

# MAINE STATE LEGISLATURE

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NINETY - SECOND      LEGISLATURE

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Legislative Document

No. 317

H. P. 651

House of Representatives, February 1, 1945.

Referred to the Committee on Legal Affairs, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Bowker of Portland.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-FIVE

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**AN ACT to Make Valid the Acts and Doings of River-side Cemetery Association of Cape Elizabeth and to Authorize the Transfer by that Association and the Acceptance by the Inhabitants of the Town of Cape Elizabeth of that Association's Cemetery and Trust Funds.**

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

**Sec. 1. Ratification.** All corporate acts, doings and proceedings of River-side Cemetery Association of Cape Elizabeth, all gifts, grants, bequests, donations and conveyances made to it and its trustees, and all grants and conveyances made by it and its trustees are hereby ratified, confirmed and made valid.

**Sec. 2. Authority for River-side Cemetery Association of Cape Elizabeth to transfer its cemetery and trust funds to the Inhabitants of the Town of Cape Elizabeth.** River-side Cemetery Association of Cape Elizabeth and the trustees thereof are hereby authorized and empowered to give, grant, convey, transfer, assign and set over to the Inhabitants of the Town of Cape Elizabeth, a body corporate, its successors and assigns, the cemetery and all lands and their appurtenances near the Spurwink Church in Cape Elizabeth and all other grounds owned by said association and trustees by appropriate deed of the fee thereof, subject to such rights of occupation and burial as have heretofore been granted by said association, and also all trust funds held by said association and trustees.

**Sec. 3. Inhabitants of the Town of Cape Elizabeth authorized to accept and hold cemetery and trust funds.** The Inhabitants of the Town of Cape Elizabeth are hereby authorized and empowered to accept the cemetery, lands and their appurtenances near Spurwink Church in Cape Elizabeth and all other grounds owned by the River-side Cemetery Association of Cape Elizabeth and the trustees thereof, and also all trust funds held by said association and trustees, and to hold, conduct, manage, maintain and administer said property and trust funds according to the laws of the state of Maine in such cases made and provided.

**Sec. 4. Transfer of general funds.** After such transfer and after settlement of its liabilities and accounts, River-side Cemetery Association of Cape Elizabeth may deliver over to the Inhabitants of the Town of Cape Elizabeth such amounts as may remain of its general funds, the same to be accepted and used by the Inhabitants of the Town of Cape Elizabeth as part of the general funds available for maintenance and upkeep of the cemetery.

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