

Condition of Deed of Gift

"I have expended considerable sums of money in enclosing the said lands with a suitable iron railing and also in the erection of suitable buildings thereon for the purpose of a Keeper's house plant houses band stand and waiting rooms and also in the formation of carriage ways and walks planting of trees and shrubs: And whereas my object in effecting the said purchase was to provide a suitable public park and recreation ground for the inhabitants of the Burgh of Govan in the immediate neighbourhood of which my husband carried on the business of an Engineer and Shipbuilder and in the welfare of which he ever manifested a deep interest: And now seeing that it is proper that these present should be granted in manner underwritten for the purpose of vesting the said lands and whole premises (all which are hereinafter referred to as the park_ in the Commissioners of the Burgh of Govan and of setting forth generally the condition under which the same are to be held: Therefore I hereby depose to and in favour of Alexander Campbell etc etc (named Commissioners of the Burgh) and their successors in office heritably and irredeemably. In the first place All and Whole that plot or area of ground containing eighteen acres one rood four poles and seven tenth parts of a pole imperial measure be the same more or less Bounded as follows etc etc (description of land and also removal of claims from parties previously in ownership or tenancy)

First

The Park shall in affectionate remembrance of my said husband and also of his father the late David Elder be termed and in all time coming bear the name of the Elder Park

Secondly

It shall at no time and in no circumstances be competent for the said Commissioners of their foresaids to alienate or give out on lease any portion of the Park

Thirdly

The Park shall be occupied and possessed as a public park principally for the use and enjoyment of the inhabitants of the said Burgh in the way of healthful recreation by music and amusements and for no other uses or purposes whatever

Fourthly

Notwithstanding the preceding article it shall be competent to the said Commissioners to erect upon the east side of the Park a public reading room or museum and hall for the use of the inhabitants of Govan

Fifthly

No games shall at anytime be allowed to be played on any portion of the Park

Sixthly

The park shall at all times be kept and maintained by the said Commissioners in the like good order and condition in which it is at the date hereof

Seventhly

Having reference to my desire to secure for the inhabitants of the Burgh healthful recreation

no drains unless required for sanitary purposed connected with the park itself and no thoroughfares through the park shall be permitted nor shall any gates be opened at any places other than those at which gates have already been erected

Eighthly

If at any time the Commissioners shall for the purpose of effecting any necessary work in the course of the year deem it proper to close the park wholly or partially for a few days either consecutively or otherwise but not exceeding seven days in the whole unless from the nature of the work a longer time is necessary they shall be entitle to do so

Ninthly

It shall be incumbent on the Commissioners to provide a good band of music in the Park twice a week in summer that is from thirtieth April to thirtieth September in each year and in winter at such times as they may find suitable. Further but subject to such regulations as to situation and time as the Commissioners may from time to time deem proper other bands of music may be allowed to play in the Park

Tenthly

The park shall be used and occupied in accordance with the Bye Laws and Regulation hereto annexed. But it shall be competent to the said Commissioners and their foresaids from time to time to frame and publish such new or other regulations and byelaws for the proper use and protection of the park as they may consider necessary.

Eleventhly

During my life no such regulations and byelaws shall have any binding effect unless confirmed by me and by the Secretary of State in terms of the Public Parks (Scotland) Act 1878 and after my death no such regulation and byelaws shall have any binding effect unless and until confirmed by the Secretary of State

moreover it shall not be competent to the said Commissioners by any such regulation and byelaws to be made by them to alter or interfere with any of the fundamental conditions herein before set forth. and I consent to registration hereof for preservation, In Witness Whereof these presents consisting of this and the five preceding pages the first page wereof is impress with a stamp denoting a duty of ten shillings all written by etc etc (named witnesses and signatories)