

Grace Church, Buffalo, N. Y. Not yet dedicated. \$26,000.00. Encumbrance \$4,000.00. Gift of the building lot came from the first church of Buffalo. Value \$6,000.00 A most generous expression of good will. Building includes a finely equipped Parish House for educational purposes. Rev. H. Philbrook Morrell is the successful pastor.

Source: William, H. Mc Glaufin
D.D., What the Universalist Church
is Doing (Boston: 1909) p. 35



St. Paul's Church, Buffalo

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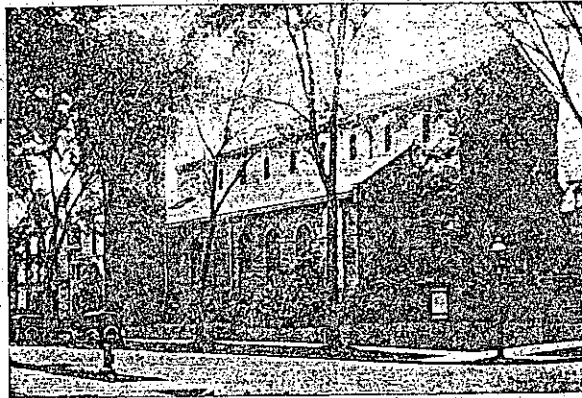
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FIRST UNIVERSALIST SOCIETY

(DECEMBER 6, 1931)

BUFFALO, NEW YORK



Our Church is closing its 101st year. It is the eighth oldest of the more than two hundred and fifty churches in the city.

It has always been a downtown church. It built its first home on Washington Street, just north of Swan (1832); its second it built in 1866 on the site of Main Street, now occupied by the Department Store of Messrs. Flint and Kent; its present home on North Street at Mariner was built in 1892.

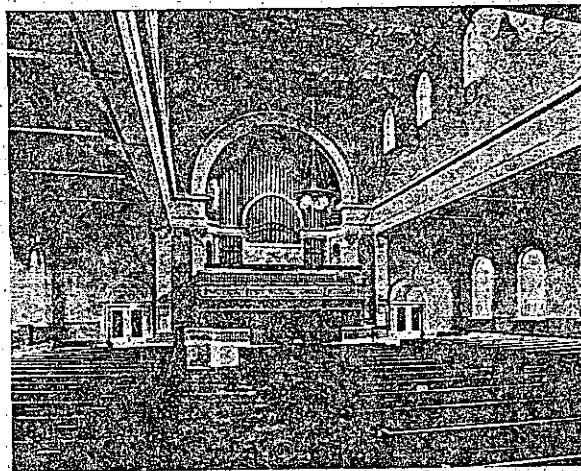
In 1889 a Second church was established on the West Side and known as Grace Universalist Church, but in 1926 the two churches united in the old First Society. A roster of the ministers who have served these societies will be found on a later page.

Our creed is simple and undogmatic, stressing the Fatherhood of God, the Brotherhood of Man and the practice of the Golden Rule. Persons uniting with the church sign a card which reads:

"I wish to be enrolled in the membership of

THE FIRST UNIVERSALIST SOCIETY OF BUFFALO

which I understand to be a free religious society for the advancement of morality and the understanding of religion, which emphasizes character instead of creed, and invites all to whom its spirit and aim seriously appeal, to find their Church Home in its fellowship."



* Short summary of UNIVERSALISM in the Buffalo Area. (1964).

1816 - Rev. Stephan R. Smith preached at the first meeting of Universalist souls in a new barn at corner of Main and Genesee Sts.

1819 - Rev. Smith again preached in Buffalo.

1823 - Universalist Society formed. Met in Court House.

1824 - Universalists met in a building that was a school during the week, and their church on Sundays. Had circuit preachers.

1827 - 1831, no meetings.

1831 - Organized as "The First Church and Society of Universal Restorationists of the Town of Buffalo".

1832 - Buffalo Society was incorporated. Built first church.

1843 - 1849, Minister - Dr. S. R. Smith.

1851 - Nov. 16, Church renamed "First Universalist Church of Buffalo".

1864 - Moved to Main St. (Bldg. later became Flint and Kent's).

1886 - "Fresh Air Mission" started - now Crippled Childrens Camp at Angola.

1892 - Church moved to North and Mariner Sts.

1915 - Universalist Sunday School Association (a separate organization) was dissolved and made a Church responsibility.

1953 - Merged with the Unitarian Church.

1954 - Established church in Williamsville.

* Compiled from records in the Unitarian Universalist Church of Buffalo, Elmwood & Ferry Streets, February, 1964, by Mrs. Ralph W. (Pauline) Stoddard.

THE UNITARIAN UNIVERSALIST CHURCH OF GREATER BUFFALO

The Story of A Merger

This is the story of a merger - a merger of Unitarians and Universalists - in which two churches united in common conviction, concern and cause, now do much more, have considerably more, reach many more than the aggregate of their previous assets and effectiveness when added singly -- to the happy surprise of even those who made such a visionary prediction!

Unitarian and Universalist churches of Buffalo which had existed at various locations within a short distance of one another for one hundred and twenty-two years (both were founded here in December 1831) entered into a consolidation agreement and by an act of the State Supreme Court became the Unitarian-Universalist Church of Greater Buffalo in December 1953. Joint worship of the two congregations had begun in October of that year. Dr. Herbert Hitchen (Unitarian-Universalist) and the Rev. Robert L. Crpe (Universalist-Unitarian) serve as Co-Ministers of the united church.

Early in 1954 arrangements were made to purchase the former Calvary Episcopal Church of Williamsville, New York, a village twelve miles from downtown Buffalo in the center of an expanding suburban area. The desire to have such a suburban church was primary among the reasons which originally motivated the merger. A phenomenal job of organization and redecoration was accomplished by our suburban group. In just a little over three weeks the sanctuary was completely transformed. The final touches were made at two o'clock on the morning of opening Sunday -- March 7, 1954.

From the beginning it has been our conviction that two Uni-Uni churches would better serve the cause of religious liberalism in this area than two separate churches with a go-it-alone philosophy.

There are three features of our Supplemental Consolidation agreement which are noteworthy: 1) Proceeds from the sale of the former Universalist Church in Buffalo "shall be applied solely to the purchase of a church site and the erection of a church thereon." (The intent of the merger is expansion) 2) It is further understood that ...any additional structures ...and congregations established ...shall represent an integral part of The Unitarian-Universalist Church of Greater Buffalo and shall not be at any time hereafter construed as a separate entity. (The intent of the merger is for a unified structure for the development of liberal religion in the Greater Buffalo area. 3) The representative minister of each of the churches shall immediately apply for membership in...that fellowship of which he is not presently a minister. (The intent of the merger is dual fellowship for the ministers and all members of the church).

In June of 1954 the Constitution and By-Laws were adopted by the people. The most interesting feature of our church organizationally is that it is presently composed of two units (Buffalo and Williamsville) managed by a single Board of Trustees. The affairs of each Parish are under the supervision of two Parish Councils which are responsible to the Board. The Board has standing Committees in the areas of finance, investments, insurance, every member canvass, religious education, history, planning, publicity and extension. The Parish Councils appoint their own parish committees - religious education, house and grounds, music, etc. There is a single budget and a single canvass. The Co-Ministers have primary responsibilities with one church unit, and secondary responsibilities to the total church. Doris Trafton, DRE, directs the growing religious education program of the total church.

Liberalism in Greater Buffalo has taken a giant step.

KENT, CHRISTY
COUNSELLOR AT LAW
1028 PRUDENTIAL BUILDING
BUFFALO 2, NEW YORK

TL4-0125
AREA CODE 716

January 5, 1962

Mr. Cleon G. Wait
565 Hillside Ave.
Rochester 10, N. Y.

Dear Mr. Wait:

October 16, 1926, a joint meeting of the
Congregations of the First and Second Universalist
Church Societies was held in Buffalo. At this meeting
a Resolution reading in part as follows was adopted:

"That the disposition of the "Grace Church"
property shall be placed in the hands of a
Committee of three from "Grace Church" who
shall be appointed by their trustees. This
Committee to be given the authority to sell
the "Grace Church" property. The net proceeds
to be placed in trust with the New York State
Convention of Universalists."

"The income derived from the trust fund shall
be used as provided by the law governing New
York State Universalist Trust Funds."

Can I impose upon your good nature to give me
from the records of the State Convention a copy of any
action taken with reference to this Fund which has been
known through the years as the "Grace Fund" from the name of
the Church sold by the Second Universalist Church Society,
and also a statement of the amount of the fund itself.

7/1/33
6773.18

Thanking you sincerely, I am

Very truly yours,

KC:GH

Kent Christy

Apr. 13, 1961

*Treas. authorized to pay Amherst U.-U. Church
the Grace Fund on request if it is legally possible to do so.*

FIRST UNIVERSALIST CHURCH

SOUTH CLINTON AT COURT
ROCHESTER 4, N. Y.

DONALD B. F. HOYT, D. D.
MINISTER
248 ROCKINGHAM ST. (2D)

March 15, 1954

THE DISPOSITION OF THE GRACE FUND, NOW HELD IN TRUST BY THE
NEW YORK UNIVERSALIST CONVENTION

This day, Reverend Donald B. F. Hoyt, D.D., President of The New York Universalist State Convention, Reverend Howard Gilman, Superintendent of The New York Universalist Convention, and Reverend Robert Cope, Minister of the Unitarian-Universalist Church of Greater Buffalo, conferred with Mr. Earl F. Case, attorney, of Rochester, New York.

After reviewing the origin and subsequent employment of the Grace Fund and following a careful reading of the provisions contained in the Charter, Constitution and By-Laws, Common Trust Fund of The New York State Convention of Universalists, Section 11, page 8, Mr. Case stated that, according to such provisions, the principal of The Grace Fund could not be returned to the present Unitarian-Universalist Church of Greater Buffalo, inasmuch as it is not the original organization from which the Fund was received.

Under the provisions in the same section, relating to the use of the common trust fund for missionary, educational and charitable work, however, Mr. Case said that The New York Universalist Convention could invest the amount of the principal of The Grace Fund in any property purchased by the Buffalo organization for the erection of a Universalist Church. This might be done either 1) by having title of such property retained by the New York State Convention; or 2) by regarding the amount as a mortgage upon the property; it could be agreed that interest upon such mortgage would be returned to the Buffalo organization.

Because Dr. Hoyt and Mr. Gilman, by vote of the Board of Trustees of The New York State Convention, are empowered to make disposition of The Grace Fund in accordance with legal counsel, both are now willing to act upon either of the two alternatives mentioned above, as may be preferred by the Unitarian-Universalist Church of Greater Buffalo.

N.B.—We are advised by Mr. Case that, in case of mortgage, such mortgage should designated as used for purchase money.

