

By Mr. Worrall of Wareham, petition of Raymor M. Gillford and others (selectmen) (by vote of the town) that the town of Rochester be authorized to take over certain cemeteries in said town. Mercantile Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Four.

AN ACT AUTHORIZING THE TOWN OF ROCHESTER TO TAKE
OVER CERTAIN CEMETERIES IN THE TOWN.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. The town of Rochester is hereby au-
2 thorized to take possession and assume legal control
3 of the following cemeteries in the town:— Ashley
4 cemetery, Sherman cemetery, Union cemetery (some-
5 times called Rochester Burying Ground) and Old
6 North Rochester cemetery (located on Braley Hill
7 road); provided, that nothing herein contained shall
8 affect the individual vested rights of the present
9 owners or proprietors of said cemeteries.

1 SECTION 2. The immediate care of said cemeteries
2 shall be in the board of selectmen or board of ceme-
3 tery commissioners, if any, which boards shall have
4 charge of the expenditure of any and all appropria-
5 tions made by said town for the care thereof.

1 SECTION 3. The said town shall pay all damages
2 sustained by any person or corporation in property
3 by the taking of any land or other property, or by any
4 other thing done by said town under the authority of

5 this act. Any person or corporation sustaining dam-
6 ages as aforesaid under this act, who fails to agree
7 with said town as to the amount of damages sus-
8 tained, may have the damages assessed and deter-
9 mined in the manner provided by law when land is
10 taken for the laying out of ways and highways, on
11 application at any time within the period of one year
12 from the taking of such land or other property, or the
13 doing of other injury under the authority of this act,
14 but no application shall be made after the expiration
15 of said one year.

1 SECTION 4. This act shall take effect upon its
2 passage.