

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 1386**

H. P. 1213

House of Representatives, March 25, 1953

Received by unanimous consent on motion of Mr. Stanley of Hampden.  
Tabled pending reference and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Stanley of Hampden.

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**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-THREE

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**AN ACT Accepting from Dorothea Dix Memorial Association a Deed of  
Gift of Dorothea Dix Park.**

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Whereas, Dorothea Dix Memorial Association, a corporation duly existing at law and having an established location at Hampden, Penobscot County, Maine, is the owner in fee simple of two parcels of land situated in said Hampden on the banks of the Penobscot River which constitutes the area known as Dorothea Dix Park; and

Whereas, said Dorothea Dix Park is a wooded area of great natural beauty which the citizens of Hampden and neighboring towns have for many years enjoyed as a place of public recreation; and

Whereas, most of the members of the Dorothea Dix Memorial Association have now died or moved away from Hampden so that the Association is no longer in a position to care for this park; and

Wherefore said Dorothea Dix Memorial Association now offers to donate and convey to the State of Maine its title in fee simple to said park upon the condition that said premises shall be forever used for public recreational purposes, and shall be forever kept as a sanctuary for wild beast and birds;

Now therefore, the State of Maine by Act of the Legislature hereby accepts from said Dorothea Dix Memorial Association title in fee simple to Dorothea Dix Park in Hampden, Maine, for public recreational purposes and as a sanctuary for wild beasts and birds, subject to the condition above set forth and expressed in the following deed of conveyance.

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

### DEED

KNOW ALL MEN BY THESE PRESENTS that DOROTHEA DIX MEMORIAL ASSOCIATION, a corporation duly organized and existing at law and having an established location at Hampden, in the County of Penobscot and State of Maine, in consideration of one dollar and other valuable consideration (being less than \$100.00 in all), paid by the STATE OF MAINE, the receipt whereof is hereby acknowledged, do hereby give, grant, bargain, sell and convey unto the said STATE OF MAINE two certain lots or parcels of land situated in said Hampden and bounded and described as follows :

**PARCEL NO. 1:** A certain lot of land in said Hampden lying on the easterly side of U. S. Highway No. 1 leading from Hampden Lower Corner to Winterport, and bounded as follows: Beginning at a spotted cedar post in the fence on the south line of land formerly owned by heirs of Ezekiel Hopkins near two apple trees; thence easterly in the south line of said Hopkins heirs land to the Penobscot River; thence southerly by said river about one hundred and eighty-two feet to a stake; thence westerly parallel with the first bound to a stake standing in the open field; thence northerly at right angles, about one hundred and eighty-two feet to the point begun at. ALSO a right of way from the land above conveyed to said U. S. Highway No. 1, said right of way to be on the northerly side of land owned in 1899 by Thomas C. Lennan lying between the land above conveyed and said U. S. Highway No. 1. Being the same premises conveyed to this Grantor by the said Thomas C. Lennan by his deed dated June 24, 1899, and recorded in Penobscot Registry of Deeds in Vol. 690, Page 463.

**PARCEL NO. 2:** Another certain lot or parcel of land situated on the easterly side of said U. S. Highway No. 1, the same being a part of what was formerly the Hopkins pasture situated in Hampden aforesaid, and bounded as follows, to wit: Beginning at a stake on the easterly side of said U. S. Highway No. 1 leading from Hampden Lower Corner to Winterport

at the northwest corner of land formerly of A. J. Nichelson; thence north  $40^{\circ}$  east by said highway twenty-one rods and six links to a cedar post in the southwest corner of land formerly of heirs of Patrick Ryan and formerly land of Ezekiel Hopkins; thence south  $85^{\circ} 15'$  east to a spotted stake in the south line of land formerly of heirs of Ezekiel Hopkins; thence southerly about one hundred and eighty-two feet to a stake; thence easterly to the Penobscot river; thence southerly by said river to the north line of land formerly owned by David Baker in 1900; thence north  $85^{\circ} 15'$  west thirty-five rods; thence north  $14\frac{1}{2}^{\circ}$  east eight rods and four links to the northeast corner of land owned by one Elder in 1900; thence north  $85^{\circ}$  west on line of Elder lot, ninety-three rods and twenty links to a cedar post; thence westerly about twenty-nine rods and eighteen links to said U. S. Highway No. 1 and the point begun at. Being the same premises conveyed to this Grantor by the said Thomas C. Lennan by his deed dated April 16, 1900 and recorded in said Registry of Deeds in Vol. 697, Page 312.

This conveyance is subject to the condition that said premises shall be forever used for public recreational purposes and shall be forever kept as a sanctuary for wild beasts and birds.

This deed is executed, sealed and delivered by the President, Vice President and Secretary of the Dorothea Dix Memorial Association by virtue of the authority granted said officers by vote at a legal meeting of the corporation duly called and held, held at said Hampden on March 21, A. D. 1953.

TO HAVE AND TO HOLD the aforegranted premises, with all the privileges and appurtenances thereof, to the said STATE OF MAINE, subject to the above mentioned conditions. And said Grantor does covenant with the said Grantee that it is lawfully seized in fee of the premises; that they are free of all incumbrances; that it has good right to sell and convey the same to the said Grantee and that it and its successors and assigns shall and will warrant and defend the same to the said Grantee against the lawful claims and demands of all persons.

IN WITNESS WHEREOF, the said DOROTHEA DIX MEMORIAL ASSOCIATION has caused this deed to be signed in its corporate name and a seal to be affixed thereto on behalf of said corporation by Grace H. Pendelton, its President, Maude Rogers, its secretary, and Gladys E. Whitney, its Vice President, thereunto duly authorized, this twenty-third day

of March in the year of our Lord one thousand nine hundred and fifty-three.

Signed, sealed and delivered  
in presence of

DOROTHEA DIX MEMORIAL ASSOCIATION (L. S.)

<u>LESLIE H. STANLEY</u>	BY	<u>GRACE H. PENDELTON</u>
		Its President
<u>LESLIE H. STANLEY</u>		<u>MAUDE ROGERS</u>
		Its Treasurer
<u>RANDOLPH A. WEATHERBEE</u>		<u>GLADYS E. WHITNEY</u>
		Its Vice President

STATE OF MAINE:  
PENOBSCOT: SS.

March 23, A. D. 1953

Personally appeared the above named Grace H. Pendleton, President, and Maude Rogers, Secretary, of Dorothea Dix Memorial Association, and acknowledged the above instrument to be their own free acts and deeds in their said capacities and the free act and deed of said Dorothea Dix Memorial Association.

Before me,

Notarial	<u>Alta N. Rogers</u>
Seal	Notary Public

STATE OF MAINE:  
PENOBSCOT: SS.

March 23, A.D. 1953

Personally appeared the above named Gladys E. Whitney, Vice President of Dorothea Dix Memorial Association, and acknowledged the above instrument to be her own free act and deed in her said capacity and the free act and deed of said Dorothea Dix Memorial Association.

Before me,

Notarial	<u>Randolph A. Weatherbee</u>
Seal	Notary Public