

# Rose Lawn Cemetery

Perry, Michigan  
2013

As authorized by a Regular Meeting of the Board of the Township of Perry, Shiawassee County, Michigan, on April 7, 1993 pursuant to Cl'29, Sections 479 and 2678 (M.S.A. 14.61 and 5.3131) et seq., as amended. Plats thereof are recorded in the Office of the Register of Deeds, Corunna, Michigan.

## MEMBERS OF PERRY TOWNSHIP BOARD OF HEALTH

Sidney L. Grinnell .....Supervisor  
Kelly Schmidt .....Clerk  
Troy Parmalee .....Treasurer  
Mark Fraser .....Trustee  
Francis Griffith .....Trustee

**SEXTON**  
Pam Green  
Revised 2013

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## Rules and Regulations

### BOARD OF HEALTH

#### SECTION 1

The Board of Health of the Township of Perry, Shiawassee County, Michigan, herein called the Board, holds the fee of the land in Rose Lawn Cemetery in trust for the Township of Perry, subject to the laws of the State of Michigan. The Board is composed of the Supervisor of the Township who is President thereof; the Clerk, who is Clerk thereof; the Township Treasurer and the two Trustees.

The Board appoints a Sexton who performs the duties designed by the Board. Whenever, in these regulations, an act is to be done by the Sexton, this act may be done in the Sexton's absence by the Clerk. In the absence of the Clerk, the President may perform acts herein stated to be done by the Clerk or Sexton. Special graves in these regulation mean those single graves not in platted lots, but in localities fixed by the Board.

special graves without ways of access and aisles thereto as platted, a right of access to such lots or special graves over the land intervening between them and the nearest platted way, is hereby expressly reserved. Hereafter, all graves within lots shall extend across the narrower dimension of the lot and shall be numbered serially from the grave nearest the marker to the other end of the lot.

#### EVIDENCE OF OWNERSHIP SECTION IV

A Certificate from the Board and the record on its books kept in its office are the only evidences of title recognized by the board. It is important that, upon the death of an owner or part owner of a lot, his or her spouse, heirs, devisees, beneficiaries, or personal representative should file in the Office of the Clerk proof of owner ship. Without such evidence, the rights of such persons will not be recognized.

#### PERPETUAL CARE SECTION V

Real and personal property granted, bequeathed, devised, or otherwise transferred to the Board for purpose of Perpetual Care, shall be received and held in trust by the Board for the purpose of caring for the lots or fractions thereof or special graves specified in the

## PURCHASE OF LOTS SECTION II

Any person desiring to purchase a grave must apply to the Clerk or Sexton, who will provide the purchaser with the description of the area desired. The price for a grave shall be \$100 for residents of the Township of Perry, and \$250 for non-residents thereof. No lots or fractions thereof or special graves shall hereafter be sold without provisions being made by the purchaser thereof for Perpetual Care. Upon such payment and provision being made, the Clerk or Sexton shall issue to the purchaser, as Owner thereof Certificate of Right of Burial. The prices herein established may be, from time to time, adjusted by the Board.

#### RIGHT OF BURIAL SECTION III

A Certificate of Right of Burial from the Board conveys to the purchaser, the purchaser's deceased or surviving spouse, and heirs or specific beneficiaries of all rights, under such Certificate by Last Will and Testament, a burial place, if graves remain herein. Such title and right shall not constitute absolute ownership, but is held subject to the law in regard to such Township Cemeteries and the Rules and Regulations of the Board now in force or which may hereafter be adopted. Where there are lots or

receipt or instrument of transfer, subject to these regulations as they may, from time to time, be amended and the laws of the State of Michigan.

If the money paid, or the value of the property transferred on behalf of any area, in the judgment of the Board is less than \$50 per grave or if no specific area be designated, the property shall be held in trust for the caring of the whole or any part of the cemetery.

The care given and the purposes of the trust shall be: The cutting of the grass, the filling of sunken graves, the seeding, raking and cleaning of the designated areas at such times and in such manner as the Board shall consider most expedient for the care of such lot, but shall not include the maintenance of any work upon monuments.