Donald B. F. Hoyt
Howard B. Gilman

THE UNIVERSALIST CHURCH

New York State

NEW YORK STATE CONVENTION
OF UNIVERSALISTS

OFFICE OF SUPERINTENDENT

March 18, 1954.

OFFICERS

President

REV. DONALD B. F. HOYT
150 S. Clinton Ave., Rochester

Vice-President

MR. ASHLEY STRONG
Schuyler Lake

Treasurer

MR. DONALD W. BEEBE
373 Argonne Drive, Kenmore 23

Secretary

REV. HOWARD B. GILMAN
505 Orwood Place, Syracuse 8

Trustees

MR. ROY F. HAYES
285 Thompson Blvd., Watertown

MR. CLEON G. WAIT
559 Arnett Blvd., Rochester

MRS. S. FREMONT WALLACE
123 Butternut Road, Dewitt

REV. THEODORE A. WEBB
5 Elm St., Canton

REV. LYMAN ACHENBACH
6 Washington St., Fort Plain

MR. KIMBALL DAVIS
29 Brookfield Rd., Binghamton

To Messers Hoyt, Beebe, and Cope:

Re: The Grace Fund

Gentlemen:

In order to clarify the misunderstandings and pre-suppositions and thoughts on the matter of the settlement and disposition of the Grace Fund, being the property and/or the income from the sale of same, I have gone over the records as contained in the minutes of the Board of Trustees of the N.Y. State Convention of Universalists for the years 1925-6-7 and for the years 1936-7.

First, I might point out, there is no record contained in the minutes of the first period that indicates a report on the transfer of the Grace Church property to the State Convention. However, this is quite understandable since the transaction no doubt took place between meetings and although was either known or reported, it was not considered ^{necessary} to record it in the minutes. Further there is implied in subsequent meetings that the property was transferred.

The meeting of the Trustees of April 29, 1936, informs us that Mr. Parsons reported for the Committee on the Grace Church, Buffalo. "He stated that the church is rented to a Spiritualist Society which is paying \$50.00 per month rental with Dr. Bruce Swift acting as agent." It was pointed out that repairs were needed on the edifice.

Between this meeting and the next which took place October 7, 1936, the opportunity to sell the property must have taken place for at this latter meeting, Dr. Bruce Swift reported to the Trustees "the recent developments in the sale of the Grace Church, Buffalo". This report indicates that the Board had the chance to sell it to the Studio Theatre School of Buffalo, the price to be \$12,000.00 plus mortgage, \$3,800 and one-half broker's fee, approximately \$400. Also, he (meaning Dr. Swift) was able to sell the organ for \$500 and the pews for \$200. The payments in the sale of the property were to be made as follows: \$250 on the execution of the lease-sale agreement; \$1250 on November 1, 1936;

2

Grace Fund cont.

seven notes of \$1500, each, at 4 per cent interest due - January 1, 1937; October 1, 1937; April 1, 1938; October 1, 1938; April 1, 1939; October 1, 1939; April 1, 1940.

This is the report for this meeting. I find checking back to the Board meeting of March 27, 1935, that apparently it was believed that the rental of the building to the Spiritualist Society included the possibility of purchase. A motion passed to authorize the Committee (in charge of the property) to act or "be given full power to act in the sale of the property", this committee made up of Messrs Parsons, Leining, Swift, Fazio. Here then is the authority to sell the property.

The Board meeting of October 7, 1936 closed with the action that authorized President Bowers to convey and deed the property of the Grace Church to the Studio Theatre School of Buffalo.

At the Trustees meeting of October 8, 1936 (this must have been at the Convention time), that is, the next day, the following motion passed "that the Grace Church Committee shall investigate the records to determine the status of the property as deeded to the State Convention and shall arrange a satisfactory division of the amount to be received from the sale of this property with the First Universalist Church of Buffalo; the Treasurer is authorized to pay immediately \$700 to the First Universalist Church of Buffalo, on account; also he is authorized to pay to the First Universalist Church of Buffalo \$3000, additional, this amount representing the first two payments to be made by the Studio Theatre School of Buffalo due on November 1, 1936 (\$1500) and on January 1, 1937 (\$1,500)."

At the April 28, 1937 meeting, Dr Swift reported for the Grace Church Committee, stating that the sale is very near completion. The meeting of October 6, 1937, tells us that the Treasurer reported that payments on the sale of Grace Church, Buffalo, were being properly made.

At the meeting of March 30, 1938, a motion made by Dr. Swift passed to discharge the Committee on Grace Church with thanks.

March 31, 1939. Dr. Swift reported that the mortgage on the Studio Theatre School of Buffalo, \$5,000.00 plus interest, had been paid and he presented the check for this amount to the treasurer. Dr. Swift was thanked for his efforts in this matter by a motion, and then a motion authorized the president to sign the bond and mortgage release in the transaction with the Studio Theatre School of Buffalo.

The records do not indicate that the Grace Church Committee ever returned any report to the Trustees as requested at the October 8, 1936 meeting. An authorized report of a committee would, it would seem, appear in the minutes. Whatever report was made, if there was one made, must have indicated that no agreement was made at the time of the sale, between the Grace Church, Buffalo, and the State Convention as to the use of the funds obtained from the sale of the property when the property might be sold.

3
Grace Fund cont.

The fact that \$3700.00 was paid by the State Convention to the First Universalist Church of Buffalo, this amount being part of the income received from the sale of the Grace Church property indicates independent action on the part of the Board of Trustees, as there is no request for this amount reported. It can be assumed that in appropriating this sum, the Board was using it for church extension and since, apparently, Grace Church had united or merged with the First Universalist Church of Buffalo.

The matter was considered as to whether the First Universalist Church of Buffalo was the successor to the Grace Church, thus providing a legal claim to the present Grace Fund. Even if this could be thoroughly established, and I think it might, the fact remains that the property or its equivalent has been held by the Convention for over twenty years, and since no prior agreement can be found recorded between the Grace Church and the Convention as to the disposition of the property or the funds therefrom, the property or funds therefrom could not be given to the First Universalist Church of Buffalo or its successor except as provided by law in the Charter of the Convention.

It would appear that much misunderstanding has developed over the years regarding this Grace Fund. The fact that at the November meeting of the Board of Trustees in 1946 set up the balance of the Grace Fund and placed it in the Common Trust Fund with the income to go to the First Universalist Church of Buffalo for the purpose of repairs to its edifice has perhaps added to the misunderstanding in so far as it made it a special fund in the Common Trust Fund, when it would ordinarily, be a part of the General Fund. The Board had the right to set the Grace Fund up in this fashion and pay the income therefrom to the First Universalist Church of Buffalo, but the Board of Trustees of the Convention do not have the right to appropriate this specially designated fund nor any other funds, except as provided by law, to any church or parish or religious organization within its jurisdiction.

I trust that this communication may serve to help to clarify the so-called Grace Fund.

The Sub-Committee of the Board of Trustees, consisting of Dr. Donald B.F. Hoyt, President, and myself, after consulting with legal counsel, are agreed that the balance of the Grace Fund could now be used by investing it in any property purchased by the Unitarian-Universalist Church of Greater Buffalo either by having title to such property retained by the State Convention or by regarding this amount as a mortgage upon the property. Income from the mortgage could be returned to the Buffalo organization.

Trusting that this will be settled for the best interests of all concerned,

Sincerely,

Howard B. Gilman
Howard B. Gilman, sec.

Copies to Messrs Hoyt,
Beebe, and Cope.

695 Elmwood Ave.
Buffalo 22, New York
February 8, 1953

Board of Trustees
New York State
Convention of Universalists

Gentlemen:

The purpose of this letter is twofold: First, to inform you of the state of the union of Universalism and Unitarianism in Buffalo; secondly, to respectfully urge you to look with favor upon our request for the Grace Fund for the purpose of church extension in this area.

For well over ten years it has been abundantly apparent to many of our people that relocation on a suburban site would greatly enhance the opportunities for growth and add a new vitality to the life of our church. Not, however, until 1952 did the pressure of economic realities make it imperative for us to move ahead in that direction. During most of the past ten years the church managed financially only because of the \$10,000.00 Flickenger Bequest which through wise handling and investment by the State Board brought us economic assistance through the years in excess of the original sum. Even so, our calls upon that fund reduced it to a point where we could count upon its support only a few more years.

As much then out of desperation as out of genuine vision our people were brought face to face with the need for some aggressive new approach. I do not doubt that had the money held out or if other kinds of assistance had been available the voice of caution would have again held the day, as it had in the past, and even today we might be managing to stay alive in the old situation — losing a few people each year through death and change of residence, and gaining a few through blood, sweat, and tears. I am happy to report that this picture has changed radically for the better. This is how and why :

A Relocation Committee was appointed by our Board of Trustees. This group examined many prospective sites and made contact with a potential purchaser of our property. With only two or three exceptions the entire parish voted to sell our building on North Street and start afresh in a northeastern suburb. Enthusiasm was high. But, in the summer of 1952 the prospective buyer purchased another property and we had to start all over again.

The Relocation Committee continued to meet in the autumn of '52. Early in '53 it was suggested that perhaps it might be well to explore the possibility of merging with the Unitarian Church of Buffalo. It was Mr. Donald Beebe who made this original proposal. I personally reacted negatively to the idea believing that this was a last resort and also that it would be better to "go-it-alone". As the idea developed, however, I became ~~itax~~ one of its most enthusiastic supporters, particularly when it became apparent that the establishment of a new suburban church could be an integral part of the merger proposal. It was Mr. Ralph Stoddard who formally presented this suggestion to our Board of Trustees.

From our first contact with the Unitarians the suggested merger and united development of a new church was very well received. A joint committee was established and Mr. Stoddard became its Chairman. Throughout the spring and summer of '53 the details of merger were worked out. Our two churches came together on October 11th. The merger became a legal fact after your approval on December 24th. Dr. Herbert Hitchen and I serve the Unitarian - Universalist Church of Greater Buffalo as Co-ministers.

The Unitarian Church had been about three times stronger than ours in membership and income. In every way, often with a leaning over backwards on the part of Unitarians, the Universalists have been accepted as equal partners in this venture of faith. Four members of the present nine person Board are former Universalists. We now consider each member of the parish as a Unitarian and as a Universalist. From the very beginning a new vitality came into the life of the united church. This is an instance in which 2 and 1 equals four. The joint venture already has more strength than the total of our former separate resources. Close to 300 persons are in church each Sunday. When on December 6th we received 30 new members into fellowship they were received as Unitarian-Universalists.

With only a few exceptions our people have responded most favorably to the new situation. We feel that a united approach to the extension of liberalism in greater Buffalo (and elsewhere) will have far greater results than had our two churches continued to go their separate competitive ways pausing now and then to smile at each other over the fence.

