

MAINE STATE LEGISLATURE

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EIGHTY-SECOND LEGISLATURE

S. P. No. 35

S. D. No. 51

In Senate, Feb. 5, 1925.

Reported by Mr. Hussey from Committee on Judiciary and
laid on table to be printed under joint rules.

ROYDEN V. BROWN, Secretary.

Presented by Senator Anthoine of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-FIVE

AN ACT Ratifying Transfer of Land from State of Maine
to Trustees of Gorham Academy in the County of Cumber-
land, and from Trustees of Gorham Academy in the County
of Cumberland to State of Maine.

Be it enacted by the People of the State of Maine, as follows:

The following deeds of transfers of real estate in the town
2 of Gorham are hereby ratified, confirmed and validated for
3 the purposes therein set forth and of transferring title to the
4 real estate described therein, viz:

(1) Quit-claim deed from the State of Maine dated the
2 twenty-sixth day of September, one thousand nine hundred
3 and twenty-four, and to be recorded in Cumberland county
4 registry of deeds, conveying to the trustees of Gorham

5 Academy in the County of Cumberland certain real estate
6 situated on the easterly side of the street commonly called
7 School street in Gorham village in the town of Gorham,
8 County of Cumberland and State of Maine, and bounded
9 northerly by land formerly of Eli Clay, now Fred E. Me-
10 serve; easterly by land of the heirs of the late John A. Wa-
11 termen and land of Ivory S. McDaniel; southerly by land
12 of Ivory S. McDaniel and westerly by said School street,
13 and being the same premises which were conveyed to the
14 State of Maine by the trustees of Gorham Academy in the
15 County of Cumberland by deed dated October twenty-second,
16 one thousand nine hundred and nine, and recorded in
17 Cumberland county registry of deeds, book 851, page 229.

(2) Deed of trust from trustees of Gorham Academy in
2 the County of Cumberland to State of Maine dated the
3 twenty-sixth day of September, one thousand nine hundred
4 and twenty-four and recorded in Cumberland county
5 registry of deeds, book 1183, page 352, conveying the same
6 premises above described in trust for the joint use of the
7 State of Maine and the town of Gorham for the erection of
8 buildings for school purposes in connection with the State
9 Normal School located at said Gorham for educational purposes,
10 and for such purposes as are set forth in said deed.

EXHIBITS

(Copy)

KNOW ALL MEN BY THESE PRESENTS,—THAT,
WHEREAS THE STATE OF MAINE and THE TOWN OF GORHAM in said STATE desire to use the hereinafter-described parcel of real estate jointly for educational purposes, by erecting and maintaining thereon a school building; AND

WHEREAS said STATE and said TOWN purpose to enter into an agreement whereby the joint use of said real estate may be restricted to use wholly by said STATE or wholly by said TOWN, as the parties shall agree; AND

WHEREAS THE TRUSTEES OF GORHAM ACADEMY IN THE COUNTY OF CUMBERLAND are willing that said real estate shall be used for educational purposes by said STATE and said TOWN jointly or by either of them singly:—

NOW THEREFORE, in consideration of the premises and of ONE DOLLAR to it paid by the said STATE OF MAINE, the receipt whereof is hereby acknowledged, THE TRUSTEES OF GORHAM ACADEMY IN THE COUNTY OF CUMBERLAND, a corporation existing under the laws of THE STATE OF MAINE, does hereby remise, release, bargain, sell and convey, and forever quit-claim unto the said STATE OF MAINE, its successors and assigns forever, as TRUSTEES, the following described lot or parcel of land situated in said Gorham, on the easterly side of the road commonly called School Street in Gorham Village, and bounded northerly by land formerly of Eli Clay, now of Fred E. Meserve; easterly by land of the heirs of the late John A. Waterman and land of Ivory S. McDaniel; southerly by land of said McDaniel; and westerly by said School Street. Said lot of land is known as the "Old Seminary Lot," and is the same lot of land conveyed by said TRUSTEES OF GORHAM ACADEMY IN THE COUNTY OF CUMBERLAND to said STATE OF MAINE, by deed dated October 22d., A. D. 1909, recorded in Cumberland County Registry of Deeds, Book 851, Page 229, and the same reconveyed by said STATE OF MAINE to said TRUSTEES OF GORHAM ACADEMY IN THE COUNTY OF CUMBERLAND by deed of even date herewith, but signed, sealed and delivered before the signing, sealing and delivery of THESE PRESENTS.

TO HAVE AND TO HOLD THE SAME, together with all the privileges and appurtenances thereunto belonging, to the said STATE OF MAINE, its successors and assigns forever to it and their use and behoof forever, as TRUSTEES, for the following uses, to wit:—

FIRST:—Said STATE OF MAINE shall hold said premises IN TRUST for the joint use of said STATE for the erection of buildings for school purposes in connection with the STATE NORMAL SCHOOL located at said Gorham and said TOWN OF GORHAM, for educational purposes, and for no other purposes whatsoever.

