

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

SEVENTY-FOURTH LEGISLATURE

HOUSE.

No. 629

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND NINE.

AN ACT to create a Cemetery Corporation for the City of
Rockland.

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

Section 1. G. L. Farrand, Henry T. Beverage, John F.
2 Gregory, Israel Snow, Lucien B. Keene, Edward A. Butler,
3 Edward W. Berry, Alvin W. Lovejoy, Connevy E. Rising,
4 C. M. Walker, George H. Hart, Chas. L. Smith, Wm. W.
5 Case, Wm. T. Orbeton, Edward J. Clifton, Frank C. Flint,
6 Elijah H. Herrick, Lorenzo S. Robinson, Myron J. Hahn,
7 Joshua Bartlett, their associates and successors are hereby
8 made a corporation by the name of Rockland Cemetery As-
9 sociation for the purpose of acquiring, holding, controlling,
10 caring for and improving grounds set apart and used for

11 burial purposes, situate in the city of Rockland and town of
12 Rockport, and said corporation shall have all the powers
13 and privileges and be subject to all the duties, restrictions
14 and liabilities contained in the general laws existing or which
15 may hereafter be in force relating to such corporation.

Sect. 2. Said corporation is hereby authorized and em-
2 powered to take possession and assume legal control of the
3 interest of said city of Rockland in what is known as the
4 Bay Point Cemetery and in Achorn Cemetery in said city
5 of Rockland and to hold legal title to such property in both
6 of said cemeteries as the said city of Rockland may have
7 therein as well as of all other property that may be hereafter
8 acquired in pursuance of this charter, all subject to the
9 rights of individuals therein.

Sect. 3. Said corporation may acquire by purchase, gift,
2 or devise and hold for the purposes of said corporation land
3 additional to and adjoining said Bay Point and Achorn
4 Cemeteries. Said corporation may hold such personal prop-
5 erty as may be necessary for the purposes of the corporation ;
6 and said corporation is hereby authorized to take and hold
7 any grant, donation or bequest of property upon trust, and
8 to apply the same or its income to the improvement and
9 beautifying of said cemetery, or for the construction, repair,
10 preservation or renewal of any monument, fence, or other
11 structure, in the planting and cultivation of trees, shrubs or
12 plants in or around any lot, or the improving of said prem-

13 ises in any other manner or form consistent with the pur-
14 poses for which said cemetery is established, and in accord-
15 ance with the terms of said grant, donation or bequest.

Sect. 4. Said corporation shall have a corporate seal to be
2 used in its conveyances and for any of the usual purposes of
3 such a seal, and may make and establish such by-laws for
4 the government of its concerns as may be necessary, not
5 conflicting with the laws of this State.

Sect. 5. Said corporation, by its board of trustees, shall
2 have the care, control and general management, for pur-
3 poses of preservation of the lands and grounds of said ceme-
4 tery, and shall have power to institute legal proceedings for
5 the punishment of any and all offenses committed therein.

Sect. 6. Any person who now is or may hereafter become
2 a proprietor of a lot, by deed or otherwise, in the land men-
3 tioned in section one of this act, or in land hereafter ac-
4 quired by said corporation, shall, if he so desire, become a
5 member of said corporation; and when any person shall
6 cease to be a proprietor of a lot in the lands of said corpo-
7 ration he shall cease to be a member thereof.

Sect. 7. The officers of this corporation shall be a board
2 of seven trustees, a clerk, a treasurer, and such other offi-
3 cers as its by-laws may prescribe, who shall hold office for
4 such time and be elected in such manner as may be required
5 by the by-laws of the corporation.

Sect. 8. The treasurer of said corporation shall be required to give bond with sureties in such sum as the board of trustees may deem sufficient and said treasurer shall have reasonable compensation for his services.

Sect. 9. Any five of the corporators herein named are hereby authorized to call the first meeting of this corporation by publication for two weeks successively in each of the newspapers of the city of Rockland, the last of which shall be at least seven days before said meeting, said publication to be at the expense of the city of Rockland.

Sect. 10. Said corporation is hereby authorized to receive all moneys now held in trust by the city of Rockland, for cemetery purposes and the treasurer of the city of Rockland is hereby authorized to pay the treasurer of said corporation all money held by the city of Rockland in trust for cemetery purposes and the treasurer of said cemetery corporation shall place said money at interest in some approved savings institution in the city of Rockland. The mayor and treasurer of the city of Rockland are hereby authorized to give a sufficient deed to said corporation of all land held by the city of Rockland for burial purposes and the trustees of said corporation are authorized to receive all articles of personal property herein mentioned, the same to be used for the carrying out of the purposes of this act.

PROVIDED, that the city shall have five years within which to pay said fund to said treasurer of said corporation

17 and provided also that no fund now held by said city of
18 Rockland shall be paid to the treasurer of said corporation
19 if such fund is to be paid in violation of any trust originally
20 reposed in said city of Rockland.

AND PROVIDED FURTHER, that said city of Rockland
22 shall be liable for a rate of interest to be agreed upon between
23 it and said corporation for all sums not paid under the fore-
24 going section, interest to be paid semi-annually to said cor-
25 poration.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES,

Augusta, March 13, 1909.

Reported by Mr. ANDREWS from Committee on Judiciary
and ordered printed under joint rules.

E. M. THOMPSON, *Clerk.*