The establishment of a new unit of our church has already become a reality. We have purchased (with a collateral mortgage of \$11,000 on the Universalist property) the former Calvary Episcopal Church of Williamsville. The total purchase price is only \$11,500.00. In addition to the small church building we also acquire two five-year-old adjoining buildings which were erected for Church School use.

We plan to open adult evening services in Williamsville next month. In the fall we will open with a full church school and adult program on Sunday mornings. The Religious Education Committee estimates conservatively that we will begin with 80 children in ~~the~~ September. Opening adult services in March should number close to 100 persons. The opportunities for growth are better than excellent. I expect many new members by Easter Sunday.

Beginning September 1st we will have the services of a first rate Religious Education Director and expect to make a strong impact on the community with our R.E. program.

If ever there was an opportunity for the extension of Universalism in this State it is this one. If anyone says, "Yes, but the gain is only partly ours, it is also the gain of the Unitarians."; then I reply, gains in the downtown church (a magnificent property incidently) are only partly Unitarian, they are also ours. But even more important than that, What's in a name? We have here an unusual opportunity to further the cause of liberal religion and do on a local level what our two denominations have only begun to do nationally. In that task you can help us.

It is our estimate that the property we are moving into in Williamsville we not be large enough to hold us in another two or three years. We envision building a new church. This new church must grow out of the people and their resources. If and when we sell the North Street property there will be a good nest egg with which to begin. We have a few prospects but the sale of the property is not imminent. In the meantime choice building sites are fast disappearing in the Amherst Township area of which Williamsville is a part. We must acquire such property very soon if we are to have a good site on which to build when the time comes for us to do so.

For this reason and for other phases of our extension program we hope that you will act favorably on our request for the Grace Fund. The Anthony Fund is clearly a bequest to the State Convention, of this there is no question. It has come to my attention, however, that the question of legal rights in relation to the Grace Fund is being investigated by your Board.

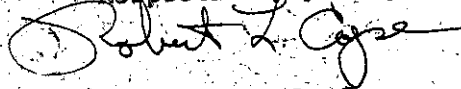
I am not aware, nor is our Board of Trustees, of what the legal technicalities are. It has been our understanding that the money remaining from the sale of Grace Church was to be held by the State Convention for a period of 20 years during which it could be used for the extension of Universalism in the Buffalo area. This is particularly the understanding of those of our members who formally attended Grace Church. It is also the understanding of Dr. Bruce Swift who handled the sale of the Grace Church property in 1937.

It would seem to me that we are clearly within the 20 year stipulation. Whether or not that property had been deeded to the State Convention previous to its sale and the turning over of the funds to the State Convention in 1937 would seem to me to be irrelevant to the question.

Nevertheless, it is not of legal rights and technicalities that I wish to speak; rather of the simple fact that together we have a wonderful opportunity to further our cause, and that ~~in~~ ⁱⁿ this opportunity the Grace Fund will be of great help at a crucial time.

The law is the law. We do not ask for any extra-legal decision. If, however, this is not simply a matter of law, but of ~~the~~ wise use of resources, then I commend these other factors to your consideration.

Respectfully yours,



The Rev. Robert L. Cops

Copies to:

The Rev. Donald B.F. Hoyt, D.D., President
The Rev. Howard Gilman, Secretary
Mr. Donald W. Beebe, Treasurer

229 Smallwood Dr., Snyder,
Buffalo, 21, N.Y.
Feb. 4, 1954.

Dr. Donald B. F. Hoyt,
First Universalist Church,
Rochester, N.Y.

Dear DR. Hoyt,

Many thanks for your prompt reply to my letter of Jan. 30th in the matter of the Grace Fund now held in trust by the State Conventkon. At a recent meeting of the new Board of Trustees, Mrs. Donald Beebe, who is a member as likewise am I, conveyed to me information similar to that contained in your letter. However, I considered that a verbal report coming via a third person lacked the essence of an official communication, hence my letter.

We are indeed happy that despite the legal opinion submitted to the State Board, you personally are in accord with our belief that, since the funds are to be used solely for establishing a church in a new location, the spirit of the Trusteeship is fully served.

I was a member of the Board of Trustees of Grace Church at the time of its union with The Church of The Messiah and also active in the affairs of the latter when the Grace property was sold through the efforts of Dr. Bruce Swift. Throughout negotiations it was our understanding that the money realized from the sale was to be used for church extension in this area and it was put into the safe-keeping of the State Convention to avoid its possible dissipation for local operating expenses should emergencies arise. While I am not conversant with any possible legal limitations to the use of these funds, I do know that during the pastorate of Dr. Swift an appreciable portion of the fund was released to The Church of The Messiah for the rehabilitation of its kitchen facilities. It would, therefor, seem that there are no insurmountable legal problems involved.

We deeply appreciate your personal attitude and trust that upon reconsideration the Board will be in accord with your views.

Yours Very Sincerely,

Treasurer.

RESOLUTION passed at Special Parish Meeting Sept.24,1926, of
GRACE UNIVERSALIST CHURCH SOCIETY.

That the disposition of the "Grace Church" property shall be placed in the hands of a committee of three from "Grace Church" who shall be appointed by their trustees. This committee to be given the authority to sell the "Grace Church" property. The net proceeds to be placed with the New York State Convention of Universalists. The income derived from this trust fund can be used to help pay the running expenses of the united church, but the principal shall only be used for church extension work in Buffalo.

RESOLUTION passed at meeting of December 28,1926-

The President of the Board of Trustees, Dayton G.Vogt, called the meeting to order, and stated that the purpose of the meeting was to take action on the matter of conveying the property of Grace Universalist Church, to the New York State Convention of Universalists. The following resolution was made by Mr.F.Stockwell and seconded by Mr.E.L.Bouton:

RESOLVED That the Second Universalist Church Society of Buffalo, N.Y. convey all its properties, both real and personal, to the New York State Convention of Universalists, and be it further

Resolved, That the president of the Board of Trustees and the clerk of the Parish, be and they hereby are authorized and empowered to make, sign and execute all deeds, bills of sale or other necessary papers or conveyances to effectuate and carry out the purposes of this resolution. The vote was Yes, 24; No, 0; number present, 24.

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EXCERPT FROM WILL OF MARGERY G. ANTHONY of 22 Coe Place,

Buffalo:

"To the Universalist Convention of the State of New York (incorporated) \$600.00 (six hundred dollars) the income to be divided equally between and paid annually on Easter Monday to the Church of the Messiah (Universalist) and Grace Universalist Church, both of Buffalo, New York."

Will dated July 18, 1911.

Admitted to Probate Nov. 15, 1923

Erie County Surrogate's Office. (#69917)

THE UNIVERSALIST CHURCH

New York State

NEW YORK STATE CONVENTION
OF UNIVERSALISTS

OFFICE OF TREASURER

December 6, 1953.

OFFICERS

President

REV. DONALD B. F. HOYT
150 S. Clinton Ave., Rochester

Rev. Donald B. F. Hoyt, D. D.,
150 S. Clinton Ave.,
Rochester, N. Y.

Vice-President

MR. ASHLEY STRONG
Schuyler Lake

Dear Don:

Treasurer

MR. DONALD W. BEEBE
373 Argonne Drive, Kenmore 23

As requested at our meeting last week I am enclosing herewith the papers that I have been able to find in my Treasurer files regarding the Anthony Trust Fund held for the Bufflao Church. This file is not complete but it is all there seems to be. The Will provision is quoted in the correspondence so you may find it sufficient.

Secretary

REV. HOWARD B. GILMAN
505 Orwood Place, Syracuse 8

Trustees

MR. ROY F. HAYES
286 Thompson Blvd., Watertown

MR. CLEON G. WAIT
559 Arnett Blvd., Rochester

MRS. S. FREMONT WALLACE
123 Butternut Road, Dewitt

REV. THEODORE A. WEBB
5 Elm St., Canton

REV. LYMAN ACHENBACH
6 Washington St., Fort Plain

MR. KIMBALL DAVIS
29 Brookfield Rd., Binghamton

There is no file on the Grace Trust Fund. The Grace Church was however deeded to the Convention by the Second Universalist Society of Buffalo by deed dated January 13, 1927 and recorded in the Erie County Clerk's office on January 20, 1927 in Liber 1912 of Deeds at page 250. Consideration one dollar. The deed contains a clause reading as follows:

"This conveyance is made pursuant to the provisions of Chapter 188 of the Laws of 1862 and acts amendatory thereof and supplementary thereto, all of which provisions applicable to the making of this conveyance have been strictly complied with."

In 1937 by deed dated May 17, 1937 and recorded in the same Clerk's office on May 25, 1937 in Liber 2652 of deeds at page 332 the Convention conveyed the property to the Studio Theatre School of Buffalo. The money now in the Grace Trust Fund is what is left of the proceeds of such sale after paying expenses of the transaction and after some parts thereof had been turned over to the successor Buffalo church prior to such balance being set up in a Trust Fund for the Buffalo Church, pursuant to resolution of the Executive Board in November, 1946. I enclose a copy of that resolution which I have

THE UNIVERSALIST CHURCH

New York State

NEW YORK STATE CONVENTION
OF UNIVERSALISTS

OFFICE OF TREASURER

OFFICERS

President

REV. DONALD B. F. HOYT
150 S. Clinton Ave., Rochester

Vice-President

MR. ASHLEY STRONG
Schuyler Lake

Treasurer

MR. DONALD W. BEEBE
373 Argonne Drive, Kenmore 23

Secretary

REV. HOWARD B. GILMAN
505 Orwood Place, Syracuse 8

Trustees

MR. ROY F. HAYES
286 Thompson Blvd., Watertown

MR. CLEON G. WAIT
559 Arnett Blvd., Rochester

MRS. S. FREMONT WALLACE
123 Butternut Road, Dewitt

REV. THEODORE A. WEBB
5 Elm St., Canton

REV. LYMAN ACHENBACH
6 Washington St., Fort Plain

MR. KIMBALL DAVIS
29 Brookfield Rd., Binghamton

made. I suggested to Howard at Syracuse that he make and send you a certified copy of the resolution which he may have done.

At the present time the Anthony Fund is carried at \$551.42 on our books. The Grace Fund is carried at \$6539.13. Both of these figures are the value as of July 1, 1953 and of course may well vary either way at this date. Both Funds are in the Common Trust Fund of the Convention- from which by order of the Board withdrawals are restricted to January 1 and July 1 of each year, if I remember correctly. I have not located that resolution however, at this writing.

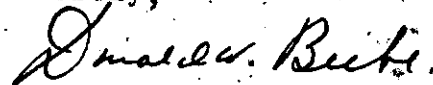
I do not have copies of the above mentioned deeds regarding the Grace Church property but I did locate the data I have given about them at our County Clerk's office before our last Board meeting, so I am sure it is correct.

