

**FILED**  
In the Office of the  
Secretary of State of Texas  
**AUG 30 2018**

**Corporations Section**

**ARTICLES OF AMENDMENT  
TO THE  
ARTICLES OF INCORPORATION  
OF  
FRIENDS OF THE STERLING C. EVANS LIBRARY**

Pursuant to the provisions of Chapter 22 of the Texas Business Organizations Code, Nonprofit Corporations, the undersigned Corporation adopts the following Articles of Amendment to its Articles of Incorporation.

**ARTICLE ONE**

The name of the Corporation is Friends of the Sterling C. Evans Library, a Texas non-profit corporation.

**ARTICLE TWO**

The following amendments to the Articles of Incorporation were adopted by the Corporation on June 8, 2018.

**A.** Article One of the Articles of Incorporation is hereby amended to read as follows:

The name of the Corporation is Friends of the Texas A&M University Libraries.

**B.** Article Four of the Articles of Incorporation is hereby amended to read as follows:

Friends of the Texas A&M University Libraries is a non-profit corporation organized exclusively for scientific, literary, educational or charitable non-profit purposes within the meaning of §501(c)(3) of the Internal Revenue Code, as amended, and its Regulations, as they now exist or may hereafter be amended (the "Exempt Purposes"). The Exempt Purposes include, but are not limited to: to receive and maintain a fund or funds of real or personal property, or both, and subject to the restrictions set forth herein, to use and apply the whole or part of the income therefrom and the principal thereof exclusively for scientific, literary, educational or charitable purposes, either directly or by contributions to organizations operated exclusively for scientific, literary, educational or charitable purposes which qualify as exempt organizations under §501(c)(3) of the Internal Revenue Code, as amended, and its Regulations, as they now exist or may hereafter be amended.

**C.** Article Eight of the Articles of Incorporation is hereby amended to read as follows:

In the event of the dissolution of this Corporation, or in the event that it shall cease to carry out the objects and purposes as set forth herein, all the funds of real or personal property, and other assets of the Corporation, shall be distributed to a non-profit fund, foundation or corporation which is organized and operated exclusively for scientific, literary, educational or charitable purposes and which has established its tax exempt status under §501(c)(3) of the Internal Revenue Code, as amended, as the directors of the Corporation may select and

designate; and in no event shall any of the said funds of real or personal property, and other assets of the Corporation, in the event of dissolution, be distributed to any persons, either for the reimbursement of any sum subscribed, donated or contributed by such persons, or for any other purpose.

D. The Articles of Incorporation are hereby amended by adding thereto a new Article Nine to read as follows:

The power to alter, amend, or repeal the Bylaws or adopt new Bylaws shall be vested in the Board of Directors of the Corporation.

**ARTICLE THREE**

The foregoing Articles of Amendment to the Article of Incorporation were adopted at a meeting of the Board of Directors held on June 8, 2018, and in the manner required by the Texas Business Organizations Code and by the governing documents of the Corporation.

The foregoing Articles of Amendment to the Article of Incorporation will become effective when filed with the Secretary of State of Texas.

The undersigned has executed the foregoing Articles of Amendment the Articles of Incorporation.

Dated: June 18, 2018

FRIENDS OF THE TEXAS A&M  
UNIVERSITY LIBRARIES  
a Texas non-profit corporation

By: /s/ Raleigh W. Newsam, II  
Raleigh W. Newsam, II

Its: Secretary of the Corporation



# TEXAS HIGHER EDUCATION COORDINATING BOARD

## Academic Quality and Workforce

P.O. Box 12788 Austin, Texas 78711 • 1200 East Anderson Lane 78752

August 27, 2018

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Raleigh W. Newsam, II  
Secretary, Board of Directors  
Friends of the Texas A&M University Libraries  
8117 Preston Road, Suite 300  
Dallas, TX 75225

Dear Mr. Newsam:

The title being requested for a non-profit corporation in Texas, "Friends of the Texas A&M University Libraries," does not violate state statute, Texas Education Code, Chapter 61, Subchapter G, which defines the use of the protected term "university" or its equivalent. Use of the term, "university," is acceptable as a part of a proposed name for an entity, as long as the entity does not now or in the future offer postsecondary training or operate "a private institution of higher education" or "an educational or training establishment" in Texas.

The description you provided indicates the activities of the entity are cultivating student success with research collections, digital technology and spaces; assisting in fundraising for Texas A&M University Libraries; promoting membership in the Friends; and providing gifts to support collection building and preservation, exhibits and catalogs, staff awards and scholarships, and special projects. David H. Carlson, Dean of the Texas A&M University Libraries, provided correspondence in support of the use of the Texas A&M University name. If the entity's scope of business should expand to provide higher education or a postsecondary educational or training establishment in Texas, the entity must apply for and obtain authorization by the Texas Higher Education Coordinating Board prior to these activities.

If you have any questions, please contact Cathie Maeyaert, Special Projects Director, by phone at 512.427.6527 or via email at [Cathie.Maeyaert@thech.state.tx.us](mailto:Cathie.Maeyaert@thech.state.tx.us) or me.

Sincerely,

Rex C. Peebles

AQW/cam