

SENATE No. 158.

Commonwealth of Massachusetts.

SENATE, March 1, 1898.

The committee on Mercantile Affairs, to whom was referred the petition of George M. White and others for the incorporation of the North Rochester Cemetery Association, report the accompanying bill.

For the Committee,

FRED H. WILLIAMS.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-eight.

AN ACT

To incorporate the North Rochester Cemetery Association in the Town of Rochester.

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. George M. White, George H.
2 Gerrish, Clarence W. Maxim, Frederick W. J.
3 Gerrish, Charles M. Maxim, John G. Bennett,
4 their associates and successors, are hereby made
5 a corporation by the name of the North Rochester
6 Cemetery Association for the purpose of control-
7 ling, caring for and improving ground set apart
8 and known as the "North Rochester Cemetery,"
9 situated and lying in the town of Rochester.
10 Said corporation shall have all the powers and
11 privileges and be subject to all the duties, restric-
12 tions and liabilities set forth in the general laws
13 which now are or hereafter may be in force, appli-
14 cable to similar corporations.

1 SECTION 2. Said corporation is hereby author-
2 ized to take possession and assume legal control
3 of said cemetery, and may acquire by gift, be-
4 quest, devise or purchase, and may hold so much
5 personal property as may be necessary for the
6 object connected with and appropriate for the
7 purpose of said association: *provided*, that noth-
8 ing herein contained shall affect the individual
9 rights of proprietors in said cemetery.

1 SECTION 3. All persons who shall become
2 proprietors of lots in any lands acquired by said
3 association, and all persons who now are proprie-
4 tors of lots whether by deed or otherwise in the
5 real estate mentioned in section one of this act,
6 shall be and become members of said associa-
7 tion; and whenever any person shall cease to be
8 the proprietor of a lot in the lands of said associ-
9 ation, he shall cease to be a member thereof.

1 SECTION 4. All the net proceeds of sales of
2 lots in the lands held by said corporation shall be
3 devoted and applied to the preservation, improve-
4 ment and embellishment, protection and enlarge-
5 ment of said cemetery, and the incidental expenses
6 thereof, and to no other purpose.

1 SECTION 5. Said corporation is hereby author-
2 ized to take and hold any grant, donation or
3 bequest of property, upon trust, to apply the same
4 or the income thereof, for the improvement, em-
5 bellishment, or enlargement of said cemetery, or

6 for the erection, repair, preservation or removal
7 of any monument, fence or other erection, or for
8 the planting and cultivation of trees, shrubs or
9 plants in or around any lot, or for improving said
10 premises in any other manner or form consistent
11 with the object of said corporation, according to
12 the terms of such grant, donation or bequest.

1 SECTION 6. Said corporation may by its by-
2 laws provide for such officers as may be necessary,
3 and may also provide for the care and manage-
4 ment of the cemetery and for the sale and con-
5 veyance of lots therein, and for the care and
6 management of any funds which it may hold for
7 the benefit and care of said cemetery, and for any
8 other matters incident to the proper management
9 of the corporation.

1 SECTION 7. This act shall take effect upon its
2 passage.