To aid you in your determination I also enclose the Convention's booklet which gives the Charter (New York Laws), Constitution, By-laws and Common Trust Fund rules of the Convention.

If you think I have overlooked anything please advise and I will see what I can do to help further.

Please return the ^{papers} ~~pages~~ regarding the Anthony Fund as soon as you are through with them, as they constitute the entire file that was turned over to me as Treasurer in the matter.

Sincerely,



Donald W. Beebe,
Treasurer.

THE UNIVERSALIST CHURCH

New York State

NEW YORK STATE CONVENTION
OF UNIVERSALISTS

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6 Washington St., Fort Plain

MR. KIMBALL DAVIS
29 Brookfield Rd., Binghamton

Resolution of Exective Board at it's
meeting in Syracuse November 19, 20, 1946.

" The motion was made, duly seconded and carried, that the balance of the Buffalo Fund of this State Convention, to-wit, \$7,233.55, realized from the sale of the Grace Universalist Church property in Buffalo, N. Y., shall be placed in the Common Trust Fund as of January 1, 1947, and the income therefrom shall be paid by the Treasurer of this Convention to the First Universalist Society of Buffalo, N. Y., for the purpose of repairs on it's edifice until otherwise directed by this Board."

January 8, 1954.

Rev. Donald B. F. Hoyt, D. D.,
150 S. Clinton Ave.,
Rochester, N. Y.

Dear Don:

While at the Church to-night to attend our first Parish Meeting of the Unitarian-Universalist Church of Greater Buffalo Howard called me to say that you did not receive my letter of December 6, 1953 regarding the trust funds of the Buffalo Church. I cannot understand what happened to it as it was addressed just as this letter. I seldom use registered mail unless sending securities- in fact at our office we use first class mail in preference to registering. This is the first time in my experience of loss. If it did not reach your Church which I believe is at the address above I cannot understand either why it was not returned to me. I know things have been lost or mislaid in our Church mail - and I can't help but believe that you may find it around your Church yet. I hope so for as you will note from the copy of my letter of the 6th ulto enclosed herewith I sent you some of the papers from my Treasurers files.

I enclose herewith my letter as aforesaid (my office copy and I have no other) to which is attached the resolution mentioned and another copy of the Convention booklet. This will give you all the information that I had on the Grace Fund. As to the Anthony Fund I can only say that my memory says that the Fund was left in the Anthony will to the Convention in trust to pay the income therefrom to the Buffalo Church. I may be able to find that Will in the Surrogate's Office here if you want it - though I do not see how under any circumstances that Anthony Fund can ever be turned over in toto to the Buffalo Church.

I can still pay out the Grace Fund to the Buffalo Church as of January 1, 1954 if I have your and Howard's direction so to do promptly. I will also need prompt direction from the Finance Committee as to what securities to sell to raise the cash so you might get Cleon to acting on this if I am to pay as of the first.

Very sorry that this one letter of all went astray in the mails.

*Please return
the enclosures
when they have
served your
purpose.*

229 Smallwood Dr., Snyder
Buffalo 21, New York
November 23, 1953

Becke

Dr. Donald B.F. Hoyt
President, N. Y. State Convention
of Universalists
Rochester, N. Y.

Dear Dr. Hoyt:

You are aware, I believe, that the members of the First Universalist Society of Buffalo have voted to merge with the First Unitarian Congregational Society of Buffalo. It is expected that the legal steps necessary to join the two Societies will be completed before the year's end.

One of our immediate objectives is the establishment of a United Church in the suburban area of Buffalo. A possible location now under active consideration is in the nearby village of Williamsville where an attractive church property is available. It is the former Calvary Episcopal Church recently vacated by the congregation for larger quarters.

Our Board of Trustees has instructed me, as Treasurer of the Society, to inquire as to the availability of certain funds now held in trust by The New York State Convention of Universalists. I refer to what is known as "The Grace Fund", upwards of \$6000, being the proceeds from the sale of Grace Universalist Church of Buffalo some years ago when its members united with The First Universalist Society. The money was placed in the care of the State Convention to conserve it for a specific use, i.e., the establishment of another church in this area.

We are inquiring as to what steps, other than an official request from the Board of Trustees of this Society, are necessary to make the aforementioned fund quickly available for the purpose of acquiring the Williamsville property referred to, or should it be so decided, some other property solely for use as a church.

There is another trust, known as the "Anthony Fund", held by the Convention for our benefit and we are also inquiring whether the terms of trusteeship permit it to be used by us in conjunction with the Grace Fund, if desired, for the specific purpose above outlined.

Dr. Donald B.F. Hoyt

-2-

November 23, 1953

We are happy that the basis of our agreement with the Unitarian Church is such that not only will the fundamental belief and traditions of Universalism be preserved and enhanced by the extension of our activities, but also that both state and national organizations of the Universalist Church will benefit financially to a greater degree from this area than hitherto. The joint budget for 1954 includes full amounts for the State Quota and National Fair Share Assessments and also a larger contribution to the N. Y. State Universalist Ministers' Pension Fund.

Awaiting an early reply to above address,

Sincerely yours,

Geo. A. Neubauer, Treasurer

229 Smallwood Dr., Snyder,
Buffalo, 21, N.Y.

Jan. 30, 1954.

Dr. Donald B. F. Hoyt,
President N. Y. State Convention of Universalists,
Rochester, N.Y.

Dear Dr. Hoyt,

I am writing to call your attention to my letter of Nov. 23, 1953, in which, acting under the instructions of the Board of Trustees of The Universalist Church of Buffalo, I requested information concerning certain trust funds held by the State Convention.

It would seem that sufficient time has elapsed to assemble that information but as of this date I have had no reply. There is to be a Congregational meeting on Feb. 7, to consider and discuss the projected establishment of a Church in nearby Williamsville and I may be called upon to report relative to the subject matter of the letter above referred to.

Will you therefor kindly send me the information requested outlining as fully as possible the steps we have to take for the release of the funds in question. Thanking you for an early reply, I am,

Sincerely Yours,

Geo. A Neubauer, Treasurer.

FIRST UNIVERSALIST CHURCH

SOUTH CLINTON AT COURT

ROCHESTER 4, N. Y.

DONALD B. F. HOYT, D. D.
MINISTER
248 ROCKINGHAM ST. (20)

January 12, 1954

Mr. Earl F. Case
E&B Building
Rochester, New York

Dear Earl:

Here is a New York State Convention problem for which your advice is needed. To inform you, I quote from the minutes of the meeting of the Board of Trustees, at Syracuse, December 1, 1953:

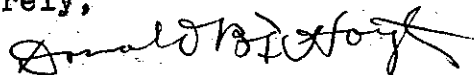
The motion passed to empower the President of this Board and the State Superintendent to investigate the origin and restrictions of the Grace Fund and the Anthony Fund and to decide whether the First Universalist Church of Buffalo, or the Unitarian Universalist Church of Greater Buffalo, may take possession of these funds; and that the President and the Superintendent be empowered to act on behalf of this Board in directing the disposition of these funds by the Treasurer of this Board.

That is the question. Furthermore: the Treasurer, Donald W. Beebe, an attorney, does not wish his counsel to be the deciding factor.

Is the Buffalo Church entitled to either, or to both these funds?

I hope you may find it possible to advise us.

Yours very sincerely,



Donald B. F. Hoyt

WARREN, CASE, WEINGARTNER & YORKS

ATTORNEYS AND COUNSELORS AT LAW

714 ELLWANGER AND BARRY BUILDING

ROCHESTER 14, NEW YORK

STEPHEN J. WARREN
EARL F. CASE
ROBERT F. WEINGARTNER
WILLIAM T. YORKS
GEORGE J. SHINNICK
LEWIS H. CASE

TELEPHONE
BAKER 6056

January 15, 1954.

Dr. Donald B.F. Hoyt
150 Clinton Avenue South
Rochester, N.Y.

Dear Donald:

As far as the Anthony Fund goes, the letter of December 6th from Mr. Beebe says that the will provision is quoted. I find no such quotation.

The Anthony Fund problem would be determined entirely by the provisions of the will. If it was willed to the Convention, as it probably was, the matter would be determined by the terms and provisions of the will. If the will simply said: I give the following amount to the New York State Convention of Universalists, then the Convention can use it in any manner they see fit not inconsistent with their charter.

Although I see no specific reference in the by-laws to general funds that are given, there is in Sections 7 and 8 provisions governing the disposition of property or money received from any societies, and this very pointedly limits the use of the money as follows: "It shall always be held in perpetuity, and the proceeds shall be invested, and the interest annually only shall be expended". I would think this clause, although it specifically relates to real estate, would determine any question of using the Anthony Fund up.

As to the Grace Trust Fund, it appears that this property was deeded to the Convention by the Second Universalist Society of Buffalo in 1927. The Convention later and in 1937 sold the property. This comes squarely under Sections 7 and 8 of the charter which provides that the property or the proceeds thereof shall be held in trust and applied and used for missionary, educational and charitable purposes only in the State of New York.

Section 8 then provides, after giving the Convention the power to convey the real estate which it did, that "all the proceeds from the sale shall be received and held in trust for the missionary, educational and charitable work of said Convention, except that at any time during the next twenty years after such money or property has been received, the real estate or proceeds may be returned to the same society which gave it, provided that the society is still organized as a Universalist society under the rules and regulations of the Convention. It, therefore, appears that this money cannot be returned:

1st. Because the 20 years has expired. In fact it

WARREN, CASE, WEINGARTNER & YORKS

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714 ELLWANGER AND BARRY BUILDING

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LEWIS H. CASE

TELEPHONE
BAKER 6056

-2-

expired in 1947 in addition to which it would appear if it hadn't expired that it would have to be conveyed back to the same organization which gave it if that organization is still functioning under the regulations of the convention.

In addition to all of the above it was a pleasure to be of some service.

I am returning the documents.

Respectfully yours,

EFC:A

Earl F. Case

FIRST UNIVERSALIST CHURCH
SOUTH CLINTON AT COURT
ROCHESTER 4, N. Y.

DONALD B. F. HOYT, D. D.
MINISTER
248 ROCKINGHAM ST. (20)

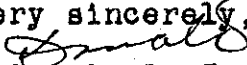
January 18, 1954

Mr. Donald Beebe
Kenmore, New York

Dear Donald:

What I enclose to you from Mr. Case is not encouraging. Perhaps other counsel would render a more favorable opinion.

