during the month of November of each year on the day designated by the officers of the said John B. Stetson University as Home Coming Day, and if Home Coming Day is not so designated, then the annual meeting shall be held upon such day during the month of November as may be designated by the President of this corporation. The By-Laws of this corporation may change from time to time the date of the annual meeting of this corporation.

Section 2. The members of this corporation will convene within thirty days from the date hereof, unless such time be extended by the President, and thereupon adopt by-laws of the corporation and take such other and further action as may be for the best interests of this corporation.

IN TESTIMONY of the intention and good faith to carry out the purposes and objects set forth herein, we hereunto set our hands and seals this 7th day of May, A. D. 1934, in Volusia County, State of Florida.

W. J. Gardiner (Seal)  
William M. Tomy (Seal)  
Frank H. Ortman (Seal)  
Donald Faulkner (Seal)  
Lewis H. Tribble (Seal)  
C. Robert Burns (Seal)  
Tom B. Stewart (Seal)

STATE OF FLORIDA  
COUNTY OF VOLUSIA

I, M. G. ROWE, Judge of the Circuit Court, Seventh Judicial Circuit in and for Volusia County, Florida, do hereby as such Judge under and by virtue of Section 6495 of the 1927 Compiled General Laws of the State of Florida, being Chapter 4499 of the 1920 Revised General Statutes of the State of Florida, find and determine that the above and foregoing proposed Charter of the Delta Sigma Phi Fraternity, Alpha Chi Chapter, Alumni Control Board, Incorporated, is in proper form and for an object authorized by law, and I do further by virtue of authority vested in me by said Section 6495 endorse my approval of this, the proposed Charter of the said Delta Sigma Phi Fraternity, Alpha Chi Chapter, Alumni Control Board, Incorporated.

ALL OF WHICH IS DONE, ORDERED, ADJUDGED AND DECREED in Volusia County, Florida, this 10th day of May, A. D. 1934.

M. G. Rowe, as Judge of the Seventh  
Judicial Circuit in and for Volusia  
County, Florida

STATE OF FLORIDA  
COUNTY OF VOLUSIA

On this day personally appeared before me, a Notary Public in and for said County and State, W. J. Gardiner, to me well known to be the person described in the Proposed Charter of the Delta Sigma Phi Fraternity, Alpha Chi Chapter, Alumni Control Board, Incorporated, who being by me duly sworn, deposes and says that he is one of the subscribers to the foregoing appended Proposed Charter, and as such subscriber he acknowledges that the foregoing is the Proposed Charter of the Delta Sigma Phi Fraternity, Alpha Chi Chapter, Alumni Control Board,

Incorporated.

W. J. Gardiner

Sworn to and subscribed before me this 7th day of May, A. D. 1934.

Margaret M. Appenzellar  
Notary Public, State of Florida  
My commission expires September 9, 1934

(Seal)

STATE OF FLORIDA  
COUNTY OF VOLUSIA

On this day appeared before me, a Notary Public in and for said County and State, W. J. Gardiner, to me well known to be the person described in the Proposed Charter of the Delta Sigma Phi Fraternity, Alpha Chi Chapter, Alumni Control Board, Incorporated, as President, who, being by me duly sworn, deposes and says that the foregoing appended Proposed Charter is intended in good faith to fully carry out the purposes and objects therein set forth, and this he is ready to verify.

W. J. Gardiner

Sworn to and subscribed before me this 7th day of May, A. D. 1934.

Margaret R. Appenzellar,  
Notary Public, State of Florida  
My commission expires September 9, 1934

(Seal)

Recorded May 10, A D 1934 at 3:33 P M  
W. J. Gardiner  
CLERK CIRCUIT COURT,  
BY *E. W. H. H. H.* D C



I HEREBY CERTIFY the foregoing is a true copy of the original filed in this office. This  
23<sup>rd</sup> day of August, A. D. 1934  
Clerk of Circuit and County Court

By: *Christina Leonor*  
Deputy Clerk

**CERTIFICATE OF INCORPORATION (FILE #6937)**

We, the undersigned, do hereby make, submit and acknowledge the following Certificate for the purpose of becoming a corporation under and by virtue of the laws of the State of Florida, and submit the same to be filed in the office of the Secretary of the State of Florida:

1.

The name of this corporation shall be "ORANGE CITY WATER COMPANY, INC."

2.

The nature of the business to be transacted by this corporation shall be as follows:

To do or perform any act necessary or desirable in the business of purchasing, selling and dealing in Orange City Water, stocks, bonds, mortgages, and real estate and in carrying on other business incidental thereto, and to use and enjoy such other general corporate powers as are incident to its incorporation under the corporation laws of the State of Florida.

3.

The capital stock of this corporation shall be Five Thousand (\$5,000.00) dollars, and the same shall be divided into fifty (50) shares of the par value of One Hundred (\$100.00) Dollars each. The stock when issued shall be fully paid for in lawful money of the United States or in property, labor, or services, at a just valuation to be fixed by the corporation or by the directors of the corporation at a meeting called for such purpose. The amount of capital with which said corporation shall begin business shall not be less than five hundred dollars.

4.

The term of the existence of this corporation shall be perpetual.

5.

The office and principal place of business of this corporation shall be located

**CERTIFICATE OF REINCORPORATION  
OF  
DELTA SIGMA PHI FRATERNITY,  
ALPHA CHI CHAPTER, ALUMNI CONTROL BOARD, INCORPORATED  
a Florida Not For Profit Corporation**

Pursuant to S. 617.0901, Florida Statutes, 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 were no members entitled to vote on the reincorporation.

