

DECLARATION OF TRUST

THE UNIVERSITY CHRISTIAN CHURCH

ENDOWMENT FOR CREATIVE MINISTRY

ESTABLISHED SEPTEMBER 9, 1981

DECLARATION OF TRUST

This Declaration of Trust is made as of September 9, 1981, between UNIVERSITY CHRISTIAN CHURCH of Austin, Texas, a Texas non-profit corporation, established in November, 1946, as a Christian church (Disciples of Christ), Grantor, and Robert L. Anderson , Hugh A. Eckols , Donna Erwin , Kay Baker , Mike Metschan , Roy Snodgrass , Carolyn Oatman , Cecil Morgan , and Charles C. Sansom, Trustees, as follows:

1. Name of Trust. This Trust shall be known and described as THE UNIVERSITY CHRISTIAN CHURCH ENDOWMENT FOR CREATIVE MINISTRY.

2. Term of Trust. This Trust shall be irrevocable and shall exist in perpetuity.

3. Purpose of the Trust. This Trust is established to create a permanent fund for the endowment of the ministry of University Christian Church in order to enhance, encourage and develop a more creative ministry to all those persons who may come within its influence.

The purpose shall always include a continuing witness to the Christian gospel as expressed in the New Testament and as informed by the Judeo-Christian tradition of the Old Testament.

4. Trust Assets. The Trust shall consist of the cash and property listed on the attached Exhibit A which have been

dedicated to the Trust purposes and such gifts, receipts, income and gain as may be received or realized by the Trust from future contributions or investments.

5. The Guest Lecture Program. The plan of operation of the Trust includes the establishment of a Guest Lecture Program which will include the leadership of outstanding ministers and laymen from the United States and abroad who will be invited to speak at University Christian Church at Sunday worship services and at other appropriate times and to conduct workshops and seminars for interested members, students and visitors.

It is anticipated that the numbers of such guest lecturers shall be at least four and as many as ten per year but that, on occasion, a person may be available for an extended series of sermons, lectures or workshops which may be for a longer term.

6. The Program Committee. The Program Committee of the Trust shall consist of not less than five nor more than nine persons who shall be appointed for annual terms by the official board of University Christian Church, or, in default thereof, by the Trustees of this Trust.

Members of the committee may succeed themselves for no more than three consecutive annual terms.

It shall be the responsibility of the Program Committee to choose or suggest the general areas of emphasis for

the guest lecture series for each year; provide guidelines for the guest lecturers or preachers and for the workshops and seminars to be conducted.

The Program Committee shall select, invite and sponsor each guest lecturer or preacher and shall be responsible for the travel, housing and other accommodations for each guest.

The Program Committee will be responsible for announcements, invitations, programs and publicity for each event sponsored by the Trust.

The Program Committee, for each year, shall be appointed not later than August 1 of the year preceding the year of its anticipated responsibility and the term of such committee shall extend from August 1 until December 31 of the following year.

It is anticipated that terms of members of the Program Committee may overlap the terms of the committee for the succeeding year, and, in some instances, may have duplicate membership.

The Program Committee shall be responsible for the development of additional programs of creative ministry and shall not be limited to those relating to the guest lecture program. Programs suggested by the Program Committee shall be approved by the Trustees, in each instance, before implementation.

7. Use of Endowment Income and Principal. The income of the Trust and not more than five percent (5%) of the principal thereof may be devoted in any calendar year to the programs of the Trust as recommended by the Program Committee and approved by the Trustees.

It is the intent and objective of the Grantor that the endowment shall be developed and increased for expanded availability of income for the Trust purposes, and that the use of Trust principal should be limited wherever feasible to periods when the total resources of the Trust would not allow a viable program of activities for the years. Nevertheless, the discretion of the Trustees shall be absolute as to the use of principal up to five percent thereof in any year.

8. Powers and Liabilities of the Trustees. The Trustees are authorized to make such investments of Trust property as they may, in their sole discretion, determine and they shall have all powers granted to Trustees pursuant to the Texas Trust Act.