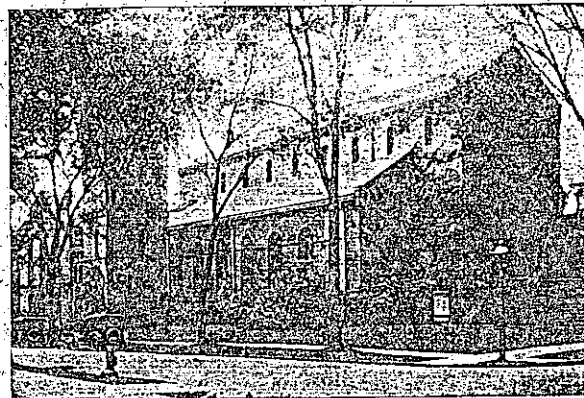
I hope to see you at Syracuse during the board meeting.
Yours very sincerely,


Donald B. F. Hoyt

FIRST UNIVERSALIST SOCIETY

(DECEMBER 6, 1931)

BUFFALO, NEW YORK.



Our Church is closing its 101st year. It is the eighth oldest of the more than two hundred and fifty churches in the city.

It has always been a downtown church. It built its first home on Washington Street, just north of Swan, (1832); its second it built in 1866 on the site of Main Street, now occupied by the Department Store of Messrs. Flint and Kent; its present home on North Street at Mariner was built in 1892.

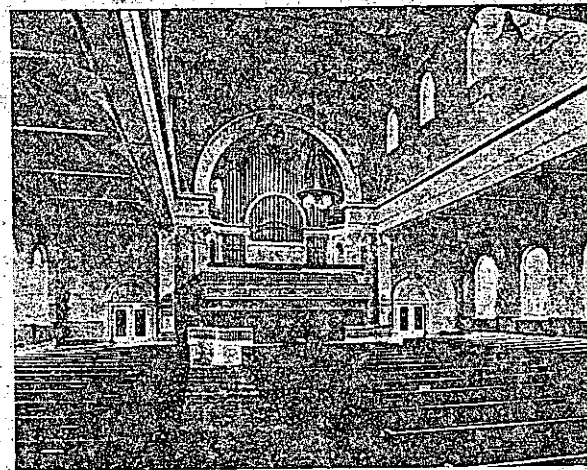
In 1889 a Second church was established on the West Side and known as Grace Universalist Church, but in 1926 the two churches united in the old First Society. A roster of the ministers who have served these societies will be found on a later page.

Our creed is simple and undogmatic, stressing the Fatherhood of God, the Brotherhood of Man and the practice of the Golden Rule. Persons uniting with the church sign a card which reads:

"I wish to be enrolled in the membership of

THE FIRST UNIVERSALIST SOCIETY OF BUFFALO

which I understand to be a free religious society for the advancement of morality and the understanding of religion, which emphasizes character instead of creed, and invites all to whom its spirit and aim seriously appeal, to find their Church Home in its fellowship."



#5768

Vol. 1 To the *Supreme Court*

The petition of the First Universalist Society of the City of Buffalo, respectfully represents:

That it is a religious association duly incorporated under the Act entitled "An Act to provide for the incorporation of Religious Societies" passed April 5, 1813. That ~~as~~ such incorporated association it is the owner of certain church property situate in the City of Buffalo, County of Erie and State of New York, and being known and described as the east half of 2 inner lot number 61 in said City, and bounded northerly by inner lot number sixty-two (62), one chain and seventy-five links; easterly by Main street, one chain and forty-three links; southerly by inner lot number sixty (60), one chain and seventy-five links; and westerly by the west half of said inner lot number sixty-one, one chain and forty-three links, containing one-fourth of an acre, be the same more or less.

Also, all that certain other piece or parcel of land 3 situate in said City of Buffalo, being a part of the westerly one-half of said inner lot number ⁵sixty-one, and bounded as follows:-

Beginning at a point one hundred and fifteen feet and six inches easterly from, and at right angles with Pearl street; and forty feet northerly from, and at right angles with the southerly line of said inner lot number sixty-one; thence northerly parallel with the easterly line of Pearl street thirty-one feet; thence westerly at right angles with the 4 easterly line of Pearl street seven feet; thence southerly at right angles with the last mentioned line, thirty-one feet, and thence easterly at right angles with the last mentioned line seven feet to the place of beginning.

Your petitioner further shows that it is desirous of mortgaging the said real estate to The Erie County Savings Bank for the sum of ten thousand dollars, and that said Bank has agreed to loan said sum upon such mortgage.

5- That said real estate is worth at least the sum of seventy-five thousand dollars (\$75,000.00).

Your petitioner further shows that it is indebted to the Erie County Savings Bank in the sum of eight thousand dollars (\$8,000.00) and to various individuals residing in said County to an amount, which, with said last mentioned indebtedness, will equal said sum of ten thousand dollars (\$10,000.00) and that 6 it has no property with ^{which} to pay the said indebtedness, which is all for church purposes, except ~~the~~ said real estate.

That at a meeting of the Board of Trustees of said Society held ~~in the vestry of their church at Buffalo on the 4th day~~ of *March*, 1889, the trustees of said society were duly authorized by a majority of said board, to make application for the mortgage aforesaid. That no previous application has been made for the order asked herein.

Your petitioner, therefore, prays that an order may be entered authorizing it to mortgage the real estate aforesaid, and for such other and further order and direction in the premises as to the Court shall seem meet.

Dated March *26th* 1889.

Ray V. Finney Chairman
John C. Graves
Rep. W. Townsend
J. D. Hill
Charles O. Willis

County of Erie)
) S.S.
City of Buffalo)

Ray V. Pierce, John C. Graves, George W. Townsend, James D. Hill and Charles O. Willis

being duly sworn, each for himself, deposes and says; that he resides in said County and is one of the trustees of the First Universalist Society of the City of Buffalo.

That the persons whose names are subscribed to the above petition compose a majority of said trustees; that he has heard read the said petition subscribed by him, and knows the contents thereof, and that the same is true to his own knowledge except as to the matters therein stated to be alleged on information and belief and as to those matters he believes it to be true.

Subscribed and Sworn before me)
this 26th day of March, 1884.)

Geo W Webster
Clerk of Courts
in and for the City
of Buffalo, N.Y.

George W. Pierce
John C. Graves
Geo. W. Townsend
James D. Hill
Charles O. Willis

5768

Supreme Court.

In the matter of the
Application of the First
Universalist Church of Buffalo
for
leave to mortgage its
real estate

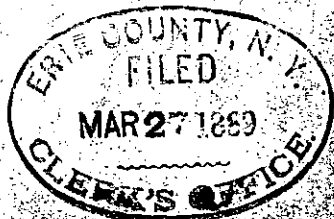
Petition

FRANK M. LOOMIS,

ATTORNEY FOR *Petitioner*

No. 74 White Building,

BUFFALO, N. Y.



S.

#5768

TO THE SUPREME COURT OF THE STATE OF NEW YORK:

The petition of The First Universalist Society respectfully shows, that your petitioner is a religious corporation, duly incorporated on the twelfth day of January, 1847, pursuant to the provisions of an act of the legislature of the State of New York, passed April 5, 1813, entitled "An act to provide for the incorporation of religious societies," and the acts amendatory thereof and supplementary thereto.

That your petitioner is the owner of certain real estate described as follows, to wit:

All that certain piece or parcel of land, situate in the City of Buffalo, County of Erie and State of New York, and being known and described as the east half of inner lot No. 61 in said City, and bounded northerly by inner lot No. 62, One (1) chain and seventy-five (75) links; easterly by Main Street, One (1) chain and forty-three (43) links; southerly by inner lot No. 60, one (1) chain and seventy-five (75) links; and westerly by the west half of said inner lot No. 61 one (1) chain and forty-three (43) links; containing one-fourth of an acre be the same more or less;

Also all that other piece or parcel of land situate in the said City of Buffalo, being a part of the westerly half of inner lot No. 61 and bounded as follows: beginning at a point one hundred and fifteen (115) feet and six (6) inches easterly from and at right angles with Pearl Street, and forty (40) feet northerly from and at right angles with the southerly line of said inner lot No. 61; thence northerly County of Erie.

William C. Newman, of the City of Buffalo, being duly sworn, says, that he is the temporary president of The First Universalist Society of the City of Buffalo, in the absence of Ray V. Pierce, the president of the said corporation; that he has read the foregoing petition subscribed by him, and that the same is true to the knowledge of the deponent, except as to the matter therein stated to be alleged on in-

30 THE POLITICAL CODE OF THE CIVIL OF ...
er with the tenements, hereditaments and appurtenances there-
to, and is desirous to sell the same for the sum of one hun-
dred and thirty thousand dollars, which amount is, as your
petitioner verily believes, the fair market value of the said
property.

That the following are the reasons why your petitioner
is desirous of selling the said real estate, to wit: the
church building upon the said premises has become unsuited to
the needs of the congregation and is out of repair, and your
petitioner has no means of restoring the said building to a
proper condition unless it be by further mortgaging the prem-
ises, and that a mortgage of ten thousand dollars upon the
premises is now held by the Erie County Savings Bank; that
the property has so enhanced in value since it has been held
by your petitioner that the proceeds of the sale will be suf-
ficient, after satisfying the aforesaid mortgage, to enable
your petitioner to purchase a site in a locality more favor-
able, and to erect upon it a building more suitable to the
purposes for which this corporation was established than the
property now petitioned to be sold.

And your petitioner further desires that the avails of
the above described real estate be applied, first, to the pay-
ment of the mortgage above mentioned, ~~and~~ and the interest
now due upon the same; second, to the purchase of a conven-
iently located lot, and the erection upon it of a building or
buildings suitable to the purposes for which this corporation
was established; and third, to such further uses for the ben-
efit of the said corporation, as its board of trustees shall
determine.

And your petitioner further shows, that at a meeting of
the board of trustees of your petitioner, duly held at the
Board of Trade Building in the City of Buffalo on the fifth
of February, 1891, of which all of the said trustees were du-
ly notified, and at which a majority of the said trustees,

constituting a quorum of the said board, were present, a resolution was passed, authorizing the sale of the said real estate at the price aforesaid, the leave of this court having been first obtained that such sale should be made.

That no previous application has been made for an order authorizing the sale of said real estate.

Your petitioner, therefore, prays that an order may be made by this court for the sale of said real estate hereinbefore described for the price aforesaid, and directing the application of the proceeds of said sale in the manner above mentioned.

Dated February 7, 1891.

*The First Universalist Society
of the City of Buffalo*

*By William C. Newman
Temporary President*

Trustees.

*Geo. W. Townsend,
John C. Jones
Henry Spayth
Frank Whomers,
Jat D. Hull
Theodore W. Moore,
Paul C. Ransom.*

State of New York,)
County of Erie.) ss.

William C. Newman, of the City of Buffalo, being duly sworn, says, that he is the temporary president of The First Universalist Society of the City of Buffalo, in the absence of Ray V. Pierce, the president of the said corporation; that he has read the foregoing petition subscribed by him, and that the same is true to the knowledge of the deponent, except as to the matter therein stated to be alleged on in-

of the said society and on other occasions, and that, so far as he has been able to learn, no controversy or difference of opinion exists among the said members as to the advisability of selling the said property, but that the unanimous opinion of the members of the said society, as well as of the trustees, seems to be that it is advisable that the said property be sold, provided that the fair market value of the same be obtained.