**ARTICLE I  
CORPORATE NAME**

The name of the corporation shall be:

**DELTA SIGMA PHI FRATERNITY,  
ALPHA CHI CHAPTER, ALUMNI CONTROL BOARD, INCORPORATED**

**ARTICLE II  
PRINCIPAL PLACE OF BUSINESS**

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

c/o Lamont & Neiman, P.A.  
One Biscayne Tower, Suite 3550  
Two South Biscayne Boulevard  
Miami, Florida 33131

**ARTICLE III  
PURPOSES**

The purpose for which the corporation is organized is:

The object of this corporation shall be (1) to further the purposes of the National Collegiate Fraternity of Delta Sigma Phi, (2) to build, acquire, own, exchange, operate, lease, rent, or otherwise control a fraternity house in the vicinity of John B. Stetson University at DeLand, Volusia County, Florida, (3) to borrow money and issue bonds, notes or other indentures of indebtedness, (4) to rent, lease, hold, exchange, own, and acquire such real and personal property as may be necessary or convenient for the use of this corporation and to sell, convey, mortgage and otherwise dispose of the same.

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SECRETARY OF STATE  
TALLAHASSEE, FLORIDA



**ARTICLE IV**  
**INITIAL REGISTERED AGENT AND INITIAL REGISTERED OFFICE**

The corporation's initial registered agent and registered office in the State of Florida are:

INITIAL REGISTERED AGENT: LAMONT & NEIMAN, P.A.  
INITIAL REGISTERED OFFICE: One Biscayne Tower, Suite 3550  
Two South Biscayne Boulevard  
Miami, Florida 33131

**ACKNOWLEDGMENT AND CONSENT OF REGISTERED AGENT**

Having been named Initial Registered Agent to accept service of process on the Corporation at the Initial Registered Office designated in these Articles of Incorporation, I hereby accept such status and consent to act in this capacity and agree to comply with all the requirements of law pertaining thereto.

REGISTERED AGENT

By: Robert S. Lamont  
Robert S. Lamont, President

**ARTICLE V**  
**MANNER OF ELECTION OF DIRECTORS**

The number of Directors to be elected, the term for which they shall serve, and the manner of such election shall be provided by the Bylaws. There shall be eight members of the Board of Directors of this corporation until the number thereof is changed by the Bylaws or as herein provided.

**ARTICLE VI**  
**INCORPORATOR**

The name and address of the incorporator is:

William M. Thompson  
c/o William M. Thompson Associates, Inc.  
7069 South Tamiami Trail  
Suite A  
Sarasota, Florida 34231

**ARTICLE VII**  
**MEMBERSHIP**

Section 1. Membership shall be confined to those members of Alpha Chi Chapter of Delta Sigma Phi Fraternity who are in good standing with the fraternity and Alpha Chi Chapter.

Section 2. The members of this corporation shall be admitted by vote of the Board of Directors upon such terms and regulations as may be provided by the Bylaws of this corporation.

**ARTICLE VIII**  
**MANAGEMENT**

The affairs of this corporation shall be managed by a President, Vice-President, Secretary, Treasurer, and a Board of Directors, consisting of not less than three directors. The office of Secretary and Treasurer may be held by one and the same person, and the number of the Board of Directors may be changed from time to time by the Bylaws, which shall never be less than three members.

The elective officers of this corporation shall be elected by and from the Board of Directors of this corporation, and their duties shall be such as are provided by law and the Bylaws of this corporation.

**ARTICLE IX**  
**INDEBTEDNESS**

The highest amount of indebtedness or liability to which this corporation may at any time subject itself, shall never be greater than two-thirds of the value of the property of the corporation.

**ARTICLE X**  
**VALUE OF REAL ESTATE**

The amount in value of the real estate which this corporation may hold shall not be more than Five Hundred Thousand (\$500,000) Dollars.

**ARTICLE XI**  
**BYLAWS**

The Bylaws of this corporation may be made, altered, or rescinded by the corporation at any general meeting of the active members of this corporation, or may be made, altered or rescinded by the Directors of this corporation provided that no Bylaws shall be made, altered or rescinded by the Directors of this corporation unless a written notice of the proposed amendment or change in the Bylaws shall have been given to each member of the Board of Directors at least thirty days prior to the date of the meeting at which such Bylaws are to be made, altered or rescinded. The adoption of

any Bylaws or any amendment or change in the Bylaws of this corporation, whether made by the members of this corporation or the Directors, shall require the favorable two-thirds vote of those voting.

The Bylaws of this corporation shall not be made, altered or rescinded contrary to the rules and regulations of Delta Sigma Phi National Fraternity, and upon receipt of revised national rulings and regulations from the officers of Delta Sigma Phi Fraternity the Bylaws of this corporation shall be made, altered or rescinded to conform to such rules and regulations.

## **ARTICLE XII** **ANNUAL MEETING**

The annual meeting of this corporation shall be held during the month of February of each year on the day designated by the officers of the said John B. Stetson University as Home Coming Day, and if Home Coming Day is not so designated, then the annual meeting shall be held upon such day during the month of February as may be designated by the President of this corporation. The Bylaws of this corporation may change from time to time the date of the annual meeting of this corporation.

## **ARTICLE XIII** **EXISTENCE**

The period of the duration of this corporation is perpetual unless sooner dissolved according to law.


## **ARTICLE XIV** **CAPITAL STOCK**

This corporation is organized under a non-stock basis.

## **ARTICLE XV** **AMENDMENT OF ARTICLES**

This Corporation reserves the right to amend or repeal any provisions contained in these Articles of Incorporation or any amendment hereto, and any right conferred upon its members is subject to this reservation.

✓ IN WITNESS WHEREOF, the undersigned incorporators have executed the Articles of Incorporation this 13 day of July, 1999.

✓   
William M. Thompson  
Incorporator

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