All property and in the income and accretions thereto held in trust as aforesaid shall constitute one trust and may be dealt with together, and the care given shall be limited to the income received from such property.

The regulations promulgated from time to time by the Board shall be deemed part of the items, conditions, and purposes of a gift, grant, devise, bequest, or other transfer to the said Board for Perpetual Care.

The Board shall have power to deal with this property and money as they deem best for the best interests of the above purposes of the trust. All money shall be securely and safely deposited or invested and the Board shall have

the power to execute all instruments and perform all acts convenient and necessary for the use or any disposition of said property or moneys.

In addition to the purchase price for a grave, each purchaser shall pay into a Perpetual Care Fund, the sum of \$50 or other sum as the Board shall from time to time establish for this purpose.

No interment shall be permitted in any grave while there are any sums due the Board.

### SALES OR ASSIGNMENT OF LOTS SECTION VI

Locations, sales, or assignments of lots for the purposes of speculation are not permitted.

Should a lot owner desire to dispose of his/her area, he/she must disinter any remains interred therein, in accordance with these regulations and on delivery of his Certificate or other evidence of ownership to the Clerk for cancellation, the Board will return two-thirds of the original price paid for such area, and ownership of such area shall revert in the Board.

Any other transfer, except to an heir or a beneficiary of an owner upon the death of the owner, will not be recognized by the Board unless the Board determines that the circumstances are unique and require an exception from this rule. In case investigation is necessary, or proofs required to be taken and

### MONUMENTS SECTION VIII

No monuments shall be removed from the cemetery without the consent of the Board and when erected must be free from lien. Foundations are priced according to size as the Perry Township Board will from time to time establish. Payment is due prior to the completion of the work. Foundations for monuments may only be placed by or through the office of the Sexton or Clerk. The Township is not liable for damage and/or breakage by anyone other than Township employees. The headstones are property of the owners of the grave and any maintenance of the headstone is the responsibility of the owner.

### SUPERVISION BY SEXTON SECTION IX

All workmen employed in the erection of vaults, tombstones, monuments, and markers, will be subject to the control and direction of the Sexton; and all material brought into the Cemetery to be used in improving lots must be brought into the Cemetery in such a manner, and at such times as the Sexton may direct; and all earth and rubbish accumulated in improving lots must be removed and deposited, under the direction of the Sexton, at the expense of the owner of such lot. Any workman failing to

recorded, as to heir ship, or other rights of claimants of burial rights, the expense of the same must be paid by the owner (or owner's estate to the Clerk in advance.

### IMPROVEMENTS SECTION VII

No grave blankets will be permitted between April 1 through October 1. Owners must remove grave blankets including wire, nails and stakes by April 1 or they will be removed by the sexton. The planting or training of trees or shrubbery upon lots shall be under the supervision of the Sexton and as permitted by the Board. No trees, shrubs, or bushes shall be planted upon any lot and no currently existing trees, shrubs, or bushes shall be removed from the cemetery except by the permission of the Sexton. The Board reserves the right to enter on any lot and remove any existing trees, shrubs bushes, and flowers, which on account of their roots, branches, or otherwise, have become detrimental to adjacent lots or aisles, or unsightly and inconvenient or are contrary to these regulations. No articles designed for use or ornament may be placed on lots except by permission of the Sexton. Silk, plastic, or other artificial flowers or greenery may be removed at the discretion of the Sexton or Board.

conform to this regulation may afterwards be prohibited from working in the Cemetery.

No heavy trucking will be allowed in wet weather. No stone work shall be brought into the Cemetery on Saturday after twelve o'clock noon, and no work shall be commenced on that day that cannot be finished, and the dirt and debris there from removed before the hour of closing the Cemetery.

It shall be the duty and right of the Board, from time to time, to make such rules and regulations for the government of the grounds as they may deem requisite and proper, and for the general objects and best interest of the Cemetery.

Wooden and iron headboards, wooden markers, crosses, monuments, trellises, chair or settees, wholly or in part of wood, and large vases or urns other than stone or durable materials, are prohibited.

No plants or flowers shall be set farther than 2 feet in front of markers, and no plants or flowers shall be removed from a lot without the consent of the lot owner, except as herein provided.