William C. Brown

Sworn before me this seventh
day of February, 1891.

Richard B. Hoffman
Notary Public
Eric Co., N.Y.

At a special term of the Supreme Court, held at the city of
Buffalo, on the 9th day of February, 1891.

Present, Hon. Thomas Corlett, Justice.

In the Matter of the Application of
The First Universalist Society of
the City of Buffalo for Leave to
Sell Real Estate.

On reading and filing the petition, dated February seventh, 1891, of The First Universalist Society of the City of Buffalo, a religious corporation incorporated pursuant to the provisions of an act of the legislature of the State of New York, passed April 5th, 1813, entitled "An act to provide for the incorporation of religious societies," and the acts amendatory thereof and supplementary thereto, praying for leave to sell the real estate described in said petition as follows:

All that certain piece or parcel of land, situate in the City of Buffalo, County of Erie and State of New York, and being known and described as the east half of Inner Lot No. 61 in said city, and bounded northerly by Inner Lot No. 62, one (1) chain and seventy-five (75) links; easterly by Main Street, one (1) chain and forty-three (43) links; southerly by Inner Lot No. 60, one (1) chain and seventy-five (75) links; and westerly by the west half of said Inner Lot No. 61, one (1) chain and forty-three (43) links; containing one-fourth of an acre, be the same more or less;

Also all that other piece or parcel of land situate in the said City of Buffalo, being a part of the westerly half of said Inner Lot No. 61, and bounded as follows: beginning at a point one hundred and fifteen (115) feet and six (6) inches easterly from and at right angles with Pearl Street, and forty (40) feet

northerly from and at right angles with the southerly line of said inner lot No. 61; thence northerly, parallel with the easterly line of Pearl Street, thirty-one (31) feet; thence westerly, at right angles with the easterly line of Pearl Street, seven (7) feet; thence southerly, at right angles with the last mentioned line, thirty-one (31) feet; and thence easterly, at right angles with the last mentioned line, seven (7) feet, to the place of beginning; together with the tenements, hereditaments and appurtenances thereto, and further praying for the directions of this court as to the application of the proceeds of said sale, and on motion of Paul C. Ransom, counsel for the said petitioner:

It is hereby ordered, that the said The First Universalist Society of the City of Buffalo be, and it is hereby, authorized to sell the said real estate at and for the consideration named in said petition, to wit, for the sum of one hundred and thirty thousand dollars (\$130,000.)

And it is further ordered, that the proceeds of said sale, after paying the expenses of this application and of the conveyance of said property, be applied by said corporation as follows, to wit: first, to the payment of the mortgage on the said real estate mentioned in the said petition and held by the Erie County Savings Bank, and the interest now due upon the said mortgage; second, to the purchase of a conveniently located lot, and the erection upon it of a building or buildings suitable to the purposes for which the said corporation was established; and third, to such further uses, for the benefit of the said corporation, as its board of trustees shall determine.

~~Justice Supreme Court.~~

against

Affidavit of Service.

State of New York,
County of

} ss.:

being duly sworn, says that he is over the age of _____ years; and resides at _____ that on the _____ day of _____ 189 _____ at

he personally served the within

by personally delivering to and

leaving with

copy of the same.

He further says, that he knew the person _____ served as aforesaid, to be the person mentioned and described in said _____ in this action.

Sworn before me, this _____ day of _____ 189 _____ }

5768
Supreme Court.

In the Matter of the
Application of the
First Unionist Society
of the City of Buffalo
for Leave to Sell
Real Estate.

Original
Petition and Order.

AVERY & RANSOM,
Attorneys for Petitioner.
113 WHITE BUILDING,
BUFFALO, N. Y.



Due and personal service of _____ cop
of the within _____ admitted this
_____ day of _____ 189 _____

Attorney for
J. X

#5768

Fol.

COUNTY COURT OF ERIE COUNTY.

In the Matter of the Application
of

The First Universalist Society of
the City of Buffalo, for leave to
sell real estate.

TO THE COUNTY COURT OF ERIE COUNTY

The petition of the First Universalist Society of the
City of Buffalo, respectfully shows that your petitioner is a
Religious Corporation, duly incorporated on the twelfth day of
January 1847, pursuant to the provisions to an act of legisla-
ture of the State of New York, passed April 5th, 1813, entitled
"An Act to provide for the incorporation of Religious Societies",
and acts amendatory thereof and supplementary thereto.

That your petitioner is the owner of certain real
estate described as follows to wit:

All that tract or parcel of land situate in the City
of Buffalo, County of Erie and State of New York, being part of
Block No. 35 in that part of the late Village of Black Rock
included in the bounds of the City of Buffalo and bounded as
follows: Beginning on the northeasterly side of Seventh Street,
at the distance of three hundred and twenty-five (325) feet
northwest from the intersection of said Seventh Street with Car-
olina Street (as a six-rod street); thence northwesterly along
said Seventh Street thirty-two (32) feet and nine inches; thence
northeasterly and parallel with Carolina Street one hundred and
thirty-two (132) feet; thence southeasterly parallel with
Seventh Street thirty-two feet and nine inches; and thence south-
westerly and parallel with Carolina Street one hundred and
thirty-two (132) feet to the place of beginning, containing
more or less. Together with the tenements, hereditaments and



the appurtenances thereof, and desires to sell the same for a sum not less than Five thousand five hundred Dollars (\$5500) which amount is, as your petitioner verily believes, the fair market value of said property.

4 That the following are the reasons why your petitioner is desirous of selling the said real estate to wit:

The property came into the possession of your petitioner in December 1900, upon the foreclosure of a first Mortgage held by the said Corporation upon said real estate. The property consists of a large modern and well appointed dwelling house and is situated in a district composed of smaller and less pretentious dwellings. The rents and profits thereof are largely measured by the rents and profits received for surrounding houses, while the taxes and expenses are largely measured by the value of this particular house and lot.

5 The cost of foreclosure, repairing and carrying the property since December 1900, has far exceeded the receipts from rentals, thereby entailing upon your petitioner a substantial financial loss. Your petitioner has no use for a dwelling house in this particular Section of the City; much less for a property whose rental value by reason of peculiar local conditions, there existing, does not equal or exceed its carrying cost.

As a well appointed and modernly equipped dwelling, this property possesses a substantial value, which for reasons before assigned, can be more fully realized by an individual owner than by a Religious Corporation.

6 And your petitioner further desires that the avails of the above described real estate be returned to and become a part of, its invested funds, to be applied to such uses for the benefit of the said Corporation as its board of trustees shall determine.

And your petitioner further shows at a Special Corporate Meeting of the First Universalist Society of the City of

7. Buffalo, duly held at the Church of the Messiah, corner North and Mariner Streets, in the City of Buffalo, on the 16th day of March 1903, of which due and regular notice was given pursuant to Section 84 of the Religious Corporations law of the State of New York, applicable to Churches of the denomination of your petitioner, at which a sufficient number of qualified voters to constitute a quorum, were present, a resolution was passed authorizing the sale of the said real estate at the price aforesaid, the leave of this Court having been first obtained that such real estate should be sold.

8. And your petitioner further shows that at a meeting of the Board of Trustees of your petitioner duly held at the Church of the Messiah aforesaid, on the said 16th day of March 1903, of which all of the said trustees were duly notified, and at which a majority of the said trustees constituting a quorum of the said board were present, a resolution was passed authorizing the sale of the said real estate and empowering the Chairman and Secretary of the Board to execute a conveyance thereof and attach thereto the corporate seal of the said Corporation, the permission of this Court having been first obtained that such sale should be made.

That no previous application has been made for an order authorizing the sale of the said real estate.

That your petitioner further prays that an order may be made by this court for the sale of the said real estate hereinbefore described for the ^{price} aforesaid and directing the application of the proceeds of the said sale in the manner above mentioned.

Dated March 17th, 1903.

9. Trustees.

The First Trustees of the City of Buffalo
By DuMont & Whiting
Chairman of Board of Trustees
: *David B. Whiting*
: *Edward Bailey*
: *John McLaughlin*
: *William H. Baker*
: *Arthur Milinowski*
: *Henry H. Wood*

State of New York, :
County of Erie, : SS.
City of Buffalo. :

DuMont A. Whiting being duly sworn deposes and says:
That he is the Chairman of the Board of Trustees of the First
Universalist Society of the City of Buffalo: That he has read
the foregoing petition subscribed by him and knows the contents
thereof and that the same is true to the knowledge of deponent
except as to the matters therein stated to be alleged on infor-
mation and belief and as to those matters he believes it to be
true. He further states that he is acquainted with a majority
of the members of the First Universalist Society of the City
of Buffalo, and that the question of the sale of the said
property has been repeatedly discussed by the members of the
Church in his hearing both at formal meetings of said Society
and on other occasions and so far as he has been able to
learn no controversy or difference of opinion exist^s among
the said members as to the advisability of selling the said
property, but that the unanimous opinion of the said Society
as well as of the trustees seems to be that it is advisable
that the said property be sold, provided that the price men-
tioned therefor in the petition be obtained.

Subscribed and sworn to before
me this 17th day of March 1903.

DuMont A. Whiting

Frank J. James
Commissioner of Deeds,
in and for Buffalo, N.Y.

At a Term of the County Court held
at the City of Buffalo, N.Y., in
and for the County of Erie on the
17th day of March 1903.

Present, Hon. Edward K. Emery, Judge.

In the Matter of the Application

of

The First Universalist Society of
the City of Buffalo, for leave to
sell real estate.

On reading and filing the petition, dated March 17th,
1903, of the First Universalist Society of the City of Buffalo,
a Religious Corporation incorporated pursuant to the provisions
of an Act of the legislature of the State of New York, passed
April 5th, 1813, entitled "An Act to provide for the incorpo-
ration of Religious Societies", and Acts amendatory thereof and
supplementary thereto, praying for leave to sell the real estate
described in said petition as follows: All that tract or par-
cel of land situate in the City of Buffalo, County of Erie and
State of New York, being part of Block No. 35 in that part of
the late Village of Black Rock included in the bounds of the
City of Buffalo and bounded as follows: Beginning on the north-
easterly side of Seventh Street at the distance of three hun-
dred and twenty-five (325) feet northwest from the intersection
of said Seventh Street with Carolina Street (as a six-rod street);
thence northwesterly along Seventh Street thirty-two (32) feet
and nine inches; thence northeasterly and parallel with Caro-
lina Street one hundred and thirty-two (132) feet; thence south-
easterly parallel with Seventh Street thirty-two (32) feet and
nine inches; and thence southwesterly and parallel with Carolina
Street one hundred and thirty-two (132) feet to the place of
beginning, containing more or less.