SECOND:—In case said STATE OF MAINE and said TOWN OF GORHAM shall agree that the use of said lot and buildings shall be wholly vested in said STATE for the purposes aforesaid in connection with said STATE NORMAL SCHOOL, then said STATE shall hold said premises for such use, alone, and for no other purposes whatsoever; and in case said STATE and said TOWN shall agree that said TOWN shall become the sole occupant and possessor of said premises, then said STATE shall hold said premises IN TRUST for the use of said TOWN, alone, and for no other purposes whatsoever.

THIRD:—Whenever the joint and separate use of said premises shall terminate, then, and in that case, said premises shall revert to said TRUSTEES OF GORHAM ACADEMY IN THE COUNTY OF CUMBERLAND, its successors and assigns forever.

And said TRUSTEES OF GORHAM ACADEMY IN THE COUNTY OF CUMBERLAND in its corporate capacity doth hereby COVENANT with the said STATE OF MAINE, that it will WARRANT AND DEFEND THE premises hereby conveyed, to the said STATE OF MAINE forever, and to its successors and its assigns, forever, against the lawful claims and demands of all persons claiming by, through or under it, the said TRUSTEES OF GORHAM ACADEMY IN THE COUNTY OF CUMBERLAND,

IN WITNESS WHEREOF, the Board of Trustees of said GORHAM ACADEMY, having by resolution authorized the execution of THESE PRESENTS, has caused the same to be signed, and has affixed its seal thereto, by the hands of its Presi-

dent and its Treasurer, on this twenty-sixth day of September,
A. D. 1924.

Signed, sealed and delivered

in presence of

M. G. Connellan to both

Trustees of Gorham Acad-
emy in the County of
Cumberland

by Isaac W. Dyer, President.

John A. Waterman, Treasurer.

STATE OF MAINE, CUMBERLAND, ss. October 24, 1924.

Then personally appeared the above named Isaac W. Dyer,
President, and John A. Waterman, Treasurer of said Board of
Trustees, and each acknowledged the foregoing instrument to
be his free act and deed in his said capacity, and the free act
and deed of said GORHAM ACADEMY IN THE COUNTY
OF CUMBERLAND.

Before me,

MELVILLE W. KENT,

Justice of the Peace.

State of Maine

Cumberland, ss. Registry of Deeds

Received Nov. 20, 1924

at 11 Hs. M A. D. and recorded in

Book 1183 Page 352

Attest:

Norman True,

Register.

(Copy)

KNOW ALL MEN BY THESE PRESENTS, That The
State of Maine, a body corporate, in consideration of One Dol-
lar and other valuable considerations paid by The Trustees of
Gorham Academy in the County of Cumberland, a body cor-
porate and existing under the laws of the State of Maine, the
receipt whereof The State of Maine doth hereby acknowledge,
doth hereby Remise, Release, Bargain, Sell and Convey, and
forever Quit-Claim unto the said The Trustees of Gorham
Academy in the County of Cumberland, its successors and as-
signs forever, a certain lot of land situated on the easterly side
of the street commonly called School Street in Gorham Village

in Gorham in the County of Cumberland and State of Maine, and bounded northerly by land formerly of Eli Clay, now of Fred E. Meserve; easterly by land of the heirs of the late John A. Waterman and land of Ivory S. McDaniel; southerly by land of Ivory S. McDaniel; and westerly by said street. Said premises are, and it is the intention of this deed to convey the same conveyed to The State of Maine by The Trustees of Gorham Academy in the County of Cumberland by deed dated October 22d., A. D. 1909, and recorded in Cumberland County Registry of Deeds, Book 851, Page 229.

To Have and to Hold the same, with all privileges and appurtenances thereunto belonging, to, the said The Trustees of Gorham Academy in the County of Cumberland, its successors and assigns forever.

And The State of Maine doth Covenant with the said The Trustees of Gorham Academy in the County of Cumberland, its successors and assigns, that it will Warrant and Defend the premises to it, the said Grantee, its successors and assigns forever, against the lawful claims and demands of all persons claiming by, through or under The State of Maine.

IN WITNESS WHEREOF, The State of Maine hath caused these Presents to be subscribed and hath affixed hereto its seal, by the hand of Carleton P. Merrill, President of the Board of Trustees of the State Normal Schools, and Augustus O. Thomas, Secretary of said Board of Trustees, on this 26th day of September, A. D. 1924.

CARLETON P. MERRILL,

Pres.

AUGUSTUS O. THOMAS,

Secy.

State of Maine

Somerset, ss.

September 26, 1924.

Personally appeared the above named

Carleton P. Merrill

and acknowledged the above instrument to be the free act and deed of The State of Maine

Before me,

LESLIE R. GOLDSMITH,

Notary Public.