All persons are forbidden to sit, walk upon, or otherwise occupy any area not their own other than the aisles and roads.

Bicycle riders and persons with baby carriages must confine themselves to the aisles and roads. They may not ride or pass over graves, and they must observe the rules governing

vehicles and drivers.

No snowmobiles are allowed on Cemetery grounds.

All persons are strictly prohibited from picking any plants or flowers whether cultivated or wild; breaking or injuring trees or shrubs; marring any monument or other erections; or in any way defacing or injuring property located in the Cemetery.

The safe way is to not touch anything which does not belong to you.

All persons are reminded that these grounds are sacredly devoted to the burial of the dead, for whom it is intended to make Rose Lawn Cemetery a calm and peaceful resting place, as well as an attractive and pleasing haven for their living relatives and friends.

To guard and conserve the rights and interests of all the lot owners these rules and regulations are established. The statutes of the State have made the willful violation of them a very serious offense. These laws will be vigorously enforced. The offender will find no well-disposed person who will extend him or her sympathy.

The finest cemeteries in the world are said to be in the United States, and the finest cemeteries in the United States are those in which the lot owners cooperate with the management in the rigorous enforcement of the rules and regulations for their government.

No persons may enter the Cemetery except

For the digging of the graves: \$150-up to 5 feet in length and \$450- over 5 feet in length. Extra fees may apply for holiday, weekends, and evening burials. These fees may be adjusted from time to time by the Board.

No disinterment shall be allowed except by permission of the Clerk, who shall grant such permission only if he/she has received the written consent of the recorded owner or owners of the area; and an application and affidavit obtained from the Clerk is completed. The Township Board will determine who will dig a grave.

Owners may not allow interments to be made in their lots for remuneration.

No interment will be permitted until a death certificate for the deceased is provided to the Sexton.

The Sexton will not be responsible for the preparation of a grave in time for funerals unless he/she has had 48 hours previous notice thereof.

All graves shall be opened and closed by the Sexton or his/her employees.

All funeral processions while on the grounds will be subject to the direction and control of the Sexton.

Discharging of firearms, other than volleys at burial services, is prohibited, and except on such occasions persons with firearms will not be admitted.

through the gates and during open hours.

Lot owners and their families will be allowed access to the grounds at all proper times, but observe all the rules which may be adopted for the regulation of visitors.

Those persons that knowingly violate any of the rules and regulations of the Cemetery will not be permitted to enter the grounds. No persons with refreshments, liquors, or dogs will be admitted.

No persons will be permitted to use boisterous or profane language, or in any way disturb the quiet and good order of the Cemetery.

For the graves that are over 100 years old and no survivors can be located, the township will try to maintain the gravesite as much as possible.

## INTERMENTS AND DISINTERMENTS SECTION X

All interments on lots are restricted to the owner, his deceased or surviving spouse, his heirs or specific beneficiaries of right under a Certificate of Burial by Last Will and Testament. No interment can take place in any lot without permission from the Clerk, who shall grant such permission only if there is a record in the books of the Board evidence of proper relationship to the recorded owner on the part of the person to be interred and if there is previously paid to the Clerk the following sums

## VALULTS SECTION XI

The Public Vault is for the use of owners of area within the Cemetery, or those intending to become such, and no bodies can remain therein more than fifteen days unless special permission be granted by the Clerk.

A deposit in an amount as shall from time to time be established by the Board shall be made with the Sexton prior to the placing of any body in the Cemetery Vault.

The Board reserves the right to inter, in such places in the Cemetery as they may desire, any bodies that remain in the Vault after the time limited thereto and to likewise inter any bodies becoming offensive in the judgment of the Board although the time permitted thereto has no expired.

The remains of any person which are in a decomposed or offensive condition, or in defective coffins, or any person who has died of an infectious or contagious disease, will not be allowed in the Public Vault.

## VETERAN'S CIRCLE

Veteran and immediate spouse only to be buried in the Circle and other designated Veteran's burial area. The Veteran's grave and perpetual care is free, but they must pay for the opening and closing. The spouse must pay for her/his grave, Perpetual Care, and opening and closing of the grave.