And further praying for the direction of this Court as to the application of the proceeds of said sale and on motion of Frank J. Tanner, counsel for the petitioner.

It is hereby Ordered that the said First Universalist Society of the City of Buffalo, be and it is hereby authorized to sell the said real estate at and for the consideration named in the said petition to wit: Five thousand five hundred dollars (\$5500.00).

And it is further Ordered, that the proceeds of the said sale be returned to and become a part of the invested funds of the petitioner to be applied to such uses for the benefit of the said Corporation as its Board of Trustees shall determine.

4
GRANTED

at
MAR 17 1903

CWC.

CLERK.

STATE OF NEW YORK,
Erie County Clerk's Office,

Recorded in Liber 15, page 516
of Record Book of the
City of Buffalo, A. D. 1903
at 11:30 o'clock, A. M.
and examined.

Carl S. Symour
Clerk.

5768
County Court
Erie Co.

In the Matter of the
Application

AGAINST
The First Universalist
Society of the City
of Buffalo, for leave
to sell Real Estate

ORIGINAL.
Petition by Order

FRANK J. TANNER,
Attorney for *Petitioner*
OFFICE AND POST-OFFICE ADDRESS,
858 ELLICOTT SQUARE,
BUFFALO, N. Y.

RECORDING.
742 PRUDENTIAL BUILDING

Due and personal service of a copy of the within
is admitted
this 17 day of March 1903
Attorney for

FILED
ERIE COUNTY
CLERK'S OFFICE

MAR 17 10 30 AM 1903

Sir:

Please take notice that
of which the within is a copy, was this day entered
in the office of the clerk of the within-named court,
at Buffalo, N. Y.

Buffalo, N. Y.,

Yours, etc.,
FRANK J. TANNER,

Attorney for
858 Ellicott Square,
Buffalo, N. Y.

To Esq.

Attorney for

TO THE SUPREME COURT OF THE STATE OF NEW YORK:

The petition of The First Universalist Society respectfully shows, that your petitioner is a religious corporation, duly incorporated on the twelfth day of January, 1847, pursuant to the provisions of an act of the legislature of the State of New York, passed April 5, 1813, entitled "An act to provide for the incorporation of religious societies," and the acts amendatory thereof and supplementary thereto.

That your petitioner is the owner of certain real estate described as follows, to wit:

All that certain piece or parcel of land, situate in the City of Buffalo, County of Erie and State of New York, and being known and described as the east half of inner lot No. 61 in said City, and bounded northerly by inner lot No. 62, One (1) chain and seventy-five (75) links; easterly by Main Street, One (1) chain and forty-three (43) links; southerly by inner lot No. 60, one (1) chain and seventy-five (75) links; and westerly by the west half of said inner lot No. 61 one (1) chain and forty-three (43) links; containing one-fourth of an acre be the same more or less;

Also all that other piece or parcel of land situate in the said City of Buffalo, being a part of the westerly half of inner lot No. 61 and bounded as follows: beginning at a point one hundred and fifteen (115) feet and six (6) inches easterly from and at right angles with Pearl Street, and forty (40) feet northerly from and at right angles with the southerly line of said inner lot No. 61; thence northerly parallel with the easterly line of Pearl Street thirty-one (31) feet; thence westerly at right angles with the easterly line of Pearl Street seven (7) feet; thence southerly at right angles with the last mentioned line thirty-one (31) feet; and thence easterly at right angles with the last mentioned line seven (7) feet to the place of beginning, togeth-

er with the tenements, hereditaments and appurtenances there-
to, and is desirous to sell the same for the sum of one hun-
dred and thirty thousand dollars, which amount is, as your
petitioner verily believes, the fair market value of the said
property.

That the following are the reasons why your petitioner
is desirous of selling the said real estate, to wit: the
church building upon the said premises has become unsuited to
the needs of the congregation and is out of repair, and your
petitioner has no means of restoring the said building to a
proper condition unless it be by further mortgaging the prem-
ises, and that a mortgage of ten thousand dollars upon the
premises is now held by the Erie County Savings Bank; that
the property has so enhanced in value since it has been held
by your petitioner that the proceeds of the sale will be suf-
ficient, after satisfying the aforesaid mortgage, to enable
your petitioner to purchase a site in a locality more favor-
able, and to erect upon it a building more suitable to the
purposes for which this corporation was established than the
property now petitioned to be sold.

And your petitioner further desires that the avails of
the above described real estate be applied, first, to the pay-
ment of the mortgage above mentioned, ~~and~~ and the interest
now due upon the same; second, to the purchase of a conven-
iently located lot, and the erection upon it of a building or
buildings suitable to the purposes for which this corporation
was established; and third, to such further uses for the ben-
efit of the said corporation, as its board of trustees shall
determine.

And your petitioner further shows, that at a meeting of
the board of trustees of your petitioner, duly held at the
Board of Trade Building in the City of Buffalo on the fifth
of February, 1891, of which all of the said trustees were du-
ly notified, and at which a majority of the said trustees,

constituting a quorum of the said board, were present, a resolution was passed, authorizing the sale of the said real estate at the price aforesaid, the leave of this court having been first obtained that such sale should be made.

That no previous application has been made for an order authorizing the sale of said real estate.

Your petitioner, therefore, prays that an order may be made by this court for the sale of said real estate hereinbefore described for the price aforesaid, and directing the application of the proceeds of said sale in the manner above mentioned.

Dated February 7, 1891.

*The First Universalist Society
of the City of Buffalo
By William C. Newman
Temporary President*

Trustees.

*Geo. W. Townsend,
John C. Jones
Henry Spayk
Frank W. ...
Jat D. Hill
Theodore M. Moore,
Paul C. Ransom*

State of New York,)
County of Erie.) ss.

William C. Newman, of the City of Buffalo, being duly sworn, says, that he is the temporary president of The First Universalist Society of the City of Buffalo, in the absence of Ray V. Pierce, the president of the said corporation; that he has read the foregoing petition subscribed by him, and that the same is true to the knowledge of the deponent, except as to the matter therein stated to be alleged on in-

formation and belief, and that as to such matters he believes it to be true. He further states that he is acquainted with a majority of the members of the first Universalist Society of the City of Buffalo, and that the question of the sale of the church property has been repeatedly discussed by the members of the church in his hearing, both at formal meetings of the said society and on other occasions, and that, so far as he has been able to learn, no controversy or difference of opinion exists among the said members as to the advisability of selling the said property, but that the unanimous opinion of the members of the said society, as well as of the trustees, seems to be that it is advisable that the said property be sold, provided that the fair market value of the same be obtained.

William L. Bowman

Sworn before me this seventh
day of February, 1891.

Richard B. Hoffman
Notary Public
Eric Co., N.Y.

At a special term of the Supreme Court, held at the city of Buffalo, on the 9th day of February, 1891.

Present, Hon. Thomas Corlett, Justice.

In the Matter of the Application of
The First Universalist Society of
the City of Buffalo for Leave to
Sell Real Estate.

On reading and filing the petition, dated February seventh, 1891, of The First Universalist Society of the City of Buffalo, a religious corporation incorporated pursuant to the provisions of an act of the legislature of the State of New York, passed April 5th, 1813, entitled "An act to provide for the incorporation of religious societies," and the acts amendatory thereof and supplementary thereto, praying for leave to sell the real estate described in said petition as follows:

All that certain piece or parcel of land, situate in the City of Buffalo, County of Erie and State of New York, and being known and described as the east half of Inner Lot No. 61 in said city, and bounded northerly by Inner Lot No. 62, one (1) chain and seventy-five (75) links; easterly by Main Street, one (1) chain and forty-three (43) links; southerly by Inner Lot No. 60, one (1) chain and seventy-five (75) links; and westerly by the west half of said Inner Lot No. 61, one (1) chain and forty-three (43) links; containing one-fourth of an acre, be the same more or less;

Also all that other piece or parcel of land situate in the said City of Buffalo, being a part of the westerly half of said Inner Lot No. 61, and bounded as follows: beginning at a point one hundred and fifteen (115) feet and six (6) inches easterly from and at right angles with Pearl Street, and forty (40) feet

northerly from and at right angles with the southerly line of said inner lot No. 61; thence northerly, parallel with the easterly line of Pearl Street, thirty-one (31) feet; thence westerly, at right angles with the easterly line of Pearl Street, seven (7) feet; thence southerly, at right angles with the last mentioned line, thirty-one (31) feet; and thence easterly, at right angles with the last mentioned line, seven (7) feet, to the place of beginning; together with the tenaments, hereditaments and appurtenances thereto, and further praying for the directions of this court as to the application of the proceeds of said sale, and on motion of Paul C. Ransom, counsel for the said petitioner:

It is hereby ordered, that the said The First Universalist Society of the City of Buffalo be, and it is hereby, authorized to sell the said real estate at and for the consideration named in said petition, to wit, for the sum of one hundred and thirty thousand dollars (\$130,000.)

And it is further ordered, that the proceeds of said sale, after paying the expenses of this application and of the conveyance of said property, be applied by said corporation as follows, to wit: first, to the payment of the mortgage on the said real estate mentioned in the said petition and held by the Erie County Savings Bank, and the interest now due upon the said mortgage; second, to the purchase of a conveniently located lot, and the erection upon it of a building or buildings suitable to the purposes for which the said corporation was established; and third, to such further uses, for the benefit of the said corporation, as its board of trustees shall determine.

~~Justice Supreme Court.~~

**The Following
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CITY OF BUFFALO, COUNTY OF ERIE, STATE OF NEW YORK.

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In the Matter of the Application

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of
The First Universalist Society of
the City of Buffalo, for leave to
sell real estate.

TO THE COUNTY COURT OF ERIE COUNTY

The petition of the First Universalist Society of the City of Buffalo, respectfully shows that your petitioner is a Religious Corporation, duly incorporated on the twelfth day of January 1847, pursuant to the provisions to an act of legislature of the State of New York, passed April 5th, 1813, entitled "An Act to provide for the incorporation of Religious Societies", and acts amendatory thereof and supplementary thereto.

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the appurtenances thereof, and desires to sell the same for a sum not less than Five thousand five hundred Dollars (\$5500) which amount is, as your petitioner verily believes, the fair market value of said property.

That the following are the reasons why your petitioner is desirous of selling the said real estate to wit:

4 The property came into the possession of your petitioner in December 1900, upon the foreclosure of a first Mortgage held by the said Corporation upon said real estate. The property consists of a large modern and well appointed dwelling house and is situated in a district composed of smaller and less pretentious dwellings. The rents and profits thereof are largely measured by the rents and profits received for surrounding houses, while the taxes and expenses are largely measured by the value of this particular house and lot.