The Trustees shall be empowered to incur and pay all appropriate and reasonable costs and expenses for the operation and continuation of the Trust and for the performance of the purposes of the Trust.

The Trustees are specifically authorized and empowered to accept gifts with retained life interests and to accept charitable remainders with retained annuities pursuant to the

rules applicable to unitrusts. They are further authorized to purchase annuities, life insurance policies and to make contracts for the guarantee of the interests of life tenants and other limited term estates.

The Trustees shall not be personally liable for their conduct except in the case of gross negligence or malfeasance.

9. Limitation of Resources. It is intended that this endowment shall not be used for the general operating budget of University Christian Church nor for purposes not directly related to the purposes of the Trust. Nevertheless, it is recognized that the development of a program of creative ministry requires a measure of discretion in meeting changing environments with changing strategies.

Therefore, the Trustees are directed to limit the use of the resources of the endowment to those programs and purposes which, in addition to those regularly employed by University Christian Church, shall, in judgment of the Trustees, result - in the most direct manner possible under the circumstances - in the establishment, nurture and enhancement of a creative ministry at the University Christian Church.

10. Selection and Tenure of Trustees. The Trustees have been appointed initially by the official board of University Christian Church, the initial terms to be chosen by lot for the period beginning upon the effective date of the trust, and as to five of the nine Trustees, for a term from the

effective date until January 1 of the following year and for three years thereafter, and as to the remaining four of the nine Trustees, for a term from the effective date until June 1 of the following year, and for four years thereafter. Following the initial term, the terms of the Trustees shall be for three years.

The Trustees may succeed themselves for one additional consecutive three-year term upon nomination and election by the official board. In the absence of selection by the official board by December 31 of the year in which the term of a Trustee shall expire, the Trustee shall continue in office until his successor is chosen; except that, in the event of the default in his selection for a period of six months following the normal end of his term, the remaining Trustees may appoint his or her successor.

11. Officers and ByLaws. The Trustees may elect from their membership such officers as they deem to be appropriate to the conduct of the affairs of the Trust, and may delegate to such officers such administrative and ministerial functions as they may direct; the terms of such officers to be prescribed by the Trustees.

The Trustees shall maintain ByLaws for the conduct of the affairs of the Trust, establishing meeting dates, procedures and policies which shall be available to the public.

12. Voting. A majority vote of the Trustees shall be required for all decisions.

13. Alternative Beneficiaries. In the event the University Christian Church does not elect to utilize the resources of the endowment for a program of creative ministry or should the University Christian Church cease to maintain an established Christian church congregation at its present location near the campus of the University of Texas, then the Trustees may, in their discretion, devote the income of the endowment and up to five percent of the principal thereof in each calendar year to such other entities or institutions in Texas, qualified as a church, association of churches, or church-related organization under the provisions of Sec. 170(B)(1)(a) of the Internal Revenue Code, as amended, as shall be most likely to faithfully carry out the original purposes of the endowment, giving preference to churches of the Disciples of Christ.

14. Amendment. This Trust may not be amended as to its purpose nor may it be revoked, but it may be amended as to the selection, tenure and functions of the Program Committee; provided that they shall not be allowed to impair, diminish or infringe upon the powers, duties or discretion of the Trustees. Authorized amendments may be accomplished by two-thirds vote of a quorum of the official board of University Christian Church and of a majority vote of the Trustees.

WITNESS OUR HANDS this 9th day of September, 1981.

GRANTOR:

UNIVERSITY CHRISTIAN CHURCH

By (signed) William B. Hilgers
Chairman

ATTEST:

(signed) Diane Martin
Secretary

TRUSTEES:

(signed) Robert L. Anderson

(signed) Kay Baker

(signed) Carolyn Oatman

(signed) Hugh A. Eckols

(signed) Mike Metschan

(signed) Cecil A. Morgan

(signed) Donna Erwin

(signed) Roy Snodgrass

(signed) Charles C. Sansom

(August 2006: Original on file at Church offices.)