5 The cost of foreclosure, repairing and carrying the property since December 1900, has far exceeded the receipts from rentals, thereby entailing upon your petitioner a substantial financial loss. Your petitioner has no use for a dwelling house in this particular Section of the City; much less for a property whose rental value by reason of peculiar local conditions, there existing, does not equal or exceed its carrying cost.

As a well appointed and modernly equipped dwelling, this property possesses a substantial value, which for reasons before assigned, can be more fully realized by an individual owner than by a Religious Corporation.

6 And your petitioner further desires that the avails of the above described real estate be returned to and become a part of, its invested funds, to be applied to such uses for the benefit of the said Corporation as its board of trustees shall determine.

And your petitioner further shows at a Special Corporate Meeting of the First Universalist Society of the City of

7
Buffalo, duly held at the Church of the Messiah, corner North and Mariner Streets, in the City of Buffalo, on the 16th day of March 1903, of which due and regular notice was given pursuant to Section 84 of the Religious Corporations law of the State of New York, applicable to Churches of the denomination of your petitioner, at which a sufficient number of qualified voters to constitute a quorum, were present, a resolution was passed authorizing the sale of the said real estate at the price aforesaid, the leave of this Court having been first obtained that such real estate should be sold.

8
And your petitioner further shows that at a meeting of the Board of Trustees of your petitioner duly held at the Church of the Messiah aforesaid, on the said 16th day of March 1903, of which all of the said trustees were duly notified, and at which a majority of the said trustees constituting a quorum of the said board were present, a resolution was passed authorizing the sale of the said real estate and empowering the Chairman and Secretary of the Board to execute a conveyance thereof and attach thereto the corporate seal of the said Corporation, the permission of this Court having been first obtained that such sale should be made.

That no previous application has been made for an order authorizing the sale of the said real estate.

That your petitioner further prays that an order may be made by this court for the sale of the said real estate hereinbefore described for the price aforesaid and directing the application of the proceeds of the said sale in the manner above mentioned.

Dated March 17th, 1903.

9
Trustees.

The First Ministers of the City of Buffalo
Raymond M. Whitely
Chairman of Board of Trustees
: *David B. Sherman*
: *Edward Bailey*
: *John M. Clark*
: *William H. Baker*
: *Arthur Milinowski*
: *St. Thomas of*
: *Henry H. Wendt*

State of New York, :

County of Erie, : SS.

City of Buffalo. :

DuMont A. Whiting being duly sworn deposes and says:

That he is the Chairman of the Board of Trustees of the First Universalist Society of the City of Buffalo: That he has read the foregoing petition subscribed by him and knows the contents thereof and that the same is true to the knowledge of deponent except as to the matters therein stated to be alleged on information and belief and as to those matters he believes it to be true. He further states that he is acquainted with a majority of the members of the First Universalist Society of the City of Buffalo, and that the question of the sale of the said property has been repeatedly discussed by the members of the Church in his hearing both at formal meetings of said Society and on other occasions and so far as he has been able to learn no controversy or difference of opinion exists among the said members as to the advisability of selling the said property, but that the unanimous opinion of the said Society as well as of the trustees seems to be that it is advisable that the said property be sold, provided that the price mentioned therefor in the petition be obtained.

Subscribed and sworn to before

me this 17th day of March 1903.

DuMont A. Whiting

Frank J. Jansen

Commissioner of Deeds

City of Buffalo, N.Y.

At a Term of the County Court held
at the City of Buffalo, N.Y., in
and for the County of Erie on the
17th day of March 1903.

Present, Hon. Edward K. Emery, Judge.

In the Matter of the Application

of

The First Universalist Society of
the City of Buffalo, for leave to
sell real estate.

On reading and filing the petition, dated March 17th,
1903, of the First Universalist Society of the City of Buffalo,
a Religious Corporation incorporated pursuant to the provisions
of an Act of the legislature of the State of New York, passed
April 5th, 1813, entitled "An Act to provide for the incorpo-
ration of Religious Societies", and Acts amendatory thereof and
supplementary thereto, praying for leave to sell the real estate
described in said petition as follows: All that tract or par-
cel of land situate in the City of Buffalo, County of Erie and
State of New York, being part of Block No. 35 in that part of
the late Village of Black Rock included in the bounds of the
City of Buffalo and bounded as follows: Beginning on the north-
easterly side of Seventh Street at the distance of three hun-
dred and twenty-five (325) feet northwest from the intersection
of said Seventh Street with Carolina Street (as a six-rod street);
thence northwesterly along Seventh Street thirty-two (32) feet
and nine inches; thence northeasterly and parallel with Caro-
lina Street one hundred and thirty-two (132) feet; thence south-
easterly parallel with Seventh Street thirty-two (32) feet and
nine inches; and thence southwesterly and parallel with Carolina
Street one hundred and thirty-two (132) feet to the place of
beginning, containing more or less.

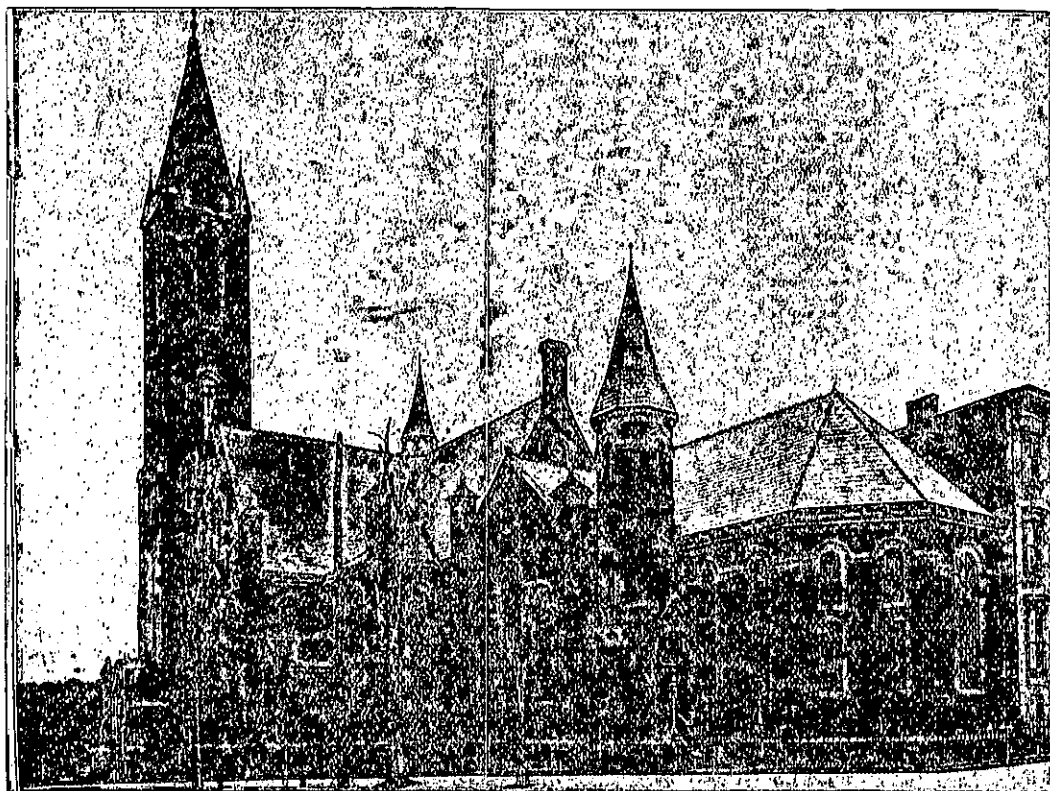
And further praying for the direction of this Court as to the application of the proceeds of said sale and on motion of Frank J. Tanner, counsel for the petitioner.

It is hereby Ordered that the said First Universalist Society of the City of Buffalo, be and it is hereby authorized to sell the said real estate at and for the consideration named in the said petition to wit: Five thousand five hundred dollars (\$5500.00).

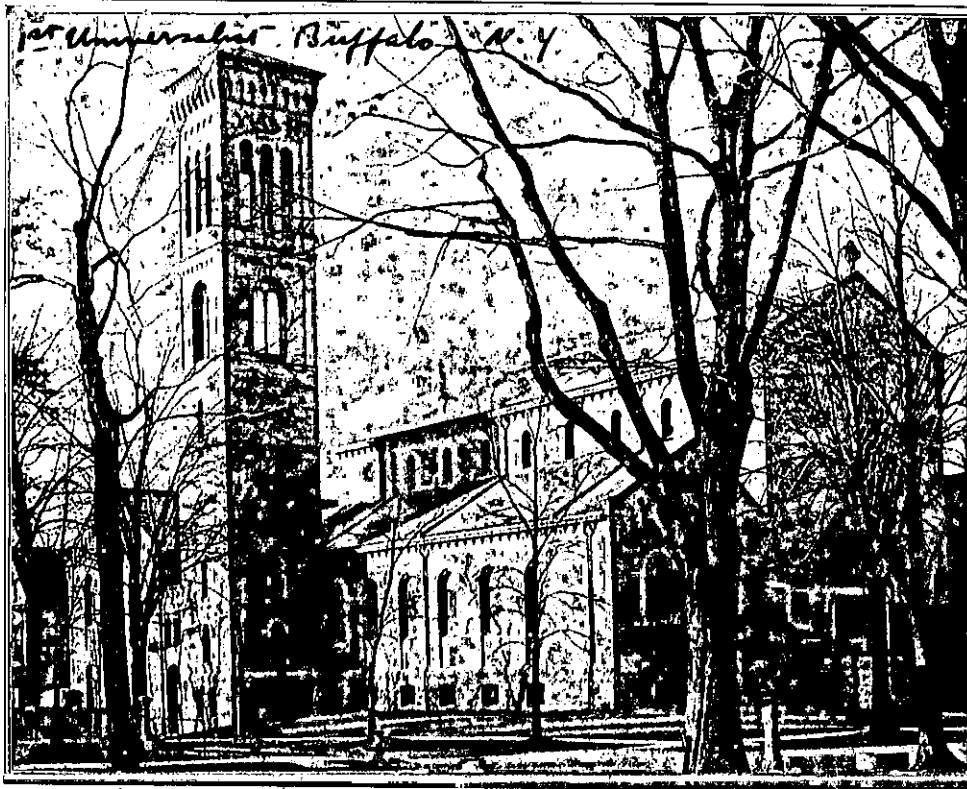
And it is further Ordered, that the proceeds of the said sale be returned to and become a part of the invested funds of the petitioner to be applied to such uses for the benefit of the said Corporation as its Board of Trustees shall determine.

GRANTED
MAR 17 1903

[Signature]
CLERK



**FORMER GRACE CHURCH, UNIVERSALIST
BUFFALO, ERIE COUNTY, NY**



**FORMER FIRST UNIVERSALIST CHURCH
BUFFALO, ERIE COUNTY, NY**